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Overcriminalization: Is There a Problem to Solve?

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**Southeastern Association of Law Schools
2011 Annual Conference**

Hilton Head Marriott Resort & Spa | Hilton Head Island, SC | July 24-30, 2011

CONFERENCE PROGRAM



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THE SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS

A Message from the President

Welcome to the 64th annual SEALS conference at the Hilton Head Marriott Resort and Spa! We are excited to be holding our annual meeting in South Carolina for the first time since 2005.

I think you will be pleased with the quality and variety of our programming this year. In addition to the many panels on a range of fascinating and important topics, we have added even more "Discussion Groups" and "Workshops" to the program. "Discussion Groups" follow a roundtable-style format that facilitates free-ranging discourse, and "Workshops" consist of multiple sessions on a single topic to allow for deeper discussion. We hope you enjoy these programming innovations. As always, our respected New Scholars Colloquia program offers junior scholars an opportunity to showcase their work. And following up on last year's success, we are excited to welcome back Professor Ted Eisenberg, who again will conduct an intensive three-day seminar in statistical analysis.

SEALS continues to grow in membership, participation, and reputation. This year, we are pleased to welcome Florida A&M University College of Law as our newest institutional member and Brooklyn Law School and Pepperdine University School of Law as affiliate member schools. Please say hello to participants from these new member schools when you see them. Please also be sure to attend the receptions being co-hosted by Pepperdine University School of Law and Brooklyn Law School on July 24th and the Florida A&M University College of Law on July 28th.

As always, the SEALS conference would not be what it is without the help of our principal sponsors—Carolina Academic Press, LexisNexis, Thomson/West, and Wolters Kluwer Law & Business. I look forward to seeing you at the lunches and receptions, the tennis and golf tournaments—and, of course, the ever-popular ice cream station!—that are made possible by these partners in our academic endeavors. They add so much to the SEALS experience, and we cannot thank them enough.

Thank you for coming, and enjoy the conference!

Best regards,

A handwritten signature in black ink, appearing to read "GWB", written in a cursive style.

Gregory W. Bowman
West Virginia University College of Law
President, Southeastern Association of Law Schools

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Program Format Overview

The SEALS 2011 Annual Meeting brochure reflects the contributions of committees and individuals in proposing panel topics, securing speakers, moderators, and mentors, and writing descriptions.

The 2011 Annual Meeting includes several program formats. Some formats have been in use for a number of years; others are relatively new. The paragraphs below provide a brief description of each format. Unless otherwise indicated, every program is open to all SEALS attendees.

New Scholars Workshop

The New Scholars Workshop offers newer faculty members an opportunity to present, and receive feedback on, a work in progress. Over the course of the annual meeting, there will be 10-15 New Scholars Workshop sessions, each typically featuring a moderator and three or four speakers. Speakers are nominated by member schools, and each speaker is assigned a Mentor, who is available to provide both pre-and post-presentation advice and commentary. Whenever possible, SEALS groups these presentations thematically.

Workshops

Each year, SEALS offers interrelated events under a Workshop designation. Topics vary from year to year. Each Workshop has several events, which usually are scheduled for a single day but sometimes extend into a second day. When possible, Workshop sessions are scheduled to follow the same break schedule as other programs, so that attendees with multiple interests can attend a topical Workshop session in one time slot and a different topical Workshop (or some other event) in another time slot the same day.

Discussion Groups and Roundtable Discussions

Participants in these events will focus on a particular topic or theme, as identified in the program. Although Discussion Groups and Roundtable Discussions are convened in different ways, in many cases, the participants prepare a short paper in advance of the annual meeting that the other participants read and comment upon at the session. These sessions are often longer than a traditional panel session to allow for a more in-depth, interactive discussion of the topic or theme. Discussion Groups and Roundtable Discussions may, but need not be, linked to Workshop programs. Those who convene Discussion Groups and Roundtable Discussions are encouraged to include participants selected from a call for papers to the SEALS membership. The program description for each session offers additional information about the composition of the participants and the way in which the session will be conducted.

Panels

SEALS offers many "standalone" panels organized around a specific topic or theme. Topics and themes may be theoretical, doctrinal, pedagogical, service-centered, law reform-oriented, or focused on other matters of interest to law school faculty members and administrators. Panels are moderated and typically consist of up to five featured speakers. In most cases, presenters are not required to submit or bring written drafts or copies of their related work.

Training Seminars

Training seminars require advance registration and commitment to attend each session, which may extend over part of several days. This year's seminar focuses on empirical research.

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Program Format Overview Continued

Expos

An Expo focuses on a particular doctrinal area or teaching method and showcases how it is covered at several schools. This year's Expo topic, Distance Education, provides hands-on access to several distance learning courses.

Luncheons

The Call for Papers Luncheon features the work of faculty members whose papers were selected from among those submitted for review. This luncheon is ticketed and requires advance reservations.

The New Scholars Luncheon offers a networking opportunity for newer faculty members. It is not limited to those who present at the New Scholars Workshop, but it does require advance reservations.

The Steering Committee Luncheon is the meeting at which officers and committee chairs report on SEALS activities. It also the forum at which institutional member schools elect new SEALS officers and other trustees. Each institutional and affiliate member school selects one individual to represent it at this luncheon (in addition to any faculty member who is already a trustee or committee chair).

Breaks, Receptions, and Gala

Breaks between sessions, receptions (including the dean's dessert), and the annual Gala provide opportunities to interact with colleagues at other schools who share your teaching or scholarly interests and with representatives from publishers. Depending on the type and timing of the event, beverages or food may be available. Receptions hosted by our newest members introduce those schools to SEALS. The Gala is ticketed and requires advance reservations; the other events do not.

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9:00-Noon **Discussion Group: The Supreme Court Nomination Process—Is There a Litmus Test for Supreme Court Nominees?**

One of the most persistent concerns about recent Supreme Court confirmation hearings is whether U.S. Senators employ "litmus tests," i.e., whether they vote for or against particular nominees based on their specific positions on particular issues. Many people believe that potential and actual nominees are proposed, discussed, and assessed on the basis of their presumed views on abortion rights, affirmative action policies, gun ownership and regulation, and property rights, among other issues. This discussion group will focus on two general themes. The first is the case for and against using litmus tests to determine support for or opposition to a particular nominee. What do we mean when we use the phrase "litmus test"? Are such tests used in practice? If so, how they are applied? The second, related theme involves the appropriate grounds on which people's views are determined in the confirmation process. Is there any way in which there can be common ground on which Senators from different parties and views can come together?

Moderator: Professor Michael Gerhardt, University of North Carolina School of Law

Discussants: Professor Jason Mazzone, Brooklyn Law School; Professor Caprice Roberts, Catholic University of America, Columbus School of Law; Dr. Nicholas Bianchi, Washington and Lee University School of Law; Professor April Dawson, North Carolina Central University School of Law; Professor David Fontana, The George Washington University Law School; Professor Joel Goldstein, Saint Louis University School of Law; Professor Areto Imoukhuede, Nova Southeastern University, Shepard Broad Law Center; Professor Charles Rhodes, South Texas College of Law; Professor Lori Ringhand, The University of Georgia School of Law; Professor Ryan Scott, Indiana University Maurer School of Law; Dean Gary Simson, Mercer University Law School; Professor Christopher Green, The University of Mississippi School of Law

10:00-Noon **WORKSHOP ON ELDER LAW**

Discussion Group: Teaching Elder Law—What Works? What Doesn't?

Elder Law courses are increasingly being offered as part of the law school curriculum. Those who teach in the area find that the course calls upon professors to help students master a wide array of information and develop an appreciation of the nature and needs of older clients. A distinguished group of Elder Law professors will discuss their best tips for teaching various segments of the Elder Law curriculum and will share their insights as to what does and does not work in teaching Elder Law courses. Ideas about integrating concerns relating to Law and Aging into the broader law school curriculum will also be discussed. The group includes professors who are experienced in clinical work as well as those whose teaching is focused on the traditional classroom environment.

Moderator: Professor Mary Radford, Georgia State University College of Law

Discussants: Professor Rebecca Morgan, Stetson University College of Law; Professor Alison Barnes, Marquette University Law School; Professor Kimberley Dayton, William Mitchell College of Law; Professor David English, University of Missouri School of Law; Professor Lawrence Frolik, University of Pittsburgh School of Law; Professor Nina Kohn, Syracuse University College of Law; Professor Mary Helen McNeal, Syracuse University College of Law; Professor Kate Mewhinney, Wake Forest University School of Law; Professor Linda Whitton, Valparaiso University School of Law

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10:00-10:15 **Morning refreshments (Sponsored by Carolina Academic Press)**

10:15-Noon **Legal Education and the Emotional Lives of Law Students: Preparing Our Students for Happy Professional Lives**

The panelists will address the importance of attention to the emotional lives of law students and the ways in which law schools can guide students toward becoming happier lawyers. Panelists will share insights from the literature on the science of happiness and from research findings concerning the heuristic errors students make when they make decisions about their future careers. They will also discuss how to incorporate teaching about happiness into existing courses and how different methodological approaches to teaching doctrinal and skills courses may enhance the happiness of law students. The panelists will identify possible institutional changes that law schools can make in a variety of areas, including support for new pedagogies, orientation programs, grading reforms, career service programs, and substantive courses on happiness. The goal of this panel is to inspire a wide-ranging discussion of the ways in which our greater awareness of happiness-related strategies may enhance the ways in which we prepare our students for their professional lives, in large and small ways.

Moderator: Associate Dean Susan Krinsky, Tulane University Law School

Speakers: Professor Nancy Levit, University of Missouri-Kansas City School of Law; Professor Cynthia Alkon, Texas Wesleyan University School of Law; Professor Todd Peterson, The George Washington University Law School; Professor Peter Huang, University of Colorado Law School; Professor Stacy Seicshnaydre, Tulane University Law School

Contemporary Issues in Law and Literature

This panel will discuss contemporary issues explored in law and literature scholarship and pedagogy. After the panelists present their individual topics, they will engage attendees in a conversation about the relevance of law and literature in legal education, given the trend toward a more practice-based curriculum. The discussion will consider political, ethical, and practical purposes of teaching literature in a legal curriculum.

Moderator: Professor Jeanne Carriere, Tulane University Law School

Speakers: Professor Alyssa DiRusso, Samford University, Cumberland School of Law; Professor Susan Ayres, Texas Wesleyan University School of Law; Professor Deleso Washington, Florida A&M University College of Law; Professor Judy Cornett, The University of Tennessee College of Law

Noon-1:00 **Lunch (on your own)**

1:00-4:00 **Discussion Group: Gaming and Gambling Law and Issues**

Gaming and gambling in the United States have undergone a great boom in recent decades. Most states have expanded legalized gaming, including casino-style games, racetracks, and lotteries. There has also been tremendous growth in Native American casinos and in online wagering. While gambling is now a significant, highly regulated

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industry, each state has its own laws regarding the regulation or prohibition of gambling. Accordingly, gaming law is made up of various areas of law related to gambling, including constitutional law, administrative law, tax law, contract law, labor law, and criminal law. This discussion group will be open to all aspects of gaming law as we explain and analyze the regulation of this still emerging field.

Moderator: Professor Ronald Rychlak, The University of Mississippi School of Law

Discussants: Professor Francis Mootz III, University of Nevada, Las Vegas, William S. Boyd School of Law; Professor Emir Aly Crowne-Mohammed, University of Windsor Faculty of Law; Professor Keith Miller, Drake University Law School; Dean Kathryn Rand, University of North Dakota School of Law; Associate Provost Steven Light, University of North Dakota; Professor Marita Carnelley, University of KwaZulu-Natal Faculty of Law (South Africa); Professor Robert Stocker, Thomas M. Cooley Law School; Professor Joseph Lester, Faulkner University, Thomas Goode Jones School of Law

1:00-2:30

The U.S. News & World Report Rankings Game

Last summer, the Council of the ABA Section of Legal Education and Admissions to the Bar described the controversial U.S. News & World Report law school rankings as "not entirely benign." The report specifically identified at least three negative effects of the rankings, including higher tuition costs, decreased diversity, and overvalued LSAT scores. There is simply no question that the U.S. News rankings are here to stay and that law schools now find themselves in the middle of a deadly rankings game that often negatively impacts legal education. This panel explores the negative and positive effects that the rankings have had on the academy, including the institutional problems that have been created, the sacrifices that have been demanded, and the choices that some schools have made, all to win the rankings game.

Moderator: Dean David Logan, Roger Williams University School of Law

Speakers: President David Van Zandt, The New School (formerly Dean, Northwestern University School of Law); Professor Nancy Rapoport, University of Nevada, Las Vegas, William S. Boyd School of Law; Dean Gary Simson, Mercer University Law School; Professor William Henderson, Indiana University Maurer School of Law; Dean Phoebe Haddon, The University of Maryland School of Law

WORKSHOP ON THE FIRST AMENDMENT

Exploring the Underpinnings of the First Amendment

This panel explores classic questions of policy relating to the First Amendment. Why do we protect speech? Why do we care about how much harm (we think) the speech does (will do)? Would we better off without some speech? These are among the questions to be explored by this panel of international scholars.

Moderator: Dean Steve Kaminshine, Georgia State University College of Law

Speakers: Professor Russell Weaver, University of Louisville, Louis D. Brandeis School of Law; Professor William Marshall, University of North Carolina School of Law; Professor Dieter Dörr, Johannes Gutenberg University Mainz Faculty of Law (Germany)

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WORKSHOP ON ELDER LAW

Elder Law and Health Care Reform

With the Patient Protection and Affordable Care Act celebrating its one-year anniversary in March 2011, the time is ripe to examine the Act's consequences. This panel explores the impact of health care reform on older adults from both normative and descriptive perspectives. The diverse group of panelists will discuss the changes to Medicare and Medicaid brought about by the Act and their direct implications for older adults. In addition, the panelists will explore the broader implications of these changes across a number of different issues—ranging from age discrimination to intergenerational justice to federalism.

Moderator: Professor Kathryn Moore, University of Kentucky College of Law

Speakers: Professor Elizabeth Weeks Leonard, The University of Georgia School of Law; Professor Marshall Kapp, Florida State University College of Law; Professor Neil Buchanan, The George Washington University Law School

2:30-2:45

Break (Sponsored by Carolina Academic Press)

2:45-4:15

WORKSHOP ON TEACHING TECHNIQUES

Enhancing the Classroom Experience: New Developments in Teaching Methodology and Technology

Recent research in the field of education emphasizes the importance of “teaching to the entire class.” This panel explores innovative teaching techniques and technologies that reach across learning styles, as well as across generational, cultural, racial, and gender lines. Panelists will discuss how law faculty can incorporate these teaching methods into traditional law school classes, model the teaching techniques described, and address barriers to their implementation in the classroom.

Moderator: Professor Melissa Lonegrass, Louisiana State University, Paul M. Hebert Law Center

Speakers: Professor Edward Martin, Samford University, Cumberland School of Law; Professor Joseph Harbaugh, Nova Southeastern University, Shepard Broad Law Center; Professor Hillary Burgess, Charlotte School of Law; Professor Alex Bolla, Samford University, Cumberland School of Law

FIRST AMENDMENT WORKSHOP

The Press Clause: Constitutional Guarantee or Inkblot?

The Press Clause is arguably simultaneously one of the most important and neglected provisions in the Constitution. The need for a free press was one of the dominant themes in early American history, both in the years leading up to the Revolution and in the wake of ratification of both the Constitution and the Bill of Rights. The Press Clause has, nevertheless, become one of the forgotten constitutional guarantees, relied on only occasionally by a Supreme Court that has tended to assess matters involving the press through the lens of the Free Speech Clause. This panel examines the role of the Press Clause, exploring the extent to which it has mattered in our history and might matter again in an era where the press itself

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is evolving and changing in the face of technological innovations and decreasing reliance on traditional ways of reporting the news and holding government and government actors accountable.

