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Books

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* DAAN BRAVEMAN & RODNEY A. SMOLLA) (8th ed. 2024).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, EMILY BERMAN, PETER RAVEN-HANSEN & STEPHEN I. VLADECK) (8th ed. 2024).

COUNTERTERRORISM LAW (*with* STEPHEN DYCUS, PETER RAVEN-HANSEN & STEPHEN I. VLADECK) (4th ed. 2020 & Supp. 2021).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, PETER RAVEN-HANSEN & STEPHEN I. VLADECK) (7th ed. 2020 & Supp. 2021).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* RODNEY A. SMOLLA) (7th ed. 2019).

COUNTERTERRORISM LAW (*with* STEPHEN DYCUS, PETER RAVEN-HANSEN & STEPHEN I. VLADECK) (3rd ed. 2016 & Supp. 2018-19).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, ARTHUR L. BERNEY, PETER RAVEN-HANSEN & STEPHEN I. VLADECK) (6th ed. 2016 & Supp. 2018-19).

SOLDIERS ON THE HOME FRONT: THE DOMESTIC ROLE OF THE AMERICAN MILITARY (*with* STEPHEN DYCUS) (2016).

COUNTERTERRORISM LAW (*with* STEPHEN DYCUS & PETER RAVEN-HANSEN) (2nd ed. 2012 & Supps. 2015-2016, 2014-2015, 2013-2014, 2012-2013).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, ARTHUR L. BERNEY & PETER RAVEN-HANSEN) (5th ed. 2011 & Supps. 2015-2016, 2014-2015, 2013-2014, 2012-2013).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* RODNEY A. SMOLLA) (6th ed. 2010 & Supps. 2011, 2012, 2013, 2014, 2015, 2016, 2017).

COMBATING TERRORISM (*with* MITCHEL WALLERSTEIN & RENEE DE NEVERS) (2008).

COUNTERTERRORISM LAW (*with* STEPHEN DYCUS & PETER RAVEN-HANSEN) (2007 & Supps. 2009-2010, 2010-2011).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, ARTHUR L. BERNEY & PETER RAVEN-HANSEN) (4th ed. 2007 & Supps. 2008-2009, 2009-2010, 2010-2011 & TEACHER'S MANUAL 2008).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* DAAN BRAVEMAN & RODNEY A. SMOLLA) (5th ed. 2005 & Supps. 2006, 2007, 2008, 2009).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, ARTHUR L. BERNEY & PETER RAVEN-HANSEN) (3rd ed. 2002 & Supps. 2002-2003, 2003-2004, 2004-2005, 2005-2006 & TEACHER'S MANUAL 2003).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* DAAN BRAVEMAN & RODNEY A. SMOLLA) (4th ed. 2000 & Supps. 2000, 2001, 2002, 2003, 2004).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, ARTHUR L. BERNEY & PETER RAVEN-HANSEN) (2nd ed. 1997 & TEACHER'S MANUAL 1997).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* DAAN BRAVEMAN & RODNEY A. SMOLLA) (3rd ed. 1996 & Supps. 1996, 1997, 1998, 1999).

NATIONAL SECURITY LAW AND THE POWER OF THE PURSE (*with* PETER RAVEN-HANSEN) (1994).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* DAAN BRAVEMAN & RODNEY A. SMOLLA) (2nd ed. 1991 & Supps. 1991, 1992, 1993, 1994, 1995).

NATIONAL SECURITY LAW (*with* STEPHEN DYCUS, ARTHUR L. BERNEY & PETER RAVEN-HANSEN) (1st ed. 1990 & TEACHER'S MANUAL 1991).

CONSTITUTIONAL LAW: STRUCTURE AND RIGHTS IN OUR FEDERAL SYSTEM (*with* DAAN BRAVEMAN) (1st ed. 1987 & TEACHER'S GUIDE 1987).

Books, Edited

COUNTERINSURGENCY LAW: NEW DIRECTIONS IN ASYMMETRIC WARFARE (William C. Banks ed., 2013).

NEW BATTLEFIELDS OLD LAWS: CRITICAL DEBATES ON ASYMMETRIC WARFARE (William C. Banks ed., 2011).

Law Review and Other Scholarly Articles

Cyber Attribution and State Responsibility, 97 INT'L L. STUD. SER. US NAVAL WAR COL. 1039 (2021).

The Bumpy Road to a Meaningful International Law of Cyber Attribution, 113 AJIL UNBOUND 191 (2019).

Next Generation Electronic Surveillance Law: Imaging the Future, 49 CONN. L. REV. 1702 (2017).

State Responsibility and Attribution of Cyber Intrusions After Tallinn 2.0, 95 Tex. L. Rev. 1487 (2017).

Next Generation Foreign Intelligence Surveillance Law: Renewing 702, 51 U. RICH. L. REV. 671 (2017).

Cyber Espionage and Electronic Surveillance: Beyond the Media Coverage, 66 EMORY L.J. 513 (2017).

Two Aspects of Cybersecurity – Human Rights and Economic Espionage (with Liis Vihul & Lorena Trinberg*),* 8 J. NAT'L SECURITY L. & POL'Y 469 (2016).

Customary Constraints on the Use of Force: Article 51 with an American Accent (*with* Evan J. Criddle), 29 LEIDEN J. OF INT'L L. 67 (2016).

The Role of the Courts in Time of War, 71 WASH. & LEE L. REV. ONLINE 169 (2014) http://scholarlycommons.law.wlu.edu/wlulr-online/vol71/iss3/3 (last visited Sept. 6, 2017).

Educating National Security Lawyers for the Twenty-first Century: The Intersection of National Security Law and International Affairs (with Harvey Rishikof*),* 6 J. NAT'L SECURITY L. & POL'Y 483 (2013).

Shadow Wars, 5 J. NAT'L SECURITY L. & POL'Y 315 (2012).

Introduction (*with* Elizabeth Rindskopf Parker), Symposium, *Cybersecurity: National Leadership, Individual Responsibility*, 4 J. NAT'L SECURITY L. & POL'Y 7 (2010).

