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ABRAHAM ABRAMOVSKY

Books

(Editor) *Criminal Law and the Corporate Counsel*. New York: Harcourt Brace Jovanovich, 1981.

Journal Articles

“Prosecuting Judges for Ethical Violations: Are Criminal Sanctions Constitutional and Prudent, or Do They Constitute a Threat to Judicial Independence?” 33 *Fordham Urban Law Journal* 727-773 (2006) [with Jonathan I. Edelstein]

“Criminal Law Current Comment: People V. Suarez and Depraved Indifference Murder: The Court of Appeals' Incomplete Revolution.” 56 *Syracuse Law Review* 707-734 (2006) [with Jonathan I. Edelstein]

ADepraved Indifference Murder Prosecutions in New York: Time for Substantive and Procedural Clarification.@ 55 *Syracuse Law Review* 455-494 (2005) (with Jonathan I. Edelstein).

"The Drug War and the American Jewish Community: 1880 to 2002 and Beyond." 6 *The Journal of Gender, Race & Justice* 1-38 (2002) (with Jonathan I. Edelstein).

"The Post-Sheinbein Israel Extradition Law: Has It Solved the Extradition Problems between Israel and the United States or Has It Merely Shifted the Battleground?@ 35 *Vanderbilt Journal of Transnational Law* 1-72 (2002) (with Jonathan I. Edelstein).

ACHallenges for Cause in New York Criminal Cases.@ 64 *Albany Law Review* 583-627 (2000) (with Jonathan I. Edlestein).

APretext Stops and Racial Profiling after Whren v. United States: The New York and New Jersey Responses Compared.@ 63 *Albany Law Review* 725-748 (2000).

ATime for Final Action on 18 U.S.C. 3292.@ 21 *Michigan Journal of International Law* 941-974 (2000).

"Anonymous Juries: In Exigent Circumstance Only." 13 *St. John's Journal of Legal Commentary* 457-490 (1999) (with Jonathan I. Edelstein).

"The Sheinbein Case and the Israeli-American Extradition Experience: A Need for Compromise." 32 *Vanderbilt Journal of Transnational Law* 305-346 (1999) (with Jonathan I. Edelstein).

"Prosecutorial Readiness, Speedy Trial and the Absent Defendant: Has New York's 25 Year Dilemma Finally Been Resolved?" 15 *Touro Law Review* 25-71 (1998) (with Jonathan I. Edelstein).

"Cameras in the Jury Room: An Unnecessary and Dangerous Precedent." 28 *Arizona State Law Journal* 865-892 (1996) (with Jonathan I. Edelstein).

"Partners Against Crime: Joint Prosecutions of Israeli Organized Crime Figures by U.S. and Israeli Authorities." 19 *Fordham International Law Journal* 1903-1919 (1996).

"Prosecuting the 'Russian Mafia': Recent Russian Legislation and Increased Bilateral Cooperation May Provide the Means." 37 *Virginia Journal of International Law* 191-222 (1996).

"First Amendment Rights of Jewish Prisoners: Kosher Food, Skullcaps, and Beards." 21 *American Journal of Criminal Law* 241-272 (1994).

"Bias Crime: Is Parental Liability the Answer?" 1992/93 *Annual Survey of American Law* 533-540 (1993).

"Trial by TV." 27 *Prosecutor* 12-13(Nov./Dec. 1993).

"Victim Impact Statements: Adversely Impacting Upon Judicial Fairness." 8 *St. John's Journal of Legal Commentary* 21-33 (1992).

"The Development, Objectives and Planned Activities of the International Criminal Law Center of Fordham University School of Law." 15 *Nova Law Review* 501-506 (1991) (with Jonny Frank).

"Extraterritorial Abductions: America's 'Catch and Snatch' Policy Run Amok." 31 *Virginia Journal of International Law* 151-210 (1991).

"Transfer of Penal Sanction Treaties: An Endangered Species." 24 *Vanderbilt Journal of Transnational Law* 449-486 (1991).

"Extraterritorial Jurisdiction: The United States' Unwarranted Attempt to Alter International Law in the United States v. Yunis." 15 *Yale Journal on International Law* 121-61 (1990).

"Political Offense Exception and the Extradition Process: The Enhancement of the Role of the U. S. Judiciary." 13 *Hastings International and Comparative Review* 1-24 (1989).

"Criminal Procedure." 38 *Syracuse Law Review* 227- 262 (1987).

"A Case Against Automatic Disbarment." 13 *Hastings Constitutional Law Quarterly* 415-431 (1986).

"Money-Laundering and Narcotics Prosecution." 54 *Fordham Law Review* 471-505 (1986).

"A Case For Increased Confidentiality." 13 *Fordham Urban Law Journal* 11-42 (1984-1985).

"Illinois v. Gates: A New Standard for Evaluating Probable Cause Based on Informant's Hearsay." 10 *Search and Seizure Law Reporter* 149-155 (August 1983).

"Surreptitious Recording of Witnesses in Criminal Cases: A Quest for Truth or a Violation of Law and Ethics?" 57 *Tulane Law Review* 1-41 (1982).

"Juror Safety: The Presumption of Innocence and Meaningful Voir Dire in Federal Criminal Prosecutions-Are They Endangered Species?" 30 *Fordham Law Review* 30-60 (1981).

"Critical Evaluation of the American Transfer of Penal Sanctions Policy." 1980 *Wisconsin Law Review* 25-60 (1980).

"Critical Evaluation of the Mexican-American Transfer of Penal Sanction Treaty." 64 *Iowa Law Review* 275-323 (1979).

"Unilateral Intervention on Behalf of Hijacked American Nationals Held Abroad." 1979 *Utah Law Review* 231-250 (1979).

"Civil Commitment of Non-Criminal Narcotic Addicts: Parens Patriae; A Valid Exercise of a State's Police Power; Or an Unconscionable Disregard of Individual Liberty." 38 *University of Pittsburgh Law Review* 477-503 (1977).

"U.S. Policy in Apprehending Alleged Offenders Abroad: Extradition, Abduction, or Irregular Rendition?" 57 *Oregon Law Review* 51-93 (1977).

"Multilateral Conventions for the Suppression of Unlawful Seizure and Interference with Aircraft, Part III: The Legality and Political Feasibility of a Multilateral Air Security Enforcement Convention." 14 *Columbia Journal of Transnational Law* 451-484 (1975).

"Multilateral Conventions for the Suppression of Unlawful Seizure and Interference with Aircraft, Part II: The Montreal Convention." 14 *Columbia Journal of Transnational Law* 268-300 (1975).

"Multilateral Conventions for the Suppression of Unlawful Seizure and Interference With Aircraft, Part I: The Hague Convention." 13 *Columbia Journal of Transnational Law* 381-405 (1974).

"Compensation for Passengers of Hijacked Aircraft." 21 *Buffalo Law Review* 339-359 (1972).

"Constitutionality of Anti-Hijacking Security System." 22 *Buffalo Law Review* 123-144 (1972).

"Stop and Frisk-Terry v. Ohio Rationale Applied to Stop and Frisk in New York." 19 *Buffalo Law Review* 680-687 (1969).

Essays, Articles & Chapters in Compilations

"Arson," in Richard A. Greenberg, ed. *New York Criminal Law* Vol. 6, 267-281. St. Paul, Minn.: West Publishing Co., 1996.

"Other Offenses Relating to Theft and Disposal of Stolen Property," in Richard A. Greenberg, ed. *New York Criminal Law* Vol. 6, 358-390. St. Paul, Minn.: West Publishing Co., 1996.

"Provisions Related to Weapons," in Richard A. Greenberg, ed. *New York Criminal Law* Vol. 6, 815-849. St. Paul, Minn.: West Publishing Co., 1996.

Newspaper Articles

"Criminal Law and Procedure: Depraved-Indifference Remedies: Court of Appeals to Pick." *New York Law Journal* April 12, 2007 at pg. 3.

"Criminal Law and Procedure: Will N.Y. Have 'Honest Services Fraud Law' at State Level?" *New York Law Journal* February 8, 2007 at pg. 3.

"Outside Counsel: 'Policano': Court of Appeals Hunts for Point of No Return." *New York Law Journal* November 30, 2006 at pg. 3.

"Criminal Law and Procedure: Depraved Indifference Cases: 'Feingold' Means 'Register's' Demise." *New York Law Journal* July 20, 2006 at pg. 3.

"Criminal Law and Procedure: Twin, Triple Counts: 'Suarez' and Improper Compromise Verdicts." *New York Law Journal* May 11, 2006 at pg. 3.

"Criminal Law and Procedure: Twin, Triple Courts: 'Suarez' and Improper Compromise Verdicts" *New York Law Journal*, May 11, 2006, at pg 3.

"Criminal Law and Procedure.(Depraved Indifference Murder)" *New York Law Journal*, January 9, 2006, at pg. 3.

"Prosecutorial Abuse of Depraved Indifference Murder Charges." *New York Law Journal*, September 2, 2005, at pg. 3.

"Organized Crime Control Act: Defending Charges Versus Attorneys" *New York Law Journal*, July 7, 2005, at pg. 3.

"Criminal Law and Procedure; Organized Crime Control Act, Insurance Fraud and Attorneys." *New York Law Journal*, May 13, 2005, at p. 3.

ACriminal Law and Procedure; Jailhouse Informants in N.Y.: Is it Time for Judicial Regulation?@ *New York Law Journal*, March 4, 2005, at p. 3.

ACriminal Law and Procedure; A Bootstrap Too Far: >Carvajal,= Territorial Jurisdiction of NY Courts.@ *New York Law Journal*, January 10, 2005, at p. 3.

ACriminal Law and Procedure; 'People v. Payne': Another Nail in 'Register's' Coffin.@ *New York Law Journal*, December 15, 2004, at p. 3.

ACriminal Law and Procedure; Personal Use of Campaign Funds: Is It a Crime?@ *New York Law Journal*, September 3, 2004, at p. 3.

ACriminal Law and Procedure; Criminal Acts Invitees On Private Property: Is It Burglary?@ *New York Law Journal*, July 8, 2004, at p. 3.

AOpening the Prison Doors: Credit for Out-of-State Pretrial Detention.@ *New York Law Journal*, May 7, 2004, at p. 3.

AIneffective Assistance of Counsel: New Scope for Review.@ *New York Law Journal*, March 5, 2004, at p. 3.

AProsecuting Diversion of Public Labor: Part 2.@ *New York Law Journal*, January 12, 2004, at p. 3.

APoliticians= Misuse of Public Employees: When Prosecuted in N.Y.?@ *New York Law Journal*, October 30, 2003, at p. 3.

A>Cotto v. Herbert=: A New Approach to Preservation.@ *New York Law Journal*, September 4, 2003, at p. 3.

Are-Evaluating Depraved Indifference Under New York Law.@ *New York Law Journal*, June 24, 2003, at p. 3.

ACounter-Terrorist Checkpoints in N.Y. City: Are They Constitutional?@ *New York Law Journal*, April 30, 2003, at p. 3.

ADefended by His Former Prosecutor: No Conflict of Interest?@ *New York Law Journal*, April 3, 2003, at p. 3.

No Body, Weapons, Forensics - Have Courts Gone Too Far? (Part 2).@ *New York Law Journal*, January 8, 2003, at p. 3.

ANo Body, Weapon or Forensics: Have Courts Gone Too Far? (Part 1).@ *New York Law Journal*, November 29, 2002, at p. 3.

"'Brady' and N.Y. Grand Juries: The Court of Appeals will Decide." *New York Law Journal*, August 30, 2002, at p. 3.

AThe Law of Bribery in New York." *New York Law Journal*, July 10, 2002, at p. 3.

AThe New York Bribery Statutes: Overview.@ *New York Law Journal*, May 28, 2002, at p. 3.

"Insurance Fraud: More Options for New York Prosecutors." *New York Law Journal*, March 29, 2002, at p. 3.

"New York Insurance Fraud Statute: State Can Handle Major Cases." *New York Law Journal*, January 18, 2002, at p. 3.

"Will the New York Courts Adopt 'Coppa'?" *New York Law Journal*, December 11, 2001, at p. 3.

"Pretrial 'Brady' Disclosure in New York." *New York Law Journal*, November 30, 2001, at p. 3.

"Does the Brady Doctrine Apply to New York Grand Juries?" *New York Law Journal*, August 30, 2001, at p. 3.

"Instructing Grand Juries: The Prosecutor's Obligation of Fairness." *New York Law Journal*, June 29, 2001, at p. 3.

"Repugnant Grand Jury Votes: Is There a Real Remedy?" *New York Law Journal*, May 4, 2001, at p. 3.

"Does the Repugnancy Doctrine Apply to New York Grand Juries?" *New York Law Journal*, April 9, 2001, at p. 3.

"Ecstasy Prosecution: State or Federal Law Better for Enforcement?" *New York Law Journal*, November 29, 2000, at p. 3.

"Is New York Law Ready for the Ecstasy Epidemic?" *New York Law Journal*, August 31, 2000, at p. 3.

"Will the New York Court of Appeals Surrender to 'Whren'?" *New York Law Journal*, July 19, 2000, at p. 3.

"Challenges for Cause: Court of Appeals Redefines Reversible Error." *New York Law Journal*, May 8, 2000, at p. 3.

"New York's Last Common-Law Criminal Procedure: the Writ of Error Coram Nobis." *New York Law Journal*, March 31, 2000, at p. 3.

"Official Misconduct (Part 2)." *New York Law Journal*, January 7, 2000, at p. 3.

"Official Misconduct." *New York Law Journal*, December 22, 1999, at p. 3.

"Youthful Offender Adjudication in the Interest of Justice." *New York Law Journal*, September 13, 1999, at p. 3.

"Rights and Their Penalties: People v. Patterson." *New York Law Journal*, August 4, 1999, at p. 3.

"When Use of Procedural Rights Adds to Sentence." *New York Law Journal*, July 20, 1999, at p. 3.

"Forfeiture of Confrontation through Witness Intimidation." *New York Law Journal*, March 16, 1999, at p. 3.

"The 1997-98 Term of the Court of Appeals." *New York Law Journal*, January 15, 1999, at p. 3.

"Pretext Stops of Motorists in New York." *New York Law Journal*, September 16, 1998, at p. 3.

"Rights of Defendants Who Offer Insanity Defense." *New York Law Journal*, September 9, 1998, at p. 3.

"Shield Laws v. Grand Jury Secrecy." *New York Law Journal*, August 3, 1994, at p. 3.

"Trying Juveniles as Adults." *New York Law Journal*, June 8, 1998, at p. 3.

"Federal Prosecution of Juveniles." *New York Law Journal*, April 29, 1998, at p. 3.

"An Anti-Gang Statute for New York." *New York Law Journal*, December 30, 1997, at p. 3.

"The Gang-Assault Statute in New York." *New York Law Journal*, December 12, 1997, at p. 3.

"Federal Prosecution of Juveniles." *New York Law Journal*, September 8, 1997, at p. 3.

"Race, Religion and the Jury of One=s Peers." *New York Law Journal*, June 18, 1997, at p. 3.

"Locating the Absent Defendant: Is Due Diligence Warranted?" *New York Law Journal*, April 29, 1997, at p. 3.

"The Agency Defense in New York Drug Prosecutions." *New York Law Journal*, April 1, 1997, at p. 3.

"Theft of Services: Current State of the Law." *New York Law Journal*, October 31, 1996, at p. 3.

"Legislation to Fight Sex Abuse of Children." *New York Law Journal*, December 31, 1996, at p. 3.

"Theft-Related Offenses: An Analysis of Penal Law Article 165." *New York Law Journal*, August 12, 1996, at p. 3.

"Interstate Domestic Violence and Murder: Are They the Same?" *New York Law Journal*, July 12, 1996, at p. 3.

"Cameras in the Jury Room: Education or Danger?" *New York Law Journal*, April 8, 1996, at p. 3.

"Fraudulently Obtained Acquittals and Double Jeopardy." *New York Law Journal*, March 13, 1996, at p. 3.

"Pataki Shouldn't Stiff Criminal Lawyers." *Newsday*, November 12, 1996, at p. A35.

"Is it Murder or Domestic Violence?." *Newsday*, May 29, 1996, at p. A37.

"Please, No Cameras on the Jurors." *Newsday*, April 15, 1996, at p. A29.

"Depraved Indifference and the Incompetent Doctor." *New York Law Journal*, November 8, 1995, at p. 1.

"Depraved Indifference to Human Life." *New York Law Journal*, December 27, 1995, at p. 3.

"Section 511: Too Much License for Prosecutors?" *New York Law Journal*, August 8, 1995, at p. 3.

"Megan=s Law: Is it Constitutional? And is it Moral?" *New York Law Journal*, July 11, 1995, at p. 3.

"An Adult in State Court: A Juvenile in Federal Court." *New York Law Journal*, June 2, 1995, at p. 3.

"Viewpoints: About Crown Heights Getting Away With Murder?" *Newsday*, May 19, 1995, at p. 44.

"Selling off the >Sparkies= (Electric Chairs)." *New York Law Journal*, May 3, 1995, at p. 2.

"ABOUT CHILDREN; Custody Wars In the Jet Age." *Newsday*, February 2, 1995, at p. 30.

"The Death Penalty: An Unnecessary Measure." *New York Law Journal*, December 20, 1994, at p. 3.

"VIEWPOINTS: NEW YORK FORUM ABOUT JUSTICE: Do the Time Where You Do the Crime." *Newsday*, August 16, 1994, at p. 26.

"Shield Laws v. Grand Jury Secrecy." *New York Law Journal*, August 3, 1994, at p. 3.

"Corroborating Accomplice Testimony." *New York Law Journal*, June 17, 1994, at p. 3.

"VIEWPOINTS: NEW YORK FORUM ABOUT THE LAW: Due Process Is for Cops, Too." *Newsday*, April 22, 1994, at p. 50.

"Justification: The Theory of Self-Defense." *New York Law Journal*, March 18, 1994, at p. 3.

"VIEWPOINTS: New York Needs a Son-of-Sam Law for Jurors." *Newsday*, March 7, 1994, at p. 70.

"VIEWPOINTS: NEW YORK FORUM ABOUT COURTS II A Son of Sam Law for Jurors." *Newsday*, March 4, 1994, at p. 72.

"VIEWPOINTS: NEW YORK FORUM ABOUT THE LAW It's Time For Justice In Crown Heights ." *Newsday*, January 21, 1994, at p. 58.

"VIEWPOINTS: Actions in 'Foot Fetish' Case Are Unjust." *Newsday*, December 1, 1993, at p. 105.

"Depraved Indifference to Human Life." *New York Law Journal*, November 30, 1993, at p. 3.

"VIEWPOINTS: NEW YORK FORUM ABOUT JUSTICE What About the Victims of Rogue Cops?" *Newsday*, October 14, 1993, at p. 66.

"The Choices Surrounding Use of Anonymous Juries." *New York Law Journal*, September 30, 1993, at p. 3.

"VIEWPOINTS: NEW YORK FORUM ABOUT JUSTICE: Mike Tyson's Bum Decision." *Newsday*, September 27, 1993, at p. 38.

"VIEWPOINTS: NEW YORK FORUM ABOUT JUSTICE: Don't Mask Juries." *Newsday*, August 20, 1993, at p. 72.

"Anonymous Juries." *New York Law Journal*, August 11, 1993, at p. 3.

"Gag Orders and Prior Restraint." *New York Law Journal*, May 6, 1993, at p. 3.

"VIEWPOINTS: NEW YORK FORUM TERROR ON TRIAL - II Abouhalima's Argument ." *Newsday*, April 21, 1993, at p. 94.

"Prejudicial Pre-Trial Publicity." *New York Law Journal*, April 5, 1993, at p. 3.

"The Lobster Shift (New York City=s Criminal Court 1 a.m. to 9 a.m. Shift)." *New York Law Journal*, February 24, 1993, at p. 2.

"The Mere-Presence Doctrine (Circumstantial Evidence)." *New York Law Journal*, December 30, 1992, at p. 3.

"Alleged Medical Negligence and Defendant=s Liability." *New York Law Journal*, December 3, 1992, at p. 3.

"Dismissal of Indictment After Deadlocked Juries." *New York Law Journal*, June 8, 1992, at p. 3.

"Victim Impact Statements Revisited." *New York Law Journal*, March 31, 1992, at p. 3.

"New York and the >Aguilar-Spinelli= Test." *New York Law Journal*, January 31, 1992, at p. 3.

"Using the Court as Conduit for Discrimination." *New York Law Journal*, November 26, 1991, at p. 3.

"Asset Forfeiture: Burden of Proof." *New York Law Journal*, August 29, 1991, at p. 3.

"Asset Forfeiture. (Part 1)." *New York Law Journal*, July 18, 1991, at p. 3.

"Cutting to the Chase (Police Chases and the Admissibility of Discarded Evidence)." *New York Law Journal*, May 30, 1991, at p. 3.

"The Right To Counsel - Still Unsettled." *New York Law Journal*, April 29, 1991, at p. 3.

"Kings County=s >Riding= Program (District Attorneys Riding With Police Officers Investigate Homicides)." *New York Law Journal*, March 12, 1991, at p. 3.

"Victim-impact Statements." *New York Law Journal*, January 7, 1991, at p. 3.

"Right to Counsel. (Part 3)." *New York Law Journal*, November 14, 1990, at p. 3.

"Right to Counsel. (Part 2)." *New York Law Journal*, October, 30, 1990, at p. 3.

"Right to Counsel. (Part 1)." *New York Law Journal*, August 30, 1990, at p. 3.

"The >Redress= of the Prosecution." *New York Law Journal*, June 6, 1990, at p. 3.

"Automobile Stops and Searches. (Part 2)." *New York Law Journal*, April 24, 1990, at p. 3.

"Stops and Searches of Automobiles." *New York Law Journal*, March 12, 1990, at p. 3.

"Stop and Frisk. (Part 2)." *New York Law Journal*, February 9, 1990, at p. 3.

"The Doctrine of Stop and Frisk." *New York Law Journal*, January 9, 1990, at p. 3.

"Bias-motivated Crime. (Part 3)." *New York Law Journal*, November 9, 1989, at p. 3.

"Bias-motivated Crime. (Part 2)." *New York Law Journal*, October 11, 1989, at p. 3.

"Bias-motivated Crime." *New York Law Journal*, September 20, 1989, at p. 3.

"Parent=s Liability for Child=s Crime. (Part 2)." *New York Law Journal*, August 10, 1989, at p. 3.

"Parent=s Liability for Crimes of Children." *New York Law Journal*, July 7, 1989, at p. 3.

"The Challenge to Right-To-Counsel Rules." *New York Law Journal*, June 5, 1989, at p. 3.

"The Rodgers-Bartolomeo Rule." *New York Law Journal*, May 1, 1989, at p. 3.

"Use of Multiple Juries Reviewed." *New York Law Journal*, April 4, 1989, at p. 3.

"Arguing Insufficient Evidence on Appeal." *New York Law Journal*, March 9, 1989, at p. 3.

"Continued Validity of Waivers of Appellate Review." *New York Law Journal*, February 6, 1989, at p. 3.

A>Direct Consequences= of a Negotiated Plea.@ *New York Law Journal*, January 3, 1989, at p.2.

"Enforcement of Unfulfilled Plea-Bargain Promises." *New York Law Journal*, December 5, 1988, at p. 3.

"Proposals on Hindering Prosecutions." *New York Law Journal*, November 7, 1988, at p. 3.

"Aggravated Harassment in Bias-Related Incidents." *New York Law Journal*, October 3, 1988, at p. 3.

"Right to Counsel." *New York Law Journal*, September 6, 1988, at p. 3.

"Right to Counsel.@ *New York Law Journal*, April 4, 1988, at p. 1.

"Peremptory Challenges in New York." *New York Law Journal*, March 7, 1988, at p. 1.

"Warrantless Searches." *New York Law Journal*, December 11, 1987, at p. 1.

"Effective Assistance of Legal Counsel." *New York Law Journal*, October 9, 1987, at p. 1.

"Goetz Case Revisited." *New York Law Journal*, September 15, 1987, at p. 1.

"Justice on Mountain Top: Role of Town Justices in New York State." *New York Law Journal*, July 31, 1987, at p. 1.

"Securing Attendance of Defendants in Criminal Proceedings." *New York Law Journal*, June 1, 1987, at p. 1.

"Appeals Court Rulings." *New York Law Journal*, May 5, 1986, at p. 1.

"Mandatory Sentences in New York." *New York Law Journal*, March 3, 1986, at p. 1.

"Crime Victims= Rights in New York State." *New York Law Journal*, February 3, 1986, at p. 1.

"Issues Involving AIDS." *New York Law Journal*, January 15, 1986, at p. 1.

"Issues Involving AIDS." *New York Law Journal*, December 2, 1985, at p. 1.

"Testimony of Child Witness." *New York Law Journal*, November 4, 1985, at p. 1.

"Extraterritorial Jurisdiction. (Part 2)." *New York Law Journal*, October 7, 1985, at p. 1.

"Extraterritorial Jurisdiction." *New York Law Journal*, September 5, 1985, at p. 1.

"Article 660 - Conditional Examination." *New York Law Journal*, August 5, 1985, at p. 1.

"Suppression Motions: Restrictive Trends in N.Y. Substantive Law." *New York Law Journal*, July 1, 1985, at p. 1.

"Suppression Motions: Restrictive Trends in N.Y. Substantive Law." *New York Law Journal*, June 3, 1985, at p. 1.

"Insanity Defense II - Post-Conviction Issues." *New York Law Journal*, May 6, 1985, at p. 1.

"The Insanity Defense - Pre-Conviction and Post-Conviction Issues." *New York Law Journal*, April 1, 1985, at p. 1.

"'Toughest Gun Law' - Recent Decisions." *New York Law Journal*, March 4, 1985, at p. 1.

"Justification: Right to Use Deadly Force in New York." *New York Law Journal*, February 4, 1985, at p. 1.

"Transactional Immunity: Compelled Testimony in New York." *New York Law Journal*, January 7, 1985, at p. 1.

"Bill of Particulars." *New York Law Journal*, December 3, 1984, at p. 1.

"Sentencing. (Part 1)." *New York Law Journal*, October 15, 1984, at p. 1.

"People v. Smith - The Death Penalty in New York." *New York Law Journal*, August 31, 1984, at p. 1.

"Warrants." *New York Law Journal*, August 6, 1984, at p. 1.

"The Criminal Courts." *New York Law Journal*, July 2, 1984., at p. 1.

"Right to Counsel: Statute of Limitations." *New York Law Journal*, June 4, 1984, at p. 1.

"Ineffective Assistance of Counsel. (Part 2) ." *New York Law Journal*, May 7, 1984, at p. 1.

"Effective Assistance of Counsel." *New York Law Journal*, April 2, 1984, at p. 1.

"Jurisdiction." *New York Law Journal*, March 5, 1984, at p. 1.

"Discovery. (Part 2)." *New York Law Journal*, February 7, 1984, at p. 1.

"Discovery. (Part 1) ." *New York Law Journal*, February 6, 1984, at p. 1.

"Arraignment." *New York Law Journal*, December 5, 1983, at p. 1.

"Speedy Trials." *New York Law Journal*, November 7, 1983, at p. 1.

"Where are we Going? Court of Appeals Survey." *New York Law Journal*, October 3, 1983, at p. 1.

"Jury Trials; Voir Dire." *New York Law Journal*, July 29, 1983, at p. 1.

"Grand Juries; 'Illinois Watershed.'" *New York Law Journal*, July 7, 1983, at p. 1.

"Right to Counsel and Testimonial Capacity." *New York Law Journal*, June 6, 1983, at p. 1.

"Incompetency Hearings." *New York Law Journal*, May 2, 1983, at p. 1.

"Driving While Intoxicated: Criminal Law and Procedure." *New York Law Journal*, April 4, 1983, at p. 1.

"Weapons Cases in New York." *New York Law Journal*, March 7, 1983, at p. 1.

"The Good-Faith Exception." *New York Law Journal*, February 7, 1983, at p. 1.

"Remedies Available to Defendant." *New York Law Journal*, January 13, 1983, at p. 1.

"Plea Bargaining." *New York Law Journal*, December 6, 1982, at p. 1.

"Israel's 'Exacting Watchdog': The High Court's Unique Role in Monitoring Government Actions." *New York Law Journal*, November 22, 1982, at p. 1.

"Searches of Vehicles." *New York Law Journal*, November 4, 1982, at p. 1.

"Investigatory Vehicular Stops in New York." *New York Law Journal*, October 5, 1982, at p. 1.

"Stop and Frisk. (Part 1)." *New York Law Journal*, September 15, 1982, at p. 1.

"Right to Counsel in Custodial Interrogations." *New York Law Journal*, June 7, 1982, at p. 1.

"Right to Counsel at Investigatory Lineups. (Part 1)." *New York Law Journal*, May 3, 1982, at p. 1.

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Journal Articles

"Lincoln Season." Review of *Tried by War* by James M. McPherson. *New Criterion*, January 2009, at 68.

"Trollope and the Law," 26 *The New Criterion* 23 (October 2007).

AThe Force of Ancient Manners: Federalist Politics and the Unitarian Controversy Revisited. @ 22 *Journal of the Early Republic* 575-610 (2002).

"The Federalist Trope: Power and Passion in Abolitionist Rhetoric." 88 *Journal of American History* 75-98 (2001).

AProducts Liability and the Threat to Contraception. @ *Civil Justice Memo* No.36 (February 1999).

"Regionalism and the Religion Clauses: The Contribution of Fisher Ames." 47 *Buffalo Law Review* 763-828 (1999).

"What Comes Between Women and Better Birth Control is Lawsuits." *The Women's Quarterly* 30-33 (1997).

"Ghost at the Banquet: Slavery, Federalism, and Habeas Corpus for State Prisoners." 70 *Tulane Law Review* 1-73 (1995).

"The Intractable Principle: David Hume, James Madison, Religion, and the Tenth Federalist." 39 *American Journal of Legal History* 148-176 (1995).

"Ed Yorio: A Remembrance." 60 *Fordham Law Review* 814-815 (1992).

"Rethinking the Constitutional Right to a Criminal Appeal." 39 *UCLA Law Review* 503-580 (1992).

"Prisoner's Dilemma: Life in the Lower Federal Courts After *Teague v. Lane*." 69 *North Carolina Law Review* 371-419 (1991).

"Speedy Criminal Appeal: A Right Without a Remedy." 74 *Minnesota Law Review* 437-506 (1990). Reprinted in 3 *Criminal Practice Law Review* 225-289 (1990).

Essays, Articles & Chapters in Compilations

A Current Developments in Federal Civil Practice: 2005 Federal Jurisdiction and Pleading Requirements, @ in *Current Developments in Federal Civil Practice 2005*, 7-38. New York: Practising Law Institute, 2005.

A Current Developments in Federal Civil Practice: 2004 Federal Jurisdiction and Pleading Requirements, @ in *Current Developments in Federal Civil Practice 2004*, 7-24. New York: Practising Law Institute, 2004.

AA Democratic and Republican Religion, @ in *Religion, Manners and Morals in the U.S. and Great Britain*, 12-17. New York & London: The New Criterion, 2004.

A Edward Beecher, @ in *The American National Biography*. New York: Oxford University Press, 1999.

Book Reviews

"New World, New Ideas" review of *The Wordy Shipmates* by Sarah Vowell. *Wall Street Journal*, November 25, 2008, at A13.

"An American Paradox" review of *Rough Crossings: Britain, the Slaves and the American Revolution*, by Simon Schama and *In the Name of the Father: Washington's Legacy, Slavery and the Making of a Nation* by Francois Furstenberg. 25 *New Criterion* 129-135 (2006)

"Such, Such Were the Joys of the Uninhibited Life" review of *Dancing in the Streets*, by Barbara Ehrenrich. *Wall Street Journal*, 1/25/2007, at pg. D7.

AAfter the Howling Wilderness, A Haven for Dissent. @ Review of *Roger Williams*, by Edwin S. Gaustad. *Wall Street Journal*, June 21, 2005, at p. D10.

AOn the March. @ Review of *Liberty & Freedom: A Visual History of America's Founding Ideas*, by David Hackett Fischer. 23 *The New Criterion* 81-84 (June 2005).

AThe Napoleonic Code. @ Review of *The Age of Napoleon*, by Alistair Horne. 22 *The New Criterion* 78-81 (June 2004).

AWhy We Won. @ Review of *Washington's Crossing*, by David Hackett Fischer. 22 *The New Criterion* 66-68 (May 2004).

"Counterfactual Hoping." Review of *Mr. Jefferson's Lost Cause: Land, Farmers, Slavery, and the Louisiana Purchase*, by Roger G. Kennedy. *The New York Sun*, March 5, 2003, at p. 13.

ALeap of Faith.@ Review of *A Leap in the Dark: The Struggle to Create the American Republic*, by John E. Ferling. 22 *The New Criterion* 101-104 (December 2003).

ABig Ben.@ Review of *Benjamin Franklin*, by Edmund Sears Morgan. 21 *The New Criterion* 67-70 (October 2002).

AA Heated Debate About Religious Belief.@ Review of *Out of the Flames*, by Lawrence and Nancy Goldstone. *Wall Street Journal*, September 18, 2002, at p. D8.

ADemocracy & Pugnacity.@ Review of *Affairs of Honor: National Politics in the New Republic* by Joanne B. Freeman. 20 *The New Criterion* 73-77 (November 2001).

AFrom Englishmen to Americans.@ Review of *Inheriting the Revolution: The First Generation of Americans*, by Joyce O. Appleby. 19 *The New Criterion* 66-70 (April 2001).

"The Small House." Review of *Troubling Confessions: Speaking Guilt in Law and Literature*, by Peter Brooks. 19 *The New Criterion* 76-78 (January 2001).

AThe Word in New Words.@ Review of *Wide as the Waters*, by Benson Bobrick. *The Wall Street Journal*, April 4, 2001, at A18.

ABlinded by the Light.@ Review of *Fits, Trances and Visions* by Ann Tayes. *The Wall Street Journal*, January 4, 2000, at p. A20.

Review of *Literary Federalism in the Age of Jefferson: Joseph Dennie and The Port Folio, 1801-1812*, by William C. Dowling. 87 *Journal of American History* 655-656 (2000).

"Tolle, Lege." Review of *Augustine Through the Ages: An Encyclopedia*, edited by Allan D. Fitzgerald. 18 *The New Criterion* 70-73 (March 2000).

"An Unlikely Prophet." Review of *Mary Baker Eddy*, by Gillian Gill. 17 *The New Criterion* 70-74 (January 1999).

"Saturated with the Word." Review of *American Sermons: The Pilgrims to Martin Luther King, Jr.*, edited by Michael Warner. 18 *The New Criterion* 67-70 (October 1999).

A>Signs and Wonders=: Millennial Magic.@ Review of *Signs and Wonders*, by Melvin Jules Bukiet. *The Baltimore Sun*, April 18, 1999, at p. 12F.

AThe Irony of It All.@ Review of *Modern American Religion vol. I: The Irony of It All: 1893-1919 and vol. II: The Noise of Conflict: 1919-1941*, by Martin E. Marty. 16 *The New Criterion* 64-68 (January 1998).

"Little Kazin & Big God." Review of *God and the American Writer*, by Alfred Kazin. 16 *The New Criterion* 69-74 (March 1998).

"Radical Moderation." Review of *Beyond All Reason: The Radical Assault on Truth in American Law*, by Daniel A. Farber and Suzanna Sherry. 16 *The New Criterion* 65-69 (May 1998).

"A See of Troubles." Review of *Thomas Cranmer: A Life*, by Diarmaid MacCulloch. 15 *The New Criterion* 68-72 (January 1997).

A'Blue Streak'B X-Words, Now and Forever.@ Review of *Blue Streak: Swearing, Free Speech*,

and Sexual Harassment, by Richard Dooling. *The Baltimore Sun*, August 4, 1996 at p. 5F.

"Diluting Edwards." Review of *Jonathan Edwards, Religious Tradition and American Culture*, by Joseph A. Conforti. 14 *The New Criterion* 70-74 (April 1996).

"Elder Economics." Review of *Aging and Old Age*, by Richard Posner. 101 *Commentary* 56-58 (February 1996).

"Expert Testimony?" Review of *Law's Stories: Narrative and Rhetoric in the Law*, edited by Peter Brooks and Paul Gewirtz. 15 *The New Criterion* 131-138 (September 1996).

"The Millennium Mill." Review of *Omens of Millennium: The Gnois of Angels, Dreams and Resurrection*, by Harold Bloom. 15 *The New Criterion* 59-62 (October 1996).

AA Crash Course in the Latest Legalese.@ Review of *The Rodrigo Chronicles*, by Richard Delgado. *The Wall Street Journal*, September 1, 1995, at p. A5.

ADeconstructing the Devil.@ Review of *The Origin of Satan*, by Elaine Pagels. *The Wall Street Journal*, June 21, 1995 at p. A16.

"Free Speech vs. Feminism: Sororicidal Warfare." Review of *Defending Pornography*, by Nadine Strossen. *The Baltimore Sun*, February 5, 1995, at p. 1F.

"Lynne Cheney vs Deconstruction Twaddle." Review of *Telling the Truth*, by Lynne Cheney. *The Baltimore Sun*, October 29, 1995, at p. 5F.

AOpus Dei: Secretive, Powerful and Growing.@ Review of *Saints and Schemers: Opus Dei and Its Paradoxes*, by Joan Estruch, translated by Elizabeth Ladd Glick. *The Baltimore Sun*, July 2, 1995, at p. 5F.

Review of *Fire from Heaven: The Rise of Pentecostal Spirituality and the Reshaping of Religion in the Twenty-First Century*, by Harvey Gallagher Cox. 37 *Journal of Church and State* 439-440 (1995).

"Wrongs from Rights." Review of *The Death of Common Sense: How Law is Suffocating America*, by Philip K. Howard. 100 *Commentary* 65-67 (July 1995).

"A Key to Mrs Eddy." Review of *With Bleeding Footsteps: Mary Baker Eddy's Path to Religious Leadership*, by Robert David Thomas. 13 *The New Criterion* 71-76 (September 1994).

ABig Little Lady.@ Review of *Harriet Beecher Stowe: A Life*, by Joan D. Hedrick. 12 *The New Criterion* 72-76 (March 1994).

ADoes God Have a Future?@ Review of *A History of God: The 4,000-Year Quest of Judaism, Christianity and Islam*, by Karen Armstrong. 12 *The New Criterion* 73-77 (January 1994).

ALo, the Man Behind the Bible.@ Review of *William Tyndale: A Biography*, by David Daniell. *The Wall Street Journal*, December 22, 1994, at p. A12.

"The Tenth Justice.@ Review of *Learned Hand: The Man and the Judge*, by Gerald Gunther. 12 *The New Criterion* 75-80 (May 1994).

AThe Great Awakener.@ Review of *Jonathan Edwards: Puritan, Preacher, Philosopher*, by John E. Smith. 11 *The New Criterion* 59-62 (May 1993). Reprinted 54 *Literature Criticism from 1400 to 1800* 103-105 (2000).

A Joyful Noyes. @ Review of *Without Sin: The Life and Death of the Oneida Community*, by Spencer Klaw. 12 *New Criterion* 73-76 (December 1993).

"Judging By Reputation." Review of *Cardozo: A Study in Reputation*, by Richard A. Posner. 60 *Fordham Law Review* 739-747 (1992).

"Song of Himself: Harold Bloom on God." @ Review of *The American Religion: The Emergence of the Post-Christian Nation*, by Harold Bloom. 10 *The New Criterion* 60-65 (May 1992).

"Time on His Hands: New Order of the Ages." Review of *New Order of the Ages: Time, the Constitution, and the Making of Modern American Political Thought*, by Michael Lienesch. 59 *The American Scholar* 608-610 (1990).

"The Legal Culture, Failures of the Legal Imagination." Review of *Failures of the Legal Imagination*, by Alan Watson. 58 *The American Scholar* 604-607 (1989).

Newspaper Articles

"Houses of Worship: A Friday Like No Other." *The Wall Street Journal*, March 29, 2002 at p. W15.

"Houses of Worship: His Nativity. Why Christmas is Celebrated on December 25." *The Wall Street Journal*, December 18, 1998, at p. W15.

A Insider View: Product Liability Litigation Scared Contraceptive Makers. @ *Boston Business Journal*, June 13, 1997, at p. 30.

A Soundings: Order in the Court. @ *City Journal*, Winter 1996 at p. 56.

"A Dilemma on Diversity." *National Law Journal*, October 10, 1988, at p. 13.

Thesis

"Edward Beecher: The Development of an Ecclesiastical Career, 1803-1844." Ph.D. diss., Yale University, 1983.

Other

New York=s New Commencement by Filing Law. New York: Matthew Bender, 1992. (pamphlet)

DANIEL AULD

Journal Articles

Media Literacy in the US and China in *When East Meets West: Media Research and Practice in US and China* by F.C. Blumberg, Cambridge Scholars Publishing: Newcastle, 2007 [with F.C. Blumberg et al.].

CHERYL G. BADER

Journal Articles

">Forgive Me Victim for I Have Sinned=: Why Repentance and the Criminal Justice System Do Not Mix - A Lesson from Jewish Law." 31 *Fordham Urban Law Journal* 69-97 (2003).

ABatson Meets the First Amendment: Prohibiting Peremptory Challenges That Violate A Prospective Juror's Speech and Association Rights.@ 24 *Hofstra Law Review* 567-621 (1996).

AWhere to Draw the Guideline: Factoring the Fruits of Illegal Searches into Sentencing Guidelines Calculations.@ 7 *Touro Law Review* 1-57 (1990) (with David S. Douglas).

HELEN HADJIYANNAKIS BENDER

Books

Cases and Problems on Contracts. St. Paul, MN : Thomson/West, 2007 (5th ed.) [with Joseph M. Perillo].

Cases and Problems on Contracts. 4th edition. St. Paul, Minn.: Thomson West, 2004 (with Joseph M. Perillo).

Cases and Problems on Contracts. 3rd edition. St. Paul, Minn.: West Group, 2000 (with John D. Calamari and Joseph M. Perillo).

Corbin on Contracts, Vol. 2, Formation of Contracts. Revised edition. St. Paul, Minn.: West Publishing, 1995 (with Joseph M. Perillo).

Cases and Problems on Contracts. 2nd edition. St. Paul, Minn: West Publishing, 1989 (with John D. Calamari and Joseph M. Perillo).

Journal Articles

"The Parol Evidence Rule and Implied Terms: The Sounds of Silence." 54 *Fordham Law Review* 35-82 (1985).

Cases and Problems on Contracts. 3rd edition. St. Paul, Minn.: West Group, 2000 (with John D. Calamari and Joseph M. Perillo).

Corbin on Contracts, Vol. 2, Formation of Contracts. Revised edition. St. Paul, Minn.: West Publishing, 1995 (with Joseph M. Perillo).

Cases and Problems on Contracts. 2nd edition. St. Paul, Minn: West Publishing, 1989 (with John D. Calamari and Joseph M. Perillo).

Journal Articles

"The Parol Evidence Rule and Implied Terms: The Sounds of Silence." 54 *Fordham Law Review* 35-82 (1985).

SUSAN BLOCK-LIEB

Journal Articles

"Consumer Credit Card Use: The Roles of Creditor Disclosure and Anticipated Emotion," 13 *Journal of Experimental Psychology Applied* 32 (2007) [with Richard L. Wiener, et al.].

"Harmonization and Modernization in UNCITRAL's Legislative Guide on Insolvency Law.(International Academy of Commercial and Consumer Law: Changing Law for Changing Times, 13th Biennial Meeting)" 42 *Texas International Law Journal* 475-514 (2007) [with Terence C. Halliday].

"Incrementalisms in Global Lawmaking (Symposium: Bankruptcy in the Global Village the Second Decade)," 32 *Brooklyn Journal of International Law* 851 (2007) [with Terence C. Halliday].

"The Myth of the Rational Borrower: Rationality, Behavioralism, and the Misguided 'Reform' of Bankruptcy Law," 84 *Texas Law Review* 1481 (2006) [with Edward J. Janger].

"Psychology and BAPCPA: Enhanced Disclosure and Emotion.(Bankruptcy Abuse Prevention and Consumer Protection Act of 2005)," 71 *Missouri Law Review* 1003 (2006) [with Richard L. Wiener, Michael Holtje, Ryan J. Winter, Jason A. Cantone and Karen Gross].

"Consumer Credit Card Use: The Roles of Creditor Disclosure and Anticipated Emotion." 13 *Journal of Experimental Psychology Applied* 32-46 (2007) [with Richard L. Wiener, Michael L. Holtje, Ryan Winter, Jasone A. Cantone and Karen Gross]

Incrementalisms in Global Lawmaking." (February 21, 2007) Fordham Law Legal Studies Research Paper No. 964425 [with Terence C. Halliday]

"Legitimation and Global Lawmaking" (December 19, 2006). Fordham Law Legal Studies Research Paper No. 952492 [with Terence C. Halliday]

"The Myth of the Rational Borrower: Rationality, Behavioralism, and the Misguided

"'Reform' of Bankruptcy Law." 84 *Texas Law Review* 1481-1565 (2006) [with Edward J. Janger]

"Psychology and BAPCPA: Enhanced Disclosure and Emotion." 71 *Missouri Law Review* 1003-1033 (2006) [with Richard L. Wiener, Michael Holtje, Ryan J. Winter, Jason A. Cantone and Karen Gross]

"Debtor Education, Financial Literacy, and Pending Bankruptcy Legislation." 23 *Behavioral Sciences & the Law* 347-366 (May 2005.) {with Richard L. Wiener; Corinne Baron-Donovan and Karen Gross]

"Empty Mandate or Opportunity for Innovation? Pre-petition Credit Counseling and Post-petition Financial Management Education." 13 *American Bankruptcy Institute Law Review* 549-569 (2005) [with Karen Gross]

"Unwrapping Assumptions: Applying Social Analytic Jurisprudence to Consumer Bankruptcy Education Requirements and Policy." 79 *American Bankruptcy Law Journal*

453-483 (2005) [with Richard L. Wiener; Karen Gross and Corinne Baron-Donovan]

ⒶThe Coalition For Consumer Bankruptcy Debtor Education: A Report On Its Pilot Program.Ⓒ 21 *Emory Bankruptcy Developments Journal* 233-258 (2004) (with Karen Gross, Corinne Baron-Donovan and Richard L. Wiener).

ⒶHigh and Low SES Debtors: The Uses of Psychological Measures to Determine Differences.Ⓒ Harvard Joint Center for Housing Studies, Working Paper Series (February 2004). Available at http://www.jchs.harvard.edu/publications/finance/babc/babc_04-2.pdf (with Richard L. Wiener, Karen Gross, and Corinne Baron-Donovan).

ⒶMandatory Protections as Veiled Punishments: Debtor Education in H.R. 975, the Bankruptcy Abuse and Consumer Protection Act of 2003.Ⓒ 69 *Brooklyn Law Review* 425- 452 (2004).

ⒶOffshore TransfersⒸRemedies For Defrauded Creditors.Ⓒ *Commercial Damages Reporter* 207-215 (September 2004) (with Peter Gilhuly).

ⒶSales under Section 363.Ⓒ 13 *Journal of Bankruptcy Law and Practice* 51-71 (No.1, 2004) (with Robert J. Rosenberg).

"E-Reputation: Building Trust in Electronic Commerce." 62 *Louisiana Law Review* 1199-1219 (2002).

"Lessons from the Trenches: Debtor Education in Theory and Practice." 7 *Fordham Journal of Corporate & Financial Law* 503-523 (2002) (with Karen Gross and Richard L. Wiener).

ⒶRecent Developments: Section 365 - -Recent Decisions of Courts of Appeals.Ⓒ 2002 *Annual Survey of Bankruptcy Law* 509-524 (2002).

"The Logic and Limits of Contract Bankruptcy." 2001 *University of Illinois Law Review* 503-560 (2001).

ⒶDebtor Education: Making Sure a Good Idea Does Not Go Awry.Ⓒ *Norton Bankruptcy Law Advisor* 6-10 (January 2000) (with Karen Gross).

ⒶNew Developments in Structured Finance: Report by the Committee on Bankruptcy and Corporate Reorganization of the Association of the Bar of the City of New York.Ⓒ 56 *The Business Lawyer* 95-182 (November 2000) (with the Committee).

"The Politics of Privatizing Business Bankruptcy Law." 74 *American Bankruptcy Journal* 77-95 (2000).

(Panelist) ⒶThe Role of Forgiveness in Consumer Bankruptcy Law.Ⓒ 27 *Fordham Urban Law Journal* 1408-1414 (2000).

"The Costs of a Non-Article III Bankruptcy Court System." 72 *American Bankruptcy Law Journal* 529-566 (1998).

"Permissive Bankruptcy Abstention." 76 *Washington University Law Quarterly* 781-851 (1998).

"Congress' Temptation To Defect: A Political and Economic Theory of Legislative Resolutions to Financial Common Pool Problems." 39 *Arizona Law Review* 801-871 (1997).

Is the Bankruptcy Improvement Act of 1994 a Real Improvement? @ *Norton Bankruptcy Law Advisor* 1-4 (January 1995).

"The Case Against Supplemental Bankruptcy Jurisdiction: A Constitutional, Statutory, and Policy Analysis." 62 *Fordham Law Review* 721-832 (1994).

"A Comparison of Pro Bono Representation Programs For Consumer Debtors." 2 *American Bankruptcy Institute Law Review* 37-55 (1994).

"The Unsecured Creditor's Bargain: A Reply." 80 *Virginia Law Review* 1989-2019 (1994).

"Fishing in Muddy Waters: Clarifying the Common Pool Analogy as Applied to the Standard for Commencement of a Bankruptcy Case." 42 *American University Law Review* 337-431 (1993).

"Why Creditors File So Few Involuntary Petitions and Why the Number is Not Too Small." 57 *Brooklyn Law Review* 803-864 (1991).

Ben Cooper Remanded to Second Circuit for Consideration of Its Appellate Jurisdiction. @ *Norton Bankruptcy Law Advisor* 1-3 (December 1990).

Going For Broke in Bankruptcy Court. @ 136 *New Jersey Lawyer* 34-37 (September/October 1990).

Recent Developments: Bankruptcy Appeals. @ 1987 *Annual Survey of Bankruptcy Law* 713-751 (1987).

Recent Developments: Bankruptcy Appeals. @ 1986 *Annual Survey of Bankruptcy Law* 559-605 (1986).

Recent Developments: Bankruptcy Appeals. @ 1985 *Annual Survey of Bankruptcy Law* 753-798 (1985).

Creditors= Rights Against Entireties Property In and Out of Bankruptcy. 1983 *Annual Survey of Bankruptcy Law* 239-264 (1983).

Essays, Articles & Chapters in Compilations

"Attaining the Global Standard" in *Bankrupt: Global Lawmaking and Systemic Financial Crisis* (Terence Halliday & Bruce Carruthers, Stanford, CA: Stanford University Press, 2009) [with Terence Halliday & Bruce Carruthers].

"Disclosure as an Imperfect Means for Addressing Overindebtedness: An Empirical Assessment of Comparative Approaches" in *Consumer Credit, Over-Indebtedness and Bankruptcy: National and International Dimensions* (William Whitford, Iain Ramsay & Johanna Niemi-Kiesilainen, eds., Oxford: Hart Publishing, 2009) [with Richard L. Wiener, Jason Cantone & Michael Holtje] (forthcoming).

"The Limits of Enhanced Disclosure in Bankruptcy Law: Anticipated and Experienced Emotion" in *A Debtor's World* (Oxford: Oxford University Press, 2009) [with Richard L. Wiener, Jason A. Cantone & Michael Holtje] (forthcoming).

"Missing Debtors: National Lawmaking and Global Norm-Making of Corporate Bankruptcy

Regimes” in *A Debtor’s World* (Oxford: Oxford University Press, 2009) [with Terence Halliday & Bruce Carruthers] (forthcoming).

“Representing the Interests of Unsecured Creditors: A Comparative Look at UNCITRAL'S Legislative Guide on Insolvency Law” in *International Insolvency Law: Reforms and Challenges* (P.J. Omar, ed., Burlington, VT.: Ashgate, 2009) [with Juraj Alexander & Evgeny Kovalenko] (forthcoming).

“Rhetorical Legitimation: Global Norms as Self-Validating Formal Scripts After the Asian Financial Crisis,” in *Proceedings of the Conference on Law and Legitimacy in the Governance of Transnational Economic Relations* (Munich: Max Planck Institute, 2009) [with Terence Halliday & Bruce Carruthers] (forthcoming).

Assessing the Constitutionality of Proposed Reforms to the Bankruptcy Appellate Process, in Judith A. McKenna & Elizabeth C. Wiggins, *Alternative Structures for Bankruptcy Appeals*, 93-107. Washington, D.C. : Federal Judicial Center, 2000. Reprinted in *76 American Bankruptcy Law Journal* 690-705 (2002).

Bankruptcy Appellate Procedure, in Michael L. Cook ed. *Bankruptcy Litigation Manual*, chapter 3. Englewood Cliffs, N.J.: Aspen Law & Business, 1989.

Using Legislative History to Interpret Bankruptcy Statutes, in Alan N. Resnick ed. *Bankruptcy Practice and Strategy*, 2-1 - 2-48. Boston: Warren, Gorham & Lamont, 1987.

Book Reviews

"A Humanistic Vision of Bankruptcy Law." Review of *Failure and Forgiveness: Rebalancing the Bankruptcy System*, by Karen Gross. *6 American Bankruptcy Institute Law Review* 471-493 (1998).

Newspaper Articles

Prepackaged Chapter 11: Best of Both Worlds? *New York Law Journal*, October 28, 2002, at p. 16.

"BANKRUPTCY ROUNDTABLE; 1992 Have Courts Overreached In Using Their Equitable Powers?" *New Jersey Law Journal*, January 13, 1992, at p. 78. (with Frank Vecchione et al.).

"BANKRUPTCY ROUNDTABLE; 1992 Proposed Legislative Changes To the Bankruptcy Code." *New Jersey Law Journal*, January 13, 1992, at p. 80. (with Frank Vecchione et al.).

"BANKRUPTCY ROUNDTABLE; 1992 Are Automatic Stays Wearing Out Their Welcomes?" *New Jersey Law Journal*, January 13, 1992, at p. 71. (with Frank Vecchione et al.).

"BANKRUPTCY ROUNDTABLE; 1992 Foreclosing Mortgage Debtors From Chapter 13 Protection." *New Jersey Law Journal*, January 13, 1992, at p. 66. (with Frank Vecchione et al.).

"BANKRUPTCY ROUNDTABLE; 1992 Should Bankruptcy Lawyers Be Designated as Specialists?" *New Jersey Law Journal*, January 13, 1992, at p. 64. (with Frank Vecchione et al.).

DANIEL J. CAPRA

Books

Basic Criminal Procedure, 5th ed. St. Paul, MN: West, 2009 [with Stephen A. Saltzburg and Angela J. Davis].

Cumulative Supplement to American Criminal Procedure: Cases and Commentary, 8th ed. St. Paul, MN: West, 2008 [with Stephen A. Saltzburg].

Cumulative Supplement to Federal Rules of Evidence Manual, 9th ed. San Francisco, CA: LexisNexis Matthew Bender, 2008 [with Stephen A. Saltzburg and Michael M. Martin].

Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice, 2nd ed. New York: Aspen Law & Business, 2008 [with Michael M. Martin and Faust F. Rossi].

Electronic Discovery and Digital Evidence: Cases and Materials. St. Paul, MN: West, 2009 [with Shira A. Scheindlin and the Sedona Conference].

The Great Fourth Amendment Cases. New York: Ford Foundation, 2009 (in Chinese).

Principles of Evidence, 5th ed. St Paul, MN: West, 2009 [with Graham C. Lilly].

American Criminal Procedure: Cases and Commentary, 8th ed. St. Paul, MN: Thomson/West, 2007 [with Stephen A. Saltzburg].

Evidence: the Objection Method, 3rd ed. Newark, NJ: LexisNexis Matthew Bender, 2007 [with Dennis D. Prater, Stephen A. Saltzburg and Christine M. Arguello].