Moderator: Professor William Araiza, Brooklyn Law School

Speakers: Professor David Anderson, The University of Texas School of Law; Professor Udo Fink, Johannes Gutenberg University Mainz Faculty of Law (Germany); Professor Lyrissa Lidsky, University of Florida Levin College of Law; Professor Mary-Rose Papandrea, Boston College Law School; Professor Sonja West, The University of Georgia School of Law

WORKSHOP ON ELDER LAW

The Legal Response to Elder Abuse

Until recently, elder abuse and neglect were rarely mentioned in either the public discourse or the legal literature. Yet elder mistreatment is a serious social problem—one that studies suggest affects at least 3% to 5% of persons over the age of 65 every year. As policymakers seek to expand the public response to elder mistreatment, the civil and criminal justice systems are increasingly seen as having critical roles in that response. This panel features new scholarship exploring the law's response to the problem of elder abuse and neglect. Participants will consider jurisprudential and practical approaches to how the law can and should respond to the problem, including by drawing on other areas of the law, such as those pertaining to intimate partner violence, child abuse, and public health.

Moderator: Professor Kate Mewhinney, Wake Forest University School of Law

Speakers: Professor David English, University of Missouri School of Law; Professor Nina Kohn, Syracuse University College of Law; Professor Katherine Pearson, The Pennsylvania State University, The Dickinson School of Law; Professor Megan Riesmeyer, The Pennsylvania State University, The Dickinson School of Law; Professor Lisa Tripp, Atlanta's John Marshall Law School

4:15-4:30

Break

4:30-6:00

Supreme Court and Legislative Update: Individual Rights

This part of the Supreme Court Update focuses on recently decided cases pertaining to governmental powers and individual rights (e.g., Free Speech, Establishment Clause, Free Exercise Clause, Equal Protection).

Moderator: Professor Nancy Leong, University of Denver, Sturm College of Law

Speakers: Professor Catherine Hancock, Tulane University Law School; Professor Neil Siegel, Duke University School of Law; Professor Jack Nowlin, The University of Mississippi School of Law; Professor Michael Curtis, Wake Forest University School of Law

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WORKSHOP ON TEACHING TECHNIQUES

Teaching Skills to First-Year Law Students

Since the MacCrate Report, there has been much discussion regarding the need to provide law students with a more skills-oriented education. In the last few years, a number of law schools have implemented programs designed to achieve these objectives, and some have extended these programs to include first-year law students. This panel will discuss the pedagogy involved in teaching practical legal skills to first-year students, with each panel member discussing a different skill (e.g., interviewing clients, oral argument (appellate and otherwise), negotiations, research, and legal writing and drafting (including transactional drafting)).

Moderator: Professor Colin Marks, St. Mary's University School of Law

Speakers: Professor David Epstein, New York Law School; Professor George Kuney, The University of Tennessee College of Law; Professor Tina Stark, Boston University School of Law; Professor David Spratt, American University Washington College of Law; Professor Kirk Burkhalter, New York Law School

SEALS INTERNATIONAL AND LATIN AMERICA COMMITTEES WORKSHOP

Challenges and Opportunities in Global Legal Education

This panel of speakers brings together foreign law school deans and professors for a discussion on the globalization of legal education. Understanding the implications of globalization in this context is critically important for several law school endeavors: strategic planning; curricular and program design; student recruitment; faculty recruitment, research and retention; and public service. This panel discussion is part of a two-day Workshop that also includes a related discussion group session.

Moderator: Professor Gregory Bowman, West Virginia University College of Law

Speakers: Dean Haluk Kabaalioglu, Yeditepe University Faculty of Law (Turkey); Professor Gaya Davidyan, Moscow State University Faculty of Law (Russia); Dean Peter Klik, University of the Netherlands Antilles School of Law

7:00-8:00

New Member Reception

Brooklyn Law School and Pepperdine University School of Law are SEALS's newest affiliate members. They are co-hosting this reception to introduce themselves to SEALS.

7:00-8:00

Teenager Pizza Party

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8:00-5:00

SEALS DISTANCE LEARNING EXPO

Come learn about distance learning through this exposition provided courtesy of SEALS's Distance Learning Committee.

8:00-10:00

New Scholars Workshop (Panel # 1)

Moderator: Professor Jean Powers, South Texas College of Law

Speakers: Professor Alena Allen, The University of Memphis Cecil C. Humphreys School of Law, Re-imagining Comment k to Provide an Incentive for Drug Companies Not to Advertise Directly to Consumers by Utilizing Paradigms from Corporate Law (Mentor: Professor Elizabeth Pendo, Saint Louis University School of Law); Professor Chenglin Liu, St. Mary's University School of Law, A Bite of Law Regulations: Organic Foods from the U.S. and China Compared (Mentor: Professor Kathy Cerminara, Nova Southeastern University, Shepard Broad Law Center); Professor Efthimos Parasidis, Saint Louis University School of Law, Harmonizing Tort Reform Measures with Active Post-Market Surveillance (Mentor: Professor William Janssen, Charleston School of Law); Professor Lindsay Wiley, American University Washington College of Law, Uncovering a Collective Right to Health in Public Nuisance Jurisprudence (Mentor: Professor Elizabeth Weeks Leonard, The University of Georgia School of Law)

New Scholars Workshop (Panel # 2)

Moderator: Professor Scott Gaylord, Elon University School of Law

Speakers: Professor Amanda Compton, Charleston School of Law, N.I.G.G.A., Slumdog, Heeb and Dyke: Reconsidering Disparaging Trademarks in a Post-Racial Era (Mentor: Professor Jonathan Cardi, Wake Forest University School of Law); Professor Brian Holland, Texas Wesleyan University School of Law, A Social Semiotic Perspective on Originality in Copyright Law (Mentor: Professor Ann Bartow, Pace Law School); Professor Dayna Royal, Samford University, Cumberland School of Law, The Skinny on the Federal Menu-Label Law and Why It Should Survive a First Amendment Challenge (Mentor: Professor Olympia Duhart, Nova Southeastern University, Shepard Broad Law Center); Professor Mark Rienzi, The Catholic University of America Columbus School of Law, The Constitutional Right Not to Kill (Mentor: Professor William Marshall, University of North Carolina School of Law)

New Scholars Workshop (Panel # 3)

Moderator: Professor Elizabeth King, Wake Forest University School of Law

Speakers: Professor Timothy Meyer, The University of Georgia School of Law, Codifying Customary International Law (Mentor: Professor Julian Ku, Hofstra University School of Law); Professor Kenneth Lewis, Nova Southeastern University, Shepard Broad Law Center, The Extradition Treaty between the United States and Jamaica (Mentor: Professor Ellen Podgor, Stetson University College of Law); Professor Kristen Blankley, University of Nebraska College of Law, Bad Behavior in Arbitration (Mentor: Professor Cynthia DeBose, Stetson University College of Law); Professor Lea Shaver, Hofstra University School of Law, Law and the Lightbulb: Patents, Innovation and Access in the Early Electrical Industry (Mentor: Professor Dennis Corgill, St. Thomas University School of Law)

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New Scholars Workshop (Panel # 4)

Moderator: Professor Ericka Kelsaw, Texas Southern University, Thurgood Marshall School of Law

Speakers: Professor Maurice Hew, Jr., Texas Southern University, Thurgood Marshall School of Law, Padilla v. Kentucky: Is Professional Responsibility Still Lost? (Mentor: Professor Heather Baxter, Nova Southeastern University, Shepard Broad Law Center); Professor LaShanda Taylor, University of the District of Columbia, David A. Clarke School of Law, Avoiding Unintended Disclosure: Representing Clients with HIV and AIDS (Mentor: Dean William Adams, Western State University College of Law); Professor Kia Vernon, North Carolina Central University School of Law, No Se Habla Español: Ethical and Cultural Considerations for Non-Spanish-Speaking Attorneys Representing Spanish-Speaking Clients (Mentor: Professor Julia McLaughlin, Florida Coastal School of Law); Professor Michele Struffolino, Nova Southeastern University, Shepard Broad Law Center, Taking Limited Representation to the Limits: The Efficacy of Using Unbundled Legal Services in Domestic Relations Matters Requiring Litigation (Mentor: Professor Mary Kay Kisthardt, University of Missouri-Kansas City School of Law)

9:00-Noon

EMPIRICAL TRAINING WORKSHOP, PART I

Day one of a three-day workshop. Advance registration and participation for all three days are required.

Presenter: Professor Theodore Eisenberg, Cornell University Law School

Professor Ted Eisenberg is one of the nation's pioneers in modern empirical research in the law. In this seminar, Professor Eisenberg will guide participants through an intensive three-day course on statistical analysis in the legal context. The participants will follow Professor Eisenberg's lead on their own laptop and with their own Stata software (provided at the seminar) in coding and analyzing an actual data set. Warning: there will be homework! Advance registration and perfect attendance are required!

10:00-Noon

Discussion Group: Scholarship from the Trenches: Contemporary Criminal Justice Policies That Impact Communities of Color

This discussion group, comprised of faculty with diverse perspectives within the criminal justice system, will examine contemporary criminal justice policies that—intentionally or unintentionally—impact low-income communities of color. Despite court decisions, statutes, and policies that aim to minimize and, in some instances, eliminate discriminatory criminal justice outcomes, individuals and communities of color remain overrepresented at each stage of the criminal justice system—from law enforcement investigatory practices and prosecutorial charging decisions, to adjudication and sentencing outcomes, and finally through community reentry. In addition, contemporary quasi-criminal justice policies, such as zero-tolerance policies in U.S. public schools, have created new avenues for entry into the criminal justice system that have disproportionately impacted children of color. This discussion group aims to explore: (1) how contemporary policies, laws, and practices disproportionately impact criminal defendants through all phases of the criminal justice system; (2) the relationship between the criminal justice system and other government systems that converge in ways that disproportionately impact individuals and communities of color; (3) lawyering practices (e.g., jury selection) that contribute to disproportionality; and

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(4) potential strategies—litigation, community education, policy/legislative reform, or other—available to minimize, and perhaps eliminate, the disproportionate impact of these criminal justice policies on individuals and communities of color.

Moderator: Professor Kristin Henning, Georgetown University Law Center

Discussants: Professor Kami Simmons, Wake Forest University School of Law; Professor Michael Pinard, The University of Maryland School of Law; Professor Andrea Dennis, The University of Georgia School of Law; Professor Renee Hutchins, The University of Maryland School of Law; Professor Mercer Givhan, New York Law School; Professor Richard Myers, University of North Carolina School of Law

SEALS INTERNATIONAL AND LATIN AMERICA COMMITTEES

Discussion Group: Challenges and Opportunities in Global Legal Education

The past decade has seen enormous changes occur in legal education, both in the United States and in other countries. One key element of this change is globalization, which has affected law schools in a number of ways, including strategic planning; curricular and program design; student recruitment; faculty recruitment, research, and retention; and law school public service endeavors. This discussion group will (1) examine how law schools have adapted (or not) to globalization in these and other areas of activity; (2) consider the lessons to be learned from various law schools' responses to globalization; and (3) try to identify the key future challenges and opportunities presented by the globalization of legal education.

Moderators: Professor Gregory Bowman, West Virginia University College of Law; Professor Jeffrey Hirsch, University of North Carolina School of Law; Professor Patrick Hugg, Loyola University New Orleans College of Law

Discussants: Professor Jane Cross, Nova Southeastern University, Shepard Broad Law Center; Dean Bruce Elman, University of Windsor Faculty of Law (Canada); Dean Claudio Grossman, American University Washington College of Law; Professor Patrick Hugg, Loyola University New Orleans College of Law; Professor William Mock, The John Marshall Law School; Professor David Ritchie, Mercer University School of Law; Professor Nadia Nedzel, Southern University Law Center; Professor Rogério Barcelos Alves, Fundação Getúlio Vargas (Brazil)

10:00-10:15 **Break (Sponsored by Wolters Kluwer Law & Business)**

10:15-Noon **Supreme Court and Legislative Update: Business and Regulatory Issues**

This part of the Supreme Court Update focuses on decisions relating to corporate issues, civil litigation, administrative and business issues, as well as important legislation enacted by Congress or the states.

Moderator: Professor Leandra Lederman, Indiana University Maurer School of Law

Speakers: Professor Elizabeth Nowicki, Tulane University Law School; Professor Gail Richmond, Nova Southeastern University, Shepard Broad Law Center; Professor Louis Virelli, Stetson University College of Law

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WORKSHOP ON TEACHING TECHNIQUES

Implementing Carnegie and Best Practices: Challenging Students to Develop Practical Skills and Professional Identity

This program demonstrates how the four panelists have incorporated into doctrinal courses both the skills of lawyering and the ethical values a lawyer should command on entering the profession. Carnegie and Best Practices challenged law schools to develop greater balance in educating law students. The speakers will show how they have taught doctrine and skills together, with one reinforcing the other. They will also discuss in-class drafting exercises, simulations of practice experiences, and other techniques that enable students to leave law school with the core competencies of lawyers. The speakers will also address methods by which they challenge students to consider their values in resolving ethical and moral questions. Their goal, as they will explain, is to help students develop what the reports refer to as a "professional identity" before leaving law school. Each of the speakers has taught courses that have sought to accomplish these goals. In addition, each has published a casebook or has a forthcoming casebook demonstrating his or her approach to implementing Carnegie and Best Practices.

Moderator: Professor L. O. Natt Gantt, Regent University School of Law

Speakers: Professor Benjamin Madison, Regent University School of Law; Professor Paula Manning, Western State University College of Law; Professor Sarah Ricks, Rutgers School of Law-Camden; Professor David Schwartz, University of Wisconsin Law School

Contracts: A Fresh Look at Classic Doctrines and Cases

This panel will give a fresh look at old cases, those standard chestnuts common to contracts casebooks, and take a closer look at the traditional justifications for granting specific performance, examine the use by judges of rhetoric in justifying unconscionability, and challenge the independence of mistake and misrepresentation—whether they should be collapsed into a single doctrine.

Moderator: Professor Miriam Albert, Hofstra University School of Law

Speakers: Professor Vincent Cardi, West Virginia University College of Law; Professor Christopher Wells, Mercer University Law School; Professor Stephanie Hoffer, The Ohio State University Moritz College of Law

Noon-1:30 **Call for Papers Luncheon (Ticket required)**

1:30-3:00 **FIRST AMENDMENT WORKSHOP**

Discussion Group: Free Exercise in the Wake of Employment Division v. Smith

In April 1990, the Supreme Court held in *Employment Division v. Smith*, 494 U.S. 872 (1990), that "an individual's religious beliefs" do not "excuse him from compliance with an otherwise valid law prohibiting conduct that the State is free to regulate." This embrace of a belief/conduct dichotomy reversed years of prior precedent, discarding a regime within which burdens on free exercise were assessed under the strict scrutiny rubric normally associated with government limits on fundamental rights. This panel explores where matters stand on

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the twenty-first anniversary of Smith, discussing the current status of the Free Exercise Clause in the light of Smith, subsequent decisions of the Court, and parallel attempts to revive free exercise as a meaningful guarantee through federal and state statutes.

Moderator: Professor William Marshall, University of North Carolina School of Law

Discussants: Professor Daniel Conkle, Indiana University Maurer School of Law; Professor Caroline Corbin, University of Miami School of Law; Professor James Dwyer, William & Mary Law School; Professor Leslie Griffin, University of Houston Law Center; Professor Kurt Lash, University of Illinois College of Law; Professor Christopher Lund, Wayne State University Law School; Professor William Funk, Lewis & Clark Law School; Professor Michael Curtis, Wake Forest University School of Law

WORKSHOP ON TEACHING TECHNIQUES

Innovative Teaching Techniques: Oral Advocacy and Public Speaking

To be effective, a lawyer must be able to articulate his or her ideas aloud. Trial lawyers understand the importance of mastering the skill of oral advocacy, but even lawyers who never set foot in a courtroom must be able to speak persuasively in order to win clients, communicate with colleagues, transact business—or even become law school professors. Despite the importance of verbal persuasion to good lawyering, many law schools offer very little instruction in the subject. This panel will discuss the ways to improve oral advocacy instruction in law schools through specialized classes, clinical programs, and first-year legal research and writing classes and as a skills element incorporated into classes that are part of the traditional curriculum.

