Into the Wild Blue Yonder of Legal Representation for Victims of Sexual Assault: Can U.S. State Courts Learn from the Military?
Erin Gardner Schenk
David L. Shakes

“Fundamental Since Our Country’s Founding”: United States v. Aurenheimer and the Sixth Amendment Right to Be Tried in the District in Which the Alleged Crime Was Committed
Paul Mogin

A Crisis for Women’s Rights? Surveying Feticide Statutes for Content, Coverage, and Constitutionality
Lawrence J. Nelson
The University of Denver Criminal Law Review is published annually by the University of Denver Sturm College of Law.

University of Denver Criminal Law Review  
2255 East Evans Avenue  
Denver, Colorado 80208  
www.law.du.edu/criminal-law-review  
crimlawreview@law.du.edu

Cite as: 6 U. DENV. CRIM. L. REV ___ (2016)

Subscriptions: Subscriptions to the Criminal Law Review are $20.00 per volume (plus $5.00 for mailing addresses outside the United States). All subscriptions will be renewed automatically unless the subscriber provides timely notice of cancellation.

Copyright: All articles copyright © 2016 by the University of Denver Criminal Law Review, University of Denver (Colorado Seminary) Sturm College of Law. For all articles for which it holds the copyright, the Criminal Law Review permits copies to be made for classroom use, provided that (1) the user notifies the Criminal Law Review of the use, (2) the author and the University of Denver Criminal Law Review are identified, and (3) the proper notice of copyright is affixed to each copy. For all other articles, contact the Criminal Law Review to request reprint permission.

Form: The Criminal Law Review generally conforms to The Bluebook: A Uniform System of Citation (Columbia Law Review Ass’n et al. eds., 20th ed. 2015) and to The Chicago Manual of Style (16th ed. 2010). It is the general policy of the Criminal Law Review not to keep unpublished sources used in articles, notes, or comments beyond their use for verification of citations. Inquiries as to the location of an unpublished source should be directed to the author of the article, note, or comment in which it is cited.

Manuscripts: Please send all manuscripts via email to the Solicitation Editor at crimlawreview@law.du.edu. All manuscripts should be provided as Microsoft Word documents with all citations in footnotes.

Printed by Tattered Cover Press in Denver, Colorado.
UNIVERSITY OF DENVER CRIMINAL LAW REVIEW

Volume 6 Board of Editors
2015-2016

Editor in Chief
KAELA ZIHLMAN

Managing Editor
MICHAEL LA GARDE

Solicitation Editor
KEVIN BENNINGER

Online Editor
MATTSON SMITH

Executive Editor
CHARLES DOW

Business Editor
DEMI ARENAS

Recruitment Editor
SAMIT BHALALA

Events Editor
STEVEN VISIOLI

Alumni Communications Editor
NICOLE SAVINO

SENIOR ARTICLE EDITORS
MORGEN OSWOOD
SANDY RAMLO
MELISSA YOUNGPETER

STAFF EDITORS

PAIGE ARMSTRONG
ANDREW BENNETT
MCKENNA BURKE
UYEN DANG
PAIGE GENOVESE
GRANT GROSGBEAUER

ARIELLE HANSER
COLIN REILLY
MACKENZIE SHIELDS
ELIZABETH WEIL
MICHAEL WILMORE
JEREMY WOOTEN

FACULTY ADVISORS

NANCY LEONG
JUSTIN MARCEAU
G. KRISTIAN MCDANIEL-MICCIO

Published by Digital Commons @ DU, 2016
UNIVERSITY OF DENVER
STURM COLLEGE OF LAW

