

PUBLICATIONS

Laura Appleman, The Great Writ, 9 GREEN BAG 2D 93 (2005)

Miriam Cherry, A Tyrannosaurus-Rex Aptly Named "Sue": Using a Disputed Dinosaur to Teach Contract Defenses, 81 NORTH DAKOTA LAW REVIEW 295 (2005)

Nora Demleitner, Alito Day 1: The Shape of Things to Come, JURIST (January 10, 2006)

Janet Dolgin, The Evolution of the Patient: Shifts in Attitudes about Consent, Genetic Information, and Commercialization in Health Care, 34 HOFSTRA LAW REVIEW 137 (2005)

Mitchell Gans, Dueling Dicta, LEIMBERG ESTATE PLANNING SERVICE (January 10, 2006)

James Garland, Sex as a Form of Gender and Expression After *Lawrence v. Texas*, 15 COLUMBIA JOURNAL OF GENDER & LAW 297 (2006) (symposium)

John DeWitt Gregory, UNDERSTANDING FAMILY LAW (3d ed., Lexis-Nexis 2005) (with Peter N. Swisher & Sheryl L. Wolf)

John DeWitt Gregory, PROPERTY DIVISION IN DIVORCE PROCEEDINGS: A FIFTY STATE GUIDE (Aspen 2003 & Supp. 2005) (with Janet Leach Richards & Sheryl Wolf)

Joanna Grossman, Resurrecting Comity: Revisiting the Problem of Non-Uniform Marriage Laws, 84 OREGON LAW REVIEW 433 (2005)

Joanna Grossman, columns in FINDLAW'S WRIT: Title VII and Small Businesses, January 10; Paternity Misrepresentation, December 27; New Developments in the Same-Sex Marriage Wars,

December 13

Theodor Liebmann, Law and Children: Making Law School Affordable for Child Advocates, NEW YORK LAW JOURNAL, January 18, 2006 (with Andrew Schepard)

Linda McClain, THE PLACE OF FAMILIES: FOSTERING CAPACITY, EQUALITY, AND RESPONSIBILITY (Harvard University Press 2006)

Linda McClain, Constitutionalism, Judicial Review, and Progressive Change, 84 TEXAS LAW REVIEW 433 (2005) (with James E. Fleming) (review essay)

Linda McClain, Some ABCs of Feminist Sex Education (in Light of the Sexuality Critique of Legal Feminism), 15 COLUMBIA JOURNAL OF GENDER & LAW 63 (2006) (symposium)

Linda McClain, *What Place for Marriage (E)quality in Marriage Promotion?*, in MARRIAGE PROPOSALS: QUESTIONING A LEGAL STATUS 106-144 (Anita Bernstein ed., New York University Press, 2006)

Mark Movsesian, Vita: Samuel Williston, HARVARD MAGAZINE, Jan.-Feb. 2006 (essay)

Alan Resnick, The Future of the Doctrine of Necessity and Critical-Vendor Payments in Chapter 11 Cases, 47 BOSTON COLLEGE LAW REVIEW 183 (2005)

Andrew Schepard, Law and Children: Making Law School Affordable for Child Advocates, NEW YORK LAW JOURNAL, January 18, 2006 (with Theo Liebmann)

Roy Simon, columns in NEW YORK PROFESSIONAL RESPONSIBILITY REPORT: Confidential Disciplinary Proceedings and the

First Amendment? (Part I) (December 2005); Confidential Disciplinary Proceedings and the First Amendment? (Part II) (January 2006); Are Unconscionable Fee Agreements Enforceable? (February 2006)

Barbara Stark, Women, Rhetoric, Divorce and International Human Rights: The Limits of Divorce Reform for the Protection of Children, 65 LOUISIANA LAW REVIEW 1433 (2005)

Barbara Stark, Review of GENDER AND HUMAN RIGHTS (Karen Knop ed. 2004), 99 AMERICAN JOURNAL OF INTERNATIONAL LAW 947 (2005)

PRESENTATIONS

Alafair Burke gave an invited lecture on “Lessons from the Courthouse, Taken to the Law School” to the American Association of Professional Law Enforcement in January.

Janet Dolgin gave a lecture on jurisprudence to residents at the Nassau University Medical Center in December.

Eric Freedman participated in a panel at the AALS annual meeting in January on the future of *Gideon v. Wainwright*. He also appeared on a panel at the Association of the Bar of the City of New York on January 18 to discuss the legacy of the Rehnquist Court.

Monroe Freedman participated in the Harvard Trial Advocacy Workshop, where he gave a demonstration and lecture on lawyers’ ethics.

