

**CURRICULUM VITAE ANA MARÍA NEIRA PENA****PERSONAL INFORMATION****NAME** Ana María Neira Pena.**NATIONALITY** Spanish.**GENDER** Female.**DATE OF BIRTH** 23<sup>rd</sup> October 1986.**ADDRESS** Área de Derecho penal, Facultad de Derecho, Campus de Elviña, s/n,  
15071, A Coruña, Spain.**TELEPHONE** (+34) 981 167 000-1603.**FAX(ES)** (+34) 981 290 310.**E-MAIL** ana.neira.pena@gmail.com / ana.neira@udc.es.**PROFILE AND CURRENT POSITION****Assistant professor and researcher** at the University of A Coruña specialized in criminal procedure and corporate criminal law.**PhD candidate** at the University of A Coruña developing a FPU research fellowship granted by the Ministry of Education.**WORK EXPERIENCE****INTERNSHIPS IN THE ACCOUNTING DEPARTMENT OF TECHNICAL CONSULTANCY****Dates** August 2010-September 2010.**Occupation or position held** Trainee.**Main activities and responsibilities** Use of accounting software business and organization and control of invoices.**Name and address of employer** University of A Coruña, Campus de Elviña, s/n, E-15071,  
A Coruña, Spain.**Type of business or sector** Advisory services.**ASSISTANT LECTURER IN PROCEDURAL LAW****Dates** September 2010-May 2012.**Occupation or position held** Adjunct professor.**Main activities and responsibilities** Organization and teaching the course *Introduction to Procedural Law*.**Name and address of employer** University of A Coruña, Campus de Elviña, s/n, E-15071,  
A Coruña, Spain.**Type of business or sector** University.**RESEARCH FELLOWSHIP IN PROCEDURAL LAW****Dates** May 2012-October 2012.**Occupation or position held** Pre-doctoral researcher.**Main activities and responsibilities** Research in corporate criminal liability and related procedural issues and teaching in procedural law and criminal proceedings.**Name and address of employer** University of A Coruña, Campus de Elviña, s/n, E-15071,  
A Coruña, Spain.**Type of business or sector** University.**FPU RESEARCHER IN PROCEDURAL LAW****Dates** January 2013-November 2015.**Occupation or position held** Pre-doctoral researcher.**Main activities and responsibilities** Research in corporate criminal liability and related procedural issues and teaching in procedural law and criminal proceedings.**Name and address of employer** Ministry of Education.**Type of business or sector** University.**ASSISTANT LECTURER IN PROCEDURAL LAW****Dates** November 2015-currently.**Occupation or position held** Assistant professor.**Main activities and responsibilities** Research in corporate criminal liability and related procedural issues and teaching in procedural law and criminal proceedings.**Name and address of employer** University of A Coruña, Campus de Elviña, s/n, E-15071,  
A Coruña, Spain.**Type of business or sector** University.

## EDUCATION

**Degree in Law** from the University of A Coruña (2004-2010).

**Degree in Business Administration** from the University of A Coruña (2004-2010).

**Postgraduate studies in Business Legal Advice** from the University of A Coruña (2010-2011).

**Ph. D. Law**, University of A Coruña (2011-2015).

Dissertation title: *Corporations as passive parties to criminal proceedings: research on corporate criminal liability, focused on procedural issues.*

## VISITING SCHOLAR

Department of juridical Science "Antonio Cicu", University of Bologna, Italy (September, 2012-December 2012).

Buffalo Law school, State University of New York, United States of America (February, 2014-July 2014).

Law School, Pontificia Universidad Católica de Chile, Chile, (March, 2016-June, 2016).

## SCIENTIFIC PUBLICATIONS

## BOOKS

A. M<sup>a</sup>., NEIRA PENA, **La instrucción de los procesos penales frente a las personas jurídicas**, Tirant Lo Blanch, forthcoming 2016.

## BOOK CHAPTERS

A. M<sup>a</sup>., NEIRA PENA, **Dangers resulting from self-regulation: unregulated corporate internal investigations and the individuals' rights**, in VV.AA., EDUARDO SAAD DINIZ, DOMINIK BRODOWSKI, MANUEL ESPINOZA DE LOS MONTEROS DE LA PARRA (eds.), *Regulating Mismanagement in the Corporate Field: The Role of Criminal Law and the Financial Crisis*, 2016, en fase de edición.

A. M<sup>a</sup>., NEIRA PENA; X. FERREIRO BAAMONDE **Las partes acusadoras** in VV.AA., J. NIEVA FENOLL; L. BUJOSA VADELL (dirs.) *Nociones preliminares de Derecho Procesal Penal*, Atelier, 2016, pp. 49-56. ISBN 978-84-16652-00-6.

