

PUBLICATIONS

Alafair Burke, An Alternative Way to Secure Iraq: Lessons from Community Policing, FINDLAW'S WRIT, November 6, 2003

Alafair Burke, Not the Kindest Cut: Nassau Needs Enough Cops to Prevent, Not Just Stop, Crime, NEWSDAY, November 23, 2003

Janet Dolgin, Embryonic Discourse: Abortion, Stem Cells, and Cloning, 31 FLORIDA STATE UNIVERSITY LAW REVIEW 101 (2003)

Eric M. Freedman, The Constitutional Archipelago, HOFSTRA CHRONICLE, November 20, 2003

Monroe H. Freedman, The Professional Obligation to Raise Frivolous Issues in Death Penalty Cases, 31 HOFSTRA LAW REVIEW 1157 (2003) (symposium edition)

Leon Friedman, 200 Years Ago, The High Court Hit the Big One, NEWSDAY, September 2, 2003

Linda Galler, Dechiphering the Code: Major Legislation in 2003 Cuts Taxes and Increases Complexity, ABA JOURNAL, November 2003 (with Carol F. Burger)

Joanna Grossman, columns in FINDLAW'S WRIT: Sexual Harassment: The California Supreme Court Holds that Damages Cannot Include "Avoidable Consequences" of a Victim's Failure to Properly Complain, December 2; Are Bans on Same-Sex Marriage Constitutional?, November 20 (reprinted on

cnn.com); Who Should Be Liable for Sudden, Severe Sexual Harassment?, November 4, 2003; Can a School Retaliate Against a Coach Who Complains About Its Unfair Treatment of Female Athletes, October 21 (reprinted on cnn.com); Why the Family and Medical Leave Act of 1993: The Tenth Anniversary Should Prompt a Rethinking, October 7; Do Italian-Americans Jurors Have a Right Not to Be Excluded Based on Their Ethnicity?, September 2; Teaching the Rich to Stay Rich: A Review of Preparing Heirs, September 5, 2003

Joanna Grossman, The Supreme Court's 2003 Employment Rulings: Surprising Gains for Workers and Women, REGIONAL LABOR REVIEW, Fall 2003

Jeffery R. Knight, THE TRIAL LAWYER: WHAT IT TAKES TO WIN (American Bar Association 2003) (co-editor)

Richard K. Neumann, Jr., & Stefan H. Krieger, Empirical Inquiry Twenty-Five Years after *The Lawyering Process*, 10 CLINICAL LAW REVIEW 349 (2003) (symposium edition)

Andrew I. Schepard, Training the Lawyer to Represent the Whole Child, NEW YORK LAW JOURNAL, November 13, 2003

Andrew I. Schepard, A Bicoastal Movement to Protect Child Stars, NEW YORK LAW JOURNAL, September 11, 2003

Andrew I. Schepard, Editorial Notes, 41 FAMILY COURT REVIEW (October 2003)

Roy D. Simon, Practicing Ethics: Waive That

Privilege [Partially] Goodbye, *NEW YORK LAW JOURNAL*, November 21, 2003

Roy D. Simon, *REGULATION OF LAWYERS: STATUTES AND STANDARDS* (West 2004 ed.) (with Stephen Gillers)

Roy D. Simon, columns in *NEW YORK PROFESSIONAL RESPONSIBILITY REPORT: Law Firm LLP's Carry No Guarantees*, September; *Washington State Bar Takes on the SEC*, October; *The SEC and Limited Waiver of the Attorney-Client Privilege (Part I)*, November 2003

Peter J. Spiro, review of Joseph S. Nye, *The Paradox of American Power*, 97 *AMERICAN JOURNAL OF INTERNATIONAL LAW* 731 (2003)

PRESENTATIONS

Nora Demleitner moderated a panel on International Perspectives at Hofstra's Don't Ask, Don't Tell conference on September 20. She made a presentation on "Human Trafficking and Immigration Law" at the annual meeting of the American branch of the International Law Association, in New York on October 25. She participated in a roundtable panel on sex offenders at the American Society of Criminology annual meeting in Denver in November, speaking on "*Sicherungsverwahrung*: The German Equivalent to Civil Confinement for Sex Offenders?"

Janet Dolgin lectured to residents in ob/gyn at Nassau University Medical Center on "Medical Jurisprudence and Ethics."

Eric Freedman conducted a seminar on habeas corpus to incoming staff attorneys for the U.S. Court of Appeals for the Second Circuit in September. He conducted a workshop on habeas for judges of the Seventh Circuit in Wisconsin on October 15. He led a

discussion about innocence and the death penalty after a performance of the play "The Exonerated" at the 45 Bleeker Theater in October.

Monroe Freedman participated in the Harvard Law School Trial Advocacy Workshop in September.

