Dean Syverud Named Trustee of $20 billion BP Gulf Fund

KENT D. SYVERUD, dean of the law school and the Ethan A.H. Shepley University Professor, has been named an independent trustee of the $20 billion Deepwater Horizon Oil Spill Trust. An expert in complex litigation, insurance law, and civil procedure, Syverud is one of two appointees who is overseeing the newly established trust. The other trustee is the Hon. John S. Martin, Jr., a former U.S. District judge for the Southern District of New York.

Syverud, who also serves as associate vice chancellor of Washington, D.C., programs, calls the appointment “an honor and a great public responsibility.”

“This spill has been a traumatic experience for so many,” says Syverud, who stressed the importance of the fund being “responsibly administered for the benefit of those with legitimate claims.” The fund is designed to settle legitimate claims against BP resulting from the Deepwater Horizon explosion on April 20, 2010, which prompted a massive oil and gas spill in the Gulf of Mexico. The $20 billion escrow account is being established in phases to satisfy claims ranging from those under the Oil Pollution Act of 1990 to natural resource damages to state and local response costs. Fund administrator Kenneth Feinberg will determine eligibility, and Syverud and Martin will oversee administration of the account.

Syverud has published extensively on settlement negotiations, including articles in the Virginia Law Review, Michigan Law Review, and UCLA Law Review. In addition to his empirical studies of civil jury trials and the settlements that precede them, he has written widely on issues in legal education. A renowned teacher and national leader in legal education, Syverud has served as president of the American Law Deans Association and the Southeastern Association of Law Schools and chaired the Board of Trustees of the Law School Admission Council.

Annette Ruth Appell
Associate Dean of Clinical Affairs; Professor of Law; and Co-Director, Civil Justice Clinic

Annette Appell recently published “The Pre-Political Child of Child-Centered Jurisprudence” in the Houston Law Review and “Access to Justice: The Promise and Pitfalls of Social Problem-Solving through the Courts and Legal Advocacy,” the latter of which was the introduction to the annual Washington University Journal of Law & Policy’s Access to Equal Justice Symposium edition. She presented papers on the representation of children at the University of Oregon and on open adoption and the re-conceptualization of postmodern families at the University of San Francisco and the Southeast Association of Law Schools Conference in Florida. Appell also presented her paper, “The Political Child, Pt. 1,” at the Association of American Law Schools Clinical Legal Education Conference in Cleveland. During summer 2009, she oversaw the design, renovation, and expansion of the law school’s in-house legal clinic offices and programs.

Susan Frelich Appleton
Lemma Barkeloo & Phoebe Cousins Professor of Law

Susan Appleton published (with D. Kelly Weisberg) the fourth edition of Modern Family Law: Cases and Materials. Appleton served as a panelist at the annual meetings of the American Society for Legal History, the Law and Society Association, and the International Society of Family Law. Representing the Association of American Law Schools, she joined the Advisory Committee on Private International Law for the U.S. Department of State. As Secretary of the American Law Institute, she presided at an annual meeting discussion of the “Model Penal Code: Sentencing.” Locally, Appleton spoke on a panel exploring the legacy of sex researchers William Masters and Virginia Johnson and organized a community screening of the award-winning documentary, Operation Babylift: The Lost Children of Vietnam. The film was followed by a panel discussion, in connection with her new course, Adoption & Assisted Reproduction. She also addressed the University’s Manage-

Scott A. Baker
Professor of Law and Professor of Economics


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Brickey Receives Alumni Distinguished Teaching Award

**KATHLEEN F. BRICKEY**, the James Carr Professor of Criminal Jurisprudence, was honored with Washington University School of Law’s Alumni Distinguished Teaching Award at Commencement 2010. Created in 1988, the award is presented every three years. It is considered one of the school’s highest honors, recognizing exceptional teaching among a faculty where excellence in teaching is considered the norm.

Brickey, who joined the law faculty in 1976, is a nationally recognized scholar and teacher who specializes in the field of corporate and white collar crime. She currently teaches *Criminal Law, Corporate Fraud, and Corporate & White Collar Crime*. A beloved professor, Brickey received the University’s Distinguished Teaching Award at Founders Day in 1991. She has written four books and more than two dozen articles on topics ranging from environmental crime to the legal fallout from Enron’s financial accounting fraud scandal. Her three-volume treatise, *Corporate Criminal Liability*, and her casebook, *Corporate and White Collar Crime*, are leading works in the field.

In 1989, Brickey became the first woman on the Washington University law faculty to be named to a chaired professorship, serving as the George Alexander Madill Professor of Law. She was installed as the Carr Professor in 1993 and served as a Treiman Faculty Fellow in 2000–01 and in 2002–03.

Nominees for the Alumni Distinguished Teaching Award are reviewed by the dean and the Alumni Executive Committee. Nominees must be tenured faculty members who have served at Washington University for at least 10 years. Previous recipients are Professors David Becker, Frank Miller, Dale Swihart, Stephen Legomsky, Charles McManis, Susan Appleton, and Peter Wiedenbeck.
Conflicts of Interest review Committee.

