

## PUBLICATIONS

**Robin Charlow**, Free Speech in the Sky: Banners of Aborted Fetuses Fly Over the Beaches, and No One Can Stop Them, *NEWSDAY*, August 11, 2002

**Nora V. Demleitner**, "Collateral Damage": No Re-entry for Drug Offenders, 47 *VILLANOVA LAW REVIEW* 1027 (2002) (symposium edition)

**Eric M. Freedman**, Law Students Should Take the Long View, *NEW YORK LAW JOURNAL*, May 14, 2002 (letter)

**Eric M. Freedman**, The Bush Military Tribunals: Where Have We Been? Where Are We Going?, *CRIMINAL JUSTICE*, Summer 2002

**Edwin S. Fruehwald**, The Principled and Unprincipled Grounds of the New Federalism: A Call for Detachment in the Constitutional Adjudication of Federalism, 53 *MERCER LAW REVIEW* 811 (2002)

**Joanna Grossman**, Women's Labor Rights Rulings in 2001: A Mixed Bag, *REGIONAL LABOR REVIEW*, Spring/Summer 2002

**Joanna Grossman**, columns in *WRIT*, *findlaw.com*: Sexual Harassment in The Workplace: Do Employers' Efforts Truly Prevent Harassment, or Just Prevent Liability?, May 7; An Issue Ripe For Supreme Court Review: A Decision Upholding Michigan Law School's Race-based Admission Plan Creates an Even Circuit Split, May 20; The Bush Administration's Push For Single-Sex Education: An Attempt to Erode Federal Gender Equality Guarantees?, June 11; On The Thirtieth Anniversary of Title

IX, We Need to Preserve, Not Reverse, Its Guarantee of Equity For Women in College Athletics, June 18; A Recent Supreme Court Decision Gives a Boost to Sexual Harassment Victims, But Not to Other Victims of Discrimination, July 2; The Dark Side of Annulment, August 5; Should Employers Be Automatically Liable When Supervisors Coerce Sexual Favors From Subordinates?, August 13, 2002

**Grant Hayden**, Should Tiny Deviations from "One Person, One Vote" Be Struck Down?, *WRIT*, *findlaw.com*, August 27, 2002

**Theresa Hughes**, Sentencing and Dispositional Considerations for the Juvenile Delinquent Defense Attorney, *CRIMINALDEFENSEWEEKLY*, September 1-14, 2002

**Eric Lane**, Redrawing Council Lines - The Charter and the Process, *CITYLAW*, May/June 2002

**Eric Lane**, ed., *COUNCIL MEMBERS' GUIDE TO NEW YORK CITY GOVERNMENT* (Baruch College School of Public Affairs 2002)

**Mark L. Movsesian**, Two Cheers For Freedom of Contract, 23 *CARDOZO LAW REVIEW* 1529 (2002) (review essay)

**Andrew I. Schepard**, Law and Children: Collaborative Law-Divorce, *NEW YORK LAW JOURNAL*, May 9, 2002

**Andrew I. Schepard**, Law and Children: Revisiting *Alison D.*: Child Visitation Rights for Domestic Partners, *NEW YORK LAW JOURNAL*, June 27, 2002

**Andrew I. Schepard**, Lawyers Bookshelf: Review of Cohen, Reconcilable Differences, NEW YORK LAW JOURNAL, May 28, 2002

**Andrew I. Schepard**, Introduction to the Special Issue Celebrating the 25<sup>th</sup> Anniversary of the Family Court of Australia, 40 FAMILY COURT REVIEW 273 (2002)

**Roy D. Simon**, columns in NEW YORK PROFESSIONAL RESPONSIBILITY REPORT: Letters of Engagement and the Defense Bar, May 2002; Can Screens Cure Conflicts in New York?, June 2002; ABA Adopts Three New Ethics Rules, July 2002; New Jersey's Hostile Attitude Toward New York Lawyers, August 2002