Mitchell Gans gave a presentation on family limited partnerships at the Association of the Bar of the City of New York on February 9.

James Garland served on a panel entitled “Sexual Expression” for the Symposium on Sexuality and the Law at Columbia Law School on February 24.

Julian Ku presented a paper entitled “Human Rights Treaties and Constitutional Interpretation” at the Rudolph C. Barnes Symposium, held at the University of South Carolina on February 3. He also presented a paper entitled “The President’s Power to Interpret Customary International Law” at the annual conference on American Sovereignty held at the American Enterprise Institute on February 21. The entire conference, including his talk, was broadcast live on C-Span. Ku also presented a paper on “Gubernatorial Foreign Policy” at a faculty workshop held at Lewis and Clark Law School in Portland, Oregon on February 27.

Eric Lane gave a presentation on New York State Government Reform at Albany Law School on February 10.

Theo Liebmann served as the reporter for the working group on Youth in High Conflict Families at the ABA Youth At Risk Initiative Planning Conference, held at Hofstra Law School in February.

Linda McClain participated on a panel on “Children and Education” at the Symposium on Sexuality and the Law at Columbia Law School on February 24, 2006.

Mark Movsesian moderated a panel, “International Law: How Present in Our Law,” at the Eighth Annual Federalist Society Faculty Conference in January. He also presented a faculty workshop at St. John’s University School of Law in January on “Formalism in American Contract Law: Classical and Contemporary.”

Alan Resnick gave a presentation, entitled “The Bankruptcy Abuse Prevention and Consumer Protection Act of 2005,” to the Committee of Rules of Practice and Procedure of the Judicial Conference of the United States in Scottsdale, Arizona on January 6.

Andrew Schepard presented “The Family Law Education Reform Project” at Integrating ADR

into Law School Curricula: The Example of Family Law, a program at the AALS Annual Meeting in January. He also chaired a panel responding to Chief Judge Judith S. Kaye's Keynote Address at the American Bar Association's Youth at Risk Initiative Planning Conference, held at Hofstra Law School on February 2.

Barbara Stark presented a paper, "Theorizing Poverty: The Known World," at the University of KwaZulu Natal in Durban, South Africa on December 12. She also gave a presentation at the AALS annual meeting on January 6 entitled "The Millennium Goals, Economic Rights and African Women."

Amy Stein made a presentation, entitled "You Can't Build a House Without a Solid Foundation," at the New England Consortium of Legal Writing Teachers, held at Boston University School of Law on December 9.

BROADCAST APPEARANCES

Nora Demleitner appeared on WMET 1160 AM "Washington's Talk Radio" on January 16 to discuss the nomination of Judge Samuel A. Alito, Jr. to the U.S. Supreme Court.

Eric Freedman appeared on NPR's *All Things Considered* on February 8 to discuss an American citizen currently held as an enemy combatant in Iraq.

Mark Movsesian served as a guest commentator on Studio B with Sheppard Smith, a program on FOX News, on January 18 to discuss a New Hampshire abortion case currently pending before the Supreme Court.

QUOTED IN

Alafair Burke: Slay Jury Back After Odd Break for Vacation, *Daily News*, February 22

Nora Demleitner: Specter Endorses Alito, *The Atlanta Journal-Constitution*, January 14; In Brief, *Corporate Legal Times*, December

Hebie DiFonzo: Hofstra University Law School to Begin Nation's Third Master's of Law Program, *Long Island Business News*, February 24

Eric Freedman: Not So Fast: ABA Contends Proposed Habeas Legislation Would Sacrifice Principles for Speed, *ABA Journal*, January; Awaiting Next Word in 17-Year-Old Murder Case, *The New York Times*, January 3; Little Help from Justices on Spy Program, *The New York Times*, December 23

Monroe Freedman: Ex-Judge to Answer His Critics at His Own Trial, *Louisville Courier-Journal*, February 26; Business School Ties, *Newsday*, February 20; New Clerk for Alito has Long Paper Trail, *New York Times*, February 19; Clemency Flap Puts Starr in Spotlight Again, *The San Francisco Chronicle*, February 16; Judge Deanell Tacha Says She is Seeking Information, *Topeka Capital-Journal*, February 4; Bush Judge Under Ethics Cloud, *Salon.com*, January 31; Questions Asked About Having Judges Testify, *The San Francisco Chronicle*, January 13; Cox's Office Defends Man Examining Fieger, *The Detroit News*, January 11

Leon Friedman: Proving Harassment is a Tough Road, *Newsday*, January 29

John DeWitt Gregory: Court Considers Tangled Set of Facts Related to 20-Year-Old Divorce Action, *New York Law Journal*, January 26