Moderator: Professor Sarah Stewart, University of Virginia School of Law

Speakers: Professor Molly Shadel, University of Virginia School of Law; Professor Meredith Harbach, University of Richmond School of Law; Professor Timothy MacDonnell, Washington and Lee University School of Law; Professor Patrick Pearsall, The George Washington University Law School

LATIN AMERICAN/CARIBBEAN/SOUTH AMERICA INITIATIVE

Real People, Real Property: Exploring the Multi-Dimensionality of Land Rights Claims in Latin America and the Caribbean

This panel explores the myriad dimensions of land use rights in Latin America and the Caribbean: the intersection of property, cultural, socio-political, economic, and human rights. Through a specific exploration of indigenous and Afro-descendant communities in these regions, this panel discussion will also unveil the interconnection between the sustainability of cultural, environmental, economic and socio-political conditions and the protections afforded to land uses of indigenous peoples and Afro-descendants. In doing so, the panel will examine real cases, involving real people and real property, considering not only the scope of specific rights doctrines appropriated in land rights claims but also the omnipresent human element involved in the protection and non-recognition of property rights.

Moderator: Professor Wendy Greene, Samford University, Cumberland School of Law

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Speakers: Professor Colin Crawford, Tulane University Law School; Professor Karen Engle, The University of Texas School of Law; Professor Matthew Mirow, Florida International University College of Law

Health Care Reform One Year Later

The issue of health care reform dominated the national conversation from the 2008 election until the president signed the Patient Protection and Affordable Care Act into law in March 2010. This panel examines this landmark legislation and its implications one year after its passage. Panelists will draw from a number of different perspectives—statutory, constitutional, and health-focused—to analyze the current state of American health care and the legislation itself.

Moderator: Professor Jessica Roberts, University of Houston Law Center

Speakers: Professor Abbe Gluck, Columbia Law School; Professor Jessica Mantel, University of Houston Law Center; Professor Theodore Ruger, University of Pennsylvania Law School; Professor Frank Pasquale, Seton Hall University School of Law; Professor Elizabeth Pendo, Saint Louis University School of Law

3:00-3:15

Break (Sponsored by Wolters Kluwer Law & Business)

3:15-4:45

LATIN AMERICAN/CARIBBEAN/SOUTH AMERICA INITIATIVE

The Inter-American System of Human Rights: Opportunities for Law Schools

This panel explores the current challenges facing the Inter-American system of protection of human rights: the norms and institutions that protect and promote human rights in the hemisphere. Topics include the situation of vulnerable groups (e.g., indigenous populations, Afro-descendants, the poor, women), as well as the status of institutions and values crucial for democratic societies (e.g., independent judiciary, freedom of expression). The panel will discuss the role of law schools in contributing, and opportunities existing for law schools to contribute, to the development of the system (through, e.g., scholarship, externships, clinics, curricular developments, and academic exchanges).

Moderator: Dean Claudio Grossman, American University Washington College of Law

Speakers: Mr. Pablo Saavedra, Executive Secretary, Inter-American Court of Human Rights (Costa Rica); Mr. Santiago Canton, Executive Secretary, Inter-American Commission on Human Rights (CIDH); Ms. Elizabeth Abi-Mershed, Coordinator of Women's Rights, Inter-American Commission on Human Rights (CIDH); Professor Carlos Ayala, Catholic University (Venezuela); Professor Felipe Gonzalez, University Diego Portales (Chile) and University Carlos III (Spain); Dean H.R.B.M. (Henk) Kummeling, Universiteit Utrecht, Faculty of Law, Economics & Governance (The Netherlands)

Building Bridges: Realizing Our Common Goals across Faculty Roles while Understanding Our Differences

This panel will discuss how, as faculty members with common goals for our students, we need to view the different roles we have within the school less as rungs on a vertical ladder and

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more as steps of a ladder placed horizontally, used as a bridge for our students to reach their goals. After polling other faculty members in their same roles, panel members (representing legal writing faculty, tenured faculty, junior tenure-track faculty, clinical faculty, and likely, library faculty) will share their unique demands that they would like faculty in other roles to understand, and the panel members will discuss how they think those other faculty roles could best support their own areas.

Moderator: Professor Michele Butts, Atlanta's John Marshall Law School

Speakers: Professor Lisa Mazzie, Marquette University Law School; Professor James McGrath, Texas Wesleyan University School of Law; Professor Lynn McDowell, Florida Coastal School of Law; Professor Sherri Thomas, University of New Mexico School of Law; Professor Eang Ngov, Barry University-Dwayne O. Andreas School of Law; Professor LaJuana Davis, Samford University, Cumberland School of Law

FIRST AMENDMENT WORKSHOP

Student Speech in the Wake of *Morse v. Frederick*

In *Morse v. Frederick*, 551 U.S. 393 (2007), the "Bong Hits 4 Jesus" case, a closely divided Supreme Court appeared to give school authorities much greater leeway to restrict student speech, in particular speech that occurs off-campus or at events with only a tangential connection to regular school activities. This panel examines the meaning and impact of *Morse*, exploring the extent to which it has enhanced school control at the expense of the free speech rights of elementary and secondary school students.

Moderator: Professor Christopher Lund, Wayne State University Law School

Speakers: Professor Jennifer Drobac, Indiana University School of Law-Indianapolis; Professor Ann Killenbeck, University of Arkansas School of Law; Professor Jody Madeira, Indiana University Maurer School of Law; Professor Deana Pollard Sacks, Texas Southern University, Thurgood Marshall School of Law; Professor William Van Alstyne, William & Mary Law School

Cultural Economy, Representation, and the Law

How do the economic dynamics of contemporary globalized U.S. culture shape and determine legal discourse? The presentations of this panel seek to respond to this question, utilizing theoretically expansive notions of cultural exchange practices—cultural economy in its broadest sense. This foundation provides a means for thoughtful (re)consideration of matters as varied as the persuasiveness of legal authority; the realization of desire, even in unexpected areas of law, as an organizing principle; and the recognition of formation of subjectivity and standing under the law. Collectively, these papers seek to suggest the inextricable nature of cultural economy and legal discourse.

Moderator: Professor Elizabeth Townsend Gard, Tulane University Law School

Speakers: Professor Gregory Pingree, Florida Coastal School of Law; Professor Saru Matambanadzo, Tulane University Law School; Professor Ron Gard, Department of English, University of New Orleans; Professor Akilah Folami, Hofstra University School of Law

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4:45-5:00 **Break (Sponsored by Wolters Kluwer Law & Business)**

5:00-6:30 **LATIN AMERICAN/CARIBBEAN/SOUTH AMERICA INITIATIVE**
Constitutional Models Throughout the Caribbean Region and Self-Determination Among Non-Self Governing Territories

When considering the historical constitutional movements, the Caribbean region may be regarded as one of the most constitutionally pluralistic regions of the world, in spite of the small geographic space it inhabits. The French and Dutch models of constitutional governance (in comparison to constitutional arrangements in the British dependent territories and the U.S. territories in the Caribbean and Pacific) demonstrate great variances in approach to similar concerns of self-determination. This panel explores these variances and predicts future challenges for these constitutional movements.

Moderator: Professor Dorothea Beane, Stetson University College of Law

Speakers: Professor Darryll Jones, Florida A&M University College of Law; Dr. Carlyle Corbin, Executive Secretary, Council of Presidents of the United Nations General Assembly; Professor John Knechtle, Florida Coastal School of Law; Professor James Wilets, Nova Southeastern University, Shepard Broad Law Center

WORKSHOP ON CRIMINAL LAW/CRIMINAL PROCEDURE
Surveilling the Police

For over a century our nation has sought to deter police misconduct. Traditional tools of deterrence include the exclusionary rule, section 1983 suits, and administrative sanctions. Yet, with modern technology comes perhaps the most effective tool to date: pervasive recording of law enforcement. This panel examines various issues surrounding the surveillance of police. Topics include technological implementation, political obstructions, officer incentives, the impact on the exclusionary rule, and recent efforts by states to criminalize the unauthorized recording of law enforcement.

Moderator: Professor Frank Bress, New York Law School

Speakers: Professor David Harris, University of Pittsburgh School of Law; Professor Thomas Clancy, The University of Mississippi School of Law; Professor Luke Milligan, University of Louisville, Louis D. Brandeis School of Law; Professor Morgan Cloud, Emory University School of Law

The National Security Constitution and the Federal Courts Canon: Three Years into the Obama Administration

"Unitary executive authority," "Global War on Terror," and "judicial restraint"—buzz phrases of the George W. Bush Administration. Twenty years ago, Harold Koh, former Dean of Yale Law School and currently Legal Adviser to the U.S. Department of State, examined the Iran-Contra affair and posited that the executive branch had increased its foreign policy-making role, jeopardizing the historical American posture of a constitutional balance under a "National Security Constitution." This involves a constitutionally defined national security process that views the administration of foreign affairs as a power shared by the president, Congress, and the courts. How has the Barack Obama administration changed executive

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strategy, policy, and legislation in ways that alter these platforms? Has separation-of-powers tension increased or declined? Has the federal judiciary expanded or minimized its role in national security issues? Ultimately, this panel assesses whether we are approaching the ideal federal judicial role in the separation-of-powers scheme, including court access, remedies, and common-law development.

Moderator: Professor Tara Grove, William & Mary Law School

Speakers: Professor Michael Allen, Stetson University College of Law; Professor Thomas Crocker, University of South Carolina School of Law; Professor Caprice Roberts, Catholic University of America, Columbus School of Law; Professor Stephen Vladeck, American University Washington College of Law; Professor Shima Baradaran, Brigham Young University Law School

The Architectural Force of Environmental Law on Administrative Law Doctrine

This panel examines how key doctrines in administrative law—like Chevron, standing, reviewability, and administrative remedies—have been shaped by environmental law cases.

Moderator: Professor Richard Murphy, Texas Tech University School of Law

Speakers: Professor Douglas Williams, Saint Louis University School of Law; Professor William Funk, Lewis & Clark Law School; Professor William Andreen, The University of Alabama School of Law

7:00-8:00

THOMSON/WEST GROUP RECEPTION

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7:30-Noon **THOMSON/WEST GOLF TOURNAMENT**
(Sponsored by West and Foundation Press)

8:00-Noon **LEXISNEXIS TENNIS TOURNAMENT**

8:00-10:00 **New Scholars Workshop (Panel # 5)**
Moderator: Professor Thomas Plank, The University of Tennessee College of Law

Speakers: Professor Wendy Bach, The University of Tennessee College of Law, Maximum Feasible What? Seeking Deepened Democracy in Social Welfare Policy from the Ashes of the War on Poverty (Mentor: Professor Joan Shaughnessy, Washington and Lee University School of Law); Professor Joshua Douglas, University of Kentucky College of Law, Resolving Contested Elections (Mentor: Professor Lori Ringhand, The University of Georgia School of Law); Professor John Preis, University of Richmond School of Law, The False Promise of the Converse 1983 Action (Mentor: Professor Michael Allen, Stetson University College of Law); Professor Justin Levitt, Loyola Law School Los Angeles, Election Error and the Dynamic Assessment of Materiality (Mentor: Professor Deborah Archer, New York Law School)

9:00-Noon **EMPIRICAL TRAINING WORKSHOP, PART II**
Day two of the three-day workshop. Advance registration and participation for all three days are required.

10:00-5:00 **SEALS DISTANCE LEARNING EXPO**
Come learn about distance learning through this exposition provided courtesy of SEALS's Distance Learning Committee.

10:00-10:15 **Break**

10:15-Noon **Images of Law in Popular Culture**
This panel explores the representation of legal themes in film and television, focusing on the ways in which film shapes and is shaped by law. How does the perception of film's reality shape legal policy? How do lawyers in film use magical images or techniques that are similar to or different from those used by magicians? How does film confuse or enhance boundaries between law and justice? Between speech and act? Panelists examine these questions and others in their consideration of cinematic portrayals of law, lawyers, and the justice system.

Moderator: Professor Miller Shealy, Charleston School of Law

Speakers: Professor Stephen Alton, Texas Wesleyan University School of Law; Professor Christine Corcos, Louisiana State University, Paul M. Hebert Law Center; Professor Taunya Banks, The University of Maryland School of Law; Professor Cynthia Bond, The John Marshall Law School

Noon-1:00 **New Scholars Luncheon (Ticket required)**
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Noon-1:00 **Board of Trustees Luncheon**

1:00-4:00 **WORKSHOP ON CRIMINAL PROCEDURE**

Discussion Group: Technology and the Fourth Amendment

In its landmark decision in *Katz v. United States*, the United States Supreme Court altered its definition of the term "search" in an effort to respond to new technologies. While *Katz* was a major advance for the time, the decision arguably has not stood the test of time. Panelists will discuss issues related to technology's impact on Fourth Amendment law.

Moderator: Professor Russell Weaver, University of Louisville, Louis D. Brandeis School of Law

Discussants: Professor Thomas Clancy, The University of Mississippi School of Law; Professor Gerald Ashdown, West Virginia University College of Law; Professor Christopher Slobogin, Vanderbilt University Law School; Professor Russell Covey, Georgia State University College of Law; Professor Leslie W. Abramson, University of Louisville, Louis D. Brandeis School of Law; Professor Luke Milligan, University of Louisville, Louis D. Brandeis School of Law; Professor Sandra Guerra Thompson, University of Houston Law Center; Professor Lawrence Rosenthal, Chapman University School of Law; Professor Catherine Hancock, Tulane University Law School; Professor William Funk, Lewis & Clark Law School; Professor Nick Taylor, University of Leeds School of Law (United Kingdom); Professor Jancy Hoeffel, Tulane University Law School; Professor Adam Gershowitz, University of Houston Law Center; Professor Mary Leary, The Catholic University Columbus School of Law; Professor Jennifer Laurin, The University of Texas School of Law; Professor Steven Mulroy, The University of Memphis Cecil C. Humphreys School of Law; Professor Monu Bedi, Stetson University College of Law

1:00-2:30 **WORKSHOP ON CURRICULAR DEVELOPMENT**

Expanding the First-Year Curriculum: Making Course Choices in the First Year

This panel coordinates with a subsequent panel, "Shrinking First-Year Courses: Making Difficult Content Choices." While the later panel focuses on content within law school courses, this panel explores the content and make-up of courses in the first year. Specifically this panel examines how the size and make-up of the first-year curriculum have changed in the last several years and explores the effects of those changes. The panelists will each discuss different pros and cons for these changes and will offer specific ideas on how to maximize the benefits of a changing first-year curriculum.

Moderator: Professor Jeffrey Hammond, Faulkner University, Thomas Goode Jones School of Law

Speakers: Professor Chad Emerson, Faulkner University, Thomas Goode Jones School of Law; Professor Shelley Saxer, Pepperdine University School of Law; Professor Gregory Stein, The University of Tennessee College of Law

Real Property and Real Poverty

This panel explores the various ways that existing property laws reinforce poverty both in the United States and abroad. Panelists who hold diverse viewpoints will investigate: whether some property laws in post-colonial nations disadvantage indigenous populations by

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ossifying the status quo that colonialism created; whether in the current U.S. foreclosure crisis existing property laws disadvantage indigent populations; whether only certain conceptions of property rights are consistent with human rights and dignity; and whether the idea of property is inherently connected to the creation of a property-less class.

Moderator:

Speakers: Professor Bernadette Atuahene, Chicago-Kent College of Law; Professor Carol Brown, University of North Carolina School of Law; Professor Alex Johnson, University of Virginia School of Law; Professor Julia Mahoney, University of Virginia School of Law

LATIN AMERICAN/CARIBBEAN/SOUTH AMERICA INITIATIVE

The 1988 Brazilian Constitution and Social Composition

The so-called "citizens constitution" of 1988 was a major break from the social and political realities of previous constitutional regimes in South America's largest nation. After more than 20 years, the effects of this break are evident. Brazil is fast becoming a world leader in politics and economics. This panel will discuss the tangible effects the 1988 constitution has had on the social and political realities of modern Brazil, from the rights of citizens to the economic policies of the government.