**Roy D. Simon**, "What Needs Fixing?," 30 HOFSTRA LAW REVIEW 685 (2002)

**Roy D. Simon**, Ethical Issues: Changing Jobs, NEW YORK LAW JOURNAL, May 17, 2002

**Roy D. Simon**, How to Succeed in Law School, NEW YORK LAW JOURNAL, May 17, 2002

**Peter J. Spiro**, Globalization and the (Foreign Affairs) Constitution, 63 OHIO STATE LAW JOURNAL 649 (2002)

**Peter J. Spiro**, Accounting for NGOs, 3 CHICAGO JOURNAL OF INTERNATIONAL LAW 161 (2002) (symposium)

**Peter J. Spiro**, U.S. Isn't Playing It Clean, NEWSDAY, June 14, 2002

**Peter J. Spiro**, U.S. Can't Hold Back World Pacts, NEWSDAY, May 9, 2002

## PRESENTATIONS

**Alafair Burke** was a panel commentator on self-defense, provocation, and social norms for the 2002 Northeast People of Color Conference in June.

**Baruch Bush** led a roundtable meeting on dealing with issues of power and inequality in the transformative model of mediation at the Institute for the Study of Conflict Transformation in New York, May 19-20. He also conducted a mediation training seminar in Albany for the New York State Dispute Resolution Association, July 14-16.

**Nora Demleitner** was a panelist at a May 20 Long Island Town Hall Meeting on Freedom & Security after September 11.

**Eric Freedman** organized and chaired the all-day CLE program of training for death penalty defense lawyers held at the Association of the Bar of the City of New York on July 2. He moderated a session on July 19 concerning the use of computer resources at the annual meeting of capital defense counsel given in Virginia by the NAACP Legal Defense and Education Fund.

**Leon Friedman** discussed copyright litigation at a Practising Law Institute seminar on copyright law on May 20 in New York. He spoke on terrorism and the Constitution at PLI's annual Supreme Court Review on August 7. On August 8, he gave a presentation on Section 1983 developments at the annual PLI Municipal Law Institute. On August 29, he participated on a panel on art and censorship sponsored by the Provincetown Art Association in Provincetown, Mass.

**Bill Ginsburg** gave a lecture on international environmental law at the NYU Summer Institute on Environmental Law on May 23. On June 1, he conducted a workshop on easement stewardship programs for the New York Land Trust Conference at Saratoga Springs. On July 17, he gave a paper on military tribunals at Hofstra's Nice conference on War, Crimes, and Terrorism.

**Joanna Grossman** participated on a panel on the Law in Action at the annual Law & Society meeting in Vancouver on May 31.

**Linda McClain** was on a roundtable on Modern Democracy and the New Property at the Annual Meeting of the American Political Science Association, in Boston on August 29.

She gave a lecture entitled “Marriage (E)quality, Marriage Promotion, and Welfare Reform (Or, ‘No One Wants to Turn Back the Clock, but...’),” as part of the Urban Dialogues 2002 Series, at Audrey Cohen College on June 18.

**Mark Movsesian** made a presentation entitled “Resolving Cross-Border Trade Disputes” at the annual World Trade Institute Educational Conference in New York in May.

**Alan Resnick** was on the faculty of the Lawrence P. King and Charles Seligson Workshop on Bankruptcy and Reorganization at NYU Law School, August 27-29.

**Andy Shepard** delivered invited testimony before the Connecticut Governor’s Commission on Custody, Divorce and Children, on May 8. On June 6, he made a presentation on the Future of the Family Court at a plenary session of the Association of Family and Conciliation Courts Convention.

**Norm Silber** delivered a paper titled “Charities that Support International Terror” at a conference on War, Crimes and Terrorism: The Role of International Courts and Tribunals,” July 17, at the University of Nice School of Law.

**Peter Spiro** presented a paper entitled “9/11: The Insinuation of Constitutional and International Norms,” at a roundtable workshop on antiterrorism law at Princeton University’s Program in Law and Public Affairs on May 14. He presented the same paper at an immigration law professors workshop in New Orleans on May 31.