Clark serves on the University’s Institutional Review Board for lawyers working for the U.S. Senate. She gave a presentation about whistleblowing at the law schools of the American Law Schools panel, “Retaining & Recruiting Minority Law Professors.” She also co-authored a paper, “Arm’s Length Intimacy: Employment Relationships” in the Harvard Law Review, which focused on the importance of creating more hospitable environments for people of color in teaching law. Davis also gave the keynote address at the Midwestern Law & Economics Conference held in Cargese, Corsica, France. Finally, in June, Drobak chaired a panel on “Law and Legal Systems” at the 14th Annual Conference for New Institutional Economics held in Stirling, Scotland.

Marion Crain
Wiley B. Rutledge Professor of Law and Director, Center for the Interdisciplinary Study of Work and Social Capital

In her first semester as director of the Center for the Interdisciplinary Study of Work and Social Capital, Marion Crain organized several events designed to highlight the center’s new focus. A series of lectures, a panel discussion on “Human Trafficking,” and a symposium on “For Love or Money?” brought internationally renowned scholars to campus. Papers authored for the symposium will be published by the Washington University Journal of Law & Policy, including Crain’s paper, “Arm’s Length Intimacy: Employment Relationship.” In 2010, Crain published “Managing Identity: Buying Into the Brand at Work” in the Iowa Law Review. She also co-authored a paper in the Kansas Journal of Law & Public Policy, and completed work on a second edition of Work Law: Cases and Materials (Lexis Law Publishing 2010) and the accompanying teacher’s manual.

Adrienne Davis
William M. Van Cleve Professor of Law

Adrienne Davis published a paper in the Harvard Gender Journal on challenges confronting people of color in teaching law. She and her co-author, Robert Chang, presented their experiences as an African American and Asian American, respectively, in law school classrooms and recommended ways to create more hospitable environments. Davis also gave the keynote address at the Texas Wesleyan Lawyers of Color Symposium and served on an Association of American Law Schools panel, “Retaining & Recruiting Minority Law Professors.” She presented papers at the law schools of the University of California, Los Angeles; University of Chicago; Georgetown University; and University of Colorado. Davis participated in “Author Meets Reader” panels at the American Society for Legal History and Law and Society Association conferences. Additionally, she inaugurated the Law & Culture Initiative; hosted Professor Kendall Thomas from Columbia Law School as part of the Saint Louis University—Washington University Legal Theory Workshop; and sponsored a talk as part of the Law & History Colloquium.

Gerrit De Geest
Professor of Law and Director, Center on Law, Innovation & Economic Growth

Gerrit De Geest published the anthology, Economics of Comparative Law (Edward Elgar), and edited a special issue of the Review of Law & Economics (with papers of the Kauffman Foundation Conference on Intellectual Property and Innovation). He served as the general editor of the largest reference work on law and economics—The Encyclopedia of Law and Economics. The first three of the 12 volumes of the second edition have been published, and several more are expected later this year. De Geest also wrote two chapters for the book, Economic Analysis of the DCFR: The Work of the Economic Impact Group within the CoPECL Network of Excellence (Chirico and Larouche, eds.), and published articles in the European Review of Private Law (on the formation of contracts) and International Review of Law and Economics (on annulable bonuses and penalties). He spoke at the Midwestern Law & Economics Association’s annual meeting at Notre Dame Law School.

Rebecca S. Dresser
Daniel Noyes Kirby Professor of Law and Professor of Ethics in Medicine

Rebecca Dresser published two articles in the Journal of Law, Medicine & Ethics, “Stem Cell Research as Innovation: Expanding the Ethical and Policy Conversation” and “Off-Label Prescribing: A Call for Heightened Professional and Government Oversight” (with Joel Frader, MD). For the Hastings Center Report, she wrote columns on the legal status of medical marijuana and treatment refusals in the aftermath of suicide attempts. Two of her invited commentaries were posted on the New York Times “Room for Debate” blog. Her essay, “Toward a Richer Public Bioethics,” appeared in Apples of Gold in Pictures of Silver: Honoring the Work of Leon R. Kass. Dresser also served as the Ethics and Humanities Grand Rounds speaker at the University of Rochester Medical Center. She gave presentations at the University of North Carolina, University of Minnesota, University of North Texas, and Brigham Young University, and at the annual meetings of the Association of American Law Schools and American Society for Bioethics and Humanities.

John N. Drobak
George Alexander Madill Professor of Real Property & Equity Jurisprudence, Professor of Economics, and Professor of Political Economy

John Drobak delivered a series of lectures to begin a new PhD program in law and economics at Goethe University in Frankfurt. The lectures were designed to introduce the students to the wide range of topics that could be studied in a law and economics graduate program. He also taught U.S. Antitrust Law from a Global Perspective at Catholic University of Portugal, one of the law school’s partners in the Transnational Law Program. Early this past summer, Drobak lectured about the limits of rational choice and economic theory at the European School for New Institutional Economics, a one-week program for European graduate and postdoctoral students in law, economics, and political science, which was held in Cargese, Corsica, France. Finally, in June, Drobak chaired a panel on “Law and Legal Systems” at the 14th Annual Conference for New Institutional Economics held in Stirling, Scotland.