Programmatic Surveillance and FISA: Of Needles in Haystacks, 88 TEX. L. REV. 1633 (2010), *reprinted in* CURRENT CONTROVERSIES: ESPIONAGE AND INTELLIGENCE (Sylvia Engdahl ed. 2012).

Closing Guantanamo and Redirecting the U.S. Ship of State, 3 J. PARLIAMENTARY & POL. L. 5 (2009).

National Security Law Advice to the New Administration, 3 J. NAT'L SECURITY L. & POL'Y 221 (2009).

Providing "Supplemental Security" – The Insurrection Act and the Military Role in Responding to Domestic Crises, 3 J. NAT'L SECURITY L. & POL'Y 39 (2009).

Responses to the Ten Questions: 9. Is the FISA Amendments Act of 2008 good policy? Is it Constitutional?, 35 WM. MITCHELL L. REV. 5007 (2009).

Smart Counterterrorism, 8 CRIMINOLOGY & PUB. POL'Y 593 (2009).

Terror and Consent: The Long View, 37 SYRACUSE J. INT'L L. & COM. 1 (2009).

The Death of FISA, 91 MINN. L. REV. 1209 (2007).

Symposium, A Nuclear Iran: The Legal Implications of a Preemptive National Security Strategy, Introduction: A Second Nuclear Age?, 57 SYRACUSE L. REV. 429 (2007).

Who's in Charge: The Role of the Military in Disaster Response, 26 MISS. C. L. REV. 75 (2006), *reprinted in* DISASTER LAW (2010).

Teaching and Learning About Terrorism, 55 J. LEGAL EDUC. 35 (2005).

The Normalization of Homeland Security After September 11: The Role of the Military in Counterterrorism Preparedness and Response, 64 LA. L. REV. 735 (2004).

And the Wall Came Tumbling Down: Secret Surveillance After the Terror, 57 U. MIAMI L. REV. 1147 (2003).

Targeted Killing and Assassination: The U.S. Legal Framework (*with* Peter Raven-Hansen), 37 U. RICH. L. REV. 667 (2003).

Troops Defending the Homeland: The Posse Comitatus Act and the Legal Environment for a Military Role in Domestic Counter Terrorism, 14 J. OF TERRORISM & POL. VIOLENCE 1 (2002).

A Comparison of Enforcement of Administrative Agency Rules and Orders in China and the United States (*with* R. Goldsmith & G. Xue), 1 STUDY ON ADMIN. L. 1 (2001).

Executive Authority for National Security Surveillance (*with* M. E. Bowman), 50 AM. U. L. REV. 1 (2001).

The Integration of Theory and Practice in Teaching Structural Issues in Constitutional Law (*with* D. Braveman), 17 CONST. COMMENT. 361 (2000).

The 'L.A. Eight' and Investigation of Terrorist Threats in the United States, 31 COL. HUM. RTS. L. REV. 479 (2000).

Defense Contingency Budgeting in the Post-Cold War World (*with* J. Straussman), 59 PUB. ADMIN. REV. 135 (1999).

A New Imperial Presidency? Insights From United States Involvement in Bosnia (*with* J. Straussman), 114 POL. SCI. Q. 195 (1999), *reprinted in* THE NEW AMERICAN INTERVENTIONISM LESSONS FROM SUCCESS AND FAILURES (1999).

The Legacy of Lopez: *CERCLA and the Commerce Clause*, 32 CHEM. WASTE LIT. REP. 224 (1996).

At the Halfway Point: Light Docket Makes it Hard to Read Trends in Supreme Court Decisions, 81 A.B.A. J. 50 (1995).

From Vietnam to Desert Shield. The Commander in Chief's Spending Power (*with* Peter Raven-Hansen), 81 IOWA L. REV. 79 (1995).

The Impact of Lopez v. United States*: Is Environmental Regulation Limited by the Commerce Clause?* 5 E.P.A. ADMIN. L. REP. 780 (1995).

Pulling the Purse Strings of the Commander in Chief (*with* Peter Raven-Hansen), 80 VA. L. REV. 833 (1994).

Presidential Systems in Stress: Emergency Powers in Argentina and the United States (*with* Alejandro D. Carrió), 15 MICH J. INT'L L. 1 (1993).

The New Colombian Constitution, Democratic Victory or Popular Surrender (*with* E. Alvarez), 23 INTER-AMERICAN L. REV. 39 (1991).

While Congress Slept: The Iran-Contra Affair and Institutional Responsibility for Covert Operations, 14 SYRACUSE J. INT'L L. & COM. 291 (1988).

Bowsher v. Synar*: The Emerging Judicialization of the FISC* (*with* Jeffery D. Straussman), 28 B.C. L. REV. 659 (1987).

When They get Close to the Truth: Challenging the Special Prosecutors, 38 SYRACUSE L. REV. 623 (1987).

First Use of Nuclear Weapons: The Constitutional Role of a Congressional Leadership Committee, 13 J. LEGIS. 1 (1986).

Federalism Disserved: The Drive for Deregulation, 45 MD. L. REV. 141 (1986).

Efficiency in Government: Separation of Powers Reconsidered, 35 SYRACUSE L. REV. 715 (1984).

Conservation, Federalism, and the Courts: Limiting the Judicial Role, 34 SYRACUSE L. REV. 685 (1983).

Environmental Values: Institutional Responsibility and the Supreme Court (*with* Richard I. Goldsmith), 7 HARV. ENVTL. L. REV. 1 (1983), *reprinted in* 15 LAND USE & ENV'T. L. REV. 319 (1984).

EPA Bends to Industry Pressure on Coal NSPS – and Breaks, 9 ECOLOGY L. Q. 67 (1980).

Book Chapters

Who Did It? Attribution of Cyber Intrusions and the Jus in Bello, in THE IMPACT OF EMERGING TECHNOLOGIES ON THE LAW OF ARMED CONFLICT (Eric Talbot Jensen, Major Ronald T. P. Alcala eds., 2019).

Improving Disaster Risk Mitigation: Towards a 'Multi-Hazard' Approach to Terrorism, (*with* Katja L.H. Samuel & Daphne Richemond-Barak), *in* THE CAMBRIDGE HANDBOOK OF DISASTER RISK REDUCTION AND INTERNATIONAL LAW (Katja L. H. Samuel, Marie Aronsson-Storrier & Kirsten Nakjavani Bookmiller eds., 2019).