Moderator: Dean Bruce Elman, University of Windsor Faculty of Law

Speakers: Professor David Ritchie, Mercer University Law School; Professor Fernanda Duarte Lopes Lucas da Silva, Universidade Federal Fluminense Faculty of Law, Rio de Janeiro (Brazil); Professor Rodgério Barcellos Alves, Fundação Getulio Vargas School of Law, Rio de Janeiro (Brazil); Professor Dutra Asensi, Fundacao Getulio Vargas in Rio de Janeiro (Brazil)

Human Subjects Research: Protecting Test Subjects and Society from Over-Reaching

This panel will discuss the regulation of human subjects research, a crucial piece of the U.S. healthcare system that has been largely absent from healthcare reform discussions. The panel explores practices that may jeopardize the safety of research subjects, such as unlicensed medical industry representatives interacting directly with research subjects and conflicts of interest. The conflicts of interest that pervade human research range from the use of children as subjects by parent-researchers to the great sums of money pouring into research from industry. Such non-financial and financial interests can serve as the catalyst for medical research, but may also motivate researchers to ignore clear warning signs or to less-than-fully disclose the risks or results of testing. This panel examines these potentially life and death issues in detail.

Moderator: Professor Philip Oliver, University of Arkansas at Little Rock, William H. Bowen School of Law

Speakers: Professor Robin Wilson, Washington and Lee University School of Law; Professor Jennifer Bard, Texas Tech University School of Law; Professor Kelly Dineen, Saint Louis University School of Law; Professor Alicia Ouellette, Albany Law School

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2:30-2:45 **Break**

2:45-4:15 **Civil Rights and the K-through-12 Education Reform Agenda**

Over the last several years, there has been an increased push to improve the overall quality of public education and to close the achievement gap. Potential reform efforts have ranged from "cosmetic changes" to fundamentally redesigning our public schools. Participants in this roundtable discussion will consider the civil rights implications of many of these reform efforts. Potential topics to be addressed include: the Race to the Top program; Promise Neighborhoods; charter schools; reauthorization of the Elementary and Secondary Schools Education Act; community schools; and new initiatives to revitalize Title VI of the Civil Rights Act of 1964.

Moderator: Professor Deborah Archer, New York Law School

Speakers: Professor Kimberly West-Faulcon, Loyola Law School Los Angeles; Professor Derek Black, Howard University School of Law; Professor Catherine Kim, University of North Carolina School of Law; Mr. Dennis Parker, Director of the ACLU Racial Justice Project; Mr. Richard Buery, President and CEO, The Children's Aid Society; Professor Osamudia James, University of Miami School of Law; Professor Stuart Buck, University of Arkansas College of Education and Health Professions

WORKSHOP ON CURRICULAR DEVELOPMENT

Shrinking the First-Year Courses: Making Difficult Content Choices

Pressures to include new courses in the first year, as well as innovative techniques within courses, have put a squeeze on the hours assigned to each course and the amount of "doctrine" that can be covered. This panel (with at least one professor who has taught each of the traditional 1L courses) will discuss what material is essential to be covered in each course, also implicitly (or explicitly) making the case for why a particular first-year course should be "protected" as other first-year courses are having their hours cut. The audience is expected to actively participate. The discussion should be of interest both to those making their own decisions as to coverage as well as those at schools considering changes to the first-year program. This panel continues the discussion about curricular reform that began in an earlier panel, "Expanding the First-Year Curriculum: Making Course Choices in the First Year," which explores the law school curriculum from a different angle.

Moderator: Dean Dennis Honabach, Northern Kentucky University Salmon P. Chase College of Law

Speakers: Professor Kathy Cerminara, Nova Southeastern University, Shepard Broad Law Center; Professor Jeffrey Ferriell, Capital University Law School; Professor Linda Jellum, Mercer University Law School; Professor Howard Katz, Elon University School of Law; Professor Susan Kuo, University of South Carolina School of Law; Professor Kevin O'Neill, Cleveland State University, Cleveland-Marshall College of Law

Junior Faculty Challenges

This session focuses on the challenges junior law faculty face both inside and outside of the

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classroom. Panelists will discuss specific problems that they encountered in the classroom and offer concrete solutions on a range of subjects, from addressing sensitive subject matter to handling difficult or unengaged students. In addition, panelists will discuss and offer tips on balancing one's duties as a teacher and scholar as well as successfully navigating academic politics. During the session, panelists hope to facilitate an open dialogue between the panel and audience on how to turn these common junior faculty challenges into a successful start as a junior faculty member.

Moderator: Professor Leslie Cooney, Nova Southeastern University, Shepard Broad Law Center

Speakers: Professor Karla McKanders, The University of Tennessee College of Law; Professor Blake Hudson, Stetson University College of Law; Professor Benjamin Means, University of South Carolina School of Law; Professor Christina Sautter, Louisiana State University, Paul M. Hebert Law Center; Professor Paula Schaefer, The University of Tennessee College of Law

Obama's Legislative Agenda: the Great Society or the New Socialism?

In the first two years of the Obama administration, Congress has passed ground-breaking legislation along several fronts, including health care, financial services, and the like. Some commentators have reflected that the Obamian legislative agenda is reminiscent of Roosevelt's "New Deal" legislation. Some critics view the Obama agenda as mere socialism, an unwanted scheme to redistribute wealth from the haves to the have-nots. This panel explores the nature of European social capitalism and how the Obamian legislative agenda measures up to it.

Moderator: Professor Anne Tucker, Georgia State University College of Law

Speakers: Professor André Cummings, West Virginia University College of Law; Professor Mitchell Crusto, Loyola University New Orleans College of Law; Professor Adam MacLeod, Faulkner University, Thomas Goode Jones School of Law

4:15-4:30

Break

4:30-6:00

WORKSHOP ON CRIMINAL LAW/CRIMINAL PROCEDURE

Cruel and Unusual? Exploring the Interpretation and Application of the Eighth Amendment

In the past decade, the United States Supreme Court has broadened the application of the Eighth Amendment to the United States Constitution to limit the ability of states to punish criminal offenders using its doctrine of evolving standards of decency. Specifically, the Court has interpreted the Eighth Amendment to prohibit the execution of mentally retarded individuals, minors, and offenders in non-homicide cases. Most recently, the Court has used this same approach to bar the use of life without parole for minors in non-homicide cases. These developments have raised a number of interesting interpretive questions both about the meaning of the language of the Eighth Amendment and the proper scope of its application. These questions include the original meaning of the text and how it should inform modern interpretation, the relationship of the plain language of the text to its application, the role of the "majority" in the application of the Eighth Amendment, and the

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efficacy and application of the concept of evolving standards of decency. The panelists, each of whom has written extensively on the Eighth Amendment, will present their most recent scholarship in the area.

Moderator: Professor Sanjay K. Chhablani, Syracuse University College of Law

Speakers: Professor William Berry, The University of Mississippi School of Law; Professor Corinna Lain, University of Richmond School of Law; Professor Meghan Ryan, Southern Methodist University Dedman School of Law; Professor John Stinneford, University of University of Florida Levin College of Law

WORKSHOP ON CURRICULAR DEVELOPMENT

Leadership in the Law School Curriculum

There is natural nexus between legal training and leadership. Lawyers' analytical skills and unique qualifications to draft, assess, and adopt laws and regulations place attorneys in the intersection of leadership in the public arena of business, politics, and civic life. Defined as the process of influencing and persuading others to achieve a common purpose, leadership describes the lawyers' task with individual and organizational clients; in addition, leadership is considered as a characteristic of people in positions of power, and lawyers often assume the mantle of leading organizations. Armed with leadership training and engagement experience, law graduates will be better prepared for professional practice, primed to exercise leadership within their communities, and positioned to engage in leadership of the profession and the public square. Traditionally, leadership is not a part of the law school curriculum; but a growing number of legal educators believe it should be. Warren Bennis suggests that "[l]eadership opportunities should be offered to all would-be leaders early in their careers, because they build drive, trigger a can-do spirit, and inspire self-confidence." Creating opportunities to explore leadership as a part of the law school curriculum is an important first step in the process of building leadership capacities within the legal profession. This panel includes legal educators who have delivered leadership as a core component of their legal education programs. They will discuss their experience preparing students for upcoming leadership opportunities during their careers.

Moderator: Professor Terri Davlantes, Florida Coastal School of Law

Speakers: Professor Tom Noble, Elon University School of Law; Professor Michele Neitz, Golden Gate University School of Law; Professor Andrew Klein, Indiana University School of Law-Indianapolis; Professor Georgia Sorenson, The University of Maryland School of Law

Rethinking ADR in Legal Education and Professional Practice

The use of mediation, arbitration and other forms of alternative dispute resolution (ADR) continue to grow in Canada and the United States. To meet this increasing demand, law schools need to rethink how they will teach ADR and consider more seriously how ADR is being applied and tested in real-world practice. This panel will address ADR from three key perspectives; law school teaching, professional practice, and judicial implementation. Some panelists will examine the integration of ADR skills into doctrinal courses and clinical programs at Canadian and U.S. law schools and whether our teaching actually resonates with real world ADR scenarios. Other panelists will address appropriate professional uses of ADR in

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family law matters and online consumer transactions and the contemporary challenges facing ADR professional practice and judicial responsibilities.

Moderator: Professor Mary Kay Kisthardt, University of Missouri-Kansas City School of Law

Speakers: Professor Alfreda Robinson, The George Washington University Law School; The Honorable Suzanne Hardy-Lemieux, Quebec Superior Court (Canada); Professor Gemma Smyth, University of Windsor Faculty of Law; Professor Cynthia DeBose, Stetson University College of Law; Professor Lucille Ponte, Florida Coastal School of Law

FDR and the New Deal: Are There Lessons for the Obama Administration and Its Critics?

Jeff Shesol's latest book, *Supreme Power*, is a detailed account of the Roosevelt administration's efforts to forge fundamental change in government policy during the Great Depression and the obstacles to that change coming from the Supreme Court. Many reviewers have noticed the similarities between the Roosevelt era as portrayed by Shesol and the current administration, leading some to consider whether the experiences of the 1930s can be instructive for the current political/economic climate. Underlying policy, whatever the era, is law, and therefore, in addition to inquiring about policy lessons, it seems important to ask whether the Roberts Court is likely to be as critical in the success or failure of the Obama administration's initiatives as the Hughes Court was in the 1930s with regard to the programs of the Roosevelt administration. Is *Supreme Power* a reasonable depiction of the New Deal era, and does the book provide landmarks for observers of the present administration to follow? Are the Great Depression and the "just missed" Great Depression of the first decade of the 21st Century similar enough to draw parallels in terms of policy and law? Are there lessons that can be learned by present day players from the 1930s? With health care reform litigation pending that will eventually reach the Supreme Court, this panel will look at the doctrinal, political, and economic similarities and differences between the two eras.

Moderator: Professor Craig Jackson, Texas Southern University, Thurgood Marshall School of Law

Speakers: Professor Mark Tushnet, Harvard Law School; Professor Jamal Greene, Columbia Law School; Professor Barry Cushman, University of Virginia School of Law; Professor Louise Weinberg, The University of Texas School of Law; Professor Charlton Copeland, University of Miami School of Law; Professor Laura Cisneros, Golden Gate University School of Law

6:00-7:00

**RECEPTION HONORING SEALS PRESIDENT GREGORY BOWMAN
(Hosted By West Virginia University)**

7:00-8:00

FEDERALIST SOCIETY RECEPTION

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8:00-10:00 **New Scholars Workshop (Panel # 6)**

Moderator: Professor Theodore Blumoff, Mercer University Law School

Speakers: Professor Liza Karsai, Atlanta's John Marshall Law School, From Gaudin to Giles: Context, Equity and the Admission of "Words from the Grave" against the Accused Killer (Mentor: Professor Sandra Guerra Thompson, University of Houston Law Center); Professor Elizabeth Young, University of Arkansas School of Law, Tipping the Balance: How 287(g) Programs Changed the Janis Test in Immigration Proceedings (Mentor: Professor Isabel Medina, Loyola University New Orleans College of Law); Professor Fredrick Vars, The University of Alabama School of Law, Rethinking the Indefinite Detention of Sex Offenders (Mentor: Professor Sean O'Brien, University of Missouri-Kansas City School of Law); Professor Chad Flanders, Saint Louis University School of Law, Costs of Sentencing (Mentor: Professor Scott Sundby, University of Miami School of Law)

New Scholars Workshop (Panel # 7)

Moderator: Professor Michael Rich, Elon University School of Law

Speakers: Professor Jason Palmer, Stetson University College of Law, The Convention on the Rights of Persons with Disabilities: Will Ratification Lead to A Holistic Approach to Post-Secondary Education for Persons with Disabilities? (Mentor: Professor Patrick Longan, Mercer University Law School); Professor Osamudia James, University of Miami School of Law, Predatory Ed: The For-Profit Motive in Higher Education (Mentor: Professor Patrick Hetrick, Campbell University, Norman Adrian Wiggins School of Law); Professor Malik Edwards, Charlotte School of Law, Beyond the Valley of the Doll Studies; The Role of Understanding Human Development in Setting Educational Policy (Mentor: Professor Danielle Holley-Walker, University of South Carolina School of Law); Professor Lisa Lukasik, Campbell University, Norman Adrian Wiggins School of Law, Preventing a Good IDEA from Going Bad: Asperger's Syndrome and Eligibility under the IDEA (Mentor: Professor Billie Jo Kaufman, American University Washington College of Law)

New Scholars Workshop (Panel # 8)

Moderator: Professor Alexander G. Moody, Florida Coastal School of Law

Speakers: Professor Jeanne Price, University of Nevada, Las Vegas, William S. Boyd School of Law, Naming and Knowing: Statutory Definitions (Mentor: Professor Alex Long, The University of Tennessee College of Law); Professor Hillel Levin, The University of Georgia School of Law, Law and Order: Dispute Disposal Unit (Mentor: Professor Ben Barton, The University of Tennessee College of Law); Professor Zoe Argento, Roger Williams University School of Law, The Scope of the Trafficking Provision in the Digital Millennium Copyright Act (Mentor: Professor Scott Boone, Appalachian School of Law); Professor Ben Trachtenberg, University of Missouri School of Law, Quantum Criminal Procedure (Mentor: Professor Catherine Hancock, Tulane University Law School)

New Scholars Workshop (Panel # 9)

Moderator: Professor Sarah Gerwig-Moore, Mercer University Law School

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Speakers: Professor Tamara Belinfanti, New York Law School, Get Real – Are All CEOs Bad? The Framing Effect in Executive Compensation (Mentor: Professor David Millon, Washington and Lee University School of Law); Professor Samir Parikh, Lewis & Clark Law School, When a Leveraged Buyout Leads a Company into Bankruptcy: Should Section 546(e) Protect Former Shareholders from a Fraudulent Transfer Action? (Mentor: Professor Vincent Cardi, West Virginia University College of Law); Professor Tracie Porter, Southern Illinois University School of Law, Creating an Even Playing Field with Lenders: Conflicts of Interest and Fiduciary Obligations in the Residential Mortgage Loan Transaction (Mentor: Professor Thomas Plank, The University of Tennessee College of Law); Professor Adam Badawi, Washington University School of Law, Self-Help and the Rules of Engagement (Mentor: Professor David Ritchie, Mercer University Law School)

9:00-Noon

EMPIRICAL TRAINING WORKSHOP, PART III

Day three of the three-day workshop. Advance registration and participation for all three days are required.

10:00-10:15

Break (Sponsored by Wolters Kluwer Law & Business)

10:15-Noon

WORKSHOP ON CRIMINAL LAW/CRIMINAL PROCEDURE

The Troubled State of the Ineffective Assistance of Counsel Doctrine

In *Strickland v. Washington*, 466 U.S. 668 (1984), the United States Supreme Court made it difficult for a defendant to prevail on an ineffective assistance of counsel claim. Concerns have been raised about this standard, especially as an increasing number of death row inmates have been found to be innocent. Indeed, even the Court seems to be wavering a bit in the sense that it is still accepting a significant number of ineffective assistance cases and is reversing some convictions despite the difficulty of satisfying the *Strickland* standards.

Moderator: Professor Rosa DuBose, Florida Coastal School of Law

Speakers: Professor Scott Sundby, University of Miami School of Law; Professor Sanjay K. Chhablani, Syracuse University College of Law; Professor Sean O'Brien, University of Missouri-Kansas City School of Law; Professor Richard Broughton, University of Detroit Mercy School of Law; Professor Charles Rose, Stetson University College of Law

Recruiting, Training, and Managing Adjunct Professors

The panel will discuss all aspects of utilizing adjunct professors, including but not limited to recruiting, choosing, retaining, training, and managing adjuncts, as well as what courses are best suited for adjuncts. The panel hopes to have an open discussion format with participation from the audience with a view to share what has worked, what has not, and best practices.