A. M<sup>a</sup>., NEIRA PENA, **Perigos resultantes de auto-regulação: os inquéritos internos corporativos e os direitos dos indivíduos** in VV.AA. EDUARDO SAAD-DINIZ; DOMINIK BRODOWSKI; ANA LUÍZA BARBOSA DE SÁ (coords.) *Regulação Do Abuso No Âmbito Corporativo: O Papel Do Direito Penal Na Crise Financeira*, LiberArs, ISBN: 978-85- 64783-78-2.

A. M<sup>a</sup>., NEIRA PENA, **Programas de cumplimiento penal e investigaciones internas. Los derechos de los trabajadores en juego**, VV.AA. F. BUENO DE MATA (dir.); A. M. Neira Pena; J. Pérez Gaipo (coords.) *PROCESSULUS: Estudios sobre Derecho Procesal*, Comares, Granada, 2015, pp. 163-177. ISBN: 978-84-9045-273-8.

A. M<sup>a</sup>., NEIRA PENA, **Las medidas limitativas del derecho al secreto de las comunicaciones y a la intimidad en el seno de la empresa. Los derechos de los individuos como límite de los compliance programs** in VV.AA. VICENTE GIMENO SENDRA, MARÍA TERESA REGUEIRO GARCÍA (dirs.), *Nuevas tendencias en la interpretación de los Derechos Fundamentales*, Universitas S.A., Madrid, 2014, pp. 479-498. ISBN 978- 84-7991-425-7

A. M<sup>a</sup>., NEIRA PENA, **Corporate Criminal Liability: Tool or obstacle to prosecution?** in VV.AA, DOMINIK BRODOWSKI, MANUEL ESPINOZA DE LOS MONTEROS DE LA PARRA, KALUS TIEDEMANN, JOACHIM VOGEL (eds.), *Regulating Corporate Criminal Liability*, Springer Suiza, 2014, pp. 197-210. ISBN 978-3-319-05993-8

A. M<sup>a</sup>., NEIRA PENA, **Las penas a personas jurídicas** in AA.VV., PATRICIA FARALDO CABANA; LUZ MARÍA PUENTE ABA (dirs.) *Las penas privativas de derechos y otras alternativas a la pena de prisión*, Tirant Lo Blanch, Valencia, 2013, pp. 393-426. ISBN 978-84-9033-915-2.

A. M<sup>a</sup>., NEIRA PENA, **La imputación de la persona jurídica**, in A-J., PÉREZ CRUZ MARTÍN; X. FERREIRO BAAMONDE (Co-dirs.), A. M<sup>o</sup>. NEIRA PENA (coord.) *Los retos del Poder Judicial ante la sociedad globalizada, Actas del IV Congreso Gallego de Derecho Procesal (I Internacional)*, A Coruña, 2 y 3 de junio de 2011, Servicio de publicaciones de la Universidade da Coruña, 2012, pp. 595-613. ISBN 978-84-9749- 501-1.

## ARTICLES IN SPECILISED LEGAL JOURNALS

A. M<sup>a</sup>., NEIRA PENA, **La aplicación jurisprudencial de la responsabilidad penal de las personas jurídicas. Reflexiones sobre la STS 154/2016, de 29 de febrero, primera sentencia de condena del TS frente a una persona jurídica**, *Diario La Ley: revista jurídica española de doctrina, jurisprudencia y bibliografía*, volumen 8736, 2016, pp. 1-12.

**A. Ma., NEIRA PENA, Sherlock Holmes en el centro de trabajo. Las investigaciones internas empresariales**, *Revista de Derecho y Proceso penal*, nº 37, enero-marzo de 2015, pp. 49-89.

**A. Ma., NEIRA PENA, El inglés como herramienta para el estudio del Derecho procesal. Programa orientado a la enseñanza del Derecho en lengua inglesa**, *Revista REDUCA (Derecho)*, vol. 5, nº 1, Serie Derecho procesal, 2014, pp. 132-143.

**A. Ma., NEIRA PENA, reseña al Auto de la Audiencia Nacional de 19 de mayo de 2014**, *Revista Ars Iuris Salmanticensis, sección reseña de Jurisprudencia*, volumen 2, número 2.

**A. Ma., NEIRA PENA, La persona jurídica como nuevo sujeto pasivo del proceso penal en los ordenamientos chileno y español**, *Revista de Derecho de la Universidad Católica del Norte*, volumen 21, nº 1, 2014, pp. 157-201.

