

PUBLICATIONS

Robert A. Bush & Joseph P. Folger, eds., *DESIGNING MEDIATION: APPROACHES TO TRAINING AND PRACTICE WITHIN A TRANSFORMATIVE FRAMEWORK* (Institute for the Study of Conflict Transformation 2001)

Robert A. Baruch Bush, Dialogue and the Practice of Law and Spiritual Values: Mediation and ADR: Insights from the Jewish Tradition, 28 *FORDHAM URBAN L.J.* 1007 (2001) (symposium issue)

Robert A. Baruch Bush, Handling Workplace Conflict: Why Transformative Mediation?, 18 *HOFSTRA LABOR & EMPL. L.J.* 367 (2001) (introduction to symposium issue)

Nora V. Demleitner, The Law at Crossroads: The Construction of Migrant Women Trafficked Into Prostitution, in *GLOBAL HUMAN SMUGGLING IN COMPARATIVE PERSPECTIVE* (Rey Koslowski & David Kyle eds., Johns Hopkins University Press 2001)

Nora V. Demleitner, Overlooked Areas of Federal Sentencing: Federal Enclaves, Indian Country, Transfer of U.S. Prisoners from Abroad, 13 *FEDERAL SENTENCING REPORTER* no. 2 (2001)

Janet L. Dolgin, Personhood, Discrimination, and the New Genetics, 66 *BROOKLYN L. REV.* 755 (2001)

Janet L. Dolgin, Review of Paul Kahn, *The Cultural Study of Law*, *AMERICAN ANTHROPOLOGIST* (Summer 2001)

Janet L. Dolgin, Review of Kaja Finkler, *Kin in the Gene*, 42 *CURRENT ANTHROPOLOGY* 250 (2001)

Eric M. Freedman, Black-Jewish Relations on Trial (Book Review), *NEW YORK LAW JOURNAL*, July 10, 2001

Eric M. Freedman, Pondering Pixelized Pixies, *COMMUNICATIONS OF THE ASSOCIATION FOR COMPUTING MACHINERY*, August 2001

Leon Friedman, Overruling the Court, *THE AMERICAN PROSPECT*, August 27, 2001

Leon Friedman, Should Porn Ads Be On TV?, *NEWSDAY*, August 26, 2001

Scott Fruehwald, *CHOICE OF LAW FOR AMERICAN COURTS: A MULTILATERALIST METHOD* (Greenwood Press 2001)

Joanna Grossman, Adoption in the Progressive Era: Preserving, Creating and Re-Creating Families, 43 *AM. J. LEG. HIST.* 235 (1999) (with Chris Guthrie)

Joanna Grossman, columns in *WRIT*, Findlaw.com: Same-Sex Harassment After the Supreme Court's Decision in *Oncale*, August 28; The Cost of Hitting Your Wife With a Barbell: Fault and The Division of Marital Property, August 14; Transsexuals, Dress Codes, and The Law, July 17; The 2000-2001 Supreme Court Term on Women's Rights: A Mixed Bag of Split Decisions, July 3; A Victory For Motherhood and For Sexism: The Supreme Court's Decision in *Nguyen v. INS*, June 18; Whom Can Transsexuals Marry? And

From Whom Can They Inherit?, June 5; The New ABA Report on Women and Law: Why The Solutions The Report Proposes May Not Work in The Real World, May 22; The Supreme Court's Recent Disparate Impact Case and Its Implications for Gender Equity, May 8, 2001

Grant Hayden, 'The University Works Because We Do': Collective Bargaining Rights for Graduate Assistants, 69 *FORDHAM L. REV.* 1233 (2001)

Linda McClain, The Domain of Civic Virtue in a Good Society: Families, Schools, and Sex Equality, 69 *FORDHAM L. REV.* 1617 (2001) (symposium issue)

Alan Resnick, Subordination Agreement Provisions Shifting Chapter 11 Voting Rights: Can the Seniors Disenfranchise the Juniors?, 118 *BANKING LAW JOURNAL* 297 (2001)

Andrew Schepard, The Model Standards of Practice for Family and Divorce Mediation, *NEW YORK LAW JOURNAL*, May 15, 2001

Andrew Schepard, Mediation Confidentiality: Communication Privilege Statute Needed, *NEW YORK LAW JOURNAL*, July 17, 2001