2007 Cumulative Supplement to Federal Rules of Evidence Manual, 9th ed. San Francisco, CA: LexisNexis Matthew Bender, 2007 [with Stephen A. Saltzburg and Michael M. Martin].

2007 Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice. New York: Aspen Law & Business, 2007 [with Michael M. Martin and Faust F. Rossi].

Federal Rules of Evidence Manual, 9th ed . San Francisco, CA: LexisNexis Matthew Bender, 2006. [with Stephen A. Salzberg and Michael M. Martin]

2006 Cumulative Supplement to Federal Rules of Evidence Manual, 9th ed . San Francisco, CA: LexisNexis Matthew Bender, 2006. [with Stephen A. Salzberg and Michael M. Martin]

2006 Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice. New York: Aspen Law & Business, 2006. [with Michael M. Martin and Faust F. Rossi]

2005 Cumulative Supplement to Federal Rules of Evidence Manual, 8th ed. Newark, NJ:

LexisNexis, 2005. [with Stephen A. Salzburg and Michael M. Martin]

2005 Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice. New York: Aspen Law & Business, 2005. [with Michael M. Martin and Faust F. Rossi]

Basic Criminal Procedure. 4th edition. St. Paul, Minn.: Thomson West, 2005 (with Stephen A. Salzburg and Angela J. Davis).

American Criminal Procedure: Cases and Commentary. 7th edition. St. Paul, Minn.: Thomson West, 2004 (with Stephen A. Salzburg). Cumulative Supplement 2004-current.

Basic Criminal Procedure. 3rd edition. St. Paul, Minn.: Thomson West, 2004 (with Stephen A. Salzburg and Angela J. Davis).

Trying Cases to Win. Evidence: Weapons for Winning. Vol. 3. Lay Witnesses & Expert Opinion. New York: Aspen Publishers, 2004 (with Herbert J. Stern and Stephen A. Salzburg).

Criminal Procedure. 3rd edition. Eagan, Minn.: West Group, 2003 (with Stephen A. Salzburg and Angela J. Davis).

Trying Cases to Win. Evidence: Weapons for Winning. Vol. 2. Hearsay Confrontation. New York: Aspen Law & Business, 2003 (with Herbert J. Stern and Stephen A. Salzburg). Cumulative Supplements 2003-current.

New York Evidence Handbook: Rules, Theory, and Practice. 2nd edition. New York: Aspen Law & Business, 2003 (with Michael M. Martin and Faust Rossi). Supplements 2003-current.

Evidence: The Objection Method. 2nd edition. Newark, N.J.: LexisNexis, 2002 (with Dennis D. Prater et al.). Supplements 2002-current.

Federal Rules of Evidence Manual. 8th edition. 5 volumes. Newark, N.J.: LexisNexis, 2002 (with Stephen A. Salzburg and Michael M. Martin). Supplements 2002-current.

Third Circuit Task Force Report Selection of Class Counsel. St. Paul, Minn.: West Group, 2002 (with Stephen A. Salzburg, Gregory P. Joseph, et al.).

Case Law Divergence from the Federal Rules of Evidence. Washington, D.C.: Federal Judicial Center, 2000. Reprinted in 197 *Federal Rules Decisions* 531-550 (2001). It is also published as a special appendix in every West publication of the Federal Rules of Evidence.

American Criminal Procedure: Cases and Commentary. 6th edition. St. Paul, Minn.: West Group, 2000 (with Stephen A. Salzburg). Supplements 2001-2003.

Federal Rules of Evidence Manual. 7th edition. 4 volumes. Charlottesville, Va.: Lexis Law Publishing, 1998 (with Stephen A. Salzburg and Michael M. Martin). Supplements 1999-2001.

Basic Criminal Procedure. 2nd edition. Black Letter Series. St. Paul, Minn.: West Publishing Co., 1997 (with Stephen A. Salzburg).

Evidence: The Objection Method. Charlottesville, Va.: Michie, 1997 (with Dennis D. Prater et al.). Supplements 1998-2001.

New York Evidence Handbook: Rules, Theory & Practice. New York: Aspen Law & Business,

1997 (with Michael M. Martin and Faust F. Rossi). Supplements 1998-2001.

American Criminal Procedure: Cases and Commentary. 5th edition. St. Paul, Minn.: West Publishing Co., 1996 (with Stephen A. Saltzburg).

American Criminal Procedure Teacher=s Manual. St. Paul, Minn.: West Publishing Co, 1996.

Basic Criminal Procedure. St. Paul, Minn.: West Publishing Co., 1994 (with Stephen A. Saltzburg and Catherine Hancock).

Federal Rules of Evidence Manual: A Complete Guide to the Federal Rules of Evidence. 6th edition. 3 volumes. Charlottesville, Va.: Michie, 1994. Supplements 1995-1997 (with Michael M. Martin and Stephen A. Saltzburg).

Recent Developments Under the Federal Rules of Evidence. American Bar Association, 1994.

American Criminal Procedure: Cases & Commentary. 4th edition. St. Paul, Minn.: West Publishing Co., 1992. Supplements 1993-1995 (with Stephen A. Saltzburg).

Outline on Attorney-Client Privilege. Chicago: American Bar Association, Section on Litigation, 1991 (with Stephen A. Saltzburg).

Evidence in America. 2nd edition. Supplemental Materials on Federal Rules 803, 805 & 806 . Charlottesville, Va.: Michie Co., 1989 (with Gregory P. Joseph and Stephen A. Saltzburg).

Evidence in America. Supplemental Materials on Rule 103. Charlottesville, Va.: Michie Co., 1987 (with Gregory P. Joseph and Stephen A. Saltzburg).

Journal Articles

“Introduction to Symposium: Ethics and Evidence,” 76 *Fordham Law Review* 1225 (2007).

“The Unrecognized Rights of Criminal Defendants to Admit Their Own Pretrial Statements,” 49 *William and Mary Law Review* 1991 (2008) [with Stephen A. Saltzburg].

"Federal Sentencing Under Advisory Guidelines: Observations By District Judges." 75 *Fordham Law Review* 1-30 (2006) [with Lynn S. Adelman, Nancy Gertner, Richard G. Kopf, Gerard E. Lynch and Gregory A. Presnell]

"Getting control of waiver of privilege in the federal courts: a proposal for a Federal Rule of Evidence 502." 58 *South Carolina Law Review* 211-273 (2006) [with Kenneth S. Broun]

"Amending the Hearsay Exception for Declarations Against Penal Interest in the Wake of Crawford." 105 *Columbia Law Review* 2409-2450 (2005)

“Introduction: Citation of Unpublished Opinions: Panel Discussion: the Appellate Judges Speak.” 74 *Fordham Law Review* 1-4 (2005)

AJudicial Conference Advisory Committee on the Federal Rules of Civil Procedure: Conference on Electronic Discovery: Panel Six: Rules 26 And/or 34: Protection Against Inadvertent

Privilege Waiver.@ 73 *Fordham Law Review* 101-118 (2004) (with Edward H. Cooper and Sheila L. Birnbaum).

(Moderator) AThe Private Securities Law Reform Act: Is it Working?@ 71 *Fordham Law Review* 2363-2394 (2003) (with Edward R. Becker et al.).

"Inadvertent Disclosure of Privileged Material." 3 *Fifth Circuit Civil News* (July 2002).

"Misapplications of Amended Expert Rule." 3 *Fifth Circuit Civil News* 1; 14-15 (June 2002).

AThird Circuit Task Force Report on Selection of Class Counsel.@ 74 *Temple Law Review* 689-764 (2002) (principal author).

"Admissibility of Plea Agreements on Direct Examination: The Limits Vanish." 55 *University of Miami Law Review* 751-769 (2001).

AKeeping the Reformist Spirit Alive in Evidence Law.@ 149 *University of Pennsylvania Law Review* 1277-1293 (2001) (with Stephen A. Saltzburg and Edward Imwinkelreid).

"Out-of-Court Accusations Offered for 'Background': A Measured Response from the Federal Courts." 55 *University of Miami Law Review* 803-818 (2001).

"A Recipe for Confusion: Congress and the Federal Rules of Evidence." 55 *University of Miami Law Review* 691-703 (2001).

"Tribute: Keeping the Reformist Spirit Alive in Evidence Law." 149 *University of Pennsylvania Law Review* 1277-1293 (2001) (with Stephen A. Saltzburg and Edward J Imwinkelreid).

A>An Accident and a Dream=: Problems with the Latest Attack on the Civil Justice System.@ 20 *Pace Law Review* 339-408 (2000).

AEvidence Rules Also Receive Changes.@ 6 *Federal Discovery News* 1; 15-17 (November 2000).

AEvidence Rules Receive Changes Effective Dec. 1: Part 2.@ 7 *Federal Discovery News* 3-5 (December 2000).

ANew Amendments to the Federal Rules of Evidence.@ 6 *Federal Discovery News* (Sept. 2000).
"Tobacco Litigation and Attorneys= Fees." 67 *Fordham Law Review* 2827-2858 (1999) (with Lester Brickman et al.).

"The *Daubert* Puzzle." 32 *Georgia Law Review* 699-782 (1998).

"Report on Attorney Fee-Shifting and the Settlement Process." 51 *Record of the Association of the Bar of the City of New York* 391-414 (1996).

"Proposed Changes to the Exclusionary Rule." 50 *Record of the Association of the Bar of the*

City of New York 385-404 (1995).

"Using Public Records in Civil Cases." 22 *Litigation* 44-47 (1995).

"Secret Government Thoughts." 20 *Litigation* 36-40 (1994).

"Decision Unlikely to Have Real Impact on State of Federal Toxic Tort Litigation." 8 *Toxics Law Reporter* 22-25 (No. 9 Part II, Special Issue, 1993).

"Further Reflections on the Disqualification of Judges and Limitations on Judicial Discourse." 58 *Brooklyn Law Review* 1108-1122(1993).

"Is There a Psychotherapist-Patient Privilege Under the Federal Rules of Evidence." 11 *Trial Evidence* 5- (1993).

"Judicial Disqualification and Judicial Discourse." 58 *Brooklyn Law Review* 1108-1122 (1993).

"Attachment of Law Firm Assets by Federal Regulatory Agencies." 47 *Record of the Association of the Bar of the City of New York* 116-128 (1992).

"Discretion Must Be Controlled, Judicial Authority Circumscribed, Federalism Preserved, Plain Meaning Enforced, and Everything Must Be Simplified: Recent Supreme Court Contributions to Federal Civil Practice." 50 *Maryland Law Review* 632-741 (1991).

"Prisoners of Their Own Jurisprudence: Fourth and Fifth Amendment Cases in the Supreme Court." 36 *Villanova Law Review* 1267-1365 (1991).

"Deterring the Formation of the Attorney-Client Relationship: Disclosure of Client Identity, Payment of Fees, and Communications by Fiduciaries." 4 *Georgetown Journal of Legal Ethics* 235-272 (1990).

"The Attorney-Client Privilege in Common Representations: Information-Pooling and Problems of Professional Responsibility." 33 *Trial Lawyer's Guide* 20-37 (1989).

"The Federal Law of Privileges." 16 *Litigation* 32-36 (1989).

"Proposed Amendments to the Lawyer's Code of Professional Responsibility." 42 *Record of the Association of the Bar of the City of New York*, 323-355 (1987).

"Selecting an Appropriate Federal Court in an International Antitrust Case: Personal Jurisdiction and Venue." 9 *Fordham International Law Journal* 401-482 (1985/1986).

"Access to Exculpatory Evidence: Avoiding the *Agurs* Problems of Prosecutorial Discretion and Retrospective Review." 53 *Fordham Law Review* 391-448 (1984).

Essays, Articles & Chapters in Compilations

“Memorandum to Advisory Committee on Evidence Rules,” in *Current Developments in Federal Civil Practice 2007* by Practising Law Institute, pgs. 219-243.

“Advisory Committee on Evidence Rules: Proposed Amendment: Rule 404(a),” in *Current Developments in Federal Civil Practice 2007* by Practising Law Institute, pgs. 245- 251.

“Advisory Committee on Evidence Rules: Proposed Amendment: Rule 408,” in *Current Developments in Federal Civil Practice 2007* by Practising Law Institute, pgs. 255- 264.

“Advisory Committee on Evidence Rules: Proposed Amendment: Rule 606,” in *Current Developments in Federal Civil Practice 2007* by Practising Law Institute, pgs. 267-272

“Restylization of the Federal Rules of Evidence,” in *Opinion and Expert Testimony in Federal and State Courts* by ALI-ABA, pgs. 279-331 (2008).

“Privilege Developments 2006”, in *Trial Evidence in the Federal Courts: Problems and Solutions*, pg.107-. Philadelphia: ALI-ABA, 2006.

“Expert and Opinion Testimony”, in *Opinion and Expert Testimony in Federal and State Courts*, 2006, pg 1-13. Philadelphia: ALI-ABA, 2006.

“Advisory Committee on Evidence Rules Proposed Amendment Rule 404(a)”, in *Trial Evidence in the Federal Courts: Problems and Solutions*, 1053-1059. Philadelphia: ALI-ABA, 2005.

“Advisory Committee on Evidence Rules Proposed Amendment Rule 408”, in *Trial Evidence in the Federal Courts, Problems and Solutions*, pgs 1061-1072. Philadelphia: ALI-ABA, 2005

“Advisory Committee on Evidence Rules Proposed Amendment Rule 606”, in *Trial Evidence in the Federal Courts, Problems and Solutions*, pgs 1075-1078. Philadelphia: ALI-ABA, 2005

“Advisory Committee on Evidence Rules Proposed Amendment Rule 609(a)”, in *Trial Evidence in the Federal Courts, Problems and Solutions*, pgs 1079-1086. Philadelphia: ALI-ABA, 2005

"Hearsay," in David A. Schlueter ed. *Emerging Problems Under the Federal Rules of Evidence*, 3rd edition, 255-374. Charlottesville, Va.: Lexis Law Publishing, 1998.

Book Reviews

"Conceptual Limitations on Long-Arm Jurisdiction." Review of *Jurisdiction in Civil Actions: Territorial Basis and Process Limitations on Jurisdiction of State and Federal Courts*, by Robert

C. Casad. 52 *Fordham Law Review* 1034-1059 (1984).

Newspaper Articles

"Remote Transmission of Trial Testimony: Rule Rejected." *New York Law Journal*, May 10, 2002, at p. 3.

"Misapplications of the New Federal Rule on Expert Testimony." *New York Law Journal*, March 8, 2002, at p. 3.

"Mistaken Disclosure of Privileged Information." *New York Law Journal*, January 23, 2002, at p. 3.

"Catchall Hearsay Exception in New York?" *New York Law Journal*, November 9, 2001, at p. 3.

"Relevant Evidence After a Proffered Stipulation by the Adversary (Rule 403 of the Federal Rule of Evidence)." *New York Law Journal*, September 14, 2001, at p. 3.

"Hearsay From Nonimmunized, 'Unavailable' Declarant Is Admissible." *New Jersey Law Journal*, August 20, 2001, at p. 25. (with Philip Reed).

"Is Hearsay Admissible From Non-Immunized 'Unavailable' Declarant?" *New York Law Journal* July 13, 2001, at p. 3

.

"Recent Cases under the Amended Federal Rule 702." *New York Law Journal*, May 5, 2001, at p. 3.

"Plea-Agreement Admissibility on Direct Exam of Cooperating Witness." *New York Law Journal*, March 9, 2001, at p. 3.

"'Rebuttal' Exception to Hearsay Rule in New York Court of Appeals." *New York Law Journal*, January 12, 2001, at p. 3.

"New Confidentiality Privileges Asserted by State Agencies." *New York Law Journal*, November 8, 2000, at p. 3.

"Accusations of Crime, the Hearsay Rule and Federal Rule 403." *New York Law Journal*, September 8, 2000, at p. 3.

"Declaration Against Penal Interest and Corroborating Circumstances." *New York Law Journal*, July 14, 2000, at p. 3.

"Use of Extrinsic Evidence for Impeachment." *New York Law Journal*, May 12, 2000, at p. 3.

"Case Law Divergence from the Text of the Federal Rules of Evidence." *New York Law Journal*, March 10, 2000, at p. 3.

"Certiorari in 'Removing the Sting' Case." *New York Law Journal*, November 12, 1999, at p. 3.

"State of Mind in the New York Court of Appeals." *New York Law Journal*, September 10, 1999, at p. 3.

"Out-of-Court Statements and the Confrontation Clause." *New York Law Journal*, July 9, 1999, at p. 3.

"Federal Evidence; Looking at Vital Rules." *National Law Journal*, May 24, 1999, at p. 7.

"Professional Responsibility Rules and Admissibility." *New York Law Journal*, May 14, 1999, at p. 3.

"Preserving the Right to Appeal From Pretrial Ruling." *New York Law Journal*, March 12, 1999, at p. 3.

"McVeigh and Fairness." *National Law Journal*, January 25, 1999, at p. 20.

"Questions of Fairness in the McVeigh Case." *New York Law Journal*, January 8, 1999, at p. 3.

"Evidence: Proposed Rules." *National Law Journal*, November 30, 1998, at p. 7.

"Proposed Amendments to Federal Rules of Evidence (Part 2)." *New York Law Journal*, November 13, 1998, at p. 3.

"Amendments." *National Law Journal*, October 5, 1998, at p. 11.

"Proposed Amendments to the Federal Rules of Evidence." *New York Law Journal*, September 11, 1998, at p. 3.

"Certiorari in 'Removing the Sting' Case." *New York Law Journal*, November 12, 1999, at p. 3.

"The Fifth Amendment and the Risk of Prosecution." *New York Law Journal*, July 10, 1998., at p. 3.

"Laws of Evidentiary Privilege." *New York Law Journal*, May 8, 1998, at p. 3.

"Distinguishing Between Lay Witnesses and Experts." *New York Law Journal*, March 13, 1998, at p. 3.

"New Amendments to the Federal Rules of Evidence." *New York Law Journal*, January 9, 1998, at p. 3.

"Advisory Committee Notes: A Trap? - Part III." *New York Law Journal*, November 14, 1997, at p. 3.

"Advisory Committee Notes - Part II." *New York Law Journal*, September 12, 1997, at p. 3.

"Advisory Committee Notes: A Trap for the Unwary?." *New York Law Journal*, July 11, 1997, at p. 3.

"A >New= Privilege: Parent-Child." *New York Law Journal*, May 9, 1997, at p. 3.

"Witness Sequestration and the Oklahoma City Bombing Trial." *New York Law Journal*, March 14, 1997, at p. 3.

"Defendants= Confessions and the Rule of Completeness." *New York Law Journal*, January 10, 1997, at p. 3.

"Balancing Probative Value Against Prejudice and Delay." *New York Law Journal*, November 8, 1996, at p. 3.

"Present Sense Impression and Excited Utterance.." *New York Law Journal*, September 13, 1996, at p. 3.

"Communications with Psychotherapists and Social Workers." *New York Law Journal*, July 12, 1996, at p. 3.

"Character Evidence and Prior Bad Acts." *New York Law Journal*, May 10, 1996, at p. 3.

"Red Flags= for Expert Testimony After >Daubert.=" *New York Law Journal*, March 8, 1996, at p. 3.

"The Use of Public Records in Civil Cases." *New York Law Journal*, January 12, 1986, at p. 3.

"The >Expert= Lay Witness." *New York Law Journal*, September 8, 1995, at p. 3.

"Further Open Questions After >Daubert.=" *New York Law Journal*, July 14, 1995, at p. 3.

"Post >Daubert= Development." *New York Law Journal*, May 12, 1995, at p. 3.

"Prior Consistent Statements and the Supreme Court." *New York Law Journal*, March 10, 1995, at p. 3.

"The Federal Rules and Pan Am Flight 103." *New York Law Journal*, January 13, 1995, at p. 3.

"Ultimate-Issue Testimony on Insanity and Other Matters." *New York Law Journal*, November 16, 1994, at p. 3.

"Exclusion and Admissibility Under Rule 403." *New York Law Journal*, September 9, 1994, at p.

3.

"Confronting a Witness With Prior Inconsistent Statements." *New York Law Journal*, July 8, 1994, at p. 3.

"Benefit to Lawyers Seen in Ruling." *New York Law Journal*, June 14, 1994, at p. 1.

"Admissibility of Statements Made in Plea Negotiations." *New York Law Journal*, May 13, 1994, at p. 3.

"Instructions on Admissions for Limited Purpose." *New York Law Journal*, March 11, 1994, at p. 3.

"Hearsay Primer From the Second Circuit.." *New York Law Journal*, January 14, 1994, at p. 3.

"Preservation of Objection Made In Limine, Not Renewed." *New York Law Journal*, November 12, 1993, at p. 3.

"Past Recollection Recorded: Informant=s Privilege." *New York Law Journal*, September 10, 1993, at p. 3.

"City Bar Report Disfavors Clauses Limiting Practice." *New York Law Journal*, August 16, 1993, at p. 1.

"The Privilege of the Governmental Deliberative Process." *New York Law Journal*, July 9, 1993, at p. 3.

"Bar Report Urges Courts Apply Disciplinary Rules to Law Firms." *New York Law Journal*, June 25, 1993, at p. 1.

"Evidence of Claims-Mindedness." *New York Law Journal*, May 14, 1993, at p. 3.

"Present Sense Impressions." *New York Law Journal*, March 12, 1993, at p. 3.

"Psychotherapist-Patient Privilege and Federal Rules." *New York Law Journal*, January 8, 1993, at p. 3.

"Lawyer-Client Privilege Case Presents Troubling Question." *New York Law Journal*, December 2, 1992, at p. 1.

"Admissibility of Prior Crimes for Impeachment Purposes." *New York Law Journal*, November 13, 1992, at p. 3.

"The Right to Confrontation in Federal Sentencing Proceedings." *New York Law Journal*, September 11, 1992, at p. 3.

">Salerno,= Plain Meaning and the Supreme Court." *New York Law Journal*, May 14, 1993, at p. 3.

"The Supreme Court and Use of Prior Bad Acts to Prove Intent." *New York Law Journal*, May 8, 1992, at p. 3.

"Repercussions of Kaye Scholer Suit Discussed by Ethics Experts." *New York Law Journal*, March 23, 1992, at p. 1.

"Admission by Agents." *New York Law Journal*, March 23, 1992, at p. 1.

"Recent Developments in Federal Rules." *New York Law Journal*, January 10, 1992, at p. 3.

"Attorney-Client Privilege and Advice of Counsel Defense." *New York Law Journal*, November 8, 1991, at p. 3.

"Confrontation Clause and Available Declarants." *New York Law Journal*, September 13, 1991, at p. 3.

"Secret Deals Between Prosecutors and Witnesses." *New York Law Journal*, July 12, 1991, at p. 3.

"Involuntary Confession and Harmless Error." *New York Law Journal*, May 10, 1991, at p. 3.

"The Fifth Amendment and the Risk of Foreign Prosecution." *New York Law Journal*, March 8, 1991, at p. 3.

"The Sentencing Guidelines and the Fifth Amendment." *New York Law Journal*, January 3, 1991, at p. 3.

"Sobriety Tests and the Fifth Amendment." *New York Law Journal*, November 9, 1990, at p. 3.

"Use of Statements Made Under Hypnosis." *New York Law Journal*, September 14, 1990, at p. 3.

"Child-Witness Statements and the Right to Confrontation." *New York Law Journal*, July 13, 1990, at p. 3.

"Proposed New York Code (Part 2)." *New York Law Journal*, May 15, 1990, at p. 3.

"Attorney-Client Privilege When Parties Share Interests." *New York Law Journal*, March 9, 1990, at p. 3.

"Upholding Rulings on Grounds Not Used by Trial Court." *New York Law Journal*, January 12, 1990, at p. 3.

"Independent Source and Inevitable Discovery." *New York Law Journal*, December 8, 1989, at p. 3.

"Innovations in Prosecuting Child Sexual Abuse." *New York Law Journal*, November 9, 1989, at p. 3.

"Hearsay Exceptions in Child-Abuse Prosecutions." *New York Law Journal*, October 13, 1989, at p. 3.

"Attorney-Client Privilege (Part 2)." *New York Law Journal*, September 8, 1989, at p. 3.

"Attorney-Client Privilege." *New York Law Journal*, August 11, 1989, at p. 3.

"Permissible Bases of Expert Testimony." *New York Law Journal*, July 14, 1989, at p. 3.

"The Use of Prior Conviction to Impeach a Witness." *New York Law Journal*, June 9, 1989, at p. 3.

"Use of Prior Convictions to Impeach in Federal Civil Cases." *New York Law Journal*, March 21, 1989, at p. 3.

"Application of the Marital Privileges and the Joint-Participants Exception." *National Law Journal*, January 27, 1989, at p. 22.

"Pendent Parties, Pendent Claims: A Solution to the Gordian Knot." *National Law Journal*, October 4, 1982, at p. 22.

Other

Advisory Committee on Evidence Rules Note to Federal Rule of Evidence 502, effective September 19, 2008.

In re: Bausch & Lomb Contact Lens Solution Product Liability Litigation,. 2008 WL 2338552 (D. S.C.)

Advisory Committee Note accompanying the Amendment to Federal Rule of Evidence 608, effective December 1, 2003.

Advisory Committee Notes to the Federal Rules of Evidence: Rules 103, 404, 701, 703, 803 and 902 effective December 1, 2000.

Model Rules on Electronic Case Filing, prepared for the United States Judicial Conference and submitted to all Federal District Courts (2000).

Advisory Committee Notes to the Federal Rules of Evidence That May Require Clarification
Washington, D.C.: Federal Judicial Center, 1998. Reprinted in *182 Federal Rules Decisions* 268-303 (1998).

A Commentary on the Federal Rules of Evidence, @ in *United States Code Service*. Charlottesville, Va.: Lexis Law Publishing (1998). Adapted from *Federal Rules of Evidence Manual: A Complete Guide to the Federal Rules of Evidence*. 7th edition. (with Michael M. Martin and Stephen A. Saltzburg).

RICHARD SCOTT CARNELL

Books

The Law of Banking and Financial Institutions, 4th ed. New York: Aspen Publishers, 2009 [with Jonathan R. Macey & Geoffrey P. Miller].

Banking Law and Regulation 2007. New York: Aspen Pub., 2007 [with Jonathan R. Macy and Geoffrey P. Miller].

Banking Law and Regulation. 3rd edition. Gaithersburg, Md.: Aspen Law & Business, 2001 (with Jonathan R. Macey and Geoffrey R. Miller).

Banking Law and Regulation: 2000 Statutory Supplement with Recent Cases and Development. Gaithersburg, Md.: Aspen Law & Business, 2001 (with Jonathan R. Macey and Geoffrey R. Miller).

Journal Articles

"Handling the Failure of a Government-Sponsored Enterprise." 80 *Washington Law Review* 265-642 (2005)

(Moderator and Commentator) AThe New Policy Agenda for Financial Services.@ 6 *Fordham Journal of Corporate & Financial Law* 113-152 (2001) (with Beth L. Climo et al.)

"Banking Regulatory Reform: The Case for the Clinton Plan." 159 *American Banker* 20-25 (March 7, 1994) (with Frank N. Newman).

"Treasury Proposal: Realign Bank Regulators along Functional Lines." 70 *Banking Management* 22-24 (Mar/Apr1994) (with Frank N. Newman).

"A Partial Antidote to Perverse Incentives: The FDIC Improvement Act of 1991." 12 *Annual Review of Banking Law* 317-371 (1993).

Essays, Articles & Chapters in Compilations

AFederal Deposit Insurance and Federal Sponsorship of Fannie Mae and Freddie Mac: The Structure of Subsidy,@ in Peter J. Wallison ed. *Serving Two Masters, Yet Out of Control: Fannie Mae and Freddie Mac*, 56-83. Washington, D.C.: American Enterprise Institute Press, 2001. and 37th *Conference on Bank Structure and Competition: The Financial Net: Costs, Benefits and Implications for Regulation*, 118-132. Chicago: Federal Reserve Bank of Chicago, 2001.

ADead Weight and a Distant Shore@ in Dimitri B. Papadimitriou ed. *Modernizing Financial Systems*, 18-25. New York: St Martin=s Press, 2000.

"Straining Out Gnats and Swallowing Camels: The Question of Subsidy to Subsidiaries of Banks," in *Proceedings of the Thirty-Fifth Federal Reserve Bank of Chicago Conference on Bank Structure & Competition*, 561-574. Chicago: Federal Reserve Bank, 1999.

"The FDIC Improvement Act of 1991: What Has Worked and What Has Not," in George G. Kaufman ed. *FDICIA: Bank Reform Five Years Later and Five Years Ahead*, Vol 9 of Research in Financial Services: Private and Public Policy, 11-16. Greenwich, Conn.: JAI Press, 1997.

"A Partial Antidote to Perverse Incentives: The FDIC Improvement Act of 1991," in George G. Kaufman ed. *FDICIA: Bank Reform Five Years Later and Five Years Ahead* Vol 9 of Research in Financial Services: Private and Public Policy, 199-233. Greenwich, Conn.: JAI Press, 1997.

"Innovation and Banking Risk," in *Proceedings of the Thirty-First Federal Reserve Bank of Chicago Conference on Bank Structure & Competition*, 24-27. Chicago: Federal Reserve Bank, 1995.

"The Culture of Ad Hoc Discretion," in George G. Kaufman ed. *Assessing Bank Reform: FDICIA One Year Later*, 113-121. Washington, D.C.: Brookings Institution, 1993.

"Prompt Corrective Action under the FDIC Improvement Act of 1991," in *The FDIC Improvement Act of 1991: What Banks and Thrifts Need to Know Now*, 93-128. New York: Practising Law Institute, 1992.

Newspaper Articles

"Options on the SAIF Crisis." *National Mortgage News*, April 24, 1995, at p. 4.

YUNG FRANK CHIANG

Journal Articles

AOne-China Policy and Taiwan.@ 28 *Fordham International Law Journal* 1-84 (2004).

AState, Sovereignty and Taiwan.@ 109 *Chuo University Law Review* 43-92 (March 2003).

AThe Territorial State and Taiwan.@ *Comparative Law Journal of Japan* 1-44 (May 2003).

AState, Sovereignty, and Taiwan.@ 23 *Fordham International Law Journal* 959-1004 (2000).

"Payment by Mistake in English Law." 11 *Florida Journal of International Law* 91-170 (1996).

"The Characterization of a Vessel as a Common or Private Carrier." 48 *Tulane Law Review* 299-330 (1974).

"Applicability of COGSA and the Harter Act to Water Bills of Lading." 14 *Boston College Industrial & Commercial Law Review* 267-295 (1972).

AThe Fair Trade Commission of Japan.@ 18 *The Journal of Social Science* 131-153 (1968).

JAMES A. COHEN

Journal Articles

ALawyer Role, Agency Law, and the Characterization >Officer of the Court.=@ 48 *Buffalo Law Review* 349-409 (2000).

"Attorney-Client Privilege, Ethical Rules, and the Impaired Criminal Defendant." 52 *University of Miami Review* 529-586 (1998).

"Self-Love and the Judicial Power to Appoint a Special Prosecutor." 16 *Hofstra Law Review* 23-33 (1987).

Essays, Articles & Chapters in Compilations

"Cleared Men, Harsh Facility," *The National Law Journal* February 26, 2007 at pg. 22.

Newspaper Articles

"Cleared Men, Harsh Facility." 2/26/2007 *The National Law Journal* , February 26, 2007, at pg.

"Knight Initiative Encourages Hate, Divisive Legislation." *Los Angeles Daily Journal*, February 24, 2000, at p. 6.

"Putting One's Client First." *New York Law Journal*, September 6, 2000, at p. 1.

"Fair Questions in Fair Trials." *Newsday*, November 22, 1991, at p. 52.

JEFFREY M. COLON

Book

Litigation Services Handbook: The Role of the Financial Expert, 4th ed. Hoboken, NJ: John Wiley & Sons, 2007 [edited with Roman L. Weil].

Journal Articles

"Prejudgment Interest in International Arbitration," (October 29, 2007) Fordham Law Legal Studies Research Paper No. 1029710 [with Michael S. Knoll].

AThe Calculation of Prejudgment Interest.@ SSRN Working Papers Series (2005) (with Michael S. Knoll).http://papers.ssrn.com/sol3/papers.cfm?abstract_id=732765.

(Panelist) "Corporate Governance Issues." 8 *Fordham Journal of Corporate & Financial Law* 49-79 (2003) (with Peter Peterson and John "Neel" Foster).

"Double Dipping: The Cross-Border Taxation of Stock Options.@ 35 *Rutgers Law Journal* 171-251 (2003).

"Financial Products and Source Basis Taxation: U.S. International Tax Policy at the Crossroads." 1999 *University of Illinois Law Review* 775-844 (1999). Reprinted in 2 *Derivatives Report* 13-24 (January 2001) and 2 *Derivatives Report* 19-24 (February 2001). Excerpts reprinted in Michael J. Graetz *Foundations of International Income Taxation*, 60-64. New York: Foundation Press, 2003.

"Changing U.S. Tax Jurisdiction: Expatriates, Immigrants, and the Need for a Coherent Tax Policy." 34 *San Diego Law Review* 1-91 (1997).

"IRS Provides Detailed guidance for Tax-Motivated Exports Following 1996 Amendments." 8 *Journal of International Taxation* 202-213 (1997).

"IRS Proposes Major Changes in Dollar Approximate Separate Transactions Method Regulations." 21 *Tax Management International Journal* 151-156 (1992) (with Alan L. Fischl).

"Proposed Cross-Border Securities Lending Rules Leave Unanswered Questions." 10 *Journal of Taxation of Investments* 34-39 (1992).

"New Soviet Tax Laws Attract Foreign Investors." 1 *Journal of International Taxation* 278-283 (1991) (with Edward H. Lieberman and Dariusz Oleszczuk).

"RRA '90 Changes Affect Cross-Border Transactions." 1 *Journal of International Taxation* 294-297 (1991) (with Steven A. Musher).

Essays, Articles & Chapters in Compilations

"USSR Section," in *International Tax Planning Manual*. Chicago: CCH, 1991.

GEORGE W. CONK

Journal Articles

“Herald of Change? New Jersey’s Repeal of the Death Penalty,” 33 *Seton Hall Legislative Journal* 21-47 (2009).

“A New Tort Code Emerges in China: an Introduction to the Discussion with a Translation of Chapter 8–Tort Liability, of the Official Discussion Draft of the Proposed Revised Civil Code of the People's Republic of China,” 30 *Fordham International Law Journal* 935 (2007).

“Punctuated Equilibrium: Why Section 402a Flourished and the Third Restatement Languished,” 26 *Review of Litigation* 799 (2007).

“Will the Post 9/11 World Be a Post-Tort World?” 112 *Penn State Law Review* 175 (2007).

JORGE CONTESSE

Journal Articles

“Universally Speaking? The Cultural Challenge to Rights and Constitutionalism,” 77 *Revista jurídica de la Universidad de Puerto Rico* 267-284 (2008).

ELIZABETH B. COOPER

Journal Articles

“Introduction to Symposium: Forty Years of *Loving*: Confronting Issues of Race, Sexuality, and the Family in the Twenty-First Century,” 76 *Fordham Law Review* 2669 [with Robin A. Lenhardt, Sheila R. Foster, and Sonia K. Katyal].

“Global Collaboration in Law Schools: Lessons to Learn.” 30 *Fordham International Law Journal* 346-355 (2007)

"Who Needs Marriage?: Equality and the Role of the State..(Decisions and Families: A Symposium on Polygamy, Same-Sex Marriage, and Medical Decision Making)." 8 *Journal of Law & Family Studies* 325-362 (2006)

"Social Risk and the Transformation of Public Health Law: Lessons from the Plague Years." 86 *Iowa Law Review* 869-947 (2001).

(Panelist) "Name Reporting and Partner Notification Legislation." 27 *Fordham Urban Law Journal* 404-433 (1999) (with Catherine Hanssens et al.).

"Testing for Genetic Traits: The Need for a New Legal Doctrine of Informed Consent." 58 *Maryland Law Review* 346-422 (1999).

"Mandatory Testing of Pregnant Women and Newborns: HIV Drug Use and Welfare Policy: An Introduction to Urban Bioethics." 24 *Fordham Urban Law Journal* 719-727 (1998).

"HIV Disease in Pregnancy B Ethics, Law, and Policy." 24 *Obstetrics and Gynecology Clinics of North America* 899-910 (1997).

"Foreword.: Urban Bioethics" 24 *Fordham Urban Law Journal* 663-665 (1997) (with Benjamin C. Zipursky).

"Why Mandatory HIV Testing of Pregnant Women and Newborns Must Fail: A Legal, Historical, and Public Policy Analysis." 3 *Cardozo Women=s Law Journal* 13-30 (1996).

"Historical and Analytical Overview of Policy Issues Affecting Women Living With AIDS: A Blueprint for Learning From Our Past." 72 *Bulletin of the New York Academy of Medicine* 283-299 (1995).

When Being Ill is Illegal: Women and the Criminalization of HIV. @ 22 *Health/PAC Bulletin*, 10-14 (Winter 1992).

"AIDS Law: The Impact of AIDS on American Schools and Prisons." 1987 *Annual Survey of American Law* 117-165 (1987).

Essays, Articles & Chapters in Compilations

The Legal Rights of People Living with HIV/AIDS in the United States: A Critical Assessment, @ in Elisabetta Simeoni ed. *HIV/AIDS, Rights and Responsibilities*. Translated into Italian by Lorenza Crestoni. 1998.

Ethical, Legal, and Policy Considerations, @ in Patricia Kelly et al. eds., *Primary Care of Women and Children with HIV Infection: A Multidisciplinary Approach*, 245-257. Boston: Jones and Bartlett Publishers, 1995. (with Kathleen Powderly).

HIV-Infected Parents and the Law: Issues of Custody, Visitation, and Guardianship, @ in Nan D. Hunter and William B. Rubenstein eds. *AIDS Agenda*, 69-117. New York: New Press, 1992.

Newspaper Articles

"HIV Exceptionalism, or, Making Plague Pay." *New Jersey Law Journal*, March 29, 1993, at p. 20.

Reports

Report and Recommendations of the Special Committee to Study Issues Affecting Same-Sex Couples. Albany, N.Y.: New York State Bar Association, 2004. (Reporter for the Committee).

GRÁINNE DE BÚRCA

Books

EU Law: Text, Cases and Materials, 4th ed. Oxford University Press, 2007 [with P.P.Craig].

Journal Articles

"The European Courts between Hierarchy and Self-Containment: A Reply to De Sena and Vitucci," *20 European Journal of International Law* (2009) (forthcoming).

"The Lisbon Treaty No-Vote: An Irish Problem or a European Problem?" *2009 Irish Yearbook of International Law* ____ (2009) (forthcoming).

"Developing Democracy Beyond the State," *46 Columbia Journal of Transnational Law* 221-278 (2008).

"Introduction to Narrowing the Gap: Law and New Approaches to Governance in the EU," *13 Columbia Journal of European Law* 513 (2007) [with Joanne Scott].

"Reconceiving Law & New Governance," *13 Columbia Journal of European Law* 519 (2007) [with Neil Walker].

Essays, Articles & Chapters in Compilations

"Reflections on the EU's Path from the Constitutional Treaty to the Lisbon Treaty," in *Preparing the European Union for the future? : Necessary Revisions of Primary Law After the Non-ratification of the Treaty Establishing a Constitution for Europe* (Heribert F. Koeck and Margit M. Karollus, eds., Baden-Baden: Nomos, 2008) available at www.jeanmonnetprogram.org

DEBORAH W. DENNO

Books

(Editor) *Encyclopedia of Crime and Justice.* 2nd edition. New York: MacMillan, 2002 (with Joshua Dressler, et al.).

Biology and Violence: From Birth to Adulthood. New York: Cambridge University Press, 1990. [Reissued in paperback 2007]

Longitudinal Study of the Biosocial Factors Related to Crime and Delinquency in Pennsylvania, 1959-1962. Ann Arbor, Mich.: Inter-University Consortium for Political and Social Research,

1988.

Biological, Psychological, and Environmental Factors in Delinquency and Mental Disorder: An Interdisciplinary Bibliography. Westport, Conn.: Greenwood Press, 1985 (with Ruth M. Schwarz).

Journal Articles

“Introduction to The Lethal Injection Debate: Law & Science,” 35 *Fordham Urban Law Journal* 701-733 (2008).

“The Lethal Injection Quandary: How Medicine Has Dismantled the Death Penalty,” 76 *Fordham Law Review* 49 (2007).

“Roundtable Perspective: Physicians and Execution – Highlights from a Discussion of Lethal Injection” 358 *New England Journal of Medicine* 448 (2008) [with Atul Gawande, Robert D. Truog & David Waisel].

“Death Bed.” 124 *TriQuarterly Journal* 141-168 (2006)

"The Lethal Injection Quandary: How Medicine has Dismantled the Death Penalty" (May 1, 2007). Fordham Legal Studies Research Paper No. 983732

“Revisiting the Legal Link Between Genetics and Crime.” 69 *Law and Contemporary Problems* 209-257. (2006)

“The Scientific Shortcomings of Roper v. Simmons.” 3 *Ohio State Journal of Criminal Law* 379-396 (2006)

“Criminal Law in a Post-Freudian World.” 2005 *University of Illinois Law Review* 601-762 (2005)

“The Lethal Injection Quagmire: How Medical Participation and Procedures Have Changed the Face of Executions.” *SSRN Fordham Law School Legal Studies Research Papers Series Paper No. 896570* (2005)

“The Scientific Shortcomings of Roper v. Simmons.” 3 *Ohio State Journal of Criminal Law* 379-396 (2006) [*SSRN Fordham Law School Legal Studies Research Papers Series No. 896294* (2005)]

A When Two Become One: Views on Fletcher's 'Two Patterns of Criminality'.@ 39 *Tulsa Law Review* 781-801 (2004).

AA Mind to Blame: New Views on Involuntary Acts.@ 21 *Behavioral Sciences & the Law* 601-618 (2003).

"Who is Andrea Yates?: A Short Story about Insanity." 10 *Duke Journal of Gender Law & Policy* 1-139 (2003).

Why the Model Penal Code's Sexual Offense Provisions Should Be Pulled and Replaced. 1 *Ohio State Journal of Criminal Law* 207-218 (2003).

"Court of Appeals of the State of New York People of the State of New York, Against Darrel K. Harris: Brief of Amici Curiae." 27 *New York University Review of Law and Social Change* 399-475 (2001/2002) (with Anthony Amsterdam et al.).

"Crime and Consciousness: Science and Involuntary Acts." 87 *Minnesota Law Review* 269-399 (2002).

"How Psychological Research on Consciousness Can Enlighten the Criminal Law." 39 *Amicus Curiae* 28-31 (2002).

"When Legislatures Delegate Death: The Troubling Paradox Behind State Uses of Electrocuting and Lethal Injection and What it Says About Us." 63 *Ohio State Law Journal* 63-261 (2002).

Adieu to Electrocuting. 26 *Ohio Northern University Law Review* 665-688 (2000).

"The Perils of Public Opinion" Review of *Justice, Liability, and Blame: Community Views and the Criminal Law*, by Paul H. Robinson and John M. Darley. 28 *Hofstra Law Review* 741-791 (2000).

When Bad Things Happen to Good Intentions: The Development and Demise of a Task Force Examining the Drugs-Violence Interrelationship. 63 *Albany Law Review* 749-776 (2000).

"Evolutionary Biology and Rape." 39 *Jurimetrics* 243-254 (1999).

"The Problem With Lethal Injection." 1 *The Abolition Witness* 33- (1999).

Capital Punishment and the Human Rights Norm. Review of *The Death Penalty as Cruel Treatment and Torture: Capital Punishment Challenged in the World's Courts*, by William A. Schabas. 9 *Criminal Law Forum* 171-187 (1998/1999).

"Life Before the Modern Sex Offender Statutes." 92 *Northwestern University Law Review* 1317-1413 (1998).

"A Response to Childhood Lead Poisoning as a Criminal Defense: An Examination of the Research." 7 *Mealey's Litigation Report: Lead* 17-48 (August 28, 1998). Reprinted in *Mealey's Litigation Report: Lead Special Report: Expert Testimony in Lead Litigation: Commentaries 1990-1999*, 123-154. King of Prussia, Pa.: Mealey Publications, 2001.

"Gender Differences in Biological and Sociological Predictors of Crime." 22 *Vermont Law Review* 305-332 (1997).

"Getting to Death: Are Executions Constitutional?" 82 *Iowa Law Review* 319-464 (1997).

"Sexuality, Rape, and Mental Retardation." 1997 *Illinois Law Review* 315-434 (1997).

"Gender, Crime, and the Criminal Law Defenses." 85 *Journal of Criminal Law and Criminology* 80-180 (1994).

"Is Electrocution an Unconstitutional Method of Execution? The Engineering of Death Over the Century." 35 *William and Mary Law Review* 551-692 (1994).

"Testing Penry and Its Progeny." 22 *American Journal of Criminal Law* 1-75 (1994).

"Why Rape is Different." 63 *Fordham Law Review* 125-138 (1994).

"Considering Lead Poisoning as a Criminal Defense." 20 *Fordham Urban Law Journal* 377-400 (1993).

"Perspectives on Disclosing Rape Victims' Names." 62 *Fordham Law Review* 1113-1135 (1993).

"Death is Different and Other Twists of Fate." Review of *The Death Penalty in the Nineties: An Examination of the Modern System of Capital Punishment*, by Welsh W. White. 83 *The Journal of Law and Criminology* 437-467 (1992).

"Human Biology and Criminal Responsibility: Free Will or Free Ride?" 137 *University of Pennsylvania Law Review* 615-671 (1988).

"The Reimposition of Capital Punishment in New Jersey: The Role of Prosecutorial Discretion." 41 *Rutgers Law Review* 27-372 (1988) (with Leigh B. Bienen et al.).

"Birth Stress and Lateral Preferences." 23 *Cortex* 45-58 (1987) (with Israel Nachshon).

"Indexing of Interdisciplinary Literature on Crime, Violence, and Mental Disorder." 13 *Journal of Information Science* 117-122 (1987).

"Birth Order and Lateral Preferences." 22 *Cortex* 567-578 (1986) (with Israel Nachshon).

"Longitudinal Evaluation of a Delinquency Prevention Program by Self- Report." 10 *Journal of Offender Counseling, Services and Rehabilitation* 59-82 (Spring 1986) (with Richard C. Clelland).

"Victim, Offender, and Situational Characteristics of Violent Crime." 77 *Journal of Criminal Law and Criminology* 1142-1158 (1986).

"Sociological and Human Developmental Explanations of Crime: Conflict or Consensus?" 23 *Criminology* 711-741 (1985).

"Neurological and Early Environmental Correlates of Sex Differences in Crime." 23 *International Journal of Neuroscience* 199-213 (1984).

"Lateral Preferences of Hand, Eye, and Foot: Relation to Cerebral Dominance." 18 *International Journal of Neuroscience* 1-9 (1983) (with Israel Nachshon and Steven Aurand).

"Early Cognitive Functioning: Sex and Race Differences." 16 *International Journal of Neuroscience* 159-172 (1982) (with Ben Meijs, Israel Nachshon and Steven Aurand).

"Sex Difference in Cognition: A Review and Critique of the Longitudinal Evidence." 17 *Adolescence* 779-788 (1982).

"Psychological Factors for the Black Defendant in a Jury Trial." 11 *Journal of Black Studies* 315-326 (1981).

"Impact of a Youth Services Center: Does Diversion Work?" 18 *Criminology* 347-362 (1980).
AThe Elementary School Teacher: Conformity and Maladjustment in a Prefabricated Role. @ 14 *Adolescence* 247-259 (1979).

"Moral Development and Treatment Potential of Youths Under Age Eighteen." 14 *Adolescence* 399-409 (1979).

Essays, Articles & Chapters in Compilations

"Behavioral Genetics Evidence in Criminal Cases: 1994-2007" in *The Impact of Behavioral Sciences on Criminal Law* (Nita A. Farahany, ed., Oxford: Oxford University Press, 2009)

"The Future of Execution Methods" in *The Future of America's Death Penalty: An Agenda for the Next Generation of Capital Punishment Research* (Charles S. Lanier, William J. Bowers & James R. Acker, eds., Durham, NC: Carolina Academic Press, 2009).

"When Willie Francis Died: The 'Disturbing' Story Behind One of the Eighth Amendment's Most Enduring Standards of Risk" in *Death Penalty Stories* (John H. Blume & Jordan M. Steiker, eds., New York: Foundation Press, 2009).

"The Future of Execution Methods," in *The Next Generation of Death Penalty Research* by Durham: Carolina Academic Press, James Acker, Robert Bohm, & Charles Lanier eds. (2008).

"Electrocution" in *Encyclopaedia Britannica, Online* at <http://www.britannica.com>

"Gas Chamber" in *Encyclopaedia Britannica, Online* at <http://www.britannica.com>

"Lethal Injection" in *Encyclopaedia Britannica, Online* at <http://www.britannica.com>

ACommentary,@ in Susan Guarino-Ghezzi and A. Javier Treviño eds. *Understanding Crime: A*

Multidisciplinary Approach, 175-180. Newark, N.J.: LexisNexis, 2005.

A Lethally Humane? The Evolution of Execution Methods in the United States, @ in James Acker, Robert Bohm, and Charles Lanier eds. *America's Experiment with Capital Punishment: Reflections on the Past, Present, and Future of the Ultimate Penal Sanction*, 2nd edition, 693-761. Durham, N.C.: Carolina Academic Press, 2003.

A Crime Causation: The Field, @ in Joshua Dressler et al., eds. *Encyclopedia of Crime and Justice*, 2nd edition, 290-292. New York: MacMillan, 2002.

A In Their Own Words, @ in Freda Adler, Gerhard O.W. Mueller and William S. Laufer eds. *Criminal Justice: An Introduction* 312-313. Boston: McGraw Hill, 2000.

"Criminologists as Experts in Criminal Law Cases: The Growing Intersection Between Criminology and Criminal Law," in William S. Laufer and Freda Adler eds. *The Criminology of Criminal Law* 83-85. Vol. 8 of *Advances in Criminological Theory*. New Brunswick, N.J.: Transaction Press, 1999.

A Health and Medical Factors: Lead, @ in Ronald Gottesman and Richard Maxwell Brown eds. *Violence in America: An Encyclopedia*, vol. 2, 106-108. New York, Scribner, 1999.

"Execution and the Forgotten Eighth Amendment," in James R. Acker, Robert M. Bohm and Charles S. Lanier eds. *America's Experiment with Capital Punishment: Reflections on the Past, Present, and Future of the Ultimate Penal Sanction*, 547-577. Durham, N.C.: Carolina Academic Press, 1998.

"Legal Implications of Genetics and Crime Research," in Gregory Bock and Jamie Goode eds. *Genetics of Criminal and Antisocial Behaviour*, 248-264. New York: John Wiley & Sons, 1996.
"Copyright Protection of Scientific Research Data," in Dorothy Kagehiro and William S. Laufer eds. *Handbook of Psychology and Law*, 577-601. New York: Springer-Verlag, 1992.

"An Integrated, Interdisciplinary Approach to the Etiology of Criminal Behavior," in Franco Ferracuti ed. *La Psichiatria Forense Speciale*, 569-593. Vol.16 of *Trattato di Criminologia, Medicina Criminologica e Psichiatria Forense*. Milan: Guiffre, 1990.

"Violent Behavior and Cerebral Hemisphere Function," in Sarnoff A. Mednick, Terrie E. Moffitt and Susan A. Stak eds. *The Causes of Crime: New Biological Approaches*, 185-217. New York: Cambridge University Press, 1987. (with Israel Nachshon).

"Sex Differences in Crime: Biological and Environmental Influences," in George Yelagotes, William Pearlman and Charles Babbitt eds. *Sociology Toward the Year 2000: The Sociological Galaxy*, 377-391. Harrisburg, Pa.: Beacons Publishing Co., 1983.

"The Effects of Victim Characteristics Upon Judicial Decision Making," in William McDonald ed. *Criminal Justice and the Victim*, 215-226. Beverly Hills, Calif.: Sage Publications, 1976.

Newspaper Articles

"Lethal Injection: Time to Find Alternatives." *National Law Journal*, May 29, 2006, at pg 22.

Book Reviews

Review of *Rehabilitating Juvenile Justice*, by Charles H. Shireman and Frederic G. Reamer. 79 *Journal of Criminal Law & Criminology* 552-554 (1988).

Review of *Born to Crime: The Genetic Causes of Criminal Behavior*, by Lawrence Taylor. 76 *Journal of Criminal Law and Criminology* 537-540 (1985).

47 N.Y.U. L. Rev. 157

Thesis

ASex Differences in Cognition and Crime: Early Developmental, Biological, and Sociological Correlates. @ Ph.D. diss., University of Pennsylvania, 1982.

AThe Effects of Physical Traits and Character Evidence Upon Judicial Decision Making and Testimony in Criminal Court Cases. @ M.A. diss., University of Toronto, 1975.

Other

Bryan v. Moore, *Amicus Brief for Petitioner*, No. 99-6723 U. S. Supreme Court (Dec. 1999).

APerformance and Negotiation in Criminal Case Processing. @ Paper presented at the Society for the Study of Social Problems, 1979.

MATTHEW DILLER

Books

Community Lawyering: Theory and Practice. New York: Fordham Law School Stein Center, 2000 (with Derek Denckla).

Journal Articles

"The Supreme Court's 2006-2007 Term: The Shift to the Right Takes Shape," 41 *Clearinghouse Review* 442 (Nov-Dec 2007) [with Jane Perkins et al.].

"The 2005-2006 U.S. Supreme Court Decisions on Access to the Federal Courts: The First Term of the John Roberts Era." 40 *Clearinghouse Review* 394-414 (2006) [with Gary Smith, Jane Perkins and Gill Deford]

"Reducing Greenhouse Gases: State Initiatives and Market-Based Solutions: Welcoming

Remarks." 17 *Fordham Environmental Law Review* 109-110 (2006)

"Win Some, Lose Some: The Rehnquist Court's Final Chapter on Access to Courts." 39 *Clearinghouse Review* 389-409 (November-December 2005) [with Gill Deford; Jane Perkins and Gary Smith]

AFederal Court Access Issues in the U.S. Supreme Court's 2003-2004 Term.@ 38 *Clearinghouse Review* 464-480 (2004) (with Jane Perkins, Gill Dedford and Gary Smith).

AIntroduction.@ *Fordham Intellectual Property, Media & Entertainment Law Journal* 847-848 (2004).

AThe U.S. Supreme Court's 2002-2003 Decisions on Federal Court Access.@ 37 *Clearinghouse Review* 397-417 (2003) (with Jane Perkins, Gill Dedford and Gary Smith).

ATort and Social Welfare Principles in the Victim Compensation Fund.@ 53 *DePaul Law Review* 719-768 (2003).

"Form and Substance in the Privatization of Poverty Programs." 49 *UCLA Law Review* 1739-1765 (2002).

AGoing Private - The Future of Social Welfare Policy?@ 35 *Clearinghouse Review* 491-505 (2002).

AHighlights from the U.S. Supreme Court's 2001-2002 Decisions on Federal Court Access.@ 36 *Clearinghouse Review* 375-393 (2002) (with Gill Deford, Jane Perkins, and Gary F. Smith).

ABeyond Bush v. Gore: Highlights from the Supreme Court's 2000-2001 Concerning Access to the Courts.@ 35 *Clearinghouse Review* 373-394 (2001) (with Jane Perkins, Gary Smith, and Gill Deford.)

AIntroduction: Redefining the Public Sector: Accountability and Democracy in the Era of Privatization.@ 28 *Fordham Urban Law Journal* 1307-1316 (2001).

ADecisions on Federal Court Access During the Supreme Court's 1999-2000 Term: Some Social Security, a Little Federalism, and More of the Usual.@ 34 *Clearinghouse Review* 405-418 (2000) (with Jane Perkins et al.).