**David Yellen** spoke at a Law Day event on May 1 at Jamaica High School. On May 10, he spoke about sentencing practice at an ABA/US Sentencing Commission conference on the federal sentencing guidelines in Palm Springs.

From June 12-16, he served as a faculty member at the ABA’s New Deans workshop in Winston-Salem.

## BROADCAST MEDIA

**Eric Freedman** was interviewed on recent Supreme Court decisions on the death penalty on Australian Broadcasting Corporation radio on June 20 and on BBC-TV on June 24. He commented on the New York Court of Appeals ruling in a death penalty case for National Public Radio’s *All Things Considered* on July 9. On July 16, he commented on a new indictment in the Massaoui case on ABC News Radio.

**Monroe Freedman** appeared on *NBC Nightly News with Tom Brokaw* on May 3 on the ethical implications of the Secretary of the Army’s ownership of Enron stock. On June 17, he was interviewed on Fox News *The O’Reilly Factor* on the ethical and moral aspects of representing unpopular clients.

**Leon Friedman** appeared on Fox News *The O’Reilly Factor* on June 10 on constitutional aspects of the Padilla “dirty bomber” case. He was interviewed on the same subject on National Public Radio’s *Morning Edition* on June 11.

**Linda McClain** was a featured guest on an hour-long program on “Marriage and the State” on Chicago Public Radio’s *Odyssey*.

**Peter Spiro** appeared on a segment about new immigrants in suburbia on WNBC News Channel 4 on May 14. He commented on the legal status of “enemy belligerents” in the June 12 edition of CBS News Radio’s *The Osgood File*. Also on June 12, he was interviewed by Sam Donaldson on ABC News Radio on the subject of alleged terrorist detainees and their constitutional rights.

**David Yellen** was interviewed by Nina Totenberg on National Public Radio’s *Morning Edition* on June 25 regarding the Supreme Court’s ruling that death sentences must be

handed down by juries, not judges. Also on June 25, he commented on the recent rise in crime rates on National Public Radio's *Marketplace Morning Report*.

## QUOTED IN

**Robin Charlow:** The Battle over Bush's Judges, *Salon.com*, July 19; Behind the Legal and Private Worlds of the Veil, *New York Times*, August 11

**Eric Freedman:** Death Penalty Back in Court; Brooklyn Man's Case under Review, *Newsday*, May 5; 'Harris' Case Enters Appellate Endgame, *New York Law Journal*, May 6; Too Broad a Ban on Child Models?, *Wired.com*, May 9, 2002; Traces of Terror: Changing the Standard, *New York Times*; Inmate Whose Lawyer Slept Gets New Trial, *New York Times*, June 4; WorldCom Is Denounced at Hearing, *Wall Street Journal*, July 9; Death Sentence Thrown Out, *Newsday*, July 10; Accord Suggests U.S. Prefers to Avoid Courts, *New York Times*, July 16

**Monroe Friedman:** Zollicoffer Incident Headed to State Panel; Attorney Grievance Board Is Expected to Look into Interference with Arrest, *Baltimore Sun*, May 4; Andersen May Ask Judge To Overturn Conviction, *Washington Post*, June 20

**Leon Friedman:** Police Search Of Bus Upheld; High Court Rules Passengers Need Not Be Told of Rights, *Washington Post*, June 18; Hedging Bets, *New York Times*, June 22; Hempstead Man Seeking \$45 Million; Laborer Locked up in Drug Case, *Newsday*, July 31

**Eric Lane:** Lawmaking: A Monopoly Of 3 in Albany, *New York Times*, June 27; In Search Of Power Lost By the People, *New York Times*, July 8; Sematech Deal Could Silence Pataki Critics, *Albany Times Union*, July 18; Senator Wins State Grants for Group He Heads, but Albany Objects, *New York Times*, July 22

