Decision-making and Fairness References

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Web sites

- Implicit Bias, A Primer for Courts, Jerry Kang, National Center for State Courts (2009) available at <u>http://www.ncsc.org</u> /~/media/Files/PDF/Topics/Gender%20and%20Racial%20Fairness/kanglBpr imer.ashx, a website with other reference materials as well
- 2. Project Implicit® Web site: <u>http://projectimplicit.net/</u>
- 3. *Kirwin Institute on Race and Ethnicity,* Ohio State University, (home page, updated frequently)
- 4. *A review of Implicit Bias research, 2017.* Kirwan Institute on Race and Ethnicity, Ohio State Universityhttp://kirwaninstitute.osu.edu/wp-content/uploads/2017/11/2017-SOTS-final-draft-02.pdf
- 5. *A Meta-Analysis of Procedures to Change Implicit Measures,* Forscher, ,Lai, Axt, Ebersole, Herman, Devine, Nosek, Washington University. A continuing effort to monitor studies in the area, last updated in 2018. Detailed analysis of methodology of studies and of difficulty in measuring changes in behavior.

<u>Books</u>

- 1. Thinking Fast and Slow, Khaneman; Farrar, Straus, and Giroux (2011)
- 2. Blind Spot, Banaji and Greenwald; Delacorte Press (2013)
- 3. *Decisive*, Heath and Heath; Crown Business (2013)
- 4. Mistakes Were Made (But Not by Me), Tarvis and Aranson; Harcourt (2007)
- 5. *The Invisible Gorilla*, Chabris and Simon; Crown Publishing (2009)
- 6. Predictably Irrational, Ariely; Harper Collins (2009)

Law Review Articles

- 1. Implicit Bias in the Courtroom, Kang, et. al., 59 UCLA Law Review1124 (2012)
- 2. *Does Unconscious Racial Bias Affect Trial Judges?* Johnson, Guthrie, Rachlinski and Wistrich, 84 Notre Dame Law Review No.3 (2009)
- 3. *Blinking on the Bench: How Judges Decide Cases,* Guthrie, Rachlinski and Wistrich. 93 Cornell Law Review 1 (2007)
- 4. Forgotten Racial Equality: Implicit Bias, Decision-making, and Misremembering, Levinson, 57 Duke Law Journal 345 (2007)
- 5. *Symposium on Behavioral Realism,* Greenwald and Krieger, 94 California Law Review 945 (2006)
- 6. The Law of Implicit Bias, Jolls and Sunstein, 94 California Law Review 969 (2006)