Joanna Grossman: It Wasn't His Child, But Court Says He Must Pay, *Miami Herald*, January

5; Love at Work, *Management Today*, December
Grant Hayden: Redistricting to Test Judges,
National Law Journal, February 13

Lawrence Kessler: 2005's Top 10 Verdicts
 Smaller Than the Verdict in Corresponding
 Position Last Year, *Long Island Business News*,
 January 27

Eric Lane: Mayor Need Not Enforce Certain
 Laws, Court Rules, *The New York Times*, February
 15; Tripping Over Lobbyists at City Hall, *The New
 York Times*, January 12; An Outsider Gains a Seat
 as an Insider, *The New York Times*, January 5; A
 Word on Behalf of Mature Politicians, *New York
 Observer*, December 19; Council Wants to Extend
 Term Limits, *The New York Times*, December 4

Roy Simon: Class Counsel in KPMG Case Seek to
 Sweeten Deal with Legal Fees, *New Jersey Law
 Journal*, February 6; Nothing to Gain, *New York
 Sun* (editorial), January 30; Law Firm Offers an
 Unusual Fee in KPMG Case, *Wall Street Journal*,
 January 27

Ronald Silverman: Verdict in L.I. Rezoning Case
 Tests Towns' Authority, *The New York Times*,
 December 2

Marshall Tracht: Applications to Law Schools
 are Declining, *The New York Times*, February 9

Aaron D. Twerski: Sticker Shock: Why Warning
 Labels Can Be Useless, *Forbes Asia*, December 26

CITATIONS

Miriam Albert: *Wuliger v. Eberle*, 2006 WL
 319265 (N.D. Ohio 2006); 74 *Fordham L. Rev.*
 909; 7 *Tenn. J. Bus. L.* 7; 80 *Wash. L. Rev.* 335

Alafair Burke: 32 *Wm. Mitchell L. Rev.* 189; 32
Litigation 12; 80 *N.Y.U. L. Rev.* 1773; 32 *N.E. J.*
on Crim. & Civ. Con. 161

Baruch Bush: 11 *ILSA J. Int'l & Comp. L.* 519;
 11 *ILSA J. Int'l & Comp. L.* 691; 21 *Ohio St. J.*
on Disp. Resol. 45; 21 *Ohio St. J. on Disp. Resol.*
 123; 57 *Rutgers L. Rev.* 1111

Robin Charlow: *U.S. v. Alston-Graves*, 2006
U.S. App. LEXIS 2001 (D.C. Cir. Jan. 27, 2006);
 74 *Fordham L. Rev.* 1353

Miriam A. Cherry: 104 *Mich. L. Rev.* 373

Nora Demleitner: *Witnesses Appraise Supreme
 Court Nominee's Approach to the Law*, *New York
 Times*, A10, Jan. 14 (excerpting Congressional
 testimony); *Dems May Delay Next Week's Alito
 Vote*, Jan. 13, Fox News; David Stout & Shadi
 Rahimi, *Alito Hearings Conclude With a Hint of
 Rancor*, *New York Times* (online), Jan. 13; *Alito
 Experts Question Impact*, *Daily Tar Heel* (UNC),
 Jan. 25; Brief of Israeli Government, *Adalah v.
 The Interior Minister*; 40 *Harv. C.R.-C.L. L. Rev.*
 407; 34 *Hofstra L. Rev.* 59; 53 *Am. J. Comp. L.*
 261; 47 *Ariz. L. Rev.* 933; 80 *Tul. L. Rev.* 11; 53
UCLA L. Rev. 405; 31 *Am. J. L. & Med.* 447;
 2005 *B.Y.U. L. Rev.* 927; 64 *Md. L. Rev.* 875; 56
Syracuse L. Rev. 85; 17 *Yale J. L. & Feminism*
 459; 32 *Wm. Mitchell L. Rev.* 625; 20 *St. John's
 J.L. Comm.* 199; 32 *Fordham Urb. L.J.* 851; 66
Ohio St. L.J. 875; 81 *Chi.-Kent. L. Rev.* 199

Herbie DiFonzo: 19 *J. Am. Acad. Matrimonial
 Law.* 223; 84 *Or. L. Rev.* 563; 53 *Clev. St. L.
 Rev.* 359

Janet Dolgin: 54 *Emory L.J.* 1271; 65 *La. L. Rev.*
 1295; 81 *Notre Dame L. Rev.* 325; 12 *Wash. &
 Lee R.E.A.L. J.* 41; 6 *J. Center Children & Cts.*
 125; 6 *J. Center Children & Cts.* 139; 35 *Sw. U.
 L. Rev.* 111