Law Enforcement by Military Means in the United States: Soldiers as Peacekeepers and Cops, Cops as Soldiers, in RECHTSDURCHSETZUNG MIT MILITÄRISCHEN MITTELN: INLANDSEINSÄTZE DER ARMEE UND MILITARISIERUNG DER POLIZEI (LAW ENFORCEMENT BY MILITARY MEANS: DOMESTIC OPERATIONS OF THE ARMY AND MILITARIZATION OF THE POLICE (U. Kischel & S. Graf von Kielmansegg, eds., 2018).

Developing Norms for Cyber Conflict, in RESEARCH HANDBOOK ON REMOTE WARFARE (Jens David Ohlin ed., 2017).

An Emerging International Legal Architecture for Cyber Conflict, in RESEARCH HANDBOOK ON THE POLITICS OF INTERNATIONAL LAW (Wayne Sandholtz & Christopher A. Whytock eds., 2017).

Predator Strikes in the War on Terrorism, in SECURITY ISSUES IN THE GREATER MIDDLE EAST (Karl Yambert ed., 2016).

Regulating Drones: Are Targeted Killings by Drones Outside Traditional Battlefields Legal?, in DRONE WARS: TRANSFORMING CONFLICT, LAW, AND POLICY (Peter L.Bergen & Daniel Rothenberg eds., 2014).

Law and Terrorism in the US and Beyond, in THE INTERNATIONAL ENCYCLOPEDIA OF THE SOCIAL AND BEHAVIORAL SCIENCES (James D. Wright ed., 2nd ed. 2014).

Exceptional Courts in Counterterrorism: Lessons from the Foreign Intelligence Surveillance Act (FISA), in GUANTÁNAMO AND BEYOND: EXCEPTIONAL COURTS AND MILITARY COMMISSIONS IN COMPARATIVE AND POLICY PERSPECTIVE (Fionnuala Ní Aoláin & Oren Gross eds., 2013).

The Role of Counterterrorism Law in Shaping ad Bellum *Norms for Cyber Warfare, in* ISRAEL YEARBOOK ON HUMAN RIGHTS (Yoram Dinstein & Fania Domb eds., 2013) reprinted from 89 INT'L L. STUD. 157 (2013).

Introduction – Shaping a Global Legal Framework for Counterinsurgency: Placing Postmodern War in Context, in COUNTERINSURGENCY LAW: NEW DIRECTIONS IN ASYMMETRIC WARFARE (William Banks ed., 2013).

A Brief History of the Field of National Security Law (*with* Peter Raven-Hansen and Stephen Dycus), *in* NATIONAL SECURITY LAW FIFTY YEARS OF TRANSFORMATION: AN ANTHOLOGY (Jill D. Rhodes ed., 2012).

The United States a Decade after 9/11, in GLOBAL ANTI-TERRORISM LAW AND POLICY (Victor V. Ramraj et al. eds., 2nd ed. 2012).

Toward an Adaptive International Humanitarian Law: New Norms for New Battlefields, in NEW BATTLEFIELDS OLD LAWS: CRITICAL DEBATES ON ASYMMETRIC WARFARE (William C. Banks ed., 2011).

Legal Sanctuaries and Predator Strikes in the War on Terror, in DENIAL OF SANCTUARY: UNDERSTANDING TERRORIST SAFE HAVENS (Michael Innes ed., 2007).

Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), in ENCYCLOPEDIA OF PRIVACY (William G. Staples ed., 2007).

General Warrants, in ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES (Paul Finkelman ed., 2006).

United States Responses to September 11, in GLOBAL ANTI-TERRORISM LAW AND POLICY (Victor V. Ramraj et al. eds., 2005).

Terrorism in Argentina: Government as its own Worst Enemy (*with* Alejandro D. Carrió), *in* GLOBAL ANTI-TERRORISM LAW AND POLICY (Victor V. Ramraj et al. eds., 2005).

Treaties and Treaty Power, in THE OXFORD COMPANION TO THE SUPREME COURT OF THE UNITED STATES (Kermit L. Hall et al. eds., 2d ed. 2005).

Peacekeeping in Bosnia (*with* J. Straussman), *in* TERRORISM AND PEACEKEEPING: NEW SECURITY CHALLENGES (Franke Volker ed., 2004).

To Prevent and Deter International Terrorism, in TERRORISM AND PEACEKEEPING: NEW SECURITY CHALLENGES (Franke Volker ed., 2004).

The Predator, in TERRORISM AND PEACEKEEPING: NEW SECURITY CHALLENGES (Franke Volker ed., 2004).

Foreign Intelligence Surveillance Act, *in* MAJOR ACTS OF CONGRESS (Brian Landsberg ed., 2004).

The Treaty Power in the Supreme Court, *in* THE OXFORD COMPANION TO THE SUPREME COURT OF THE UNITED STATES (Kermit L. Hall et al. eds., 1992).

First Use of Nuclear Weapons: The Constitutional Role of a Congressional Leadership Committee, *in* FIRST USE OF NUCLEAR WEAPONS (Peter Raven-Hansen ed., 1987).

Reports to Governmental Bodies and Professional Associations

New Battlefields/Old Laws: Shaping a Legal Environment for Counterinsurgency, 105 AM. SOC'Y INT'L L. PROC. 365 (2011).

The U.S. Administrative Procedure Act (APA): History, Implementation, and Selected Contemporary Problems (*with* Richard Goldsmith), in THIRD ANNUAL EAST ASIA CONFERENCE ON ADMINISTRATIVE LAW, PAPERS AND PROCEEDINGS (1999).

Reports, News and Commentary

Expert Backgrounder: Federalizing the National Guard and Domestic Use of the Military, JUST SECURITY (Feb. 21, 2024), https://www.justsecurity.org/92568/federalizing-national-guard-domestic-use-military/.