Moderator: Professor Amy Flanary-Smith, Campbell University, Norman Adrian Wiggins School of Law

Speakers: Professor Henry Strickland, Samford University, Cumberland School of Law;

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Professor Ted Field, South Texas College of Law; Professor Phillip McIntosh, Mississippi College School of Law; Professor Jodi Wilson, The University of Memphis Cecil C. Humphreys School of Law

The Lawyer-Judge Bias

There has been an increasing scholarly interest in the question of whether American judges favor the legal profession/bar associations in their case decisions and their management of professional regulation. This panel will explore whether such a bias exists, discuss its possible contours and consider future implications if it does exist. The launching point will be a discussion of Ben Barton's new book, *The Lawyer-Judge Bias in American Courts* (Cambridge Univ. Press 2011), but the panel will include both pro and con perspectives, as well as discussions of possible historical and current examples.

Moderator: Professor Lonnie Brown, The University of Georgia School of Law

Speakers: Professor Ben Barton, The University of Tennessee College of Law; Professor Alex Long, The University of Tennessee College of Law; Professor Dana Remus, University of New Hampshire School of Law; Professor John Steele, Indiana University Maurer School of Law

The Obama Administration's Mid-Term Environmental Marks: The Good, the Bad, and the Ugly?

Given the initial momentum for congressional action on climate change when President Obama took office, few would have predicted that, two years in, the main vehicle for addressing climate change would still remain the Clean Air Act. What have the Obama Administration's main environmental policy and enforcement initiatives substantively achieved over two years into his administration?

Moderator: Professor Sonya Garza, Elon University School of Law

Speakers: Professor Cynthia Drew, University of Miami School of Law; Professor Gabriel Eckstein, Texas Wesleyan University School of Law; Professor Joel Mintz, Nova Southeastern University, Shepard Broad Law Center; Professor Henry McGee, Seattle University School of Law

Discussion Group: Distance Education

This discussion group will focus on a series of questions relating to distance education. How do we create a distance education strategic plan? What should be included in the plan? What are the requirements, assessments and standards to include in such a plan? What are the technology options that we should consider in creating a distance education program? Are there strategies to obtain faculty buy-in for distance education? What arguments are used to oppose distance education for law courses, and how are these addressed?

Moderators: Professor Joseph Harbaugh, Nova Southeastern University, Shepard Broad Law Center; Professor Rebecca Trammell, Stetson University College of Law

Noon-1:00 Lunch (on your own)

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1:00-4:00

Discussion Group: Property and the New Federalism

Until recent decades, the regulation of real property was understood to be a matter between landowners and local governments. Several influences have altered this understanding. Federal statutes such as the Telecommunications Act of 1996 and the Religious Land Use and Institutionalized Persons Act of 2000 mandate the involvement of federal agencies and federal courts in land use decisions. Meanwhile, following the Supreme Court's controversial decision in *Kelo v. City of New London*, several states have tightened restrictions on the use of eminent domain power by state and local governments. This discussion group will focus on several key questions related to this issue. These questions include: (1) How have these developments altered the balance of power between national, state, and local governments, and between landowners and governments at all levels? (2) Are the shifts of authority embodied in these laws salutary or regrettable? and (3) Do these developments portend a shift of sovereignty in personal and intellectual property, or will the effects of these shifts be confined to real property law?

Moderator: Professor Chad Emerson, Faulkner University, Thomas Goode Jones School of Law

Discussants: Professor Adam MacLeod, Faulkner University, Thomas Goode Jones School of Law; Professor Ben Barros, Widener University School of Law; Dean Charles Nelson, Faulkner University, Thomas Goode Jones School of Law; Professor Alberto Lopez, Northern Kentucky University Salmon P. Chase College of Law; Professor Thomas Folsom, Regent University School of Law; Professor Ashira Ostrow, Hofstra University School of Law; Professor Matthew Festa, South Texas College of Law; Professor Will Cook, Charleston School of Law; Professor Rose Villazor, Hofstra University School of Law; Professor Gregory Stein, The University of Tennessee College of Law; Professor Shelley Saxer, Pepperdine University School of Law; Professor Stephen Clowney, University of Kentucky College of Law

1:00-2:30

Social Capital and the Law

Sociologists have long written about the concept of social capital. The theory of social capital is that social networks make an impact on an individual's or a group's ability to attain education, thrive economically, and address such other critical issues as environmental problems and health concerns. Legal scholars have addressed social capital in many different contexts, including family law, prison reform, and terrorism cases. The panelists will address the need to recognize the importance of social capital in a variety of areas, including access to higher education and disaster response. The panel will address the way that social capital concerns may impact legal reforms and policy decisions.

Moderator: Professor Danielle Holley-Walker, University of South Carolina School of Law

Speakers: Professor Omari Simmons, Wake Forest University School of Law; Professor Catherine Smith, University of Denver, Sturm College of Law; Professor Susan Kuo, University of South Carolina School of Law; Professor Naomi Schoenbaum, The University of Chicago, The Law School

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WORKSHOP ON CRIMINAL LAW/CRIMINAL PROCEDURE

Daubert and the Reliability of Scientific Evidence—Civil and Criminal Trials Compared

Daubert ostensibly ushered in a new era of reliability and judicial gatekeeping in the use of scientific evidence in American trials. Yet scholars of Daubert's application in civil trials perceive a wide gap between the theory of Daubert and the reality of how evidentiary rulings on scientific evidence are actually made. However, the shortcomings of Daubert hearings on the civil side pale in comparison to the utter failure of criminal trial courts to implement a more rigorous screening process for various types of scientific evidence traditionally offered by the prosecution. This failure of gatekeeping on the criminal side of the American trial system has run squarely counter to the wrongful convictions revolution that demands greater evidentiary reliability in criminal trials.

Moderator: Professor Deborah Ahrens, Seattle University School of Law

Speakers: Professor Sandra Guerra Thompson, University of Houston Law Center; Professor Brian Gallini, University of Arkansas School of Law; Professor Julie Seaman, Emory University School of Law; Professor Brandon Garrett, University of Virginia School of Law

Community Development Lawyering

What roles can lawyers and law students play in community development? In this panel, four clinical law professors will explore various aspects of community lawyering and how working with small businesses and non-profit organizations contributes to community economic development. They will look at law school clinical programs that teach transactional law, entrepreneurship, and other legal services intended to revitalize disadvantaged communities.

Moderator: Professor Patrick Longan, Mercer University Law School

Speakers: Professor Paulette Williams, The University of Tennessee College of Law; Professor James Kelly, Jr., University of Notre Dame Law School; Ms. Laurie Hauber, Legal Services of Eastern Missouri (St. Louis); Professor Brian Krumm, The University of Tennessee College of Law

2:30-2:45

Break (Sponsored by Wolters Kluwer Law & Business)

2:45-4:15

The Supreme Court and Access to Justice

The so-called conservative turn of the Supreme Court under Chief Justices William H. Rehnquist and John G. Roberts, Jr. has played out in many ways and on many levels. One of the most important and interesting has been the Court's take on "access to justice," the extent to which its individual decisions and overall trends have restricted or enhanced the ability of individuals to seek and secure "justice." In a related vein, legal education has come under increasing scrutiny, with many observers posing questions about the extent to which law schools recognize and promote a justice-based ideal, as opposed to an arguably more narrow focus on rules and procedure. This panel will explore these issues, asking questions about both the extent to which a "justice" ideal can be defined and pursued and the roles that the Supreme Court and law schools can and should play in those processes.

Moderator: Professor Barry McDonald, Pepperdine University School of Law

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Speakers: Professor Mark Killenbeck, University of Arkansas School of Law; Professor Beverly Moran, Vanderbilt University Law School; Professor Gene Nichol, University of North Carolina School of Law

The Law of Disaster: A Discussion Focused on Administrative Law and Regulatory Practice

Over the past decade, administrative agencies have been confronted with large-scale calamities both of natural and man-made origin. Such disasters as Hurricane Katrina, the recent financial crisis and the 9-11 terrorist attacks have dominated public discourse and spawned a flurry of administrative activity. In this section, scholars concerned with effective, efficient, and fair administrative action evaluate and critique the response of administrative agencies to various national and local crises. Discussants will consider also the interplay among administrative action, legislative and executive intervention, and the engagement of various other actors that may diminish or heighten the effectiveness of administrative functions in the face of potential or actual disaster.

Moderator: Professor Wayne Barnes, Texas Wesleyan University School of Law

Speakers: Professor Edward Richards, Louisiana State University, Paul M. Hebert Law Center; Professor Victor Goldberg, Columbia Law School; Professor J.W. Verret, George Mason University School of Law; Professor Babette Boliek, Pepperdine University School of Law

BP Oil Spill: One Year Later

This panel provides a one-year retrospective on the BP oil spill by examining environmental, procedural, and liability issues. In particular, the panel includes diverse scholars from multiple fields who will discuss multidistrict litigation issues, aspects of international regulatory regimes in environmental law, toxic torts, and how the litigants' and courts' responses to the spill could affect pure economic losses and limitations on recovery.

Moderator: Professor Robert McFarland, Faulkner University, Thomas Goode Jones School of Law

Speakers: Professor Lesley Wexler, University of Illinois College of Law; Professor Elizabeth Burch, The University of Georgia School of Law; Professor Joseph Sanders, University of Houston Law Center; Professor Robin Kundis Craig, Florida State University College of Law

4:15-4:30

Break (Sponsored by Wolters Kluwer Law & Business)

4:30-6:00

Promoting Faculty Scholarship and Productivity

This panel examines some ways in which law schools can support and encourage faculty scholarship and productivity.

Moderator: Professor Rigel Oliveri, University of Missouri School of Law

Speakers: Professor Jim Rossi, Florida State University College of Law; Professor Gary Myers, The University of Mississippi School of Law; Professor Christopher Pietruszkiewicz, Louisiana

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State University, Paul M. Hebert Law Center; Professor Mary Davis, University of Kentucky College of Law; Professor Laura Rosenbury, Washington University School of Law

Teaching Empirical Methods to Law Students

This panel addresses not only how to teach research methods, but also how to apply them in the classroom. There appear to be two types of empirical methods courses being taught in law schools. The first gives students a basic understanding of empirical methods so they can then examine how lawyers and judges use and abuse social scientific research. So, for example, the students are first taught how to construct, administer, and analyze surveys before focusing on how surveys are used to support change of venue motions or to establish applicable community standards in obscenity cases. The second type of course has students use their nascent social science skills to read, understand and critique articles written by social scientists on judicial behavior and judicial institutions. This panel draws upon the knowledge and experience of professors who teach both types of courses.

Moderator: Professor Todd Peppers, Washington and Lee University School of Law

Speakers: Professor Joanna Shepherd, Emory University School of Law; Professor Jennifer Robbennolt, University of Illinois College of Law; Professor Jeremy Blumenthal, Syracuse University College of Law; Professor Melynda Price, University of Kentucky College of Law

The Aftermath of Financial Reform: A Retrospective on the Dodd-Frank Act a Year Later

This panel explores whether the reforms in consumer protection law have made consumers any safer than before the financial meltdown. The panel will also discuss some theories as to why consumer financial protection does not work as well as it is intended to work in theory and provide some provocative ideas as to what might work to provide better consumer financial protection.

Moderator: Professor Kamille Wolff, Texas Southern University, Thurgood Marshall School of Law

Speakers: Professor Lydie Cabrera Pierre-Louis, St. Thomas University School of Law; Professor Timothy Canova, Chapman University School of Law; Professor Michael Greenberger, The University of Maryland School of Law

The Law of Partition & Heirs' Property

The Law of partition has contributed significantly to the loss of African American land holdings. Panelists will discuss the land legacy of coastal areas, such as Hilton Head, as well as developments regarding the Uniform Partition Act proposed by NCCUSL.

Moderator: Professor Monu Bedi, Stetson University College of Law

Speakers: Professor Faith Rivers James, Elon University School of Law; Professor Phyllis Craig-Taylor, Charlotte School of Law; Professor Aleatra Williams, Charleston School of Law

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SEALS NIGHT AT THE MOVIES

Raich v. Gonzales: Medical Marijuana and the Commerce Clause

California was one of the first states to enact a law legalizing the use of marijuana for medical treatment. The federal government, however, never accepted the legitimacy of California's law. Federal agents continued to raid California's medical marijuana dispensaries. Proponents of the law eventually challenged federal authority when suit was filed by Angel Raich, a long-time advocate of medical cannabis, and Diane Monson, who had her marijuana plants confiscated in a dramatic showdown between state and federal agents. This important case resulted in a landmark Supreme Court decision on the reach of the Commerce Clause. This documentary is the latest in the Voices of American Law program sponsored by Duke University School of Law and Aspen Publishing.

8:00-9:00

DEAN'S DESSERT—BUILD YOUR OWN SUNDAE

Dean John Carroll of Samford University, Cumberland School of Law, cordially invites you to join him for Cumberland's annual dessert reception.

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8:00-10:00

New Scholars Workshop (Panel # 10)

Moderator: Professor Margaret Kantlehner, Elon University School of Law

Speakers: Professor Michael Guttentag, Loyola Law School Los Angeles, Does Securities Regulation Have a Role to Play in Preventing Markets from Crashing? (Mentor: Professor Timothy Canova, Chapman University School of Law); Professor James Park, Brooklyn Law School, Rules, Principles and the "Competition" to Enforce the Securities Laws (Mentor: Professor Joan Heminway, The University of Tennessee College of Law); Professor Jeff Schwartz, California Western School of Law, The Secondary Market for Private Shares (Mentor: Professor Lisa Fairfax, The George Washington University Law School); Professor Matt Vega, Faulkner University, Thomas Goode Jones School of Law, The Future of Corporate Governance in the New Age of Whistleblower "Bounty-Hunters" (Mentor: Professor Constance Wagner, Saint Louis University School of Law); Professor Karen Sandrik, Florida State University College of Law, Creating Contracting Intellectual Property (Mentor: Professor Jasmine Abdel-Khalik, University of Missouri-Kansas City School of Law).

New Scholars Workshop (Panel # 11)

Moderator: Professor Jennifer Sheppard, Mercer University Law School

Speakers: Professor Jennifer Bird-Pollan, University of Kentucky College of Law, Taxing Sovereign Wealth Funds: A Proposal for Change (Mentor: Dean Richard Gershon, The University of Mississippi School of Law); Professor Kristin Balding Gutting, Charleston School of Law, Burn Baby Burn: An Examination of the Tax Implications of Donating a House for Live Burn Training but Retaining the Underlying Land (Mentor: Professor Vaughn James, Texas Tech University School of Law); Professor Shu-Yi Oei, Tulane University Law School, Line Drawing in Evolving Circumstances: Analyzing Tax Law's Responses to Innovation and Change (Mentor: Professor Don Castleman, Wake Forest University School of Law); Professor Elizabeth Carter, Louisiana State University, Paul M. Hebert Law Center, From Grave to Cradle: A Proposal for Amending the Tax Code to Incentivize Post-Mortem Child Support (Mentor: Professor Gail Richmond, Nova Southeastern University, Shepard Broad Law Center)

New Scholars Workshop (Panel # 12)

Moderator: Dean John Carroll, Samford University, Cumberland School of Law

Speakers: Professor Derrick Howard, Appalachian School of Law, Legal Implementation of the Human Right to Water (Mentor: Professor Robin Kundis Craig, Florida State University College of Law); Professor Kenneth Stahl, Chapman University School of Law, The Community and the Zone: Competing Conceptions of Neighborhood Identity in Land Use Law (Mentor: Professor Hari Osofsky, University of Minnesota Law School); Professor Christopher Tyson, Louisiana State University, Paul M. Hebert Law Center, The Forgotten Middle: Considering Local Governance and the Mid-Size City's Place in the Global Interurban Competitive Future (Mentor: Professor Linda Malone, William & Mary Law School); Professor Desiree Hensley, The University of Mississippi School of Law, "A Decent Home": Housing Production and Long-Term Habitability Under the Low-Income Housing Tax Credit Program — A Case Study and Primer for Low-Income Advocates (Mentor: Professor Chad Emerson, Faulkner University, Thomas Goode Jones School of Law)

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10:00-Noon **Discussion Group: What Is a Law Professor?**

Consequences (Intended or Unintended) of Proposed Changes to Standard 405

This session explores the role that the tenure process plays in the program of legal education that we have today and considers the impact the proposed changes to Standard 405 could have on: (1) the use of Visiting Assistant Professors and teaching fellows in place of long-term hires; (2) efforts to increase diversity in the legal academy; (3) the relative importance of teaching, service, and scholarship; (4) the demand for legal education to become more practical and outcomes-focused and the implications for law school teaching; and (5) tensions between the changing economy and job market and the rise in the number of law schools, including for-profit schools.