Dorsey D. Ellis, Jr.
Dean Emeritus and William R. Orthwein Distinguished Professor of Law Emeritus

Dan Ellis has received a Fulbright grant to teach at Catholic University of Portugal, one of the partnership schools in the Transnational Law Program (TLP). He also continues to serve as TLP’s academic director, including attending several international planning meetings. In April 2010, he delivered the
Faculty Notes

keynote address on “Transnational Lawyering” at the TLP conference in Utrecht on Human Rights in the Corporate World. In summer 2010, he taught Antitrust as part of the law school’s new Executive Master of Laws Program for international students. Additionally, as chairman of the board of Maryville College in Tennessee, he appointed the search committee and negotiated the appointment of the new president, Dr. William “Tom” Bogart.

Barbara Flagg
Professor of Law
Barbara Flagg continues to research in the area of race and the law. In 2009, her article, “In Defense of Race Proportionality,” appeared in the Ohio State Law Journal. She is in the process of completing the manuscript of her next book, The Souls of White Folk, and has begun work on a reader/course book on Critical Jurisprudence, which will combine critical legal studies, feminist jurisprudence, and critical race theory. At the law school, Flagg served as a member of the Student Life Committee.

Frances H. Foster
Edward T. Foote II Professor of Law
Frances Foster continues to focus her scholarship and teaching on comparative law, inheritance, and trust law issues. Her article, “American Trust Law in a Chinese Mirror,” was published in the February 2010 issue of the Minnesota Law Review. Foster currently is working on an article titled “Should Pets Inherit?”

Katherine Goldwasser
Professor of Law
Katherine Goldwasser oversaw her new supervised practicum through which law students pair up with inner-city high school students at Northwest Academy of Law. Working closely with a teacher at Northwest, the law students provided mentoring for two of her classes and planned and led a series of activities involving the study of contemporary legal and social justice issues. Goldwasser also spoke on criminal law issues to a gathering of Mis-

Michael M. Greenfield
George Alexander Madill Professor of Contracts & Commercial Law
Michael Greenfield was an invited participant in a roundtable on credit counseling and debt settlement at the Federal Reserve Bank in Philadelphia. In October 2009, the Missouri Lawyers Weekly announced that its 2009 Readers Poll had selected him as “Missouri’s Best Law Professor.” He also gave a presentation and moderated a panel on “Settlement, Collection, and Modification of Consumer Debt” at the Teaching Consumer Law Conference sponsored by the University of Houston’s Center for Consumer Law. His article (co-written with Peter Alces), “They Can Do What?! Limitations on the Use of Change-of-Terms Clauses,” was published in June in a symposium issue of the Georgia State Law Review, and the sixth edition of his Sales casebook is scheduled for publication in December.

John Owen Haley
William R. Orthwein Distinguished Professor of Law Emeritus
John Haley completed the manuscript for his new book, Rivers, Revenue, Rice: Law’s Political Evolutions. Several of the volume's chapters have been adapted as articles, including those on law and medieval Japan in the Journal of Japanese Studies; the evolution of law in Colonial Spanish America, Dikaion, a periodical of the University of Sabana, Bogota, Colombia; and political foundations of private law in Medieval Europe and Japan, Law and Long-Term Economic Change: An Eurasian Perspective. His publications also include the second edition of his co-authored casebook, Comparative Law: Historical Development of the Civil Law Tradition in Europe, Latin America, and East Asia, and several essays and articles, including those on Thomas L. Blakemore, Japanese and comparative law topics, and criminal law, appearing in the International House of Japan and Blakemore Foundation Blakemore Symposium Volume, American Journal of Comparative Law, Law and Contemporary Problems, The Handbook of Criminal Law, and The Internationalization of Law. As of August 2010, Haley assumed emeritus status at the law school.

Rebecca Hollander-Blumoff
Associate Professor of Law
In 2009–10, Rebecca Hollander-Blumoff presented her article, “Just Negotiation,” at the Stanford–Yale Junior Faculty Forum. She also presented the paper, which is forthcoming in the Washington University Law Review, at the Lewis & Clark Law School Faculty Colloquium and at the American Psychology–Law Society’s annual meeting in Vancouver. Hollander-Blumoff was an invited discussant at Saint Louis University School of Law’s annual Richard J. Childress Lecture. Additionally, she gave a presentation on the challenges of teaching negotiation ethics at the Association of American Law Schools annual meeting in New Orleans. Hollander-Blumoff presented an empirical project, “The Objective Antecedents of Procedural Justice in Bilateral Negotiation,” at the annual meeting of the Law and Society Association in Chicago. She also organized the third year of a series of regional junior faculty works-in-progress workshops.