Andrew Schepard, An Introduction to the Model Standards of Practice for Family and Divorce Mediation, 35 *FAMILY LAW QUARTERLY* 1 (2001)

Roy Simon, Some Secrets Lawyers Shouldn't Keep, *NEWSDAY*, August 16

Roy Simon, Having Sex With Clients, *NEW YORK LAW JOURNAL*, August 10

Peter J. Spiro, Federalism and Immigration:

Models and Trends, 167 *INTERNATIONAL SOCIAL SCIENCE JOURNAL (UNESCO)* 68 (2001)

PRESENTATIONS

Baruch Bush made panel presentations on transformative mediation at the Annual Conference on Therapeutic Jurisprudence in Cincinnati on May 3; at the National Conference on Peacemaking and Conflict Resolution at George Mason University on June 7; and at a mediation training program at the Institute for the Study of Conflict Transformation in New York on May 17.

Janet Dolgin presented a paper entitled "Perspectives of the Religious Communities on Collective Public Prayer at the Wall" on a panel on law and gender at the 2001 annual meeting of the Association of Israel Studies in June.

Eric Freedman appeared on a May 1 panel at Cardozo Law School on *Ashcroft v. Free Speech Coalition*, a pending child pornography case. He testified before New York City Council on June 25 in support of resolutions to impose a moratorium on the death penalty and to make DNA evidence available in all capital cases. Freedman organized and chaired a CLE program on training for death penalty defense lawyers at Association of the Bar of the City of New York on June 26. On July 20, Freedman (along with **Gary Moore**) gave a presentation on available computer resources at the annual by-invitation-only meeting of death penalty defense lawyers sponsored by the NAACP Legal Defense and Education Fund.

Leon Friedman participated in a roundtable discussion on *Bush v. Gore* at the PLI's annual

Supreme Court Review in New York on August 9.

John Gregory appeared a panel on "Ethics in Everyday Practice" in the Continuing Legal Education Program at the Summer Meeting of the New York State Bar Association.

Mark Movsesian gave a talk entitled "Enforcement of WTO Rulings: An Interest Group Analysis" at the Institute of Advanced Legal Studies, University of London, May 6.

Richard Neuman moderated a panel entitled "How Can Law Schools Better Teach the Skills Needed by Transactional Lawyers and Business Litigators?" at the annual meeting of the American Bar Association in August. At the annual meeting of the Association of Legal Writing Directors in July, he moderated the plenary panel on "Models from Other Disciplines: What Can We Learn from Them?".

Alan Resnick was on the faculty of the annual NYU Workshop on bankruptcy and business reorganization, August 27-29, where he made presentations on Chapter 11 plans and on bankruptcy procedure issues. He also presented a paper entitled "The Impact and Influence of Professor Lawrence P. King," to the Bankruptcy Section of the AALS, held in St. Louis in May.

Andy Schepard spoke on pro se litigants and the interests of children in parenting plan disputes at the 25th Anniversary Conference of the Family Court of Australia in Sydney, Australia on July 25. On May 4th, he was the keynote speaker for the New York State Council on Divorce Mediation meeting in Albany.

BROADCAST MEDIA

Roy Simon was the guest on a two-hour edition of WBAI's "Talk Back" on August 22, on the subject of protecting client secrets.

David Yellen appeared on CNN's Burden of Proof on July 11, commenting on the Gary Condit case.

QUOTED IN

Eric Freedman, Justices Reverse Death Sentence of Retarded Man, *New York Times*, June 5; Justices Reverse Death Sentence; Texas Rebuked in Retarded Man's Case, *Dallas Morning News*, June 5.

Monroe Freedman: Competition Sprouts One-Stop Law Firms, *New York Times*, May 31; The Fault Lies in the Ethics Rules, *National Law Journal*, July 9; Deals & Dealmakers: Law Firm May Help Both Sides in a Deal, *Wall Street Journal*, July 6; Rove's First Step Toward Shedding Stock Took 5 Months, *Washington Post*, July 26; Dual Role Poses Possible Conflict, *Newsday*, August 9; Lawyers Are Asking, How Secret Is a Secret?, *New York Times*, August 11.

Leon Friedman: Ruling Limits Awarding Of Legal Fees for Plaintiffs Publishers, *New York Times*, May 30; Papers Set To Remove Older Articles From Files, *New York Times*, June 26.