Eric Freedman: 13 *Wm. & Mary Bill of Rts. J.*
 1061; 2005 *Mich. St. L. Rev.* 843; 91 *Cornell L.
 Rev.* 259; 40 *New Eng. L. Rev.* 263

Monroe Freedman: *Pennsylvania Law Weekly*
 (December 19); *Pennsylvania Law Weekly*

(January 16); 27 Dalhousie L. J. 379; 57 Rutgers L. Rev. 839; 95 J. Crim. L. & Criminology 1195; 94 Geo. L.J. 121; 74 Geo. Wash. L. Rev. 1; 74 Fordham L. Rev. 1353; 90 Minn. L. Rev. 389; 21 Ohio St. J. on Disp. Resol. 73; 50 Vill. L. Rev. 1265; 83 Wash. U. L. Q. 725; 58 Fla. L. Rev. 53; 77 U. Colo. L. Rev. 1; 6 U. Ill. L. Rev. 127; 55 Case W. Res. 667; 58 SMU L. Rev. 1523

Leon Friedman: 56 Ala. L. Rev. 851; 24 Law & Ineq. J. 31

Scott Fruehwald: *George S. May Int'l Co. V. Xcentric Ventures*, 409 F. Supp. 2d 1052; 115 Yale L.J. 72; Trademark Claim Dismissed Due to Jurisdiction Problem, *Chicago Daily Law Bulletin* (February 16); 80 Tul. L. Rev. 299; 58 Vand. L. Rev. 1925

Linda Galler: 2005 B.Y.U. L. Rev. 999

Mitchell M. Gans: 40 Real Prop. Prob. & Tr. J. 263; 19 Quinn. Prob. L. J. 59; 84 N.C.L. Rev. 694

John Gregory: Martin R. Gardmer and Anne Proffitt Dupre, CHILDREN AND THE LAW: CASES AND MATERIALS (2d ed. 2006); 65 La. L. Rev. 1295; 65 La. L. Rev. 1433; 17 Pace Int'l L. Rev. 261; 39 U.C. Davis L. Rev. 305

Joanna Grossman: 15 S. Cal. Rev. L. & Women's Stud. 3; 53 UCLA L. Rev. 405; 53 Clev. St. L. Rev. 285; 81 Ind. L.J. 309; 39 U.C. Davis L. Rev. 529; 57 Rutgers L. Rev. 1145; 34 Hofstra L. Rev. 229; 54 Am. U.L. Rev. 1635; 93 Calif. L. Rev. 1455

Grant Hayden: 93 Geo. L. J. 1547; 11 Mich. J. Race & L. 219; 119 Harv. L. Rev. 1165; 74 Geo. Wash. L. Rev. 123; 20 St. John's J. L. Comm. 157

James E. Hickey: 39 U.C. Davis L. Rev. 459

Bernard E. Jacob: 40 Ga. L. Rev. 85

Stefan H. Krieger: 57 Baylor L. Rev. 785

Julian Ku: 54 Duke L.J. 1143; 24 Penn St. Int'l L. Rev. 115; 9336 U. Pa. J. Int'l Econ. L. 693; 91 Cornell L. Rev 303

Eric Lane: 7 Fl. Coastal L.J. 111; 40 Harv. C.R.-C.L. L. Rev. 359; 42 Hous. L. Rev. 565; 11 Roger Williams U. L. Rev. 1; 11 Psych. Pub. Pol. & L. 570; 31 Ohio N.U.L. Rev. 325; 34 Hofstra L. Rev. 263

Theo Liebmann: 19 J. Am. Acad. Matrimonial Law. 401; Making Law School Affordable for Child Advocates, *New York Law Journal* (January 18)

Linda McClain: 66 U. Pitt. L. Rev. 721; 30 Law & Soc. Inquiry 617; 2005 Mich. St. L. Rev. 809; 57 Hastings L.J. 331; 84 Tex. L. Rev. 471; 17 Yale J.L. & Feminism 327; 17 Yale J.L. & Feminism 385

Mark Movsesian: 45 Va. J. Int'l L. 631; 42 Hous. L. Rev. 637; 38 J. Marshall L. Rev. 1153; 39 U.C. Davis L. Rev. 149; 15 Minn. K. Int'l L. 1; 100 Nw. U.L. Rev. 303; 55 Case W. Res. 1097