Moderators: Professor Catherine Wasson, Elon University School of Law; Professor Jane Cross, Nova Southeastern University, Shepard Broad Law Center

Discussants: Professor Ralph Brill, Chicago-Kent College of Law; Professor J. Lyn Goering, Washburn University School of Law; Dean Richard Matasar, New York Law School; Dean Donald Polden, Santa Clara University School of Law; Professor Craig Smith, University of North Carolina School of Law; Dean Steven Smith, California Western School of Law; Professor Anthony Niedwiecki, The John Marshall Law School

10:00- 10:15 **Break**

10:15-Noon **Land Use Law Part I: Federal and Local Interactions**

This is the first of two roundtables exploring the evolving nature of land use law in the United States. Historically, land use regulation has been considered a matter of local governance. The federal government left land use to the states, and the states, in turn, empowered municipalities to enact zoning laws to guide planning and development decisions. Today, however, formal distinctions between state and federal spheres of power have been supplanted by a multi-jurisdictional understanding of federalism, in which local authority to regulate land overlaps with federal, state, and at times, even international authority. Indeed, modern land use law involves significant larger-scale dimensions, resulting in part from the enactment of a number of key federal statutes and initiatives that have varying degrees of preemptive effect on local actions and in part from complex international problem solving that involves local government. This first roundtable explores the changing relationship between federal law and local land use policies as part of these new approaches to land use law.

Moderator: Professor Matthew Festa, South Texas College of Law

Speakers: Professor Keith Hirokawa, Albany Law School; Professor Donald Hornstein, University of North Carolina School of Law; Professor Ashira Ostrow, Hofstra University School of Law; Professor Maria Savasta-Kennedy, University of North Carolina School of Law

The Role of Public Interest Litigation in New Democracies

Public interest litigation is a central feature of the transition to democracies in the post-colonial world. Groups organize at local and international levels to advocate rights-based

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agendas in controversial areas like death penalty abolition and abortion law liberalization. However, the purposes for litigation differ widely, as do these groups' relationships to newly formed governments or state institutions and to processes of fostering wider democratic participation. This panel explores the various sites of intervention (at differing points of political development) of national and transnational litigation projects. Panelists will discuss how litigation is and is not a means of social mobilization, and they will challenge common distinctions between local and international activism, state and non-state bodies, and popular movements and judicial decision-making.

Moderator: Professor James Klebba, Loyola University New Orleans College of Law

Speakers: Professor Rachel Rebouché, University of Florida Levin College of Law; Professor Johanna Kalb, Loyola University New Orleans College of Law; Professor Thomas Kelley, University of North Carolina School of Law; Professor Cyra Choudhury, Florida International University College of Law

WORKSHOP ON BUSINESS LAW

Current Issues in Corporate Finance Law

In the wake of federal financial regulation and continuing federal and state court activity, mergers and acquisitions, public and private securities offerings, and other corporate finance transactions continue to be at the forefront of business law. This panel covers various corporate finance issues—matters at the intersection of transactional practice and statutory, regulatory, and judicial rulemaking—in the current transitional market environment.

Moderator: Professor Constance Wagner, Saint Louis University School of Law

Speakers: Professor Joan Heminway, The University of Tennessee College of Law; Professor Wulf Kaal, University of St. Thomas School of Law; Professor Martin McWilliams, University of South Carolina School of Law; Professor Dale Oesterle, The Ohio State University Moritz College of Law

Hot Topics in Sports Law: Of Likeness, Women, Due Process and Drugs in Sports

The panel will focus on various hot topics in sports law. Topics that will be examined include the following: liability for using the likenesses of college and retired professional athletes in video games, fantasy leagues and other commercial contexts; NCAA scrutiny and investigations of student athletes (What process is due the athletes? Is the NCAA process provision of notice and opportunity to be heard fair and sufficient? Is there sufficient recourse for appeal?); womens' college and professional sports and continuing Title IX and professional athletic issues; drug use issues in sports (Are there new, less detectable and unregulated drugs on the horizon? What is the status of regulation? Are there adequate processes for review and prosecution of drug offenders?).

Moderator: Dean Peter Goplerud, Florida Coastal School of Law

Speakers: Professor Anthony Baldwin, Mercer University Law School; Professor Nancy Hogshead-Makar, Florida Coastal School of Law; Dean LeRoy Pernell, Florida A&M University

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College of Law; Professor Richard Karcher, Florida Coastal School of Law; Professor Barbara Osborne, University of North Carolina Department of Exercise and Sport Science

Noon-1:30 **Lunch (on your own)**

Steering Committee Luncheon

Each member school (both institutional and affiliate) is invited and encouraged to send a representative to this luncheon. Committee chairs are also invited.

1:30-4:30

Discussion Group: Overcriminalization: Is There a Problem to Solve?

There has been a great deal of discussion among academics, practitioners, and policymakers about overcriminalization. Some point, for example, to the more than 4,000 criminal statutes in the federal code as an indictment of our current approach to criminalization in the United States. This discussion group brings together a variety of perspectives on the issue of overcriminalization, examining, among other things, the political dynamics of the design and passage of American criminal legislation, the role of prosecutorial discretion and enforcement policies, and past, current, and future efforts at reform of American criminal codes and criminal policy.

Moderators: Professor Roger Fairfax, The George Washington University Law School; Professor Ellen Podgor, Stetson University College of Law

Discussants: Professor Miriam Baer, Brooklyn Law School; Professor Sharon Davies, The Ohio State University Moritz College of Law; Professor Lucian Dervan, Southern Illinois University School of Law; Professor John Hasnas, Georgetown University McDonough School of Business; Professor Peter Henning, Wayne State University Law School; Professor Susan Klein, The University of Texas School of Law; Professor Elizabeth Megale, Barry University-Dwayne O. Andreas School of Law; Mr. Norman Reimer, Executive Director, National Association of Criminal Defense Lawyers; Mr. Brian Walsh, The Heritage Foundation

1:30-3:00

Land Use Law Part II: International and Local Interactions

This is the second of two roundtables exploring the evolving nature of land use law in the United States. Historically, land use regulation has been considered a matter of local governance. The federal government left land use to the states, and the states, in turn, empowered municipalities to enact zoning laws to guide planning and development decisions. Today, however, formal distinctions between state and federal spheres of power have been supplanted by a multi-jurisdictional understanding of federalism, in which local authority to regulate land overlaps with federal, state, and at times, even international authority. Indeed, modern land use law involves significant larger-scale dimensions, resulting in part from the enactment of a number of key federal statutes and initiatives that have varying degrees of preemptive effect on local actions and in part from complex international problem solving that involves local government. This second roundtable explores the changing relationship between international law and local land use policies as part of these new approaches to land use law.

Moderator: Professor Hari Osofsky, University of Minnesota Law School

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Speakers: Professor Deepa Badrinarayana, Chapman University School of Law; Professor Cinnamon Carlarne, The Ohio State University Moritz College of Law; Professor Joshua Fershee, University of North Dakota School of Law; Professor Lillian Miranda, Florida International University College of Law; Professor Linda Malone, William & Mary Law School

WORKSHOP ON BUSINESS LAW

Federalism and Corporate Governance

This panel explores the changing landscape of corporate federalism—the uneasy balance of state and federal regulatory competence in the area of corporate governance. Matters of internal governance have historically been addressed by state corporate law under the internal affairs doctrine, yet Congress possesses ample constitutional authority to legislate in this area, which it has repeatedly done in times of crisis over the last century—including through the Dodd-Frank Wall Street Reform and Consumer Protection Act. Panelists will explore various facets of corporate federalism, including the debate over proxy access; the roles of state and federal actors in determining the balance of power between boards and shareholders; and novel means of coordinating state and federal regulation of corporate governance—notably SEC certification of state law questions directly to the Delaware Supreme Court.

Moderator: Professor David Millon, Washington and Lee University School of Law

Speakers: Professor Robert Ahdieh, Emory University School of Law; Professor Christopher Bruner, Washington and Lee University School of Law; Professor Renee Jones, Boston College Law School; Professor Brett McDonnell, University of Minnesota Law School

Maximum Exposure: The Art of Making a Name for Oneself

This panel will explore ways in which junior scholars can make their presence known in the academic community. Panelists will address questions such as: When and to whom should I send reprints? How do I network at large conferences? Should I focus on attending smaller conferences? How do I get invited to present at other institutions? How can I use technology to market my scholarship? Do I need a mentor and, if so, how do I find one? Should I cold contact or introduce myself to established scholars in my field? How do I get involved with a topical scholarly thinking group? How can my Associate Dean of Faculty Development or Scholarship help me?

Moderator: Professor Michael B. Kelly, University of San Diego School of Law

Speakers: Professor Nicole Huberfeld, University of Kentucky College of Law; Professor Orin Kerr, The George Washington University Law School; Professor Chad Oldfather, Marquette University Law School; Professor Jacqueline Lipton, Case Western Reserve University School of Law

Perspectives on the WikiLeaks Controversy

WikiLeaks and its founder, Julian Assange, have brought an entirely new twist to the concept of whistleblowing. With WikiLeaks's revelation that it had gained possession of some 250,000 stolen diplomatic cables, WikiLeaks sent shock waves through the diplomatic world. When some of those cables were subsequently released (and, thus far, only a small percentage

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have been released), they caused major upheavals in the world. For example, one commentator referred to the Tunisian revolution as the first WikiLeaks revolution. This panel will explore WikiLeaks issues from a variety of perspectives.

Moderator: Professor L. Darnell Weeden, Texas Southern University, Thurgood Marshall School of Law

Speakers: Mr. Andrew Wright, Staff Director of the Subcommittee on National Security and Foreign Affairs, U.S. House of Representatives; Professor Brian Foley, Florida Coastal School of Law; Professor Charles Lugosi, Lincoln Memorial University-Duncan School of Law; Professor Theodore Blumoff, Mercer University Law School

3:00-3:15

Break

3:15-6:15

WORKSHOP ON BUSINESS LAW

Discussion Group: Corporate Law

Nearly one year after the enactment of the Dodd-Frank Act, this session brings together business law scholars for a discussion of the Act and its impact to date. Discussants will focus on the many different provisions of the Act, the manner in which those provisions have been implemented, and challenges, if any, involved with that implementation, from a variety of different perspectives.

Moderator: Professor Lisa Fairfax, The George Washington University Law School

Discussants: Professor Michael Guttentag, Loyola Law School Los Angeles; Professor Maurice Stucke, The University of Tennessee College of Law; Professor Lauren Willis, Loyola Law School Los Angeles; Professor Omari Simmons, Wake Forest University School of Law; Professor Kamille Wolff, Texas Southern University, Thurgood Marshall School of Law; Professor Daniel Sokol, University of Florida Levin College of Law; Professor Minor Myers, Brooklyn Law School; Professor Jean Martin-Amerson, West Virginia University College of Law; Professor Jeff Schwartz, California Western School of Law; Professor Robert Brown, Atlanta's John Marshall Law School; Professor Christopher Bruner, Washington and Lee University School of Law; Professor Wulf Kaal, University of St. Thomas School of Law; Professor Ann Graham, Hamline University School of Law; Professor Constance Wagner, Saint Louis University School of Law; Professor Miriam Cherry, Saint Louis University School of Law; Professor Renee Jones, Boston College Law School; Professor Joan Heminway, The University of Tennessee College of Law; Professor David Millon, Washington and Lee University School of Law; Professor James Park, Brooklyn Law School; Professor Verity Winship, University of Illinois College of Law

3:15-4:45

Strategies for Complying with the ABA's Outcome Measurement Requirements

Since the ABA's outcome measurement requirements were announced, there has been much discussion about the proposed requirements. This panel will examine strategies that law schools might adopt for bringing themselves into compliance with the requirements.

Moderator: Professor Jeffrey Thomas, University of Missouri-Kansas City School of Law

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Speakers: Professor Steve Friedland, Elon University School of Law; Mr. John Keyser, Associate Dean for Administration, Washington and Lee University School of Law; Professor Henry Strickland, Samford University, Cumberland School of Law

Internet Culture and the Law

The Internet and other forms of digital media are impacting the culture of the law, changing the way that lawyers access, create, and disseminate information in a legal context. This panel examines the cultural influences that the Internet and other forms of digital media are having on the law, in the context of the legal profession and legal education.

Moderator: Professor Marco Jimenez, Stetson University College of Law

Speakers: Professor Kathleen Vinson, Suffolk University Law School; Professor Peter Friedman, Case Western Reserve University School of Law; Professor Eric Fink, Elon University School of Law; Professor Lucille Jewel, Atlanta's John Marshall Law School

Patent Law in the 21st Century: Overhaul, Tweak, or Status Quo?

Patent law shoots at a moving target. The Constitution states that patent law should promote the "useful Arts," but the 20th Century demonstrated that innovation can lead to the development of new "useful Arts" unforeseen when patent laws were enacted. Does this changing factual environment hamper the capacities of lawmakers and courts to craft effective patent law? So far, the Supreme Court has adopted a business-as-usual approach. In its 2010 *Bilski* decision, the Court broadly interpreted the concept of patentable subject matter, despite the increase in non-traditional patent applications in areas such as business methods, tax strategies, information technologies, and even sports moves. Other recent decisions have largely left the broad contours of patent law unchallenged. Does this traditional approach make sense? Or does the 21st century present unique challenges and opportunities in patent policy? If so, what doctrines are most in need of updating? Does continued global economic and legal integration undermine the territorial dimensions of patent law? Does the law provide the appropriate incentives for innovation? Does it generate enough certainty to the public? From where should the changes come? Congress? The Patent Office? Courts?

Moderator: Professor Lee Petherbridge, Loyola Law School Los Angeles

Speakers: Professor Joe Miller, The University of Georgia School of Law; Professor William Hubbard, University of Baltimore School of Law; Professor Sapna Kumar, University of Houston Law Center; Professor Gregory Mandel, Temple University Beasley School of Law; Professor Lucas Osborn, Campbell University, Norman Adrian Wiggins School of Law

4:45-5:00

Break (Sponsored by BNA)

5:00-6:30

WORKSHOP ON THE FUTURE OF LEGAL EDUCATION

Law Libraries for the 21st Century: Your Partner in Legal Education

Law librarians and technology panelists will report on and discuss their roles and impacts on 21st century legal education. The panel will include discussion of the expertise and influence

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of law librarians and technology support professionals in a successful law school enterprise, including how the ABA Standards recommendations impact collections, services, personnel, technologies, and space.

Moderator: Professor Billie Jo Kaufman, American University Washington College of Law

Speakers: Professor John Palfrey, Harvard Law School; Professor Scott Pagel, The George Washington University Law School; Professor Patricia Cervenka, Marquette University Law School; Professor Sima Mirkin, American University Washington College of Law; Professor Roy Balleste, St. Thomas University School of Law

Congressional Tax Reform

In the 2010 elections, some Republican candidates called for an overhaul of the tax code. President Obama, in his State of the Union address, seemed to support the concept (although he did not necessarily support the Republican ideas). This panel will focus on pending and recently enacted proposals for tax reform in the areas of estate and gift tax, income taxes (individual and corporate), and other issues that have arisen in the current Congress.