ADMINISTRATIVE OFFICERS

Rebecca Chopp, B.A., M.Div., Ph.D., Chancellor
Gregg Kvistad, B.A., M.A., Ph.D., Provost and Executive Vice Chancellor
Armin Afsahi, B.A., M.B.A., Vice Chancellor for Advancement
Eric Bono, B.A., J.D., Assistant Dean for Career Opportunities
Peg Bradley-Doppes, B.A., M.A., Vice Chancellor for Athletics and Recreation
Kevin Carroll, B.S., M.B.A., Vice Chancellor of Marketing & Communications
Paul H. Chan, B.A., J.D., Vice Chancellor for Legal Affairs
Iain Davis, M.S., Assistant Dean of Student Financial Management and Admissions
Laura E. Dean, B.A., M.PS, Assistant Dean of Alumni Relations
Clinton R. Emmerich, B.S., M.B.A., Assistant Dean of Finance and Administration
David Greenberg, B.S., J.D., Vice Chancellor of Institutional Partnerships
Meghan S. Howes, B.A., B.F.A., Assistant Dean of Communications
Martin Katz, B.A., J.D., Dean of the Sturm College of Law and Professor of Law
Ricki Kelly, B.S., J.D., Assistant Dean of Development
Amy King, B.S., M.P.S., Vice Chancellor of Human Resources
Viva Moffat, B.A., M.A., J.D., Associate Dean of Academic Affairs and Professor of Law
Liliana Rodriguez, B.A., M.S., Ph.D., Vice Chancellor of Campus Life and Inclusive Excellence
Joyce S. Sterling, B.A., M.A., Ph.D, Associate Dean of Faculty Development and Professor of Law
Catherine E. Smith, B.A., M.A., J.D., Associate Dean for Institutional Diversity and Inclusiveness and Professor of Law
Barbara J. Wilcots, B.A., M.A., M.A., Ph.D, Associate Provost for Graduate Studies
John R. Wilson, B.S., J.D., Director Graduate Tax Program and Lecturer
Thomas Willoughby, B.S., M.A., Vice Chancellor of Enrollment
Craig Woody, B.B.A., M.Acc., Vice Chancellor for Business & Financial Affairs