**A. Ma., NEIRA PENA, Estudio comparado del estatus procesal de la persona jurídica como nuevo sujeto pasivo del proceso penal en los ordenamientos chileno y español**, published on line in <http://aadproc.org.ar/> and <http://procesal2012.org>, 2012

**A. Ma., NEIRA PENA, Primer auto de procesamiento contra personas jurídicas: comentario del Auto de 11 de octubre de 2011 del Juzgado Central de Instrucción 6 de la AN**, *Diario La Ley*, 7768, 2012.

**A. Ma., NEIRA PENA, Justicia restaurativa y proceso penal**, *Revista: Justicia: revista de derecho procesal (Exemplar dedicado a: Homenaje a la profesora doctora M<sup>a</sup> del Carmen Calvo Sánchez)*, 1-2, 2011, pp. 209-218.

**A. Ma., NEIRA PENA, A Xustiza restaurativa e a mediación penal**, *Anuario da Facultade de Dereito da Universidade da Coruña*, 15, 2011, pp. 531-553.

#### TRANSLATIONS

**PICCININI, L., A. M<sup>o</sup>., NEIRA PENA (italian to spanish) El arbitraje en Italia. Perfil general y apuntes de comparación respecto del sistema español** en AA.VV, A-J., PÉREZ CRUZ MARTÍN (dir.), *Los nuevos retos del arbitraje en una sociedad globalizada*, Aranzadi, 2011, pp. 665-696.

#### COORDINATION OF COLLECTIVE WORKS

**VV. AA., A-J., PÉREZ CRUZ MARTÍN (dir.), A. M<sup>o</sup>. NEIRA PENA (coord.) Los nuevos retos del arbitraje en una sociedad globalizada**, Aranzadi, 2011.

**VV. AA., A-J., PÉREZ CRUZ MARTÍN Y X. FERREIRO BAAMONDE (co-dirs.), A. M<sup>o</sup>. NEIRA PENA (coord.) Los retos del Poder Judicial ante la sociedad globalizada**, Servicio de publicaciones de la Universidade da Coruña, 2012.

#### PAPERS PRESENTED IN NATIONAL AND INTERNATIONAL CONFERENCES

Paper entitled **El contexto regulatorio en compliance. Una perspectiva comparada** presented at conference *Compliance y buenas prácticas empresariales*, held 09/06/2016 at Law School, Pontificia Universidad Católica de Chile (Chile).

Paper entitled **Responsabilidad social de la empresa, medio ambiente y pueblos indígenas. Avances y retrocesos en el Derecho Internacional** presented at international conference *VI Coloquios de Derecho Internacional: Derechos humanos, comunidad y empresa*, held 02-03/06/2016 at Law School, Pontificia Universidad Católica de Valparaíso (Chile).

Paper entitled **Los criminal compliance programs como objeto de prueba en el proceso penal de las personas jurídicas** presented at the conference *Nuevas perspectivas y desafíos en Derecho Procesal*, held 19/05/2016 at Law School, University Bernardo O'Higgins (Chile).

Paper entitled **La interceptación de comunicaciones por particulares en entornos empresariales** presented at the international conference *V FODERTICS (V Fórum de expertos y jóvenes investigadores en Derecho y nuevas tecnologías)*, held 26-27/11/2016 at Law School, University of A Coruña (Spain).

Paper entitled **La administrativización de las faltas y la pérdida de garantías para el supuesto infractor** presented at the international conference *Processulus, II Encuentro de Jóvenes Investigadores en Derecho procesal. Los desafíos de la justicia en la era post-crisis*, held 19/05/2016 at Law School, University of Salamanca (Spain).

Paper entitled **The representation of the corporation in criminal proceedings. An analysis of different models in comparative law** presented at the international conference *Criminal Law and Business Affairs: new tendencies in white-collar crime*, held 22-23/06/2015 at Law School, Lomonosov Moscow State University (Russia).

Paper entitled **El decomiso sin condena y la constitucionalidad de las presunciones legales sobre el origen ilícito de los bienes objeto de decomiso** presented at the international conference *Derecho Procesal Retos y exigencias de la justicia (Las reformas que nos vienen y las reformas necesarias)*, held 27-28/10/2015 at Law School, University Miguel Hernández (Spain).

Paper entitled **Programas de cumplimiento penal e investigaciones internas los derechos de los trabajadores en juego** presented at international conference *Processulus, I Encuentro de Jóvenes Investigadores en Derecho procesal*, held 20/11/2014 at Law Faculty, University of Salamanca (Spain).