AJudicial Backlash, the ADA, and the Civil Rights Model.@ 21 *Berkeley Journal of Employment and Labor Law* 19-52 (2000).

AThe New Localism in Welfare Advocacy.@ 19 *Saint Louis University Public Law Review* 413-430 (2000).

AThe Revolution in Welfare Administration: Rules, Discretion, and Entrepreneurial

Government. @ 75 *New York University Law Review* 1121-1220 (2000).

"Civil Disturbances--Battles for Justice in New York City." 26 *Fordham Urban Law Journal* 1317-1354 (1999).

"The Supreme Court=s 1998-99 Term: Federalism, State Action, and Other Cases Affecting Access to Justice." 33 *Clearinghouse Review* 375-392 (1999) (with Gill Deford et al.).

"Dissonant Disability Policies: The Tensions Between the Americans with Disabilities Act and Federal Disability Benefit Programs." 76 *Texas Law Review* 1003-1082 (1998).

"Lawyering for Poor Communities in the Twenty-First Century." 25 *Fordham Urban Law Journal* 673-683 (1998).

"The Supreme Court=s 1997-98 Term: The Texas Interest on Lawyers= Trust Account Case and Others Affecting Access to Justice." 32 *Clearinghouse Review* 287-304 (1998) (with Gill Deford et al.).

"Working Without a Job: The Social Messages of the New Workfare." 9 *Stanford Law & Policy Review* 19-43 (1998).

"Class Certification, Section 1983 and More: Federal Court Access Decisions of the Supreme Court=s 1996-97 Term." 31 *Clearinghouse Review* 293-311 (1997) (with Gill Deford et al.).

"Entitlement and Exclusion: The Role of Disability in the Social Welfare System." 44 *UCLA Law Review* 361-465 (1996).

"Governmental Immunity and Other Impediments: Decisions Concerning Access to Federal Court During the Supreme Court=s 1995-96 Term." 30 *Clearinghouse Review* 685-698 (1996) (with Laurie Davison et al.).

"Is the Issue Welfare or Poverty?" 22 *Fordham Urban Law Journal* 875-882 (1995).

"Impact of the 1993 Amendments to the Federal Rules of Civil Procedure on Legal Services Practice in the Federal Courts." 28 *Clearinghouse Review* 134-140 (1994).

"Supreme Court Term 1993-94: Decisions Affecting Access to Federal Courts." 28 *Clearinghouse Review* 510-516 (1994) (with Laurie Davison et al.).

"Access= Issues in the Supreme Court's 1992 Term." 27 *Clearinghouse Review* 759-765 (1993) (with Laurie Davison et al.).

"Minding the Courthouse Door: Decisions Concerning Access to Federal Court Issued During the Supreme Court=s 1991-92 Term." 26 *Clearinghouse Review* 790-796 (1992) (with Laurie Davison et al.).

"Intracircuit Nonacquiescence and the Breakdown of the Rule of Law: A Response to Estreicher and Revesz." 99 *Yale Law Journal* 801-829 (1990) (with Nancy Morawetz).

Essays, Articles & Chapters in Compilations

"Judicial Backlash, the ADA, and the Civil Rights Model," in Linda Hamilton Krieger ed. *Backlash Against the ADA: Reinterpreting Disability Rights*, 62-97. Ann Arbor, Mich.: University of Michigan Press, 2003.

"Tensions and Coherence in Disability Policy: The Uneasy Relationship Between Social Welfare and Civil Rights Models of Disability in American, European and International Employment Law," in Mary Lou Breslin & Silvia Yee eds. *Disability Rights Law and Policy: International and National Perspectives*, 241-280. Ardsley, NY: Transnational Publishers, 2002. (with Lisa Waddington).

Book Reviews

"Poverty Lawyering in the Golden Age." Review of *Brutal Need: Lawyers and the Welfare Rights Movement, 1960-1973*, by Martha F. Davis. 93 *Michigan Law Review* 1401-1432 (1995).

Review of *America's Struggle Against Poverty: 1900-1994*, by James T. Patterson. *New York Law Journal*, June 22, 1995, at p. 2.

Newspaper Articles

"City Lawyers Let Public Down." *New York Daily News*, Oct. 14, 1999, at p. 45.

"Pataki Imitates a Mean Landlord." *New York Times*, April 27, 1995, at p. 25.

"The Welfare State at the End of the Century." *New York Law Journal*, December 27, 1995, at p. 2.

Other

(Executive Producer) *So Goes a Nation: Lawyers and Communities* [Electronic Resource]. New York: Sight Effects, 1998.

HOWARD ERICHSON

Journal Article:

"Public and Private Law Perspectives," 37 *Southwestern University Law Review* 665-669 (2008).

VICTOR ESSIEN

Essays, Articles & Chapters in Compilations:

"Update: Researching Ghanaian Law" *Globalex*, April 2008 available at <http://www.nyulawglobal.org/globalex/Ghana1.htm>.

JOHN D. FEERICK

Books

The Twenty-Fifth Amendment: Its Complete History and Applications. 2nd edition. New York: Fordham University Press, 1992.

Government Ethics Reform for the 1990s: The Collected Reports of the New York State Commission on Government Integrity. New York: Fordham University Press, 1991 (with Bruce A. Green, editor).

NLRB Representation Elections: Law Practice & Procedure. 3rd edition. Clifton, N.J.: Prentice Hall Law and Business, 1988. (with Henry P. Baer and Jonathan P. Arfa)

Challenges and Responsibilities of a Law School Board of Visitors. American Bar Association, 1985 (with Robert J. Bruce).

NLRB Representation Elections: Law, Practice, & Procedure. 2nd edition. New York: Law and Business, 1985 (with Henry P. Baer and Jonathan P. Arfa).

Unjust Dismissal and At Will Employment. Litigation and Administrative Practice Series, Litigation Course Handbook Series No. 208. New York: Practising Law Institute, 1982 (with Joseph Barbash and Jerome B. Kauff).

Developing Rights of Employees in the Work Place. New York: Law & Business; 1981. (with Charles G. Bakaly)

Employment Law: New Problems in the Workplace. Litigation and Administrative Practice Series; Litigation Course Handbook Series No.187. New York: Practising Law Institute, 1981 (with Joseph Barbash).

First Book of Vice-Presidents of the United States. Rev. 3rd edition. New York: F. Watts, 1981 (with Emalie P. Feerick).

NLRB Representation Elections: Law, Practice, & Procedure. New York: Law and Business, Inc./Harcourt Brace Jovanovich, 1980 (with Henry P. Baer and Jonathan P. Arfa).

First Book of Vice-Presidents of the United States. 3rd edition. New York: WATTS, 1977 (with Emalie P. Feerick).

Twenty-Fifth Amendment, Its Complete History and Earliest Applications. New York: Fordham University Press, 1976.

Vice-Presidents of the United States. Rev. edition. New York: Watts, 1973 (with Emalie P. Feerick).

Vice-Presidents of the United States. New York: F. Watts, 1967 (with Emalie P. Feerick).

From Failing Hands; The Story of Presidential Succession. New York: Fordham University Press, 1965.

Journal Articles

“Building Public Trust Through Judicial Election Reform: Tribute to Judge Judith Kaye,” 10 *NYSBA Government, Law & Policy Journal* 46-50 (2008).

“The Role of Mediation in Dispute Resolution,” 16 *ARIAS Quarterly* 24-27 (2009).

“Tribute to Mary Daly,” 77 *Fordham Law Review* 1225-1228 (2009).

“Tribute to Mary Daly,” 83 *St. Johns Law Review* 8-16 (2009) (forthcoming).

“Tribute Charles M. Whelan: A Life in the Service of Others .” 75 *Fordham Law Review* 2835 (2007)

“Why we Seek Reform. Symposium on Rethinking Judicial Selection: A Critical Appraisal of Appointive Selection for State Court Judges.” 34 *Fordham Urban Law Journal* 3-11 (2007)

A George Bundy Smith B A Good Lawyer. @ 68 *Albany Law Review* 207-210 (2005).

"The Peace-Making Role of a Mediator. @ 19 *Ohio State Journal on Dispute Resolution* 229-248 (2003).

A Conflicts of Interests in Sports. @ 8 *Fordham Intellectual Property, Media and Entertainment Law Journal* 349-404 (2003) (with David Feher et al.).

"1977 Code of Ethics for Arbitrators: An Outside Perspective." 18 *Georgia State University Law Review* 907-925 (2002).

AA Grand Builder of Fordham Law School. @ 70 *Fordham Law Review* 1535-1536 (2002).

A Introduction: Global Intellectual Property Rights: Boundaries of Access and Enforcement. Symposium." 12 *Fordham Intellectual Property, Media & Entertainment Law Journal* 681-682 (2002).

"Introduction and Welcome: Problem Solving Courts: From Adversarial Litigation to Innovative Jurisprudence." 29 *Fordham Urban Law Journal* 1755-1756 (2002) (with Russell Pearce and Subha_Dhanaraj).

"On the Path to Inclusion." 57 *The Record of the Association of the Bar of the City of New York* 469-478 (2002).

"Response to Avery Cardinal Dulles." 30 *Fordham Urban Law Journal* 291-298 (2002).

A Tribute to a Giant. @ 71 *Fordham Law Review* 623-625 (2002).

A Tribute to John M. Moran. @ 70 *Fordham Law Review* 1117-1119 (2002).

AADR: Worthy of the Appellation 'Justice'. @ 19 *Alternatives to High Cost Litigation* 9-11 (2001).

A Dedication of the Fordham Center for Corporate, Securities and Financial Law. @ 7 *Fordham Journal of Corporate and Financial Law* 1-3 (2001).

AA Few Reflections on a Long Deanship. @ 33 *The University of Toledo Law Review* 25-29 (2001).

A Introduction to Keynote Address. @ 11 *Fordham Intellectual Property, Media & Entertainment Law Journal* 263-264 (2001).

A Presentation of Dean=s Medal of Recognition to Dean William J. Moore. @ 29 *Fordham Urban Law Journal* 3-6 (2001).

AA Tribute to SEC Chairman Arthur Levitt: Inaugural A.A. Sommer, Jr. Lecturer in Corporate Securities & Financial Law. @ 6 *Fordham Journal of Corporate & Financial Law* 249-253 (2001).

A Welcoming Remarks: Holocaust Restitution: Reconciling Moral Imperatives with Legal Initiatives and Diplomacy. @ 25 *Fordham International Law Journal* S139-S144 (2001).

A Welcoming Remarks: The Future of Law and Financial Service. @ 6 *Fordham Journal of Corporate and Financial Law* 5-7 (2001).

A Welcoming Remarks: Symposium on The New York City Watershed in the 21st Century. @ 12 *Fordham Environmental Law Journal* 417-418 (2001).

A William J. Moore. @ 29 *Fordham Urban Law Journal* 7-8 (2001).

(Contributor) A Convocation Inaugurating the Samuel M. Kaynard Distinguished Visiting Professorship in Labor and Employment Law. @ 18 *Hofstra Labor Law Journal* 1-17 (2000).

A Dedication: David N. Edelstein: A Servant of Justice and Fordham. @ 69 *Fordham Law Review* 1-2 (2000).

A Introduction: Data Privacy Laws and the First Amendment: A Conflict? @, 11 *Fordham Intellectual Property, Media and Entertainment Law Journal* 3-5 (2000).

"Remarks - Fordham-Stein Prize Presentation To Chief Justice William H. Rehnquist." 68 *Fordham Law Review* 1059-1060 (2000).

A Welcoming Remarks: Civil Rights Law in Transition: The Forty-Fifth Anniversary of the New York City Commission on Human Rights. @ 27 *Fordham Urban Law Journal* 1109-1011 (2000).

A Welcoming Remarks: Earth Wind and Fire: Brownfields in the Coming Millennium. @ 11 *Fordham Environmental Law Journal* 631-632 (2000).

"Welcome." 26 *Fordham Urban Law Journal* 645-648 (1999).

"Welcome and Introductory Remarks." 26 *Fordham Urban Law Journal* 821-822 (1999).

"Opening Remarks." 25 *Fordham Urban Law Journal* 283-284 (1998).

"Introduction." 8 *Fordham Intellectual Property, Media and Entertainment Law Journal* 1-2 (1997).

"Toward a More Peaceful World-The New York Convention." 1997 *ADR* 219 (1997).

"Toward Uniform Standards of Conduct for Mediators." 38 *South Texas Law Review* 455-484 (1997).

"ADR in Law Schools: The New Curricula." 51 *Dispute Resolution Journal* 60-64 (1996).

"Dedication to the Honorable William Hughes Mulligan." 7 *Fordham Intellectual Property, Media and Entertainment Law Journal* 1-7 (1996).

"In Memory of A Wonderful Friend." 64 *Fordham Law Review* 1280 (1996).

"Judicial Independence and the Impartial Administration of Justice." 51 *The Record of the Association of the Bar of the City of New York* 233-245 (1996).

"Personal Remembrance of William Hughes Mulligan." 65 *Fordham Law Review* 11-13 (1996).

"Standards of Conduct for Mediators." 79 *Judicature* 314-317 (1996).

"Are Executions in New York Inevitable?." 22 *Fordham Urban Law Journal* 572-574 (1995).

"Standards of Professional Conduct in Alternative Dispute Resolution." 1995 *Journal of Dispute*

Resolution 95-128 (1995).

"To John D. Calamari C In Appreciation and with Affection." 63 *Fordham Law Review* 929-931 (1995).

"Twenty-Fifth Amendment: An Explanation and Defense." 30 *Wake Forest Law Review* 481-503 (1995).

"Welcoming Remarks." 6 *Fordham Environmental Law Journal* 407-407 (1995).

AForty-Fourth Annual National Moot Court Competition - Remarks.@ 49 *The Record of the Association of the Bar of the City of New York* 133-134 (1994) .

APresentation of Honorary Membership to The Honorable Cyrus R. Vance.@ 49 *The Record of the Association of the Bar of the City of New York* 10 (1994).

"Remarks Delivered on the Occasion of the Presentation of the Fordham-Stein Prize to the Honorable Milton Pollack On October 26, 1994." 22 *Fordham Urban Law Journal* 141-151 (1994).

"Welcoming Remarks." 5 *Fordham Environmental Law Journal* 285-286 (1994).

"Writing Like a Lawyer." 21 *Fordham Urban Law Journal* 381-387 (1994).

"Creation of a Standby United Nations Military Force." 48 *The Record of the Association of the Bar of the City of New York* 981-992 (1993).

"Disqualification of Judges (The Sarokin Matter): Is It A Threat to Judicial Independence?" 58 *Brooklyn Law Review* 1063-1122 (1993).

AHuman Rights and Religious Politics in the Middle East-Opening Remarks.@ 48 *The Record of the Association of the Bar of the City of New York* 157-158 (1993).

ARemarks on the Occasion of the Reception Honoring CUNY Law School.@ 48 *The Record of the Association of the Bar of the City of New York* 5-6 (1993).

"Second Inaugural Address." 48 *Record of the Association of the Bar of the City of New York* 525-534 (1993).

"Women Judges and Better Justice for All." 48 *Record of the Association of the Bar of the City of New York* 407-410 (1993).

AWelcoming Remarks. Fordham Conference on International Intellectual Property Law and Policy.@ 4 *Fordham Intellectual Property, Media & Entertainment Law Journal* 1 (1993)

"Do We Really Want Ethical Government?" 64 *New York State Bar Journal* 8-10 (1992).

Inaugural Address. 47 *The Record of the Association of the Bar of the City of New York* 589-594 (1992)

"Introduction- On the Opening of the Second Circuit Exhibit." 47 *Record of the Association of the Bar of the City of New York* 756-772 (1992) (with R. Miner).

Presentation of the Oliensis Portrait to the Association. 47 *The Record of the Association of the Bar of the City of New York* 597-598 (1992)

"Remarks on Changing the Law School Experience for Women: the Classroom and Beyond." 47 *Record of the Association of the Bar of the City of New York* 796-801 (1992).

"Toward a Model Whistle Blowing Law." 19 *Fordham Urban Law Journal* 585-597 (1992).

"Tribute to Edward Yorio." 60 *Fordham Law Review* 805-805 (1992).

Integrity and Ethical Standards in New York State Government: Final Report to the Governor. 18 *Fordham Urban Law Journal* 251-282 (1991).

"Introduction to Restoring the Public Trust: A Blue-Print for Government Integrity and Ethical Standards in New York State Government." 18 *Fordham Urban Law Journal* 173-249 (1991).

"Reflections on Chairing the New York State Commission on Government Integrity." 18 *Fordham Urban Law Journal* 157-171 (1991).

"Remarks Delivered On the Occasion of the Presentation of the Fordham Stein Award to the Honorable William Hughes Mulligan." 59 *Fordham Law Review* 479-483 (1991).

"Debate on Campaign Reform." 1990 *Empire State Report* 33- (1990).

"Dedication to Philip D. Reed." 14 *Fordham International Law Journal* vii-vii (1990).

"Memorial for Robert B. McKay." 45 *Record of the Association of the Bar of the City of New York* 917-921 (1990).

"Municipal Ethical Standards: the Need for a New Approach." 10 *Pace Law Review* 107-165 (1990) (with J. Schachner, et al.).

"Restoring the Public Trust: A Blueprint for Government Integrity and Ethical Standards in New York State Government." 18 *Fordham Urban Law Journal* 173 (1990/1991).

"Becoming a Judge: Report on the Failings of Judicial Elections in New York State." 9 *Pace Law Review* 199-241 (1989).

Effective Campaign Finance Law: It's a Three-Way Street. 2 *Governing* 82 (1989).

Campaign Financing Reform. 42 *Record of the Association of the Bar of the City of New York* 46 (Supplement, 1987).

"Introductory Remarks." 56 *Fordham Law Review* 151-152 (1987).

"Message From the Dean." 15 *Fordham Urban Law Journal* 7-7 (1987).

"Joseph R. Crowley--A Tribute." 54 *Fordham Law Review* 457-459 (1986).

"Remarks Delivered on the Occasion of the Presentation of the Fordham-Stein Award to Judge Edward Weinfeld." 13 *Fordham Urban Law Journal* 511-514 (1985).

"Introductory Remarks." 52 *Fordham Law Review* 1061-1061 (1984).

"In Memoriam: Leonard F. Manning." 51 *Fordham Law Review* xiii-xiv (1983).

The W.R. Grace (W.R. Grace and Co. v. Local Union No. 759, Int'l Union of the United Rubber, Cork, Linoleum and Plastic Workers of Am., 103 S Ct. 2177) Case and Arbitral Finality. 36 *Conference on Labor* 91-98 (1983).

"Fordham Law Review and Dean Joseph M. McLaughlin: A Combined Tribute." 50 *Fordham Law Review* iii-vi (1981).

Problems in NLRB Representation Elections. 34 *Conference on Labor* 197-208 (1981).

The Electoral College and the Election of 1976. 63 *American Bar Association Journal* 757-758 (1977).

"Symposium on the Vice-Presidency; American Bar Association Special Committee on Election Reform." 45 *Fordham Law Review* 703-804 (Special Issue 1977).

"The Pardoning Power of Article II of the Constitution." 47 *New York State Bar Journal* 7-11 (1975).

"Twenty-fifth Amendment Proposals Aired in Senate Hearings; Association Position Favors No Changes." 61 *American Bar Association Journal* 599-605 (1975).

Amending the Constitution Through a Convention. 60 *American Bar Association Journal* 285-288 (1974).

"Impeaching Federal Judges: a Study of the Constitutional Provisions." 39 *Fordham Law Review* 1-58 (1970).

"The Electoral College- Its Defects and Dangers." 40 *New York State Bar Journal* 317-330 (1968).

"The Electoral College: Why It Ought to Be Abolished " 37 *Fordham Law Review* 1-50 (1968).

"The Electoral College: Why It Was Created." 54 *American Bar Association Journal* 249-255 (1968).

"Vice-Presidential Succession: In Support of the Bayh-Cellar Plan." 18 *South Carolina Law Review* 226-236 (1966).

"Proposed Amendment on Presidential Inability and Vice-Presidential Vacancy." 51 *American Bar Association Journal* 915-917 (1965).

"Proposed Twenty Fifth Amendment to the Constitution." 34 *Fordham Law Review* 173-206 (1965).

"Presidential Inability: The Problem and a Solution." 50 *American Bar Association Journal* 321-324 (1964).

"Problem of Presidential Inability- It Must be Solved Now." 36 *New York State Bar Journal* 181-192 (1964).

"Vice-Presidency and the Problems of Presidential Succession and Inability." 32 *Fordham Law Review* 457-498 (1964).

"Problem of Presidential Inability- Will Congress Ever Solve It?." 32 *Fordham Law Review* 73-134 (1963).

Essays, Articles & Chapters in Compilations

"Presidential Succession." in *The Heritage Guide to the Constitution*, 191-192, edited by Edwin Meese, III; Matthew Spalding and David Forte. Washington, D.C.: Heritage Foundation, 2005.

"Presidential Succession, XXV Amendment." in *The Heritage Guide to the Constitution*, 429-431, edited by Edwin Meese, III; Matthew Spalding and David Forte. Washington, D.C.: Heritage Foundation, 2005.

"Balancing National Security and Civil Liberties," in Kevin M. Cahill, MD. ed. *Traditions, Values, and Humanitarian Actions*, 261-275. New York: Fordham University Press, 2003.

"Conclusion," in Phyllis Bernard and Bryant Garth eds. *Dispute Resolution Ethics: A Comprehensive Guide*, 253-256. Chicago: ABA, 2003.

AForeword,@ in Pierre Charpié *International Business Transactions: Introduction to the International Anti-Bribery Laws: FCPA, OECD Convention and OECD Member States New Legislation: Analysis, Comparison and Risk Management: A European View*, v-vi. Lausanne, Switzerland: Editions Bis & Ter, 2002.

AForeword,@ in Association of the Bar of the City of New York=s *Dollars and Democracy: A Blueprint for Campaign Finance Reform*, xi-xii. New York: Fordham University Press, 2000. (with Robert M. Kaufman).

APresidential Succession,@ in Leonard W. Levy and Kenneth L. Karst, eds. *Encyclopedia of the American Constitution*, 2nd edition, 2001-2002. New York: MacMillan Reference USA, 2000.

AThe Twenty-Fifth Amendment: Its Origins and History,@ in Robert E. Gilbert ed. *Managing Crisis: Presidential Disability and the Twenty-Fifth Amendment*, 1-24. New York: Fordham University Press, 2000.

AEthics, Lawyers, and the Public Sector: A Historic Overview,@ in Patricia E. Salkin ed. *Ethical Standards in the Public Sector: A Guide for Government Lawyers, Clients, and Public Officials*, 1-12. Chicago: American Bar Association, Section of State and Local Government Law, 1999.

AA Personal Remembrance of William Hughes Mulligan,@ in William Hughes Mulligan, Jr. ed. *Mulligan=s Law: The Wit and Wisdom of William Hughes Mulligan*, 1-4. New York: Fordham University Press, 1997.

APresidential Succession,@ in Leonard W. Levy, Kenneth L. Karst, and Dennis J. Mahoney eds. *Encyclopedia of the American Constitution*, 1448-1449. New York: MacMillan, 1986.

APreface,@ in *International Antitrust*. 1974 Annual Proceedings of the Fordham Corporate Law Institute, iii. New York: Matthew Bender, 1975.

Book Reviews

Review of *What=s Fair: Ethics for Negotiators*, edited by Carrie Menkel-Meadow and Michael Wheeler. 18 *Georgetown Journal of Legal Ethics* 251-260 (2004).

Review of *For James and Gillian: Jim Gill=s New York*, by James Gill. *New York Law Journal*, April 15, 2003, at p. 2.

Review of *New York Employment Law, 2nd edition.*, by Jonathan L. Sulds. *New York Law Journal*, April 6, 1999, at p. 2.

"Living the American Dream: A Review of John Hart Ely's *On Constitutional Ground*." 73 *Notre Dame Law Review* 213-232 (1997).

Review of *Empowered at Forty: How to Negotiate the Best Terms and Time of Your Retirement* by Robert Coulson. 45 *Arbitration Journal* 60 (December 1990)

Review of *Ambrose L. Jordan, Lawyer* by Richard H. Levet 44 *Fordham Law Review* 1268-1271 (1976)

Review of *Law of Lawyering: A Handbook on the Model Rules of Professional Conduct*, by Geoffrey C. Hazard. 71 *American Bar Association Journal* 78-79 (July 1985).

Newspaper Articles

AI Insights about Life in the Law. @ *New York Law Journal*, May 23, 2002, at p. 2.

AA Shameful Crisis in the Family Court.(Failure to Provide the Poor with Adequate Legal Representation). @ *New York Law Journal*, January 11, 2001, at p. 2.

AA An Education at the Electoral College. @ *New York Law Journal*, November 16, 2000, at p. 2.

AA Alternative Dispute Resolution Helps Litigants Solve Problems. @ *New York Law Journal*, May 2, 1994, at p. 4.

ACongress Must Curb OTS Power. @ *National Law Journal*, December 20, 1993, at p. 13.

AWomen Lawyers Struggle Against Many Barriers. @ *New York Law Journal*, May 3, 1993, at p. 4.

AThe Problem of Sexism in the Classroom. @ *New York Law Journal*, November 4, 1992, at p. 2.

AHave Integrity, Need Money. @ *Newsday*, March 31, 1989, at p. 78.

AMidnight Is High Noon For Voting Reform. @ *Newsday*, May 4, 1992, at p. 38. (with Cyrus R. Vance)

AA Public Matter. @ *Newsday*, March 1, 1989, at p. 58.

AA Defanged Campaign Bill. @ *Newsday*, February 8, 1988, at p. 48. (with Peter Bienstock).

ASignificant 1985-86 NLRB Decisions. @ *New York Law Journal*, August 1, 1986, at p. 1.

AStatutory Protection for Mediators. @ *New York Law Journal*, July 3, 1986, at p. 1.

AAIDS in the Workplace. @ *New York Law Journal*, May 2, 1986, at p. 1.

AOral Agreements for Permanent Work. @ *New York Law Journal*, March 7, 1986, at p. 1.

AEmployee Rights and Substance Abuse.@ *New York Law Journal*, February 7, 1986, at p. 1.

ARecurring Issue of Pre-emption.@ *New York Law Journal*, December 6, 1985, at p. 1.

AEmployee Defamation.@ *New York Law Journal*, October 4, 1985, at p. 1.

ASignificant 1984-85 NLRB Decisions B II." *New York Law Journal*, July 5, 1985, at p. 1.

ASignificant 1984-85 NLRB Decisions B Part 1." *New Nork Law Journal*, June 7, 1985, at p. 1.

AThe Publicity Proviso.@ *New York Law Journal*, March 1, 1985, at p. 1.

"Job-Placement Services Needed in Law Schools: Attracting Students by Offering Help."
National Law Journal, December 31, 1984, at p. 1.

ALabor Relations and the Constitution.@ *New York Law Journal*, December 7, 1984, at p. 1.

ARecent Developments in Employment-at-Will.@ *New York Law Journal*, October 5, 1984, at p. 1.

ASignificant Recent NLRB Rulings B Part 2.@ *New York Law Journal*, July 6, 1984, at p. 1.

ASignificant Recent NLRB Rulings B Part 1.@ *New York Law Journal*, June 1, 1984, at p. 1.

AConstitutional Protection for Public Employees.@ *New York Law Journal*, April 6, 1984, at p. 1.

AConcerted Activity Standards Changing.@ *New York Law Journal*, February 3, 1984, at p. 1.

"Labor Movement to Face Challenges with Changing Economy in Future." *New York Law Journal*, January 30, 1984, at p. 44.

ALabor Preemption B Continuing Evolution.@ *New York Law Journal*, December 2, 1983, at p. 1.

ACollective Bargaining Pacts and Bankruptcy.@ *New York Law Journal*, November 4, 1983, at p. 1.

ASignificant Recent NLRB Decisions.@, *New York Law Journal*, August 5, 1983, at p. 1.

AEmployment-at-Will in New York.@ *New York Law Journal*, June 3, 1983, at p. 1.

AArbitration Awards.@ *New York Law Journal*, April 1, 1983, at p. 1.

AContinued Erosion of Employment-at-Will.@ *New York Law Journal*, February 4, 1983, at p. 1.

ASection 301 and Non-Signatories.@ *New York Law Journal*, January 7, 1983, at p. 1.

ASignificant Recent NLRB Decisions.@, *New York Law Journal*, October 1, 1982, at p. 1.

AEmployment-at-Will Rule and Unjust Dismissal.@ *New York Law Journal*, August 6, 1982, at p. 1.

AFinality of Arbitration Awards.@ *New York Law Journal*, June 4, 1982, at p. 1.

AWildcat Strikes B Recent Developments in Damage Recovery.@, *New York Law Journal*, April 2, 1982, at p. 1.

APost-Weingarten Developments: Employee=s Right to Representation.@ *New York Law Journal*, February 5, 1982, at p. 1.

ANLRB Remedies.@ *New York Law Journal*, December 4, 1981, at p. 1.

ASolicitation, Distribution Rules.@ *New York Law Journal*, October 2, 1981, at p. 1.

ADevelopments in Employee Rights.@ *New York Law Journal*, June 5, 1981, at p. 1.

ASupervisory Discharges.@ *New York Law Journal*, May 5, 1981, at p. 1.

ANLRB Bargaining Orders Absent a Showing of Majority Status.@ *New York Law Journal*, April 3, 1981, at p. 1.

APartial Closures and Duty to Bargain.@ *New York Law Journal*, March 6, 1981, at p. 1.

AContinued Vitality of the Privilege of Federal Mediator.@ *New York Law Journal*, February 6, 1981, at p. 1.

ALaw Firms and NLRB.@ *New York Law Journal*, January 2, 1981, at p. 1.

AThe Second Circuit and the NLRB.@ *New York Law Journal*, December 1980, at p. 1

AErosion of Rule on Employment at Will.@ *New York Law Journal*, November 7, 1980, at p 1.

AThe Presidential Election: Provisions and Precedents.@ *New York Law Journal*, October 30, 1980, at p. 1.

AThe >Yeshiva= Ruling B Subsequent Decisions and Developments.@ *New York Law Journal*, October 3, 1980, at p. 1.

AMembership Rights in the Union.@ *New York Law Journal*, June 6, 1980, at p. 1.

AMembership Rights in the Union.@ *New York Law Journal*, May 2, 1980, at p. 1.

AArbitration Deferral Policies of the NLRB.@ *New York Law Journal*, April 4, 1980, at p. 1.

AArbitration Deferral Policies of the NLRB.@ *New York Law Journal*, March 7, 1980 at p. 1.

ABargaining in the Public Sector.@ *New York Law Journal*, February 1, 1980, at p. 1.

AThe AFL-CIO.@ *New York Law Journal*, January 4, 1980, at p. 1.

AConcerted Activities.@ *New York Law Journal*, December 7, 1979, at p. 1.

AEmployment at Will.@ *New York Law Journal*, November 2, 1979, at p. 1.

AEmployment at Will.@ *New York Law Journal*, October 5, 1979, at p. 1.

ANLRB Bargaining Orders.@ *New York Law Journal*, July 6, 1979, at p. 1.

ABankruptcy and Collective Bargaining Agreement.@ *New York Law Journal*, June 1, 1979, at p. 1.

AThe Molding of Labor and Antitrust Policies.@ *New York Law Journal*, May 4, 1979, at p. 1.

ADuty of Employers To Provide Information.@ *New York Law Journal*, April 6, 1979, at p. 1.

AABA Report: Rules Needed to Govern Calling of Constitutional Convention.@ *The National Law Journal*, March 26, 1979, at p. 22.

AMisrepresentations In Campaigns B The Last Chapter?@ *New York Law Journal*, March 2, 1979, at p. 1.

ABargaining Climate For 1979.@ *New York Law Journal*, February 2, 1979, at p. 1.

AIndividual Rights In the Corporation.@ *New York Law Journal*, January 5, 1979, at p. 1.

AIndividual Rights In the Corporation.@ *New York Law Journal*, December 1, 1978, at p. 1.

ACampaign Misrepresentations.@ *New York Law Journal*, October 6, 1978, at p. 1.

AReflections on >Bakke=@.@ *New York Law Journal*, July 7, 1978, at p. 1.

ASupreme Court Orders Admission of Bakke, But Rules Race Can Be Affirmative-Action Factor B An Analysis.@ *New York Law Journal*, June 29, 1978, at p. 1.

AIndividual Rights In the Corporation.@ *New York Law Journal*, June 2, 1978, at p. 1.

AInjunctions in National Emergency Strikes.@ *New York Law Journal*, May 5, 1978, at p. 1.

AINjunctions in National Emergency Strikes.@ *New York Law Journal*, April 7, 1978, at p. 1.

AUpdate on Controversial Labor-Reform Legislation.@ *New York Law Journal*, March 3, 1978, at p. 1.

ADecision Bargaining.@ *New York Law Journal*, February 3, 1978, at p. 1.

ALabor Preemption.@ *New York Law Journal*, January 6, 1978, at p. 1.

AArbitration In the Public Sector.@ *New York Law Journal*, December 2, 1977, at p. 1.

APicketing.@ *New York Law Journal*, November 4, 1977, at p. 1.

ACollective Bargaining Checks and Balances. *New York Law Journal*, October 7, 1977, at p. 1.

AThe Proposed 1977 Labor Act.@ *New York Law Journal*, September 2, 1977, at p. 1.

AInvestigatory Interview: Union Representation.@ *New York Law Journal*, July 1, 1977, at p. 1.

ALabor-Management Partnership: Relationship Born Out of Necessity.@ *New York Law Journal*, June 27, 1977, at p. 32.

ABirth of a Child.@ *New York Law Journal*, June 3, 1977, at p. 1.

AThe Repeal Of Section 14(b).@ *New York Law Journal*, May 6, 1977, at p. 1.

AThe Equal Rights Amendment.@ *New York Law Journal*, April 1, 1977, at p. 1.

AProposed Legislation On Labor Successorship.@ *New York Law Journal*, March 4, 1977, at p. 1.

AThe Common Situs Picketing Legislation.@ *New York Law Journal*, February 4, 1977, at p. 1.

AJob Seniority.@ *New York Law Journal*, January 7, 1977, at p. 1.

AThe Equal-Employment Testing Debate.@ *New York Law Journal*, December 3, 1976, at p. 1.

ARreverse Discrimination.@ *New York Law Journal*, October 1, 1976, at p. 1.

ARreverse Discrimination.@ *New York Law Journal*, August 6, 1976, at p. 1.

AThe Polygraph.@ *New York Law Journal*, *New York Law Journal*, June 4, 1976, at p. 1.

AThe United States Without New York City? Its Resources Vital to Nation=s Welfare.@ *New York Law Journal*, November 17, 1975, at p. 23.

AIs the Law on Presidential Succession Adequate?@ *New York Law Journal*, November 25, 1974,

at p. 1.

AThe Transition Was Smooth; Why Change?@ *Los Angeles Times*, November 17, 1974, pt. 7, at p. 1.

AWhy the Delay on Rockefeller?@ *New York Law Journal*, October 9, 1974, at p. 1.

APresident=s Power to Pardon Before Conviction.@ *New York Law Journal*, September 27, 1974, at p. 1.

ASome Reflections on U.S. v. Nixon.@ *New York Law Journal*, July 30, 1974, at p. 1.

AEarl Warren: Idealist and Pragmatist.@ *New York Law Journal*, July 18, 1974 at p. 1.

AThe Hastings Impeachment, Acquittal.@ *New York Law Journal*, May 28, 1974, at p. 1.

AThe Issue of Presidential >Inability=.@ *New York Law Journal*, May 15, 1974, at p. 1.

APresident=s >Right= in Impeachment Probe.@ *New York Law Journal*, April 1, 1974, at p. 1.

AThe Way of the 25th.@ *New York Times*, December 13, 1973, at p. 47.

AFilling a Vacancy in the Vice Presidency.@ *New York Law Journal*, October 11, 1973, at p. 1.

AThe Federal Impeachment Process.@ (Last of four parts.) *New York Law Journal*, July 27, 1973, at p. 1.

AThe Federal Impeachment Process.@ (Third of four parts.) *New York Law Journal*, July 26, 1973, at p. 1.

AThe Federal Impeachment Process.@ (Second of four parts.) *New York Law Journal*, July 25, 1973, at p. 1.

AA Study of the Federal Impeachment Process.@ *New York Law Journal*, July 24, 1973, at p. 1.

AImpeaching Federal Judges.@ (Part Four) *New York Law Journal*, December 24, 1970, at p. 1.

AImpeaching Federal Judges.@ (Part Three) *New York Law Journal*, December 23, 1970, at p. 1.

AImpeaching Federal Judges.@ (Part Two) *New York Law Journal*, December 22, 1970, at p. 1.

AImpeaching Federal Judges.@ *New York Law Journal*, December 21, 1970, at p. 1.

AThe Proposed Twenty-Fifth Amendment to the Constitution.@ (Part Four) *New York Law Journal*, January 28, 1966, at p. 1.

AThe Proposed Twenty-Fifth Amendment to the Constitution.© (Part Three) *New York Law Journal*, January 27, 1966, at p. 1.

AThe Proposed Twenty-Fifth Amendment to the Constitution.© (Part Two) *New York Law Journal*, January 26, 1966, at p. 1.

AThe Proposed Twenty-Fifth Amendment to the Constitution.© *New York Law Journal*, January 25, 1966, at p. 1.

Other

Final Report to the Chief Judge of the State of New York of the Commission to Promote Public Confidence in Judicial Elections. New York: The Commission, 2006.

Report to the Chief Judge of the State of New York. New York: Commission to Promote Public Confidence in Judicial Elections, June 29, 2004.

Report on the Emergency Assistance Unit and Shelter Eligibility Determination. New York: New York City Family Homelessness Special Master Panel, June 2004.

Family Homelessness Prevention Report. New York: New York City Family Homelessness Special Master Panel, 2003. (member of the Special Panel).

Interim Report to the Chief Judge of the State of New York. New York : Commission to Promote Public Confidence in Judicial Elections, 2003.

Public Meeting : Draft Scope : World Trade Center Memorial and Redevelopment Plan : Generic Environmental Impact Statement : Tribeca Performing Arts Center, Chambers Street, New York, New York, July 23, 2003. New York: Roy Allen & Associates, Inc., 2003.

AJustice Profile: Anthony Kennedy.© West Lafayette, IN: C-SPAN Archives, 2001. (with Anthony M Kennedy; Jeffrey Rosen; and Stephen B Kinnaird) (videorecording originally broadcast January 30, 2001 on the television program: America & the Courts).

AA Day to Remember.© EMU Promoting School Project, University of Ulster, Annual Review 1997-98.

An Open Courtroom: Cameras in New York Courts. New York State Committee to Review Audio-Visual Coverage of Court Proceedings, Fordham University Press, 1997.

AThanks.© Column in *44th Street Notes of the Association of the Bar of the City of New York*, June 1994.

AThe Bar and Legal Education: Joining Hands.© Column in *44th Street Notes of the Association of*

the Bar of the City of New York, May 1994.

AAssociation Committees: Legal Tools of Progress. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, April 1994.

AA Public Profession If We Can Keep It! @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, March 1994.

AREaching Out to School Children. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, February 1994.

ADean Fuller=s Legacy. @ 26 (No. 2) *Fordham Magazine* 1993, at p. 17.

ANew York=s Continued Failure to Commit to Ethics Reform. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, November 1993.

AIt=s One World. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, October 1993.

ASolo and Small Firm Practitioners: How Association Helps. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, September 1993.

AThe Association and the People Who Made it Work. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, June 1993.

AOf Heroes. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, May 1993.

AA Commitment to Professionalism. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, March 1993.

AThe Potent, The Omnipresent Teacher. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, February 1993.

AServing the Public. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, January 1993.

AA An Open Letter to Membership. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, December 1992.

AHelping Hands. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, November 1992.

AE Pluribus Unum. @ Column in *44th Street Notes of the Association of the Bar of the City of New York*, November 1992.

A To a Rededication of our Efforts. @ Column in 44th Street Notes of the Association of the Bar of the City of New York, September 1992.

To Improve the System of Law. A New York State Bar Association Town Hall Meeting, 1985 at pp. 34-35.

Source Book on National Election Law Reform. Special Committee on Election Law and Voter Participation, 1980.

The Disappearance of the American Voter: A Symposium on Declining Voter Participation sponsored by the American Bar Association Committee on Election Reform. Chicago: American Bar Association, 1978.

Electing the President: A Report of the American Bar Association Commission on Electoral College Reform. Rev. edition. Chicago: American Bar Association, 1977.

Amendment of the Constitution. Chicago: American Bar Association Special Constitutional Convention Study Committee, 1974.

Selected Materials on the 25th Amendment. Senate Subcommittee on Constitutional Amendments, 93rd Cong., Doc. 93-42 (Memorandum on Section 2) 1974??.

Extension of the Voting Rights Act of 1965 and the Administration=s Alternative. Reports of the Committee on Federal Legislation of the Association of the Bar of the City of New York, Vol. 9, No. 1, July 1970.

Suffrage and Elections. Special Committee on the Constitutional Convention of the Association of the Bar of the City of New York, April 1967.

A Ethics in America: Who is Responsible. @ New York Times President=s Forum, December 1, 1987.

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Books

International Banking Regulation, 2d ed. Huntington, NY: Juris, 2007.

Banking Regulation in the United States, 2d ed. Huntington, NY: Juris Publishing, 2006.

Bankruptcy. 3rd edition. New York: Emanuel, Aspen Law & Business Legal Education Division 2001.

Felsenfeld on International Solvency. Yonkers, N.Y.: Juris, 2000.

International Banking Regulation. Yonkers, N.Y.: Juris, 2000. Supplement 2002.

Banking Regulation in the United States. Yonkers, N.Y.: Juris, 1997. Supplement 2002.

Legal Aspects of Electronic Funds Transfer. Stoneham, Mass.: Butterworths, 1988.

Writing Contracts in Plain English. St. Paul, Minn.: West Publishing Company, 1981 (with Alan Siegel).

Access To Capital: How the Law Discriminates Against Small Business. New York: Citicorp, 1980.

Simplified Consumer Credit Forms. Boston: Warren, Gorham & Lamont, 1978 (with Alan M. Siegel).

Financing With Company Assets. Washington, D.C.: The Local Economic Development Corporation, United States Government Printing Office, 1970 (with F. Weiss).

Journal Articles

"Introduction: The Antitrust Aspects of Bank Mergers," 13 *Fordham Journal of Corporate & Financial Law* 507-509 (2008).

"The Check Clearing for the 21st Century Act--A Wrong Turn in the Road to Improvement of the U.S. Payments System." 85 *Nebraska Law Review* 52-120 (2006) [with Genci Bilali]

"A Speculation on the Future of the Bank for International Settlements." 18 *Transnational Lawyer* 231-244 (2005) [with Genci Bilali]

AThe Check Clearing for the 21st Century Act - A Wrong Turn in the Road to Improvement of the U.S. Payments System.@ *SSRN Fordham Law Legal Studies Research Paper No. 67* (2005) (with Genci Bilali).

AThe Role of the Bank for International Settlements in Shaping the World Financial System.@ 25 *University of Pennsylvania Journal of International Economic Law* 945-1045 (2004) (with Genci Bilali).

"Business Divisions from the Perspective of the U.S. Banking System." 3 *Houston Business and Tax Law Journal* 66-140 (2003) (with Genci Bilali).

AUnnecessary Privacy.@ 25 *Suffolk Transnational Law Review* 365-388 (2002).

(Moderator and Commentator) AStrategic Planning for Financial Institutions in a New Legal and

Economic Environment. @ 6 *Fordham Journal of Corporate & Financial Law* 23-68 (2001) (with William T. Lifland et al.).

"Denial of Discharge for Substantial Abuse: Refining B Not Changing B Bankruptcy Law." 67 *Fordham Law Review* 1369-1402 (1999).

"A Comment About a Separate Bankruptcy System." 64 *Fordham Law Review* 2521-2529 (1996).

"Proposed Article 3 Will Make it Harder to Become a Holder in Due Course." 3 *New York State Banking Journal* 18-19 (1995).

"The Bank Holding Company Act: Has It Lived Its Life?" 38 *Villanova Law Review* 1-101 (1993).

"But the Proposed Uniform [?] Commercial Code Was Adopted." 26 *Loyola of Los Angeles Law Review* 597-606 (1993).

"An American Reflection on Turkey=s Financial Leasing Industry." 60 *Fordham Law Review* S135-S136 (1992).

"The Compatibility of the UNCITRAL Model Law on International Credit Transfers with Article 4A of the UCC." 60 *Fordham Law Review* S53-S75 (1992).

A Commentary on Mr. Longstreth's Mr. Mattei's and Mr. Mason's Paper: U.S. Bank Reform. @ 1991 *Annual Survey of American Law* 733-747 (1991) (with L. Edward Shaw et al.).

"The Savings and Loan Crisis." 59 *Fordham Law Review* S7-S56 (1991).

"Strange Bedfellows for Electronic Funds Transfers: Proposed Article 4A of the Uniform Commercial Code and the UNCITRAL Model Law. @ 42 *Alabama Law Review* 723-772 (1991).

"Forged Endorsements Under the United Nations Negotiable Instruments Convention: A Compromise Between Common and Civil Law." 45 *Business Lawyer* 397-413 (1989).

"An Evaluation of Proposed Article 4A: Comment on Professor Geva=s Paper." 14 *Canadian Business Law Journal* 235-242 (1988).

"The Evolving Law of Payment By Wire Transfer - An Outsider=s View of Draft UCC Article 4A." 14 *Canadian Business Law Journal* 186-242 (1988).

"Electronic Banking and Its Effects on Interstate Branching Restrictions - An Analytic Approach." 54 *Fordham Law Review* 1019-1061 (1986).

"Nonbank Banks - An Issue In Need of a Policy." 41 *Business Lawyer* 99-123 (1985).

"The Future of Plain English." 62 *Michigan Bar Journal* 942-944 (1983).

"Plain English Movement in the United States: A Panel Discussion." 6 *Canadian Business Law Journal* 408-421 (1982).

"Consumer Protection Influences on Article 9." 5 *Uniform Commercial Code Law Journal* 5-63 (1972) (with Ira Finkelson).

"Consumer Credit Counseling." 26 *Business Lawyer* 925-932 (1971).

"Competing State and Federal Roles in Consumer Credit Law." 45 *New York University Law Review* 487-515 (1970).

"Consumer Interest Rates: A Public Learning Process." 23 *Business Lawyer* 931-946 (1968).

"Uniform, Uniformed and Unitary Laws Regulating Consumer Credit." 37 *Fordham Law Review* 209-246 (1968).

"Knowledge as a Factor in Determining Priorities Under the Uniform Commercial Code." 42 *New York University Law Review* 246-277 (1967).

"Some Ruminations About Remedies in Consumer-Credit Transactions." 8 *Boston College Industrial and Commercial Law Review* 535-566 (1967).

"Secured Transactions: A Practical Approach to Article 9 of the Uniform Commercial Code." 17 *Rutgers Law Review* 168-193 (1962) (with Homer Kripke).

"Uniform Commercial Code and Statutory Remnants." 17 *Business Lawyer* 309-320 (1962).

Essays, Articles & Chapters in Compilations

"Article 4A of the United States Uniform Commercial Code," in Walter Hadding and Uwe H. Schneider eds. *Legal Issues in International Credit Transfers* 345-359. Berlin: Duncker & Humblot, 1993.

AConsumer Credit,@ in *Law for the Poor in an Affluent Society*, Pts. IVA and IVB. New York: Columbia University School of Law, 1967.

Book Reviews

Review of *Truth in Lending Compliance Manual*, by Roland E. Brandel et al. 37 *Business Lawyer* 1637-1641 (1982).

Review of *Counsel for the Deceived, Case Studies in Consumer Fraud*, by Philip G. Schrag. 28 *Business Lawyer* 301-307 (1972).

Review of *Consumer Credit: Text-Cases-Materials*, by Homer Kripke. 26 *Business Lawyer* 1369-1373 (1971).

Newspaper Articles

"Perspective: Banks and the Securities Business." *Chicago Tribune*, January 23, 1988, at p. 11.

"Bill in Congress Aimed at Closing the Nonbank Bank Loophole." *New York Law Journal*, April 15, 1987, at p.1.

JEANMARIE FENRICH

Journal Articles

"We Will Still Live: Confronting Stigma and Discrimination Against Women Living With HIV/AIDS in Malawi," 31 *Fordham International Law Journal* 528 (2008) [with Chi Mgbako and Tracy Higgins].

"Gender Equality and Customary Marriage: Bargaining in the Shadow of Post-Apartheid Legal Pluralism," 30 *Fordham International Law Journal* 1653 (2007) [with Tracy Higgins and Ziona Tanzer].

TONI FINE

Book

American Legal Systems: A Resource and Reference Guide. Newark, N.J.: LexisNexis, 2008.

An Introduction to the Anglo-American Legal System. Madrid: Thompson Aranzadi, 2007.

Journal Articles

"La Corte Suprema de los Estados Unidos: una Corte en transicion," 2007 *Anuario de la Facultad de Derecho* 39 (translated from English).

"El uso de precedents jurisprudenciales de origen extranjero por la Suprema Corte de Justicia de los Estados Unidos de America," 6 *Revista Iberoamericana de Derecho Procesal Constitucional* 327 (2006) (translated from English).

Essays. Articles & Chapters in Compilations:

"O Controle judicial de constitucionalidade nos Estados Unidos, Justicis Constitucional: pressupostos teoricos e analises concretas" in *Editora Forum 2007*, Andre Ramos Tavares, coordenador (translated from English).

JILL E. FISCH

Journal Articles

"The "Bad Man" Goes to Washington: The Effect of Political Influence on Corporate Duty." 75 *Fordham Law Review* 1539-1614 (2006)

"Measuring Efficiency in Corporate Law: The Role of Shareholder Primacy." 31 *The Journal of Corporation Law* 637-674 (2006)

"Do Institutions Matter? The Impact of the Lead Plaintiff Provision of the Private Securities Litigation Reform Act." 83 *Washington University Law Quarterly* 869-905 (2005) [with Stephen J. Choi and A.C. Pritchard]

"The Analyst as Fiduciary: A Misguided Quest for Analyst Independence?" (October 5, 2006) *Fordham Law Legal Studies Research Paper No.*

"Regulatory Responses to Investor Irrationality: The Case of the Research Analyst.(Business Law Forum Behavioral Analysis of Corporate Law: Instruction for Distraction?)." 10 *Lewis & Clark Law Review* 57-83 (2006)

"How do Corporations Play Politics? The FedEx Story." 58 *Vanderbilt Law Review* 1495-1570 (2005)

"Institutional Competition to Regulate Corporations: A Comment on Macey. (response to article by Jonathan Macey and Maureen O'Hara in this issue, p. 587) (The George A. Leet Business Law Symposium: Corporate Governance: Directors vs. Shareholders?)." 55 *Case Western Reserve Law Review* 617-625 (2005)

AThe New Federal Regulation of Corporate Governance.@ 28 *Harvard Journal of Law & Public Policy* 39-49 (2004).

AVultures or Vanguard?: The Role of Litigation in Sovereign Debt Restructuring.@ 53 *Emory Law Journal* 1043-113 (2004) (with Caroline M. Gentile).

ACorporate Lawmaking Influence and the Role of Political Capital: The FedEx Story.@ *SSRN Pub-Law Research Paper No. 35* (2003).

"How To Fix Wall Street: A Voucher Financing Proposal for Securities Intermediaries." 113 *Yale Law Journal* 269-344 (2003) (with Stephen J. Choi).

AThe Implications of Transition Theory for Stare Decisis.@ 13 *The Journal of Contemporary Legal Issues* 93-122 (2003).

"Is There a Role for Lawyers in Preventing Future Enrons?" 48 *Villanova Law Review* 1097-1138

(2003) (with Kenneth M. Rosen).

"Legal Transitions: Is There an Ideal Way to Deal with the Non-Ideal World of Legal Change?: The Implications of Transition Theory for Stare Decisis." 13 *Journal of Contemporary Legal Issues* 93-122 (2003).

AThe Private Securities Law Reform Act: Is it Working?@ 71 *Fordham Law Review* 2363-2394 (2003) (with Edward R. Becker et al.).

"Public Relations." 8 *Fordham Journal of Corporate & Financial Law* 97-121 (2003) (with Howard J. Rubenstein, et al.).

AThe Qualified Legal Compliance Committee: Using the Attorney Conduct Rules to Restructure the Board of Directors.@ 53 *Duke Law Journal* 517- 584 (2003) (with Caroline M. Gentile). Reprinted in 46 *Corporate Practice Commentator* 865-932 (2004).

"The Securities Analyst as Agent: Rethinking the Regulation of Analysts." 88 *Iowa Law Review* 1035-1098 (2003) (with Hillary A. Sale).

ALawyers On The Auction Block: Evaluating The Selection Of Class Counsel by Auction.@ 102 *Columbia Law Review* 650-728 (2002).

AAggregation, Auctions, and Other Lead Developments in the Selection of Lead Counsel Under the PSLRA (Private Securities Litigation Reform Act).@64 *Law and Contemporary Problems* 53-96 (2001).

"Complex Litigation at the Millennium: Aggregation, Auctions, and Other Developments in the Selection of Lead Counsel under the PSLRA." 64 *Law and Contemporary Problems* 53-96 (2001).

"Response: Taking Action Against Auctions: the Third Circuit Task Force Report ." 74 *Temple Law Review* 813-820 (2001).

AThe Peculiar Role of the Delaware Courts in the Competition for Corporate Charters.@ 68 *University of Cincinnati Law Review* 1061-1100 (2000).

ATeaching Corporate Governance Through Shareholder Litigation.@ 34 *Georgia Law Review* 745-772 (2000).

"The Scope of Private Securities Litigation: In Search of Liability Standards for Secondary Defendants." 99 *Columbia Law Review* 1293-1318 (1999).

"Can Internet Offerings Bridge the Small Business Capital Barrier?" 2 *Journal of Small and Emerging Business Law* 57-90 (1998).

"The Buffett Board and Governance Reform." 21 *Directors & Boards* 22-23 (Winter 1997).

"Class Action Reform: Lessons from Securities Litigation." 39 *Arizona Law Review* 533-559 (1997).

"Class Action Reform, Qui Tam, and the Role of the Plaintiff." 60 *Law and Contemporary Problems* 167-202 (1997).

"Questioning Philanthropy from a Corporate Governance Perspective." 41 *New York Law School Law Review* 1091-1105 (1997).

"Retroactivity and Legal Change: An Equilibrium Approach." 110 *Harvard Law Review* 1055-1123 (1997).

"Taking Boards Seriously." 19 *Cardozo Law Review* 265-290 (1997).

"Picking a Winner." Review of *The Genius of American Corporate Law*, by Roberta Romano. 20 *The Journal of Corporation Law* 451-474 (1995).

"Post-Settlement Vacatur: A Case of Disappearing Decisions." 31 *Trial* 86-88 (February 1995).

"Relationship Investing: Will it Happen? Will it Work?" 55 *Ohio State Law Journal* 1009-1048 (1994).

"The Vanishing Precedent: Eduardo Meets Vacatur." 70 *Notre Dame Law Review* 325-367 (1994).

"As Time Goes By: New Questions About the Statute of Limitations for Rule 10b-5." 61 *Fordham Law Review* S101-S126 (1993).

"Captive Courts: The Destruction of Judicial Decisions by Agreement of the Parties." 2 *New York University Environmental Law Journal* 191-209 (1993).

"From Legitimacy to Logic: Reconstructing Proxy Regulation." 46 *Vanderbilt Law Review* 1129-1199 (1993).

"Imprudent Power: Reconsidering U.S. Regulation of Foreign Tender Offers." 87 *Northwestern University Law Review* 523-575 (1993).

"Frankenstein's Monster Hits the Campaign Trail: An Approach to Regulation of Corporate Political Expenditures." 32 *William and Mary Law Review* 587-643 (1991).