**Andy Schepard:** A Song and Dance For Judicial Reform, *Newsday*, May 29

**Roy Simon:** Revised Model Ethics Rules Are Nearly Ready for State Scrutiny, *ABA Journal*, June 2002; A Legal Test On Breaking Privilege, *Newsday*, June 5; Ramos Begins Query Into Tobacco Fees, *New York Law Journal*, July 11

**Peter Spiro:** Lindh Claiming 'Combat Immunity', *Newsday*, May 14; Access to Lawyer Ordered for Detainee; Judge Rules on U.S.-Born Man Captured in Afghanistan and Held in Norfolk, *Washington Post*, May 30; Al Qaeda Suspect Enters Legal Limbo, *Washington Post*, June 11; American Al-Qaida Sought to Set off 'Dirty Bomb' in U.S., *Newsday*, June 11; Questions on U.S. Action in Bomb Case, *New York Times*, June 11; 'Dirty Bomb' Case Sparks Legal Debate, *Newsday*, June 16; Benefits Lure Many to Eye Dual Citizenship, *Chicago Tribune*, July 7

**David Yellen:** Backing Judge In Maul Case, *Newsday*, June 19; Pitt's Past as 'Pit Bull' Questioned, AP Newswire, July 17; Murder Sentence TBA: Legal Definition Spurs Effort to Overturn Conviction, *Newsday*, August 23

## CITATIONS

**Baruch Bush:** 17 Ohio St. J. on Disp. Resol. 341; 70 Fordham L. Rev. 1761; 33 Loy. U. Chi. L.J. 547; 32 N.M.L. Rev. 27; 17 Ohio St. J. Disp. Resol. 531; 17 Ohio St. J. Disp. Resol. 545; 17 Ohio St. J. Disp. Resol. 597; 17 Ohio St. J. Disp. Resol. 641; 26 S. Ill. U. L. J. 183; 7 Harv. Negotiation L. Rev. 1; 7 Harv. Negotiation L. Rev. 235; 2002 J. Disp. Resol. 1; 2002 J. Disp. Resol. 101; 2002 J. Disp. Resol. 131; 2 Pepp. Disp. Resol. L.J. 357; 50 Am. J. Comp. L. 181; 26 Mar. Law. 515

**Robin Charlow:** 80 Tex. L. Rev. 807; 62 La. L. Rev. 3; 29 Hastings Const. L.Q. 185; 35 U. Mich. J.L. Ref. 511

**Nora Demleitner:** 115 Harv. L. Rev. 1838; 7 U.C. Davis J. Int'l L. & Pol'y 197; 11 S. Cal. Interdis. L.J. 165; 7 Vill. L. Rev. 747; 47 Vill. L. Rev. 839; 47 Vill. L. Rev. 897; 47 Vill. L. Rev. 1027; 27 N.C.J. Int'l L. & Com. Reg. 507; 27 Yale J. Int'l L. 395; 6 J. Gender Race & Just. 61; 24 San Diego Justice J. 161

**David Diamond:** U. Pa. J. Const. L. 586

**Herbie DiFonzo:** 16 St. John's J.L. Comm. 165; 33 Ariz. St. L.J. 985; 4 J. L. Fam. Stud. 43; 4 J. L. Fam. Stud. 105; James Q. Wilson, *The Marriage Problem: How Our Culture Has Weakened Families* (HarperCollins 2002)

**Janet Dolgin:** 53 Hastings L.J. 597; 51 DePaul L. Rev. 679; 51 DePaul L. Rev. 769; 21 Quinnipiac L. Rev. 183; 16 St. John's J.L. Comm. 165; 21 N.Y.L. Sch. J. Int'l & Comp. L. 229; 26 Vt. L. Rev. 407; 34 U. Mich. J.L. Ref. 683; 20 Law & Ineq. J. 275; 30 Hofstra L. Rev. 589; 63 Ohio St. L.J. 979; 9 Duke J. Gender L. & Pol'y 91