Moderator: Professor Ronald W. Blasi, Georgia State University College of Law

Speakers: Professor Don Castleman, Wake Forest University School of Law; Professor William Turnier, University of North Carolina School of Law; Dean Richard Gershon, The University of Mississippi School of Law; Professor Vaughn James, Texas Tech University School of Law

Teaching in a Global Environment—Consumer Law as an International Bridge

In a global economy, consumer law has become a significant topic as countries face issues dealing with the latest economic crisis, borderless internet commerce, increased use of consumer credit, and developing economies facing issues ranging from food safety to ways to encourage a more capitalistic marketplace. This panel will discuss consumer law as a means to incorporate international law into the curriculum of American law schools, and as a vehicle by which to establish relationships with law schools and governments in other nations. Panelists will include faculty members of American and foreign law schools that have extensive experience teaching consumer law, speaking worldwide, and consulting with legislative bodies reviewing consumer laws.

Moderator: Professor Lillian Miranda, Florida International University College of Law

Speakers: Professor Richard Alderman, University of Houston Law Center; Professor James Nehf, Indiana University School of Law-Indianapolis; Professor Geraint Howells, University of Manchester School of Law (United Kingdom)

WORKSHOP ON LABOR AND EMPLOYMENT LAW

Sports Law Program: Collective Bargaining Issues as Several Sports' Labor Contracts Expire

In 2011, United States professional sports fans for the first time face an uncertainty existing

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at no other time in the history of American professional team sports. Collective bargaining agreements between team owners and the unions representing their players in baseball, basketball, and football all may expire. For that reason, there is an unprecedented worst-case scenario: no games or other activity in all three if there are strikes and lockouts in each one. The best-case scenario is that there are three agreements in place—perhaps even one or two by the beginning of the SEALS Annual Meeting. Worst scenario, best scenario, or somewhere between, this "Long Deep Drives" panel will, through a series of questions and answers, review developments in the negotiations. The discussion will include issues raised, issues resolved, matters of law confronted during negotiations, if any, and the role of sports agents in them.

Moderator: Professor Jonathan Cardi, Wake Forest University School of Law

Speakers: Professor Gabriel Feldman, Tulane University Law School; Professor Robert Berry, Boston College Law School; Professor Timothy Davis, Wake Forest University School of Law; Professor William Gould, Stanford Law School

7:00-8:00

FAMU Reception

Florida A&M University College of Law is the newest institutional member of SEALS. It is hosting this reception to introduce itself to SEALS.

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8:00-10:00 **New Scholars Workshop (Panel # 13)**

Moderator: Professor Charles Campbell, Faulkner University, Thomas Goode Jones School of Law

Speakers: Professor Dustin Benham, Texas Tech University School of Law, The Death's Doorkeeper: Civil Rule 60's Enigmatic Role at the Threshold of the Execution Chamber (Mentor: Professor Samuel Jordan, Saint Louis University School of Law); Professor Megan La Belle, The Catholic University of America Columbus School of Law, The Past, Present, and Future of Declaratory Relief in Patent Cases (Mentor: Professor Howard Wasserman, Florida International University College of Law); Professor Amanda Harmon Cooley, South Texas College of Law, The Shadow of the Schoolhouse Gate: The Increasing Constriction of Teachers' First and Fourth Amendment Rights (Mentor: Professor Jeffrey Hirsch, University of North Carolina School of Law); Professor Mary Margaret Giannini, Florida Coastal School of Law, Restitution and Proximate Cause: Proving Loss under the Mandatory Restitution Act for Sex Crimes (Mentor: Professor Sanjay K. Chhablani, Syracuse University College of Law)

New Scholars Workshop (Panel # 14)

Moderator: Professor Barbara Cox, California Western School of Law

Speakers: Professor Johanna Bond, Washington and Lee University School of Law, Honor as Property: Exploring Honor through the Lens of Gender and Property (Mentor: Professor Zachary Kramer, Arizona State University, Sandra Day O'Connor College of Law); Professor Beth Burkstrand-Reid, University of Nebraska College of Law, The Man of the House? (Mentor: Professor Robin Wilson, Washington and Lee University School of Law); Professor Scott Titshaw, Mercer University Law School, The Reactionary Road to Free Love: How Opponents of Same Sex Marriage May Destroy the Civil Institution They Love (Mentor: Professor Barbara Cox, California Western School of Law); Professor Kerri Stone, Florida International University College of Law, Decoding Civility (Mentor: Professor Henry Chambers, University of Richmond School of Law)

New Scholars Workshop (Panel # 15)

Moderator: Professor Yvette Liebesman, Saint Louis University School of Law

Speakers: Professor Zachary Bray, University of Houston Law Center, The Evolution of Section 8, Rent Control, Eviction Control and Progressive Theories of Property (Mentor: Professor Patrick Tolan, Barry University-Dwayne O. Andreas School of Law); Professor Terri Helge, Texas Wesleyan University School of Law, Of Slayers, Sex Offenders, and Swindlers: Conduct-Based Disinheritance Statutes and a Paradigm for New Legislation (Mentor: Professor Mitchell Crusto, Loyola University New Orleans College of Law); Professor Tanya Marsh, Wake Forest University School of Law, Dead Giveaway: Creating a Uniform Property Interest in the Human Corpse (Mentor: Professor Paul Boudreaux, Stetson University College of Law); Professor Andrea Armstrong, Loyola University New Orleans College of Law, Slavery Revisited in Penal Plantation Labor (Mentor: Professor Theresa M. Beiner, University of Arkansas at Little Rock, William H. Bowen School of Law)

10:00-10:15 **Break**

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10:15-Noon **WORKSHOP ON THE FUTURE OF LEGAL EDUCATION**

Should Foreign Law Schools Be Able to Obtain ABA Accreditation?

A Special Committee, appointed by the Council of the ABA Section of Legal Education and Admissions to the Bar, has recommended that the "Council should authorize the Accreditation Project to go forward with considering the accreditation of law schools outside the United States borders that meet all of the prevailing Section Accreditation Standards and Rules of Procedure."

Moderator: Professor Andrea Carroll, Louisiana State University, Paul M. Hebert Law Center

Speakers: Professor Carole Silver, Indiana University Maurer School of Law; Assistant Dean Jeffrey Dodge, Hofstra University School of Law

WORKSHOP ON LABOR AND EMPLOYMENT LAW

The State of Labor and Employment Law in Light of Recent Supreme Court Decisions

This panel will focus on providing an update of cases recently decided by the Supreme Court in its 2010 term that involve labor and employment law matters (e.g., Title VII third-party retaliation, privacy for employment background check, USERRA cat's paw proof, FLSA's retaliation, arbitration preemption of employment unconscionability, and preemption of state employment immigration laws).

Moderator: Professor Jeffrey Hirsch, University of North Carolina School of Law

Speakers: Professor Theresa M. Beiner, University of Arkansas at Little Rock, William H. Bowen School of Law; Professor Henry Chambers, Jr., University of Richmond School of Law; Professor Cynthia Nance, University of Arkansas School of Law; Professor Marcia McCormick, Saint Louis University School of Law

To Defer or Not to Defer: Judicial Review and the Elected Branches

This panel will discuss to what degree the Supreme Court should defer to other branches of the federal government and the states when exercising the power of judicial review. Is it possible to consistently apply a theory of deference across different constitutional domains or will the level of deference always vary depending on the Justices' views of the merits of the case under consideration? To flesh out these questions, the discussion will focus on three substantive areas: abortion, affirmative action and gun control. The panelists will also discuss the connections, if any, between theories of federalism and separation of powers and theories of deference.

Moderator: Professor Scott Dodson, William & Mary Law School

Speakers: Professor Eric Segall, Georgia State University College of Law; Professor David Bernstein, George Mason University School of Law; Professor Andrew Siegel, Seattle University School of Law; Professor Eric Berger, University of Nebraska College of Law

How Can Blogging Build Community in the Legal Academy?

This panel will involve a discussion about the ways in which academic legal blogs can be

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used as catalysts for building and strengthening a sense of community within the legal academy. It will also involve a friendly conversation about the promise and challenges of community building through online media, principally through blogs, but also through other technological avenues. Because the panelists are involved with some of the leading academic legal blogs, we invite audience members in particular to offer their own thoughts about how blogs might better catalyze an intellectually vibrant and socially meaningful professional community.

Moderator: Professor David Fagundes, Southwestern Law School

Speakers: Professor Dan Markel, Florida State University College of Law; Professor Danielle Citron, The University of Maryland School of Law; Professor Usha Rodrigues, The University of Georgia School of Law; Professor Lawrence Solum, University of Illinois College of Law

Noon-1:00 Lunch (on your own)

1:00-4:00 Discussion Group: Should Employment Claims Continue to Be Arbitrated?

This discussion group focuses on a hotly debated topic in the employment law field: whether an employer should be able to waive an employee's right to go to court on a statutory claim and, if so, under what circumstances. Discussants will address issues raised by recent Supreme Court decisions including *Stolt-Nielsen*, *Rent-A-Center*, *Granite Rock*, *Concepcion*, and *Pyett*, along with topics generated by the pending Arbitration Fairness Act.

Moderator: Professor Ariana Levinson, University of Louisville, Louis D. Brandeis School of Law

Discussants: Professor Richard Bales, Northern Kentucky University Salmon P. Chase College of Law; Professor Thomas Burch, The University of Georgia School of Law; Professor Andrea Doneff, Atlanta's John Marshall Law School; Professor Theodore Eisenberg, Cornell Law School; Professor Michael Green, Texas Wesleyan University School of Law; Professor Dennis Nolan, University of South Carolina School of Law; Professor Marcia McCormick, Saint Louis University School of Law; Professor Kathryn Sabbeth, University of North Carolina School of Law; Professor Charles Shanor, Emory University School of Law; Professor Ronald Turner, University of Houston Law Center; Professor Stephen Ware, University of Kansas School of Law; Professor Michael Yelnosky, Roger Williams University School of Law

Discussion Group: Evolution or Revolution? American Civil Procedure in the 21st Century

The past decade has seen a number of significant changes in the American approach to litigation. Concerns with expense and fairness have led to important new initiatives to limit pleadings, control discovery, redefine the class action device, and promote the use of litigation alternatives. This discussion group examines the important trends in Civil Procedure and the causes for the changes and discusses what actions should be taken to respond to the changes.

Moderator: Professor Michael Allen, Stetson University College of Law

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Discussants: Professor Thomas Metzloff, Duke University School of Law; Professor Dustin Buehler, University of Arkansas School of Law; Professor Donald Childress, Pepperdine University School of Law; Professor David Cleveland, Nova Southeastern University, Shepard Broad Law Center; Professor Scott Dodson, William & Mary Law School; Professor Rich Freer, Emory University School of Law; Professor Simona Grossi, Loyola Law School Los Angeles; Professor Lonny Hoffman, University of Houston Law Center; Professor Sarah Ludington, Campbell University, Norman Adrian Wiggins School of Law; Professor Lumen Mulligan, University of Kansas School of Law; Professor Jeffrey Parness, Northern Illinois University College of Law; Professor Charles Rhodes, South Texas College of Law; Professor Cassandra Robertson, Case Western Reserve University School of Law; Professor Glen Staszewski, Michigan State University College of Law; Professor Howard Wasserman, Florida International University College of Law; Professor Evelyn Wilson, Southern University Law Center

1:00-2:30

Protecting Online Privacy: First-Level and Second-Level Privacy Issues

In the cyber world—sometimes referred to as the “code world” because of the embodied, switched networks for moving information traffic and for controlling targeted objects—some privacy concerns seem rather like those in ordinary space (first-level issues), and some seem markedly different (second-level issues). This panel will explore both general and specific responses to first-level and second-level privacy issues in the cyber world. The responses include deliberately designed laws, norms, prices, and architecture to regulate the cyber world. The legal regimes implicated by privacy issues in the code world are varied: they include not only the more obvious “privacy” laws but also the intersection of contract and tort, intellectual property, and constitutional law. And the places in the code world have distinctively different defining characteristics: these include virtual worlds, the metaverse, cipherspace, psiberspace, cyberspace proper, and the “transposed world” of transactions moved from ordinary space to cyberspace. The panelists will each present on a subject of their choice, unified by the idea of deliberately designing law to fit the nature and place of the new technological use in question.

Moderator: Professor Jamie Lund, St. Mary’s University School of Law

Speakers: Professor Scott Boone, Appalachian School of Law; Professor Dennis Corgill, St. Thomas University School of Law; Professor Joshua Fairfield, Washington and Lee University School of Law; Professor Thomas Folsom, Regent University School of Law; Professor James Gibson, University of Richmond School of Law

The Future of Reparations: Legal Theory, Practice, and Social Movements

The Ninth Circuit recently dismissed a lawsuit filed on behalf of five former CIA prisoners who alleged they had been tortured (*Mohamed v. Jeppesen Dataplan, Inc.*). The majority appeared almost apologetic in concluding that concern for national security trumped the plaintiffs’ rights to a public trial. Judge Fisher quite unexpectedly concluded his opinion by advocating an alternate remedy for the plaintiffs—reparations. Participants will discuss recent developments in reparations law and practice, framing the discussion around these critical questions: should advocates abandon efforts to obtain judicial redress for racial and social injustices? Because redress through legislative processes would require popular support, how do advocates make the moral case for reparations? What is the significance of evaluating the progress of reparations work by viewing reparations as a social movement?

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Is the reparations model a useful one in addressing recent injustices visited upon poor communities and communities of color after Hurricane Katrina, the BP oil spill, and Arizona's S.B. 1070?

Moderator: Professor Kerry Abrams, University of Virginia School of Law

Speakers: Professor Adjoa Aiyetoro, University of Arkansas at Little Rock, William H. Bowen School of Law; Professor Kim Chanbonpin, The John Marshall Law School; Professor Sherrilyn Ifill, The University of Maryland School of Law; Professor Donald Tibbs, Earle Mack School of Law at Drexel University; Professor Carlton Waterhouse, Indiana University School of Law-Indianapolis; Professor Eric Miller, Saint Louis University School of Law

2:30-2:45

Break

2:45-4:15

WORKSHOP ON THE FUTURE OF LEGAL EDUCATION

Should the ABA Terminate Its Jurisdiction over Tenure and Faculty Governance Issues?

The American Bar Association is considering removing language from its accreditation standards that some fear will erode tenure protections and weaken job security for law faculty. Specifically, the ABA is considering removing language from its guidelines that has been interpreted in the past to require law schools to provide tenure protection, an interpretation the ABA denies. Further, the ABA is considering removing specific language requiring law schools with clinical and legal writing professors to offer specific forms of job security short of tenure. The reaction of the legal academy has been swift, furious, and virtually unanimous against the proposal. This panel will explore all aspects of this controversy.

Moderator: Professor Nancy Zisk, Charleston School of Law

Speakers: Mr. Bucky Askew, Consultant on Legal Education, American Bar Association; Ms. Susan Westerberg Prager, Executive Director, Association of American Law Schools; Professor Lucy McGough, Louisiana State University, Paul M. Hebert Law Center; Professor Philip Pucillo, Michigan State University College of Law

The Resurrection of the Second Amendment

Until 2008, the Second Amendment was largely ignored by the Supreme Court, and most federal courts either found that the Amendment did not establish an individual right to keep and bear arms or did not create such a right outside of militia service. With its decisions in *District of Columbia v. Heller* in 2008 and *McDonald v. City of Chicago* in 2010, the Supreme Court completely transformed Second Amendment jurisprudence, holding that the Amendment protects an individual right to possess a firearm unconnected with service in a militia for traditionally lawful purposes, such as self-defense within the home, and that the right applies to the states. The panel will discuss issues relating to the newly invigorated Second Amendment.

Moderator: Professor Richard Rosen, Texas Tech University School of Law

Speakers: Professor Raymond Diamond, Louisiana State University, Paul M. Hebert Law Center; Professor William G. Merkel, Washburn University School of Law; Professor Allen

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Rostron, University of Missouri-Kansas City School of Law; Professor Jana McCreary, Florida Coastal School of Law

4:15-4:30

Break

4:30-6:00

WORKSHOP ON THE FUTURE OF LEGAL EDUCATION

What Law Students Need to Know to Be Prepared to Practice Law

This panel will focus on what law schools need to do to help prepare students for the practice of law in a modern society, and how law schools should go about satisfying that need.