"Rewriting History: The Propriety of Eradicating Prior Decisional Law Through Settlement and Vacatur." 76 *Cornell Law Review* 589-642 (1991).

"Start Making Sense: An Analysis and Proposal For Insider Trading Regulation." 26 *Georgia Law Review* 179-251 (1991). Reprinted in 25 *Securities Law Review* 353-425 (1993).

"Turf Wars: Federal-State Cooperation and the Reverse Silver Platter Doctrine." 23 *Criminal Law Bulletin* 509-532 (1987).

Essays, Articles, & Chapters in Compilations

"Overview of Substantive Law Governing General Partnerships, Limited Partnerships, and Limited Liability Companies in Partnerships, LLCs and LLPS," in *Uniform Acts, Taxation, Drafting, Securities, and Bankruptcy*, 1-50. Philadelphia: American Law Institute-American Bar Association, 2002. (with Michael K. Pierce).

"Substance and Procedure," in Lea Brilmayer *An Introduction to Jurisdiction in the American Federal System*, 249-265. Charlottesville, Va.: Michie Co., 1986.

MARTIN S. FLAHERTY

Books

Unjust Order: Malaysia's Internal Security Act. New York: Joseph R. Crowley Program in International Human Rights, 2003 (with Nicole Fritz).

Human Rights and Legal Defense in Northern Ireland: The Intimidation of Defense Lawyers: The Murder of Patrick Finucane. New York: Lawyers Committee for Human Rights, 1993 (with Lawyers Committee for Human Rights).

Journal Articles

"Surrendering the Rule of Law in Foreign Relations," 32 *Fordham International Law Journal* 1154-1161 (2009).

"Organs Misused and Used: A Comment on the Sole Organ Problem," 53 *St. Louis University Law Journal* 137-144 (2008).

"Judicial Globalization in the Service of Self-Government." 20 *Ethics and International Affairs* 477-503 (2006)

"The Most Dangerous Branch Abroad." 30 *Harvard Journal of Law & Public Policy* 153-171 (2006)

"Separation of Powers in Wartime: An Exchange: More Real than Apparent: Separation of Powers, the Rule of Law, and Comparative Executive "Creativity" in Hamdan v. Rumsfeld." *Cato Supreme Court Review* (2005-2006)

"Exporting Despair: The Human Rights Implications of U.S. Restrictions on Foreign Health Care

Funding in Kenya." 29 *Fordham International Law Journal* 1-126 (2005) [with Mehlika Hoodbhoy and Tracey E. Higgins]

"External" versus "Internal" in International Law." 29 *Fordham International Law Journal* 447-456 (2006)

"Medellin v. Dretke: Federalism and International Law" 43 *Columbia Journal of Transnational Law* 667-703 (2005) [with Curtis Bradley and Lori Fisler Damrosch]

Executive Power Essentialism and Foreign Affairs. @ 102 *Michigan Law Review* 545-688 (2004) (with Curtis A. Bradley).

The Future and past of U.S. Foreign Relations Law. @ 67 *Law and Contemporary Problems* 169-193 (2004).

Judicial Globalization in the Service of Self-Government. @ *SSRN Princeton Law and Public Affairs Paper No. 04-017; Fordham Law Legal Studies Research Paper No. 58* (2004).

Rights, Reality, and Utopia. @ 72 *Fordham Law Review* 1789-1810 (2004).

The Better Angels of Self-Government. @ 71 *Fordham Law Review* 1773-1788 (2003).
"Byron White, Federalism, and the >Greatest Generation(s).=" 74 *University of Colorado Law Review* 1573-1617 (2003).

"Unjust Order: Malaysia's Internal Security Act." 26 *Fordham International Law Journal* 1345-1437 (2003) (with Nicole Fritz).

Interim Report on the Rule of Law, Democracy and the Protection of Fundamental Rights in Hong Kong." 57 *Record of the Association of the Bar of the City of New York* 397-429 (2002) (with Rob Quinn and the Joseph R. Crowley Program in International Human Rights).

"John Marshall and We the People." 16 *St. John's Journal of Legal Commentary* 335-348 (2002).

John Marshall, *McCulloch v. Maryland*, and >We the People=: Revisions in Need of Revising. @ 43 *William and Mary Law Review* 1339-1397 (2002).

Constitutional Asymmetry. @ 69 *Fordham Law Review* 2073-2086 (2001).

Aim Globally. @ 17 *Constitutional Commentary* 205-217 (2000).

Foreign Affairs Authority and the Myth of >States' Rights.=" 94 *American Society of International Law Proceedings* 139-140 (2000).

One Country, Two Legal Systems? The Rule of Law, Democracy, and the Protection of Fundamental Rights in Post-Handover Hong Kong. @ 55 *Record of the Association of the Bar of*

the City of New York 325-388 (2000). (Report of the Committee on International Human Rights and the Joseph R. Crowley Program).

"Are We to be a Nation?: Federal Powers vs. >States= Rights= in Foreign Affairs." 70 *University of Colorado Law Review* 1277-1316 (1999).

"History Right?: Historical Scholarship, Original Understanding and Treaties as 'Supreme Law of the Land'." 99 *Columbia Law Review* 2095-2153 (1999).

AJustice on Trial: State Security Courts, Police Impunity, and the Persecution of Defense Lawyers in Turkey.@ 22 *Fordham International Law Journal* 2129-2269 (1999) (Report of the Joseph R. Crowley Program/Lawyers Committee for Human Rights: Joint 1998 Mission to Turkey).

AOne Country, Two Legal Systems?@ 23 *Fordham International Law Journal* 1-117 (1999) (Report of the Joseph R. Crowley Program).

"More Apparent Than Real: The Revolutionary Commitment to Constitutional Federalism." 45 *University of Kansas Law Review* 993-1014 (1997).

"The Practice of Faith." 65 *Fordham Law Review* 1565-1580 (1997).

"Relearning Founding Lessons: The Removal Power and Joint Accountability." 47 *Case Western Reserve Law Review* 1563-1594 (1997).

"The Most Dangerous Branch." 105 *Yale Law Journal* 1725-1839 (1996).

"History 'Lite' in Modern American Constitutionalism." 95 *Columbia Law Review* 523-590 (1995).

"Interrogation, Legal Advice and Human Rights in Northern Ireland." 27 *Columbia Human Rights Law Review* 1-32 (1995).

"Human Rights Violations Against Defense Lawyers: The Case of Northern Ireland." 7 *Harvard Human Rights Journal* 87-123 (1994).

"Empire Strikes Back: *Annesley v. Sherlock* and the Triumph of Imperial Parliamentary Supremacy." 87 *Columbia Law Review* 593-622 (1987).

Essays, Articles & Chapters in Compilations

"Separation of Powers, the Rule of Law, and Executive 'Creativity' in *Hamdan v. Rumsfeld*" in *Separation of Powers: The U.S. Perspective* (D.Sujatha, ed., Hyderabad, India: Amicus Books/ICFAI University Press, 2009).

"Story of the Neutrality Controversy: Struggling Over Presidential Power Outside the Courts," in *Presidential Power Stories* (Christopher H. Schroeder & Curtis A. Bradley, eds., New York:

Foundation Press, 2009).

“Human Rights Standards Applicable to the United States’ Interrogation of Detainees,” in *The Imperial Presidency and the Consequences of 9/11: Lawyers React to the Global War on Terrorism* edited by James R. Silkenat and Mark R. Shulman. Westport, Ct.: Praeger Security International, 2007.

“Impeachment”, in *Oxford Companion to the Supreme Court of the United States, 2nd ed.*, 488-489, edited by Kermit L. Hall. New York: Oxford University Press, 2005.

“Rawls, Rights, and Realistic Utopias”, in *Global Justice and the Bulwarks of Localism: Human Rights in Context*, edited by Christopher L. Eisgruber and Andras Sajo. Boston: M. Nijoff, 2005.

AFrom a Reidian Perspective,@ in Hendrik Hartog and William E. Nelson eds. *Culture as Law and Law as Culture: Essays in Honor of John Philip Reid*, 443-451. Madison, Wis.: Madison House Pub., 2000.

AThe Irish Articles of Religion and the Fall of the Stuart Monarchies,@ in Hendrik Hartog and William E. Nelson eds. *Culture as Law and Law as Culture: Essays in Honor of John Philip Reid*, 81-118. Madison, Wis.: Madison House Pub., 2000.

"Intimidation of Defense Lawyers," in Lawyers Committee for Human Rights *At the Crossroads: Human Rights and the Northern Ireland Peace Process*, 89-129. New York: Lawyers Committee for Human Rights, 1996.

Book Reviews

AJudging the >Better Angels of Our Nature.=" Review of *Constitutional Self-Government*, by Christopher L. Eisgruber. *H-Net Reviews in the Humanities & Social Sciences* (April 2002). <http://www.h-net.org/reviews/showrev.cgi?path=283791020274722>.

APost-Originalism.@ Review of *The Constitution in Congress: The Jeffersonians, 1801-1829*, by David P. Currie. 68 *University of Chicago Law Review* 1089-1111 (2001).

Review of *Negotiating the Constitution: The Earliest Debates over Original Intent*, by Joseph M. Lynch. 44 *American Journal of Legal History* 96-98 and 284-285 (2000).

Review of *The Other Founders: Anti-Federalism and the Dissenting Tradition in America, 1788-1828*, by Saul Cornell. 44 *American Journal of Legal History* 320-321 (2000).

Review of *Neither Kingdom Nor Nation: The Irish Quest for Constitutional Rights, 1698-1900*, by Neil L. York. 15 *Law & History Review* 167-170 (1997).

Review of *Original Meanings: Politics and Ideas in the Making of the Constitution*, by Jack N.

Rakove. 41 *American Journal of Legal History* 518-520 (1997).

Review of *Constitutional History of the American Revolution: The Authority to Legislate*, by John Phillip Reid. 11 *Law and History Review* 194-198 (1993).

JAMES E. FLEMING

Books

Constitutional Interpretation: The Basic Questions. New York: Oxford University Press, 2007.
[with Sortirios A. Barber]

Securing Constitutional Democracy: The Case of Autonomy. Chicago: University of Chicago Press, 2006

American Constitutional Interpretation. 3rd edition. New York: Foundation Press, 2003 (with Walter F. Murphy, Sotirios A. Barber, and Stephen Macedo).

American Constitutional Interpretation. 2nd edition. Westbury, N.Y.: Foundation Press, 1995 (with Walter F. Murphy and Sotirios A. Barber).

American Constitutional Interpretation. Mineola, N.Y.: Foundation Press, 1986 (with Walter F. Murphy and William F. Harris II).

Journal Articles

"'The New Constitutional Order' and the Heartening of Conservative Constitutional Aspirations." 75 *Fordham Law Review* 537-543 (2006)

"The Incredible Shrinking Constitutional Theory. Symposium: From the Partial Constitution to the Minimal Constitution." 75 *Fordham Law Review* 2885 - (2007)

"'There Is Only One Equal Protection Clause': An Appreciation of Justice Stevens's Equal Protection Jurisprudence." 74 *Fordham Law Review* 2301-2311 (2006)

"Constitutionalism, Judicial Review, and Progressive Change." *Fordham Law Legal Studies Research Paper No 83* (2005) (with Linda C. McClain).

"Judicial Review Without Judicial Supremacy: Taking the Constitution Seriously Outside the Courts." 73 *Fordham Law Review* 1377-1400 (2005).

"*Lawrence*'s Republic." 39 *Tulsa Law Review* 563-582 (2004).

"Securing Deliberative Democracy." 72 *Fordham Law Review* 1435-1475 (2004).

AThe Missing Selves in Constitutional Self-Government. @ 71 *Fordham Law Review* 1789-1806 (2003).

AThe Lawyer as Citizen. @ 70 *Fordham Law Review* 1699-1716 (2002).

AA Further Comment on Robert P. George's >Natural Law.= " 70 *Fordham Law Review* 255-256 (2001-2002). Reprinted in Robert P. George, *The Clash of Orthodoxies: Law, Religion, and Morality in Crisis*, 207-208. Wilmington, Del.: ISI Books, 2001.

AFidelity to Natural Law and Natural Rights in Constitutional Interpretation. @ 69 *Fordham Law Review* 2285-2296 (2000-2001). Reprinted in Robert P. George, *The Clash of Orthodoxies: Law, Religion, and Morality in Crisis*, 183-194. Wilmington, Del.: ISI Books, 2001 and in Robert P. George ed. *Natural Law: The International Library of Essays in Law and Legal Theory* (Second Series), 297-308. Burlington, Vt.: Ashgate Publishing Co., 2003..

AThe Natural Rights-Based Justification for Judicial Review. @ 69 *Fordham Law Review* 2119-2130 (2000-2001).

"The Canon and the Constitution Outside the Courts." 17 *Constitutional Commentary* 267-274 (2000) (with Sotirios A. Barber).

"Foreword: Legal and Constitutional Implications of the Calls to Revive Civil Society." 75 *Chicago-Kent Law Review* 289-300 (2000) (with Linda C. McClain).

"The Parsimony of Libertarianism." 17 *Constitutional Commentary* 171-185 (2000).

"Some Questions for Civil Society-Revivalists." 75 *Chicago-Kent Law Review* 301-354 (2000) (with Linda C. McClain).

"Fidelity, Basic Liberties, and the Specter of *Lochner*." 41 *William and Mary Law Review* 147-176 (1999).

"Constitutional Tragedy in Dying: Responses to Some Common Arguments Against the Constitutional Right to Die." 24 *Fordham Urban Law Journal* 881-889 (1997).

"Fidelity to Our Imperfect Constitution." 65 *Fordham Law Review* 1335-1355 (1997).

"Original Meaning Without Originalism." 85 *Georgetown Law Journal* 1849-1856 (1997).

"Securing Deliberative Autonomy." 48 *Stanford Law Review* 1-71 (1995).

"We the Exceptional American People." 11 *Constitutional Commentary* 355-378 (1994). Reprinted in Sotirios A. Barber and Robert P. George eds. *Constitutional Politics: Essays on Constitution Making, Maintenance, and Change*, 91-115. Princeton, N.J.: Princeton University Press, 2001.

"Constructing the Substantive Constitution." *72 Texas Law Review* 211-304 (1993).

Essays, Articles & Chapters in Compilations

"The Place of History and Philosophy in the Moral Reading of the American Constitution", in *Exploring Law's Empire: The Jurisprudence of Ronald Dworkin* edited by Scott Hershovitz, pgs. 23-39.

"Rights, Responsibilities, and Reflections Upon the Sanctity of Life", in *Ronald Dworkin*, edited by Arthur Ripstein, pgs. 109-135. [with Benjamin C. Zipursky]

AWar, Crisis, and the Constitution,@ in Mark Tushnet ed. *The Constitution in Wartime: Beyond Alarmism and Complacency*, 232-248. Durham, N.C.: Duke University Press, 2005. (with Sotirios A. Barber).

"Constitutional Tragedy in Dying: Or Whose Tragedy Is It Anyway?," in William N. Eskridge, Jr. and Sanford Levinson eds. *Constitutional Stupidities, Constitutional Tragedies*, 162-171. New York: New York University Press, 1998.

"The Right of Privacy in Sandel=s Procedural Republic," in Anita L. Allen and Milton C. Regan, Jr. eds. *Debating Democracy=s Discontent*, 248-259. New York: Oxford University Press, 1998. (with Linda C. McClain).

Book Reviews

"Constitutionalism, Judicial Review, and Progressive Change " review of *Towards Juristocracy: The Origins and Consequences of the New Constitutionalism*, by Ran Hirschl. *84 Texas Law Review* 433-470 (2005) [with Linda C. McClain]

"The Constitution Outside the Courts." Review of *Taking the Constitution Away from the Courts*, by Mark Tushnet. *86 Cornell Law Review* 215-249 (2000).

"We the Unconventional American People." Review of *We the People: Transformations*, by Bruce Ackerman. *65 University of Chicago Law Review* 1513-1542 (1998).

"In Search of a Substantive Republic." Review of *Democracy's Discontent: America in Search of a Public Philosophy*, by Michael J. Sandel and *Legal Reasoning and Political Conflict*, by Cass R. Sunstein. *76 Texas Law Review* 509-551 (1997) (with Linda C. McClain).

"A Critique of John Hart Ely's Quest for the Ultimate Constitutional Interpretivism of Representative Democracy." Review of *Democracy and Distrust: A Theory of Judicial Review*, by John Hart Ely. *80 Michigan Law Review* 634-651 (1982).

Thesis

AConstitutional Constructivism. @ Ph.D. diss., Princeton University, 1988.

SHEILA R. FOSTER

Books

The Law of Environmental Justice: Theories and Procedures to Address Disproportionate Risks. American Bar Association, 2nd ed. (2008) [with Michael B. Gerrard].

From the Ground Up: Environmental Racism and the Rise of the Environmental Justice Movement. New York: New York University Press, 2001 [with Luke W. Cole].

Journal Articles

“Environmental Justice and the Constitution,” 39 *Environmental Law Reporter News and Analysis* 10247-10351 (2009).

“Urban Informality as a Commons Dilemma,” ___ *University of Miami Inter-American Law Review* ___ (2009) (forthcoming).

“Integrative Lawyering: Navigating the Political Economy of Urban Redevelopment,” 95 *California Law Review* 1999 (2007) [with Brian Glick].

“Introduction to Symposium: Forty Years of *Loving*: Confronting Issues of Race, Sexuality, and the Family in the Twenty-First Century,” 76 *Fordham Law Review* 2669 [with Robin A. Lenhardt, Elizabeth B. Cooper, and Sonia K. Katyal].

“The Racial Subject in Legal History,” Fordham Law Legal Studies Research Paper No. 952713 (February 6, 2008) [with Sheila Foster].

"The City as an Ecological Space: Social Capital and Urban Land Use. " 82 *Notre Dame Law Review* 527- 582 (2006)

“Shaping Energy Markets to Reduce Greenhouse Gas Emissions. Panel Discussion. Symposium: Reducing Greenhouse Gases: State Initiatives and Market-Based Solutions” 17 *Fordham Environmental Law Review* 181-225 (2006). [with Barry Rabe, Tseming Yang, Jake Werksman and Karl Coplan]

A Causation in Antidiscrimination Law: Beyond Intent Versus Impact. @ 41 *Houston Law Review* 1469-1548 (2005).

“The Challenge of Environmental Justice.” 1 *Rutgers Journal of Law and Urban Policy* 6 (2004)

A Foreword: Critical Race Lawyering. @ 73 *Fordham Law Review* 2027-2039 (2005).

ARawls, Race and Reason.@ 72 *Fordham Law Review* 1715-1719 (2004).

AEnvironmental Justice: Stakes, Stakeholders, Strategies.@ 30 *Human Rights* 2-4 (Fall 2003) (with Eileen Gauna).

AFrom Harlem to Havana: Sustainable Urban Development.@ 16 *Tulane Environmental Law Journal* 783-805 (2003).

"The World Trade Organization's Anti-Discrimination Jurisprudence: Free Trade, National Sovereignty, and Environmental Health in the Balance." 15 *Georgetown International Environmental Law Review* 633-676 (2003) (with Ari Afilalo).

AEnvironmental Justice in an Era of Devolved Collaboration.@ 26 *Harvard Environmental Law Review* 459-498 (2002). A shorter version appears in Kathryn M. Mutz, Gary C. Bryner and Douglas S. Kenney, eds. *Justice and Natural Resources: Concepts, Strategies, and Applications*, 139-160. Wash., D.C.: Island Press, 2002.

AMeeting the Environmental Justice Challenge: Evolving Norms in Environmental Decision-Making.@ 30 *Environmental Law Reporter* 10992-11005 (2000).

AForeword: Law and Literature: Examining the Limited Legal Imagination in the Traditional Legal Canon.@ 30 *Rutgers Law Journal* 569-574 (1999).

APiercing the Veil of Economic Arguments Against Title VI Enforcement in the Environmental Context.@ 10 *Fordham Environmental Law Journal* 331-345 (1999).

AIntent and Incoherence.@ 72 *Tulane Law Review* 1065-1175 (1998).

AJustice From the Ground Up: Distributive Inequities, Grassroots Resistance and the Transformative Politics of The Environmental Justice Movement.@ 86 *California Law Review* 775-841 (1998).

AThe Symbolism of Rights and the Costs of Symbolism: Some Thoughts on the Campaign For Same-Sex Marriage.@ 7 *Temple Political and Civil Rights Law Review* 319- (1998).

ADifference and Equality: A Critical Assessment of the Concept of >Diversity=.@ 1993 *Wisconsin Law Review* 105-161 (1993).

Essays, Articles & Chapters in Compilations

"The Racial Subject in Legal Theory" in *The Oxford Handbook of Law and Politics* (Keith E. Whittington, R. Daniel Kelemen & Gregory A. Caldeira, eds., Oxford: Oxford University Press, 2008) [with Robin Lenhardt].

Environmental Racism: Its Causes and Solutions, @ in Ivor Livingston, ed. *Praeger Handbook of Black American Health: Policies and Issues Behind Disparities In Health*, 2nd edition, 653-666. Westport, Conn.: Praeger, 2004.

Impact Assessment, @ in Michael B. Gerrard ed. *The Law of Environmental Justice: Theories and Procedures to Address Disproportionate Risk*, 256-306. Chicago: American Bar Association, Section of Environment, Energy, and Resources, 1999.

Public Participation, @ in Michael B. Gerrard ed. *The Law of Environmental Justice: Theories and Procedures to Address Disproportionate Risk*, 185-229. Chicago: American Bar Association, Section of Environment, Energy, and Resources, 1999.

Book Reviews

Review of *Transboundary Damage in International Law*, by Xue Hanqin. *Journal of Environmental Law* (2004)

Review of *Green Giants? Environmental Policies of the United States and European Union*, ed. by Norman J. Vig and Michael G. Faure. 14 *European Environmental Law Review* 78-80 (March 2005).

Review of *Transboundary Damage in International Law*, by Xue Hanqin. 16 *Journal of Environmental Law* 409-411 (2004).

Racial Matters: The Quest for Environmental Justice. @ Review of *Race and the Incidence of Environmental Hazards: A Time for Discourse*, by Bunyab Bryant and Paul Mohai eds. and *Environmental Equity: Reducing Risk for All Communities, Workgroup Report to the Administrator [and supporting documents]*, by Environmental Equity Workgroup, U.S. Environmental Protection Agency. 20 *Ecology Law Quarterly* 721-753 (1994).

Community and Identity in a Postmodern World. @ Review of *Making all the Difference: Inclusion, Exclusion and American Law*, by Martha Minow. 7 *Berkeley Women's Law Journal* 181-193 (1992).

JEANNE FROMER

Journal Articles

The Layers of Obviousness in Patent Law,” 22 *Harvard Journal of Law & Technology* 75-101 (2008) (selected for *Intellectual Property Law Review*, 2009 ed. St. Paul, MN: Thomson/West, 2009).

“Panel I: Patent Reform: Can the Law Keep Pace with Technology?” 18 *Fordham Intellectual Property, Media & Entertainment Law Journal* 1025-1077 (2008).

“Patent Disclosure,” 94 *Iowa Law Review* 539-606 (2009).

PAOLO GALIZZI

Books

The Role of the Environment in Poverty Alleviation. New York: Fordham University Press, 2008 [with Alena Herklotz (associate editor)].

Environment and Development: Friends or Foes in the 21st Century?-Research Handbook in International Environmental Law. Williston, Vt.: Edward Elgar Publishing, 2008 [with Alena Herklotz].

The Role of the Environment in Poverty Alleviation. Bronx, N.Y.: Fordham University Press, 2008 [with Alena Herklotz].

Documents in European Community Environmental Law, 2nd ed. Cambridge: Cambridge University Press, 2006. [with Philippe Sands]

Journal Articles

“Documents in EC Environmental Law,” 8 *Yearbook of European Environmental Law* 645- 671 (2008).

“Symposium: Introduction,” 18 *Fordham Environmental Law Review* 467 (2007).

“The Year in Review. Reports From International Courts and Tribunals. The International Court of Justice,” 17 *Yearbook of International Environmental Law* 661 (2008).

"From Stockholm to New York, via Rio and Johannesburg: Has the Environment Lost its Way on the Global Agenda." 29 *Fordham International Law Journal* 952-1008 (2006)

“Reducing Greenhouse Gases: State Initiatives and Market-Based Solutions: Introduction.” 17 *Fordham Environmental Law Review* 101-108 (2006)

“State Initiatives to Reduce Greenhouse Gas Emissions. Panel Discussion. Symposium: Reducing Greenhouse Gases: State Initiatives and Market-Based Solutions” 17 *Fordham Environmental Law Review* 111-158 (2006). [with Dale Bryk, Jared Snyder, James Tripp and Sean Donahue]

Essays, Articles & Chapters in Compilations

“Environment and Development: Friends or Foes in the 21st Century?” in *Research Handbook in International Environmental Law* (David M. Ong & Malgosia Fitzmaurice, eds., Surrey: Edward Elgar Publishing, 2009) [with Alena Herklotz] (forthcoming).

Book Reviews

Review of *Environmental Crime in Europe: Rules of Sanctions*, by . 30 *European Law Review* 451-452 (2005)

CAROLINE M. GENTILE

Journal Articles:

AThe Qualified Legal Compliance Committee: Using the Attorney Conduct Rules to Restructure the Board of Directors.@ 53 *Duke Law Journal* 517- 584 (2003-2004) (with Jill E. Fisch). Reprinted in 46 *Corporate Practice Commentator* 865-932 (2004).

AVultures or Vanguard?: The Role of Litigation in Sovereign Debt Restructuring.@ 53 *Emory Law Journal* 1043-1113 (2004) (with Jill E. Fisch).

ABecoming a Business Lawyer@ *UCLA Law Magazine* 19 (Winter 2000-2001).

Essays, Articles & Chapters in Compilations

APost-Reg FD: Best Practices in Shareholder Communications,@ in *Contests for Corporate Control: Current Offensive & Defensive Strategies in M & A Transactions 2002*, 715-725. New York: Practising Law Institute, 2002.

AThe 2001 Proxy Season: Shareholder Proposals and Special Issues,@ in *Contests for Corporate Control: Current Offensive & Defensive Strategies in M & A Transactions 2002*, 661-671. New York: Practising Law Institute, 2002.

BRIAN GLICK

Books

War at Home: Covert Action Against U.S. Activists and What We Can Do About It. Boston: South End Press, 1989.

Your Right to Demonstrate. Boston: Civil Liberties Union of Massachusetts, 1984.

The Jailhouse Lawyer's Manual: How to Bring a Federal Suit Against Abuses in Prison. San Francisco: Prison Law Collective, 1973.

The Bust Book: What to Do Until the Lawyer Comes. New York: Grove Press, 1970. (with Kathy Boudin et al.).

A Guide to the Grand Jury. Boston: New England Free Press, 1970 (with Kathy Boudin).

Journal Articles

"Integrative Lawyering: Navigating the Political Economy of Urban Development," 95 *California Law Review* 1999 (2007) [with Sheila Foster].

"Neighborhood Legal Services as House Counsel to Community-Based Efforts to Achieve Economic Justice: The East Brooklyn Experience." 23 *New York University Review of Law & Social Change* 105-162 (1997) (with Matthew J. Rossman).

"The Red Squad Settlements Controversy." *The Nation* 45-46 (July 11-18, 1981) (with Flint Taylor).

Essays, Articles & Chapters in Compilations

"The Face of COINTELPRO," in Ward Churchill and Jim Vander Wall eds., *The COINTELPRO Papers: Documents from the FBI's Secret Wars Against Domestic Dissent*, 2d edition, x-xvi. Cambridge, Mass.: South End Press, 2002.

AMaximizing the Pro Bono Representation of Non-Profit Community-Based Organizations: The Law School Clinic Model,@ in *New Approaches to Developing Affordable Housing & Creating Economic Development*, 521-522. New York:City Bar Center for Continuing Legal Education, 2001.

"The Face of COINTELPRO," in Ward Churchill and Jim Vander Wall eds., *The COINTELPRO Papers: Documents from the FBI's Secret Wars Against Domestic Dissent*, x-xvi. Boston: South End Press, 1990.

"Change Through the Courts?," in Erik Olin Wright ed. *The Politics of Punishment; A Critical Analysis of Prisons in America*, 281-312. New York: Harper & Row, 1973.

"GAI: The Guaranteed Annual Game," in Mermelstein, David. (ed.), *Economics: Mainstream Readings and Radical Critiques* , 283-288. New York: Random House, 1970.

"The Grand Jury," in Jonathan Black ed. *Radical Lawyers; Their Role in the Movement and in the Courts*, 90-98. New York: Avon, 1971. (with Kathy Boudin).

Book Reviews

"Neighborhood Foundations Memoranda." 76 *Yale Law Journal* 1258-72 (1967).

Newspaper Articles

"The Shameful Health Conditions in our Jails." San Francisco Chronicle, March 11, 1975.

ROGER J. GOEBEL

Books

Rights, Liability, and Ethics in International Legal Practice. 2nd edition. New York: Juris Publishing, 2004 (with Mary C. Daly).

Cases and Materials on European Union Law. 2nd edition. St. Paul, Minn.: West Group, 2002 (with George A. Bermann, William J. Davey and Eleanor Fox).

Rights, Liability, and Ethics in International Legal Practice. Irvington, N.Y.: Transnational JurisPublications, 1995 (with Mary C. Daly).

Cases and Materials on European Community Law. St. Paul, Minn.: West Pub. Co., 1992 (with George A. Bermann).

Problems in Business Acquisitions and Finance in the United States: A Workshop for Foreign Lawyers. Dobbs Ferry, N.Y.: Condyne/The Oceana Group, 1982.

Journal Articles

"Economic Governance in the European Union: Should Fiscal Stability Outweigh Economic Growth in the Stability and Growth Pact?" 31 *Fordham International Law Journal* 1266-1359 (2008).

"Fifty Years of European Community Law: Introduction," 31 *Fordham International Law Journal* 1097-1103 (2008).

"Introduction: A Tribute to Judge Bo Vesterdorf," 30 *Fordham International Law Journal* 1393-1400 (2007).

"Court of Justice Oversight over the European Central Bank: Delimiting the ECB's Constitutional Autonomy and Independence in the Olaf Judgment.(The European Union: Dedicated to Advocate General Francis Jacobs)." 29 *Fordham International Law Journal* 610-654 (2006)

"Dedication to Advocate General Francis Jacobs." 29 *Fordham International Law Journal* 589-592 (2006)

"Dedication to Professor Valentine Korah" 28 *Fordham International Law Journal* VI-IX (2005) [with Joseph C. Sweeney]

"Economic and Monetary Union: The Impact of the European Central Bank and the Euro." 143 *Pravnik* 305-332 (April 2004) (in Czech).

"European Union Law: Overview: The European Union in Transition: The Treaty of Nice in

Effect; Enlargement in Sight; a Constitution in Doubt." 27 *Fordham International Law Journal* 455-502 (2004).

AJoining the European Union: The Accession Procedure for the Central European and Mediterranean States.@ 1 *Loyola of Chicago International Law Review* 15-54 (2004).

ALegal Practice Rights of Domestic and Foreign Lawyers in the United States.@ 49 *International And Comparative Law Quarterly* 413-444 (2000).

AThe Liberalization of Interstate Legal Practice in the European Union: Lessons for the United States?@ 34 *International Lawyer* 307-345 (2000).

"The Treaty of Amsterdam in Historical Perspective." 22 *Fordham International Law Journal* S7-S31 (1999).

"European Economic and Monetary Union: Will the EMU Ever Fly?" 4 *Columbia Journal of European Law* 249-320 (1998).

"Achieving Full Effectiveness of Community Law: The Court of Justice=s Third Stage of Enforcement Rules." 1997 *American Society of International Law Proceedings* 159-165 (1997).

"European Union Grows: The Constitutional Impact of the Accession of Austria, Finland and Sweden." 18 *Fordham International Law Journal* 1092-1190 (1995).

"Employee Rights in the European Community: A Panorama From the 1974 Social Action Program to the Social Charter of 1989." 17 *Hastings International and Comparative Law Review* 1-95 (1993).

"The European Community and Eastern Europe: >Deepening= and >Widening= the Community Brand of Economic Federalism." 1 *New Europe Law Review* 163-237 (1992-93).

"Interplay Between Intellectual Property Rights and Free Movement of Goods in the European Community." 4 *Fordham Intellectual Property, Media & Entertainment Law Journal* 125-130 (1993).

"Lawyers in the European Community: Progress Towards Community-Wide Rights of Practice." 15 *Fordham International Law Journal* 556-651 (1991-92).

"Professional Qualification and Educational Requirements of Law Practice in a Foreign Country: Bridging the Cultural Gap." 63 *Tulane Law Review* 443-523 (1989).

"Le Gouvernement Moderne des Sociétés aux États-Unis: La Composition et les Fonctions du Conseil des Directeurs et de la Gestion." 10 *Journées de la Société de Législation Comparé* 543-588 (1988).

"Metro II=s Confirmation of the Selective Distribution Rules: Is This the End of the Road?" 24 *Common Market Law Review* 605-634 (1987).

"Comment on Case 161/84 Pronuptia de Paris GmbH. v. Pronuptia de Paris Irmgard Schillgalis." 23 *Common Market Law Review* 683-702 (1986).

"Uneasy Fate of Franchising Under EEC Antitrust Laws." 10 *European Law Review* 87-118 (1985).

"Professional Responsibility Issues in International Law Practice." 29 *American Journal of Comparative Law* 1-58 (1981).

"EEC Consumer Rights Protection." *Private Investors Abroad* 391-426 (1981).

"Authority of the President Over Corporate Litigation." 37 *St. John's Law Review* 29-94 (1962).

"Reconstructing the Roman Law of Real Security." 36 *Tulane Law Journal* 29-66 (1961-62).

JENNIFER L. GORDON

Books

Suburban Sweatshops: The Fight for Immigrant Rights. Cambridge, Mass.: Belknap Press of Harvard University Press, 2005. [Reissued in paperback 2007]

Journal Articles

"Toward a Freer Flow of Labor (with Rights)," *Americas Quarterly*, Summer 2008, at 56.

"Towards Transnational Labor Citizenship: Restructuring Labor Migration to Reinforce Workers' Rights: A Preliminary Report on Emerging Experiments," January 4, 2009, available on SSRN: <http://ssrn.com/abstract=1348064>.

"Citizenship Talk: Bridging the Gap Between Race and Immigration Perspectives. Symposium: New Dimensions of Citizenship," 75 *Fordham Law Review* 2493-2520 (2007) [with Robin Lenhardt].

"Conflict and Solidarity Between African American and Latino Immigrant Workers," (prepared for the Earl Warren Institute on Race, Ethnicity, and Diversity at Berkeley Law School) (2007) [with Robin Lenhardt].

"The Lawyer Is Not the Protagonist: Community Campaigns, Law, and Social Change," 95 *California Law Review* 2133 (2007).

"Rethinking Work and Citizenship" 55 *UCLA Law Review* (forthcoming 2008) [with Robin

Lenhardt].

"Transnational Labor Citizenship." 80 *Southern California Law Review* 503-587 (2007)

"Citizenship Talk: Bridging the Gap Between Race and Immigration Perspectives. Symposium: New Dimensions of Citizenship." 85 *Fordham Law Review* 2493-2520 (2007) [with Robin Lenhardt]

"American Sweatshops: Organizing Workers in the Global Economy." *Boston Review: A Political and Literary Forum* (Summer 2005)

"Law, Lawyers, and Labor: The United Farm Workers' Legal Strategy in the 1960 and 1970s and the Role of Law in Union Organizing Today." 8 *University of Pennsylvania Journal of Labor and Employment Law* 1-72 (2005)

AA Movement in the Wake of a New Law: The United Farm Workers and the California Agricultural Labor Relations Act. @ *Fordham Law School Legal Studies Research Paper Series No. 86* (2005).

ALooking Forward: Forging the Path, Building the Movement. @ 27 *New York University Review of Law & Social Change* 127-138 (2001/2002) (with Urvashi Vaid, Sofia Quintero and Lani Guinier).

AOrganizing Low-Wage Immigrants-- The Workplace Project. @ 5 *WorkingUSA* 87-102 (Summer 2001).

AImmigrants Fight the Power. @ 270 *Nation* 16-21 (January 3, 2000).

AWe Make the Road by Walking: Immigrant Workers, the Workplace Project, and the Struggle for Social Change. @ 30 *Harvard Civil Rights-Civil Liberties Law Review* 407-450 (1995).

AOut of the Spotlight and into the Shadows. @ 17 *Migration World Magazine* 10-17 (1989).

Essays, Articles & Chapters in Compilations:

"Workers Without Borders," [Op-Ed], *New York Times*, March 10, 2009, at A27.

"The Impact of a New Law on a Movement: The Case of the UFW and the California Agricultural Labor Relations Act", in *Cause Lawyers and Social Movements* by Austin Sarat and Stuart Scheingold, pgs. 277-301.

Other

The Campaign for the Unpaid Wages Prohibition Act: Latino Immigrants Change New York Wage Law. Washington, D.C.: Carnegie Endowment for International Peace, 1999.

BRUCE A. GREEN

Books

(Editor) *Litigation Ethics: Course Materials for Continuing Legal Education*. Chicago: American Bar Association Section of Litigation, 2000 (with John Q. Barrett).

Tax Fraud and Money Laundering. Houston: John Marshall Pub. Co., 1993 (with Robert H. Hishon and Richard A. Westin).

(Editor) *Government Ethics Reform for the 1990s: The Collected Reports of the New York State Commission on Government Integrity*. New York : Fordham University Press, 1991.

Journal Articles

“The Duty to Avoid Wrongful Convictions: A Thought Experiment in the Regulation of Prosecutors,” 89 *Boston University Law Review* 1-59 (2009) [with Fred Zacharias].

“Foreword: The Lawyer’s Role in a Contemporary Democracy,” 77 *Fordham Law Review* 1229-1243 (2009).

“‘Public Service Must Begin at Home’: The Lawyer as Civics Teacher in Everyday Practice,” 50 *William & Mary Law Review* 1207-1238 (2009) [with Russell Pearce].

“Rationalizing Judicial Regulation of Lawyers,” 70 *Ohio State Law Journal* 73-141 (2009) [with Fred Zacharias].

“Regulating Discourtesy on the Bench: A Study in the Evolution of Judicial Independence,” 64 *NYU Annual Survey of American Law* 497-557 (2009) [with Rebecca Roiphe].

“Regulating Federal Prosecutors: Let There Be Light,” 118 *Yale Law Journal Pocket Part* 156-160 (2009).

“Tribute to Mary Daly,” 83 *St. Johns Law Review* ____ (2009) (forthcoming).

“The Market for Bad Legal Scholarship: William H. Simon’s Experiment in Professional Regulation,” 60 *Stanford Law Review* ____ (2008).

“The U.S. Attorneys Scandal’ and the Allocation of Prosecutorial Power,” 69 *Ohio State Law Journal* ____ (2008) [with Fred Zacharias].

“Some Realism About Bar Associations,” 57 *DePaul Law Review* 425 (2008) [with Elizabeth Chambliss].

"Criminal Defense Lawyering at the Edge – A Look Back," 20 *Hofstra Law Review* 353 (2007).

"Teaching Lawyers Ethics," 51 *Saint Louis University Law Journal* 1091 (Summer 2007).

"Taking Cues: Inferring Legality from Others' Conduct." 75 *Fordham Law Review* 1429-1451 (2006)

"Anything Rather Than a Deliberate and Well-Considered Opinion -Henry Lord Brougham, Written by Himself." 19 *Georgetown Journal of Legal Ethics* 1221-1224 (2006) [with Fred C. Zacharias]

"Deceitful Silence." 33 *Litigation* 24-28 (2007)

"Permissive Rules of Professional Conduct." 91 *Minnesota Law Review* 265-325 (2006) [with Fred C. Zacharias]

"The Religious Lawyering Critique." 21 *The Journal of Law and Religion* 283-297 (2006)

"Representing Children in Families – Foreword." 6 *Nevada Law Review* 571-590 (2006) [with Annette R. Appell]

"Feeling a Chill; Changing Government Policies Are Pressing Corporations and Attorneys to Disclose Protected Information." 91 *ABA Journal* 60-65 (December 2005.) [with David C. Clifton]

"Prosecuting Means More than Locking up Bad Guys." 31 *Litigation* 12-16 (2005)

"Professional Challenges in Large Firm Practices." 33 *Fordham Urban Law Journal* 7-47 (2005)

"Reconceptualizing Advocacy Ethics." 74 *George Washington Law Review* 1-67 (2005) [with Fred C. Zacharias]

A Foreword. Deborah L. Rhode's Access to Justice: Colloquium. @ 73 *Fordham Law Review* 841-849 (2004).

A Prosecutorial Neutrality. @ 2004 *Wisconsin Law Review* 837-904 (2004) (with Fred C. Zacharias).

"Criminal Neglect: Indigent Defense from a Legal Ethics Perspective." 52 *Emory Law Journal* 1169-1199 (2003).

"Federal Court Authority to Regulate Lawyers: A Practice in Search of a Theory." 56 *Vanderbilt Law Review* 1303-1380 (2003) (with Fred C. Zacharias).

"Prosecutorial Ethics as Usual." 2003 *University of Illinois Law Review* 1573-1604 (2003).

"Bar Association Ethics Committees: Are They Broken?" 30 *Hofstra Law Review* 731-757 (2002).

AJohn D. Feerick: The Dean of Ethics and Public Service.@ 70 *Fordham Law Review* 2165-2168 (2002).

AJudicial Rationalizations for Rationing Justice: How Sixth Amendment Doctrine Undermines Reform.@ 70 *Fordham Law Review* 1729-1737 (2002).

AMay Judges Attend Privately Funded Educational Programs? Should Judicial Education Be Privatized?: Questions of Judicial Ethics and Policy.@ 29 *Fordham Urban Law Journal* 941-1005 (2002).

AREgulating Federal Prosecutors' Ethics.@ 55 *Vanderbilt Law Review* 381-478 (2002) (with Fred C. Zacharias).

(Moderator) AConditional Settlement Agreements." 52 *Mercer Law Review* 891-914 (2001) (with Marvin Aspen, Evett Simmons, and Ronald Ellington).

APublic Declarations of Professionalism.@ 52 *South Carolina Law Review* 729-745 (2001).

AReflections on the Ethics of Legal Academics: Law Schools as MDPs; or, Should Law Professors Practice What They Teach?@ 42 *South Texas Law Review* 301-344 (2001).

AThoughts About Corporate Lawyers after Reading the Cigarette Papers: Has the >Wise Counselor= Given Way to the >Hired Gun=?@ 51 *DePaul Law Review* 407-433 (2001).

"The Disciplinary Restrictions On Multidisciplinary Practice: Their Derivation, Their Development, And Some Implications for the Core Values Debate." 84 *Minnesota Law Review* 1115-1158 (2000).

AMultijurisdictional Issues.@ 7 *Federal Bar Council News* 11-13 (No. 4, 2000).

AMust Government Lawyers >Seek Justice= in Civil Litigation?@ 9 *Widener Journal of Public Law* 235-280 (2000).

AThere but for Fortune: Real-Life vs. Fictional >Case Studies= in Legal Ethics.@ 69 *Fordham Law Review* 977-996 (2000).

"The Uniqueness of Federal Prosecutors." 88 *Georgetown Law Journal* 207-261 (2000) (with Fred C. Zacharias).

"Adventures in the Mortgage Trade: A Case Study in Legal Ethics." 27 *New York Real Property Law Journal* 49-60 (1999) (with Joshua Stein). Reprinted in slightly different form in *Commercial Real Estate Financing: What Borrowers and Lenders Need to Know* 2002, 629- (2002);

Commercial Real Estate Financing: What Borrowers and Lenders Need to Know Now, 883-914 (2001); *Ethics in Context, Ethics and Patent Law, Ethics in Commercial Real Estate Law, Ethics for Employment Lawyers, Hot Topics in Ethics, Ethics and the Internet, Ethics for Residential Real Estate Lawyers*, 79-89 (2000); *Commercial Real Estate Financing: What Borrowers and Lenders Need to Know Now 2000*, 399-426 (2000); *MCLE Marathon 1999*, 575-. *Commercial Real Estate Financing: What Borrowers and Lenders Need to Know Now 1999*, 749-775 (1999). New York: Practising Law Institute.

"Lying Clients: An Age-Old Problem." 26 *Litigation* 19-24 (1999).

A Moral Ambiguity/ Ambiguous Morals: Morgan Stanley and the \$10,000 Payment. @ 6 *Federal Bar Council News* 1-5 (No. 4 1999).

"Rationing Lawyers: Ethical and Professional Issues in the Delivery of Legal Services to Low-Income Clients." 67 *Fordham Law Review* 1713-1748 (1999).

"Why Should Prosecutors >Seek Justice=?" 26 *Fordham Urban Law Journal* 607-643 (1999).

"The Criminal Regulation of Lawyers." 67 *Fordham Law Review* 327-392 (1998).

"Lawyer Discipline: Conscientious Noncompliance, Conscious Avoidance, and Prosecutorial Discretion." 66 *Fordham Law Review* 1307-1312 (1998).

"Lawyers as Nonlawyers in Child-Custody and Visitation Cases: Questions From a >Legal Ethics= Perspective." 73 *Indiana Law Journal* 665-673 (1998).

"Less is More: Teaching Legal Ethics in Context." 39 *William and Mary Law Review* 357-392 (1998).

A The >No-Contact= Rule in New York State B Some Less Contentious Questions. @ *New York Professional Responsibility Report* 1-3 (August 1998).

"Prosecuting Lawyers." 5 *Federal Bar Council News* 11-13 (No. 4 1998).

"Teaching Legal Ethics in Context." 70 *New York State Bar Journal* 6-10 (May/June 1998) (with Mary C. Daly).

"The Ten Most Common Ethical Violations." 24 *Litigation* 48-52 (1998). Reprinted in 35 *Trial* 70 (1999) and *Serving Clients Well: Avoiding Malpractice and Ethical Pitfalls in the Practice of Law*, 239-247. New York: Practising Law Institute, 1999.

AA View from the Ethics Front. @ 5 *Federal Bar Council News* 7-10 (No.3 1998).

"When Conflicts of Interest Arise Unexpectedly." *Litigation Ethics* 11-15 (Spring/Summer 1998).

"When Prosecutors Accuse Criminal Defense Lawyers of Wrongdoing." 5 *Federal Bar Council News* 1-5 (No. 5 1998).

"Conflicts of Interest in Legal Representation: Should the Appearance of Impropriety Rule Be Eliminated in New Jersey - Or Revived Everywhere Else?" 28 *Seton Hall Law Review* 315-358 (1997).

AThe Philosophy of Our Ethical Rules.@ 4 *Federal Bar Council News* 23-25 (No 3 1997).

AThe President vs. Mrs. Jones.@ 4 *Federal Bar Council News* 7-10 (No.1 1997).

AProfessional Detachment.@ 4 *Federal Bar Council News* 8-10 (No. 4 1997).

"The Role of Personal Values in Professional Decisionmaking." 11 *Georgetown Journal of Legal Ethics* 19-60 (1997).

ABad Arguments.@ 3 *Federal Bar Council News* 7-9 (No. 1 1996).

"Foreword: Children and the Ethical Practice of Law." 64 *Fordham Law Review* 1281-1298 (1996) (with Bernardine Dohrn).

"Conflicts of Interest in Litigation: The Judicial Role." 65 *Fordham Law Review* 71-130 (1996).

"Ethical Issues in Representing Children." 7 *Professional Lawyer* 9 (No. 4 1996) (with Bernardine Dohrn).

AShould Judges Promote Professionalism?@ 3 *Federal Bar Council News* 4-7 (No. 4 1996).

"Whose Rules of Professional Conduct Should Govern Lawyers in Federal Court and How Should the Rules Be Created?" 64 *George Washington Law Review* 460-531 (1996).

AAttorney Discipline in the Second Circuit.@ 2 *Federal Bar Council News* 11-14 (No. 2 1995).

"Contextualizing Professional Responsibility: A New Curriculum for a New Century." 58 *Law and Contemporary Problems* 193-211 (1995) (with Mary C. Daly and Russell G. Pearce).

"Federal Prosecutors= Ethics: Who Should Draw the Lines?" 7 *Professional Lawyer* 1 (1995).

"Policing Federal Prosecutors: Do Too Many Regulators Produce Too Little Enforcement?" 8 *St. Thomas Law Review* 69-95 (1995).

AThe Sins of the Lawyer (and the Procedural Consequences).@ 2 *Federal Bar Council News* 9-12 (No. 4 1995).

"Ethical Issues in Representing Older Clients." 28 *Clearinghouse Review* 658-659 (1994) (with

Nancy Coleman and Naomi Karp).

"Ethical Issues in Representing Older Clients." 62 *Fordham Law Review* 961-986 (1994) (with Nancy Coleman).

"Of Laws and Men: An Essay On Justice Marshall=s View of Criminal Procedure." 26 *Arizona State Law Journal* 369-402 (1994) (with Daniel Richman).

"Foreword: Urban Environmental Equity." 21 *Fordham Urban Law Journal* 425-431 (1994).

"Lethal Fiction: The Meaning of 'Counsel' in the Sixth Amendment." 78 *Iowa Law Review* 433-516 (1993). Reprinted in 6 *Criminal Practice Law Review* 183-280 (1994).

"Crime and Punishment After the S & L Crisis." 46 *Consumer Finance Law Quarterly Report* 195-201 (1992).

"Power, Not Reason=: Justice Marshall's Valedictory and the Fourth Amendment in the Supreme Court's 1990 Term." 70 *North Carolina Law Review* 373-415 (1992).

"The Whole Truth?: How Rules of Evidence Make Lawyers Deceitful." 25 *Loyola of Los Angeles Law Review* 699-710 (1992).

"After the Fall: The Criminal Law Enforcement Response to the S&L Crisis." 59 *Fordham Law Review* S155-S192 (1991).

"Zealous Representation Bound: The Intersection of the Ethical Codes and the Criminal Law." 69 *North Carolina Law Review* 687-717 (1991). Reprinted in 4 *Criminal Practice Law Review* 323-360 (1992).

"Conflicts of Interest in Corporate Criminal Cases." 1 *Corporate Criminal & Constitutional Law Reporter* 98- (1990).

"The Good Faith Exception to the Fruit of the Poisonous Tree Doctrine." 26 *Criminal Law Bulletin* 509-533 (1990).

"Hare and Hounds=: The Fugitive Defendant=s Constitutional Right to be Pursued." 56 *Brooklyn Law Review* 439-510 (1990). Reprinted in 4 *Criminal Practice Law Review* 67-132 (1992).

"Doe v. Grievance Committee: On the Interpretation of Ethical Rules." 55 *Brooklyn Law Review* 485-558 (1989).

"Her Brother=s Keeper: The Prosecutor=s Responsibility When Defense Counsel Has a Potential Conflict of Interest." 16 *American Journal of Criminal Law* 323-366 (1989).

"Limits On a Prosecutor=s Communications with Prospective Defense Witnesses." 25 *Criminal*

Law Bulletin 139-163 (1989).

A>Package= Plea Bargaining and the Prosecutor=s Duty of Good Faith." 25 *Criminal Law Bulletin* 507-549 (1989).

A>Through a Glass Darkly=: How the Court Sees Motions to Disqualify Criminal Defense Lawyers." 89 *Columbia Law Review* 1201-1263 (1989). Reprinted in 2 *Criminal Practice Law Review* 551- 618 (1990).

"The Ethical Prosecutor and the Adversary System." 24 *Criminal Law Bulletin* 126-145 (1988).

"A Prosecutor=s Communication with Defendants: What are the Limits?" 24 *Criminal Law Bulletin* 283-320 (1988).

"Note, Court Appointment of Attorneys in Civil Cases: The Constitutionality of Uncompensated Legal Assistance." 81 *Columbia Law Review* 366-390 (1981).

"Note, A Functional Analysis of the Effective Assistance of Counsel." 80 *Columbia Law Review* 1053-1091 (1980).

Essays, Articles & Chapters in Compilations

"Case Studies in Negotiation Ethics" in *Ethics in Context 2008: Advocacy, Civility and Ethics in the Courtroom* (New York: Practising Law Institute, 2008).

"Do No Wrong: Ethics for Prosecutors and Defenders" [Book Review], *Champion*, February 2009, at 59.

"Ethics in Criminal Advocacy" in *The State of Criminal Justice 2007-2008* (Washington, D.C.: ABA Section on Criminal Justice, 2009) [with Ellen Yaroshefsky].

"The Ten Most Common Ethical Violations," reprinted in Priscilla Anne Schwab, ed., *The Litigation Manual*, First Supplement 1077 (2007).

"Lying Clients: An Age-Old Problem," reprinted in Priscilla Anne Schwab, ed., *The Litigation Manual*, First Supplement 1105 (2007).

"Prosecutors' Professional Independence: reflections on *Garcetti v. Ceballos*," 22 *Criminal Justice* 4 (Summer 2007).

"Ethics in Criminal Advocacy," in ABA Criminal Justice Section. *The State of Criminal Justice 2007-2008* 123 (Apr. 2008) [with Ellen Yaroshefsky].

"Ethical Considerations in Commercial Mortgage Practice", in *Commercial Real Estate Financing 2006: What Borrowers & Lenders Need to Know Now*, pgs 627- 634. New York:

Practising Law Institute, 2006. [with Barbara S. Gillers]

AAvoiding Potholes: Discovery and Ethics on the Highway to Trial ,@ in *Trial Evidence in the Federal Courts: Problems and Solutions*, 35-38. Philadelphia: ALI-ABA, 2004.

AEthical Considerations for the Business Attorney - A Hypothetical,@ in *MCLE Marathon 2003*, 215-216. New York: Practising Law Institute, 2004. (with Barbara S. Gillers).

AEthical Considerations in Commercial Mortgage Practice,@ in *Commercial Real Estate Financing 2004 What Borrowers & Lenders Need to Know Now*, 601-606. New York: Practising Law Institute, 2004. (with Barbara S. Gillers). Reprinted in *Commercial Real Estate Financing 2005: What Borrowers & Lenders Need to Know Now*, 561-568. New York: Practising Law Institute, 2005.

ANew Developments in Ethical Considerations for the Business Attorney,@ in *Ethical Considerations for the Business Attorney -- 2004 Case Studies*, 201-204. New York Practising Law Institute, 2004.

"Hypothetical,@ in *Commercial Real Estate Financing 2003: What Borrowers & Lenders Need to Know Now*, 649-653. New York: Practising Law Institute, 2003. (with Barbara S. Gillers and Jonathan L. Mechanic).

"Representing Corporations under Fire: Ethical Considerations - A Hypothetical," in *MCLE Marathon 2002*, 521-525 . New York: Practising Law Institute, 2002.

"Representing Corporations under Fire: Ethical Considerations,@ in *MCLE Marathon 2002*, 527-551. New York: Practising Law Institute, 2002. Reprinted in *Staying Out of Trouble 2003 What Every Attorney Must Know About Ethics*, 253-282 . New York: Practising Law Institute, 2003.

"Recent Federal Court Decisions in Professional Responsibility," in *Current Developments in Federal Civil Practice 2001*, 413-438. New York: Practising Law Institute, 2001. (with Mary Lu Bilek).

"Recent Federal Court Decisions in Professional Responsibility," in *Current Developments in Federal Civil Practice 1999*, 311-332. New York: Practising Law Institute, 1999.

AThe Duty to Report Ethical Misconduct,@ in *1998 ABA Annual Meeting - Section of Family Law 17-*. Chicago: American Bar Association, 1998.

"The Ethics of Marketing Legal Services," in Christine S. Filip ed. *Effective Marketing for Lawyers*, 173-199. Albany, N.Y.: New York State Bar Association, 1996. (with Russell G. Pearce). Reprinted in *Serving Clients Well: Avoiding Malpractice and Ethical Pitfalls in the Practice of Law*, 209-220. New York: Practising Law Institute, 1999 and *MCLE Bridge the Gap Program Materials*, 205-220. New York: Practising Law Institute, 1999.