Leon Friedman appeared on a PLI Civil Rights program dealing with Section 1983 on November 16-17, in New York.

John Gregory presented a paper titled "Redefining the Family: Undermining the Family" at the University of Chicago Legal Forum's 18th Annual Symposium, *The Public and Private Faces of Family Law*, October 24-25.

Danielle Holley gave a presentation entitled "The Legal Legacy of *Brown v. Board of Education*" on a panel for the Hofstra Education School's Foundations of Education Day on October 29. On November 5, she gave a speech at Yale Law School entitled "Narrative Highground: The Failure of Intervention as a Procedural Device in Affirmative Action Litigation", hosted by the Yale Law School Women of Color Collective and Yale Black Law Students Association.

Julian Ku presented a paper entitled "Treaties as Laws: The Significance of the Last in Time Rule for Treaties and Statutes" at a meeting of the American Society of International Law interest group on international law in domestic courts at the University of Maryland Law School in December.

Linda McClain presented a paper, "Negotiating/Resisting Gender and (Free and Equal) Citizenship" on a panel at the Conference on Rawls and the Law, held at Fordham University School of Law, November 7-8, 2003. She also presented a paper in the *New York University Law Review* Speaker

Series, November 20, 2003.

Mark Movsesian presented his working paper, "Rediscovering Williston," at faculty workshops at Northwestern University Law School in September and at Loyola University Chicago Law School in October.

Alan Resnick participated in a September meeting of the Advisory Committee on Bankruptcy Rules of the Judicial Conference of the United States held in Stevensville, Washington. In October, he was a participant at a two-day by-invitation symposium of the American Bankruptcy Institute to celebrate the 25th anniversary of the Bankruptcy Code. Also in October, he participated at a two-day meeting of the National Bankruptcy Conference. He was a panelist at a program on "Equitable Subordination and Recharacterization" at the National Conference of Bankruptcy Judges in San Diego in October. In November, he made a presentation to the Third Circuit Judicial Conference on mass tort bankruptcy cases.

Andy Shepard delivered a presentation on The Role of the Judge in High Conflict Divorce Cases at a Washburn University School of Law seminar on high conflict, in Topeka on September 12. On September 15, he spoke Unified Family Courts at the Forum on Family Court: Exemplary Practice sponsored by the National Council of Juvenile and Family Court Judges, Kansas City, Kansas. On October 16, he gave a presentation entitled "Why is the Cutting Edge West of the Hudson?" at the Association of Judges of the Family Court of the State of New York, in Saratoga Springs. He spoke on the subject of Parent Coordinators in High Conflict Child Custody Disputes to the Committee on Matrimonial Law, Association of the Bar of the City of New York, in New York on November 4. He spoke on Reinventing Court Services to the Association of Family and Conciliation Courts, Midwest

Regional Conference, in St. Louis on November 13. He gave a presentation entitled "Top Ten Ideas for New York Child Custody Cases" to the Conference of the Association of Family and Conciliation Courts, New York Chapter, held at the Judicial Institute at Pace University School of Law on November 21.

Norm Silber delivered a paper on the subject of donor list sharing by nonprofit organizations on September 10 to the Ad Hoc Nonprofit Luncheon, under the auspices of the American Society of Corporate Secretaries. On October 21, he participated in a by-invitation roundtable on unsolicited electronic commercial solicitation convened by the Chair of the Committee on Consumer Affairs and Protection of the New York State Assembly. On November 5, he participated in a roundtable discussion on possibilities for reforming the commercial payment system at the invitation of the Federal Reserve Bank of New York. On November 20 and 21, he presented papers on "Nonprofit Fundraising and A Donor's Right to Privacy" and "Democratic Values as Expressed through Nonprofit Organizational Forms" at the annual conference of the Association for Research about Nonprofit Organizations and Voluntary Associations

Peter Spiro presented a paper entitled "Mandating Membership: Citizenship, Human Rights, and International Law" at faculty colloquia at UCLA Law School on September 12, Ohio State University Law School on September 29, and the University of Iowa Law School on November 14. On October 17, he participated on a panel on "The New American Hegemony?" at the University of Connecticut Law School. He presented a paper entitled "Who's Afraid of Global Courts" at a Social Science Research Council workshop on international courts in Washington on November 7. On November 25, he presented two chapters from his book in progress at the Center for the Critical Analysis of

Contemporary Culture at Rutgers University-New Brunswick.

David Yellen spoke at the Ethics Conference on "Judges Ethics and Sentencing Guidelines" on September 15. On November 18 he spoke at a Nassau Academy of Law program about recent developments in sentencing law.

