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FORDHAM UNIVERSITY  
THE SCHOOL OF LAW

## ***Faculty Bibliography***

January-June 2019

Fordham University School of Law

This is the final version of the Fordham Law School Faculty Bibliography covering January – June 2019. We strive to make the bibliography as complete and error-free as possible. If you notice any omission or error in this document, please immediately send any additions or corrections to Kelly Leong, Head of Reference, at [kleong4@law.fordham.edu](mailto:kleong4@law.fordham.edu).

This bibliography represents books, journal articles, book chapters and other scholarly writings published or accepted for publication by Fordham Law School Faculty and senior staff between **January 1, 2019** and **June 31, 2019**. Published items appearing in the previous year's bibliography will not appear in the current year's bibliography. Items that were forthcoming in the 2017-2018 bibliography will appear again only in the bibliography corresponding to the year in which those items appear in print (i.e., a forthcoming item will appear only in one bibliography before the item is published).

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***Book Chapters & Other Writings:***

“The High Court and Slavery.” Review of *Supreme Injustice* by Paul Finkelman, *The Wall Street Journal*, January 19, 2019, at C9.

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***Journal Articles:***

“Production Liability,” 87 *Fordham Law Review* 2501-2538 (2019).

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***Journal Articles:***

“Soft and Hard Strategies: The Role of Business in the Crafting of International Commercial Law,” 40 *Michigan Journal of International Law* 433-478 (2019).

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***Books:***

Cases and Materials on Legislation and Regulation: Statutes and the Creation of Public Policy, 6th ed. St. Paul, MN: West Academic Publishing, 2019 (forthcoming) [with William N. Eskridge, Jr. & Josh Chafetz].

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***Books:***

American Criminal Procedure, Cases and Commentary, 2019 Supplement. St. Paul, MN: West Academic Publishing, 2019 [with Stephen A. Saltzburg].

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***Journal Articles:***

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***Journal Articles:***

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### ***Journal Articles:***

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“Remembering Roger Goebel,” 42 *Fordham International Law Journal* 761-764 (2019).

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***Journal Articles:***

“What is the Difference between a Conclusion and a Fact?,” 41 *Cardozo Law Review* \_\_\_\_ (2019) (forthcoming).

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***Books:***

*That Further Shore: A Memoir of Irish Roots and American Promise.* New York: Fordham University Press, 2020 (forthcoming).

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“Symposium: Remarks: Presidential Succession and Impeachment: Historical Precedents, From Indiana and Beyond,” 52 *Indiana Law Review* 43-68 (2019).

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***Books:***

*Restoring the Global Judiciary: Why the Supreme Court Should Rule in U.S. Foreign Affairs.* Princeton, NJ: Princeton University Press, 2019.

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***Journal Articles:***

“Prophetic Patents,” \_\_\_\_ *University of California Davis Law Review* \_\_\_\_ (2019) (forthcoming).

***Book Chapters & Other Writings:***

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***Journal Articles:***

“International Trade: Isolationism, Trade Wars, & Trump,” 42 *Fordham International Law Journal* 1375-1378 (2019).

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***Books:***

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***Book Chapters & Other Writings:***

“Investing in Low-Wage Jobs is the Wrong Way to Reduce Migration,” *Foreign Policy*, January 28, 2019, available at <https://foreignpolicy.com/2019/01/28/investing-in-low-wage-jobs-is-the-wrong-way-to-reduce-migration/>.

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***Journal Articles:***

“Prosecutorial Discretion: The Difficulty and Necessity of Public Inquiry,” 123 *Dickinson Law Review* 589-626 (2019).

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#### ***Journal Articles:***

“*Barnette* and *Masterpiece Cakeshop*: Some Unanswered Questions,” 13 *Florida International University Law Review* 667-688 (2019).

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#### ***Journal Articles:***

“Dead Hand Proxy Puts and Hedge Fund Activism,” 54 *Journal of Financial and Quantitative Analysis* 1615-1642 (2019) [with Natalia Reisel].

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#### ***Books:***

Brill Research Perspectives on Comparative Discrimination Law: Racial Discrimination. Leiden, The Netherlands: Brill (2019).

#### ***Journal Articles:***

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#### ***Book Chapters & Other Writings:***

“Disturbing Disparities: Black Girls and the School-to-Prison Pipeline,” 87 *Fordham Law Review Online* 58-63 (2019).

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#### ***Journal Articles:***

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***Journal Articles:***

“The Power Side of the Second Amendment Question: Limited, Enumerated Powers and the Continuing Battle over the Legitimacy of the Individual Right to Arms,” *70 Hastings Law Journal* 717-770 (2019).

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***Book Chapters & Other Writings:***

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***Journal Articles:***

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***Journal Articles:***

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***Journal Articles:***

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***Journal Articles:***

“Toward an Interest Group Theory of Foreign Anti-Corruption Laws,” *2019 University of Illinois Law Review* \_\_\_ (forthcoming) [with Sean J. Griffith].

“In Defense of International Comity,” \_\_\_ *Southern California Law Review* \_\_\_ (2019) (forthcoming) [with Samuel Estreicher].

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***Journal Articles:***

“Contract Creep,” 107 *Georgetown Law Journal* 1277-1322 (2019) [with Tal Kastner].

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“Fiduciary Principles and Public Offices” in *The Oxford Handbook of Fiduciary Law* (Evan J. Criddle, Paul B. Miller, & Robert H. Sitkoff, eds., Oxford: Oxford University Press, 2019).

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“Should We Be Loving *Loving v. Virginia*?,” 25 *Virginia Journal of Social Policy & Law* 269-280 (2019).

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“100 Years of Women Online Symposium: All the Women Are White, All the Men Are Black, But Some of Us Are Brave,” 87 *Fordham Law Review Online* 68-72 (2019) [with Kimani Paul-Emile].

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***Book Chapters & Other Writings:***

“Federal Income Tax Debt” in *Surviving Debt* (Jon Sheldon, ed., Boston: National Consumer Law Center, 2019).

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***Books:***

Federal Rules of Evidence Manual, 2019 Supplement. New York: Matthew Bender, 2019 [with Daniel J. Capra & Stephen A. Saltzburg].

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***Journal Articles:***

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