Newspaper Articles

Client Confidences: Should Lawyers Be Allowed to Reveal Them to Prevent Death or Serious Bodily Harm?: Yes. @ *New York Lawyer*, October 2002, at p. 20.

Judge Kennedy Might Not Meet Expectations of Administration. @ *The National Law Journal*, December 21, 1987, at p. 20.

Other

(Reporter for the Commission) *Client Representation in the 21st Century; Report of the Commission on Multijurisdictional Practice*. Chicago: American Bar Association, 2002.

Report of the Commission on Multijurisdictional Practice. Chicago: American Bar Association, 2002. Available at http://www.abanet.org/cpr/mjp/final_mjp_rpt_6-5.pdf.

Interim Report of the Commission on Multijurisdictional Practice. Chicago: American Bar Association, 2001. Available at http://www.abanet.org/cpr/mjp-final_interim_report.pdf.

A Guide to Professionalism Commissions. Chicago: American Bar Association, Center for Professional Responsibility, 2001. Available at http://www.abanet.org/cpr/scop_commission_guide.html.

Assisting Clients with Multi-State and Interstate Problems: The Need to Bring the Professional Regulation of Lawyers into the 21st Century, Report on the Proceedings of the Symposium on the Multijurisdictional Practice of Law (March 10-11, 2000). Available at http://www.abanet.org/cpr/mip-bruce_green_report.html.

ABNER S. GREENE

Books

Understanding the 2000 Election: A Guide to the Legal Battles that Decided the Presidency. New York: New York University Press, 2005. (published as paperback edition with new foreword).

Understanding the 2000 Election: A Guide to the Legal Battles That Decided the Presidency. New York: New York University Press, 2001.

Journal Articles

“Three Theories of Religious Equality ... and of Exemptions,” 87 *Texas Law Review* 963-1008 (2009).

“The Fit Dimension. Symposium: Minimalism versus Perfectionism in Constitutional Theory.” 75 *Fordham Law Review* 2921 (2007)

"Panel III: Indecent Exposure? The FCC's Recent Enforcement of Obscenity Laws." *Fordham Intellectual Property, Media & Entertainment Law Journal* 1087-1142 (2005) [with William Davenport, Jeffrey; Hoeh, C. Edwin Baker, Paul; McGeady and John; Fiorini, III]

"Against Interpretive Obligation (to the Supreme Court)." *75 Fordham Law Review* 1661-1670 (2006)

"Is there a First Amendment Defense for Bush v. Gore?" *80 Notre Dame Law Review* 1643-1719 (2005)

"The Rehnquist Court and the First Amendment." *Washington University Journal of Law and Policy* (2006)

"The Apparent Consistency of Religion Clause Doctrine." SSRN Fordham Law Legal Studies Research Paper No. 108 (2006)

"The Missing Step of Textualism." *74 Fordham Law Review* 1913-1936 (2005)

"Can We Be Legal Positivists Without Being Constitutional Positivists?" *73 Fordham Law Review* 1401-1414 (2005).

"Is There a First Amendment Defense for Bush v. Gore?" *80 Notre Dame Law Review* 1643-1719 (2005).

"Constitutional Reductionism, Rawls, and the Religion Clauses." *72 Fordham Law Review* 2089-2103 (2004).

"Constitutional (Ir)responsibility." *71 Fordham Law Review* 1807-1825 (2003).

"Government Speech on Unsettled Issues." *69 Fordham Law Review* 1667-1688 (2001).

"Civil Society and Multiple Repositories of Power." *75 Chicago-Kent Law Review* 477-492 (2000).

"Government of the Good." *53 Vanderbilt Law Review* 1-69 (2000).

"Why Vouchers Are Unconstitutional, and Why They're Not." *13 Notre Dame Journal of Law, Ethics & Public Policy* 397-408 (1999).

"Discounting Accountability." *65 Fordham Law Review* 1489-1505 (1997).

"The Work of Knowledge." *72 Notre Dame Law Review* 1479-1494 (1997).

"The Irreducible Constitution." *7 Journal of Contemporary Legal Issues* 293-311 (1996).

"Kiryas Joel and Two Mistakes About Equality." 96 *Columbia Law Review* 1-86 (1996).

"The Pledge of Allegiance Problem." 64 *Fordham Law Review* 451-490 (1995).

"Checks and Balances in an Era of Presidential Lawmaking." 61 *University of Chicago Law Review* 123-196 (1994). Portions reprinted in Michael J. Glennon et al. eds. *A Constitutional Law Anthology*, 301-308. 2d edition. Cincinnati: Anderson Publishing Co., 1997.

"Is Religion Special? A Rejoinder to Scott Idleman." 1994 *University of Illinois Law Review* 535-544 (1994).

"The Political Balance of the Religion Clauses." 102 *Yale Law Journal* 1611-1644 (1993). Reprinted in John H. Garvey and Frederick Schauer eds. *The First Amendment: A Reader*, 630-634. 2d edition. St. Paul, Minn.: West Pub. Co., 1996.

"Adjudicative Retroactivity in Administrative Law." 1991 *Supreme Court Review* 261-301 (1991).

Essays, Articles & Chapters in Compilations

The Incommensurability of Religion, in Stephen M. Feldman ed., *Law and Religion: A Critical Anthology*, 226-244. New York: New York University Press, 2000.

Book Reviews

"Uncommon Ground." Review of *Political Liberalism*, by John Rawls and *Life=s Dominion: An Argument About Abortion, Euthanasia, and Individual Freedom*, by Ronald Dworkin. 62 *George Washington Law Review* 646-673 (1994).

Review of *The Role of Religion in the Making of Public Policy*, edited by James E. Woods, Jr. and Derek Davis. 34 *Journal of Church and State* 866-867 (1992).

Review of *Interpretations of the First Amendment*, by William W. Van Alstyne. 84 *Michigan Law Review* 648-652 (1986).

Review of *Passion: An Essay on Personality*, by Roberto Mangabeira Unger. 83 *Michigan Law Review* 768-771 (1985).

SEAN J. GRIFFITH

Journal Articles

"How the Merits Matter: D&O Insurance and Securities Settlements," 157 *University of Pennsylvania Law Review* 755-832 (2009) [with Tom Baker].

"The Missing Monitor in Corporate Governance: The Directors' & Officers' Liability Insurer," 95

Georgetown Law Journal 1795 (2007) [with Tom Baker].

“Predicting Corporate Governance Risk: Evidence From the Directors’ & Officers’ Liability Insurance Market,” 74 *University of Chicago Law Review* 487 (2007) [with Tom Baker].

Book Reviews

"Daedalean Tinkering." review of *Icarus in the Boardroom: The Fundamental Flaws in Corporate America and Where They Came From* by David Skeel." 104 *Michigan Law Review* 1247-1267 (2006)

HUGH C. HANSEN

Books

Intellectual Property Law and Policy, Volume 10. Oxford: Hart Publishing, 2009.

Intellectual property law and policy: the 15th Annual Fordham Conference. Oxford ; Portland, Or.: Hart Publishing, 2008.

New York Intellectual Property Handbook. Newark, NJ: LexisNexis (2008).

US Intellectual Property Law and Policy. Cheltenham: Edward Elgar, 2006. (Editor)

United States Intellectual Property: Law and Policy. London: Sweet & Maxwell, 2002.

(Editor) *International Intellectual Property Law & Policy*. Yonkers, N.Y.: Juris Publishing, 1996-current.

New York Intellectual Property Handbook. New York: Matthew Bender, 1991-current.

Journal Articles

“Symposium Panel III: Fair Use: Its Application, Limitations and Future,” 17 *Fordham Intellectual Property, Media and Entertainment Law Review* 1017 [with Paul Aiken, Laura Quilter, David O. Carson, John G. Palfrey Jr. and Sonia Katyal].

"Panel III: United States v. Martignon - Case in Controversy." *Fordham Intellectual Property, Media & Entertainment Law Journal* 1223-1286 (2006) [with Jane Ginsburg, Marjorie Heins, Robert W. Clarida, David Patton and William Patry]

“Copyright & Privacy– Through the Copyright Lens.” *John Marshall Review of Intellectual Property Law* (2005) [with Sarah B. Deutsch, Roderick G. Dorman, Michael A. Geist, Howard P. Knopf, Ralph Oman, Matthew J. Oppenheim and John G. Palfrey]

"Copyright & Privacy— Through the Political Lens." *John Marshall Review of Intellectual Property Law* (2005) [with William W. Fisher, III, Christopher Jay Hoofnagle, Howard P. Knopf, Declan McCullagh, Ralph Oman and Matthew J. Oppenheim]

"Licensing in the Digital Age: The Future of Digital Rights Management." 15 *Fordham Intellectual Property, Media & Entertainment Law Journal* 1009-1086 (2005) [with Marybeth Peters; Joseph Salvo and Fred Von Lohmann]

A Trademark Dilution: Moseley and Beyond. @ 14 *Fordham Intellectual Property, Media & Entertainment Law Journal* 849-891 (2004) (with Barton Beebe et al.).

"Mikey Mice? Potential Ramifications of *Eldred v. Ashcroft*." 13 *Fordham Intellectual Property, Media & Entertainment Law Journal* 771-830 (2003) (with David O. Carson et al.).

A Do Publishers Need Permission to Reproduce Freelance Articles in an Electronic Database? @ *Preview of United States Supreme Court Cases* 341-344 (March 13, 2001).

(Moderator and Commentator) A Database Protection. @ 11 *Fordham Intellectual Property, Media & Entertainment Law Journal* 275-315 (2001) (with Robert Eisenbach et al.).

(Moderator) A I'll See Your *Two Pesos* and Raise You ... *Two Pesos*, *Wal-Mart* ... and *Traffix*: Where is U.S. Supreme Court Jurisprudence Heading, and How Will it Affect Trademark Practitioners? @ 11 *Fordham Intellectual Property, Media & Entertainment Law Journal* 509-554 (2001) (with Glenn Mitchell, Inna Fayenson, and Perry Saidman).

A Utility Patents and Trade Dress: Mutually Exclusive or Overlapping Forms of Protection? @ *Preview of United States Supreme Court Cases* 165-169 (November 20, 2000).

A How Do You Determine When >Trade Dress= Protection Protects a Dress? @ *Preview of United States Supreme Court Cases* 217-221 (December 20, 1999).

"The Gray Market for Trademarked Goods: May Copyright Law Be Used to Shut it Down?" *Preview of United States Supreme Court Cases* 155-159 (November 21, 1997).

A The Doctrine of Equivalents: Does Non-Literal Patent Infringement Smell as Sweet? @ *Preview of United States Supreme Court Cases* 31-35 (September 19, 1996).

"International Copyright: An Unorthodox Analysis." 29 *Vanderbilt Journal of Transnational Law* 579-593 (1996).

"The Seventh Amendment Right to a Jury Trial and Patent Claim Interpretation: Can the People Be Trusted?" *Preview of United States Supreme Court Cases* 185-189 (December 22, 1995).

"Distributing Anonymous Campaign Literature: How Much Protection Does the First Amendment Provide?" *Preview of United States Supreme Court Cases* 24-28 (October. 1, 1994).

"The Farmers= >Saved-Seed= Exemption in the Plant Variety Protection Act: How Much Competition is Too Much?" *Preview of United States Supreme Court Cases* 92-95 (October 21, 1994).

"'Let Your True Colors Come Shining Through,' or Does Federal Law Afford Trademark Protection to a Product's Color?" *Preview of United States Supreme Court Cases* 188-192 (December 22, 1994).

"When Is a CPA Not a CPA? First Amendment Limits on State Licensing of Professional Services Offered in Nontraditional Settings." *Preview of United States Supreme Court Cases* 274-276 (April 11, 1994).

"Restaurant Design and Decor: Protectible Trade Dress Under the Lanham Act or Fair Game for Competitors?" *Preview of United States Supreme Court Cases* 353-355 (June 1, 1992).

"Consumer Protection Provisions Prohibiting 'Deceptive Practices' and 'False Advertising': Proper Vehicles for the Protection of Intellectual Property?" *2 Fordham Entertainment Media & Intellectual Property Law Forum* 31-46 (1991).

"Information, Please: What is the Scope of a Telephone Company=s Copyright in its White Pages Directories?" *Preview of United States Supreme Court Cases* 176-178 (February 19, 1991).

ADoes the Patent-Infringement Exemption for FDA-Required Testing Protect the Use of Medical Devices?@ *Preview of United States Supreme Court Cases* 376-379 (June 1, 1990).

"What Happens to the Movie if the Original Author Who Assigned His Renewal-Term Rights Dies Before Renewal?" *Preview of United States Supreme Court Cases* 237-240 (March 16, 1990).

"Gray Goods and the Gray Market: Will the Supply Line be Cut?" *Preview of the United States Supreme Court Cases* 31-33 (October 16, 1987).

"Gray Market Goods: A Lighter Shade of Black." *13 Brooklyn Journal of International Law* 249-265 (1987).

"Robinson-Patman Law: A Review and Analysis." *51 Fordham Law Review* 1113-1218 (1983).

Essays, Articles & Chapters in Compilations

"Protection of Intellectual Property Rights at the Border: Continuing Battle Over 'Parallel Imports'," in *Global Trademark and Copyright 1998: Protecting Intellectual Property Rights in the International Marketplace*, 41-65. New York: Practising Law Institute, 1998.

"The Harmonization of Trademark, Copyright and Design Law in the European Community," in

Global Trademark and Copyright 1995: Management and Protection, 171-213. New York: Practising Law Institute, 1995.

"Copyright Protection for Computer Programs in the EEC and Europe," in *Global Intellectual Property Series: Practical Strategies - Trademark and Copyright*, 511-562. New York: Practising Law Institute, 1991.

Newspaper Articles

"The Betamax Case: Its Potential Effects on Copyright Law." *New York Law Journal*, November 4, 1981, at p. 1.

"They Can Get It For You Cheap." *Newsday*, March 3, 1987, at p. 54.

BARRY E. HAWK

Books

Annual Proceedings of the Fordham Corporate Law Institute. Index and Table of Cases, 1990-2000. Huntington, N.Y.: Juris Publishing, 2002.

International Antitrust Law and Policy. 28th edition. 2001 Annual Proceedings of the Fordham Corporate Law Institute. Huntington, N. Y.: Juris Publishing, 2002.

International Antitrust Law and Policy. 27th edition. 2000 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 2001.

International Antitrust Law and Policy. 26th edition. 1999 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 2000.

International Antitrust Law and Policy. 25th edition. 1998 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 1999.

International Antitrust Law and Policy. 24th edition. 1997 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 1998.

International Antitrust Law and Policy: 23rd edition. 1996 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 1997.

European Community Merger Control: A Practitioner=s Guide. Boston: Kluwer Law International, 1996 (with Henry L. Huser).

International Antitrust Law and Policy. 22nd edition. 1995 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 1996.

International Antitrust Law and Policy. 21st edition. 1994 Annual Proceedings of the Fordham Corporate Law Institute. Yonkers, N. Y.: Juris Publishing, 1995.

Antitrust in a Global Economy. 20th edition. 1993 Annual Proceedings of the Fordham Corporate Law Institute. New York: Transnational Juris Publishing, 1994.

International Antitrust Law and Policy. 19th edition. 1992 Annual Proceedings of the Fordham Corporate Law Institute. Irvington-on-Hudson, N. Y.: Juris Publishing, 1993.

EC and U.S. Competition Law Policy. 18th edition. 1991 Annual Proceedings of the Fordham Corporate Law Institute. Irvington-on-Hudson, N. Y.: Transnational Juris Publications, 1992.

International Mergers and Joint Ventures. 17th edition. 1990 Annual Proceedings of the Fordham Corporate Law Institute. Ardsley-on-Hudson, N. Y.: Transnational Juris Publications, 1991.

1992 and EEC/U.S. Competition and Trade Law. 16th edition. 1989 Annual Proceedings of the Fordham Corporate Law Institute. Ardsley-on-Hudson, N. Y.: Transnational Juris Publications, 1990.

European / American Antitrust and Trade Law. 15th edition. 1988 Annual Proceedings of the Fordham Corporate Law Institute. New York: Matthew Bender, 1989.

North American and Common Market Antitrust and Trade Laws. 14th edition. 1987 Annual Proceedings of the Fordham Corporate Law Institute. New York: Matthew Bender, 1988.

United States and Common Market antitrust Policies. 13th edition. 1986 Annual Proceedings of the Fordham Corporate Law Institute. New York: Matthew Bender, 1987.

Antitrust and Trade Policy in the United States and the European Community. 12th edition. 1985 Annual Proceedings of the Fordham Corporate Law Institute. New York : Bender, 1986.

United States, Common Market and International Antitrust: a Comparative Guide. 2nd edition. Englewood Cliffs, N. J.: Aspen Law and Business, 1985.

Antitrust and Trade policies in International Trade. 11th edition. 1984 Annual Proceedings of the Fordham Corporate Law Institute. New York: Matthew Bender, 1985.

Antitrust and Trade Policies of the European Economic Community. 10th edition. 1983 Annual Proceedings of the Fordham Corporate law Institute. New York: Matthew Bender, 1984.

Antitrust, Technology Transfers, and Joint Ventures in International Trade. 9th edition. 1982 Annual Proceedings of the Fordham Corporate Law Institute. New York: Matthew Bender, 1982.

United States, Common Market, and International Antitrust: a Comparative Guide. New York: Law and Business, 1979.

International Antitrust. 5th edition. 1978 Annual Proceedings of the Fordham Corporate Law Institute. New York: Law and Business, 1979.

International Antitrust. 1st edition. 1974 Annual Proceedings of the Fordham Corporate Law Institute. New York: Matthew Bender, 1975.

Journal Articles

A Dealing with a Dawn Raid, EU Style. @ 10 *Antitrust* 20-22 (Spring 1996).

"Antitrust Federalism in the United States and Decentralization of Competition Law Enforcement in the European Union: a Comparison." 20 *Fordham International Law Journal* 18-49 (1996) (with Laraine L. Laudati).

A Antitrust Policy and Market Access. @ 201 *OECD Observer* 10-12 (1996).

"Recent Developments in EC Competition Law." 39 *Private Investors Abroad* 2.1-2.14 (1996) (with Ionnis Zervas).

">Controlling= the Shifting Sands: Minority Shareholdings Under EEC Competition Law." 17 *Fordham International Law Journal* 294-330 (1994) (with Henry L. Huser).

A Antitrust in a Global Environment: Conflicts and Resolutions: Introductory Remarks. @ 60 *Antitrust Law Journal* 525-530 (1991).

"European Merger Control----National Laws and Enforcement Policies." 34 *Private Investors Abroad* 6.1-6.28 (1991).

"Joint Ventures Under EEC Law." 15 *Fordham International Law Journal* 303-365 (1991).

A 1992 and EEC Competition. @ 4 *Antitrust* 23-26 (Summer 1990).

"The International Application of the Sherman Act in its Second Century." 59 *Antitrust Law Journal* 161-171 (1990).

A The EEC Merger Regulation: the First Step Toward One-Stop Merger Control." 59 *Antitrust Law Journal* 195-235 (1990).

"European Economic Community Merger Regulation." 59 *Antitrust Law Journal* 457-463 (1990).

"Internationalization of World Economies and State/ Federal Antitrust Laws and Policy." 29 *Washburn Law Journal* 293-305 (1990).

"Airline Deregulation After Ten Years: the Need for Vigorous Antitrust Enforcement and

Intergovernmental Agreements." 34 *Antitrust Bulletin* 267-305 (1989).

"Antitrust in Today=s World Economy." 9 *Cardozo Law Review* 1161-1167 (1988).

"European Economic Community and United States Antitrust Law: Contrasts and Convergences." 16 *Australian Business Law Review* 282- 325 (1988).

"The Proposed Revisions to the Justice Department=s Antitrust Guidelines for International Operations and Recent Developments in EEC Competition Law." 57 *Antitrust Law Journal* 299-314 (1988).

"Counseling Partners in a US -Foreign Joint Venture and US Antitrust Jurisdiction in International Trade." 54 *Antitrust Law Journal* 1083-1109 (1985).

AAntitrust and International Trade-Special Rules, Introductory Remarks. 49 *Antitrust Law Journal* 1185-1187 (1980).

AAct of State Doctrine. Norer Pennington Abroad and Foreign Document Compulsion Defense. 47 *Antitrust Law Journal* 987-1006 (1978).

AOECD Guidelines for Multinational Enterprises.@ 46 *Fordham Law Review* 241-76 (1977).

AAAttempts to Monopolize-Specific intent as Antitrust=s Ghost in Machine.@ 58 *Cornell Law Review* 1121-1175 (1972/1973).

Book Reviews

Review of *Antitrust and the Bounds of Power*, by Guiliano Amato. 21 *Fordham International Law Journal* 1670-1675 (1998).

Review of *U.K. Merger Control: Law and Practice*, by Roger J. Finbow and A. Nigel Parr. 18 *Fordham International Law Journal* 1588-1593 (1995).

Review of *Policy and Methods in German and American Antitrust Law: A Comparative Study*, by James Maxeiner. 82 *American Journal of International Law* 208-214 (1988) (with Detlev Vagts).

"Patents under EEC Competition Law.@ 53 *Antitrust Law Journal* 737-782 (1984).

"International Antitrust Policy and the 1982 Acts: the Continuing Need for Reassessment." 51 *Fordham Law Review* 201-254 (1982).

"Special Defenses and Issues, Including Subject Matter Jurisdiction, Act of State Doctrine, Foreign Government Compulsion and Sovereign Immunity." 50 *Antitrust Law Journal* 559-575 (1981).

"OECD Guidelines for Multinational Enterprises: the Competition." 46 *Fordham Law Review* 241-276 (1977).

"Antitrust in the EEC the First Decade." 41 *Fordham Law Review* 229-292 (1972).

"Attempts to Monopolize-Specific Intent as Antitrust's Ghost in the Machine." 58 *Cornell Law Review* 1121-1175 (1972).

TRACY E. HIGGINS

Books

Promise Unfulfilled: Law, Culture, and Women's Inheritance Rights in Ghana. New York: Fordham University School of Law, Joseph R. Crowley Program in International Human Rights, 2003 (with Jeanmarie Fenrich and the Crowley Program in International Human Rights).

Journal Articles

"Gender and Nation-Building: Family Law as Legal Architecture," 60 *Maine Law Review* 375-407 (2008) [with Rachel P. Fink].

"We Will Still Live: Confronting Stigma and Discrimination Against Women Living with HIV/Aids in Malawi," 31 *Fordham International Law Journal* 528 (2008) [with Chi Mgbako and Jeanmarie Fenrich].

"Gender Equality and Customary Marriage: Bargaining in the Shadow of Post-Apartheid Legal Pluralism," 30 *Fordham International Law Journal* 1653 (2007) [with Jeanmarie Fenrich and Ziona Tanzer].

"Constitutional Chicken Soup." 75 *Fordham Law Review* 709-719 (2006)

"A Reflection on the Uses and Limits of Western Feminism in a Global Context." 28 *Thomas Jefferson Law Review* 423-447 (2006)

"Exporting Despair: The Human Rights Implications of U.S. Restrictions on Foreign Health Care Funding in Kenya." 29 *Fordham International Law Journal* 1-126 (2005) [with Mehlika Hoodbhoy and Martin S. Flaherty]

"No Recourse: Transnational Corporations and the Protection of Economic, Social, and Cultural Rights in Bolivia." 27 *Fordham International Law Journal* 1663-1804 (2004) (with Maria McFarland Sanchez-Moreno).

"Why Feminists Can't (or Shouldn't) be Liberals." 72 *Fordham Law Review* 1629-1641 (2004).

"Gender, Sexuality, and Power: Is Feminist Theory Enough?" 12 *Columbia Journal of Gender*

and Law 601-637 (2003) (with Brenda Cossman, Dan Danielsen, and Janet Halley).

"Job Segregation, Gender Blindness, and Employee Agency." *55 Maine Law Review* 241-259 (2003).

A Promise Unfulfilled: Law, Culture, and Women's Inheritance Rights in Ghana. @ *25 Fordham International Law Journal* 259-360 (2001) (with Jeanmarie Fenrich).

AAgency, Equality, and Anti-discrimination Law. @ *85 Cornell Law Review* 1194-1220 (2000) (with L.A. Rosenbury).

A One Country, Two Legal Systems? The Rule of Law, Democracy, and the Protection of Fundamental Rights in Post-Handover Hong Kong. @ *55 Record of the Association of the Bar of the City of New York* 325-388 (2000). (Report of the Committee on International Human Rights and the Joseph R. Crowley Program).

A Reviving the Public/Private Distinction in Feminist Theorizing. @ *75 Chicago-Kent Law Review* 847-867 (2000).

A Justice on Trial: State Security Courts, Police Impunity, and the Persecution of Defense Lawyers in Turkey. @ *22 Fordham International Law Journal* 2129-2269 (1999) (Report of the Joseph R. Crowley Program/Lawyers Committee for Human Rights: Joint 1998 Mission to Turkey).

A One Country, Two Legal Systems? @ *23 Fordham International Law Journal* 1-117 (1999) (Report of the Joseph R. Crowley Program).

A Regarding Rights: An Essay Honoring the Fiftieth Anniversary of the Universal Declaration of Human Rights. @ *30 Columbia Human Rights Law Review* 225-247 (1999).

(Panelist) A What Is a Human Right? Universals and the Challenge of Cultural Relativism. @ *11 Pace International Law Review* 107-159 (1999).

A Democracy and Feminism. @ *110 Harvard Law Review* 1657-1703 (1997). Reprinted in Michael D. Freeman ed. *Family, State and Law*, Vol. I, 407-453. Brookfield, Vt.: Ashgate, 1999.

A Straying from the Path. @ *110 Harvard Law Review* 1019-1022 (1997).

"Anti-Essentialism, Relativism, and Human Rights." *19 Harvard Women's Law Journal* 89-126 (1996).

"Limiting Respondeat Superior Liability: A Wolf in Sheep's Clothing?" *23 Fordham Urban Law Journal* 1181-1194 (1996).

A >By Reason of Their Sex=: Feminist Theory, Postmodernism, and Justice." *80 Cornell Law Review* 1536-1594 (1995).

"Foreword: Special Issue On Women and the Law." *63 Fordham Law Review* 1-4 (1994).

"Giving Women the Benefit of Equality: A Response to Wirenius." *20 Fordham Urban Law Journal* 77-87 (1992).

"Racial Reflections: Dialogues in the Direction of Liberation." 37 *UCLA Law Review* 1037-1100 (1990) (with Derrick A. Bell and Sung-Hee Suh).

Rethinking (M)otherhood: Feminist Theory and State Regulation of Pregnancy. 103 *Harvard Law Review* 1325-1343 (1990).

Essays, Articles & Chapters in Compilations

Law, Cultural Media[tion], and Desire in the Lives of Adolescent Girls, in Martha A. Fineman & Martha T. McCluskey eds. *Feminism, Media and the Law* 177-192 . New York: Oxford University Press, 1997. (with Deborah L. Tolman).

How Being a Good Girl Can Be Bad for Girls, in Nan Bauer Maglin and Donna Marie Perry eds. *"Bad Girls"/"Good Girls": Women, Sex, and Power in the Nineties*, 205-225 . New Brunswick, N.J.: Rutgers University Press, 1996. (with Deborah L. Tolman).

Book Reviews

Review of *Are Women Human? And Other International Dialogues*, by Catherine A. MacKinnon. 18 *Yale Journal of Law and Feminism* 523-544 (2006)

"Derrick Bell's Radical Realism." Review of *Faces at the Bottom of the Well: The Permanence of Racism*, by Derrick Bell. 61 *Fordham Law Review* 683-693 (1992).

Review of *Toward a Feminist Theory of the State*, by Catharine MacKinnon. 13 *Harvard Women's Law Journal* 325-330 (1990).

LEAH A. HILL

Books

Reproduction at Risk: A Report on Mergers and Affiliations in the Catholic Health Care System, 1990-1995. Washington, D.C.: Catholics For a Free Choice, 1995 (with Gregory Lebel and William Pierron).

Representing Battered Women in Family Court: Litigating the Family Court Proceeding. New York: Network for Women's Services, 1993.

Journal Articles

When are Battered Women Negligent Mothers? 27 *Fordham Urban Law Journal* 582-628 (2000).

Essays, Articles & Chapters in Compilations

The Professional Mandate for the Use of Strategic Collaborations by Lawyers and Social Workers in Child Maltreatment/Intimate Partner Violence Cases, in Rosa Perez-Koenig and Barry Rock eds. *Social Work in the Era of Devolution: Toward a Just Practice*, 223-254. New York: Fordham University Press, 2001. (with Mary Ann Forgey, Virginia Strand and Ann Moynihan). Reprinted in *Child Abuse, Neglect & the Foster Care System: Effective Social Work & the Legal System: The Attorney's Role & Responsibilities* 2003, 177-195. New York: Practising Law Institute, 2003.

GAIL D. HOLLISTER

Journal Articles

A John D. Feerick: A Man Committed to Advancing Diversity. @ 70 *Fordham Law Review* 2169-2171 (2002).

A Tort Suits for Injuries Sustained During Illegal Abortions: The Effects of Judicial Bias. @ 45 *Villanova Law Review* 387-461 (2000).

"Using Comparative Fault to Replace the All-or-Nothing Lottery Imposed in Intentional Tort Suits in Which Both Plaintiff and Defendant are at Fault." 46 *Vanderbilt Law Review* 121-174 (1993).

"Parent-Child Immunity: A Doctrine in Search of Justification." 50 *Fordham Law Review* 489-532 (1982).

NICHOLAS J. JOHNSON

Journal Articles

"Imagining Gun Control in America: Understanding the Remainder Problem," 43 *Wake Forest Law Review* 837-891 (2008).

"A Second Amendment Moment: The Constitutional Politics of Gun Control." 71 *Brooklyn Law Review* 715-796 (2005)

"Testing the States' Rights Second Amendment for Content: A Showdown between Federal Environmental Closure of Firing Ranges and Protective State Legislation" 38 *Indiana Law Review* 689-726 (2005)

A The Boundaries of Extracompensatory Relief for Abusive Breach of Contract. @ 33 *Connecticut Law Review* 181-198 (2000).

(Panelist) A The Past, Present and Future of Title VI of the Civil Rights Act as a Tool of Environmental Justice. @ 10 *Fordham Environmental Law Journal* 393-414 (1999) (with Michael Gerrard et al.).

"Principles and Passions: The Intersection of Abortion and Gun Rights." 50 *Rutgers Law Review* 97-197 (1997).

"Plenary Power and Constitutional Outcasts: Federal Power, Critical Race Theory, and the Second, Ninth and Tenth Amendments." 57 *Ohio State Law Journal* 1555-1605 (1996).

"Regulatory Taking and Environmental Regulatory Evolution: Toward a Macro Perspective." 6 *Fordham Environmental Law Journal* 557-563 (1995).

"Shots Across No Man's Land: A Response to Handgun Control, Inc's Richard Aborn." 22 *Fordham Urban Law Journal* 417-439 (1995).

"EPCRA's Collision With Federalism." 27 *Indiana Law Review* 549-575 (1994).

"Beyond the Second Amendment: An Individual Right to Arms Viewed Through the Ninth

Amendment." 24 *Rutgers Law Journal* 1-81 (1992).

"There May Be Cracks in the Foundation: An Analysis of Pennsylvania's Current Approach to Legislative Review of Agency Rule Making." 94 *Dickinson Law Review* 637-664 (1990).

"With Due Regard for the Opinions of Others." 8 *California Lawyer* 52-55 (1988).

Book Reviews

"Gun Controls--in America?" Review of *The Samurai, the Mountie, and the Cowboy*, by David Kopel. 1993 *Public Interest Law Review* 207-212 (1993).

Newspaper Articles

"Taking This Right Seriously," *National Law Journal*, August 6, 2008, at 26.

"Extra Compensatory Relief?" *Bender's Commercial Damages Reporter* (2002)

"Regulatory Review." *The Sunday News*, June 25 1998, at p.

"Super Majority; It Won't Work." *The Record (Bergen)*, April 5, 1998, at p.O1.

"Three Strikes and Posturing About Crime." *Philadelphia Inquirer*, July 12, 1994, at p.

ROBERT J. KACZOROWSKI

Books

The Politics of Judicial Interpretation: The Federal Courts, Department of Justice and Civil Rights, 1866-1876. Paperback edition, with new introduction. New York: Fordham University Press, 2005.

(Editor) *Constitutionalism and American Culture: Writing the New Constitutional History*. Lawrence, Kans.: University Press of Kansas, 2002 (with Sandra F VanBurkleo and Kermit L. Hall).

The Nationalization of Civil Rights: Constitutional Theory and Practice in a Racist Society, 1866-1883. American Legal and Constitutional History. New York: Garland Publishing, 1987.

The Politics of Judicial Interpretation: The Federal Courts, Department of Justice and Civil Rights, 1866-1876. Linden Studies in Legal History. Dobbs Ferry, N.Y.: Oceana Publications, 1985.

Journal Articles

"Congress' Power to Enforce Fourteenth Amendment Rights: Lessons from Federal Remedies the Framers Enacted." 42 *Harvard Journal on Legislation* 187-283 (2005).

"Popular Constitutionalism Versus Justice in Plainclothes: Reflections From History." 73 *Fordham Law Review* 1415-1438 (2005).

"The Supreme Court and Congress's Power to Enforce Constitutional Rights: An Overlooked Moral Anomaly." 73 *Fordham Law Review* 153-243 (2004).

"Reflections on Monell=s Analysis of the Legislative History of ' 1983." 31 *Urban Lawyer* 407-435 (1999).

"Paul L. Murphy: 1923-1997." 16 *Law and History* IX-XI (1998) (with Kermit L Hall, John Johnson and Sandra F VanBurkleo).

"Fidelity Through History And To It: An Impossible Dream?@ 65 *Fordham Law Review* 1663-1692 (1997).

"Tragic Irony of American Federalism: National Sovereignty Versus State Sovereignty in Slavery and in Freedom." 45 *University of Kansas Law Review* 1015-1043 (1997).

"Reflections on >From Slaves to Citizens'." 17 *Cardozo Law Review* 2141-2147 (1996).

"Federal Enforcement of Civil Rights During the First Reconstruction." 23 *Fordham Urban Law Journal* 155-186 (1995).

"Chase Court and Fundamental Rights: A Watershed in American Constitutionalism." 21 *Northern Kentucky Law Review* 151-191 (1993).

"Common-Law Background of Nineteenth-Century Tort Law." 51 *Ohio State Law Journal* 1127-1199 (1990).

"Enforcement Provisions of the Civil Rights Act of 1866: A Legislative History in Light of *Runyan v. McCrary*." 98 *Yale Law Journal* 565-595 (1989).

"To Begin the Nation Anew: Congress, Citizenship, and Civil Rights after the Civil War." 92 *American Historical Review* 45-68 (1987).

"Revolutionary Constitutionalism in the Era of the Civil War and Reconstruction." 61 *New York University Law Review* 863-940 (1986).

"Searching for the Intent of the Framers of the Fourteenth Amendment." 5 *Connecticut Law Review* 368-398 (1972-73).

Essays, Articles & Chapters in Compilations

^The Inverted Constitution: Enforcing Constitutional Rights in the Nineteenth Century,@ in Robert Kaczorowski, Sandra F. VanBurkleo and Kermit L. Hall eds. *Constitutionalism and American Culture: Writing the New Constitutional History*, 29-63. Lawrence, Kans.: University Press of Kansas, 2002.

Book Reviews

Review of *Government by Judiciary: The Transformation of the Fourteenth Amendment*, by Raoul Berger. 83 *American History Review* 811-812 (1978).

Thesis/Dissertation

^The Nationalization of Civil Rights: Constitutional Theory and Practice in a Racist Society.@ Ph.D. diss., University of Minnesota, 1971.

"The Non-Granger >Granger= Planks of the Illinois Constitution of 1870." M.A. diss., DePaul University, 1966.

JAMES L. KAINEN

Journal Articles

“Truth, Deterrence and the Impeachment Exception” 86 *Oregon Law Review* (2008).

"Character Evidence." 11 *Touro Law Review* 11-22 (1994).

"The Historical Framework for Reviving Constitutional Protection for Property and Contract Rights." 79 *Cornell Law Review* 87-142 (1993).

"The Impeachment Exception to the Exclusionary Rules: Policies, Principles & Politics." 44 *Stanford Law Review* 1301-1372 (1992). Appeared in adapted form with the title "The Impeachment Exception to the Exclusionary Rules: Principles, Policies and Politics" in 20 *Search and Seizure Law Report* 137-144 (1993). Reprinted in 6 *Criminal Practice Law Review* 423-508 (1994).

"Nineteenth Century Interpretations of the Federal Contract Clause: The Transformation from Vested to Substantive Rights Against the State." 31 *Buffalo Law Review* 381-480 (1982).

Essays, Articles & Chapters in Compilations:

“Home Building and Loan v. Blaisdell” in *Encyclopedia of the Supreme Court of the United States* (David S. Tanenhaus, ed., New York: Macmillan Reference USA, 2008).

Book Reviews

Review of *Commodity and Propriety: Competing Visions of Property in American Legal Thought, 1776-1970*, by Gregory S. Alexander. 44 *American Journal of Legal History* 109-112 (2000).

Review of *Minding the Law*, by Anthony G. Amsterdam and Jerome Bruner. 44 *American Journal of Legal History* 498-500 (2000).

Review of *The Papers of John Marshall, Vol VIII: Correspondence, Papers and Selected Judicial Opinions, March 1814-December 1819*, edited by Charles Hobson. 42 *American Journal of Legal History* 196-198 (1998).

"The Rationalist Tradition at Trial." Review of *Analysis of Evidence: How to Do Things with Facts Based on Wigmore's Science of Judicial Proof*, by Terence Anderson and William Twining. 60 *Fordham Law Review* 1085-1096 (1992).

ANIL KALHAN

Journal Articles

“Colonial Continuities: Human Rights, Terrorism, and Security Laws in India.” 20 *Columbia Journal of Asian Law* 93- (2006)

CONSTANTINE N. KATSORIS

Books

(Co-editor) *Fordham Law and the United States Supreme Court: A Selected Portrait*. New York: Fordham University School of Law, 2002. (pamphlet).

(Co-editor) *Twelfth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 2003.

(Co-editor) *Eleventh Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 2001.

(Co-editor) *Tenth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1998.

(Co-editor) *Ninth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1996.

(Co-editor) *Eighth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1994.

(Co-editor) *Seventh Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1991.

(Co-editor) *Sixth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1989.

(Co-editor) *Fifth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1986.

(Co-editor) *Fourth Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1984.

(Co-editor) *Third Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1980.

(Co-editor) *Second Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1978.

(Co-editor) *Report of Securities Industry Conference on Arbitration to the Securities and Exchange Commission*. New York: SICA, 1977.

(Contributor) *Report of the Temporary State Commission on the Modernization, Revision and Simplification of the Law of Estates to the Governor and the Legislature: Final Report*. Albany, N.Y.: The Commission, 1967.

(Contributor) *Report of the Temporary State Commission on the Modernization, Revision and Simplification of the Law of Estates to the Governor and the Legislature: Fifth Report*. Albany, N.Y.: The Commission, 1966.

(Contributor) *Report of the Temporary State Commission on the Modernization, Revision and Simplification of the Law of Estates to the Governor and the Legislature: Fourth Report*. Albany, N.Y.: The Commission, 1965.

Journal Articles

“Opening Remarks: The Eighth Annual Albert A. DeStefano Lecture on Corporate, Securities & Financial Law: The Subprime Mortgage Crisis,” 14 *Fordham Journal of Corporate & Financial Law* 1-4 (2008).

“Securities Arbitrators Do Not Grow on Trees,” 14 *Fordham Journal of Corporate & Financial Law* 49-82 (2008).

“Have Pre-Hearing Motions to Dismiss Become Abusive in SRO Arbitrations.” *Securities Arbitration Commentator*, No. 5 at 1 (Nov. 2006).

“A Tribute to the Fordham Judiciary: A Century of Service.” 75 *Fordham Law Review* 2303-2371 (2007)

"Roadmap to Securities ADR", 11 *Fordham Journal of Corporate and Financial Law* 413-535 (2006)

“Welcome: Fifth Annual Albert AA. DeStefano Lecture on Corporate, Securities and Financial Law” 11 *Fordham Journal of Corporate and Financial Law* 1-3 (2005)

"Beware of What You Ask for: You Might Get It." 2005 *Securities Arbitration Commentator* 1-5 (February 2005).

AA Life Without SICA. @ 2004 *Securities Arbitration Commentator* 1 (July 2004). Reprinted in NYSBA/Securities Arbitration 2004 (October 2004).

APost-Sawtelle Tremors: Arbitration Faces New Questions about the Sustainability of Punitive Awards. @ 22 *Alternatives to the High Cost of Litigation* 61 & 76 (2004).

"The Fordham Urban Law Journal: A New Millennium" 30 *Fordham Urban Law Journal* 797-841 (2003).

"The Fordham Urban Law Journal: Twenty Years of Progress." 30 *Fordham Urban Law Journal* 843-870 (2003).

(Chairman) "Albert A. Destefano Lecture on Corporate Securities & Financial Law Panel Discussion: Enron: What Went Wrong?" 8 *Fordham Journal of Corporate & Financial Law* S1-S46 (2002) (with Kurt Eichenwald, Mary C. Daly and Daniel V. Dooley).

ASemper Fidelis: A Tribute to John Feerick. @ 70 *Fordham Law Review* 2173-2175 (2002).

"Symposium Addendum." 8 *Fordham Journal of Corporate & Financial Law* S47-S51 (2002).

AAAdvocacy with Civility: A Prescription for Success. @ *The Neutral Corner* 1-4 (January 2001).

AForeword: Inaugural Albert A. Destefano Lecture on Corporate Securites & Financial Law. @ 6 *Fordham Journal of Corporate & Financial Law* 269-272 (2001).

AThe Resolution of Securities Disputes. @ 6 *Fordham Journal of Corporate & Financial Law* 307-419 (2001).

AA Tribute to an Old Friend. @ 29 *Fordham Urban Law Journal* 9-10 (2001).

AFarewell to Comrades-in-Arms.@ 11 *Securities Arbitration Commentator* 4 (January 2000).

ARiding the Trojan Horse Back to Wilko?@ 10 *Securities Arbitration Commentator* 1-3 (July 1999).

AThe Trojan Horse: Love It or Leave It?@ 11 *Securities Arbitration Commentator* 1; 3 (October 1999).

"Securities Arbitration: A Clinical Experiment." 25 *Fordham Urban Law Journal* 193-208 (1998).

"What=s New in the Financial Services Industry." 3 *Fordham Finance, Securities & Tax Law Forum* 36-37 (1998).

"Betrayal of McMahon." 24 *Fordham Urban Law Journal* 221-234 (1997).

"Globalization of the Equity Markets: Foreword." 20 *Fordham International Law Journal* 1105-1107 (1997).

"Dedication to the Honorable William Hughes Mulligan- Memories of a >Second= Father." 65 *Fordham Law Review* 21-23 (1996).

"Ruder Report is a Delicate Compromise." 14 *Alternatives to the High Cost of Litigation* 29 & 37-38 (1996).

"SICA: The First Twenty Years." 23 *Fordham Urban Law Journal* 483-566 (1996).

"Mastrobuono Not the Last Word on Punitives." 13 *Alternatives to the High Cost of Litigation* 144-145 (1995).

AForeword: NYSE Symposium on Arbitration in the Securities Industry" 63 *Fordham Law Review* 1501-1504 (1995). Reprinted in *Securities Arbitration: 1995*, 141-144. New York: Practising Law Institute, 1995.

"(Introductory Remarks) NYSE Symposium on Arbitration in the Securities Industry." 63 *Fordham Law Review* 1507-1510 (1995).

(Co-Chairman and Panelist) ANYSE Symposium on Arbitration in the Securities Industry: Punitive Damages.@ 63 *Fordham Law Review* 1571-1594 (1995).

(Co-Chairman and Panelist) ANYSE Symposium on Arbitration in the Securities Industry: Punitive Damages.@ 63 *Fordham Law Review* 1651-1678 (1995).

"Representation of Parties in Arbitration by Non-Attorneys." 22 *Fordham Urban Law Journal* 503-556 (1995). Reprinted in *Securities Arbitration: 1995*, 179-223. New York: Practising Law Institute, 1995.

"To John D. Calamari - In Appreciation and with Affection." 63 *Fordham Law Review* 933-934 (1995).

"Entering the U.S. Securities Markets: Opportunities and Risks for Foreign Companies (Keynote Address: Welcoming Remarks)." 17 *Fordham International Law Journal* S74-S76 (1994).

"SICA, Does the Bell Toll For Thee?" 6 *Securities Arbitration Commentator* 1-3 (January 1994).

"Should McMahon Be Revisited?" 59 *Brooklyn Law Review* 1113-1154 (1993).

"Fordham Urban Law Journal: Twenty Years of Progress." 19 *Fordham Urban Law Journal* 915-967 (1992).

"Punitive Damages in Securities Arbitration: The Tower of Babel Revisited." 18 *Fordham Urban Law Journal* 573-604 (1991). Reprinted in *Securities Arbitration 1992*, 665-698. New York: Practising Law Institute, 1992.

"I Won't Sit Without a Record." 3 *Securities Arbitration Commentator* 1-2 (September 1990).

"Adjournments: The Arbitration Virus." 2 *Securities Arbitration Commentator* 1-2 (January 1989).

"Level Playing Field." 17 *Fordham Urban Law Journal* 419-503 (1989).

"Securities Arbitration After McMahon." 16 *Fordham Urban Law Journal* 361-387 (1988). Reprinted in *Broker-Dealer Institute 1988*, 729-757. New York: Practising Law Institute, 1988.

"New York State Tax Windfall." 15 *Fordham Urban Law Journal* 199-209 (1987).

"Securities Arbitrator's Nightmare." 14 *Fordham Urban Law Journal* 3-15 (1986).

"Arbitration of a Public Securities Dispute." 53 *Fordham Law Review* 279-314 (1984).

"Double Jeopardy of Corporate Profits." 29 *Buffalo Law Review* 1-38 (1980).

"In Defense of Capital Gains." 42 *Fordham Law Review* 1-24 (1973).

"Measures to Reduce Accountants' Public Liability Exposure." 40 *New York Certified Public Accountant* 36-38 (1970). Reprinted in 35 *Accountants Digest* 130-131 (March 1970).

"Accountant's Liability: Where will it End?" 5 *Trial* 41-52 (June/July 1969).

"Accountant's Third Party Liability B How Far Do We Go?" 36 *Fordham Law Review* 191-224 (1967).

"Confidential Communication--The Accountant's Dilemma." 35 *Fordham Law Review* 51-70 (1966).

Essays, Articles & Chapters in Compilations

"Securities ADR," in *American Arbitration: Principals and Practice* (Robert B. von Mehren, et al., eds., New York: Practising Law Institute, 2008).

"Reaching the Non-Attorney Panelist" in *Securities Arbitration 2007: Arbitrators and Mediators - Winning their Hearts and Minds* edited by David Robbins, New York, NY: Practising Law Institute, 2007 [with James D. Yellan].

"An Arbitrator's Perspective," in *Securities Arbitration 1998: Redefining Practices and Techniques*, 307-319. New York: Practising Law Institute, 1998.

"Foreword: SICA Report on Representation of Parties in Arbitration by Non-Attorneys," in

Securities Arbitration: 1995, 179-184. New York: Practising Law Institute, 1995.

Reports

Report of the Securities Industry Conference on Arbitration to the Securities and Exchange Commission. New York: The Conference, 2005. [editor]

Newspaper Articles

Interviewed in "A Legal Mind With No Quit in It," *New York Times*, December 12, 2008, at A36.

"VIEWPOINT: Photo Doesn't Tell the Truth." *Newsday*, March 25, 1992, at p. 96.

A City's Death Tax and its Possible Effects. @ *New York Law Journal*, January 29, 1979, at p. 1.

SONIA K. KATYAL

Journal Articles

"Introduction to Symposium: Forty Years of *Loving*: Confronting Issues of Race, Sexuality, and the Family in the Twenty-First Century," 76 *Fordham Law Review* 2669 [with Robin A. Lenhardt, Elizabeth B. Cooper, and Sheila R. Foster].

"Symposium Panel III: Fair Use: Its Application, Limitations and Future," 17 *Fordham Intellectual Property, Media and Entertainment Law Review* 1017 [with Paul Aiken, Laura Quilter, David O. Carson, John G. Palfrey Jr. and Hugh C. Hansen].

"The Intellectual Commons of Gender." (March 27, 2007) Fordham Law Legal Studies Research Paper No. 976648

"Performance, Property, and the Slashing of Gender in Fan Fiction." 14 *American University Journal of Gender, Social Policy & the Law* 461-518 (2006)

"Panel II: Trademark Dilution Revision Act Implications." *Fordham Intellectual Property, Media & Entertainment Law Journal* 1093-1111 (2006) [with Paul Alan Levy, Michael Heltzer, Christine Haight Farley, Barton Beebe and William G. Barber]

"Property Outlaws." 155 *University of Pennsylvania Law Review* (2006)[with Eduardo Penalver]

"Sexuality and Sovereignty: The Global Limits and Possibilities of Lawrence.(Legal Rights in Historical Perspective: From the Margins to the Mainstream). " 14 *William and Mary Bill of Rights Journal* . 1429-1492 (2006)

"Semiotic Disobedience." 84 *Washington University Law Review* 489-571(2006)

"Intersectional International Human Rights." 5 *Georgetown Journal of Gender and the Law* 857-879 (2004) [with Johanna Bond; Jean Nruuggeman and Layli Miller-Muro]

AThe New Surveillance.@ 54 *Case Western Reserve Law Review* 297-385 (2004).

APrivacy vs. Piracy.@ 7 *Yale Journal of Law & Technology* 222-345 (2004/2005). Reprinted in 9 *International Journal of Communications Law and Policy* Doc. 7 (2004/2005).
http://www.ijclp.org/Cy_2004/pdf/Katyal_ijclp-paper.pdf.

(Moderator) APublic Appropriation of Private Rights: Pursuing Internet Copyright Violators.@ 14 *Fordham Intellectual Property, Media & Entertainment Law Journal* 893-953 (2004) (with Michael Carlinsky, Justin Hughes and Rebecca Tushnet).

AExporting Identity.@ 14 *Yale Journal of Law and Feminism* 97-176 (2002). Reprinted in 2 *The Dukeminier Awards Best Sexual Orientation Law Review Articles of 2002* 173-252 (2004).

AA Legal Malpractice Claim by MP3.com: In the Changing Area of Cyberlaw, Is a Crystal Ball Necessary to Avoid Liability?@ http://writ.news.findlaw.com/commentary/20020207_katyal.html.

AMaking Patents Public: Redefining Intellectual Property When AIDS Drugs Are at Issue.@ http://writ.news.findlaw.com/commentary/20011011_katyal.html.

Book Reviews

AEnding the Revolution.@ Review of *The Future of Ideas: The Fate of the Commons in a Connected World*, by Lawrence Lessig and *Copyrights and Copywrongs: The Rise of Intellectual Property and How it Threatens Creativity*, by Siva Vaidhyanathan. 80 *Texas Law Review* 1465-1486 (2002)

APrivate Property, the Public Use of Creativity, and the Internet.@ Review of *The Future of Ideas: The Fate of the Commons in a Connected World*, by Lawrence Lessig.
http://writ.news.findlaw.com/books/reviews/20011121_katyal.html

Newspaper Articles

AA War on CD Piracy, a War on Our Rights.@ *Los Angeles Times*, June 27, 2003, at p. 17. Reprinted in the *Bergen Record*, July 2, 2003, at p. L11; *Chattanooga Times Free Press*, July 6, 2003, at p. F3; and *Newsday*, July 2, 2003, at p. A34.

ABush II: Views From Inside and Outside the Beltway.@ *The Christian Science Monitor*, December 21, 2000, at p. 11.

AVictims Must Prove Sexual Preference of Harassers.@ *Las Vegas Review-Journal* (Las Vegas, NV), December 16, 1997, at p. 9B.

ASame-Sex Harassment: An Opportunity for the Court.@ *The Washington Post*, December 9, 1997, at p. A25.

J. ANDREW KENT

Journal Articles

"A Textual and Historical Case Against a Global Constitution," 95 *Georgetown Law Journal* 463 (2007).

“Congress’s Under-Appreciated Power to Define and Punish Offenses Against the Law of Nations,” 85 *Texas Law Review* 843 (2007).

MICHAEL R. LANZARONE

Books

Legal Guide to Human Resources. 3rd edition. Boston: Warren, Gorham & Lamont, 1994 (with Steven C. Kahn et al.). Supplements 1995-1996.

Personnel Director=s Legal Guide. 2nd edition. Boston: Warren Gorham and Lamont, 1990 (with Steven C. Kahn et al.). Supplements 1991-1994.

Journal Articles

"Labor Relations Law." 35 *Syracuse Law Review* 459-483 (1984).

"Professional Discipline: Unfairness and Inefficiency in the Administrative Process." 51 *Fordham Law Review* 818-837 (1983).

"Teacher Tenure-Some Proposals for Change." 42 *Fordham Law Review* 526-561 (1974)

Essays, Articles & Chapters in Compilations

"Privacy in Academe: Student and Faculty Rights," in William C. Bier, S.J. ed. *Privacy: A Vanishing Value?*, 315-330. New York: Fordham University Press, 1980.

YOUNGJAE LEE

Journal Articles

“International Consensus as Persuasive Authority in the Eighth Amendment,” 156 *University of Pennsylvania Law Review* 63 (2007).

“Valuing Autonomy,” 75 *Fordham Law Review* 2973 (2007).

“Law, Politics, and Impeachment: The Impeachment of Roh Moo-Hyun from a Comparative Constitutional Perspective.” 53 *American Journal of Comparative Law* 403-432 (2005)

"The Constitutional Right Against Excessive Punishment," 91 *Virginia Law Review* 677-746 (2005)

Book Reviews

“Punishment as Reluctant Moralism” Review of *Proportionate Sentencing: Exploring the Principles*, by Andrew von Hirsch and Andrew Ashworth 1 *Criminal Law and Philosophy* 227-231 (2007)

THOMAS H. LEE

Journal Articles

“The Civil War in U.S. Foreign Relations Law: A Dress Rehearsal for Modern Transformations,”
53 Saint Louis Law Journal 53-71 (2008).

"The Safe-Conduct Theory of the Alien Tort Statute." *106 Columbia Law Review* 830-908 (2006)

“Countermajoritarian Federalism.” *74 Fordham Law Review* 2123-2132 (2006)

AThe Augustinian Just War Tradition and the Problem of Pretext in Humanitarian Intervention.@
28 Fordham International Law Journal 756-762 (2005).

AInternational Law, International Relations Theory, and Preemptive War: The Vitality of
Sovereign Equality Today.@ *67 Law and Contemporary Problems* 147-168 (2004).

AThe Supreme Court of the United States as Quasi-International Tribunal: Reclaiming the Court's
Original and Exclusive Jurisdiction over Treaty-based Suits by Foreign States Against States.@
104 Columbia Law Review 1765-1885 (2004).

AUniversity Dons and Warrior Chieftains: Two Concepts of Diversity.@ *72 Fordham Law Review*
2301-2330 (2004).

AMaking Sense of the Eleventh Amendment: International Law and State Sovereignty.@ 96
Northwestern University Law Review 1027-1098 (2002).

AVagueness-Chicago's Anti-Gang Loitering Ordinance.@ *113 Harvard Law Review* 276-286
(1999).

AConstitutional Law-Bill of Attainder-Fifth Circuit Holds That the Special Provisions of the
Telecommunications Act of 1996 Are Not a Bill of Attainder.@ *112 Harvard Law Review* 1385-
1390 (1999).

Essays, Journal Articles & Chapters in Compilations

“The Prize Cases: Executive Action and Judicial Review in Wartime” in *Presidential Power
Stories* (Christopher H. Schroeder & Curtis A. Bradley, eds., New York: Foundation Press, 2009)
[with Michael D. Ramsey].