BROADCAST MEDIA

Matt Bodie was a guest on on WLIE on November 4 to comment Eliot Spitzer's mutual fund investigation, and on November 18 to talk about the Enron bankruptcy.

Alafair Burke appeared on Court TV's *Catherine Crier Live* on September 16 to discuss the murder trial of Michael Peterson.

Robin Charlow appeared several times in September on Channel 12 and WABC-Channel 7 News regarding the Mepham High School football camp hazing incident. Also in September, she was a guest for a half-hour segment on Channel 55 regarding the Do Not Call registry.

Nora Demleitner was interviewed on WLIE and on Channel 12 News concerning the Mepham High School case on October 6.

Eric Freedman was interviewed on the *CBS Evening News with Dan Rather* on November 23 about FBI surveillance of anti-war demonstrators. The segment was repeated on November 24 on the *CBS Early Show*.

John Gregory appeared on NBC's *John Walsh Show* on November 12 in a segment on abusive foster parents.

Joanna Grossman was interviewed on KABC-Los Angeles about Massachusetts same-sex marriage case on November 19.

Roy Simon was interviewed on an ethics issue on WCBS-New York radio on September 12.

David Yellen appeared several times on News 12 in October discussing the Mepham sex abuse case.

QUOTED IN

Robin Charlow: The Pastor's Champions, *Newsday*, September 14

Nora Demleitner: Lawyers Quit NYC Firms for Better Quality of Life, *Long Island Business News*, October 3

Eric Freedman: American Bar Association Seeks Death Penalty Reforms, *Newsday*, October 23; John Hart Ely, a Constitutional Scholar, Is Dead at 64, *New York Times*, October 27; American Bar Assn. Leaders Meet at Hofstra to Push for Reform of Death Penalty Defense Procedures, *Long Island Business News*, October 31

Leon Friedman: Civil Rights Suit in Patchogue, *Newsday*, September 18; U.S. Courts Are Going Digital But Could Leave Poor Behind, *Deseret News* (Salt Lake City), October 12; Legal Questions on Seizures; Lawyers Expected to Sue for Vehicles *Newsday*, November 26

Monroe Freedman: Courtside: Justice Scalia's Decision to Remove Himself from a Case Sparks Debate on Judges' Speech, *Legal Times*, October 20; I Didn't Know I Was Suing You!, *Medical Economics*, November 7

Vic Futter: Sarbanes-Oxley Act Has Corporate Counsels Working Harder than Before, *Long Island Business News*, September 12

James Garland: Hofstra Breaks New

Ground With a Gay Law Fellowship, *New York Times*, September 28; Beyond Borders: Appeal Challenges Applicability of Vermont Civil Union, *New York Law Journal*, November 18

Joanna Grossman: Suits by Harassed Workers Face Curbs, *Los Angeles Times*, November 11

Eric Lane, Life and Lunch in the Smokeless, Smoke-Filled Room, *New York Sun*, September 4

Andy Schepard: Divorcing Parents to Get Instruction in the Effect on Their Children, *New York Times*, October 22

Norm Silber: You Can't Sell What You Don't Own - Can You?, *Newsday*, December 1

Roy Simon: Tankleff Team Cites Conflict *Newsday*, September 24 Who Should Judge Those on the Bench?, *Newsday*, October 23

Peter Spiro: Feds Raid 61 Wal-Mart Stores, *Women's Wear Daily*, October 24

David Yellen: Hofstra Breaks New Ground With a Gay Law Fellowship, *New York Times*, September 28

CITATIONS

Alafair Burke: Cynthia Lee, Murder and the Reasonable Man (NYU Press 2003)

Baruch Bush: 4 Cardozo Online J. Confl. Resol. 1; 18 Ohio St. J. on Disp. Resol. 1013; 5 U. Pa. J. Lab. & Emp. L. 487; 1 S.J. Agri. L. Rev. 1; 41 Alberta L. Rev. 559; 5 U. Pa. J. Lab. & Emp. L. 487

Robin Charlow: 49 Loy. L. Rev. 133; 101 Mich. L. Rev. 1141

Nora Demleitner: 12 Transnat'l L. & Contemp. Probs. 271; 35 Ariz. St. L.J. 515; 24 Mich. J. Int'l L. 1143; 51 UCLA L. Rev. 193; 89 Va. L. Rev. 1697; 71 U. Cin. L. Rev. 1345

Herbie DiFonzo: 49 Loy. L. Rev. 1; 3 B.Y.U.L. Rev. 829

Janet Dolgin: 4 Cardozo Online J. Confl. Resol. 3; 34 McGeorge L. Rev. 637; 52 Duke L.J. 1077; 29 Am. J. L. and Med. 77; 11 Wm. & Mary Bill of Rts. J. 1011; 41 Duq. L. Rev. 495; 8 Gonz. L. Rev. 601