Moderator: Professor Tom Metzloff, Duke University School of Law

Speakers: Professor James Moliterno, Washington and Lee University School of Law; Professor Roland Smith, Elon University School of Law; Professor Michael Waterstone, Loyola Law School Los Angeles; Assistant Dean Donna Davis-Gregory, Texas Southern University, Thurgood Marshall School of Law; Professor Stephen Ellmann, New York Law School

WORKSHOP ON LABOR & EMPLOYMENT LAW

Twombly & Iqbal in the Workplace

The Supreme Court significantly altered the federal pleading standards in its *Twombly* decision by requiring plaintiffs to allege a plausible claim. In *Iqbal*, the Court more recently made clear that this plausibility standard would apply to all civil cases. Employment discrimination plaintiffs—and civil rights litigants more generally—are thus left wondering what they must now allege to state a sufficient claim. Is *Swierkiewicz*, the Court's pre-*Twombly* decision on Title VII pleading standards, still good law? What must be alleged in a typical employment discrimination or civil rights case, particularly when pleading discriminatory intent? How have the standards changed over time?

Moderator: Professor Erin Ryan, Lewis & Clark Law School

Speakers: Professor Benjamin Cooper, The University of Mississippi School of Law; Professor Suzette Malveaux, The Catholic University of America Columbus School of Law; Professor Joseph Seiner, University of South Carolina School of Law; Professor Suja A. Thomas, University of Illinois College of Law

Beyond the Reservation: American Indian Law's Nontraditional Implications & Applications

This panel addresses current issues in American Indian law, with particular emphasis on those issues not commonly associated with Indian law and that reach beyond the confines of Indian reservations. Panelists will discuss tribal access to economic capital, conflicts between U.S. law and Indian cultures, the influence of external laws on norm adaptation and institutional development by tribal governments, and the implication of tribal gaming dividends on Indian child support payments. While these issues are all relevant to Indian tribes, they also have ramifications beyond the reservation and for those who do not specialize or practice "Indian law." The panel explores these issues and discusses how best to educate students who may encounter Indian law in practice.

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Moderator: Professor Aviva Orenstein, Indiana University Maurer School of Law

Speakers: Professor Gavin Clarkson, University of Houston Law Center; Professor Marcia Yablon-Zug, University of South Carolina School of Law; Professor Ezra Rosser, American University Washington College of Law; Professor Suzianne Painter-Thorne, Mercer University Law School

Current Issues in Mental Health Law

This panel will examine a number of current issues in mental health law. Nicolas Terry will explore the appropriate regulatory model for confidentiality of mental health information in the context of government subsidized electronic health records and discuss recent developments in the Tarasoff model of liability to third parties. Tracy Gunter will address the use of psychiatric advance directives and the application of behavioral genetics in the courtroom. Finally, Stacey Tovino will examine recent developments in federal mental health parity law and propose the extension of mental health parity law to the Medicare and Medicaid Programs.

Moderator: Professor Katharine Van Tassel, St. Thomas University School of Law

Speakers: Professor Nicolas Terry, Saint Louis University School of Law; Professor Tracy Gunter, Saint Louis University School of Medicine, Department of Neurology and Psychiatry; Professor Stacey Tovino, University of Nevada, Las Vegas, William S. Boyd School of Law

7:30-9:30

LEXIS NEXIS GALA

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Saturday, July 30, 2011 Schedule of Events

8:30-9:00 Introduction of New Board Members and Discussion of Possible Topics for 2012 Annual Meeting

Professor Joan Heminway, The University of Tennessee College of Law & President, SEALS

9:00-11:00 Plenary Session: The Future of Legal Education: The Coming Revolution in Legal Education

Legal education is in a period of dramatic change. For one thing, it is not clear that the historic business model can survive. There is a significant disconnect between price and value (with escalating tuition costs and low starting salaries for graduates challenging the traditional cost-benefit analysis applied by prospective students), as well as declining state support for public schools. As a result, some state law schools have moved to become "private" law schools in a public setting, and other law schools are considering the move. There is also a movement towards distance education and "virtual" law schools. At the same time, the practice of law is changing and therefore the market for law graduates is changing, too. As a result, there is debate about how to best prepare students for the practice of law, leading to calls by some to restructure the third year of law school, and to do more to prepare students. There is considerable debate about various other issues as well: the U.S. News ranking system (and how it affects spending, admissions and educational decisions), the viability of LL.M.s and graduate degrees, proposed changes to accreditation standards, and outcome measures. Finally, budgetary pressures may cause some to examine the level of financial support for faculty scholarship.

Moderator: Dean Hannah Arterian, Syracuse University College of Law

Speakers: Dean Veryl Miles, The Catholic University of America Columbus School of Law; Dean Richard Matasar, New York Law School; Professor Glenn Reynolds, The University of Tennessee College of Law; Dean Ian Holloway, University of Calgary Faculty of Law (Canada); Dean Donald Polden, Santa Clara University School of Law; Dean Blake Morant, Wake Forest University School of Law; Dean R. Lawrence Dessem, University of Missouri School of Law; Dean Steven Smith, California Western School of Law

11:00-11:15 Break (Sponsored by Berkeley Electronic Press)

11:15-1:15 SOCIETY OF AMERICAN LAW TEACHERS (SALT) PROGRAM Law School Clinics Under Siege: An Examination of Lawyer Training, Access to Justice, and Academic Freedom

Recent systemic critiques of legal education encourage more experiential learning as a key component to effective training of the next generation of attorneys. Across the country, law school legal clinics serve three purposes: offering vulnerable populations access to legal services; providing an opportunity for law school students to gain real-life lawyering experiences; and, through these lawyering experiences, teaching law students the broad array of skills and values necessary to enhance the legal profession with competent practitioners. The clinics movement has a history of controversy, however. Legislatures, alumni, and wealthy donors, businesses, and defendants to litigation brought by law school clinics have all mounted assaults, publicly and privately, by threatening oversight, funding

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cuts, and discovery motions that go to the heart of lawyer training, access to justice, and academic freedom.

The 2009-2010 academic year was particularly illustrative of just how vulnerable law school clinics are to these political and financial forces. First, in March 2010, the Maryland General Assembly considered a proposed amendment that would condition appropriations to the University of Maryland, Baltimore on the University of Maryland providing a report that would, *inter alia*, describe each case over the previous five years in which the law school's clinical program participated in a court action, including the names of clinic clients. Such oversight would certainly have delved into client matters protected by ethical duties of client confidentiality.

Moreover, the amendment's sponsors made no secret of the fact that their political intervention was prompted by a notice of intent to sue one of the nation's largest poultry processors for violating the Clean Water Act, filed by the Environmental Law Clinic on behalf of various waterkeeper organizations. SALT, CLEA, ABA, AALS, and other legal organizations engaged in a letter-writing campaign to highlight this threat to the clinic's autonomy. Eventually a resolution was negotiated.

Very soon thereafter, a member of the Louisiana State Senate introduced an onerous amendment that would curtail the jurisdiction of any law school clinic in Louisiana receiving state funding. Section 2 of SB 549 would have prohibited law clinics from filing any action against a government agency or filing a suit for monetary damages against any individual or business. It also would have prohibited law clinics from raising challenges to the Louisiana constitution.

Adoption of these prohibitions would effectively eliminate law student representation of clients in most civil law actions and greatly interfere with lawyer training. The Gulf oil spill allowed the controversial amendment to die within committee.

Moderator and Historian: Professor Robert Kuehn, Washington University School of Law

Speakers: Professor Michael Pinard, The University of Maryland School of Law; Professor David Herring, University of Pittsburgh School of Law

Board of Trustees Luncheon

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The University of Alabama School of Law
American University's Washington College of Law
Appalachian School of Law
University of Arkansas Fayetteville, Leflar Law Center
University of Arkansas at Little Rock, William H. Bowen School of Law
University of Baltimore School of Law
Barry University School of Law
Bond University Faculty of Law (Affiliate Member)
Brooklyn Law School (Affiliate Member)
California Western School of Law (Affiliate Member)
Campbell University, Norman Adrian Wiggins School of Law
University of Canberra Faculty of Law (Affiliate Member)
Catholic University of America, Columbus School of Law
Chapman University School of Law (Affiliate Member)
Charles Darwin University School of Law (Affiliate Member)
Charleston School of Law
Charlotte School of Law
Thomas M. Cooley School of Law (Affiliate Member)
The University of the District of Columbia, David A. Clarke School of Law
Duke University School of Law
Elon University School of Law
Emory University School of Law
Faulkner University, Thomas Goode Jones School of Law
Flinders University School of Law (Affiliate Member)
University of Florida, Fredric G. Levin College of Law
Florida A&M University College of Law
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Florida International University College of Law
Florida State University College of Law
George Mason University School of Law
George Washington University Law School
Georgetown University Law Center
The University of Georgia School of Law
Georgia State University College of Law
Hofstra University School of Law (Affiliate Member)
University of Houston Law Center
Howard University School of Law
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Indiana University, Maurer School of Law (Bloomington) (Affiliate Member)
The University of Iowa College of Law (Affiliate Member)
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John Marshall Law School-Chicago (Affiliate Member)
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Liberty University School of Law

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Loyola University New Orleans School of Law
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Marquette University Law School (Affiliate Member)
The University of Memphis, Cecil C. Humphreys School of Law
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University of Miami School of Law
Michigan State University College of Law (Affiliate Member)
Mississippi College School of Law
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University of Nevada, Las Vegas, William S. Boyd School of Law (Affiliate Member)
New York Law School (Affiliate Member)
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North Carolina Central University School of Law
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Nova Southeastern University, Shepard Broad Law Center
Pepperdine University School of Law (Affiliate Member)
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Gershowitz, Adam University of Houston Law Center 7/26, 1:00 p.m.
Gerwig-Moore, Sarah Mercer University Law School 7/27, 8:00 a.m.
Giannini, Mary Margaret Florida Coastal School of Law 7/29, 8:00 a.m.
Gibson, James University of Richmond School of Law 7/29, 1:00 p.m.
Givhan, Mercer New York Law School 7/25, 10:00 a.m.
Gluck, Abbe Columbia Law School 7/25, 1:30 p.m.
Goering, J. Lyn Washburn University School of Law 7/28, 10:00 a.m.
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Greene, Jamal Columbia Law School 7/26, 4:30 p.m.
Greene, Wendy Samford University; Cumberland School of Law 7/25, 1:30 p.m.
Griffin, Leslie University of Houston Law Center 7/25, 1:30 p.m.
Grossi, Simona Loyola Law School Los Angeles 7/29, 1:00 p.m.
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Harris, David University of Pittsburgh School of Law 7/25, 5:00 p.m.
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Saxer, Shelley Pepperdine University School of Law 7/26, 1:00 p.m. | 7/27, 1:00 p.m.
Schaefer, Paula The University of Tennessee College of Law 7/26, 2:45 p.m.
Schoenbaum, Naomi The University of Chicago; The Law School 7/27, 1:00 p.m.
Schwartz, David University of Wisconsin Law School 7/25, 10:15 a.m.
Schwartz, Jeff California Western School of Law 7/28, 8:00 a.m. | 7/28, 3:15 p.m.
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Seaman, Julie Emory University School of Law 7/27, 1:00 p.m.
Segall, Eric Georgia State University College of Law 7/29, 10:15 a.m.
Seicshnaydre, Stacy Tulane University Law School 7/24, 10:15 a.m.
Sandrik, Karen, Florida State University College of Law 7/28, 8:00 a.m.
Seiner, Joseph University of South Carolina School of Law 7/29, 4:30 p.m.
Shadel, Molly University of Virginia School of Law 7/25, 1:30 p.m.
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da Silva, Fernanda Duarte Lopes Lucas Universidade Federal Fluminense (Brazil) 7/26, 1:00 p.m.
Silver, Carole Indiana University Maurer School of Law 7/29, 10:15 a.m.
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Simmons, Omari Wake Forest University School of Law 7/27, 1:00 p.m. | 7/28, 3:15 p.m.
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Spratt, David American University; Washington College of Law 7/24, 4:30 p.m.
Stahl, Kenneth Chapman University School of Law 7/28, 8:00 a.m.
Stark, Tina Boston University School of Law 7/24, 4:30 p.m.
Staszewski, Glen Michigan State University College of Law 7/29, 1:00 p.m.
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Stocker, Robert Thomas M. Cooley Law School 7/24, 1:00 p.m.
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Stucke, Maurice The University of Tennessee College of Law 7/28, 3:15 p.m.
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Taylor, LaShanda University of the District of Columbia; David A. Clarke School of Law 7/25, 8:00 a.m.
Taylor, Nick University of Leeds School of Law (United Kingdom) 7/26, 1:00 p.m.
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Thomas, Sherri University of New Mexico School of Law 7/25, 3:15 p.m.
Thomas, Suja A. University of Illinois College of Law 7/29, 4:30 p.m.
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Titshaw, Scott Mercer University Law School 7/29, 8:00 a.m.
Tovino, Stacey University of Nevada - Las Vegas; William S. Boyd School of Law 7/29, 4:30 p.m.
Trachtenberg, Ben University of Missouri School of Law 7/27, 8:00 a.m.
Trammell, Rebecca Stetson University College of Law 7/27, 10:15 a.m.
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Van Tassel, Katharine St. Thomas University School of Law 7/29, 4:30 p.m.
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Vars, Fredrick The University of Alabama School of Law 7/27, 8:00 a.m.
Vega, Matt Faulkner University; Thomas Goode Jones School of Law 7/28, 8:00 a.m.
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Ware, Stephen University of Kansas School of Law 7/29, 1:00 p.m.
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Wasserman, Howard Florida International University College of Law 7/29, 1:00 p.m.
Wasson, Catherine Elon University School of Law 7/28, 10:00 a.m.
Waterhouse, Carlton Indiana University School of Law-Indianapolis 7/29, 1:00 p.m.
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Wexler, Lesley University of Illinois College of Law 7/27, 2:45 p.m.
Whitton, Linda Valparaiso University School of Law 7/24, 10:00 a.m.
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Wiley, Lindsay American University; Washington College of Law 7/25, 8:00 a.m.
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Williams, Paulette The University of Tennessee College of Law 7/27, 1:00 p.m.
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Wolff, Kamille Texas Southern University; Thurgood Marshall School of Law 7/27, 4:30 p.m. | 7/28, 3:15 p.m.
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Yablon-Zug, Marcia University of South Carolina School of Law 7/29, 4:30 p.m.
Yelnosky, Michae Roger Williams University School of Law 7/29, 1:00 p.m.
Young, Elizabeth University of Arkansas School of Law 7/27, 8:00 a.m.
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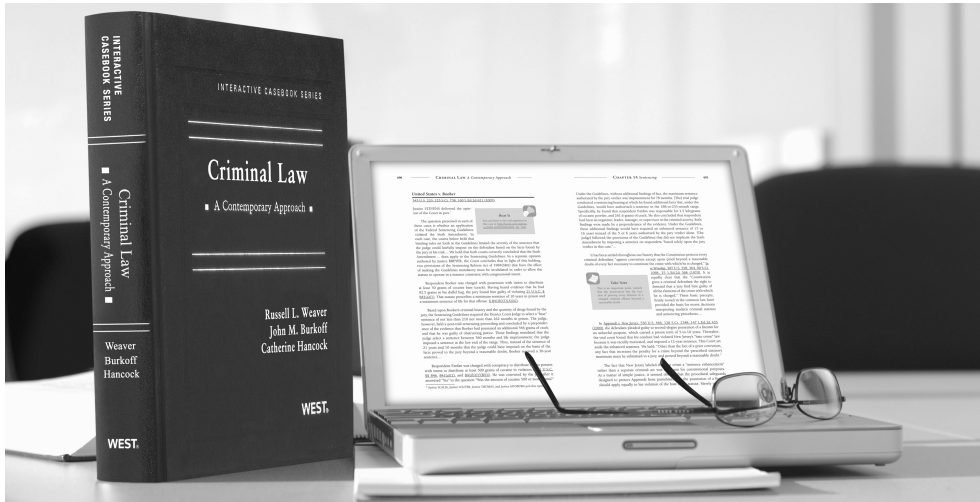
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