Cheap and Easy-to-Use Drones are Making Wars Deadlier, THE GLOBE AND MAIL (Dec. 2, 2023), https://www.theglobeandmail.com/opinion/article-cheap-and-easy-to-use-drones-are-making-wars-deadlier/.

100 Days, Trump, and Precaution (with David M. Driesen), HUFFINGTON POST (April 28, 2017, 3:50pm), http://www.huffingtonpost.com/entry/100-days-trump-and-precaution_us_590396c9e4b05c39767f6706?ncid=engmodushpmg00000003.

Soldiers on the Home Front: President Trump and the Military (*with* Stephen Dycus), THE HILL (Aug. 4, 2016, 8:06am), http://thehill.com/blogs/pundits-blog/the-military/290285-soldiers-on-the-home-front-president-trump-and-the-american.

The Legal Landscape for Emergency Management in the United States, NEW AMERICA FOUNDATION (2011), https://na-production.s3.amazonaws.com/documents/the-legal-landscape-for-emergency-management-in-the-united-states.

NSA Eavesdropping and the Fourth Amendment, JURIST (Mar 8, 2006, 8:01am), http://www.jurist.org/forum/2006/03/nsa-eavesdropping-and-fourth-amendment.php.

Mold, Mildew, and the Military Role in Disaster Response, JURIST (Oct. 17, 2005, 8:01am), http://www.jurist.org/forum/2005/10/mold-mildew-and-military-role-in.php.

"If Men Were Angels" NSA Eavesdropping and the Fourth Amendment, 28 A.B.A. NAT'L SECURITY L. REP. 1 (2006).

Phantom Agent, NATIONAL SECURITY STUDIES CASE SERIES (Maxwell Sch. of Citizenship and Pub. Aff., Syracuse U., Syracuse, N. Y. & Paul Nitze Sch. of Advanced Int'l Stud., Johns Hopkins U., Washington, D.C.), 2005.

The Predator, NATIONAL SECURITY STUDIES CASE SERIES (Maxwell Sch. of Citizenship and Pub. Aff., Syracuse U., Syracuse, N. Y. & Paul Nitze Sch. of Advanced Int'l Stud., Johns Hopkins U., Washington, D. C.), 2003.

The Role of the Courts in Time of War, SYNDICUS (Syracuse U. C. of L., Syracuse, N.Y.), 2003, *reprinted in* 14 THE INTELLIGENCER, J. OF U.S. INTELLIGENCE STUD. 35 (2004).

Dangerous Prisoner: The Threat of Bioterrorism in the U.S., NATIONAL SECURITY STUDIES CASE SERIES (Maxwell Sch. of Citizenship and Pub. Aff., Syracuse U., Syracuse, N. Y. & Paul N. Nitze Sch. of Advanced Int'l Stud., Johns Hopkins U., Washington, D.C.), 2002.

How We Uncover Their Plots: Laws for Keeping Tabs on Terrorists Draw Difficult Lines, LEGAL TIMES, Sept. 17, 2001.

Trolling for Terrorists: New Report Outlines Surveillance Authorities, 22 A.B.A. NAT'L SECURITY L. REP. 10 (2000).

The Devil and the Demon: The Threat of Bioterrorism in the U.S., NATIONAL SECURITY STUDIES CASE SERIES (Maxwell Sch. of Citizenship and Pub. Aff., Syracuse U., Syracuse, N. Y. & Paul N. Nitze Sch. of Advanced Int'l Stud., Johns Hopkins U., Washington, D.C.), 1999.

To Prevent and Deter International Terrorism: The U.S. Responses to the Kenya and Tanzania Embassy Bombings, NATIONAL SECURITY STUDIES CASE SERIES (Maxwell Sch. of Citizenship and Pub. Aff., Syracuse U., Syracuse, N. Y. & Paul N. Nitze Sch.of Advanced Int'l Stud., Johns Hopkins U., Washington, D.C.), 1999.

Peacekeeping in Bosnia (*with* J. Straussman), NATIONAL SECURITY STUDIES CASE SERIES, (Maxwell Sch. of Citizenship and Pub. Aff., Syracuse U., Syracuse, N.Y. & Paul N. Nitze Sch. of Advanced Int'l Stud., Johns Hopkins U., Washington, D.C.), 1997.

State Workers' Compensation at Federal Facilities: A Classic Federalism Struggle, 7 PREVIEW U.S. SUP. CT. CASES 207 (1988).

After One Hundred Years: A New First-Year Course is Needed, SYNDICUS (Syracuse U. C. of L., Syracuse, N.Y.), 1986.

Energy Planning – Getting Through the 1980's (*with* Richard Goldsmith), SYNDICUS (Syracuse U. C. of L., Syracuse, N.Y.), 1980.

Book Reviews

Still the Imperial Presidency?, 2 BOOKS-ON-LAW (1999) (reviewing CHRISTOPHER MAY, PRESIDENTIAL DEFIANCE OF "UNCONSTITUTIONAL" LAWS (1998)).

Book Review, 554 ANNALS AM. ACAD. POL. & SOC. SCI. 223 (1997) (reviewing LOUIS FRENCH, PRESIDENTIAL WAR POWERS (1995)).

Book Review (*with* Richard I. Goldsmith), 10 CAL. W. INT'L L.J.157 (1980) (reviewing ENERGY FUTURE – REPORT OF THE ENERGY PROJECT AT THE HARVARD BUSINESS SCHOOL (Robert Stobaugh and Daniel Yergin eds., 1979) and BARRY COMMONER, THE POLITICS OF ENERGY (1979)).

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Books

ACCIDENTAL JUSTICE: THE DILEMMAS OF TORT LAW (*with* JEFFERY O'CONNELL) (1997).

Law Review and Other Scholarly Articles

Recent Developments in Medicine and Law (*with* Melissa A. Wojtylak, et al.), 39 TORT TRIAL & INS. PRAC. L.J. 597 (2004).

Children's Lives, Indonesians' Lives, and Generic Liability, 72 CHI.-KENT L. REV 21 (1996).

Analyzing Tort Law: The Flawed Promise of Neocontract, 74 MINN. L. REV. 1177 (1990).