Richard K. Neumann, Jr.: 78 Temp. L. Rev. 351; 57 Baylor L. Rev. 785; 15 S. Cal. Rev. L. & Women's Stud. 3; 31 T. Marshall L. Rev. 79; 14 UCLA Women's L.J. 1; 9 Lewis & Clark L. Rev. 935; 90 Minn. L. Rev. 1; 16 J. L. & Pub. Pol'y 401; 21 Ohio St. J. on Disp. Resol. 123; 46 Santa Clara L. Rev. 93; 32 Wm. Mitchell L. Rev. 655

Alan Resnick: 22 Bank Dev. J. 47; 22 Bank. Dev. J. 95; 13 Am. Bankr. Inst. L. Rev. 457; 13 Am. Bankr. Inst. L. Rev. 483; 13 Am. Bankr. Inst. L. Rev. 521; 13 Am. Bankr. Inst. L. Rev. 549; 13 Am. Bankr. Inst. L. Rev. 585; 13 Am. Bankr. Inst. L. Rev. 617; 13 Am. Bankr. Inst. L. Rev. 665; 13 Am. Bankr. Inst. L. Rev. 701; 13 Am. Bankr. Inst. L. Rev. 757; 13 Am. Bankr. Inst. L. Rev. 777; 47 Ariz. L. Rev. 933; 17 S. Carolina Lawyer 34; 47 B.C. L. Rev. 129; 53 UCLA L. Rev. 357; 22 Bank. Dev. J. 293; 45 Washburn L.J. 203; 13 Am. Bankr. Inst. L. Rev. 809; 13 Am. Bankr. Inst. L.

Rev. 839; 27 Whittier L. Rev. 557; 33 Pepp. L. Rev. 133

Andrew Schepard: Matrimonial Commission, *Report to the Chief Judge of the State of New York* 32 (2006); 65 La. L. Rev. 1379; 65 La. L. Rev. 1433; 76 PA Bar Assn. Quarterly 153; 19 J. Am. Acad. Matrimonial Law. 183; 19 J. Am. Acad. Matrimonial Law. 401; 40 Val. U.L. Rev. 267

Norman Silber: 13 Elder L.J. 453

Ronald Silverman: 45 Va. J. Int'l L. 935; 82 U. Det. Mercy L. Rev. 397; 154 U. Pa. L. Rev. 649

Roy Simon: 57 Rutgers L. Rev. 839; 35 U. Mem. L. Rev. 731; 26 Mich. J. Int'l L. 1097; 50 Vill. L. Rev. 1285; Soliciting Clients, *New York Law Journal* (January 27)

Barbara Stark: 27 Loy. L.A. Int'l & Comp. L. Rev. 401; 15 S. Cal. Rev. L. & Women's Stud. 3; 55 Univ. of Toronto L.J. 891; 12 Wash. & Lee R.E.A.L. J. 41; 57 Hastings L.J. 295; 58 Rutgers L. Rev. 303

Marshall Tract: 11 Stan. J.L. Bus. & Fin. 76

Aaron Twerski: 40 Tort & Ins. L.J. 1145; 26 N. Ill. U. L. Rev. 69; 55 Am. U.L. Rev. 145; 27 Sydney L. Rev. 417; 84 N.C.L. Rev. 737

Vern Walker: 39 U.C. Davis L. Rev. 459; 77 U. Colo. L. Rev. 193

HONORS, APPOINTMENTS AND OTHER ACKNOWLEDGMENTS

Nora Demleitner testified before Congress in the Confirmation Hearings of Samuel A. Alito, Jr., on January 13.

Eric Freedman was featured in *Not So Fast*, an

article in the ABA Journal about the ABA's opposition to proposed legislation cutting back on federal habeas corpus. He also joined an amicus brief submitted to the Supreme Court in *Day v. Crosby*.

Monroe Freedman received an award for Outstanding Contributions to Criminal Law Education from the New York State Bar Association in January.

Mitchell Gans won an award from the journal *Probate and Property* for the best article published during 2005.

Joanna Grossman was appointed to the Law and Society Association's Willard J. Hurst Book Prize Committee.

Marcia Levy was appointed Chair of the AALS Section on Pro Bono and Public Service Opportunities. She was also appointed by ABA-CEELI as an expert commentator on the Legal Education Reform Index.

Linda McClain is currently a Visiting Professor at the University of Pennsylvania Law School. She was also appointed to the Executive Committee of the AALS Section on Family Law.

Andrew Schepard was commended by the Chair of the New York State Matrimonial Commission for "support and availability" in the Commission's *Report to the Chief Judge of the State of New York* (2006). He also served on the planning committee for the ABA's Youth at Risk Initiative Planning Conference, held at Hofstra Law School on February 2