John Gregory: Any Change Would Buck the Legal Trend in N.C., *Raleigh News & Observer*, May 15

Joanna Grossman: When Ruling on Cases That Involve Social Norms, Courts Should Be Careful Not to Pre-empt Legislation, *Financial Times*, July 26.

Eric Lane: Self-Advocating; Candidate Green Says He's Made Most of Job Others Dismiss, *Newsday*, July 29; Finance Ruling Denies Hevesi Matching Cash, *New York Times*, August 7; A Struggle for Power; Budget Impasse Reveals Weakness of State's Legislature, *Newsday*, August 26.

Andy Schepard: Rise in Single-Parent Homes, Many Kids Still Feel Like Outsiders, AP Wire, May 29; Where Breaking Up Is Harder to Do, New York Law May Fan the Fire in Divorces Like Giuliani's, *New York Times*, July 29; Learning To Quell Custody Quarrels; Va. Enrolls Parents In 4-Hour Courses, *Washington Post*, July 30.

Roy Simon: Lawyers Consider Easing Restriction on Client Secrecy, *New York Times*, July 31 (front page); With MDPs Dead, CPAs Turn to Alliances, *Accounting Today*, July 2.

Peter Spiro: World Court Rebukes U.S. Over Execution of Germans, *Washington Post*, June 28.

David Yellen: 'Pit Bull' For the SEC; Bush Choice Is An Industry Insider, AP Wire, May 30; A Public Display; Cops, Condit Maneuver for Advantage Amid Media Circus, *Newsday*, July 15; Cops in Intern Case Search Condit Home, *Newsday*, July 12.

CITATIONS

Alafair Burke: 86 Iowa L. Rev. 1251

Baruch Bush: 54 Ark. L. Rev. 171; 54 Ark. L. Rev. 207; 76 Ind. L.J. 591; 36 Tulsa L.J. 819; 64 Sask. L. Rev. 57; 2001 Wis. L. Rev. 831; 18 Hofstra Lab. & Emp. L.J. 375; 16 Ohio St. J. Disp. Resol. 267

Robin Charlow: 42 Wm. & Mary L. Rev 1870; 114 Harv. L. Rev 1833; 50 Duke L.J. 1169; 9 Wm. & Mary Bill of Rts. J. 525

Nora Demleitner: 101 Colum. L. Rev. 1181; 28 Fordham Urb. L.J. 1477

Janet Dolgin: 62 Ohio St. L.J. 1007; 64 Alb. L. Rev. 915; 79 Nebraska L. Rev 656; 2 J. L. Fam. Stud. 153; 10 Tex. J. Women & L. 83; 48 UCLA L. Rev. 1125

Eric Freedman: 149 U. Pa. L. Rev. 921; 6 Comm. L. & Pol'y 287; 101 Colum. L. Rev. 990; 13 Cap. Def. J. 307

Monroe Freedman: 28 Fordham Urb. L.J. 935; 6 Comm. L. & Pol'y 287; 69 Fordham L. Rev. 2741; 34 New Eng.L. Rev. 809; 54 Vand. L. Rev. 547; 33 Ariz. St. L.J. 429; 14 Geo. J. Legal Ethics 309; 14 Geo. J. Legal Ethics 355; 14 Geo. J. Legal Ethics 603; 14 Geo. J. Legal Ethics 621; 76 Wash. L. Rev. 313; 50 Cath. U.L. Rev. 267; 50 Cath. U.L. Rev. 361; 52 S.C. L. Rev. 481; 52 S.C. L. Rev. 697; 52 S.C. L. Rev. 729; 49 Kan. L. Rev. 775; 28 Hastings Const. L.Q. 305; 48 UCLA L. Rev. 1305

Leon Friedman: 99 Mich. L. Rev. 588

Linda Galler: 28 N. Ky. L. Rev. 50

John Gregory: 36 Willamette L. Rev. 549; 32 Loy. U. Chi. L.J. 963; 41 Santa Clara L. Rev. 807

Grant Hayden: 43 Ariz. L. Rev. 63

Bernie Jacob: 101 Colum. L. Rev. 773

Eric Lane: 1 Army Law. 41; 30 U. Balt. L.F. 4; 2 U. Tol. L. Rev.137; 23 Hous. J. Int'l L. 467