Emily Hughes
Associate Professor of Law and Co-Director, Criminal Justice Clinic
The second edition of Emily Hughes’ co-authored book, Federal Habeas Corpus: Cases and Materials, is forthcoming this fall, as is her article “Innocence Unmodified,” which the North Carolina Law Review will publish next spring. Her research on capital mitigation has continued with the Capital Jury Project. Hughes is also conducting empirical research through interviews of capital mitigation specialists nationwide; she discussed her findings at Stanford Law School as part of the International Legal Ethics Conference. She presented her work at the University of Illinois, Washington University’s Midwest Regional Junior Scholars Roundtable, a Law and Society forum, and the Southeast Association of Law Schools Conference. Hughes
taught at the Darrow Death Penalty Defense College, co-hosted by DePaul University and the University of Michigan, and she presented at “Life in the Balance,” co-sponsored by the National Legal Aid & Defender Association and the National Alliance of Sentencing Advocates and Mitigation Specialists. She was named a Treiman Fellow.

Peter A. Joy
Vice Dean; Professor of Law; and Co-Director, Criminal Justice Clinic

Peter Joy published an article on informant perjury in the Ohio State Journal of Criminal Law, and he co-authored a chapter on ethics issues in The State of Criminal Justice–2010, published by the ABA. He also co-authored articles addressing academic freedom, clinical legal education, and legal ethics in the Journal of Legal Education and the ABA’s magazine, Criminal Justice. He gave a lecture at Northumbria University in the United Kingdom and presentations at an ethics conference sponsored by Hofstra University, a faculty workshop at Indiana University Bloomington, and the Association of American Law Schools (AALS) Clinical Legal Education Conference. He is chair-elect and serves on the AALS Section on Professional Responsibility’s Executive Committee, the ABA Section on Legal Education & Admissions to the Bar Accreditation Committee, the Society of American Law Teachers Board of Governors, and the AALS Committee on Academic Freedom and Tenure. He is also a contributing editor for Criminal Justice and a member of the Clinical Law Review Board of Editors.

Daniel L. Keating
Tyrrell Williams Professor of Law

As of January 1, 2010, Dan Keating returned to full-time teaching and scholarship following a period of more than 16 years in law school administration. Keating’s article, “Automobile Bankruptcies, Retiree Benefits, and the Futility of Springing Priorities in Chapter 11 Reorganizations,” was accepted for publication in the Iowa Law Review. This past summer, Keating and David Becker began a series of trips to major legal markets across the country to visit and brainstorm with alumni in those cities about how to expand job opportunities for students. These visits are being coordinated through the Career Services Office and stem from an initiative developed by Becker.

Pauline Kim
Associate Dean for Research & Faculty Development 2008–10 and Professor of Law

Pauline Kim presented a paper, “Beyond Principal–Agent Theories: Law and the Judicial Hierarchy,” at the Symposium on Political Science and Law, which was sponsored by the law school and marked the 150th anniversary of the U.S. Supreme Court decision in the case. That decision declared that African Americans “had no rights” under the Constitution.


The volume presents 14 essays composed by leading historical and legal scholars reflecting on the Dred Scott case. The book is the result of a Washington University symposium that was co-sponsored by the law school and marked the 150th anniversary of the U.S. Supreme Court decision in the case. That decision declared that African Americans “had no rights” under the Constitution.

The essays examine the case’s history, its later consequences, and its vast implications for history and American law. The book also presents reflections of the current justices of the Missouri Supreme Court.

“Dred Scott was the first true civil rights case decided by the U.S. Supreme Court, and it raised issues that have not been fully resolved despite three Constitutional amendments and a century and a half of litigation,” Konig notes. “The essays in this book revisit the historical forces that created those problems and left them only incompletely remedied by law.”

Konig is an expert in early-American history and Anglo-American legal history. The author of multiple journal articles, he also edited the 16-volume Plymouth Court Records and is the author of Law and Society in Puritan Massachusetts: Essex County, 1629–1692 and Devising Liberty: Creating and Preserving Freedom in the New American Republic. He is currently working on a new book, Nature’s Advocate: Thomas Jefferson and the Discovery of American Law, for which he is drawing on years of research and several previous articles and papers on the third president. Additionally, he is preparing a scholarly edition of Thomas Jefferson’s legal notes for The Papers of Thomas Jefferson. His work on the Second Amendment was recently cited by Justice Stephen Breyer in his dissent in McDonald v. Chicago.
sored by the Searle Center at Northwestern University School of Law. This paper will appear in the Northwestern University Law Review later this year. The second edition of her casebook, Work Law: Cases and Materials, co-authored with Marion Crain and Michael Selmi, has been published, together with an accompanying teacher’s manual. Also to be published this year are: “Reply, ‘Exploring Panel Effects’,” University of Pennsylvania Law Review’s PENNumbra; “Collective and Individual Approaches to Protecting Employee Privacy: The Experience with Workplace Drug Testing,” Workplace Privacy (Samuel Estreicher & Jonathan Nash, eds.); and “Regulating the Use of Genetic Information: Perspectives from the U.S. Experience,” Comparative Labor Law & Policy Journal. She finished her term as associate dean for research & faculty development in August 2010.

Michael H. Koby
Professor of Practice; Director, Trial & Advocacy Program; and Director, Lawyering Practice Externship

Koby presented “Legal Writing Skills Development and a Structured Feedback Process” at the Externships 5 conference at the University of Miami School of Law. The presentation focused on using externship placements as a vehicle to develop students’ legal writing skills.