Legislative Intrusions into the Common Law of Medical Malpractice: Thoughts About the Deterrent Effect of Tort Liability, 35 SYRACUSE L. REV. 939 (1984).

The Bell Tolls: Toward Full Tort Recovery for Psychic Injury, 36 U. FLA. L. REV. 333 (1984).

Reply to a Generous Critic, 36 U. FLA. L. REV. 437 (1984).

Comment, *Extrajudicial Activity of Supreme Court Justices*, 22 STAN. L. REV. 587 (1970).

Book Chapters

Fencing and Receiving Stolen Goods: Legal Aspects, *in* ENCYCLOPEDIA OF CRIME AND JUSTICE (Kadish ed., 1983).

Reports, News, and Commentary

Strict Scrutiny of Scientific Evidence: A Bad Idea Whose Time Has Come (pts. 1 & 2), 20 PROD. SAFETY & LIAB. REP. (BNA) at 47 (Jan. 10, 1992), at 79 (Jan. 17, 1992) *reprinted in* 6 TOXICS L. REP. (BNA) at 1014 (Jan. 22, 1992), at 1047 (Jan. 29, 1992).

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Books

POWER, PRIVILEGE, AND LAW: A CIVIL RIGHTS READER, (*with* DAAN BRAVEMAN) (1994 & TEACHER'S MANUAL 1995).

Law Review and Other Scholarly Articles

"*To Err Is Human" ART Mix-Ups: A Labor-Based, Relational Proposal*, 9 J. GENDER RACE & JUST. 443 (2006).

Teaching Torts Stories, 55 J. LEGAL EDUC. 108 (2005).

Genes, Parents, and Assisted Reproductive Technologies: ARTs, Sex, Mistakes, Race, and Law, 12 COLUM. J. GENDER & L. 1 (2003).

Tort Law's Role as a Tool for Social Justice Struggle, 37 WASHBURN L.J. 249 (1998).

Teaching Torts as if Gender Matters: Intentional Torts, 2 VA. J. SOC. POL'Y & L. 115 (1994).

Symposium, *Is Tort Law Male? Forseeability Analysis and Property Managers' Liability for Third Party Rapes of Residents* (*with* Perette Lawrence), 69 CHI.- KENT L. REV. 313 (1993).

An Overview of Feminist Torts Scholarships, 78 CORNELL L. REV. 575 (1993).

Feminism's Healing Effect: A Review of Feminist Perspectives in Medical Ethics, 5 J. CLINICAL ETHICS 65 (1993).

Teaching Feminist Perspectives on Health Care Ethics and Law: A Review Essay, 61 U. CIN. L. REV. 1251 (1993).

Hidden Messages in the Required First-Year Law School Curriculum, 40 CLEV. ST. L. REV. 387 (1992).

A Feminist Analysis of Physician Assisted Dying and Voluntary Active Euthanasia, 59 TENN. L. REV. 519 (1992).

Impassioning a Civil Rights Course (*with* Daan Braveman) 16 VT. L. REV. 943 (1992) *reprinted* in 1992-1993 Sup. Ct. Preview 943 (1992-1993).

For Mary Joe Frug: Empowering Women Law Professors, 6 WIS. WOMEN'S L.J. 1 (1991).

Feminist (Re) Torts: Thoughts on the Liability Crisis, Mass Torts, Power and Responsibilities, 1990 DUKE L.J. 848 (1990).

Changing the Values in Tort Law, 25 TULSA L. J. 759 (1990).

From Gender Difference to Feminist Solidarity: Using Carol Gilligan and an Ethics of Care in Law, 15 VT. L. REV. 1 (1990).

Sex Discrimination or Gender Inequality? 57 FORDHAM L. REV. 941 (1989).

The Powell-Stevens Debates on Federalism and Separation of Powers, 15 HASTINGS CONST. L.Q. 549 (1988).

A Lawyer's Primer on Feminist Theory and Tort, 38 J. LEGAL EDUC. 3 (1988).

The Takings Clause: Principles or Politics?, 34 BUFF. L. REV. 735 (1985).

Reports, News and Commentary

In Memoriam: Mary Joe Frug, *1941-1991*, 3 YALE J. L & FEM. 186 (1991) (obituary).

Trends in Tort Law, 17 INCL J. 2 (June 1988).

Book Reviews

Fixing Feminist Jurisprudence, 2 BOOKS-ON-LAW (1999) (reviewing JUDITH A. BAER, OUR LIVES BEFORE THE LAW: CONSTRUCTING A FEMINIST JURISPRUDENCE (1999)).

Book Review, *Feminism and Bioethics: Beyond Reproduction,* 25 J.L. MED. & ETHICS 58 (1997).

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Law Review and Other Scholarly Articles

Hamilton's Law and Finance - Borrowing from the Brits (And the Dutch), 47 SYRACUSE J. INT'L L. & COM. 68 (2019).

Risky Business: Popular Images and Reality of Capital Markets Handling Risk – From the Tulip Craze to the Decade of Greed, 113 PENN ST. L. REV. 461 (2008).

The Case for Professionally Edited Law Reviews, 33 OHIO N.U. L. REV. 563 (2007).

Paper Conspiracies and the End of All Good Order: Perceptions and Speculation in Early Capital Markets, 1 ENTREPRENURIAL BUS. L.J. 283 (2006).

Dispersed Capital and Moral Authority: The Paradox of Success in the Unregulated 19th Century New York Capital Markets, 12 LAW & BUS. REV. AM. 303 (2006).

Chaos in the Markets — Moral, Legal & Economic Signals in Three Fantastic Bubbles, 85 FIN. HIST. 24 (Winter 2006).

Is There a Tulip in Your Future?: Ruminations on Tulip Mania and the Innovative Dutch Futures Market, 14 JOURNAL DES ECONOMISTES ET DES ETUDES HUMAINES 151 (2004).

Partner to Plutocrat: The Separation of Ownership From Management in Emerging Capital Markets – 19th Century Industrial America, 58 U. MIAMI L. REV. 525 (2004).

Law Schools Can Solve the "Bar Pass Problem" –"Do the Work," 40 CAL W. L. REV. 321 (2004).