**Eric Freedman:** 80 Tex. L. Rev. 1057; 26 Vt. L. Rev. 451; 50 Am. J. Comp. L. 463; 1 Va. Sports & Ent. L.J. 171; 33 Colum. Human Rights L. Rev. 555

**Scott Fruehwald:** 17 J. Envtl. L. & Litig. 51; 2002 Bankr. Lexis 863; 2002-1 U.S. Tax Cas. (CCH) P50,276

**Monroe Freedman:** 77 Notre Dame L. Rev. 705; 77 Notre Dame L. Rev. 977; 70 Fordham L. Rev. 1543; 70 Fordham L. Rev. 1629; 70 Fordham L. Rev. 1745; 70 Fordham L. Rev. 1805; 70 Fordham L. Rev. 1831; 70 Fordham L. Rev. 1939; 22 Loy. L.A. Ent. L.J. 327; 36 U.S.F.L. Rev. 659; 36 U.S.F.L. Rev. 711; 42 S. Tex. L. Rev. 595; 79 Wash. U. L. Q. 1103; 23 Cardozo L. Rev. 829; 15 Geo. J. Legal Ethics 231; 15 Geo. J. Legal Ethics 313; 53 S.C. L. Rev. 527; 53 S.C. L. Rev. 549; 50 Am. J. Comp. L. 463; 96 Am. J. Intl.L. 517; 30 Hofstra L. Rev. 731; 30 Hofstra L. Rev. 1015; 65 Law & Contemp. Prob. 33; 69 Tenn. L. Rev. 245; 36

Val. U.L. Rev. 73; 26 Wm. & Mary Envtl. L. & Pol'y Rev. 323

**Leon Friedman:** 5 N.Y.U. J. Legis. & Pub. Pol'y 51; 35 Akron L. Rev. 227; 171 Mil. L. Rev. 1; 94 Law Libr. J. 323; 19 Berkeley J. Int'l Law 328; 77 Ind. L.J. 223; 102 W. Va L. Rev. 735; 4 U. Pa. J. Const. L. 648; 38 Cal. W. L. Rev. 433; 61 Md. L. Rev. 606; 62 La. L. Rev. 317; 80 Or. L. Rev. 1245; 56 U. Miami L. Rev. 537; 5 Harv. Latino L. Rev. 1

**Linda Galler:** 15 Geo. J. Legal Ethics 313; 23 Loy. L.A. Int'l & Comp. L. Rev. 529

**Mitchell Gans:** 48 Clev. St. L. Rev. 661; 48 Clev. St. L. Rev. 709

**John Gregory:** 2 Loy. J. Pub. Int. L. 177; 50 Drake L. Rev. 267; 4 J. L. Fam. Stud. 43; 4 J. L. Fam. Stud. 105; 2002WL 1751271 (Minn. Ct. App., July 30, 2002)

**Joanna Grossman:** 70 UMKC L. Rev. 257; 16 Geo. Immigr. L.J. 339; 63 Ohio St. L.J. 649; 94 Law Libr. J. 459; 24 San Diego Justice J. 125

**Larry Kessler:** 43 Wm and Mary L. Rev. 1011; 70 Fordham L. Rev. 1599; 30 U. Balt. L. Rev. 389

**Eric Lane:** 80 Tex. L. Rev. 807; 23 Cardozo L. Rev. 909; 14 Cap. Def. J. 283; 28 J. Legis. 87; 74 Temple L. Rev. 573; 23 Hamline J. Pub. L. & Pol'y 255; 35 U. Mich. J.L. Ref. 81

**Linda McClain:** 43 Wm and Mary L. Rev. 1159; 50 Buffalo L. Rev. 393; 90 Calif. L. Rev. 765; 7 N.C.J. Int'l L. & Com. Reg. 497; 17 Wis. Women's L.J. 163; 17 Wis. Women's L.J. 251; Hayman et al., *Jurisprudence: Classical and Contemporary* (West 2nd ed. 2002); Jean Cohen, *Regulating Intimacy* (Princeton 2002)

**Mark Movsesian:** 50 Kan. L. Rev. 731, 17 Berkeley Tech. L.J. 685, 23 Cardozo L. Rev. 1529, 54 Admin. L. Rev. 491, 40 Colum. J. Transnat'l L. 323, 55 Ark. L. Rev. 303, 29 Fla.