Book Reviews

Review of *Environmental Law of Armed Conflict*, by Nada Y Al-Duaij. *18 Journal of
Environmental Law* 332-333 (2006)

ROBIN A. LENHARDT

Journal Articles

“Beyond Analogy: Perez v. Sharp, Antimiscegenation Law, and the Fight for Same-Sex

Marriage,” 96 *California Law Review* 839-900 (2008).

“Rethinking Work and Citizenship,” 55 *UCLA Law Review* [redacted] (forthcoming 2008) [with Jennifer Gordon].

“Introduction to Symposium: Forty Years of *Loving*: Confronting Issues of Race, Sexuality and the Family in the Twentieth Century,” 76 *Fordham Law Review* 2669 (2008) [with Elizabeth B. Cooper, Sheila R. Foster, and Sonia K. Katyal].

“Conflict and Solidarity Between African American and Latino Immigrant Workers,” (prepared for the Earl Warren Institute on Race, Ethnicity, and Diversity at Berkeley Law School) (2007) [with Jennifer Gordon].

“The Racial Subject in Legal History,” Fordham Law Legal Studies Research Paper No. 952713 (February 6, 2008) [with Sheila Foster].

"Citizenship Talk: Bridging the Gap Between Race and Immigration Perspectives. Symposium: New Dimensions of Citizenship." 75 *Fordham Law Review* 2493-2520 (2007) [with Jennifer Gordon]

"Choosing Race and Marriage: The Story of *Perez v. Sharp*." Fordham Law Legal Studies Research Paper No. 952711 (December 20, 2006)

Understanding the Mark: Race, Stigma, and Equality in Context. @ 79 *New York University Law Review* 803-931 (2004).

Essays, Journal Articles & Chapters in Compilations

“The Racial Subject in Legal Theory” in *The Oxford Handbook of Law and Politics* (Keith E. Whittington, R. Daniel Kelemen & Gregory A. Caldeira, eds., Oxford: Oxford University Press, 2008) [with Sheila Foster].

“The Story of *Perez v. Sharp*: Forgotten Lesson on Race, Law, and Marriage,” *Race Law Stories*, New York: Foundation Press (2008) edited by Rachel Moran and Devon Carbado.

MICHAEL T. MADISON

Books

Modern Real Estate Finance and Land Transfer: Transactional Approach, 4th ed. New York: Aspen Publishers, 2008 [with Steven W. Bender].

2008 Updates to The Law of Real Estate Financing: With Tax Analysis, Planning and Forms, Rev. ed., Eagan, MN: Thomson Reuters/West, 1994 [with Jeffrey R. Dwyer & Steven W. Bender].

2006 Updates to *The Law of Real Estate Financing : with Tax Analysis, Planning, and Forms*.

Eagan, MN: West, 2006. [with Jeffrey R. Dwyer and Steven Bender]

2005 Updates to *The Law of Real Estate Financing: with Tax Analysis, Planning, and Forms*. Eagan, MN: West, 2005. [with Jeffrey R. Dwyer and Steven Bender]

Modern Real Estate Finance and Land Transfer: A Transactional Approach. 3rd edition. New York: Aspen Publishers, 2004 (with Steven W. Bender et al.).

Modern Real Estate Finance and Land Transfers: A Transactional Approach. 2nd edition. Gaithersburg, M.D.: Aspen Law & Business, 1999 (with Robert M. Zinman and Steven W. Bender).

The Law of Real Estate Financing: With Tax Analysis, Planning, and Forms. Revised edition. 2 volumes. Boston: Warren, Gorham & Lamont, 1994 (with Jeffrey R. Dwyer). Supplements 1995-current.

Modern Real Estate Financing: A Transactional Approach. Boston: Little Brown & Co., 1991 (with Robert M. Zinman).

Cases and Materials on Modern Real Estate Financing: A Transactional Approach. Boston: Little Brown & Co., 1990 (with Robert M. Zinman).

The Law of Real Estate Financing: With Tax Analysis, Planning, and Forms.. Boston: Warren, Gorham & Lamont, 1981 (with Jeffrey R. Dwyer).

Journal Articles

"The Enforceability of Default Interest in Real Estate Mortgages," 43 *Real Property, Trust & Estate Law Journal* 199-223 (2008) [with Steven W. Bender].

"The Real Properties of Contract Law." 82 *Boston University Law Review* 405-484 (2002).

"Use of Deeds in Lieu of Foreclosure in Defaults and Workouts." 20 *Real Estate Law Journal* 247-258 (1992).

"Commercial Mortgage-Backed Securities: New Means of Financing Development." 1 *New York Real Estate Law Reporter* 8 (July 1987).

A New Developments in the Taxation of Real Estate Partnerships. @ 12 *Real Property, Probate & Trust Journal* 728-740 (1977).

AA Modest Proposal - How Multi-Use Condominiums May Void Double Taxation of Outside Income. @ 2 *Journal of Real Estate Taxation* 292-319 (1975).

AMulti-Use Condominiums: Tax Planning to Avoid Double Taxation of Outside Income. @ 16 *William and Mary Law Review* 37-69 (1974).

ATax Treatment of Covenants Not to Compete. @ 24 *University of Miami Law Review* 1-25 (1969).

DONALD L. MAGNETTI

Books

An Introduction to the Near East. Huntington, Ind.: Our Sunday Visitor, 1973 (with Mary Ann Sigler).

Journal Articles

"In the End, Truth Will Out...Or Will It?. >Merchant of Venice,= Act II, Scene 2." 52 *Missouri Law Review* 299-363 (1987).

"Oath-Functions= and the >Oath Process= in the Civil and Criminal Law of the Ancient Near East." 5 *Brooklyn Journal of International Law* 1-28 (1979).

"Function of the Oath in the Ancient Near Eastern International Treaty." 72 *American Journal of International Law* 815-829 (1978).

Book Reviews

Review of *Die Wurzel S' >schworen=: Eine Semasiologische Studie zum Eid im Alten Testament*, by Georg Giesen. 103 *Journal of Biblical Literature* 437-438 (1984).

Review of *Exodus und Passah: Ihr Zusammenhang im Alten Testament*, by Rainer Schmitt. 39 *Catholic Biblical Quarterly* 135-136 (1977).

Review of *Der Dekalog--Gottes Gebote?*, by Helen Schüngel-BStraumann. 37 *Catholic Biblical Quarterly* 421 (1975).

Review of *Verheissung und Gesetz: Untersuchungen zum Sogenannten "Bund" im Alten Testament*, by Ernest Kutsch. 36 *Catholic Biblical Quarterly* 270 (1974).

Review of *I Profeti Minori. Fascicolo III: Michea--Nahum--Abacuc--Sofonia--Aggeo--Zaccaria--Malachia*, by G. Rinaldi, C.R.S., and F. Luciani. 32 *Catholic Biblical Quarterly* 473-474 (1970).

Review of *The Old Testament and Theology*, by George Ernest Wright. 31 *Theological Studies* 321-322 (1970).

Thesis

"The Oath in the Old Testament in the Light of Related Terms and in the Legal and Covenantal Context of the Ancient Near East." Ph.D. diss., Johns Hopkins University, 1969.

ELIZABETH MARESCA

Essays, Articles & Chapters in Compilations

"Ethics in the Tax Arena," in *Advocating for Low Income Taxpayers: A Clinical Studies Casebook* (Diana Leyden, Lake Mary, FL.: Vandeplass Publishing, 2008).

MARIA L. MARCUS

Journal Articles

AAustria's Pre-War *Brown v. Board of Education*.@ 32 *Fordham Urban Law Journal* 1-81 (2004).

(Panelist) AAllocating the Proceeds of Settlements: Looted Assets, Successor Interests, Recovered Properties, and Settlement Funds.@ 25 *Fordham International Law Journal* 257-284 (2001) (with Daniel Jonah Goldhagen et al.).

"Foreword: Is There a Threat to Judicial Independence in the United States Today?" 26 *Fordham Urban Law Journal* 1-5 (1998).

"Policing Speech On the Airwaves: Granting Rights, Preventing Wrongs." 15 *Yale Law and Policy Review* 447-501 (1997).

"Learning Together: Justice Marshall's Desegregation Opinions." 61 *Fordham Law Review* 69-104 (1992).

"Wanted: A Federal Standard for Evaluating the Adequate State Forum." 50 *Maryland Law Review* 131-212 (1991).

"Federal Habeas Corpus After State Court Default: A Definition of Cause and Prejudice." 53 *Fordham Law Review* 663-734 (1985). Reprinted in 19 *Prosecutor* 11-26 (Spring 1985).

"Conjugal Violence: The Law of Force and the Force of Law." 69 *California Law Review* 1657-1733 (1981).

"Judicial Overload: The Reasons and the Remedies." 28 *Buffalo Law Review* 111-141(1979).

"The Myths Persist: The Relevancy of Testing; Lack of Sensitivity." *Proceedings of the New York University Twenty-Sixth Annual Conference on Labor* 203-214 (1974)

"Union Discrimination Checked: *Ethridge v. Rhodes* (268 F. Supp. 83) Rouses a Slumbering Giant." 14 *Howard Law Journal* 76-89 (1968)

Essays, Articles & Chapters in Compilations

AFederal Complicity and Conspiracy Statutes -- Panel Discussion,@ in Abraham Abramovsky ed. *Criminal Law and the Corporate Counsel*, 6th Annual Corporate Law Institute, 181-185. New York: Law & Business, Inc., 1981.

MICHAEL M. MARTIN

Books

Cumulative Supplement to Federal Rules of Evidence Manual, 9th ed. San Francisco, CA: LexisNexis Matthew Bender, 2008 [with Stephen A. Saltzburg & Daniel J. Capra].

Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice, 2nd ed., New York: Aspen Law and Business, 2008 [with Daniel J. Capra & Faust F. Rossi].

December 2007 Supplement to Federal Rules of Evidence Manual.9th ed.. San Francisco, CA: Lexis Nexis Matthew Bender, 2006 [with Stephen A. Saltzburg and Daniel J. Capra].

2007 Supplement to New York Evidence Handbook: Rules, Theory, and Practice. New York:

Aspen Law and Business, 2006 [with Daniel J. Capra and Faust F. Rossi].

Federal Rules of Evidence Manual, 9th ed . San Francisco, CA: LexisNexis Matthew Bender, 2006. [with Stephen A. Saltzburg and Daniel J. Capra]

2006 Cumulative Supplement to Federal Rules of Evidence Manual, 9th ed . San Francisco, CA: LexisNexis Matthew Bender, 2006. [with Stephen A. Saltzburg and Daniel J. Capra]

2006 Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice. New York: Aspen Law & Business, 2006. [with Daniel J. Capra and Faust F. Rossi]

December 2005 Cumulative Supplement to Federal Rules of Evidence Manual, 8th ed. Newark, NJ: LexisNexis, 2005. [with Stephen A. Saltzburg and Daniel J. Capra]

2005 Cumulative Supplement to New York Evidence Handbook: Rules, Theory, and Practice. New York: Aspen Law & Business, 2005. [with Daniel J. Capra and Faust F. Rossi]

Federal Rules of Evidence Manual. 8th edition. 6 volumes. Newark, N.J.: LexisNexis, 2002 (with Stephen A. Saltzburg and Daniel J. Capra). Supplements 2002-current.

New York Evidence Handbook: Rules, Theory and Practice. 2nd edition. New York: Aspen Law & Business, 2002 (with Daniel J. Capra and Faust F. Rossi). Supplements 2003-current.

Federal Rules of Evidence Manual. 7th edition. 4 volumes. Charlottesville, Va.: Lexis Law Publishing, 1998 (with Stephen A. Saltzburg and Daniel J. Capra). Supplements 1999-2001.

Evidence: The Objection Method, Lexis Publishing, 1997 (with Dennis D. Prater et al.).

New York Evidence Handbook: Rules, Theory and Practice. New York: Aspen Law & Business, 1997 (with Daniel J. Capra and Faust F. Rossi). Supplements 1998-2001.

Federal Rules of Evidence Manual. 6th edition. 3 volumes. Charlottesville, Va.: Michie Co., 1994. (with Stephen A. Saltzburg and Daniel J. Capra). Supplements 1995-1997.

Evidence in America. 2nd edition. Supplemental Materials on Chapters 10-22. Charlottesville, Va.: Michie Co., 1987 (with Gregory P. Joseph and Stephen A. Saltzburg).

Federal Rules of Evidence Manual. 5th edition. 2 volumes. Charlottesville, Va.: Michie Co., 1990 (with Stephen A. Saltzburg). Supplements 1990-1994.

The Attorney-Client Privilege and the Work Product Doctrine. 2nd edition. Chicago: American Bar Association, 1989 (with Edna Selan Epstein).

Basic Problems of Evidence. 6th edition. Philadelphia: American Law Institute-American Bar Association, 1988.

Problems in Evidence. Seattle: University of Washington School of Law, 1971.

Journal Articles

“Authenticating Photographs,” *New York Law Journal*, February 19, 2009, at 3.

“Confrontation Forfeiture, New Federal Rule,” *New York Law Journal*, October 10, 2008, at 3.

“‘Infante’ Presumption Against Suicide: When Does it Apply?” *New York Law Journal*, December 12, 2008, at 3.

“Other-Crimes Evidence (Yet Again),” *New York Law Journal*, August 8, 2008, at 3.

Reflections on Dean Feerick’s Leadership. @ *70 Fordham Law Review* 2181-2183 (2002).

"The Supreme Court Rules on Statements Against Interest." *11 Touro Law Review* 179-193 (1994).

"Tribute to Ed Yorio." *60 Fordham Law Review* 812-813 (1992).

"Recent Developments in Conflicts of Laws." *10 American Law Institute-American Bar Association Course Materials Journal* 35-56 (1985).

"A Statute of Repose for Product Liability Claims." *50 Fordham Law Review* 745-780 (1982).

"New York Proposed Code of Evidence: Article V." *47 Brooklyn Law Review* 1339-1371 (1981).

"Inherent Judicial Power: Flexibility Congress Did Not Write Into the Federal Rules of Evidence." *57 Texas Law Review* 167-202 (1979).

"Torts,' 1978 Survey of New York Law." *30 Syracuse Law Review* 555-605 (1979).

"Ethical Standards for Fetal Experimentation." *43 Fordham Law Review* 547-570 (1975).

"The Uncertain Rule of Certainty: An Analysis and Proposal for a Federal Evidence Rule." *20 Wayne Law Review* 781-818 (1974).

"The Former Testimony Exception in the Proposed Federal Rules of Evidence." *57 Iowa Law Review* 547-596 (1972).

"Measuring Damages in Survival Actions for Tortious Death." *47 Washington Law Review* 609-628 (1972).

(Case Note) AConstitutional Law - Legislative Freedom of Speech - Constitutional Privilege Available to Congressman Charged with Bribery. @ *50 Iowa Law Review* 893-901 (1965)

(Note) AThe Regional Approach to Planning. @ *50 Iowa Law Review* 582-599 (1965).

(Case Note) AWitnesses - Self-Incrimination - Privilege Available to Defendant in Civil Action for Punitive Damages. @ *50 Iowa Law Review* 235-241 (1964).

Essays, Articles & Chapters in Compilations

“Character Evidence in Civil Cases” in *Trial Evidence in the Federal Courts: Problems and Solutions*, pgs 519-550. (American Law Institute-American bar Association, 2007)

APresumptions in Civil Actions and Proceedings,@ in David A. Schlueter ed. *Emerging Problems Under the Federal Rules of Evidence*, 3rd edition, 35-43. Charlottesville, Va.: Lexis Law Publishing, 1998.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, 7th edition, Chapter G-4, 1-53. Philadelphia: American Law Institute-American Bar Association, 1996.

AConflicts Problems and Evidence Rules,@ in *Trial Evidence, Civil Practice and Effective Litigation Techniques in Federal and State Courts*, Chapter X, 319-332. Philadelphia: American Law Institute-American Bar Association, 1993.

ASignificant Evidence Problems in Complex Litigation,@ in *Trial Evidence, Civil Practice and Effective Litigation Techniques in Federal and State Courts*, Chapter IX, 257-318. Philadelphia: American Law Institute-American Bar Association, 1993.

AConflicts Problems and Evidence Rules@ in *Civil Practice and Litigation in Federal and State Courts*, 5th edition, Chapter III-C, 1-11. Philadelphia: American Law Institute-American Bar Association, 1992.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, 5th edition, Chapter III-B, 1-57. Philadelphia: American Law Institute-American Bar Association, 1992.

"Evidence in Product Liability Litigation," in *Basic Product Liability and Toxic Tort Litigation*, 179-210. New York: Practising Law Institute, 1990.

ARElevancy: Recent Significant Decisions,@ in *Trial Evidence, Civil Practice, and Effective Litigation Techniques in Federal and State Courts*, 15-34. Philadelphia: American Law Institute-American Bar Association, 1990.

ASelected Evidence Issues in Civil Rights and Equal Employment Cases,@ in *Employment Discrimination and Civil Rights Actions in Federal and State Courts*, 609-646. Philadelphia: American Law Institute-American Bar Association, 1990.

AConflict Problems and Evidence Rules,@ in *Trial Evidence, Civil Practice, and Effective Litigation Techniques in Federal and State Courts*, 4th edition, Chapter VI-B, 801-814. Philadelphia: American Law Institute-American Bar Association, 1989.

APreclusion/ Res Judicata B Recent Preclusion Cases,@ in *Trial Evidence, Civil Practice and Effective Litigation Techniques in Federal and State Courts*, Chapter II-M, 631-636. Philadelphia: American Law Institute-American Bar Association, 1988.

ARElevancy: Recent Significant Decisions,@ in *Trial Evidence, Civil Practice and Effective Litigation Techniques in Federal and State Courts*, Chapter IA, 1-20. Philadelphia: American Law Institute-American Bar Association, 1988.

ADevelopments in Conflict of Laws,@ in *Civil Practice and Litigation in Federal and State Courts*, 4th edition, Chapter VI-C, 741-800. Philadelphia: American Law Institute-American Bar Association, 1987.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, 4th edition, Chapter VI-A, 741-800. Philadelphia: American Law Institute-American Bar Association, 1987.

AConflict Problems and Evidence Rules,@ in *Civil Practice and Litigation in Federal and State Courts*, 3rd edition, Chapter VI-B, 757-768. Philadelphia: American Law Institute-American Bar Association, 1985.

AConflicts Problems and Evidence Rules,@ in *Civil Practice and Litigation in Federal and State Courts*, 1985 edition, Chapter VI-B, 59-67. Philadelphia: American Law Institute-American Bar Association, 1985.

ADevelopments in Conflict of Laws,@ in *Civil Practice and Litigation in Federal and State Courts*, 3rd edition, Chapter VI-C, 789-824. Philadelphia: American Law Institute-American Bar Association, 1985.

ADevelopments in the Conflicts of Laws,@ in *Civil Practice and Litigation in Federal and State Courts*, 1985 edition, Chapter VI-C, pages 68-85. Philadelphia: American Law Institute-American Bar Association, 1985.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, 1985 edition, Chapter VI-A, 3-58. Philadelphia: American Law Institute-American Bar Association, 1985.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, 3rd edition, Chapter VI-A, 699-756. Philadelphia: American Law Institute-American Bar Association, 1985.

"Evidence in Complex Litigation," in *Recent Developments in Section 1983 Civil Rights Litigation*, 439-463. New York: Practising Law Institute, 1984.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, 2nd edition, Chapter VI-B, 901-958. Philadelphia: American Law Institute-American Bar Association, 1984.

AConflicts Problems and Evidence Rules,@ in *Civil Practice and Litigation in Federal and State Courts*, 2nd edition, Chapter VI-C, 959-969. Philadelphia: American Law Institute-American Bar Association, 1984.

ASignificant Evidence Problems in Complex Litigation,@ in *Civil Practice and Litigation in Federal and State Courts*, Chapter XV, 933-1002. Philadelphia: American Law Institute-American Bar Association, 1982.

Newspaper Articles

"Evidence. (Court of Appeals Evidence Decisions in 2007)," *New York Law Journal* February 8, 2008 at pg__.

"Evidence. (New York's Dead Man's Statute and Attorney-client privilege)," *New York Law Journal* December 14, 2007 at pg.3.

"Evidence (New York)," *New York Law Journal* August 10, 2007 at pg. 3.

"Evidence: Other-Crimes Evidence (Again)" *New York Law Journal*, June 8, 2007, at pg 3.

"Evidence: Key Physician-Patient Privilege Decisions in 2006" *New York Law Journal*, April 24,

2007, at pg 3

"Evidence: Employee Statements in Multiparty Litigation." *New York Law Journal*, February 9, 2007, at pg 3.

"Evidence: Federal Rules Amendments." *New York Law Journal*, December 8, 2006, at pg 3.

"Evidence: 'Testimonial' Hearsay Defined?" *New York Law Journal*, August 11, 2006, at pg 3.

"Evidence: Self-Incrimination: N.Y. Constitution Construed More Broadly?" *New York Law Journal*, June 9, 2006, at pg. 3,

"New York— 'Frye' or 'Daubert'?" *New York Law Journal*, April 13, 2006, at pg 3.

"New York Court of Appeals Evidence Decisions, 2004-05." *New York Law Journal*, February 10, 2006, at pg. 3.

"'Crawford v. Washington' in New York State Courts." *New York Law Journal*, December 9, 2005, at pg. 3.

"Evidence; More on Opinion Testimony From Law Enforcement Agents." *New York Law Journal*, October 21, 2005, at pg. 3.

"Privileges, Grand Juries, and Confrontation." *New York Law Journal*, August 15, 2005, at pg. 3.

AEvidence: Exploring Medical Malpractice Issues@ *New York Law Journal*, June 10, 2005, at p. 3.

AReview of >Judicial Notice= in the Law@ *New York Law Journal*, February 16, 2005, at p. 3.

A'Opening the Door' to Otherwise Inadmissible Evidence@ *New York Law Journal*, December 10, 2004, at p. 3.

ASelf-Incriminating Tattoos.@ *New York Law Journal*, August 13, 2004, at p. 3.

APresent Sense Impression and Confrontation.@ *New York Law Journal*, June 11, 2004, at p. 3.

ASummary Evidence.@ *New York Law Journal*, February 13, 2004, at p. 3.

AMissing Witness Instruction.@ *New York Law Journal*, December 12, 2003, at p. 3.

AAttorney-Client Privilege Developments.@ *New York Law Journal*, October 10, 2003, at p. 3.

AExpert Basis for Res Ipsa Loquitur.@ *New York Law Journal*, August 3, 2003, at p. 3.

AExpert Testimony: 'Helpfulness' Rather Than 'Necessity' Standard.@ *New York Law Journal*, June 13, 2003, at p. 3.

"Sketches and Pretrial Statements of Identification." *New York Law Journal*, February 14, 2003, at p. 3.

"Prior Inconsistent Statements by an Attorney." *New York Law Journal*, December 13, 2002, at p. 3.

"Indirect and Background Hearsay." *New York Law Journal*, October 24, 2002, at p. 3.

"Two Key Recent Other-Crimes Decisions." *New York Law Journal*, August 9, 2002, at p. 3.

"Collateral Statements and Declarations Against Pecuniary Interest." *New York Law Journal*, June 14, 2002, at p. 3.

"Habit and Business Practice Evidence." *New York Law Journal*, February 8, 2002, at p.3.

"The Perry Mason Defense." *New York Law Journal*, December 14, 2001, at p.3.

"Hearsay Exception and Sources of Information for Business Records." *New York Law Journal*, October 12, 2001, at p.3.

"Clergy-Penitent Privilege: New Ground Broken?" *New York Law Journal*, August 10, 2001, at p.3.

"Judicial Attitudes and Expert Testimony on Eyewitness Identifications." *New York Law Journal*, June 8, 2001, at p.3.

"Character Evidence and Cross-Examining a Witness for the Accused." *New York Law Journal*, May 3, 2001, at p. 3.

"Adoptive Admissions: Shorthanded Ways of Getting into Trouble." *New York Law Journal*, August 11, 2000, at p. 3.

"Some 'Tricky Issues' of Impeachment and Witness Examination." *New York Law Journal*, June 14, 2000, at p. 3.

"Some 'Tricky Issues' of Hearsay." *New York Law Journal*, April 14, 2000, at p. 3.

"Admissibility of Surveys and Polls." *New York Law Journal*, December 10, 1999, at p. 3.

"Governmental Privileges." *New York Law Journal*, August 18, 1999, at p. 3.

"Comparing Federal and New York Rules - Part II." *New York Law Journal*, June 11, 1999, at p. 3.

"Comparing Federal and New York Rules - Part I." *New York Law Journal*, April 9, 1999, at p. 3.

"Guilty Plea Withdrawn: Excited Utterance Recanted." *New York Law Journal*, December 11, 1998, at p. 3.

"Attorney-Client Privilege for Deceased Client." *New York Law Journal*, August 14, 1998, at p. 3.

"Investigative Public Records in New York." *New York Law Journal*, April 10, 1998, at p. 3.

"Grand Jury Testimony Offered by the Accused." *New York Law Journal*, February 13, 1998, at p. 3.

"The Tailoring of Testimony." *New York Law Journal*, October 10, 1997, at p. 3.

"Impeachment of Hearsay Evidence." *New York Law Journal*, August 8, 1997, at p. 3.

"The Principles of Completeness." *New York Law Journal*, October 11, 1996, at p. 3.

"Subsequent Remedial Measures and Impeachment." *New York Law Journal*, April 12, 1996, at p. 3.

"Technology and the Hearsay Rule: Cellular Phones." *New York Law Journal*, February 9, 1996, at p. 3.

"Admission of Hypnotically Refreshed Statements." *New York Law Journal*, December 8, 1995, at p. 3.

"Admissibility of Lay Witness Opinions." *New York Law Journal*, October 13, 1995, at p. 3.

"Impeachment by Juvenile Adjudications." *New York Law Journal*, August 11, 1995, at p. 3.

"Party Admissions by an Attorney." *New York Law Journal*, June 9, 1995, at p. 3.

"Witness Tampering: Hearsay and Confrontation Exceptions." *New York Law Journal*, April 14, 1995, at p. 3.

"X-Rays and the Best Evidence Rule." *New York Law Journal*, April 14, 1995, at p. 3.

"Evidence of Uncharged Crimes ." *New York Law Journal*, December 9, 1994, at p. 3.

"The Supreme Court Rules on Statements Against Interest." *New York Law Journal*, October, 14, 1994, at p. 3.

"Admissibility of DNA Identification Evidence." *New York Law Journal*, August 12, 1994, at p. 3.

"Prior Consistent Statements." *New York Law Journal*, June 10, 1994, at p. 3.

"Chains of Custody." *New York Law Journal*, April 8, 1994, at p. 3.

"Prior Identifications." *New York Law Journal*, February 17, 1994, at p. 3.

"The Homicide Victim=s Character." *New York Law Journal*, December 10 1993, at p. 3.

"Subsequent Remedial Measures and Feasibility." *New York Law Journal*, October 8, 1993, at p. 3.

"Admissibility After >Daubert.=" *New York Law Journal*, August 13, 1993, at p. 3.

"Expert Testimony: Conventional Psychiatric Knowledge." *New York Law Journal*, June 11, 1993, at p. 3.

"Some Impeachment Problems." *New York Law Journal*, April 9, 1993, at p. 3.

"Waiver of Privilege." *New York Law Journal*, February 17, 1993, at p. 3.

"Past Recollection Recorded." *New York Law Journal*, December 11, 1992, at p. 3.

"Present Sense Impression." *New York Law Journal*, October 9, 1992, at p. 3.

"Offers of Settlement." *New York Law Journal*, August 14, 1992, at p. 3.

"Double Hearsay in Business Records." *New York Law Journal*, June 12, 1992, at p. 3.

"Modern Privilege Doctrine and Selective Waiver." *New York Law Journal*, April 10, 1992, at p. 3.

"Variations on Federal Business Records Exception." *New York Law Journal*, March 2, 1992, at p. 3.

"Grand Jury Testimony Against the Government." *New York Law Journal*, December 13, 1991, at p. 3.

"Screening Experts Revisited: >Christopherson=" *New York Law Journal*, November 29, 1991, at p. 3.

"Gory Photographs." *New York Law Journal*, October 11, 1991, at p. 3.

"Expert Opinions." *New York Law Journal*, August 9, 1991, at p. 3.

"Impeachment by Corporate Conviction." *New York Law Journal*, June 14, 1991, at p. 3.

"Co-Conspirator Statements." *New York Law Journal*, April 12, 1991, at p. 3.

"Issues About Experts in Toxic Tort Cases." *New York Law Journal*, February 15, 1991, at p. 3.

"Impeachment of a Witness." *New York Law Journal*, December 14, 1990, at p. 3.

"Making Uncharged Crimes Irrelevant." *New York Law Journal*, October 12, 1990, at p. 3.

"Admissibility of Testimony via Closed-Circuit TV." *New York Law Journal*, August 10, 1990, at p. 3.

"Hearsay and Credibility: Eyewitness Descriptions to Police." *New York Law Journal*, June 8, 1990, at p. 3.

"Proposed New York Code." *New York Law Journal*, May 15, 1990, at p. 3.

"Proposed Code of Evidence." *New York Law Journal*, April 13, 1990, at p. 3.

"Three Recent Supreme Court Rulings." *New York Law Journal*, February. 9, 1990, at p. 3.

"Expert Opinions - Legal Conclusions and Credibility." *New York Law Journal*, August 23, 1988, at p. 3.

"Confrontation, Prior Identifications." *New York Law Journal*, May 13, 1988, at p. 1.

"Attorney-Client Privilege: Inadvertent Waiver." *New York Law Journal*, March 11, 1988, at p. 1.

"The Missing Witnesses." *New York Law Journal*, February 16, 1988, at p. 1.

"Medical Office Records." *New York Law Journal*, January 8, 1988, at p. 1.

"Evidence of Other Crimes in Civil Actions." *New York Law Journal*, November 13, 1987, at p. 1.

"Conspirators and Confrontation." *New York Law Journal*, October 9, 1987, at p. 1.

"Supreme Court 1986 Term: Hypnosis-Enhanced Testimony." *New York Law Journal*, September 11, 1987, at p. 1.

"Confrontation: New Boundaries for the Bruton Rule ." *New York Law Journal*, August 14, 1987, at p. 1.

"Juror Testimony to Impeach Verdict." *New York Law Journal*, June 12, 1987, at p. 1.

"Statement of Intention: Question of Proving Another=s Conduct." *New York Law Journal*, May 8, 1987, at p. 1.

"Impeachment by Prior Conviction." *New York Law Journal*, March 13, 1987, at p. 1.

"Police Reports as Business Records." *New York Law Journal*, February 13, 1987, at p. 3.

"Declarations Against Interest, Confrontation." *New York Law Journal*, January 9, 1987, at p. 1.

"Former Testimony - Predecessor in Interest." *New York Law Journal*, December 12, 1986, at p. 1.

"Prior Consistent Statements." *New York Law Journal*, November 14, 1986, at p. 1.

"Statements Against Interest: Unavailability." *New York Law Journal*, October 10, 1986, at p. 1.

"Spousal Privilege." *New York Law Journal*, September 12, 1986, at p. 1.

"Excited Utterances: Dying Declarations." *New York Law Journal*, August 8, 1986, at p. 1.

"Testimony on Affirmation." *New York Law Journal*, May 9, 1986, at p. 1.

"Confrontation." *New York Law Journal*, April 16, 1986, at p. 1.

"Bolstering Evidence." *New York Law Journal*, March 14, 1986, at p. 1.

"Expert Opinion on Eyewitness Testimony." *New York Law Journal*, February 14, 1986, at p. 1.

"Prior Identification." *New York Law Journal*, January 10, 1986, at p. 1.

"Spousal Privilege." *New York Law Journal*, December 13, 1985, at p. 1.

"Exclusionary Rule." *New York Law Journal*, November 8, 1985, at p. 1.

"Self-incrimination." *New York Law Journal*, October 11, 1985, at p. 1.

">Sandoval= Rulings: Burden to Disclose Prior Crimes." *New York Law Journal*, September 13, 1985, at p. 1.

"Psychologist-Client Privilege." *New York Law Journal*, August 9, 1985, at p. 1.

"Confrontation." *New York Law Journal*, July 12, 1985, at p. 1.

"Hospital Records." *New York Law Journal*, June 14, 1985, at p. 1.

"Physician-Patient Privilege." *New York Law Journal*, May 13, 1985, at p. 1.

"Bias Impeachment." *New York Law Journal*, March 8, 1985, at p. 1.

"Appealability of 609(a) in Limine Rulings." *New York Law Journal*, February 7, 1985, at p. 1.

"Business Records." *New York Law Journal*, January 11, 1985, at p. 1.

"Expert Testimony Basis." *New York Law Journal*, December 14, 1984, at p. 1.

"Scientific Evidence: Other-Crimes Evidence." *New York Law Journal*, November 9, 1984, at p. 1.

"Other Crimes." *New York Law Journal*, October 12, 1984, at p. 1.

"Re-Proposed Code of Evidence." *New York Law Journal*, August 10, 1984, at p. 1.

"The Re-Proposed Code of Evidence." *New York Law Journal*, July 13, 1984, at p. 1.

"Journalist=s Privilege." *New York Law Journal*, June 8, 1984, at p. 1.

"State-of-Mind Hearsay Exception." *New York Law Journal*, May 11, 1984, at p. 1.

"Privileges." *New York Law Journal*, April 13, 1984, at p. 1.

"Recent Developments." *New York Law Journal*, March 9, 1984, at p. 1.

"1983 Wrap-Up." *New York Law Journal*, January 13, 1984, at p. 1.

"Accomplice Testimony." *New York Law Journal*, December 9, 1983, at p. 1.

"Privileges: Confrontation Waiver." *New York Law Journal*, November 10, 1983, at p. 1.

"Presumptions." *New York Law Journal*, October 14, 1983, at p. 1.

"Expert Opinions." *New York Law Journal*, September 9, 1983, at p. 1.

"Impeachments - Bad Acts, Convictions." *New York Law Journal*, June 10, 1983, at p. 1.

"Prior Identifications." *New York Law Journal*, May 13, 1983, at p. 1.

"Expert Opinions." *New York Law Journal*, April 8, 1983, at p. 1.

"Hearsay Exceptions: State of Mind, Co-Conspirators." *New York Law Journal*, March 11, 1983, at p. 1.

"Privileges." *New York Law Journal*, February 10, 1983, at p. 1.

"Public Records, Reports." *New York Law Journal*, January 14, 1983, at p. 1.

"Scientific Evidence." *New York Law Journal*, December 10, 1982, at p. 1.

"Developments in Impeachment." *New York Law Journal*, November 12 1982, at p. 1.

"2 Proposed Rules of Evidence Discussed." *New York Law Journal*, October 8, 1982, at p. 1.

"Sandoval Rulings." *New York Law Journal*, September 10, 1982, at p. 1.

"Molineux Rule." *New York Law Journal*, August 13, 1982, at p. 1.

"Confrontation Clause and Hearsay Rule." *New York Law Journal*, July 9, 1982, at p. 1.

"Summary of Provisions in Proposed State Code." *New York Law Journal*, June 11, 1982, at p. 1.

"Code of Evidence." *New York Law Journal*, May 14, 1982, at p. 1.

Other

A Code of Evidence for the State of New York: Submitted to the 1982 Session of the Legislature. St. Paul, Minn.: West Pub. Co., 1982. (with Jerome Prince and Michael Hutter). (Drafted Code and wrote commentary).

Proposed Code of Evidence for the State of New York: Under Consideration by the New York State Law Revision Commission. St. Paul, Minn.: West Pub. Co., 1980. (with Jerome Prince et al.) (Drafted Code and wrote commentary).

Plan for Prompt Disposition of Criminal Cases. United States District Court, Southern District of New York, 1978. (Reporter to the Speedy Trial Planning Group of the Court and principal drafter of the Plan).

Plan for Prompt Disposition of Criminal Cases. United States District Court, Southern District of New York., 1976. (Reporter to the Speedy Trial Planning Group of the Court and principal drafter of the Plan).

MICHAEL W. MARTIN

Journal Articles

A Fairness Opinions and Negligent Misrepresentation: Defining Investment Bankers' Duty to Third-party Shareholders. @ 60 *Fordham Law Review* 133-174 (1991).

EDWARD F.C. MCGONAGLE

Journal Articles

AA Administrative Law (1996-1997 Survey of New York Law). @ 48 *Syracuse Law Review* 371-386 (1998).

AA Administrative Law (1995-96 Survey of New York Law). @ 47 *Syracuse Law Review* 299-317 (1997).

AA Administrative Law (1994-95 Survey of New York Law). @ 46 *Syracuse Law Review* 235-251

(1995).

AAAdministrative Law (1993-94 Survey of New York Law).@ 45 *Syracuse Law Review* 1-14 (1994).

AAAdministrative Law (1992 Survey of New York Law).@ 44 *Syracuse Law Review* 11-25 (1993).

AAAdministrative Law (1991 Survey of New York Law).@ 43 *Syracuse Law Review* 5-23 (1992).

AAAdministrative Law (1990 Survey of New York Law).@ 42 *Syracuse Law Review* 281-298 (1991).

AAAdministrative Law (1989 Survey of New York Law).@ 41 *Syracuse Law Review* 1-14 (1990).

AAAdministrative Law (1988 Survey of New York Law).@ 40 *Syracuse Law Review* 1-19 (1989).

AAAdministrative Law (1987 Survey of New York Law).@ 39 *Syracuse Law Review* 1-18 (1988).

ADuquesne University School of Law.@ 6 *Catholic Lawyer* 137-141 (1960).

Essays, Articles & Chapters in Compilations

APerpetuities,@ in David D. Siegel ed. *Compendium of New York Law, 1978*, vol. 7, 91-130. New York: Practising Law Institute, 1978.

ATrusts,@ in David D. Siegel ed. *Compendium of New York Law, 1978*, vol. 7, 131-193. New York: Practising Law Institute, 1978.

AWills,@ in David D. Siegel ed. *Compendium of New York Law, 1978*, vol. 7, 193-258. New York: Practising Law Institute, 1978.

Book Reviews

Review of *Cases and Materials on the Law of Property*, by John E. Cribbet, William Fritz and Corwin W. Johnson. 15 *Journal of Legal Education* 238-244 (1962).

CHI MGBAKO

Journal Articles

“Silencing the Ethiopian Courts: Non-Judicial Constitutional Review and its Impact on Human Rights,” 32 *Fordham International Law Journal* 259-297 (2008) [with Sarah Braasch, Aron Degol, Melisa Morgan, Felice Segura & Teramed Tezera].

“We Will Still Live: Confronting Stigma and Discrimination Against Women Living With HIV/AIDS in Malawi,” 31 *Fordham International Law Journal* 528 (2008) [with Jeanmarie Fenrich and Tracy Higgins].

JULIAN DAVIS MORTENSON

Journal Articles

“Boumediene v. Bush: The Path Forward,” *ABA National Security Law Report*, June 2008, at 11.

“Intellectual Property Rights under International Investment Treaties,” 6 *Transnational Dispute Management* (2009) [with Ethan G. Shenkman] (forthcoming).

“United States Supreme Court: Boumediene v. Bush: Introductory Note,” 47 *International Legal Materials* 647-704 (2008).

Essays, Articles & Chapters in Compilations

“Recent Developments in Investor-State Arbitration: Effective Use of Provisional Measures,” 2007 *Global Arbitration Review - European Arbitration Review* 15 [with Ethan Shenkman and Steven Finizio].

Newspapers

“Spain's Most Wanted: Gonzales in the Dock,” *Slate*, April 6, 2009, available at <http://www.slate.com/id/2215575>.

Book Review

“This Very Human Institution: A Biography of the Yugoslavia Tribunal,” 13 *Columbia Journal of European Law* 471 (2007) (review of Pierre Hazan, *Justice in a Time of War: The True Story Behind the International Criminal Tribunal for the Former Yugoslavia*).

ANN MOYNIHAN

Journal Articles

“Foreword,” 70 *Fordham Law Review* 287-335 (2001) (with Mary Ann Forgey and Debra Harris).

Essays, Articles & Chapters in Compilations

“The Professional Mandate for the Use of Strategic Collaborations by Lawyers and Social Workers in Child Maltreatment/Intimate Partner Violence Cases,” in Rosa Perez-Koenig and Barry Rock eds. *Social Work in the Era of Devolution: Toward a Just Practice*, 223-254. New York: Fordham University Press, 2001. (with Mary Ann Forgey, Virginia Strand and Leah Hill). Reprinted in *Child Abuse, Neglect & the Foster Care System: Effective Social Work & the Legal System; The Attorney's Role & Responsibilities 2003*, 177-195. New York: Practising Law Institute, 2003.

Other

(Editor) *Interdisciplinary Report on At-Risk Children and Families*. Kingston, N.J.: Civic Research Institute, 1998-2000 (6 issues/yr) (with Virginia C. Strand).

ROBERT J. NISSENBAUM

Books

(Editor) *Assignments and Instructor's Manual* accompanying *Fundamentals of Legal Research*, 3rd edition. Mineola, N.Y.: Foundation Press, 1985 (with Joyce Saltalamachia).

Journal Articles

"The Need for Reform in Legal Citation Practices." 1 *Integrated Legal Research* 6-7 (Fall 1988).

"Newly Acquired Constitutional Materials at Cleveland State University Law Library." 58 *Cleveland Bar Journal* 142-144 (1987) (with Joseph S. Rosenfeld).

"The Role of a National Legal Information Center in the Access of Justice." 77 *Law Library Journal* 695-705 (1984-1985).

(Guest Editor) "Symposium - A National Law Library." 77 *Law Library Journal* 617-694 (1984-1985) (with Roy M. Mersky).

"Developing a Rare Book Collection Development Policy at Tarlton Law Library," 4 *Legal Reference Services Quarterly* 59-65 (1984).

(Guest Editor) "Overview of The Rare Book Collection- A Workshop." 4 *Legal Reference Services Quarterly* 39-43 (1984).

"An Impressionistic View of LEXIS and WESTLAW." 2 *Legal Reference Services Quarterly* 95-100 (1982).

"Legislative History (Bibliography)." 4 *Notes from Tarlton Law Library* 4-6 (July/August 1981) (with Gary Hill).

Essays, Articles & Chapters in Compilations

"Computer-Assisted Legal Research" (chapter 22) and "Legal Citation Form" (chapter 23) in J. Myron Jacobstein, Roy M. Mersky and Donald J. Dunn, *Fundamentals of Legal Research*, 547-582 and 583-597. 7th edition. New York: Foundation, 1998.

"Computer-Assisted Legal Research" (chapter 22) and "Legal Citation Form" (chapter 23) in J. Myron Jacobstein, Roy M. Mersky and Donald J. Dunn, *Fundamentals of Legal Research*, 528-553 and 554-569. 6th edition. Westbury, New York: Foundation, 1994.

"Computer-Assisted Legal Research and Microtext" (chapter 22) and "Legal Citation Form" (chapter 24) in J. Myron Jacobstein and Roy M. Mersky, *Fundamentals of Legal Research*, 441-461 and 553-573. 5th edition. Westbury, New York: Foundation, 1990.

Book Reviews

Review of *Index to Periodical Articles Related to Law: 1958-1988*. 53 *Texas Bar Journal* 626 (1990).

Review of *Tightening the Reins of Justice in America: a Comparative Analysis of the Criminal Jury Trial in England and the United States*, by Michael H. Graham. 19 *Criminal Law Bulletin* 399 (1983).

Review of *Index to Minorities and Criminal Justice*. 45 *Texas Bar Journal* 1448 (1982).

Review of *Unlikely Heroes*, by Jack Bass. 45 *Texas Bar Journal* 667 (1982).

Newspaper Articles

"Broad Background Stressed for Law Librarians." *Legal Times*, June 14, 1983, at p.16.

Other

Introductory Tour-William M. Rains Library- Part 2: Library Amenities (web based Powerpoint/video tour (2004) (with Patrick Meyer) . Available at <http://library.lls.edu/tour-amenities/>.

Introductory Tour-William M. Rains Library (web based Powerpoint/video tour) (2002). (with Patrick Meyer). Available at <http://library.lls.edu/tour2/tour.html>.

Legal Education in Context: A Selective Bibliography, sponsored by the Law School Admissions Council & Law Services, 2001 (with Ruth J. Hill).

Folio-based text. *Workbook Comparing the California Probate Code and the Uniform Probate Code*. (database adopted for Spring 1997 Trusts and Wills Class at Loyola Law School)

The Uniform System of Citation, 13th ed. - An Instructional Videotape. Austin: University of Texas, 1985. (with Carole Knobil).

Cable Television Bibliography, Conference on Cable Television, Papers and Materials. Austin, Tex.: University of Texas at Austin, School of Law, 1983.

Index to volume one *Western New England Law Review* including comprehensive cumulative indexing plan.

(Editor) Book Appraisals Column, *Texas Bar Journal*, 1982-1984.

JACQUELINE M. NOLAN-HALEY

Books

Toolkit Generating Outcomes: Making & Saving Deals Mediation-Negotiation, Int'l ed., The Hague: Sdu Uitgevers, 2009 [contributing editor, with Manon Schonewille (editor) & Laurence Boulle (contributing editor)].

Alternative Dispute Resolution 3rd edition, Nutshell Series, West (2008).

Alternative Dispute Resolution in a Nutshell. 2nd edition. St. Paul, Minn.: West Group, 2001.

Alternative Dispute Resolution in a Nutshell. St. Paul, Minn.: West Publishing, 1992.

Black's Law Dictionary: Definitions of the Terms and Phrases of American and English Jurisprudence, Ancient and Modern. Abridged 6th edition. St. Paul, Minn.: West Publishing, 1991 (with Joseph R Nolan).

Legal Business Forms Annotated, Volumes 15, 15A and 16 of the Massachusetts Practice Series 1976 Pocket Part Editions, (West Pub. Co).

Journal Articles

"Symposium, Focus: Perspectives on Consent in Mediation: Consent in Mediation," (lead article) 14 *Dispute Resolution Magazine* 4 (Winter 2008).

"For All the Saints: How the Lives of Extraordinary Catholics Can Shed Light on the Ordinary Practice of Law: Finding Interior Peace in the Ordinary Practice of Law: Wisdom from the Spiritual Tradition of St. Teresa of Avila," 46 *Journal of Catholic Legal Studies* 29 (2007).

"Self-Determination in International Mediation: Some Preliminary Reflections," 7 *Cardozo Journal of Conflict Resolution* 277 (2007).

"Teaching Comparative Perspectives in Mediation: Some Preliminary Reflections," 81 *St. John's Law Review* 259 (2007).

AThe Merger of Law and Mediation: Lessons from Equity Jurisprudence and Roscoe Pound. @ 6 *Cardozo Journal of Conflict Resolution* 57-71 (2004).

ANew Problem-Solving Scholarship: An Historical Tale with a Happy Ending. @ 19 *Negotiation Journal* 169-82 (2003).

AProblem-Solving Negotiation: Northern Ireland's Experience with the Women's Coalition. @ 2003 *Journal of Dispute Resolution* 387-401 (2003).

"(Panel Discussion) How Does the Community Feel About Problem-Solving Courts?" 29 *Fordham Urban Law Journal* 2041-2061 (2002) (with Michele Bertran et al.).

AThe Intersection of Religion, Race, Class, and Ethnicity in Community Conflict. @ 18 *Negotiation Journal* 351-354 (2002).

ALawyers, Non-Lawyers, and Mediation: Rethinking the Professional Monopoly from a Problem-Solving Perspective. @ 7 *Harvard Negotiation Law Review* 235-299 (2002).

AIntroduction: Lawyers= Ethics in ADR. @ 28 *Fordham Urban Law Journal* 891-894 (2001).

ARepresenting Clients in Mediation: Principles that Make a Difference. @ 18 *CPR Institute for Dispute Resolution* 41, 59-60 (2000).

AConflict in Northern Ireland After the Good Friday Agreement. @ 22 *Fordham International Law Journal* 1372-1388 (1999) (with Seamus Dunn).

"Informed Consent in Mediation: A Guiding Principle for Truly Educated Decisionmaking." 74 *Notre Dame Law Review* 775-840 (1999).

"Lawyers, Clients, and Mediation. @ 73 *Notre Dame Law Review* 1369-1390 (1998). Reprinted in adapted form with the title ARepresenting Clients in Mediation: Principles that Make a Difference, @ in 18 *Alternatives to the High Cost of Litigation* 41; 59-60 (2000).

"Court Mediation and the Search for Justice Through Law." 74 *Washington University Law Quarterly* 47-102 (1996).

"Teaching Mediation as a Lawyering Role." 39 *Journal of Legal Education* 571-586 (1989) (with Maria R. Volpe).

"On Rationalizing Death." 13 *Human Life Review* 100-110 (1987) (with Joseph R. Stanton).

"The Competitive Process and Gray Market Goods." 5 *New York Law School Journal of International and Comparative Law* 231-251 (1984).

"Amniocentesis and the Apotheosis of Human Quality Control." 2 *Journal of Legal Medicine* 347-363 (1981).

"The Trigger Price Mechanism: Protecting Competition or Competitors?" 13 *New York University Journal of International Law and Politics* 1-25 (1980).

"Roe v. Wade: Some Definitional Considerations." 3 *Human Life Review* 55-63 (1977).

"Defective Children, Their Parents, and the Death Decision." 4 *Journal of Legal Medicine* 9-14 (1976).

"Haunting Shadows from the Rubble of Roe's Right of Privacy." *Suffolk University Law Review*

Essays, Articles & Chapters in Compilations

"Culture-The Body/Soul Connector in Negotiation Ethics" in *Rethinking Negotiation Teaching: Innovations for Context and Culture* (Christopher Honeyman, James Coben & Giuseppe De Palo, eds., Madison, WI.: DRI Press, 2009) [with Ewa Gmurzynska].

Book Reviews

Review of *The Meditation Field Guide: Transcending Litigation and Resolving Conflicts in Your Business, Organization, and Family Life*, by Barbara Ashley Phillips. 87 *American Bar Association Journal* 61 (November 2001).

Review of *Mediation: Principles and Practice*, by Kimberlee K. Kovach. 45 *Journal of Legal Education* 149-153 (1995).

Review of *California ADR Practice Guide*, by Yaroslav Sochynsky and Mariah Baird, eds. 11 *Alternatives to the High Cost of Litigation* 128 (September 1993).

Review of *Donovan Leisure Newton and Irvine ADR Practice Book*, by John H. Wilkinson, ed.. *New York Law Journal*, June 11, 1990, at p.2 and 45 *Arbitration Journal* 50-52 (1990).

Newspaper Articles

"Key Changes in Customs Provisions End Coercive Settlement Procedures," *New York Law Journal*, April 30, 1979, at p. 17.

"Obscenity, Copyright and Community Standards," *New York Law Journal*, December 23, 1977, at p. 1.

Other

The EMU Promoting School Project, Biennial Review 1998-2000, University of Ulster, Magee College, International Section, EMU Workshop at Fordham Law School 1998-2000 Biennial Review 36 (2000).

MARK R. PATTERSON

Books

Antitrust Law: Policy and Practice, 4th ed. Newark, N.J.: LexisNexis, 2008 [with C. Paul Rogers, Stephen Calkins, & William R. Andersen].

Journal Articles

"Contractual Expansion of the Scope of Patent Infringement Through Field-of-use Licensing," 49 *William & Mary Law Review* 157 (2007).

"Panel I: Monsanto v. Scruggs: The Scope of Downstream Licensing Restrictions." *Fordham Intellectual Property, Media & Entertainment Law Journal* 1025-1052 (2006) [with John Richards, Jay P. Kesan, Peter Carstensen and Richard B. Ulmer, Jr.]

"Restriction of Competition Through Patent Field-of-Use Licenses." (November 21, 2006) Fordham Law Legal Studies Research Paper No. 946413

"Innovation in Complementary Internet Markets.(Symposium: Law and the Information Society)." 74 *Fordham Law Review* 639-661 (2005)

"Justice Stevens and Market Relationships in Antitrust." 74 *Fordham Law Review* 1809-1830 (2006)

AAntitrust and the Cost of Standard-Setting: A Commentary on Teece & Sherry.@ 87 *Minnesota Law Review* 1995-2017 (2003).

AThe Sacrifice of Profits in Non-Price Predation.@ 18 *Antitrust* 37-43 (2003).

AInventions, Industry Standards, and Intellectual Property.@ 17 *Berkeley Technology Law Journal* 1043-1083 (2002).

AXerox and the Definition of Intellectual Property.@ 2 *Antitrust and Intellectual Property: The Intellectual Property Committee Newsletter* 4 (Spring 2001).

http://www.abanet.org/antitrust/committees/intell_property/559817_2.pdf

"The Market Power Requirement in Antitrust Rule of Reason Cases: A Rhetorical History." 37 *San Diego Law Review* 1-46 (2000).

AThe Role of Power in the Rule of Reason.@ 68 *Antitrust Law Journal* 429-460 (2000).

"When is Property Intellectual? The Leveraging Problem." 73 *Southern California Law Review* 1133-1170 (2000).

"Conflicts of Interest in Scientific Expert Testimony." 40 *William and Mary Law Review* 1313-1394 (1999).

"Coercion, Deception, and Other Demand-Increasing Practices in Antitrust Law." 66 *Antitrust Law Journal* 1-89 (1997).

"Is Unlimited Liability Really Unattainable? Of Long Arms and Short Sales." 56 *Ohio State Law Journal* 815-898 (1995).

"Product Definition, Product Information, and Market Power: *Kodak* in Perspective." 73 *North Carolina Law Review* 185-254 (1994).

"Antitrust Liability for Collective Speech: Medical Society Practice Standards." 27 *Indiana Law Review* 51-113 (1993).

Essays, Articles & Chapters in Compilations

"The Competitive Effects of Patent Field-of-use Licences" in *Research Handbook on Intellectual Property and Competition Law* (Josef Drexler, ed., Cheltenham, UK: Edward Elgar, 2008).

"Intellectual Property and Sources of Market Power" in *Intellectual Property, Market Power and the Public Interest* (Inge Govaere & Hanns Ullrich, eds., Brussels: PIE-Peter Lang, 2008).

"The Peculiar 'New Product' Requirement in European Refusal to License Cases: A US Perspective" in *European Competition Law Annual 2007: A Reformed Approach to Article 82 EC* (Claus-Dieter Ehlermann & Mel Marquis, eds., Oxford: Hart Publishing, 2008).

"Antitrust and New Issues in Intellectual Property," in *Antitrust Law in the 21st Century: ALI-ABA Course Study Materials*, 315-329. Philadelphia: American Law Institute-American Bar Association Committee on Continuing Professional Education, 2000.

RUSSELL G. PEARCE

Journal Articles

"'Public Service Must Begin at Home': The Lawyer as Civics Teacher in Everyday Practice," 50 *William & Mary Law Review* 1207-1238 (2009) [with Bruce A. Green].

"Rethinking the Legal Reform Agenda: Will Raising the Standards for Bar Admission Promote or Undermine Democracy, Human Rights, and Rule of Law?" 77 *Fordham Law Review* 1635-1663 (2009) [with Samuel J. Levine].

"Tribute to Mary Daly," 83 *St. Johns Law Review* ____ (2009) (forthcoming).

"The Legal Profession as a Blue State: Reflections on Public Philosophy, Jurisprudence, and Legal Ethics." 75 *Fordham Law Review* 1339-1365 (2006)

"Religious Lawyering's Second Wave." 21 *The Journal of Law and Religion* 269-281 (2006) [with Amelia J. Uelmen]

"How Law Firms Can Do Good While Doing Well (And the Answer Is Not Pro Bono)" 33

Fordham Urban Law Journal 211-216 (2005)

"Revitalizing the Lawyer-Poet: What Lawyers Can Learn from Rock and Roll.(Symposium: The Lawyer as Poet Advocate: Bruce Springsteen and the American Lawyer)." 14 *Widener Law Journal* 907-922 (2005) [Brian Danitz and Romelia S. Leach]

"White Lawyering: Rethinking Race, Lawyer Identity, and Rule of Law." 73 *Fordham Law Review* 2081-2099 (2005).