Teaching Students How to Become In-House Counsel, 51 J. LEGAL EDUC. 503 (2001).

Investor Power & Liquidity: Corporations, Capital Markets and the Industrialization of America, 5 J. SMALL & EMERGING BUS. L. 345 (2001).

Corporate Governance, Conrail and the Market: Getting on the Right Track!, 26 J. CORP. L. 1 (2000).

In Search of the Read Footnote: Techniques for Writing Legal Scholarship and Having It Published, 6 LEGAL WRITING: J. LEGAL WRITING INST. 229 (2000).

Criminal Procedure Issues Arising From Close Contacts Between Mainland China and Taiwan (*with* Chen Ronbing, Zheng Jingren, ed., trans., Du Lianrui, trans.), 21 SYRACUSE J. INT'L L. & COM. 105 (1995).

The Teaching of Legal Classics, 26 IND. L. REV. 263 (1993).

Resisting Serfdom: Making the Market Work in a Great Republic, 25 IND. L. REV. 799 (1992).

Riding the Rapids: Financing the Leveraged Transaction Without Getting Wet (*with* Lisa Dolak and Michael Walls), 41 SYRACUSE L. REV. 661 (1990).

Maintaining the Dragon's Teeth: Balanced Sales of Advanced Weapons and High Technology to the Two Chinas – An Exercise in Balance of Power Policies by the United States, 13 SYRACUSE J. INT'L L. & COM. 29 (1986).

Corporate Investment in Real Estate Ventures – Special Considerations for Special Allocations Under 704: "The Price is Right!", 10 J. CORP. L. 313 (1985).

Commissioner v. Tufts: The Fall of Footnote 37: The Confirmation of the Functional Relationship, 45 U. PITT. L. REV. 803 (1984).

The Recovery of Hong Kong by the People's Republic of China – A Fifty Year Experiment in Capitalism and Freedom, 11 SYRACUSE J. INT'L L. & COM. 625 (1984).

Implied Antitrust Repeals: Principles for Analysis (*with* Robert Simon Balter), 86 DICK. L. REV. 447 (1982).

A Land Retrenchment Policy for Energy and Resources-Short Times: A Modest Proposal, 10 FORDHAM URB. L.J. 71 (1982).

The Condominium Crisis: A Problem Unresolved (*with* Mark I. Forgel), 21 URB. L. ANN. 3 (1981).

Federal Income Tax Reform: An Important Tool for Historic Preservation, 16 WAKE FOREST L. REV. 315 (1980).

Reports, News and Commentary

Property to Market: The Transformation of Business Investments in Emerging Markets (June 2005), *available at* SSRN: http://ssrn.com/abstract=676047.

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Professor of Law Emeritus

Law Review and Other Scholarly Articles

Family Law (1990 Annual Survey of New York Law), 42 SYRACUSE L. REV. 615 (1991).

Family Law (1979 Survey of New York Law) (*with* Dennis E.A. Lynch), 31 SYRACUSE L. REV. 281 (1980).

Family Law (1972 Survey of New York Law) (with Mario E. Occhialino), 24 SYRACUSE L. REV. 513 (1973).

Family Law (1971 Survey of New York Law) (with Mario E. Occhialino), 23 SYRACUSE L. REV. 675 (1972).

Reports, News, and Commentary

Beck, Janet, DUE PROCESS REQUIREMENTS OF THE NEW YORK WAIVER STATUTE, (Contributor) (1979) (unpublished manuscript, in collection of Syracuse University College of Law Library).

David M. Driesen
University Professor Emeritus

Forthcoming

Context, Common Sense, and the Major Questions Doctrine: A Response to Justice Barrett, 88 ALBANY L. REV. (forthcoming 2026).

Books

SPECTER OF DICTATORSHIP: JUDICIAL ENABLING OF PRESIDENTIAL POWER (2021).

ENVIRONMENTAL LAW: A CONCEPTUAL AND PRAGMATIC APPROACH (*with* ROBERT W. ADLER & KIRSTEN H. ENGEL) (3rd ed. 2016 & Teachers Manual 2016).

THE ECONOMIC DYNAMICS OF LAW (2012).

ENVIRONMENTAL LAW: A CONCEPTUAL AND PRAGMATIC APPROACH (*with* ROBERT W. ADLER & KIRSTEN H. ENGEL) (2nd ed. 2011).

ENVIRONMENTAL LAW: A CONCEPTUAL AND PRAGMATIC APPROACH (*with* ROBERT W. ADLER) (2007).

THE ECONOMIC DYNAMICS OF ENVIRONMENTAL LAW (2003).

Books, Edited

ECONOMIC THOUGHT AND U.S. CLIMATE CHANGE POLICY (2010).

BEYOND ENVIRONMENTAL LAW: POLICY PROPOSALS FOR A BETTER ENVIRONMENTAL FUTURE (*with* ALYSON C. FLOURNOY ed. 2010).

Law Review and Other Scholarly Articles

The Law and Economics of Subsidies (*with* David Popp), 33 N.Y.U. ENVTL. L.J. 1 (2025).

Context, Common Sense, and the Major Questions Doctrine: A Response to Judge Barrett, 88 ALB. L. REV. 77 (2025).

Does a Removal Power Exist?: Joseph Story and Selective Living Originalism, 39 CONST. COMMENT. 1 (2025).

Comment, *Industrial Policy, Populism, and the Political Economy of Climate Action* (*with* David Popp & Michael Mehling), 14 NATURE CLIMATE CHANGE 414 (2024).

Pricing, Decarbonization, and Green New Deals (*with* Michael Mehling)*,* 48 WM & MARY ENVTL. L. REV. 211 (2024).

Does the Separation of Powers Justify the Major Questions Doctrine? 2024 U. ILL. L. REV. 1177.

Donald Trump and the Collapse of Checks and Balances, 77 SMU L. REV. F. 199 (2024).

Feasibility Analysis and the Climate Crisis, 39 YALE J. REG. 533 (2022).

Appointment and Removal, 74 ADMIN. L. REV. 422 (2022).

Making Appointment the Means of Presidential Removal of Officers of the United States, 26 LEWIS & CLARK L. REV. 315 (2022).