Paper entitled **The neoliberal criminal policy as a source of impunity for large corporations. The perverse logic of too big to jail**, presented at international conference *The political economy of punishment today: visions, debates and challenges*, held 18-19/09/2014, at Law Faculty, University of A Coruña (Spain).

Paper entitled **Dangers resulting from self-regulation-unregulated corporate internal investigations and the individual rights**, presented at *4th AIDP Young Penalist Symposium-Regulating Mismanagement in the corporate field: the role of criminal law in the financial crisis*, held 28 and 29/8/2014, at Law Faculty, Ribeirao Preto, Sao Paulo (Brazil).

Paper entitled **La representación de la persona jurídica encausada en la propuesta de Código Procesal Penal**, presented at *II Congreso Internacional de Sistemas penales y mediación*, held 21 and 22/11/2013, at Law Faculty, University of Salamanca (Spain).

Paper entitled **Medidas limitativas del derecho al secreto de las comunicaciones y a la intimidad en el seno de la empresa: compliance programs y persecución penal**, presented at Conference *Nuevas tendencias en la interpretación de los derechos fundamentales*, held 9 and 10/05/2013, at Law Faculty UNED, Madrid (Spain).

Paper entitled **Corporate Criminal liability: tool or obstacle to prosecution?**, presented at *AIDP-LMU-Symposium Corporate Criminal Liability*, held 12 to 14/06/2013, at University of Munich (Germany).

Paper entitled **La representación en el proceso penal de la persona jurídica imputada. Humanización, autodefensa y conflicto de intereses** presented at conferences *Estudio crítico del borrador del Código Procesal Penal*, held 25 and 26/04/2013, University Carlos III, Madrid (Spain).

Paper entitled **Estudio comparado del estatus procesal de la persona jurídica como nuevo sujeto pasivo del proceso penal en los ordenamientos chileno y español**, presented at *I International Conference and XXII Jornadas Iberoamericanas Acciones Colectivas-Class Actions*, held 6 to 8/06/2012, organized by the International Association of Procedural Law and Instituto Iberoamericano de Derecho procesal, held at Commerce Chamber of Buenos Aires (Argentina).

Paper entitled **La nueva regulación de la responsabilidad penal de las personas jurídicas en el ordenamiento español y algunas de sus implicaciones procesales**, presented at *IXI Congreso de Ciencias penales*, held 21 to 23/03/2012, University of Barcelona, (Spain).

Paper entitled **Crisis económica global y Pacto por el Euro Plus** presented at a summer course held 5/02/2012, organised by Asociación Coruñesa ARELA, A Coruña (Spain).

Paper entitled **La persona jurídica imputada** presented at IV Galician Conference of Procedural Law (I International Conference) *Los retos del Poder Judicial ante la Sociedad Globalizada*, held 2 and 3/07/2011, at Law Faculty, University of A Coruña (Spain).

Paper entitled **La justicia restaurativa y el proceso penal**, at act tribute to the Prf<sup>a</sup>. Dr<sup>a</sup>. Calvo Sánchez, held 25/11/2010, Law Faculty, University of Salamanca, (Spain).

#### LANGUAGES

**Mother Languages** Spanish, Galician.

**Other Languages** Italian (Conversational-Written); English (Conversational-Written); French (Basic-Familiar).

**TECHNICAL SKILLS AND COMPETENCES**

- I** have published more than 10 journal articles on Criminal Justice, Corporate Criminal Liability, Procedural Law and alternative dispute resolution in specialized journals.
- I** have published more than 5 book chapters on Criminal Justice, Corporate Criminal Liability, procedural Law and alternative dispute resolution.
- I** have given more than 10 lectures at national and international conferences.
- I** have attended more than twenty courses related to legal issues.
- I** have participated in the organization of more than 5 scientific conferences.

**OTHER ACADEMIC ACTIVITIES**

- M**ember of the International Association of Penal Law (2013 onwards).
- M**ember of the Research group on Delinquency and Criminal Justice in the 21st century University of A Coruña (2013 onwards).
- D**irector of Universidad Invisibil Association (2014 onwards).

**ORGANIZATIONAL SKILLS AND COMPETENCES**

- I** have coordinated 2 books on issues of Procedural Law and Alternative dispute resolution.
- I** have participated in 5 international conferences as a member of the organizational committee.
- I** have participated in 2 international seminars as Academic Secretary and as Academic Director.

**COMPUTER SKILLS AND COMPETENCES**

- G**ood command of Microsoft Office™ tools (mainly Word™, Excel™ and PowerPoint™).