ARedressing Inequality in the Market for Justice: Why Access to Lawyers Will Never Solve the Problem and Why Rethinking the Role of Judges Will Help.@ 73 *Fordham Law Review* 969-81 (2004).

AReligious Lawyering in a Liberal Democracy: A Challenge and an Invitation.@ 55 *Case Western Reserve Law Review* 127-160 (2004) (with Amelia J. Uelmen).

"Looking Backward: A Foreword." 71 *Fordham Law Review* 1181-1185 (2003).

AMacCrate's Missed Opportunity: The MacCrate Report's Failure to Advance Professional Values.@ 23 *Pace Law Review* 575-597 (2003).

"Introduction and Welcome: Problem Solving Courts: from Adversarial Litigation to Innovative Jurisprudence." 29 *Fordham Urban Law Journal* 1755-1757 (2002) (with John D. Feerick and Subha_Dhanaraj).

"What Does it Mean to Practice Law >In the Interests of Justice= in the Twenty-First Century?: Model Rule 1.0: Lawyers are Morally Accountable.@ 70 *Fordham Law Review* 1805-1809 (2002).

"Legal Ethics Must Be the Heart of the Law School Curriculum." 26 *Journal of the Legal Profession* 159-163 (2001/2002).

AFaith and the Lawyer's Practice.@ 75 *St. John's Law Review* 277-281 (2001).

AThe Lawyer and Public Service.@ 9 *American University Journal of Gender, Social Policy & the Law* 171-178 (2001).

ALawyers as America's Governing Class: The Formation and Dissolution of the Original Understanding of the American Lawyer's Role.@ 8 *The University of Chicago Law School Roundtable* 381-421 (2001).

(Moderator and Panelist) AThe Strategies Used to Achieve Non-Monetary Goals November 1, 2001.@ 25 *Fordham International Law Journal* 177-204 (2001). (with Michael J. Bazylar et al.).

AWelcoming Remarks, Civil Rights Law in Transition: The Forty-Fifth Anniversary of the New York City Commission on Human Rights.@ 27 *Fordham Urban Law Journal* 1109-1111 (2000).

"A Cautionary Tale From the Multidisciplinary Practice Debate: How the Traditionalists Lost Professionalism." 72 *Temple Law Review* 985-988 (1999).

"Does Professionalism Leave Room for Religious Commitment?." 26 *Fordham Urban Law Journal* 875-916 (1999).

"Law Day 2050: Post-Professionalism, Moral Leadership, and the Law-as-Business Paradigm." 27 *Florida State University Law Review* 9-23 (1999).

AEthical Issues Panel.@ 25 *Fordham Urban Law Journal* 357-392 (1998) (with Helaine Barnett et al.).

"Learning from the Unpleasant Truths of Interfaith Conversation: William Stringfellow=s Lessons for the Jewish Lawyer." 38 *Catholic Lawyer* 255-264 (1998).

"Foreword: The Religious Lawyering Movement: An Emerging Force in Legal Ethics and Professionalism." 66 *Fordham Law Review* 1075-1082 (1998).

"Foreword: Should the Family be Represented as an Entity?: Reexamining the Family Values of Legal Ethics." 22 *Seattle University Law Review* 1-16 (1998).

"Teaching Ethics Seriously: Legal Ethics as the Most Important Subject in Law School." 29 *Loyola University of Chicago Law Review* 719-739 (1998).

"The Jewish Lawyer=s Question." 27 *Texas Tech Law Review* 1259-1270 (1996).

"To Save a Life: Why a Rabbi and a Jewish Lawyer Must Disclose a Client Confidence." 29 *Loyola of Los Angeles Law Review* 1771-1779 (1996).

"The Union Lawyer=s Obligations to Bargaining Unit Members: A Case Study of the Interdependence of Legal Ethics and Substantive Law." 37 *South Texas Law Review* 1095-1126 (1996).

"Contextualizing Professional Responsibility: A New Curriculum for a New Century." 58 *Law and Contemporary Problems* 193-211 (1995) (with Mary C. Daly and Bruce A. Green).

"The Professional Paradigm Shift: Why Discarding Professional Ideology Will Improve the Conduct and Reputation of the Bar." 70 *New York University Law Review* 1229-1276 (1995).

"Family Values and Legal Ethics: Competing Approaches to Conflicts in Representing Spouses." 62 *Fordham Law Review* 1253-1318 (1994).

"Report of Working Group on Spousal Conflicts." 62 *Fordham Law Review* 1027-1035 (1994).

"Jewish Lawyering in a Multicultural Society: A Midrash on Levinson." 14 *Cardozo Law Review* 1613-1637 (1993).

"Rediscovering the Republican Origins of the Legal Ethics Codes." 6 *Georgetown Journal of Legal Ethics* 241-282 (1992).

"To Whom Does the Government Lawyer Owe the Duty of Loyalty When Clients Are in Conflict?" 29 *Howard Law Journal* 539-569 (1986) (with William Josephson).

"Why Lawyers Should Be Allowed to Advertise: A Market Analysis of Legal Services." 58 *New York University Law Review* 1084-1113 (1983) (with Geoffrey C. Hazard, Jr. and Jeffrey W. Stempel).

Essays, Articles & Chapters in Compilations

"Religious Lawyering's Second Wave," in *Bench and Bar: Ethics* (P.L. Jayanthi Reddy, Hyderabad, India: Amicus Books/ICFAI University Press, 2008) [with Amelia Uelmen].

“White Lawyering: Rethinking Race, Lawyer Identity, and Rule of Law,” in *Rule of Law in New Millennium: Changing Scenario* (K. Padmaja, ed., Hyderabad, India: Amicus Books/ICFAI University Press, 2008).

“Religious Lawyering in a Liberal Democracy: A Challenge and an Invitation,” in *Morality, Justice, and the Law: The Continuing Debate*, edited by M. Katherine B. Darmer and Robert M. Baird [with Amelia J. Uelmen].

“Rediscovering the Republican Origins of the Legal Ethics Codes,” in *Lawyers' Ethics and the Pursuit of Social Justice: A Critical Reader*, pgs 86-98, edited by Susan D. Carle, New York University Press, 2005.

"The Ethics of Marketing Legal Services," in Christine S. Filip ed. *Effective Marketing for Lawyers*, 173-199. Albany, N.Y.: New York State Bar Association, 1996. (with Bruce A. Green). Reprinted in *Serving Clients Well: Avoiding Malpractice and Ethical Pitfalls in the Practice of Law*, 209-220. New York: Practising Law Institute, 1999 and *MCLE Bridge the Gap Program Materials*, 205-220. New York: Practising Law Institute, 1999.

Book Reviews

ΔReflections on the American Jewish Lawyer. @ Review of *Rabbis and Lawyers: The Journey from Torah to Constitution*, by Jerold S. Auerbach and *The Pursuit of Justice and Jewish Law: Halakhic Perspectives on the Legal Profession*, by Michael J. Broyde. 17 *Journal of Law & Religion* 179-188 (2002).

Newspaper Articles

"What Role for Lawyers? Attorneys Who Act as Hired Guns Ignore a Higher Duty." *Legal Times*, August 6, 2001, at p. 42.

ΔRetreat of the Elite (Business Lawyers and Pro Bono Work). @ *American Lawyer*, July 2001, at p. 79.

"Face the Facts: Law Is Business." *The National Law Journal*, November 18, 1996, at p. A19. Reprinted in *Professional Responsibility, Legal Ethics, and Legal Education News*, Spring 1997, at p. 7.

Other:

Revitalizing the Lawyer Poet: What Lawyers Can Learn from Rock & Roll. Vidoerecording, Produced by Russel G. Pearce, 2006.

So Goes a Nation: Lawyers and Communities. (Vidorecording : VHS tape 1 videocassette (VHS) (30 min.)) New York : Sight Effects, 1998 (with Matthew Diller)

EDUARDO M. PEÑALVER

Journal Articles

"Property as Entrance." 91 *Virginia Law Review* 1889-1972 (2005)

“Treating Religion as Speech: Justice Stevens’s Religion Clause Jurisprudence.” 74 *Fordham Law Review* 2241-2257 (2005)

“Property Metaphors and *Kelo v. New London*: Two Views of the Castle.” 74 *Fordham Law Review* 2971-2976 (2006)

AProperty (Out)Laws.@ *SSRN Fordham Law Legal Studies Research Paper No. 90* (2005) (with Sonia K. Katyal).

AIIs Land Special? The Unjustified Preference for Landownership in Regulatory Takings Law.@ 31 *Ecology Law Quarterly* 227-287(2004).

AREgulatory Taxings.@ 104 *Columbia Law Review* 2182-2254 (2004).

AThe Persistent Problem of Obligation in International Law.@ 36 *Stanford Journal of International Law* 271-302 (2000).AREdistributing Property: Natural Law, International Norms, and the Property Reforms of the Cuban Revolution.@ 52 *Florida Law Review* 107-216 (2000).

AActs of God or Toxic Torts? Applying Tort Principles to the Problem of Climate Change.@ 38 *Natural Resources Journal* 563-601 (1998). AThe Concept of Religion.@ 107 *Yale Law Journal* 791-822 (1997).

Newspapers

APublic Use and Private Profit.@ *New York Law Journal*, October 29, 2004, at p. 2.

ABishops Criticized for Wrong Reason.@ *Chicago Tribune*, May 21, 2004, at p. 29.

AAre Estrada=s Opponents Anti-Latino?@ *Chicago Tribune*, March 4, 2003, at p. 13.

JOSEPH M. PERILLO

Books

Calamari & Perillo on Contracts, 6th ed. St. Paul, MN.: Thomson/West Group, 2009.

Cases and Problems on Contracts. St. Paul, MN: Thomson/West, 2007 [with Helen Bender].

Cases and Problems on Contracts. 4th edition. St. Paul, Minn.: Thomson West, 2004 (with John D. Calamari and Helen H. Bender).

Contracts. 4th edition. St. Paul, Minn.: Thomson/West, 2004 (with John D. Calamari).

Calamari and Perillo on Contracts. 5th edition. St. Paul, Minn.: West Group, 2003.

Corbin on Contracts, Vol. 7, *Avoidance and Reformation*. Revised edition. St. Paul, Minn.: West Publishing, 2002.

Cases and Problems on Contracts. 3rd edition. St. Paul, Minn.: West Group, 2000 (with John D. Calamari and Helen H. Bender).

Contracts. 3rd edition. St. Paul, Minn.: West Publishing, 1999 (with John D. Calamari).

The Law of Contracts. 4th edition. St. Paul, Minn.: West Publishing, 1998 (with John D. Calamari).

Corbin on Contracts, Vol. 2, Formation of Contracts. Revised edition. St. Paul, Minn.: West Publishing, 1995 (with Helen H. Bender).

Corbin on Contracts, Vol. 1, Formation of Contracts. Revised edition. St. Paul, Minn.: West Publishing, 1993.

(Editor) *Corbin on Contracts*. Revised edition. St. Paul, Minn.: West Publishing, 1993-current.

Contracts. 2nd edition. St. Paul, Minn.: West Publishing, 1990 (with John D. Calamari).

Cases and Problems on Contracts. 2nd edition. St. Paul, Minn.: West Publishing, 1989 (with John D. Calamari and Helen H. Bender).

The Law of Contracts. 3rd edition. St. Paul, Minn.: West Publishing, 1987 (with John D. Calamari).

How to Thrive in Law School. Pelham Manor, N.Y.: Hook Mountain Press, 1984. (with John D. Calamari).

Contracts. St. Paul, Minn.: West Publishing, 1983 (with John D. Calamari).

Cases and Problems on Contracts. St. Paul, Minn.: West Publishing, 1978 (with John D. Calamari).

The Law of Contracts. 2nd edition. St. Paul, Minn.: West Publishing, 1977 (with John D. Calamari).

The Law of Contracts. St. Paul, Minn.: West Publishing, 1970 (with John D. Calamari).

The Italian Legal System: An Introduction. Stanford, Calif.: Stanford University Press, 1967 (with Mauro Cappelletti and John Henry Merryman).

Civil Procedure in Italy. The Hague, Netherlands: M. Nijhoff, 1965 (with Mauro Cappelletti).

Journal Articles

"Neutral Standardizing of Contracts," 28 *Pace Law Review* 179 (2008).

Robert J. Pothier's Influence on the Common Law of Contract. @ *Fordham Law Legal Studies Research Paper No. 63* (2005).

"Screed for a Film and Pillar of Classical Contract Law." 71 *Fordham Law Review* 915-971 (2002).

Comments on William Whitford's Paper on the Role of the Jury (and the Fact/Law Distinction) in the Interpretation of Written Contracts. @ 2001 *Wisconsin Law Review* 965-969 (2001).

Misreading Oliver Wendell Holmes on Efficient Breach and Tortious Interference. @ 68

Fordham Law Review 1085-1106 (2000).

AThe Origins of the Objective Theory of Contract Formation and Interpretation.@ 69 *Fordham Law Review* 427-477 (2000). Translated and reprinted in 4 *Revista de Responsabilidad Civil, Circulación y Seguro* 1- (Issue 2, 2002).

"The Law of Lawyers= Contracts is Different." 67 *Fordham Law Review* 443-495 (1998).

"Force Majeure and Hardship Under the UNIDROIT Principles of International Commercial Contracts." 5 *Tulane Journal of International and Comparative Law* 5-28 (1997).

"Abuse of Rights: A Pervasive Legal Concept." 27 *Pacific Law Journal* 37-97 (1995).

"John Calamari - a Memorial." 63 *Fordham Law Review* 935-938 (1995).

"UNIDROIT Principles of International Commercial Contracts: The Black Letter Text and A Review." 63 *Fordham Law Review* 281-344 (1994).

"Twelve Letters from Arthur L. Corbin to Robert Braucher Annotated." 50 *Washington and Lee Law Review* 755-799 (1993).

"John Calamari - a Tribute." 59 *Fordham Law Review* 735-736 (1991).

"Exchange, Contract and Law in the Stone Age." 31 *Arizona Law Review* 17-51 (1989).

"The Louis Stein Institute for Professional Responsibility and Leadership." 9 *Journal of the Legal Profession* 119-123 (1984).

"A Remembrance of Leonard Manning." 51 *Fordham Law Review* xi-xii (1983).

"The Fordham Urban Law Journal: A Decade of Legal Scholarship and Community Service." 10 *Fordham Urban Law Journal* xi-xii (1981).

"Restitution in the Restatement (Second) of Contracts." 81 *Columbia Law Review* 37-51 (1981).

"Statute of Frauds in the Light of the Functions and Dysfunctions of Form." 43 *Fordham Law Review* 39-82 (1974).

"Restitution in a Contractual Context." 73 *Columbia Law Review* 1208-1226 (1973).

"Summary Adjudication: Italy." 4 *International Lawyer* 894-899 (1970).

"A Plea for a Uniform Parol Evidence Rule and Principles of Contract Interpretation." 42 *Indiana Law Journal* 333-354 (1967) (with John D. Calamari).

"Legal Professions of Italy." 18 *Journal of Legal Education* 274-295 (1966).

"Selected Forum Agreements in Western Europe." 13 *American Journal of Comparative Law* 162-167 (1964).

AInternational Judicial Assistance in Italian Law.@ 25 *Annali della Università di Macerata* (1961) (with Mauro Cappelletti). Revised and reprinted in 1962 and 1965.

(Note) AConflicts of Law: Trusts: Jurisdiction Over Foreign Testamentary Trusts.@ 39 *Cornell Law Quarterly* 315-321 (1954).

(Note) AFederal Practice: Diversity of Citizenship: Federal Court's Power to Disregard Old Decisions of Highest State Court. @ 39 *Cornell Law Quarterly* 736-742 (1954).

(Note) AAntitrust Laws: Tying Agreements: Newspaper Unit Advertising Contracts. @ 39 *Cornell Law Quarterly* 102-107 (1953).

Essays, Articles & Chapters in Compilations

"Samuel R. Williston, @ in Kermit L. Hall ed. *Oxford Companion to America Law*, 839-840. New York: Oxford University Press, 2002.

Book Reviews

Review of *Framing Contract Law: An Economic Perspective*, by Victor Goldberg. *The Record*, May 11, 2007, at p. 12.

Review of *Exercises in Commercial Transactions*, by Peter Siviglia. *New York Law Journal*, January 12, 1996, at p. 2.

Review of *Essays on Contract*, by Patrick S. Atiyah. 34 *New York Law School Law Review* 563-568 (1989).

Review of *Contract in Roman Law: From the Twelve Tables to the Glossators*, by G. Diódsi. 28 *American Journal of Legal History* 83-84 (1984).

Review of *Lo Statuto Dei Lavoratori Italiani All'Estero*, by Massimo Panebianco. 23 *American Journal of Comparative Law* 368-370 (1975).

Review of *Judicial Review in the Contemporary World*, by Mauro Cappelletti. 40 *Fordham Law Review* 1011-1014 (1972).

Review of *Formation of Contracts: A Study of the Common Core of Legal Systems*, edited by Rudolph B. Schlesinger. 37 *Fordham Law Review* 144-150 (1968).

Review of *Guide to Foreign Legal Materials B Italian*, by Angelo Grisoli, edited by Charles Szladits. 40 *Tulane Law Review* 227-228 (1965/1966).

Review of *La Testimonianza Della Parte Nel Sistema Dell'oralità*, by Mauro Cappelletti. 49 *Cornell Law Quarterly* 169 -171 (1963/1964).

Newspaper Articles

"In Ruling on Sprewell, Feerick Wasn't 'Naive.'" *The National Law Journal*, April 20, 1998, at p. A18.

Other

Editorial Remarks on the Manner in Which the Unidroit Principles May Be Used to Interpret or Supplement CISG Article 8. <http://cisgw3.law.pace.edu/cisg/principles/uni8.html#edrem>.

Hardship and its Impact on Contractual Obligations: A Comparative Analysis. Rome: Centro di studi e ricerche di diritto comparato e straniero, 1996.

JOHN F. PFAFF

Journal Articles

"The Empirics of Prison Growth: A Critical Review and Path Forward," 98 *Journal of Criminal Law & Criminology* 547-619 (2008).

"The Vitality of Voluntary Guidelines in the Wake of *Blakely v. Washington*: An Empirical Assessment," 19 *Federal Sentencing Reporter* 202 (2007).

"The Continued Vitality of Structured Sentencing Following *Blakely*: The Effectiveness of Voluntary Guidelines." 54 *UCLA Law Review* 235-307 (2006)

"Evidence Based Policy" (March 26, 2007). Fordham Law Legal Studies Research Paper No. 976376 [with Christopher P. Guzelian]

"The Growth of Prisons: Toward a Second Generation Approach." Fordham Law Legal Studies Research Paper No. 976373

Newspapers

"It's the Media, Not Juveniles Who Are Delinquent: A Panic About Names," *Huffington Post*, February 3, 2009, available at http://www.huffingtonpost.com/john-pfaff/its-the-media-not-juvenil_b_163642.html.

"Reform School: Five Myths about Prison Growth Dispelled," *Slate*, February 19, 2009, available at <http://www.slate.com/id/2211585>.

Thesis

The Continued Vitality of Structured Sentencing Following Blakely: The Effectiveness of Voluntary Guidelines. University of Chicago, 2005

ERIK S. PITCHAL

Journal Articles

"Buzz in the Brain and Humility in the Heart: Doing it All, Without Doing Too Much, on Behalf of Children." *Nevada Law Journal* (2006)

"Caseloads Must be Controlled so All Child Clients May Receive Competent Lawyering." Available at SSRN: <http://ssrn.com/abstract=943059>

"Children's Constitutional Right to Counsel in Dependency Cases." *Temple Political and Civil Rights Law Review* (2006)

CATHERINE POWELL

Journal Articles

“Human Rights in the United States,” *40 Columbia Human Rights Law Review* 1-6 (2008) [with Sarah Cleveland].

“International Law and the Constitution: Terms of Engagement: Foreword,” *77 Fordham Law Review* 399-410 (2008).

“Tinkering with Torture in the Aftermath of Hamdan: Testing the Relationship Between Internationalism and Constitutionalism,” *40 NYU Journal of International Law & Politics* 723 (2008).

"Lifting our Veil of Ignorance: Culture, Constitutionalism, and Women's Human Rights in Post-September 11 America." *57 The Hastings Law Journal* 331-383 (2005)

“The Role of Transnational Norm Entrepreneurs In the U.S. >War on Terrorism=. @ *Theoretical Inquiries in Law* 47-80 (2004).

“Recognizing the Interdependence of Rights in the Antidiscrimination Context Through The World Conference Against Racism. @ *34 Columbia Human Rights Law Review* 235-260 (2002) (with Jennifer H. Lee). Revised version of “Integrating Gender into the Third World Conference Against Racism, Racial Discrimination, Xenophobia, and Related Intolerance. @ U.N. Doc. A/CONF.189/PC.1/7 (2000).

“United States Human Rights Policy in the 21st Century in an Age of Multilateralism. @ *46 Saint Louis University Law Journal* 421-429 (2002).

“Dialogic Federalism: Constitutional Possibilities for Incorporation of Human Rights Law in the United States. @ *150 University of Pennsylvania Law Review* 245-296 (2001).

“Introduction: Locating Culture, Identity, and Human Rights. @ *30 Columbia Human Rights Law Review* 201-222 (1999).

“(Dis)assembling Rights of Women Workers Along the Global Assembly Line: Human Rights and the Garment Industry. @ *31 Harvard Civil Rights-Civil Liberties Law Review* 383-414 (1996) (with Leti Volpp and Laura Ho). Reprinted in Adrien Katherine Wing ed. *Global Critical Race Feminism: An International Reader*, 377-391. New York: New York University Press, 2000.

“>Life= at Guantánamo Bay: Detention of Haitian Refugees. @ *2 Reconstruction* 58-64 (no. 2 1993).

Essays, Articles & Chapters in Compilations

“Louis Henkin and Human Rights: A New Deal at Home and Abroad,” in *Bringing Human Rights Home* edited by Cynthia Soohoo, Catherine Albisa and Martha F. Davis. Westport, Ct: Praeger Publishers, 2008

“A Tale of Two Traditions: International Cooperation and American Exceptionalism in U.S. Human Rights Policy” in *The Future of Human Rights: U.S. Policy for a New Era* edited by

William F. Schultz. Philadelphia, Pa: University of Pennsylvania Press, 2008.

AGeographies of Hunger: Rethinking Rights in a Restructured Economy,@ in Michael Likoski ed. *Transnational Legal Processes: Globalisation and Power Disparities*, 466-490. London: Butterworths, 2002.

AHuman Rights and the (Mis) Uses of Culture,@ in Celina Romany ed. *Race, Ethnicity, Gender and Human Rights in the Americas: A New Paradigm for Activism*, 82-84. Washington, D.C.: American University, 2001.

THOMAS M. QUINN

Books

Quinn's Uniform Commercial Code Commentary and Law Digest. Revised edition. 4 volumes. St. Paul. Minn.: West Group, 2001-2002. Supplements 2001-current.

Quinn's Uniform Commercial Code Commentary and Law Digest. 2nd edition. 2 volumes. Boston: Warren, Gorham & Lamont, 1991. Supplements 1992-2001.

Quinn=s Uniform Commercial Code Forms and Practice. 2 volumes. Boston: Warren, Gorham & Lamont, 1987.

Quinn=s Uniform Commercial Code Commentary and Law Digest. Boston: Warren, Gorham & Lamont, 1978.

Methadone Diversion: A Study in Five Cities. Bronx, N.Y.: Institute for Social Research, 1974 (with John McCullough Martin and John P. McCahey).

Modern Banking Forms. Revised and annotated edition. Boston: Warren, Gorham & Lamont, 1974 (with Robert J. Quinn and Lily Pilgrim).

Modern Banking Forms. 2nd edition. Boston: Warren, Gorham, & Lamont, 1969 (with Robert J. Quinn).

Journal Articles

"Remarks Delivered on the Occasion of the Dedication of the Sidney C. Norris Chair of Law to Public Service." 62 *Fordham Law Review* 1-4 (1993).

"Drug Control In Iran: A Legal and Historical Analysis." 59 *Iowa Law Review* 469-524 (1974) (with Gerald T. McLaughlin).

AThe Evolution of Federal Drug Control Legislation,@ 22 *Catholic University Law Review* 586-627 (1973) (with Gerald T. McLaughlin). Reprinted in 2 *Drug Abuse Law Review* 144-185 (1972/1973).

"Law of Landlord-Tenant: A Critical Evaluation of the Past with Guidelines for the Future." 38 *Fordham Law Review* 225-258 (1969).

Other

(Editor) *The Uniform Commercial Code Law Letter*. Boston: Warren, Gorham & Lamont (12

issues/yr.).

MARTHA RAYNER

Journal Articles

“The Practitioner’s View: Clients at Guantanamo,” 10 *New York City Law Review* 405 (2007).

“Roadblocks to Effective Representation of Uncharged, Indefinitely Imprisoned Clients at Guantánamo Bay Military Base,” 30 *Fordham International Law Journal* 485 (2007).

AConference Report: New York City's Criminal Courts: Are We Achieving Justice?@ 31 *Fordham Urban Law Journal* 1023-1066 (2004).

JOEL R. REIDENBERG

Books

Comparison of Privacy and Trust Policies in the Area of Electronic Communications, Report to the European Commission (2007) [with J. Scott Marcus et al.].

Safe Harbor Decision Implementation Study. Brussels: European Commission, 2004 (with Jan Dhont et al.). Available at http://europa.eu.int/comm/internal_market/privacy/docs/studies/safe-harbour-2004_en.pdf

Les Services en Ligne et la Protection des Données. Vol. 2, *Les Réponses de la Réglementation*. Luxembourg: Office des Publications Officielles des Communautés Européennes, 1999 (with Paul M. Schwartz). French edition of *On-line Services and Data Protection and Privacy*. Vol. 2, *Regulatory Responses*. Luxembourg: Office for Official Publications of the European Communities, 1998 (with Paul M. Schwartz).

Data Privacy Law: A Study of United States Data Protection. Charlottesville, Va.: Michie, 1996 (with Paul M. Schwartz).

The IMPRESS Manual. Hanover, N.H.: Project IMPRESS, 1982. (with John Spadaro).

Journal Articles

“The Rule of Intellectual Property Law in the Internet Economy,” 44 *Houston Law Review* 1073 (2007).

"The Simplification of International Data Privacy Rules.." 29 *Fordham International Law Journal* 1128-1138 (2006)

ATechnology and Internet Jurisdiction,@ 153 *University of Pennsylvania Law Review* 1951-1974 (2005).

ALaw and Networks.@ 6 *International Law Forum* 5-8 (2004).

ALes Défis à la Création Normative Internationale (Challenges to International Law Making).@ 6 *International Law Forum* 5-8 (2004).

ALes états et la régulation d=Internet.@ 11 *Juris Classeur: Communication Commerce Electronique* 8- (Mai 2004).

ASates and Internet Enforcement.@ 1 *University of Ottawa Law and Technology Journal* 213-230 (2004).

"Best Interests Not To View This.com: Should the First Amendment Ever Come Second?" 13 *Fordham Intellectual Property, Media & Entertainment Law Journal* 831-890 (2003) (with Ann Beeson et al.).

"Privacy Wrongs in Search of Remedies." 54 *Hastings Law Journal* 877-898 (2003).

AYahoo and Democracy on the Internet.@ 42 *Jurimetrics Journal of Law, Science and Technology* 261-280 (2002).

AE-commerce and Trans-Atlantic Privacy.@ 38 *Houston Law Review* 717-749 (2001). Reprinted in Raymond T. Nimmer ed. *Understanding Electronic Contracting: The Impact of Regulations, New Laws & New Agreements*, 345-379. New York: Practising Law Institute, 2002.

AL'affaire Yahoo! et la Democratization Internationale de l'Internet.@ *Juris Classeur: Communication Commerce Electronique*, chron. 12 (Mai 2001).

(Panelist) AThe Policy Aspect, Consumer Data Privacy.@ 6 *Fordham Journal of Corporate and Financial Law* 69-112 (2001) (with Clyde Mitchell et al.).

(Moderator) AThe Conflict Between Commercial Speech and Legislation Governing the Commercialization of Private Sector Data.@ 11 *Fordham Intellectual Property, Media & Entertainment Law Journal* 59-95 (2000).

AResolving Conflicting International Privacy Rules in Cyberspace.@ 52 *Stanford Law Review* 1315-1371 (2000).

"Introduction to Keynote Address." 9 *Fordham Intellectual Property, Media and Entertainment Law Journal* 403-404 (1999).

"Restoring Americans= Privacy in Electronic Commerce." 14 *Berkeley Technology Law Journal* 771-792 (1999).

"Lex Informatica: The Formulation of Information Policy Rules Through Technology." 76 *Texas Law Review* 553-593 (1998).

"L=expérience américaine: aspects juridiques du commerce électronique." *Gazette du Palais (Nouvelles Technologies)*, Nos. 291-293 (1998).

"Législation du Commerce Electronique: Une Perspective Franco-Américaine." *Telecom, Revue de l=Association Amicale des Ingénieurs de l=École Nationale Supérieure des Télécommunications*, 45-47 (No. 111, Printemps, 1997).

AThe Use of Technology to Assure Internet Privacy: Adapting Labels and Filters for Data Protection.@ 3 *Lex Electronica* (Fall 1997) <http://www.lex-electronica.org/en/Default.htm>.

"Governing Networks and Rule-Making in Cyberspace." 45 *Emory Law Journal* 911-930 (1996). Reprinted in Brian Kahin and Charles Nesson eds. *Borders in Cyberspace: Information Policy and the Global Information Infrastructure*, 84-105. Cambridge, Mass.: MIT Press, 1997.

"Multimedia as a New Challenge and Opportunity in Privacy." 22 *Materialien Zum Datenschutz* 9- (1996).

"The Fundamental Role of Privacy and Confidence in the Network." 30 *Wake Forest Law Review* 105-125 (1995) (with Françoise Gamet-Pol).

"Setting Standards for Fair Information Practice in the U.S. Private Sector." 80 *Iowa Law Review* 497-551 (1995).

"Rules of the Road for Global Electronic Highways: Merging the Trade and Technical Paradigms." 6 *Harvard Journal of Law & Technology* 287-305 (1993).

"Trade, Trips and NAFTA." 4 *Fordham Intellectual Property, Media & Entertainment Law Journal* 283-298 (1993).

"Privacy in the Information Economy: A Fortress or Frontier for Individual Rights?." 44 *Federal Communications Law Journal* 195-243 (1992).

"The Privacy Obstacle Course: Hurdling Barriers to Transnational Financial Services." 60 *Fordham Law Review* S137-S177 (1992).

"American Solution to TBDF Personal Data Contractual Problems." 1991 *Privacy Laws and Business* 12-14 (1991).

"A Commentary on Data Protection, Privacy and Regulatory Conflicts Between the European Community and the United States." 17 *Access Reports* 5-9 (1991).

"French Taxation of Software: Some International Considerations." 1 *International Computer Law Adviser* 15-19 (1987).

"U.S. Software Protection: Problems of Trade Secret Estoppel Under International and Brazilian Technology Transfer Regimes." 23 *Columbia Journal of Transnational Law* 679-704 (1985).

Essays, Articles & Chapters in Compilations

"International Approaches to Public and Private Sector Data Privacy and Security," in John Podesta, Peter M. Shane and Richard Leone eds. *A Little Knowledge: Privacy, Security, and Public Information after 9/11*, 89-101. New York: Century Foundation Press, 2004.

"La régulation d'internet par la technique et la lex informatica," in Marie-Anne Frison-Roche ed. *Les Risques De Regulations*, . Paris: Dalloz, 2005.

"Privacy Law Update," in *Understanding Electronic Contracting 2003 The Impact of Regulation, New Laws & New Agreements*, 199-210. New York: Practising Law Institute, 2003.

"Can User Agents Accurately Represent Privacy Notices?" in the *Proceedings of the 30th Telecommunications Policy Research Conference*, 1-22. Ann Arbor, M.I.: TPRC, 2002. (with Lorrie F. Cranor). <http://intel.si.umich.edu/tprc/archive-search-abstract.cfm?PaperID=65>.

"Modern Privacy Issues in Global E-Commerce," in *Understanding Electronic Contracting: The Impact of Regulations, New Laws & New Agreements*, 337-342. New York: Practising Law Institute, 2002.

A Privacy Protection and the Interdependence of Law, Technology and Self-Regulation, @ in *Variations Sur le Droit de la Société de L=information*, 127-138. Brussels: Bruylant, 2001 and *C.N.I.L., the 23rd International Conference of Data Protection Commissioners*. Paris: La Documentation Française, 2002.

http://www.paris-conference-2001.org/eng/contribution/reidenberg_contrib.pdf.

A Protection de la vie privée et l=interdépendance du droit, de la technologie et de l'autorégulation, @ in *C.N.I.L., La 23ème Conférence internationale des commissaires à la protection des données : Vie privée-droit de l=homme*. Paris: La Documentation française, 2002.

http://www.paris-conference-2001.org/fr/Contribution/reidenberg_contrib.pdf.

A La faillite de Toysmart, @ in *C.N.I.L., La 23ème Conférence internationale des commissaires à la protection des données : Vie privée-droit de l=homme*. Paris: La Documentation française, 2002.

http://www.paris-conference-2001.org/fr/Contribution/reidenberg1_contrib.pdf.

A The Toysmart Bankruptcy, @ in *C.N.I.L., the 23rd International Conference of Data Protection Commissioners*. Paris: La Documentation française, 2002.

http://www.paris-conference-2001.org/eng/contribution/reidenberg1_contrib.pdf.

A L'encadrement juridique de l'Internet aux Etats-Unis, @ in *L'Internet et Le Droit: Droit français, européen et comparé de l'Internet. Actes du Colloque, 25 et 26 Septembre 2000, Paris*, 139-156. Paris: Victoires, 2001.

A The Globalization of Privacy Solutions: The Movement Towards Obligatory Standards for Fair Information Practices, @ in Colin J. Bennett and Rebecca Grant eds. *Visions of Privacy: Policy Choices for the Digital Age*, 217-228. Toronto: University of Toronto Press, 1999.

"L=instabilité et la Concurrence des Régimes Réglementaires dans le Cyberspace," in Ejan Mackaay ed. *Les Incertitudes du Droit*, 134-151. Montreal: Editions Themis, 1999.

A International Data Flows and Methods to Strengthen International Co-operation @ in *Proceedings of the 20th International Conference of Data Protection Authorities*. (Santiago de Compostela, Spain, Sept. 17, 1998).

A Information Policy Rules through Law and Technology, @ in *Proceedings of the 19th International Conference of Data Protection Commissioners* (Brussels: Sept. 17-19, 1997).

"Information Flows on the Global Infobahn: Toward New U.S. Policies," in William J. Drake ed. *The New Information Infrastructure: Strategies for U.S. Policy*, 251-268. New York: The Twentieth Century Fund Press, 1995.

Book Reviews

A New Rulers & Rule-Making in an Information Society. @ Review of *Code and Other Laws of Cyberspace*, by Lawrence Lessig. <http://jurist.law.pitt.edu/lawbooks/revapr00.htm#Reidenberg>.

Newspaper Articles

"Trade Solution Should Avoid Extremes Nations Can Compensate for Unfair Acts By: Adjusting Prices at the Border." *St. Louis Post-Dispatch*, January 24, 1989, at p. 3B. (with Eric B. Schnurer).

DANIEL C. RICHMAN

Journal Articles

"Decisions About Coercion: The Corporate Attorney-Client Privilege Waiver Problem" (March 7, 2007) Fordham Law Legal Studies Research Paper No. 968469

"Institutional Coordination and Sentencing Reform.(Symposium: Punishment Law and Policy)." 84 *Texas Law Review* 2055-2074 (2006)

"The Past, Present, and Future of Violent Crime Federalism." *Crime and Justice* (2006)

AAI Capone's Revenge: An Essay on the Political Economy of Pretextual Prosecution.@ 105 *Columbia Law Review* 583-639 (2005) (with William J. Stuntz).

AThe Story of United States v. Salerno: The Constitutionality of Regulatory Detention.@ SSRN *Fordham Law Legal Studies Research Paper No. 82* (2005)

AThe Right Fight: Enlisted by the Feds, can Police find Sleeper Cells and Protect Civil Rights, Too?@ 29 *Boston Review* 6-11 (December 2004/January 2005).

AProfessional Identity: Comments on Simon.@ 40 *American Criminal Law Review* 1609-1615 (2003).

"Prosecutors and Their Agents, Agents and Their Prosecutors." 103 *Columbia Law Review* 749-832 (2003).

AExpanding the Evidentiary Frame for Cooperating Witnesses.@ 23 *Cardozo Law Review* 893-898 (2001).

A>Project Exile= and the Allocation of Federal Law Enforcement Authority.@ 43 *Arizona Law Review* 369-411 (2001).

AOf Prosecutors and Special Prosecutors: An Organizational Perspective.@ 5 *Widener Law Symposium Journal* 79-97 (2000) (with H. Geoffrey Moulton, Jr.).

"Foreword: The Changing Role of the Federal Prosecutor." 26 *Fordham Urban Law Journal* vii-ix (1999).

"Federal Criminal Law, Congressional Delegation, and Enforcement Discretion." 46 *UCLA Law Review* 757-814 (1999).

"Grand Jury Secrecy: Plugging the Leaks in an Empty Bucket." 36 *American Criminal Law Review* 339-356 (1999).

"The Challenges of Investigating Section 5K1.1 in Practice." 11 *Federal Sentencing Reporter* 75-77 (1998).

"The Process of Terry-Lawmaking." 72 *St. John=s University Law Review* 1043-1051 (1998).

"Old Chief v. United States: Stipulating Away Prosecutorial Accountability?" 83 *Virginia Law Review* 939-990 (1997).

"Bargaining About Future Jeopardy." 49 *Vanderbilt Law Review* 1181-1237 (1996).

"Cooperating Defendants: The Costs and Benefits of Purchasing Information From Scoundrels." 8 *Federal Sentencing Reporter* 292-295 (1996).

"Cooperating Clients." 56 *Ohio State Law Journal* 69-151 (1995).

"Of Laws and Men: An Essay on Justice Marshall's View of Criminal Procedure." 26 *Arizona State Law Journal* 369-402 (1994) (with Bruce A. Green).

"Antitrust Standing, Antitrust Injury, and the Per Se Standard." 93 *Yale Law Journal* 1309-1329 (1984).

Essays, Articles & Chapters in Compilations

"United States v. Salerno: The Constitutionality of Regulatory Detention.", in Carol S. Steiker, ed., *Steiker's Criminal Procedure Stories: An In-Depth Look at Leading Criminal Procedure Cases*, chapter 13. Egon, MN: Thomson/West, 2006

A Profile Exile and the Allocation of Federal Law Enforcement Authority, @ in Bernard E. Harcourt ed. *Guns, Crime, and Punishment in America*, 321-342. New York: New York University Press, 2003.

A The Changing Boundaries Between Federal and Local Law Enforcement, @ in *Boundary Changes in Criminal Justice Organizations*, vol. 2 of *Criminal Justice 2000*, 81-111. Washington, D.C.: National Institute of Justice, 2000.
http://www.ojp.usdoj.gov/nij/criminal_justice2000/vol2_2000.html.

Book Reviews

"Pretrial Procedure in England and Wales." Review of *The Criminal Process: An Evaluative Study*, by Andrew Ashworth. 6 *Criminal Law Forum* 353-367 (1995).

Review of *With Justice for Some: Victims' Rights in Criminal Trials*, by George P. Fletcher. *New York Law Journal*, February 14, 1995, at p. 2.

Review of *Learned Hand: The Man and the Judge*, by Gerald Gunther. *New York Law Journal*, Aug. 30, 1994, at p. 2.

Newspaper Articles

A Rybicki=: The Intangible Rights Theory of Criminal Fraud. @ *New York Law Journal*, January 12, 2004, at p. 4. (with Alan Vinegrad).

"'A U.S.A.' Paints Funny Sider of Southern District of New York." *New York Law Journal*, January 30, 2003, at p. 2. (with Otto G. Obermaier).

"Plugging Prosecutorial Leaks; Why Protect Grand Jury Secrecy, but Not Other Investigative Information?" *Legal Times*, September 20, 1999, at p. S32.

RUSSELL K. ROBINSON

Journal Articles

"Boy Scouts & Burning Crosses: Bringing Balance to the Court=s Lopsided Approach to the Intersection of Equality and Speech." *Fordham University School of Law. Fordham Law Faculty Colloquium Papers*. Working Paper 6. (March 1, 2004).
<http://lsr.nellco.org/cgi/viewcontent.cgi?article=1005&context=fordham/flfc>.

REBECCA ROIPHE

Journal Articles:

"The Most Dangerous Profession." 39 *Connecticut Law Review* 603-665 (2006)

THANE ROSENBAUM

Book

Law Lit: From Atticus Finch to The Practice: a Collection of Great Writing About the Law. New York: New Press (2007).

Journal Articles

"A Tribute to Hannah Arendt." 21 *Tikkun* 81-86 (2006) [with Omer Bartov et al.]

"The Audacity of Aesthetics: The Post-Holocaust Novel and the Respect for the Dead." 27 *Poetics Today* 489-495 (2006)

"Introduction to The Myth of Moral Justice: Why Our Legal System Fails to Do What's Right." 4 *Cardozo Public Law, Policy & Ethics Journal* 3-10 (2006)

"The Romance of Nuremberg and the Tease of Moral Justice in Symposium: The Nuremberg Trials: A Reappraisal and their Legacy." 27 *Cardozo Law Review* 1731- (2006)

Book Reviews

"Mind Games and Memories." Review of *What Can I Do When Everything's on Fire?* by Antonio Lobo Antunes. *Los Angeles Times*, October 5, 2008, at F10.

"Will The Real Liberals Please Stand Up?" Review of *The Future of Liberalism* by Alan Wolfe. *Washington Post*, March 1, 2009, at B7.

Review of *A Tranquil Star Unpublished Stories of Primo Levi* by Primo Levi *Los Angeles Times Book Review* April 22, 2007, pg. 5.

Review of *The Avenger, The Golem: a New Translation of the Classic Play and Selected Short Stories*, by Joachim Neugroschel, *Los Angeles Times Book Review*, August 13, 2006, pg 12

Newspaper Articles

"The 100 Days of Swine and Roses," The Huffington Post, May 2, 2009 available at http://www.huffingtonpost.com/thane-rosenbaum/the-100-days-of-swine-and_b_195094.html.

“All You Need Is . . . Hate: The Moral Contradictions Behind the Effort to Pressure Paul McCartney not to Play in Israel,” *Jewish Week*, September 24, 2008.

“The Conning of Jewish America: Madoff, Rosenblat and a Communal Trust Betrayed,” *Jewish Week*, January 8, 2009.

“Durban the Sequel: Send Out the Clowns,” The Huffington Post, April 25, 2009 available at http://www.huffingtonpost.com/thane-rosenbaum/durban-the-sequel-send-ou_b_191361.html.

“For Israel, Every Day is Groundhog Day,” *Jerusalem Post*, January 15, 2009, at 15.

“He Beat Us To It: Blacks, Jews and the House on Pennsylvania Avenue,” *Jewish Week*, November 4, 2008.

“Mazel Tov, Mr. President-Elect! Now Do We Have Some Advice For You . . . ,” [Op-Ed] *Forward*, November 6, 2008.

“Rx for Toxic Economy: Immigrants,” The Huffington Post, April 16, 2009 available at http://www.huffingtonpost.com/thane-rosenbaum/rx-for-toxic-economy-immi_b_187659.html.

“A Tale of Two Holocaust Travelers,” The Huffington Post, May 15, 2009 available at http://www.huffingtonpost.com/thane-rosenbaum/a-tale-of-two-holocaust-t_b_203800.html.

“Unlike Madoff, European Insurers Remain At Large,” The Huffington Post, April 7, 2009 available at http://www.huffingtonpost.com/thane-rosenbaum/unlike-madoff-european-in_b_184341.html.

“Victory is an Orphan in Iraq,” *Wall Street Journal*, September 18, 2008, at A23.

“The War on Terror Has Not Gone Away: Despite Economic Woes, This is No Time to Let our Guard Down,” [Op-Ed] *Wall Street Journal*, December 29, 2008, at A11.

“Why Has Al Qaeda Not Attacked US Homeland Again?” The Wall Street Journal, June 11, 2008 Wednesday, Section A; Column 4; Pg. 22.

“The President Has Kept Us Safe,” The Wall Street Journal, May 30, 2008 Friday, Section A; Column 1; Pg. 15.

“Balance Still Due on Holocaust,” The New York Sun, May 5, 2008, at pg. 9.

“The Counterterrorism Club,” The Wall Street Journal, July 18, 2007, Section A; Column 1; at pg. 15.

“Sarkozy's Brave Move,” The New York Sun, February 25, 2008, at pg. 9.

"Anne, Still At Center Of Shoah Universe," *The Jewish Week*, February 22, 2007.

"Detecting Deeper Meaning," Theater ("The Merchant of Venice" and "The Jew of Malta"), *The New York Sun*, February 21, 2007.

"Iran's Caricature of a Contest," *Los Angeles Times*, Op-Ed Section, August 20, 2006.

"Looking Back At a Musical Milestone," Theater ("Les Miserable"), November 8, 2006.

"Passion of Mel Gibson: The Acting," *The New York Sun*, Op-Ed Section, August 1, 2006.

"Red State Jews," *The Wall Street Journal*, Op-Ed Section, August 9, 2006.

"Security is Necessary for Freedom to Exist," *The Australian*, Op-Ed Section, September 1, 2006.

"We The Jury Find We Can't Get Enough: American Jurisprudence Makes for Some Mighty Fine Entertainment," *Los Angeles Times*, Op-Ed Section, April 12, 2007.

AARON J. SAIGER

Journal Articles

"Local Government without Tiebout," 41 *Urban Lawyer* 93-145 (2009).

"The Role of Empirical Research in Informing the Debates about the Constitutionality of School Choice," 1 *Journal of School Choice* 123 (2006).

"School Choice and States' Duty to Support 'Public' Schools," 48 *Boston College Law Review* 909 (2007).

"The Last Wave: The Rise of the Contingent School District." 84 *North Carolina Law Review* 857-926 (2006)

AConstitutional Partnership and the States.@ 73 *Fordham Law Review* 1439-1462 (2005).

ALegislating Accountability: Standards, Sanctions, and School District Reform.@ 46 *William & Mary Law Review* 1655-1732 (2005).

ADisestablishing Local School Districts as a Remedy for Educational Inadequacy.@99 *Columbia Law Review* 1830-1870 (1999).

ADrug Legalization: The Importance of Asking the Right Question.@ 18 *Hofstra Law Review* 527-565 (1990) (with Mark A. R. Kleiman).

Essays, Articles & Chapters in Compilations

AThe Federal Role in Crime Control,@ in James Q. Wilson and Joan Petersilia eds. *Crime*, 445-462. San Francisco: ICS Press, 1995. (with John J. DiIulio, Jr. and Steven K. Smith).

ADrug Policies and Problems: The Promise and Pitfalls of Cross-National Comparison,@ in Nick Heather ed. *Psychoactive Drugs and Harm Reduction: From Faith to Science*, 103-117. London: Whurr Publishers, 1993. (with Robert J. MacCoun et al.).

Thesis

ATaking Over: Federalism, Deterrence, and the Search for Educational Accountability.@ Ph.D. diss., Princeton University, 2004.

Other

National Assessment of the Byrne Formula Grant Program. Washington, D.C.: U.S. Dept. of Justice, Office of Justice Programs, National Institute of Justice, 1997 (with Terence Dunworth and Peter Haynes).

Drugs and Crime in Public Housing : A Three-city Analysis. Washington, D.C. : U.S. Dept. of Justice, Office of Justice Programs, National Institute of Justice, 1994 (with Terence Dunworth).

State Strategic Planning under the Drug Control and System Improvement Formula Grant Program in the United States, 1990. Ann Arbor, Mich.: Inter-University Consortium for Political and Social Research, 1993. (with Terence Dunworth).

SUSAN SCAFIDI

Journal Articles

“F.I.T.: Fashion as Information Technology,” 59 *Syracuse Law Review* 69-90 (2008) (selected for *Intellectual Property Law Review*. 2009 ed., St. Paul, MN: Thomson/West, 2009).

Essays, Articles & Chapters in Compilations

Counterfeit Chic, <http://counterfeitchic.com> (blog updated several times weekly).

“Is Today a Holiday?” *Concurring Opinions*, October 13, 2008, available at http://www.concurringopinions.com/archives/2008/10/is_today_a_holi.html.

“Pro and Con on the Pro-IP Act,” *Concurring Opinions*, October 14, 2008, available at http://www.concurringopinions.com/archives/2008/10/pro_and_con_on.html.

“Spike This Heel!” *Concurring Opinions*, October 1, 2008, available at http://www.concurringopinions.com/archives/2008/10/spike_this_heel.html.

“What’s an Academic Book and Does It Still Matter?” *Concurring Opinions*, November 18, 2008, available at http://www.concurringopinions.com/archives/2008/11/whats_scholarsh.html.

“Intellectual Property and Fashion Design” in *Intellectual Property and Information Wealth: Issues and Practices in the Digital Age*, pgs 115 - Vol. I, p. 115 (ed. Peter K. Yu) (2006).

DAVID A. SCHMUDDE

Books

Federal Tax Liens, Fourth Edition--2008 Supplement. Philadelphia, Pa: American Law Institute-American Bar Association Committee on Continuing Professional Education (2008).

A Practical Guide to Mortgages and Liens. Philadelphia: American Law Institute-American Bar Association Publications, 2004.

Federal Tax Liens. 4th edition. Philadelphia: American Law Institute-American Bar Association Committee on Continuing Professional Education, 2001. Supplement 2003.

Journal Articles

"Responding to the Subprime Mess: The New Regulatory Landscape," ___ *Fordham Corporate & Finance Law Review* ___ (2009) (forthcoming).

The Tax Consequences of Mortgages. @ 19 *The Practical Tax Lawyer* 31-41 (2004).

What You Should Know about Construction Financing. @ 20 *The Practical Real Estate Lawyer* 51-62 (2004).

Obtaining the Release of a Federal Tax Lien. @ 16 *The Practical Tax Lawyer* 15-19 (February 2002).

Administrative Appeal of a Federal Tax Lien: A Primer. @ 18 *Real Estate Tax Digest* 101-102 (2000).

Constitutional Aspects of State Income Taxation. @ 1999 *Detroit College of Law at Michigan State Law Review* 95-169 (2000).

"Tax Depreciation and Gain Recapture Allocation for Real Estate Partnerships." 16 *Real Estate Digest* 171 and 187-196 (1998).

Closing Remarks. @ 1 *Fordham Finance, Securities & Tax Law Forum* 103-104 (1996).

"Complete Guide to Tax Related Statutes of Limitations." 10 *Practical Tax Lawyer* 5-14 (1996).

"How to Represent Clients Facing Possible Criminal Tax Charges." 8 *Practical Tax Lawyer* 13-14 (1994).

"Marital Dissolution Presents Planning Opportunities." 49 *Taxation for Accountants* 268-273 (1992). Reprinted in 21 *Taxation for Lawyers* 210-215 (1993).

"Should Your Married Clients File Joint Returns?" 6 *Practical Tax Lawyer* 43- 56(Summer 1992).

"Like-Kind Exchanges." 7 *Joint Taxation Inventory Journal* 172-176 (1990).

"Choosing an Entity to Own Real Estate." 6 *Joint Taxation Inventory Journal* 341-344 (1989).

"Limitations on Investment Interest Deductions." 5 *Joint Taxation Inventory Journal* 307-311 (1988).

"Master Limited Partnerships and Publicly Traded Partnerships." 6 *Joint Taxation Inventory Journal* 46-49 (1988).

"How the Alternative Minimum Tax will Affect Investments in Real Estate." 5 *Joint Taxation Inventory Journal* 69-73 (1987).

"How the Passive Loss Limitation Affects Real Estate." 4 *Joint Taxation Inventory Journal* 280-285 (1987).

"Foreclosures and Abandonment of Mortgaged Property." 3 *Joint Taxation Inventory Journal* 245-249 (1986).

"Tax Consequences of Net Lease Transactions." 4 *Joint Taxation Inventory Journal* 87-91 (1986).

"Mortgage Interest Under the New Original Issue Discount Rules." 2 *Journal of Taxation of Investments* 256-260 (1985).

"Special Partnership Allocations in a Nonrecourse Debt Situation." 3 *Journal of Taxation of Investments* 92-96 (1985).

AEvaluating Vacation Homes as Investments.@ 2 *Journal of Taxation of Investments* 36-41 (1984).

"Tax Incentives of Rehabilitation Expenses." 2 *Journal of Taxation of Investments* 258-262 (1984).

ATips on Evaluating a Syndication Offering.@ 1 *Journal of Taxation of Investments* 62-67 (1983).

Newspaper Articles

"Leases, Closings, Broker Deals Affected by Recent Tax Changes." *National Law Journal*, July 25, 1988, at p. 15. (with Martin M. Shenkman).

DONALD L. SHARPE

Journal Articles

"Recent Developments in the Law Affecting Corporate Counsel." 42 *Tort Trial and Insurance Practice Law Journal* 355 - (2007) [with Joshua Sohn, Qiana Smith and Stacey Young]

"Unfair Business Competition and the Tax on Income Destined Charity: Forty-Six Years Later." 3 *Florida Tax Review* 367-469 (1996).

"Non-Exempt Charitable Trusts and the Private Foundation Rules." 110 *Trusts and Estates* 101-104 (1971).

"Irrevocable Trust: Some Benefits and Risks Compared With Revocable Trust: How to Provide for the Possibility of Statutory and/or Administrative Changes." 28 *New York University Institute of Federal Taxation* 941-973 (1970).

"New >Hobby Loss= Rule is Tougher but >Engaged in for Profit= Dilemma Remains." 32 *Journal of Taxation* 289-291 (1970).

"Private Charitable Foundations After Tax Reform." 56 *American Bar Association Journal* 447-452 (1970) (with Nathaniel L. Goldstein).

"What the Taxpayer Should Do to Have the Courts Recognize His Farm as a Business." 28 *Journal of Taxation* 48-52 (1968).

"Has There Been a Swing to Stricter Tests for Farm Loss Deductions?" 27 *Journal of Taxation* 348-351 (1967).

ALISON SHEA

Journal Articles

"Separating State from Church: Researching the Law of the Vatican City," 99 *Law Library Journal* 589 (2007) [with Stephen E. Young].

"It's Pracademic: Maximizing Efficiencies in the Library School Curriculum Through Real World Projects," 12 *AALL Spectrum* 20 (2007)

Book Reviews

Review of *Regulatory Law in Ireland*, 36 *Journal of International Legal Information* ____ (2009)

Review of *Mergers & Acquisitions: A Practical Global Guide*, 27 *Legal Information Alert* 8 (September 2008)

Review of *The Emerging Principles of International Competition Law*, 27 *Legal Information Alert* 11 (May 2008)

Review of *Conflict of Laws Within the UK* by Kirsty Hood. 27 *Legal Information Alert* 11 (March 2008).

Essays, Articles & Chapters in Compilations:

"Researching the Law of the Vatican City State," *Globalex*, November 2007 at <http://www.nyulawglobal.org/globalex/Vatican.htm>. [with Stephen E. Young]. [Update April 2009]

SANDRA SHERMAN

Journal Article

"The Spirituality of Trees in Later Seventeenth Century Horticulture," 14 *1650-1850: Ideas*,

Aesthetics, and Inquiries in the Modern Era 129 (2007).

ANDREW B. SIMS

Journal Articles

(Moderator) "Panel on Defamation in Sports." 15 *Fordham Intellectual Property Law Journal* 335-390 (2005).