St. U. L. Rev. 995, 80 Neb. L. Rev. 715; H. Jefferson Powell, *The President's Authority Over Foreign Affairs* (Carolina Academic 2002)

**Richard Neumann:** 49 UCLA L. Rev. 1099; 85 Marq. L. Rev. 887; 7 Berkeley Women's L.J. 113; 7 Berkeley Women's L.J. 137; 40 Duq. L. Rev. 489; 39 San Diego L. Rev. 387; 24 San Diego Justice J. 121

**Alan Resnick:** 67 Mo. L. Rev. 29; 26 Wm. & Mary Envtl. L. & Pol'y Rev. 93; 26 Wm. & Mary Envtl. L. & Pol'y Rev. 243

**Norm Silber:** 21 Quinnipiac L. Rev. 183; 35 U.C. Davis L. Rev. 821; 77 Notre Dame L. Rev. 1083; 13 Stan. L. & Pol'y Rev 5; 7 Fordham J. Corp. & Fin. L. 503

**Peter Spiro:** 20 Berkeley J. Int'l L. 282; 34 Geo. Wash. Int'l L. Rev. 305; 7 U.C. Davis J. Int'l L. & Pol'y 1; 25 B.C. Int'l & Comp. L. Rev. 273; 80 Tex. L. Rev. 703; 16 Geo. Immigr. L.J. 271; 16 Geo. Immigr. L.J. 391; 42 Va. J. Int'l L. 365; 42 Va. J. Int'l L. 513; 2 Va. J. Int'l L. 555; 42 Va. J. Int'l L. 713; 42 Va. J. Int'l L. 743; 47 Wayne L. Rev. 841; 43 Wm and Mary L. Rev. 1907; 39 San Diego L. Rev. 437; 49 UCLA L. Rev. 1481; 27 Yale J. Int'l L. 315; 90 Calif. L. Rev. 997; 42 Santa Clara L. Rev. 1159; Joseph Nye, *The Paradox of American Power* (Oxford 2002)

**Marshall Tracht:** 29 Fla. St. U.L. Rev. 1265; 24 Hawaii L. Rev. 533; 18 Bank. Dev. J. 297

**Vern Walker:** 40 Colum. J. Transnat'l L. 323; 23 Mich. J. Int'l L. 429

**David Yellen:** 115 Harv. L. Rev. 1964; 37 Wake Forest L. Rev. 1; 77 Notre Dame L. Rev.

1205; 33 U. Tol. L. Rev. 511

## HONORS AND APPOINTMENTS

**Nora Demleitner** was awarded a grant by the the Deutscher Akademischer Austauschdienst (DAAD) to conduct research on German sentencing practices at the Max-Planck-Institute for International and Foreign Criminal Law in Freiburg, Germany.

**Eric Freedman's** book, *Habeas Corpus: Rethinking the Great Writ of Liberty*, was favorably reviewed in the July 15 edition of *Legal Times* and by Austin Sarat in *Choice*. He was named to the board of the National Coalition Against Censorship.

**Monroe Freedman** was appointed to the advisory board of the newly-founded Social Justice Center at SUNY Stony Brook.

**Joanna Grossman** was appointed to the editorial board of *Perspectives*, the publication of the ABA Commission on Women in the Profession.

**Andy Schepard** joined the Board of Directors of Greenwich House, a settlement house in Greenwich Village which provides extensive services to drug addicts and families in crisis.

**Norm Silber** was reelected to a third three-year term to the Board of Directors of Consumers Union.

**Marshall Tracht** was appointed to the Committee on Law School Administration by the ABA Section on Legal Education and Admission to the Bar.