https://digitalcommons.du.edu/crimlawrev/vol6/iss1/1
FACULTY

Robert Anderson, B.A., J.D., Professor of the Practice of Law
Rachel S. Arnow-Richman, B.A., J.D., LL.M, Professor of Law and Director, Workplace Law Program
Debra Austin, B.M.E., J.D., Ph.D., Associate Professor of the Practice of Law
Rebecca Aviel, B.A., J.D., Associate Professor of Law and Director, Constitutional Rights & Remedies Program
Tanya Bartholomew, B.A., J.D., Associate Professor of the Practice of Law
Brad Bartlett, B.A., J.D., Visiting Assistant Professor
Arthur Best, A.B., J.D., Professor of Law
Jerome Borison, B.S., J.D., LL.M., Associate Professor of Law
Stacey Bowers, B.S., J.D., MLIS, Ph.D., Assistant Professor of the Practice of Law
J. Robert Brown, Jr., B.A., M.A., Ph.D., J.D., Professor of Law and Director, Business & Commercial Law Program
Teresa Bruce, B.A., J.D., Visiting Associate Professor of the Practice
Phoenix Cai, B.A, J.D., Associate Professor of Law and Director, Roche International Business LLM Program
John Campbell, B.A., J.D., Assistant Professor of the Practice of Law
Bernard Chao, B.S., J.D., Associate Professor of Law
Federico Cheever, B.A., M.A., J.D., Professor of Law and Director, Environmental and Natural Resources Program
Alan K. Chen, B.A., J.D., Professor of Law and Director, Constitutional Rights & Remedies Program
Roberto L. Corrada, B.A., J.D., Professor of Law and Mulligan Burleson Chair in Modern Learning
Courtney Cross, B.A., J.D., LL.M., Visiting Assistant Professor
Patience Crowder, B.A., J.D., Assistant Professor of Law
Susan Daggett, Assistant Professor of the Practice and Executive Director, Rocky Mountain Land Use Institute
K.K. DuVivier, B.A., J.D., Professor of Law
Nancy S. Ehrenreich, B.A., J.D., LL.M., Professor of Law
Ian Farrell, L.L.B., L.L.M., Assistant Professor of Law
Alexi Freeman, B.A., J.D., Assistant Professor of the Practice and Director, Public Interest
César Cuauhtémoc García Hernández, A.B., J.D., Visiting Associate Professor of Law
Rashmi Goel, B.A., LL.B., J.S.M., J.S.D candidate, Associate Professor of Law
Robert M. Hardaway, B.A., J.D., Professor of Law
Jeffrey H. Hartje, B.A., J.D., Associate Professor of Law
Mark Hughes, A.B., J.D., Visiting Assistant Professor
Sheila K. Hyatt, B.A., J.D., Professor of Law
Scott Johns, B.A., J.D., Professor of the Practice of Law and Director, Bar Passage Program
José Roberto Juárez, Jr., A.B., J.D., Professor of Law
Sam Kamin, B.A., J.D., Ph.D., Professor of Law
Martin Katz, A.B., J.D., Dean of the Sturm College of Law and Professor of Law
Hope Kentnor, B.A., MSLA, Ph.D., Assistant Professor of the Practice and Director, MSLA Program and MLS Program
Tamara L. Kuennen, B.A., J.D., LL.M, Associate Professor of Law
Margaret Kwoka, B.A., J.D., Assistant Professor of Law
Jan G. Laitos, B.A., J.D., S.J.D., John A. Carver Professor of Law
CJ Larkin, B.A., M.A., J.D., Visiting Associate Professor of the Practice
Christopher Lasch, B.A., J.D., Associate Professor of Law
Nancy Leong, B.A., B.Mus., J.D., Associate Professor of Law
Kevin Lynch, B.A., J.D., Assistant Professor of Law
Justin Marceau, B.A., J.D., Professor of Law
Lucy A. Marsh, B.A., J.D., Professor of Law
G. Kristian McDaniel-Miccio, B.A., M.A., J.D., LL.M., J.S.D., Professor of Law
Viva Moffat, B.A., M.A., J.D., Associate Dean of Academic Affairs and Professor of Law
Suzanna Moran, B.A., M.S., J.D., Associate Professor of the Practice
Ved P. Nanda, B.A., M.A., LL.B., LL.M, Thompson G. Marsh Professor of Law
Stephen L. Pepper, A.B., J.D., Professor of Law
Justin Pidot, B.A., J.D., Associate Professor of Law
Raja Ragunath, B.A., J.D., Assistant Professor of Law
Paula R. Rhodes, B.A., J.D., Associate Professor of Law
Edward J. Roche, Jr., B.B.A., J.D., Professor of Law
Tom I. Romero, B.A., J.D., Ph.D., Assistant Provost of IE Research and Curriculum Initiatives and Associate Professor of Law
Laura L. Rovner, B.A., J.D., LL.M., Associate Professor of Law and Director, Clinical Programs
Nantiya Ruan, B.A., J.D., Professor of the Practice of Law and Director, Lawyering Process Program
Thomas Russell, B.A., M.A., J.D., Ph.D., Professor of Law
David Schott, B.S., J.D., Professor of the Practice of Law and Director, Trial Advocacy Program
Michael Siebecker, B.A., J.D., LL.M., M.Phil., Ph.D., Professor of Law
Catherine E. Smith, B.A., M.A., J.D., Associate Dean for Institutional Diversity and Inclusiveness and Professor of Law
Don C. Smith, B.S., J.D., LL.M., Associate Professor of the Practice of Law
John T. Soma, B.A., M.A., J.D., Ph.D., Professor of Law
Michael Sousa, B.A., J.D., Associate Professor of Law
Mary Steefel, B.A., J.D., LL.M., Professor of the Practice of Law
Joyce S. Sterling, B.A., M.A., Ph.D., Associate Dean of Faculty Development and Professor of Law
Kathryn Stoker, B.A., J.D., Assistant Professor of the Practice of Law
Celia R. Taylor, B.A., J.D., Professor of Law, Director, International Legal Studies Program and Nanda Chair
David I. C. Thomson, B.A., J.D., Professor of the Practice of Law and Director, Experiential Advantage
Komal Vaidya, B.S., J.D., Visiting Assistant Professor of the Practice
Kyle Velte, B.A., J.D., LL.M, Assistant Professor of the Practice of Law
Ann Vessels, B.A., J.D., Professor of the Practice of Law and Director, Legal Externship Program
Robin Walker Sterling, B.A., J.D., LL.M., Assistant Professor of Law
Eli Wald, B.A., LL.B., LL.M., S.J.D., Professor of Law and Delaney Chair
Lindsey Webb, B.A., J.D., LL.M, Assistant Professor of Law
Annecoos Wiersema, B.A., LL.B., LL.M., S.J.D., Professor of Law
John R. Wilson, B.S., J.D., Professor of Taxation and Director, Graduate Tax Program