David T. Konig
Professor of History and Professor of Law

David Konig completed a term as chair of the Kathryn T. Preyer Award committee of the American Society for Legal History, which honors work by junior legal historians. At the society’s annual meeting, he presented a paper on “Asymmetries of the Lawyer–Historian Debate” in legal scholarship. He also presented papers on “Whig Lawyering in the Legal Education of Thomas Jefferson” at the Massachusetts Historical Society and Jefferson’s cause lawyering at workshops at the University of Illinois College of Law and New York University School of Law. He presented work on Second Amendment jurisprudence at Northeastern University School of Law and conducted a workshop on the topic at a seminar for the Institute for Constitutional Studies at the University of California, Santa Barbara. His article, “Why Does the Second Amendment Have a Preamble?,” appeared in the UCLA Law Review. His co-edited book, The Dred Scott Case: Historical Perspectives on Race and Law, was published in July 2010.

Robert R. Kuehn
Professor of Law and Co-Director, Interdisciplinary Environmental Clinic

Robert Kuehn published “Lawyering in the Academy: The Intersection of Academic Freedom and Professional Responsibility” in the Journal of Legal Education. He is working on two articles, “Lessons from Forty Years of Interference in Law School Clinics” and “ ‘Kneecapping’ Academic Freedom: Attacks on Law School Clinics” (with Peter Joy), that will be published later this year. As part of his work with the Interdisciplinary Environmental Clinic, he established and supervised a new community outreach coordinator position designed for a master’s of social work practicum student to lend assistance to the clinic. Among his presentations, he was a guest lecturer on “Environmental Justice” at Arizona State University; presented “Transforming Advocacy” at the Association of American Law Schools Annual Meeting; and was a moderator for “Basic Statistics Tutorial for Law Professors,” at the Southeastern Association of Law Schools Annual Meeting. He is serving as president of the Clinical Legal Education Association.

D. Bruce La Pierre
Professor of Law and Director, Appellate Clinic

Bruce La Pierre continues to teach overseas regularly and to litigate with his Appellate Clinic students an interesting and diverse set of cases in the U.S. Court of Appeals for the Eighth Circuit. This fall, he is teaching a short course at Catholic University of Portugal in Lisbon, and next fall, he will teach and lecture at Fudan University in Shanghai. His Appellate Clinic cases include United States v. Watson, 8th Cir. (09-3606) and Washington v. Blunt (09-3606). In Watson, the court, on its own motion, asked the Appellate Clinic to address three issues governing the timing of criminal appeals under Federal Rule of Appellate Procedure 4(b)(1)(A). The other case, Washington v. Blunt, raises issues of qualified immunity in civil rights actions and of prison conditions.

C.J. Larkin
Senior Lecturer in Law and Administrative Director, Dispute Resolution Program

C. J. Larkin successfully concluded the mediation process in Kirkwood, Missouri, in collaboration with the Department of Justice. Working with adjuncts Mike Geigerman and Jim Reeves, she presented a workshop on “Mudslinging, Manners and Mediators” at the ABA Section of Dispute Resolution Spring Conference in San Francisco. Larkin collaborated with Missouri State University to present Civil and Family Mediation Training in fall 2009 and spring 2010. She was also a panelist at the fall 2009 Domestic Violence Documentary Premiere in St. Louis and was asked to speak regarding the law school’s Clemency Project.

David S. Law
Professor of Law and Professor of Political Science

David Law presented papers at a variety of venues including the annual meetings of the American Political Science Association, the Midwest Political Science Association, the Western Political Science Association, the Law and Society Association, and the Conference on Empirical Legal Studies. He also presented a paper on imposed constitutionalism in Japan at the Foundation for Law, Justice, and Society at Oxford University and spoke on the future of constitutional theory at the Constitution in 2020 conference held at Yale Law School. His presentations over the last year have included “Law Versus Ideology: The Supreme Court and the Use of Legislative History” (co-authored with David Zaring), which appeared in the William and Mary Law Review; and “The Anatomy of a Con-
Mandelker Publishes Book on Designing Planned Communities

DANIEL R. MANDELKER, the Howard A. Stamper Professor of Law, has published a new book, *Designing Planned Communities*, in which he shows how design concepts for planned communities can be translated into effective design guidance by local governments.

Published by iUniverse Inc., Mandelker’s book deals with the gap between subdivision ordinances and zoning ordinances. One of the country’s leading scholars and teachers in land use law, he stresses that neither set of ordinances provides the flexibility for a planned community, including the need to address such issues as common open space, resource protection, and better and varied design. Mandelker also demonstrates how design concepts can become effective design guidance in the hands of local governments.

Professor Michael Allan Wolf, University of Florida, writes in his review of the book, “Planning and local government attorneys will find the information about the legality of innovative design plans most interesting and helpful. Mandelker provides examples of localities that have experimented with a variety of design approaches and explores case law that will have an impact on these innovations.”