The Specter of Dictatorship: Judicial Enabling of Presidential Power: Special Issue, 73 SYR. L. REV. 1419 (2022).

The Political Remedies Doctrine, 71 EMORY L. J. 1 (2021).

Political Removal and the Plebiscitary President: An Essay on Seila Law LLC v. Consumer Financial Protection Board, 76 NYU ANNUAL SURVEY OF AMERICAN LAW 707 (2021).

The Unitary Executive Theory in Comparative Context, 72 HASTINGS L.J. 1 (2020).

Implied Presidential and Congressional Powers (*with* William C. Banks), 41 CARDOZO L. REV. 1301 (2020).

Toward a Populist Political Economy of Climate Disruption, 49 ENVT'L L. 379 (2019).

President Trump's Executive Orders and the Rule of Law, 87 UMKC L. REV. 489 (2019).

Judicial Review of Executive Orders' Rationality, 98 B.U. L. REV. 1013 (2018).

Half a Century of Supreme Court Clean Air Act Interpretation: Purposivism, Textualism, Dynamism, and Activism (with Thomas M. Keck & Brandon T. Metroka)*,* 75 WASH. & LEE L. REV. 1781 (2018).

Inactivity, Deregulation, and the Commerce Clause: A Thought Experiment, 53 WAKE FOREST L. REV. 479 (2018).

The Economic Dynamics of Climate Disruption and the Need for a Better Legal Theory, 8 CLIMATE L. 172 (2018).

Emissions Trading Versus Pollution Taxes: Playing Nice with Other Instruments, 48 ENVT'L L. 29 (2018).

The Ends and Means of Pollution Control: Toward a Positive Theory of Environmental Law, 2017 UTAH L. REV. 57 (2017).

The Changing Climate for US Law: Extreme Weather Events, 11 CLIMATE CHANGE L. REV. 191 (2017).

The Economic/Noneconomic Activity Distinction Under the Commerce Clause, 67 CASE W. RES. L. REV. 337 (2016).

Must the States Discriminate Against Their Own Producers Under the Dormant Commerce Clause?, 54 HOUS. L. REV. 1 (2016).

Legal Theory Lessons from the Financial Crisis, 40 J. CORP. L. 55 (2014).

Phasing Out Fossil Fuels, 38 NOVA L. REV. 523 (2014).

Putting a Price on Carbon: The Metaphor, 44 ENVTL. L. 695 (2014).

The Limits of Pricing Carbon, 4 CLIMATE L. 107 (2014).

Will Latin's Scheme Replace Fossil Fuels More Quickly than Existing Approaches? 25 VILL. ENVTL. L.J. 83 (2014).

Cost-Benefit Analysis and the Precautionary Principle: Can They Be Reconciled?, 2013 MICH. ST. L. REV. 771.

Cap Without Trade: A Proposal for Resolving the Emissions Trading Problem Under CAA §111, 43 ENVTL. L. REP. 10555 (2013).

What Does Sustainability Mean in the Age of Climate Disruption? 43 ENVTL. L. REP. 10351 (2013).

Purposeless Construction, 48 WAKE FOREST L. REV. 97 (2013).

Economic Thought and Climate Disruption: Neoclassical and Economic Dynamic Approaches in the USA and the EU (*with* Sanja Bogojevic), 25 J. ENVTL. L. 463 (2013).

Climate Disruption: An Economic Dynamic Approach, 42 ENVTL. L. REP. 10639 (2012).

Contract Law's Inefficiency, 6 VA. L. & BUS. REV. 301 (2011).

Two Cheers for Feasible Regulation: A Modest Response to Masur and Posner, 35 HARV. ENVTL. L. REV. 313 (2011).

An Environmental Competition Statute, 2 SAN DIEGO J. CLIMATE & ENERGY L. 199 (2010).

Capping Carbon, 40 ENVTL. L. 1 (2010).

Meaningful Technology Transfer for Climate Disruption, 64 J. INT'L AFF. 1 (2010).

Duty's Promise and the Unitary Executive's Terror, 37 SYRACUSE J. INT'L L. & COM. 7 (2009).

Toward a Duty-Based Theory of Executive Power, 78 FORDHAM L. REV. 71 (2009).

Linkage and Multilevel Governance, 19 DUKE J. COMP. & INT'L L. 389 (2009).

Sustainable Development and Air Quality: The Need to Replace Basic Technologies with Cleaner Alternatives, 18 WIDENER L. J. 883 (2009).

The Missing Instrument: Dirty Input Limits (*with* Amy Sinden), 33 HARV. ENVTL. L. REV. 65 (2009).

Firing U.S. Attorneys: An Essay, 60 ADMIN. L. REV. 707 (2008).

An Economic Dynamic Approach to the Infrastructure Commons, 35 ECOLOGY L.Q. 215 (2007).

Sustainable Development and Market Liberalism's Shotgun Wedding: Emissions Trading Under the Kyoto Protocol, 83 IND. L.J. 21 (2008).

The Changing Climate for United States Law, 1 CLIMATE CHANGE L. REV. 35 (2007).

Regulatory Reform: The New Lochnerism, 36 ENVTL L. 603 (2006).

Is Cost-Benefit Analysis Neutral?, 77 U. COLO. L. REV. 335 (2006).

Environmental Protection, Free Trade, and Democracy, 603 ANNALS AM. ACAD. POL. & SOC. SCI. 252 (2006).

Trading and Its Limits, 14 PENN ST. ENVTL. L. REV. 169 (2006).

Efficiency, Economic Dynamics, and Climate Change: A Critical Look at the NeoClassical Paradigm for Environmental Law (*with* Charles A.S. Hall), 13 DIGEST: THE NAT'L ITALIAN-AMERICAN B. ASS'N L.J. 1 (2005).

The Functions of Transaction Costs: Rethinking Transaction Cost Minimization in a World of Friction (with Shubha Ghosh)*,* 47 ARIZ. L. REV. 61 (2005).

Distributing the Costs of Environmental, Health, and Safety Protection: The Feasibility Principle, Cost-Benefit Analysis, and Regulatory Reform, 32 B.C. ENVTL. AFF. L. REV. 1 (2005).