"Food for the Lions: Excessive Damages for Newsgathering Torts and the Limitations of Current First Amendment Doctrines." 78 *Boston University Law Review* 507-563 (1998).

"Food Lion and the Media's Liability for Newsgathering Torts: A Symposium Preview." 7 *Fordham Intellectual Property, Media Entertainment Law Journal* 389-399 (1997).

"Tort Liability for Physical Injuries Allegedly Resulting from Media Speech: A Comprehensive First Amendment Approach." 34 *Arizona Law Review* 231-292 (1992).

"Right of Publicity: Survivability Reconsidered." 49 *Fordham Law Review* 453-499 (1981).

LYN KENNEDY SLATER

Journal Articles

Report of the Parent Self-Advocacy Working Group. 70 *Fordham Law Review* 405-410 (2001).

TERRY SMITH

Journal Articles

"Speaking Against Norms: Public Discourse and the Economy of Racialization in the Workplace," 57 *American University Law Review* 523 (2008).

"Autonomy Versus Equality: Voting Rights Rediscovered." 57 *Alabama Law Review* 261-302 (2005)

"Equal Favoritism under the Law and Intelligent Design in Redistricting." 74 *Fordham Law Review* 2259-2269 (2006)

"White Dollars, Black Candidates: Inequality and Agency in Campaign Finance Law." 57 *South Carolina Law Review* 731- 743 (2006)

Everyday Indignities: Race, Retaliation and the Promise of Title VII. 34 *Columbia Human Rights Law Review* 529-574 (2003).

Race and Money in Politics. 79 *North Carolina Law Review* 1469-1522 (2001).

Parties and Transformative Politics. 100 *Columbia Law Review* 845-872 (2000).

"A Black Party? Timmons, Black Backlash and the Endangered Two-Party Paradigm." 48 *Duke Law Journal* 1-73 (1998).

"Reinventing Black Politics: Senate Districts, Minority Vote Dilution, and the Preservation of the Second Reconstruction." 3 *Hastings Constitutional Law Quarterly* 277-356 (1998).

"Rediscovering the Sovereignty of the People: The Case for Senate Districts." 75 *North Carolina Law Review* 1-74 (1996).

"Election Law: Election Laws and First Amendment Freedoms - Confusion and Clarification by the Supreme Court." 1988 *Annual Survey of American Law* 597-638 (1988).

GEMMA SOLIMENE

Essays, Articles & Chapters in Compilations

"Federal Rules: What Every Municipal Lawyer Needs to Know about the Changes," in *Second Annual Municipal Law Institute*, 485-494. New York: Practising Law Institute, 2002.

RICHARD SQUIRE

Journal Articles

"The Case for Symmetry in Creditors Rights," 118 *Yale Law Journal* 806 (2009).

"The Case for Symmetry in Creditors' Rights" (February 19, 2008). Fordham Law Legal Studies Research Paper No. 1095430 Available at SSRN: <http://ssrn.com/abstract=1095430>

"Law and the Rise of the Firm." 119 *Harvard Law Review* 1333-1403 (2006) [with Henry Hansmann and Reiner Kraakman]

"Antitrust and the Supremacy Clause." 59 *Stanford Law Review* 77-130 (2006)

"The New Business Entities in Evolutionary Perspective." 2005 *University of Illinois Law Review* 5-14 (2005) [with Henry Hansmann and Reiner Kraakman]

LINDA F. SUGIN

Books

The Individual Tax Base: Cases, Problems and Policies in Federal Taxation. St. Paul, Minn.: West Group, 2002 (with Laurie M. Malman, Lewis D. Solomon and Jerome M. Hesch).

Journal Articles

"Introduction (Symposium: Nonprofit Law, Economic Challenges, and the Future of Charities)," 76 *Fordham Law Review* 517 (2007).

"Let the Beachcomber Drown: Why Taxing Endowment is Unjust," (February 29, 2008) Fordham Legal Studies Research Paper No. 959710.

“Resisting the Corporatization of Nonprofit Governance: Transforming Obedience into Fidelity,”
76 Fordham Law Review 893 (2007).

“Why Endowment Taxation is Unjust.” Fordham Legal Studies Research Paper No. 959710
(January 28, 2007)

“Encouraging Corporate Charity.” *SSRN Fordham Legal Studies Research Paper No*
887354 (2006)

A Sustaining Progressivity in the Budget Process: A Commentary on Gale & Orszag's *An Economic Assessment of Tax Policy in the Bush Administration, 2001-2004*. @ *45 Boston College Law Review* 1259-1284 (2004).

A Theories of Distributive Justice and Limitations on Taxation: What Rawls Demands from Tax Systems. @ *72 Fordham Law Review* 1991-2014 (2004).

A What is Happening to the Tax Expenditure Budget? @ *104 Tax Notes* 763-766 (2004).

"Tax Expenditure Analysis and Constitutional Decisions." *50 Hastings Law Journal* 407-474 (1999).

"Theories of the Corporation and the Tax Treatment of Corporate Philanthropy." *41 New York Law School Law Review* 835-879 (1997).

"Nonrecourse Debt Revisited, Restructured and Redefined." *51 Tax Law Review* 115-174 (1995).

"First Amendment Rights of Military Personnel: Denying Rights to Those Who Defend Them." *62 New York University Law Review* 855-890 (1987).

JOSEPH C. SWEENEY

Books

Aviation Law: Cases, Laws and Related Sources. Ardsley, NY: Transnational Publishers, 2006. [with Paul B. Larsen and John E. Gillick]

The Law of Marine Collision. Centerville, Md.: Cornell Maritime Press, 1998 (with Nicholas J. Healy).

(Editor) *International Regulation of Maritime Transportation*. Proceedings of the Annual Fordham Corporate Law Institute. New York: Matthew Bender, 1978.

(Editor) *International Project Finance*. Proceedings of the Annual Fordham Corporate Law Institute. New York: Matthew Bender, 1975.

Journal Articles

"The Lexington: The New Jersey Steam Navigation Co. v. Merchants' Bank of Boston. (Eighth Nicholas Healy Lecture: Admiralty's Greatest Hits)," *39 Journal of Maritime Law and Commerce*

65 (2008).

"Guantanamo and U.S. Law," 30 *Fordham International Law Journal* 673 (2007).

"The Silver Oar and other Maces of the Admiralty: Admiralty Jurisdiction in America and the British Empire." 38 *Journal of Maritime Law and Commerce* 159-175 (2007)

"Dedication to Professor Valentine Korah." 28 *Fordham International Law Journal* VI-IX. (2005)
[with Roger J. Goebel]

"International Law at Fordham Law School." 29 *Fordham International Law Journal* 1139
(2006)

ACrossing the Himalayas: Exculpatory Clauses in Global Transport. @ 36 *Journal of Maritime Law & Commerce* 155-199 (2005).

AThe Just War Ethic in International Law. @ 27 *Fordham International Law Journal* 1865-1903
(2004).

ALudwik A. Teclaff (1918-2003): A Tribute. @ 27 *Fordham International Law Journal* 1859-1864
(2004).

ATwenty-Five Years of the Fordham International Law Journal. @ 25 *Fordham International Law Journal* 541-562 (2002).

ALimitation of Shipowner Liability: Its American Roots and Some Problems Particular to Collision. @ 32 *Journal of Maritime Law and Commerce* 241-277 (2001).

(Panelist) ACollision, Towage, Salvage and Limitation of Liability. @ 24 *Tulane Maritime Law Journal* 405-437 (2000).

ACollisions. @ 31 *Journal of Maritime Law and Commerce* 251-261 (2000).

ARumpelheimer v. Haddock: Port to Port. @ 31 *Journal of Maritime Law and Commerce* 551-557
(2000).

"Collision Law in the Next Millennium." 73 *Tulane Law Review* 1803-1809 (1999).

"An Overview of Commercial Salvage Principles in the Context of Marine Archaeology." 30
Journal of Maritime Law and Commerce 185-203 (1999).

AThe Prism of COGSA. @ 30 *Journal of Maritime Law and Commerce* 543-583 (1999).

"The Law of Marine Collision and Radar." 35 *Professional Mariner* 64-69 (1998) (with Nicholas
J. Healy).

ATwenty Years of the Fordham International Law Journal. @ 20 *Fordham International Law Journal* 1-17 (1996).

"Admiralty Law of Arthur Browne." 26 *Journal of Maritime Law & Commerce* 58-132 (1995).

"Collisions Involving Tugs and Tows." 70 *Tulane Law Review* 581-603 (1995).

ALitigation with a Foreign Flavor: The Warsaw Convention.@ 59 *Journal of Air Law of Commerce* 907-942 (1994) (with Lee S. Kreindler).

"Treaty on Terminal Operator Liability in International Trade." 25 *Journal of Maritime Law & Commerce* 339-392 (1994) (with Paul B. Larsen et al.).

"United Nations: Reflections on Fifty Years, 1945-1995." 18 *Fordham International Law Journal* 1-5 (1994).

"Happy Birthday, Harter: A Reappraisal of the Harter Act on its 100th Anniversary." 24 *Journal of Maritime Law and Commerce* 1-42 (1993).

"International Panel: Comparative Approaches to Media Protection." 3 *Fordham Entertainment, Media & Intellectual Property Law Forum* 203-238 (1993) (with Ben Caspit, Andrea Hanlor, and David A. Schultz).

ASupreme Court Again Rejects Constitutional Limits on Punitive Damages.@ 10 *Lloyds Maritime Law Newsletter* 1-2 (July 1, 1993).

"Establishing Fault in Collision Cases." 23 *Journal of Maritime Law & Commerce* 337-367 (1992) (with Nicholas J. Healy).

"Starboard Hand Rule Under the 1972 Collision Regulations." 23 *Journal of Maritime Law & Commerce* 263-280 (1992) (with Nicholas J. Healy).

AThe Uniform Regime Governing the Liability of Maritime Carriers.@ 1992 *Il Diritto Marittimo* 964-98 (1992). Reprinted in *Cargo Liability and the Carriage of Goods by Sea Act (COGSA)*, Hearing Before the Subcomm. on Merchant Marine of the House Comm. on Merchant Marine & Fisheries, 102d Cong., 2d Sess. 142-168 (1992).

"New U.N. Convention on Liability of Terminal Operators in International Trade." 14 *Fordham International Law Journal* 1115-1138 (1991).

"UNCITRAL and The Hamburg Rules -- The Risk Allocation Problem in Maritime Transport of Goods." 22 *Journal of Maritime Law & Commerce* 511-538 (1991).

ABasic Principles of Collision Law.@ 1990 *Il Diritto Marittimo* 574-636 (1990) (with Nicholas J. Healy). A later version appeared in 22 *Journal of Maritime Law & Commerce* 359-404 (1991) and was reprinted in Robert M. Jarvis ed. *An Admiralty Law Anthology*, 81-90. Cincinnati: Anderson Publishing Co., 1995.

"From Columbus to Cooperation -- Trade and Shipping Policies from 1492 to 1992." 13 *Fordham International Law Journal* 481-523 (1990).

"1991 Diplomatic Conference on Uniform Liability Rules for Operators of Transport Terminals." 21 *Journal of Maritime Law & Commerce* 449-479 (1990) (with Paul B. Larsen et al.).

"Protection of the Environment in the United States." 1 *Fordham Environmental Law Report* 1-45 (1989).

"The Uniform Rules on the Liability of Operators of Transport Terminals." 20 *Journal of Maritime Law & Commerce* 21-54 (1989) (with Paul B. Larsen and Patrick J. Falvey).

"Introduction to RICO." 12 *Tulane Maritime Law Journal* 7-10 (1987).

ALa Politics de Distribucion de Riesgas en el Transporte Maritimo de Mercancias.@ *Estudias Juridicos* 769-778 (1984).

AControl of Vessel Pollution and Liability Regimes.@ 1983 *Il Diritto Marittimo* 469-489 (1983) (with Ludwik A. Teclaff).

AJudicial Review of Arbitral Proceedings.@ 5 *Fordham International Law Journal* 253-276 (1982).

"Compromise Provisions Regarding In Rem Procedures." 27 *American Journal of Comparative Law* 407-419 (1979).

ALes Regles de Hambourg: Le Point de Vue d'un Juriste Anglo-Saxon.@ *Le Droit Maritimo Français* 323-335 (1979).

"UNCITRAL Draft Convention on Carriage of Goods by Sea, Part 5." 8 *Journal of Maritime Law* 167-194 (1977).

"UNCITRAL Draft Convention on Carriage of Goods by Sea, Part 4 ." 7 *Journal of Maritime Law* 615-670 (1975-1976).

"UNCITRAL Draft Convention on Carriage of Goods by Sea, Part 3." 7 *Journal of Maritime Law* 487-503 (1975-1976).

"UNCITRAL Draft Convention on Carriage of Goods by Sea, Part 2." 7 *Journal of Maritime Law* 327-350 (1975-1976).

"UNCITRAL Draft Convention on Carriage of Goods by Sea, Part 1." 7 *Journal of Maritime Law* 69-125 (1975-1976).

AEnvironmental Protection by Coastal States: The Paradigm from Marine Transport of Petroleum.@ 4 *Georgia International & Comparative Law* 278-306 (1974).

"Abolition of Wage Garnishment." 38 *Fordham Law Review* 197-224 (1969).

"Oil Pollution of the Oceans." 37 *Fordham Law Review* 155-208 (1968). Reprinted in 33 *American Trial Lawyer Journal* 289-310 (1969).

AProportional Fault in Both to Blame Collisions.@ 1964 *Il Diritto Marittimo*, 549-574 (1964).

Essays, Articles & Chapters in Compilations

"Navigation in Restricted Visibility Under the 1972 Collision Regulations," in Walter Müller, Alexander von Ziegler and Thomas Burckhardt. *Internationales Recht auf See and Binnengewassern* 299-309. Zürich: Schulthess, 1993. (with Nicholas J. Healy).

AArticle Six of the Hamburg Rules,@ in Samir Mankabady ed. *The Hamburg Rules* 151-165. Boston: A.W. Sijthoff, 1978.

AThe New Hague Rules,@ in Edgar Gold ed. *New Directions in Maritime Law* 129-139. Halifax, Nova Scotia, Canada: Dalhousie University, 1978.

A Private Damages from Oil Spills in a Marine Environment, @ in *Assessing the Social Impacts of Oil Spills*, 27-33. Rensselaerville, N.Y.: Institute on Man and Science, 1974.

Book Reviews

Review of *The Law of Tug, Tow, and Pilotage*, 3rd edition, by Alex L. Parks and Edward V. Cattell, Jr. 26 *Journal of Maritime Law and Commerce* 475-477 (1995).

Review of *Transport Laws of the World*, compiled and edited by Don Hill and Malcolm Evans. 74 *American Journal of International Law* 239-240 (1980).

Review of *CIF and FOB Contracts*, by David M. Sasoon. 8 *Columbia Journal of Transnational Law* 362- 364 (1979).

Review of *The Boston Massacre*, by Hiller B. Zobel. 39 *Fordham Law Review* 174-181 (1970).

OLIVIER SYLVAIN

Journal Articles

“Contingency and the ‘Networked Information Economy’: A Critique of ‘the Wealth of Networks’,” 4 *International Journal of Technology* 203-210 (2008).

JESSI TAMAYO

Journal Article

“Clinical Genesis in Miami,” 75 *University of Missouri Kansas City Law Review* 1137 (2007) [with Anthony V. Alfieri, Maryanne Stanganelli and Wendi Adelson].

STEVEN THEL

Books

Cumulative Supplement to Contract Enforcement: Specific Performance and Injunctions. New York: Aspen Publishers, 2009.

Cumulative Supplement to Investment Management Law and Regulation, 2nd ed. New York: Aspen Publishers, 2008 [with Harvey E. Bines].

Cumulative Supplement to Investment Management Law and Regulation (New York: Aspen, 2007) [with Harvey E. Bines].

Cumulative Supplement to Contract Enforcement: Specific Performance and Injunctions (New York: Aspen, 2007).

Annual Update to Contract Enforcement: Specific Performance and Injunctions. Boston: Little, Brown, 2007.

2005 Cumulative Supplement to Investment Management Law and Regulation. New York: Aspen

Publishers, 2005 [with Harvey E. Bines]

Investment Management Law and Regulation, 2nd edition. New York: Aspen Publishers, 2004 (with Harvey E. Bines).

Supplements to Edward Yorio *Contract Enforcement: Specific Performance and Injunctions*. Boston: Little Brown, & Co., 1989 - current.

Journal Articles

"Free Writing," 33 *Journal of Corporation Law* 941-981 (2008).

"The Role of Disgorgement in Contract Law," Fordham Law Legal Studies Research Paper No. 1353402 (2009), available on SSRN: <http://ssrn.com/abstract=1353402> [with Peter Siegelman].

"Willfulness vs. Expectation: A Promise-Based Defense of Willful Breach Doctrine," 107 *Michigan Law Review* 1517-1532 (2009). [with Peter Siegelman].

"Of Equal Wrongs and Half Rights," 82 *New York University Law Review* 738 (2007) [with Gideon Parchomovsky and Peter Siegelman].

"Investment Management Arrangements and the Federal Securities Laws." 58 *Ohio State Law Journal* 459-518 (1997) (with Harvey Bines).

"Statutory Findings and Insider Trading Regulation." 50 *Vanderbilt Law Review* 1089-1134 (1997). Reprinted in 30 *Securities Law Review* 603-646 (1998).

"Section 12(2) of the Securities Act: Does Old Legislation Matter?" 63 *Fordham Law Review* 1183-1202 (1995).

"\$850,000 in Six Minutes -- The Mechanics of Securities Manipulation." 79 *Cornell Law Review* 219-298 (1994). Reprinted in 27 *Securities Law Review* 119-198 (1995).

"The Promissory Basis of Past Consideration." 78 *Virginia Law Review* 1045-1101 (1992) (with Edward Yorio).

"The Genius of Section 16: Regulating the Management of Publicly Held Companies." 42 *Hastings Law Journal* 391-503 (1991).

"The Original Conception of Section 10(b) of the Securities Exchange Act." 42 *Stanford Law Review* 385-464 (1990). Reprinted in 23 *Securities Law Review* 85-164 (1991).

"The Promissory Basis of Section 90." 101 *Yale Law Journal* 111-167 (1991) (with Edward Yorio).

"Section 20(d) of the Securities Exchange Act: Congress, the Supreme Court, the SEC and the Process of Defining Insider Trading." 69 *North Carolina Law Review* 1261-1269 (1991).

"Securities Law." 34 *Loyola Law Review* 1029-1059 (1989).

"Closing a Loophole: Insider Trading in Standardized Options." 16 *Fordham Urban Law Journal* 573-576 (1988).

"Regulation of Manipulation Under Section 10(b): Securities Prices and the Text of the Securities Exchange Act of 1934." 1988 *Columbia Business Law Review* 359-440 (1988).

Book Reviews

Review of *Bromberg and Ribstein on Partnership*, by Alan R. Bromberg and Larry E. Ribstein. 45 *Business Lawyer* 1381-1385 (1990).

CHANTAL THOMAS

Journal Articles

"From the International to the Local in Feminist Legal Responses to Rape, Prostitution/Sex Work, and Sex Trafficking: Four Studies in Contemporary Governance Feminism." 29 *Harvard Journal of Law & Gender* 335-423 (2006) [with Janet Halley, Prabha Kotiswaran and Hila Shamir]

"Max Weber, Talcott Parsons and the sociology of legal reform: a reassessment with implications for law and development." 15 *Minnesota Journal of International Law* 383-424 (2006)

"Challenges for Democracy and Trade: The Case of the United States." 41 *Harvard Journal on Legislation* 1-27 (2004).

"Should the World Trade Organization Incorporate Labor and Environmental Standards?" 61 *Washington & Lee Law Review* 347-404 (2004).

"Disciplining Globalization: International Law, Illegal Trade, and the Case of Narcotics." 24 *Michigan Journal of International Law* 549-575 (2003).

"Domestic Violence in Legal Education and Legal Practice: a Dialogue Between Professors and Practitioners." 11 *Journal of Law and Policy* 409-491 (2003).

"The Dynamic of Institutional Discrepancies and Growing Contradiction Within the International Economic Order." 16 *Leiden Journal of International Law* 858-860 (2003).

"Poverty Reduction, Trade, and Rights." 18 *American University International Law Review* 1399-1424 (2003).

"Globalization in Financial Services - What Role for GATS?" 21 *Annual Review of Banking Law* 323-333 (2002).

"Trade-Related Labor and Environment Agreements?" 5 *Journal of International Economic Law* 791-819 (2002).

"Balance-of-Payments Crises in the Developing World: Balancing Trade, Finance and Development in the New Economic Order." 15 *American University International Law Review* 1249-1277 (2000).

"Constitutional Change and International Government." 52 *Hastings Law Journal* 1-46 (2000).

A Critical Race Theory and Postcolonial Development Theory: Observations on Methodology. @ 45 *Villanova Law Review* 1195-1220 (2000).

A Forgiveness and International Amnesty. @ 27 *Fordham Urban Law Journal* 1428-1445 (2000) (with Penelope Andrews et al.).

A Globalization and the Reproduction of Hierarchy. @ 33 *University of California at Davis Law Review* 1451-1501 (2000).

A International Debt Forgiveness and Global Poverty Reduction. @ 26 *Fordham Urban Law Journal* 1711-1725 (2000).

"Causes of Inequality in the International Economic Order: Critical Race Theory and Postcolonial Development." 9 *Transnational Law and Contemporary Problems* 1-15 (1999).

A Comparing the >1990s-style= and >1980s-style= Debt Crises. @ 93 *Proceedings of the Annual Meeting of the American Society of International Law* 135-136 (1999).

A Does the >Good Governance= Policy of the Bretton Woods Institutions Privilege Markets at the Expense of Democracy? @ 14 *Connecticut Journal of International Law* 551-562 (1999).

"Transfer of Technology in the Contemporary International Order." 22 *Fordham International Law Journal* 2096-2111 (1999).

"Customary International Law and State Taxation of Corporate Income: The Case for the Separate Accounting Method." 14 *Berkeley Journal of International Law* 99-136 (1996).

"Developing Countries and Multilateral Trade Agreements: Law and the Promise of Development," 108 *Harvard Law Review* 1715-1732 (1995).

"Administrative Law -- Administrative Procedure Act -- D.C. Circuit Holds That Trade Representative's Failure to Prepare Environmental Impact Statement for NAFTA Is Not Reviewable Under the Administrative Procedure Act," 107 *Harvard Law Review* 1819-1824 (1994).

Essays, Articles & Chapters in Compilations

"Trade-Related Labor and Environment Rights Agreements?" @ in E Kwan Choi and James C. Harrigan eds. *Handbook of International Trade*, Vol. II: *Economic and Legal Analyses of Trade Policy and Institutions*, 107-133. Malden, Mass.: Blackwell, 2003.

JANET R. TRACY

Books

Professional Staffing and Job Security in the Academic Law Library. New York: Glanville Publishers, 1988 (with Joyce Saltalamachia).

Lex: A Bibliography of Legal Sources for the Layman. New York: Metro Library Association, 1980.

Journal Articles

"Memorial: Ludwik A. Teclaff (1918-2003)." 95 *Law Library Journal* 741-742 (2003).

"Bibliography to the Conference on the Delivery Legal Services to Low-Income Persons: Professional and Ethical Issues." 67 *Fordham Law Review* 2731-2786 (1999) (with Fordham Law School Library's Reference Staff).

A Digital Facsimile: Columbia Law Library and the Pacific Northwest Library Facsimile Networks. @ *Library Hi-Tech* 9-14 (Winter 1983).

Book Reviews

Review of *New York Legal Research Guide*, by Ellen Gibson. 81 *Law Library Journal* 322-324 (1989).

WILLIAM M. TREANOR

Books

The Original Understanding of the Takings Clause. Washington, D.C.: Georgetown University, 1998.

Journal Articles

"Against Textualism," 103 *Northwestern Law Review* 983 (2009).

"Dean Mary Daly: A Tribute," 77 *Fordham Law Review* 1221-1224 (2009).

"Introduction to Keynote Address: A Community of Reason and Rights," 77 *Fordham Law Review* 583-585 (2008).

"Take-Ins," 45 *San Diego Law Review* 633-644 (2008).

"Father Charles Whelan: A Career in the Service of Others," 75 *Fordham Law Review* 2831 (2007).

"Taking Text Too Seriously: Modern Textualism, Original Meaning, and the Case of Amar's Bill of Rights," 106 *Michigan Law Review* 487 (2007-2008).

"Welcome and Introduction: A Tribute to Honorable George Bundy Smith, Associate Judge of the NY State Court of Appeals," 34 *Fordham Urban Law Journal* 1147 (2007).

"Introduction: One Hundred Years of International Law at Fordham University." *Fordham International Law Journal* (2006)

"Judge Marilyn Hall Patel: A Dedication. Symposium: Symposium on Rethinking Judicial Selection: A Critical Appraisal of Appointive Selection for State Court Judges. 34 *Fordham*

Urban Law Journal 1- 2 (2007)

“Original Understanding and the Whether, Why, and How of Judicial Review.” *Yale Law Journal Pocket Part* (2007)

“Process Theory, Majoritarianism, and the Original Understanding: Symposium Minimalism versus Perfectionism in Constitutional Theory .” *75 Fordham Law Review* 2989- (2007)

“Stein Center Conference: Professional Challenges in Large Firm Practices: Marilyn & Edward Bellet: A Dedication.” *33 Fordham Urban Law Journal* 1(5) (2005)

“Tribute: Father Charles Whelan: A Career in the Service of Others.” *75 Fordham Law Review* 2831- (2007)

"Taking Text Too Seriously: Modern Textualism, Original Meaning, and the Case of Amar's Bill of Rights" (March 26, 2007). Fordham Law Legal Studies Research Paper No. 976395

"The War Powers Outside the Courts.(Symposium: War, Terrorism, and Torture: Limits on Presidential Power in the 21st Century)." *81 Indiana Law Journal* 1333-1344 (2006)

“Introduction: The Jurisprudence of Justice Stevens.” *74 Fordham Law Review* 1557-1559 (2006)

“Introduction: The Fifth Annual A.A. Sommer, Jr. Lecture on Corporate, Securities & Financial Law.” *10 Fordham Journal of Corporate & Financial Law* 203-206 (2005)

"Judicial Review before Marbury." *58 Stanford Law Review* 455-562 (2005)

"Stein Center Conference: Professional Challenges in Large Firm Practices: Marilyn & Edward Bellet: A Dedication." *33 Fordham Urban Law Journal* 1-5 (2005)

ADeans and Stories : Leading Minds. @ *36 The University of Toledo Law Review* 207-211 (2004).

AIntroduction: Fordham Sports Law Forum. @ *14 Fordham Intellectual Property Media & Entertainment Law Journal* 641-643 (2004).

AIntroduction: Rawls and the Law. @ *72 Fordham Law Review* 1385-1386 (2004).

AEldred and Lochner: Copyright Term Extension and Intellectual Property as Constitutional Property. @ *112 Yale Law Journal* 2331- 2414 (2003) (with Paul M. Schwartz).

"Global Intellectual Property Rights: Boundaries of Access and Enforcement. Symposium. Introduction." *13 Fordham Intellectual Property, Media & Entertainment Law Journal* 723-725 (2003).

"Introduction: (Symposium) Integrity in the Law: In Honor of John D. Feerick. @ *72 Fordham Law Review* 251-255 (2003).

"Independent Counsel and Vigorous Investigation and Prosecution." 61 *Law and Contemporary Problems* 149-164 (1998).

"Jam for Justice Holmes: Reassessing the Significance of Mahon." 86 *Georgetown Law Journal* 813-874 (1998). Reprinted in 30 *Land Use and Environment Law Review* 163-224 (1999).

"Understanding Mahon in Historical Context." 86 *Georgetown Law Journal* 933-943 (1998).

"The Armstrong Principle, the Narratives of Takings, and Compensation Statutes." 38 *William and Mary Law Review* 1151-1176 (1997).

Afame, the Founding, and the Power to Declare War.@ 82 *Cornell Law Review* 695-772 (1997).

"Learning From Lincoln." 65 *Fordham Law Review* 1781-1786 (1997).

"Translation Without Fidelity: A Response to Richard Epstein=s Fidelity Without Translation." 1 *Green Bag 2d* 177-183 (1997).

"The Original Understanding of the Takings Clause and the Political Process." 95 *Columbia Law Review* 782-887 (1995). Reprinted in 28 *Land Use and Environment Law Review* 317-422 (1997).

"Takings Law and the Regulatory State: A Response to R.S. Radford." 22 *Fordham Urban Law Journal* 453-459 (1995).

"The Case of the Prisoners and the Origins of Judicial Review." 143 *University of Pennsylvania Law Review* 491-570 (1994).

"Prospective Overruling and the Revival of 'Unconstitutional' Statutes." 93 *Columbia Law Review* 1902-1955 (1993) (with Gene B. Sperling).

AIntroductory Remarks: Brown v. Board of Education And Its Legacy: A Tribute To Justice Thurgood Marshall. 61 *Fordham Law Review* 1-5 (1992).

"The Origins and Original Significance of the Just Compensation Clause of the Fifth Amendment." 94 *Yale Law Journal* 694-716 (1985). Reprinted in 17 *Land Use and Environment Law Review* 127-149 (1986).

Essays, Articles & Chapters in Compilations

"Federal Courts Stories: Marbury v. Madison" in *Federal Courts Stories* (Vicki Jackson & Judith Resnik, eds., St. Paul, MN.: Thomson/West, 2009) (forthcoming).

AThe War Powers Outside the Courts,@ in Mark Tushnet ed. *The Constitution in Wartime*, 143-160. Durham, N.C.: Duke University Press, 2005.

Book Reviews

"Supreme Neglect" [Book Review], 107 *Michigan Law Review* 1059-1071 (2009).

Review of *Honoring the past the Judges of the New York Court of Appeals: A Biographical History*, edited by Albert Rodenblatt. 80 *New York State Bar Journal* 48 (2008) [with Mark A.

Keurian].

"The New Privacy." Review of *Overseers of the Poor: Surveillance, Resistance and the Limits of Privacy*, by John Gilliom. 101 *Michigan Law Review* 2163-2184 (2003) (with Paul M. Schwartz).

Review of *Regulatory Takings: Law, Economics and Politics*, by William A. Fischel. 552 *The Annals of the American Academy of Political and Social Science* 172-173. (1997).

"Taking the Framers Seriously." Review of *Taking the Constitution Seriously*, by Walter Berns. 55 *University of Chicago Law Review* 1016-1040 (1988).

Review of *The New Deal Lawyers*, by Peter H. Irons. 18 *Harvard Civil Rights - Civil Liberties Law Review* 611-613 (1983).

Newspaper Articles

"Perspective: (Court of Appeals for the 2d Circuit Judge James L. Oakes)" *New York Law Journal* (March 19, 2007) [with Kathleen M. Sullivan]

"The Original Intent of the Takings Clause." *New Jersey Law Journal*, May 18, 1998, at p. 24.

"The Original Intent of the Takings Clause; Conservative Activists Distort History to Oppose Government Regulation." *Legal Times*, May 11, 1998, at p. 27.

Other

Did the Progressives Rewrite the Constitution?. Videorecording. Smith Family Foundation, 2006.

"Foundations of Freedom: Constitutional History for High School Classrooms." Wheeling WV: Erma Byrd Center for Educational Technologies, Wheeling Jesuit University, Inc., 2004. (DVD video presentation)

CHRISTIAN B. TURNER

Journal Articles

"Origin, Scope, and Irrevocability of the Manifest Disregard of the Law Doctrine: Second Circuit Views." 24 *QLR* 795-831 (2006) [with Joshua Ratner]

AMELIA J. UELMEN

Journal Articles

"Is There a Model for Dialogue," *Living City*, May 2009, at 18.

"Walking Together in Jerusalem," *Living City*, May 2009, at 10.

"The Work Goes On," *Living City*, March 2009, at 25.

"Dear Mr. President," *America*, January 19, 2009, at 16.

“It's Hard Work': Reflections on Conscience and Citizenship in the Catholic Tradition,” 47 *Journal of Catholic Legal Studies* 317-342 (2008).

“Get into the Reciprocal,” *Living City*, October 2008, at 10.

“A Sacred Turn,” *Living City*, May 2008, at 16.

My (Shrinking) Space, 47 *Living City* 6-8 (April 2008).

The Beauty of Bella, 47 *Living City* 26-27 (February 2008).

Conscience Forming, Getting Ready for the Election Cycle, 47 *Living City* 6-9 (January 2008).

“Sparks and Bridges: Catalysts of a Catholic Higher Education that Works,” 26 *Current Issues in Catholic Higher Education* 59-64 (2007).

“Reconciling Evangelization and Dialogue Through Love of Neighbor,” 52 *Villanova University Law Review* 303 (2007).

“Symposium: For All the Saints: How the Lives of Extraordinary Catholics Can Shed Light on the Ordinary Practice of Law: Introduction,” 46 *Journal of Catholic Legal Studies* 1 (2007).

Beyond Work-Life Balance, *Church*, 5 (Fall 2007).

Dialogue vs. Evangelization? 46 *Living City* 14-16 (2007).

“Traveling Light: Pilgrim Law and the Nexus between Law, Politics and Catholic Social Thought,” 22 *Journal of Law & Religion* 445 (2007).

“An Alternate Lens on Crime, Interview with Howard Zehr.” *Living City* (April 2007)

“First Responders: Youths React to the Virginia Tech Shooting.” *Living City* (June 2007)

“Foreword: Catholics and the Death Penalty: Lawyers, Jurors & Judges.” 44 *Journal of Catholic Legal Studies* 277-281 (2005)

“Is Conscience King?” *Living City* (November 2006)

“Me, My Career, and the Future of Our World.” *Living City* (October 2006)

“Reconciling Evangelization and Dialogue through Love of Neighbor.” 52 *Villanova Law Review* 303-329 (2007)

"Religious Lawyering's Second Wave." 21 *The Journal of Law and Religion* 269-281 (2006) [with Russell Pearce]

"Religious Values and Corporate Decision Making: The Economy of Communion Project." 11 *Fordham Journal of Corporate and Financial Law* 645-680 (2006) [with Luigo Bruni]

"Taking the Stand: Room for a Pro-Life Perspective in a Large Law Firm." *Living City* (May 2007)

"Torture and the Ticking Time Bomb." *Living City* (July 2006)

"The Evils of 'Elasticity': Reflections on the Rhetoric of Professionalism and the Part-time Paradox in Large Firm Practice." 33 *Fordham Urban Law Journal* 81- 118 (2005)

"Evolution vs. Religion: Endless Debate or Opportunity for Mutual Enrichment?" *Living City* 6-8 (October 2005)

"Immigration, National Security, and a United World." *Living City* 12-15 (June 2005)

"Opening the Windows: Forty Years after the Second Vatican Council." *Living City* 12-13 (December 2005)

"Relationships in Law: Is there Room for Fraternity?" *Living City* 14-17 (March 2006)

"Religious Values and Corporate Decision-Making: The Economy of Communion Project." 11 *Fordham Journal Corporate & Financial Law* 645-680 (2006) [with L. Bruni]

"University Education: Seeking a New Model." *Living City* 8-11 (April 2006)

AThe Church & Benedict XVI: What Can We Hope For?@ 132 *Commonweal* 14-15 (May 6, 2005).

AAAn Explicit Connection between Faith and Justice in Catholic Legal Education: Why Rock the Boat?" 81 *University of Detroit Mercy Law Review* 921-938 (2005).

AReligious Lawyering in a Liberal Democracy: A Challenge and an Invitation.@ 55 *Case Western Reserve Law Review* 127-160 (2004) (with Russell G. Pearce).

AThe Spirituality of Communion: A Resource for Dialogue with Catholics in Public Life.@ 43 *Catholic Lawyer* 289-310 (2004).

AToward a Trinitarian Theory of Products Liability.@ 1 *Journal of Catholic Social Thought* 603-645 (2004).

Essays, Articles & Chapters in Compilations

“Religious Lawyering's Second Wave” in *Bench and Bar: Ethics* (P.L. Jayanthi Reddy, Hyderabad, India: Amicus Books/ICFAI University Press, 2008) [with Russell G. Pearce].

“Religious Lawyering in a Liberal Democracy: A Challenge and an Invitation,” in *Morality, Justice, and the Law: The Continuing Debate*, edited by M. Katherine B. Darmer and Robert M. Baird [with Russell G. Pearce].

Toward a Trinitarian Theory of Products Liability, in *Recovering Self-Evident Truths: Catholic Perspectives on American Law*, Catholic University of America Press, 2007 (Michael Scaperlanda and Teresa Collett, eds).

Book Review

"You Can Look it Up" review of *Modern Catholic Social Teaching: Commentaries and Interpretations*, edited by Kenneth R. Homes. 132 *Commonweal* 37-38 (October 21, 2005)

RACHEL VORSPAN

Journal Articles

“Judicial Power and Moral Ideology in Wartime: Shaping the Legal Process in Britain During World War I,” 87 *Oregon Law Review* 401-474 (2008).

ALaw and War: Individual Rights, Executive Authority, and Judicial Power in England During World War I.@ 38 *Vanderbilt Journal of Transnational Law* 261-343 (2005).

A>Rational Recreation= and the Law: The Transformation of Popular Urban Leisure in Victorian England.@ 45 *McGill Law Journal* 891-973 (2000).

"The Political Power of Nuisance Law: Labor Picketing and the Courts in Modern England, 1871-Present." 46 *Buffalo Law Review* 593-703 (1998).

">Freedom of Assembly= and the Right to Passage in Modern English Legal History." 34 *San Diego Law Review* 921-1046 (1997).

(Comment) APost-Discharge Coercion of Bankrupts by Private Creditors.@ 91 *Harvard Law Review* 1336-1346 (1978).

AVagrancy and the New Poor in Late-Victorian and Edwardian England.@ 92 *English Historical Review* 59-81 (1977). Translated into French and reprinted in Malcolm Mansfield, Robert Salais and Noel Whiteside eds., *Aux Sources du Chômage, 1880-1914: Une Comparaison Interdisciplinaire Entre La France et La Grande-Bretagne*, 41-61. Paris: Belin, 1994.

Thesis

"The Battle Over the Workhouse: English Society and the New Poor Law." Ph.D. diss., Columbia University, 1975.

IAN S. WEINSTEIN

Books

Federal Criminal Practice: Prosecution and Defense. St. Paul, Minn.: West Publishing Co, 1992 (with Harry I. Subin and Chester L. Mirsky). Reprinted in *The Criminal Process: Prosecution and Defense Functions*. St. Paul, Minn.: West Publishing Co., 1993 (with Harry I. Subin and Chester L. Mirsky).

Journal Articles

"Teaching Reflective Lawyering in a Small Case Litigation Clinic: A Love Letter to My Clinic." 13 *Clinical Law Review* 573-603 (2006)

"The Historical Roots of Regional Sentencing Variation." 11 *Roger Williams University Law Review* 495-509 (2006)

"The Revenge of Mullaney v. Wilbur: United States v. Booker and the Reassertion of Judicial Limits on Legislative Power to Define Crimes." 84 *Oregon Law Review* 393-432 (2005)

AThe Adjudication of Minor Offenses in New York City. @ 31 *Fordham Urban Law Journal* 1157-1181 (2004).

AFederal Sentencing During the Interregnum: Defense Practice as the Blakely Dust Settles. @ 17 *Federal Sentencing Reporter* 51-60 (2004) (with Nathaniel Z. Marmur).

ADon't Believe Everything You Think: Cognitive Bias in Legal Decision Making. @ 9 *Clinical Law Review* 783-834 (2003).

AFifteen Years After the Federal Sentencing Revolution: How Mandatory Minimums Have Undermined Effective and Just Narcotics Sentencing. @ 40 *American Criminal Law Review* 87-132 (2003).

ATesting Multiple Intelligences: Comparing Evaluation by Simulation and Written Exam. @ 8 *Clinical Law Review* 247-286 (2001).

"The Discontinuous Tradition of Sentencing Discretion: Koon=s Failure to Recognize the Reshaping of Judicial Discretion Under the Guidelines." 79 *Boston University Law Review* 493-552 (1999).

"Regulating the Market for Snitches." 47 *Buffalo Law Review* 563-644 (1999).

AReport of the Working Group on Representation Within Law School Settings. @ 67 *Fordham Law Review* 1861-1867 (1999).

"Lawyering in the State of Nature: Instinct and Automaticity in Legal Problem Solving." 23 *Vermont Law Review* 1-57 (1998).

"Substantial Assistance and Sentence Severity: Is There a Correlation?" 11 *Federal Sentencing Reporter* 83-85 (1998).

CHARLES M. WHELAN

Books

Voucher Programs and Church-Related Schools: Constitutional Considerations: A Memorandum Prepared at the Request of the Center for the Study of Public Policy. New York: Fordham Law School, 1974.

The Decisions of the Court: An Analysis of the Judicial Action That Produced the Schempp Decision and an Updating of the Current Legal Status of Religious Studies in the Curriculum. Dayton, Ohio: Public Education Religion Studies Center, 1973.

Legal and Constitutional Problems of Public Support for Nonpublic Schools. Washington, D.C.: President=s Commission on School Finance, 1971 (with Paul A. Freund).

Outline of Introduction to Civil Procedure. Washington, D.C.: Lerner Law Book Co., 1957 (with A. Kenneth Pye).

Journal Articles

AChurch, Government and the Media..@ 186 *America* 21 (2002).

"First Amendment Religious Liberty Issues: Current Questions of Church-State Relations." 34 *Catholic Lawyer* 33-40 (1991) (with George E. Reed and Mark E. Chopko).

"Supreme Court Doctrine and Religious Institutions." 34 *Catholic Lawyer* 1-15 (1991).

"Not Flagburners but the Court." 163 *America* 4 (1990).

"Enduring Problems of Religious Liberty." 153 *America* 368-372 (1985).

"Religious Belief and Public Morality." 151 *America* 159-163 (1984).

ARace, Education and Tax Exemptions.@ 146 *America* 65 (1982).

"Current Attitudes of the Courts Toward Church Properties and Liabilities." 26 *Catholic Lawyer* 219-227 (1981).

"Critical Developments in the Vow of Poverty Area and Update on Unrelated Business." 25 *Catholic Lawyer* 340-352 (1980).

AThe Church, the College and the State: Changing Patterns of Relationship.@ 7 *Catholic Mind* 15-19 (May 1979).

"Governmental Attempts to Define Church and Religion." 446 *Annals of the American Academy of Political and Social Science* 32-51 (November 1979).

"Origin and Impact of Government Regulations." 24 *Catholic Lawyer* 228-231 (1979).

AChurch Lawyers: Citizens of Two Worlds.@ 76 *Catholic World* 30-34 (Spring 1978).

College Faculties and New Judicial Realism. @ 139 *America* 297 (1978).

"Vow of Poverty Rulings and Update on Unrelated Business." 23 *Catholic Lawyer* 201-209 (1978).

"Church' in the Internal Revenue Code: The Definitional Problems." 45 *Fordham Law Review* 885-928 (1977).

"Current Problems in the Relationship Between Church and State." 45 *Fordham Law Review* 885-1001 (1977) (with Susan Worthing).

Church State Relations, Government Regulations and Tax Exemption. @ 8 *Origins* 382-384 (1976).

The First Amendment: Its Present and its Future. @ 74 *Catholic Mind* 25-33 (October 1976).

ERA: A Lawyer's Doubts. @ 132 *America* 378-381 (1975).

Karen Ann Quinlan: Patient or Prisoner? @ 133 *America* 346-347 (1975).

Panel Discussion on Unrelated Business Income Tax. @ 21 *Catholic Lawyer* 287-314 (1975).

"Barrera': Hope for the Children." 130 *America* 514-516 (1974).

"Churches and the Tax on Unrelated Business Income." 20 *Catholic Lawyer* 357-371 (1974).

Divorced Catholics: A Proposal. @ 131 *America* 363-365 (1974).

Equal Protection for Catholics. @ 131 *America* 274 (1974).

Behind the Fig Leaf: A Legal Analysis. @ 129 *America* 84-87 (1973).

Catholic Education: Legal Roundup. @ 128 *America* 353 (1973).

"School Aid Decisions: 'Not Dead But Sleeping'." 129 *America* 6-8 (1973).

"The Fleischmann Report: Race and Religion." 126 *America* 195-198 (1972).

Of Many Things. @ 127 *America* ii (October 7, 1972).

The Indecisive Court. @ 124 *America* 3-4 (1971).

Lessons from the School Aid Decisions. @ 125 *America* 32-33 (1971).

The Public: Court of Last Resort. @ 124 *America* 568-570 (1971).

The School Aid Decisions. @ 125 *America* 8-10 (1971).

Supreme Court Cases: Questions and Answers. @ 124 *America* 372-375 (1971).

Catholic Colleges on Trial: *Tilton v. Finch, II*. @ 122 *America* 122-124 (1970).

ACatholic Colleges Pass the Test.@ 122 *America* 368 (1970).

AEvolution in the Law.@ 122 *America* 11-12 (1970).

"The Higher Education Facilities Act in Connecticut: A Landmark Case." 4 *Compact* 49-51 (February 1970).

AThe Walz Case.@ 122 *America* 518 -519 (1970).

"Church Tax Exemptions." 15 *Catholic Lawyer* 93-103 (1969) (with William R. Consedine).

ATilton v. Finch.@ 121 *America* 222-223 (1969).

ACatholic Universities and the Gelihorn Report.@ 119 *America* 474-475 (1968).

ASecular Education: Catholic Schools and the Supreme Court.@ 65 *National Catholic Education Association Bulletin* 8-12 (November 1968).

ATextbooks and the Taxpayer.@ 119 *America* 8-10 (1968).

AToward a Declaration of Christian Freedom.@ 119 *America* 383 (1968).

"Discussant." 197 *Catholic World* 310-311 (August 1963).

AReligious, Orthodoxy, Public Schools.@ 108 *America* 640-643 (1963).

AStatement at 1963 First Amendment Conference.@ 197 *Catholic World* 315-317 (August 1963).

"Higher Law Doctrine in Bracton and St. Thomas." 8 *Catholic Lawyer* 218-232 (1962).

ATextbooks and the Constitution.@ 107 *America* 399-401 (1962).

AOnly Higher Education, Mr. President?@ 104 *America* 758-760 (1961).

AThe President=s Brief on Federal Aid.@ 105 *America* 140-141 (1961).

APublic Aid, Not Public Schools.@ 105 *America* 528-529 (1961).

ASchool Questions Stage Two.@ 105 *America* 17-19 (1961).

"Censorship and the Constitutional Concept of Morality." 43 *Georgetown Law Journal* 547-581 (1954/1955).

Essays, Articles & Chapters in Compilations

"Legislative Efforts to Limit the Role of the Churches in Public Affairs," in *Religion and Politics in the Modern World*, 19-25. New York: New York University Press, 1983.

"Who Owns the Churches," in *Government Intervention in Religious Affairs*, 57-63. New York: Pilgrim Press, 1982.

"The Church, the College and the State -- Changing Patterns of Relationship," in *Papers Presented at the Annual Meeting of the Association of American Colleges*. 1973. ERIC Document: ED074921: Education Resource Information Clearinghouse, 1974.

"The Constitution and Public Assistance to Education in Nonpublic Schools," in President's Commission on School Finance Charles M. Whelan and Paul A. Freund eds. *Legal and Constitutional Problems of Public Support for Nonpublic Schools*, 4-65. Washington, D.C.: President's Commission on School Finance, 1971.

AA Brief for the Priest-Lawyer,@ in William H. Cleary ed. *Hyphenated Priests: Ministry of the Future*, 51-59. Washington, DC: Corpus Books, 1969.

Book Reviews

Review of *Religion and the Constitution*, by Paul G. Kauper. 26 *Sociological Analysis* 230-232 (1965).

Review of *The >Higher Law= Background of American Constitutional Law*, by Edward S. Corwin. 54 *Michigan Law Review* 726-730 (1955/1956).

Review of *University of Notre Dame=s Natural Law Institute Proceedings, Vol. V*, edited by Edward F. Barrett. 41 *Georgetown Law Journal* 454-456 (1952/1953).

Other

"The Church's Tax Exempt Status," in Donald M. Williams ed. *Digest of Current Theological Thought*. [Cassette] St. Louis, Mo.: Concordia Pub. House, 1972. (with Herbert T. Mayer).

(Associate Editor) *America*, 1962-present.

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Books

Tort Law: Responsibilities and Redress, 2d ed. Austin, TX : Wolters Kluwer Law & Business/Aspen Publishers, 2008 [with John C. Goldberg and Anthony James Sebok].

Tort Law: Responsibilities and Redress. New York: Aspen Publishers, 2004 (with John C. Goldberg and Anthony J. Sebok).

Journal Articles

"Coming Clean on Getting Even: Murphy on Hatred and Criminal Justice," *Criminal Justice Ethics*, Summer/Fall 2008, at 38.

"Practical Positivism versus Practical Perfectionism: The Hart-Fuller Debate at Fifty," 83 *New York University Law Review* 1170-1212 (2008).

"Evidence, Unfairness, and Market-Share Liability: A Comment on *Geistfeld*," 56 *University of Pennsylvania Law Review PENNumbra* 126 (2007).

"Tort Law and Moral Luck," 92 *Cornell Law Review* 1123 (2007) [with John C.P. Goldberg].

"Two Dimensions of Responsibility in Crime, Tort, and Moral Luck," 9 *Theoretical Inquiries in Law* 97 (2008).

"Seeing Tort Law from the Internal Point of View: Holmes and Hart on Legal Duties" 75 *Fordham Law Review* 1565-1591 (2006)

"The Place of Reliance in Fraud. (Dan B. Dobbs Conference on Economic Tort Law)." 48 *Arizona Law Review* 1001-1026 (2006) [with John C.P. Goldberg and Anthony J. Sebok]

"Introduction: The Internal Point of View in Law and Ethics." 75 *Fordham Law Review* 1143-1155 (2006)

"Law and Morality: Sleight of Hand." 48 *William and Mary Law Review* 1999-2041 (2007)

"Legal Obligations and the Internal Aspect of Rules." 75 *Fordham Law Review* 1229-1253 (2006)

"Minimalism, Perfectionism, and Common Law Constitutionalism: Reflections on Sunstein's and Fleming's Efforts to Find the Sweet Spot in Constitutional Theory Symposium Minimalism versus Perfectionism in Constitutional Theory ." 75 *Fordham Law Review* 2997- 3012 (2007)

"Seeing Tort Law from the Internal Point of View: Holmes and Hart on Legal Duties.(Symposium: The Internal Point of View in Law and Ethics)." 75 *Fordham Law Review* 1565-1591 (2006) [with John C.P. Goldberg]

"Sleight of Hand." 28 *William and Mary Law Review* 1999-2041 (2007)

"Seeing Tort Law from the Internal Point of View: Holmes and Hart on Legal Duties" 75 *Fordham Law Review* 1563-1591 (2006) [with John C.P. Goldberg]

"A Theory of Punitive Damages." 84 *Texas Law Review* 105-171 (2005)

"Accidents of the Great Society." 64 *Maryland Law Review* 364-408 (2005) [with John C.P. Goldberg]

"Coming down to Earth: Why Rights-based Theories of Tort Can and must Address Cost-based Proposals for Damages Reform." 55 *DePaul Law Review* 469-487 (2006)

"Shielding Duty: How Attending to Assumption of Risk, Attractive Nuisance, and Other 'Quaint' Doctrines Can Improve Decisionmaking in Negligence." 79 *Southern California Law Review* 329-361 (2006) [with John C.P. Goldberg]

A *Tempering Supremacy*.@ 73 *Fordham Law Review* 1463-1476 (2005).

A *Rawls in Tort Theory: Themes and Counter-Themes*.@ 72 *Fordham Law Review* 1923-1940 (2004).

"Civil Recourse, Not Corrective Justice." 91 *Georgetown Law Journal* 695-756 (2003).

"Conflicts of Integrity." 72 *Fordham Law Review* 395-403 (2003).

A *John Feerick: A Lawyer's Compass*.@ 70 *Fordham Law Review* 2203-2205 (2002).

A *Regulation and Responsibility for Lawyers in the Twenty-First Century*.@ 70 *Fordham Law Review* 1949-1956 (2002).

"Unrealized Torts." 88 *Virginia Law Review* 1625-1719 (2002) (with John C.P. Goldberg).

A *The Restatement (Third) and the Place of Duty in Negligence Law*. 54 *Vanderbilt Law Review* 657-750 (2001) (with John C.P. Goldberg).

A *Concern for Cause: A Comment on the Twerski-Sebok Plan for Administering Negligent Marketing Claims Against Gun Manufacturers*.@ 32 *Connecticut Law Review* 1411-1423 (2000) (with John C.P. Goldberg).

A *The Many Faces of Foreseeability*.@ 10 *Kansas Journal of Law & Public Policy* 156-158 (2000).

A *Pragmatic Conceptualism*.@ 6 *Legal Theory* 457-485 (2000).

"Legal Malpractice and the Structure of Negligence Law." 67 *Fordham Law Review* 649-690 (1998).

A *The Moral of MacPherson*.@ 146 *University of Pennsylvania Law Review* 1733-1847 (1998) (with John C.P. Goldberg).

A *Rights, Wrongs, and Recourse in the Law of Torts*.@ 51 *Vanderbilt Law Review* 1-100 (1998).

(Moderator) A *The V-Chip and the Constitutionality of Television Ratings*.@ 8 *Fordham Intellectual Property, Media and Entertainment Law Journal* 303-346 (1998).

A *Legal Coherentism*.@ 50 *SMU Law Review* 1679-1720 (1997).

A *Introduction: Physician-Assisted Suicide: Rights and Risks to Vulnerable Communities*.@ 24 *Fordham Urban Law Journal* 777-779 (1997).

A *Foreword: Urban Bioethics*.@ 24 *Fordham Urban Law Journal* 663-665 (1997) (with Elizabeth B. Cooper).

A *Self-Defense, Domination, and the Social Contract*.@ 57 *University of Pittsburgh Law Review* 553-578 (1996).

A *The Pedigrees of Rights and Powers in Scalia's Cruzan Concurrence*.@ 56 *University of Pittsburgh Law Review* 283-321 (1994).

A *DeShaney* and the Jurisprudence of Compassion. @ 65 *New York University Law Review* 1101-1147 (1990).

Essays, Articles & Chapters in Compilations

“Rights, Responsibilities, and Reflections Upon the Sanctity of Life”, in *Ronald Dworkin*, edited by Arthur Ripstein, pgs. 109-135. [with James E. Fleming]

“Philosophy of Tort Law”, in *The Blackwell Guide to the Philosophy of Law and Legal Theory*, 122-137, edited by Marin P. Golding and William A. Edmundson. Malden, MA: Blackwell Publishing, Ltd, (2005)

A *Philosophy of Tort Law*, @ in Martin Golding and William Edmundson eds. *The Blackwell Guide to Philosophy of Law and Legal Theory*, 122-137. London: Blackwell, 2004.

A *Philosophy of Private Law*, @ in Jules Coleman and Scott Shapiro eds. *The Oxford Handbook of Jurisprudence and Philosophy of Law*, 623-655. New York: Oxford University Press, 2002.

A *Corrective Justice in an Age of Mass Torts*, @ in Gerald J. Postema ed. *Philosophy and the Law of Torts*, 214-249. New York: Cambridge University Press, 2001. (with Arthur Ripstein).

A *The Model of Social Facts*, @ in Jules Coleman ed. *Hart's Postscript: Essays on the Postscript to The Concept of Law*, 219-270. New York: Oxford University Press, 2001.

Newspaper

“Getting With the Program: The Vioxx Settlement Agreement,” at http://writ.news.findlaw.com/commentary/20071120_zipursky.html [with A. Sebok].

"Atkins Diet Lawsuit Has More to Do with Free Speech than Junk Food." 6/18/2004 *The Los Angeles Daily Journal* 6 (June 18, 2004) [with Anthony J. Sebok]

Thesis

A *Objectivity and Linguistic Practice*. @ Ph.D. diss., University of Pittsburgh, 1987.