Mandelker is also the co-author of a popular law school casebook, *Planning and Control of Land Development*, now in its seventh edition, as well as numerous other books, journal articles, and book chapters. At the law school, he teaches *Environmental & Land Use Litigation, Land Use Law, Law & Popular Culture, and State & Local Government*. Among his professional activities, Mandelker was the principal consultant and contributor to the American Planning Association’s model planning and zoning legislation project. The project resulted in the 2002 *Legislative Guidebook*, which contains new model legislation.

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Stephen H. Legomsky
John S. Lehmann University Professor
Steve Legomsky is now on leave as the Global School of Law Visiting Professor at Catholic University of Portugal where he is researching EU migration law. He enlisted a co-author, Professor Cristina Rodríguez of New York University, for the now-published fifth edition of his immigration and refugee law course book, adopted at 172 law schools since its inception. He also recently published migration related articles in the *Duke Law Journal*, *Georgia Law Review*, and *Israel Law Review*, and a chapter in an edited NYU Press volume. At the request of the U.S. House Immigration Subcommittee, Legomsky drafted a proposed bill for revamping the U.S. immigration adjudication system. He gave a faculty workshop at the University of New Mexico and other invited presentations at Duke University and in Fotsdam, Hong Kong, Lisbon, and Berlin, as well as in Chicago and Washington, D.C. Upcoming talks include those in Nijmegen, London, Brussels, Tel Aviv, Stockholm, Lund, and Hong Kong.

Ronald M. Levin
Henry Hitchcock Professor of Law
Ronald Levin continued his service as the ABA’s advisor to the drafting committee to revise the Model State Administrative Procedure Act. He also is the Reporter for an ABA Task Force on Lobbying Reform. Levin recently spoke at a symposium on *The Obama Administration and the Future of the Administrative State*, sponsored by the University of Miami Law Review. He discussed the courts’ role in facilitating policy changes over time. Levin also participated in a panel discussion on formal and hybrid rulemaking at the Rulemaking Institute of the ABA Section of Administrative Law and Regulatory Practice. His co-authored revision of a chapter of *The Lobbying Manual: A Complete Guide to Federal Lobbying Law and Practice* was published in 2009. Levin and Michael Asimow of UCLA School of Law also published the teacher’s manual to their casebook, *State and Federal Administrative Law*.

Jo Ellen D. Lewis
Professor of Practice and Director, Legal Practice Program
Jo Ellen Lewis received a Fulbright Senior Specialist grant to teach at Fudan University School of Law in April 2010. She taught courses in Legal English and Torts.
Gregory Magarian  
*Professor of Law*

Gregory Magarian spent two weeks in fall 2009 teaching a course in comparative constitutional law at Fudan University in Shanghai, China. He also made presentations at Shanghai Jiaotang University and East China University of Law and Politics. Magarian completed his latest article, “Religious Argument, Free Speech Theory, and Democratic Dynamism.” He is currently researching his next article on the implications of First Amendment theory and doctrine for emerging Second Amendment jurisprudence. In June, Magarian and 13 colleagues completed a project for the ABA, which provided an evaluation of federal judicial nominees to the U.S. Senate Judiciary Committee. He also served as a discussant for a presentation on political theory at a Washington University workshop, gave presentations on Supreme Court procedures to high school teachers in the StreetLaw program, and participated in a panel discussion sponsored by the National Lawyers Guild. Additionally, he gave numerous national and local print and radio interviews on constitutional and election law issues.

Daniel R. Mandelker  
*Howard A. Stamper Professor of Law*

Daniel Mandelker published a new book, *Designing Planned Communities*, in which he shows how design concepts for planned communities can be translated into effective design guidance by local governments. He also contributed chapters to the seventh edition of his co-authored casebook, *State and Local Government in the Federal System*. Additionally, the *Washington University Journal of Law & Policy* will be publishing his article on the National Environmental Policy Act as part of a symposium on environmental law. Mandelker also published articles on “Zoning Codes: Form and Function” in *Local Planning: Contemporary Principles and Practice*, the most recent edition of the national encyclopedia on planning practice, and on “Decision-Making in Sign Codes: How to Comply with the First Amendment and Avoid Litigation” in *Zoning Practice*. Mandelker spoke on issues in sign regulation at a zoning conference in Dallas and at the national planning conference in New Orleans.

Andrew D. Martin  
*Professor of Law; Professor & Chair, Department of Political Science; and Director, Center for Empirical Research in the Law*

In 2009–10, Andrew Martin continued his work in the field of judicial decision-making. He published articles in the *American Journal of Political Science* and *Washington University Journal of Law & Policy*. Martin and other Center for Empirical Research in the Law collaborators continue work on the Supreme Court Database (supremecourtdatabase.org) and a study of institutional legitimacy of constitutional courts across the globe. Both of these projects are funded by the National Science Foundation. In 2010, Martin was recognized for the fifth time by the Graduate School of Arts & Sciences for Excellence in Mentoring.