Linda McClain: 34 Creighton L. Rev 965; 10 Tex. J. Women & L. 83; 10 Tex. J. Women & L. 129; 52 Mercer L. Rev. 1003; 49 Kan. L. Rev. 775; 32 McGeorge L. Rev. 37; 5 Tex. Rev. Law & Pol. 393; 8 Mich. J. Gender & Law 1; 34 U. Mich. J.L. Ref. 371; 85 Minn. L. Rev. 1483

Mark Movsesian: 41 J.L. & Tech. 151; 99 Mich. L. Rev. 757; 7 Wid. L. Symp. J. 109; 69 UMKC L. Rev. 733

Richard Neumann: 34 New Eng.L. Rev. 809; 38; San Diego L. Rev. 463 ; 49 Kan. L. Rev. 775; 49 Kan. L. Rev. 809; 62 Mont. L. Rev. 59; 50 Am. U.L. Rev. 533; 23 U. Ark. Little Rock L. Rev. 775

Alan Resnick: 2001 U.S. App. LEXIS 15986 (5th Cir. July 18, 2001); 2001 Bankr. LEXIS 850 (Bankr. S.D.N.Y. June 20, 2001)

Norm Silber: 114 Harv. L. Rev 1833

Ron Silverman: 9 Am. U.J. Gender Soc. Pol'y & L. 129; 15 Notre Dame J. L. Ethics & Pub Pol'y 5; 22 W. New Eng. L. Rev. 431

Peter Spiro: 24 Melbourne U. L.R. 576; 37 Stan. J Int'l L. 1; 42 B.C. L. Rev 123; 50 Duke L.J. 1395; 99 Mich. L. Rev. 757; 10 Tex. J. Women & L. 129; 7 Wid. L. Symp. J. 1; 69 Geo. Wash. L. Rev. 139; 69 Geo. Wash. L. Rev. 189; 2000 Sup. Ct. Rev. 175; 95 Am. J. Int'l L. 313; 13 Geo. Int'l Envtl. L. Rev. 661; 10 Transnat'l L. & Contemp. Probs. 1; 69 UMKC L. Rev. 733

Marshall Tracht: 9 Am. Bankr. Inst. L. Rev. 115; 9 Am. Bankr. Inst. L. Rev. 323; 22 Cardozo L. Rev.1251; 2001 U. Ill. L. Rev. 504

Vern Walker: 51 Case W. Res. 257; 64 Law & Contemp. Prob. 5

Cheryl Wade: 89 Kentucky L. Rev. 289; 89 Calif. L. Rev. 569

David Yellen: 86 Iowa L. Rev. 1043; 52 Ala. L. Rev. 1153; 2001 U.S. App. LEXIS 17970 (10th Cir. Aug. 9, 2001)

ALSO NOTED

Nora Demleitner was appointed to the ABA International Law Section Publication Board for the 2001-2002 year as the comparative law representative.

Janet Dolgin is a visiting professor this year at Cardozo Law School.

Eric Freedman was elected to the Executive Council of the Association of the Bar of the City of New York. Linda Greenhouse recommended Freedman's forthcoming book on habeas corpus on the *New York Times* website.

Monroe Freedman filed a pro bono amicus brief in *Powell v. Texas*, a death penalty case in the Texas Court of Criminal Appeals.

Jay Hickey was reappointed to the Graduate Legal Education Committee of the ABA Section on Legal Education.

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

Alan Resnick participated in his capacity as Chairman of the Subcommittee on Business Bankruptcy in a meeting of Advisory Committee on Bankruptcy Rules of the Judicial Conference of the United States, held in July at the Federal Judicial Center Program for Bankruptcy Judges, in Philadelphia. He

also participated in a meeting of Subcommittee on Business Bankruptcy of the Advisory Committee of the Judicial Conference of the United States, held in June in Washington, D.C. He was appointed to the Board of Editors of *Collier on Bankruptcy* (Lexis/Matthew Bender).

Andy Schepard received the 2001 Friend of the Chair Award of the Family Law Section of the ABA for “meritorious service exceeding what is expected of our leadership.”

Norm Silber’s book, *A Corporate Form of*

Freedom, was reviewed in the June 14 edition of the *Chronicle of Philanthropy* as well as in the *Law and Politics Book Review*.

Peter Spiro participated in a planning group meeting of a new Social Sciences Research Council project on the relationship of international law to other scholarly disciplines, July 8 in New York. He is a visiting scholar at Cardozo Law School for the fall semester.

Cheryl Wade is a visiting professor this year at St. John’s University Law School.