Eric Freedman: 13 Ind. Int'l & Comp. L. Rev. 787; 31 Hofstra L. Rev. 1091; 31 Hofstra L. Rev. 1195; 81 Or. L. Rev. 985; 117 Harv. L. Rev. 380; 76 S. Cal. L. Rev. 1371; 2003 U. Ill. L. Rev. 979; 37 Val. U.L. Rev. 563

Monroe Freedman: 30 N. Ky. L. Rev. 347; 30 Fla. St. U.L. Rev. 659; 30 Fla. St. U.L. Rev. 857; 55 Fla. L. Rev. 977; 78 N.Y.U.L. Rev. 1357; 54 Ala. L. Rev. 831; 31 Hofstra L. Rev. 903; 41 Brandeis L.J. 779

Leon Friedman: 47 How. L.J. 3

Scott Fruehwald: 31 Cap. U.L. Rev. 751; 29 N.C. J. Int'l L. & Com. Reg. 1; 56 Okla. L. Rev. 289; Testimony of Richard G. Wilkins before the U.S. Senate Subcommittee on the Constitution, Civil Rights, and Property Rights, September 4, 2003

Linda Galler: 13 Wash. U. J.L. & Pol'y 257

John Gregory: 4 Cardozo Online J. Confl. Resol. 3; 15 Yale J.L. & Feminism 1; 11 Widener J. Pub. L. 451; 11 Wm. & Mary Bill of Rts. J. 845

Joanna Grossman: 52 Duke L.J. 1077; 55 Me. L. Rev. 117; 11 Widener J. Pub. L. 361

Danielle Holley: 117 Harv. L. Rev. 113

Stef Krieger: 34 U. Tol. L. Rev. 817; 72 Fordham L. Rev. 41; 10 Clinical L. Rev. 1; 10 Clinical L. Rev. 75; 10 Clinical L. Rev. 115; 10 Clinical L. Rev. 191; 10 Clinical L. Rev. 221

Julian Ku: 11 Wm. & Mary Bill of Rts. J. 1191

Eric Lane: 39 Court Review 4; 176 Mil. L. Rev. 190; 66 Alb. L. Rev. 871; 9 City Law 74

Linda McClain: 78 Ind. L.J. 783; 30 Fla. St. U.L. Rev. 791; 2003 U. Ill. L. Rev. 615; 55 Me. L. Rev. 313; 33 Rutgers L. J. 799; 31 Cap. U.L. Rev. 691; 41 Alberta L. Rev. 619; 8 Gonz. L. Rev. 601; 88 Minn. L. Rev. 86

Mark Movsesian: 78 Ind. L.J. 783; 72 Fordham L. Rev. 41; 45 Wm. and Mary L. Rev. 1

Richard Neumann: 27 Vt. L. Rev. 371; 50 Clev. St. L. Rev. 29; 30 Wm. Mitchell L. Rev. 57; 10 Clinical L. Rev. 1; 10 Clinical L. Rev. 75; 10 Clinical L. Rev. 115; 10 Clinical L. Rev. 191; 10 Clinical L. Rev. 221; 10 Clinical L. Rev. 399

Alan Resnick: 11 Southeastern Envtl. L.J. 19; 77 Am. Bankr. L.J. 199; 77 Am. Bankr. L.J. 229; 78 N.Y.U.L. Rev. 1669

Andy Schepard: 4 Cardozo Online J. Confl. Resol. 3; 11 Wm. & Mary Bill of Rts. J. 1071

Norm Silber: 64 Ohio St. L.J. 371; 23 Va. Tax Rev. 1; 71 U. Cin. L. Rev. 1345

Peter Spiro: 10 Buff. Envt'l. L.J. 211; 71 U. Cin. L. Rev. 937; 31 Hofstra L. Rev. 1195; 11 Widener J. Pub. L. 475; 97 A.J.I.L. 510; 117 Harv. L. Rev. 226; 117 Harv. L. Rev. 287; 51 UCLA L. Rev. 193

Vern Walker: 33 Seton Hall L. Rev. 967; 40 Am. Bus. L.J. 635; 27 Melbourne U. L.R. 423;

David Yellen: 50 Clev. St. L. Rev. 29; 97 Nw. U.L. Rev. 1635

HONORS AND APPOINTMENTS

Nora Demleitner was elected to a two-year term on the Executive Committee of the American Society of Comparative Law.

Mitchell Gans has been asked to join the transition team for Nassau County Tax Assessor-elect Harvey Levinson.

Alan Resnick has been named Chairman of the Local Bankruptcy Rules Committee of the United States Bankruptcy Court for the Southern District of New York.

David Yellen served on the ABA site inspection team at Indiana University-Bloomington, October 12-15.