Charles R. McManis  
*Thomas & Karole Green Professor of Law*

Charles McManis published an introduction to a symposium volume of the *Washington University Journal of Law & Policy* on the topic, “Open Source and Proprietary Models of Innovation: Beyond Ideology,” as well as his symposium article, “The Interface of Open Source and Proprietary Agricultural Innova-


Carl Minzner  
*Associate Professor of Law*

Carl Minzner’s article, “Riots and Coverups: Counterproductive Control of Local Agents in China,” was published in the *University of Pennsylvania Journal of International Law*, and his article, “Judiciary Disciplinary Systems for Incorrectly Decided Cases: The Imperial Chinese Heritage Lives On,” was selected for publication in an edited volume by Cambridge University Press. Minzner organized a conference on *Legal Reform in China* at the law school, which was also webcast. He testified before Congress regarding Chinese government petitioning institutions, served as the keynote speaker for a Houston World Affairs Council event on modern China, published op-eds on Chinese domestic politics in the *New York Times* and *Los Angeles Times*, and taught a class on American property law at the P.R.C. State Intellectual Property Office. He continues to work to enhance Washington University’s relationships with Chinese law schools.

Kimberly Jade Norwood  
*Professor of Law and Professor of African & African American Studies*

In 2009–10, Kim Norwood continued to receive awards for her high-school-to-law-school pipeline initiative, including the Archway Chapter of the Links Inc.’s Excellence in Service Award to Outstanding Women and the St. Louis Diversity Job Fair Committee’s Diversity Award. She was appointed by Missouri Governor Jeremiah Nixon in April 2010 to serve as a Commissioner on the Missouri Civil War...
Sesquicentennial Commission. Norwood also presented various lectures to law students, LLM students, and PhD students at Fudan University in Shanghai, China, on subjects ranging from personal injury law to the U.S. legal system. She continues to supervise students engaged in public interest externships in Ghana and Kenya.

Stanley L. Paulson
William Gardiner Hammond Professor of Law and Professor of Philosophy
Stanley L. Paulson devoted a good part of the past year to his Kelsen monograph, consisting of 11 chapters and appendices. His paper, “A Strong Normativity Thesis in Hans Kelsen’s Pure Theory of Law?,” is forthcoming in the volume, Institutional Reason, ed. M. Klatt (Oxford University Press). Last November, a conference at the University of Leicester was devoted to Paulson’s work, with commentators from the U.K. and the European continent. Last March, Paulson delivered the plenary address at a conference on Kelsen’s work in Buenos Aires. Also in November, a commissioning editor at the Oxford University Press arranged for a meeting with Paulson and his wife, Bonnie, to convince them to undertake a translation of the second edition of Kelsen’s Reine Rechtslehre. Representatives at the Press have also suggested that the two edit an English-language edition of Kelsen’s works; negotiations are under way. In addition, Paulson served as the John Fleming Visiting Fellow in the Faculty of Law, Australian National University, Canberra during summer 2010.

Mae C. Quinn
Professor of Law and Co-Director, Civil Justice Clinic
Mae Quinn joined the faculty in July 2009 as co-director of the Civil Justice Clinic (CJC) and an architect of that program’s new Child and Family Advocacy Project. Shortly after her arrival, Quinn worked with law students and community partners at the Legal Services of Eastern Missouri to file a federal lawsuit addressing problematic disciplinary practices in the Saint Louis Public Schools system. Under her supervision, CJC students also represented youths in local juvenile court proceedings and administratively challenged illegal placement practices within the state’s Division of Youth Services. Continuing her activism through scholarship, Quinn’s recent works include “Reconceptualizing Competence: An Appeal” and “Further (Ms.) Understanding Legal Realism: Rescuing Judge Anna Moscowitz Kross.” Quinn gave talks across the country on a variety of subjects and was featured in a cover story of Missouri Lawyers Weekly for her drug treatment court research.

Laura Rosenbury
Associate Dean for Research & Faculty Development and Professor of Law
Laura Rosenbury spent the spring 2009 semester as a visiting professor at the University of Chicago Law School. She published two book chapters, “Whose Privacy?,” Criminal Law Conversations, and “Gender: Legal and Public-Policy Perspectives,” The Child: An Encyclopedic Companion, as well as a full-length article co-authored with Jennifer Rothman, “Sex In and Out of Intimacy,” Emory Law Journal. She recently joined the fourth edition of the Feminist Jurisprudence casebook. Rosenbury presented her scholarship in faculty workshops at the law schools of Loyola Marymount University—Los Angeles, Northwestern University, University of Chicago, University of Maryland, University of Illinois, and George Washington University. She participated in a panel on parenthood at Stanford Law School, was a commentator at Chicago Law School’s Democracy and Gender Equity in the Muslim World conference, and spoke at Harvard Law School’s Family Law Summer Camp and the Williams Institute’s conference on sexuality and gender law. In August 2010, she became associate dean for research & faculty development.

Leila Nadya Sadat
Henry H. Oberschelp Professor of Law and Director, Whitney R. Harris World Law Institute
Leila N. Sadat is in the process of finalizing the Crimes Against Humanity Initiative’s proposed convention in English and French, the culmination of a nearly three-year project that involved organizing several international conferences, as well as producing an edited volume, Forging a Convention for Crimes Against Humanity (forthcoming, Cambridge University Press). Sadat published articles on the Nuremberg paradox, Rwandan genocide, unlawful enemy combatants, and the Goldstone Report in the American Journal of Comparative Law, Leiden Journal of International Law, and Lawyers Weekly.
Council of the ABA’s Section on Legal Education and Admission to the Bar. She served in summer 2010 as the Distinguished Jurist in Residence at the Peking University School of Transnational Law in China. He also lectured on “The Uncertain Future of American Law Schools” at Arizona State University. In spring 2010, he taught Negotiation and Civil Procedure.

**Hillary A. Sale**
Walter D. Coles Professor of Law and Professor of Management

Hillary Sale, who joined the faculty in fall 2009, was installed as the Walter D. Coles Professor of Law. Her article on corporate governance is forthcoming in Duke Law School’s Law and Contemporary Problems. Her co-authored article (with John C. Coffee, Jr.), “Redesigning the SEC: Does the Treasury Have a Better Idea?,” was published in the University of Virginia Law Review. Sale and Coffee also co-authored the 11th edition of Securities Regulation. She presented at various workshops and conferences and was elected chair-elect of the Association of American Law Schools Section on Business Associations. Sale continues her work with DirectWomen; currently, she is a member of DirectWomen’s Executive Committee and chairs the DirectWomen Institute. Sale is also a member of the ABA Committee on Corporate Laws, which is responsible for drafting the Model Business Corporation Act, and chairs the subcommittee drafting the 6th edition of the Corporate Director’s Guidebook.

**Kent D. Syverud**
Dean of the Law School; Ethan A.H. Shepley University Professor; and Associate Vice Chancellor of Washington, D.C., Programs

Kent Syverud was elected vice chair of the Council of the ABA’s Section on Legal Education and Admissions to the Bar. He served in summer 2010 as the Distinguished Jurist

**Brian Tamanaha**
Professor of Law

Brian Tamanaha’s new book, Beyond the Formalist–Realist Divide (Princeton University Press), was published in January 2010. A review in the Law & Politics Book Review observed that Tamanaha’s “book will change the way we think about both formalism and realism, about the history of legal scholarship, and about the empirical study of judicial decision-making.” Tamanaha delivered featured lectures at universities in Jakarta, Nagoya, Sao Paulo, and Toronto. Additionally, he was the final speaker at a conference on legal pluralism sponsored by the United States Institute for Peace.

**Karen L. Tokarz**
Charles Nagel Professor of Public Interest Law & Public Service; Professor of African & African American Studies; and Director, Dispute Resolution Program

Karen Tokarz is a member of the Missouri Supreme Court Commission on Alternative Dispute Resolution and chair of the current U.S. Magistrate Merit Selection Commission for the U.S. District Court, Eastern District of Missouri. She published “Advancing Social Justice through Alternative Dispute Resolution and Clinical Legal Education in India, South Africa, and the United States” in The Global Clinical Movement: Educating Lawyers for Social Justice. Tokarz presented “International Clinical Externships” at the Externships 5 conference in Miami, Florida, and “Universal Clinical Legal Education” at the Association of American Law Schools Conference on Clinical Legal Education. She coordinated the annual, yearlong Public Interest Law & Policy Speakers Series and facilitated with Annette Appell a scholarship roundtable, New Directions in ADR and Clinical Education. For the ninth summer, she directed externship placements for law students with the Legal Aid Board and Lawyers for Human Rights in South Africa. She also assisted with field placements for students in Rwanda, Burkina Faso, Cambodia, and India.

**Melissa A. Waters**
Professor of Law

Melissa Waters spent fall 2009 as a visiting scholar at the Brookings Institution, researching a book examining the political, economic, and legal forces involved in the evolution of the death penalty under international law. During the spring semester, she taught a short course on the death penalty at Washington University’s partner institution, Utrecht University. She served as principal co-author of a Supreme Court amicus brief in Kiyemba v. Obama, addressing the ramifications under international law of the U.S. government’s indefinite detention of non-combatant Chinese Uighurs. Waters also published a book chapter examining the relationship between the Supreme Court and the International Court of Justice, and has a forthcoming book chapter examining the use of international law as an interpretive tool in the Supreme Court’s post-World War II jurisprudence (both with Cambridge University Press). Additionally, she was invited to present her scholarship at the annual conference of the American Society of International Law.

**Peter J. Wiedenbeck**
Joseph H. Zumberge Professor of the Law of Property

As background for the health care reform debate, Peter Wiedenbeck’s article, “Taxes and Healthcare,” appeared in Tax Notes. On behalf of a group of law professors, he filed an amicus brief advocating the grant of certiorari in Hecker v. Deere & Co. The case was out of the U.S. Court of Appeals for the Seventh Circuit involving the scope of ERISA § 404(c), which absolves defined contribution pension plan fiduciaries from liability for certain losses if the plan allows participants to select among a sufficiently broad range of investment alternatives. Wiedenbeck’s book, ERISA: Principles of Employee Benefit Law, was published by Oxford University Press in early 2010.