Standing for Nothing: The Paradox of Demanding a Concrete Context for Formalist Adjudication, 89 CORNELL L. REV. 808 (2004).

The Economic Dynamics of Environmental Law: Cost-Benefit Analysis, Emissions Trading, and Priority Setting, 31 B.C. ENVTL. AFF. L. REV. 501 (2004).

Markets are Not Magic, 20 ENVTL. F. 19 (Nov.- Dec. 2003).

Thirty Years of International Environmental Law: A Retrospective and a Plea for Reinvigoration, 30 SYRACUSE J. INT'L L. & COM. 353 (2003).

Does Emissions Trading Encourage Innovation?, 33 ENVTL. L. REP. 10094 (2003).

Loose Canons: Statutory Construction and the "New" Nondelegation Doctrine, 64 U. PITT. L. REV. 1 (2002).

Sustainable Development and Air Quality: The Need to Replace Basic Technologies with Cleaner Alternatives, 32 ENVTL. L. REP. 10277 (2002).

What is Free Trade?: The Real Issue Lurking Behind the Trade and Environment Debate, 41 VA. J. INT'L L. 279 (2001).

Getting Our Priorities Straight: One Strand of the Regulatory Reform Debate, 31 ENVTL L. REP. 10003 (2001).

Choosing Environmental Instruments in a Transnational Legal Context, 27 ECOLOGY L.Q. 1 (2000).

Free Lunch or Cheap Fix?: *The Emissions Trading Idea and the Climate Change Convention,* 26 B.C. ENVTL. AFF. L. REV. 1 (1998).

Should Congress Direct the EPA to Allow Serious Harms to Public Health to Continue?: *Cost-Benefit Tests and NAAQS Under the Clean Air Act,* 11 TUL. ENVTL. L.J. 217 (1998).

Is Emissions Trading an Economic Incentive Program?: *Replacing the Command and Control/Economic Incentive Dichotomy,* 55 WASH. & LEE L. REV. 289 (1998).

The Societal Cost of Environmental Regulation: Beyond Administrative Cost-Benefit Analysis, 24 ECOLOGY L. Q. 545 (1997), *reprinted in* LAND USE & ENV'T L. REV. 369 (1998).

Five Lessons from the Clean Air Act Implementation, 14 PACE ENVTL. L. REV. 51 (1996).

The Congressional Role in International Environmental Law and its Implications for Statutory Interpretation, 19 B.C. ENVTL. AFF. L. REV. 287 (1992).

Brazil's Transition to Democracy: Agrarian Reform and the New Constitution, 8 WIS. INT'L. L. J. 51 (1989).

Book Chapters

An Environmental Competition Statute, in FUTURE PROOFING LAW IN A TIME OF ENVIRONMENTAL EMERGENCY (Harro Van Asselt, Kaisa Huta & Seata Versa eds., 2024).

Executive Privilege Ends with Impeachment, *in* EXECUTIVE PRIVILEGE AND THE POWERS OF THE PRESIDENCY (M.M. Eboch ed., 2022).

Climate Finance (*with* Cinnamon Carlane) *in* RESEARCH HANDBOOK ON CLIMATE CHANGE MITIGATION LAW (Leonie Reins & Jonathan Vershuuren eds., 2022).

Instrument Choice, in OXFORD HANDBOOK OF INTERNATIONAL ENVIRONMENTAL LAW, 2nd ed. (Lavanya Rajamani & Jacqueline Peel eds., 2021).

Critiques of Law and Economics (with Robin P. Malloy), in THE OXFORD HANDBOOK OF LAW AND ECONOMICS (Francesco Parisi ed., 2017).

Decisions about Emissions Trading Design, in DECISION MAKING IN ENVIRONMENTAL LAW (Lee Paddock, Robert Glicksman, & Nicholas Byner eds., 2016).

Traditional Regulation's Role In Greenhouse Gas Abatement, *in* CLIMATE CHANGE LAW (Daniel Farber & Marjan Peeters eds., 2016).

The Sleeping Giant Awakes?: U.S. Actions to Mitigate Climate Disruption, *in* LEGAL REGIMES FOR ENVIRONMENTAL PROTECTION: GOVERNANCE FOR CLIMATE CHANGE AND OCEAN RESOURCES (Hans-Joachim Koch et al. eds., 2015).

Sustainability, Climate Mitigation, and the Economic Dynamics of Law, *in* RETHINKING SUSTAINABILITY TO MEET THE CLIMATE CHANGE CHALLENGE (Jessica Owley and Keith H. Hirokawa eds., 2015).

The Economics of Climate Disruption and the Law Aiming to Reduce Greenhouse Gas Emissions, *in* PUBLIC ECONOMICS IN THE UNITED STATES: HOW THE FEDERAL GOVERNMENT ANALYZES AND INFLUENCES THE ECONOMY VOL. 2 (Steven Payson ed., 2014).

Alternatives to Regulation? Market Mechanisms and the Environment, *in* THE OXFORD HANDBOOK ON REGULATION (Robert Baldwin et al. eds., 2010).

Introduction, in ECONOMIC THOUGHT AND U.S. CLIMATE CHANGE POLICY (David M. Driesen ed. 2010).

Neoliberal Instrument Choice, in ECONOMIC THOUGHT AND U.S. CLIMATE CHANGE POLICY (David M. Driesen ed. 2010).

Toward Sustainable Technology, in ECONOMIC THOUGHT AND U.S. CLIMATE CHANGE POLICY (David M. Driesen ed. 2010).

Conclusion: Toward a Fresh Start, in ECONOMIC THOUGHT AND U.S. CLIMATE CHANGE POLICY (David M. Driesen ed. 2010).

An Environmental Competition Statute, *in* BEYOND ENVIRONMENTAL LAW: POLICY PROPOSALS FOR A BETTER ENVIRONMENTAL FUTURE (David M. Driesen & Alyson C. Flournoy eds. 2010).

Air Quality: The Need to Replace Basic Technologies with Cleaner Alternatives, *in* AGENDA FOR A SUSTAINABLE AMERICA (John Dernbach ed. 2009).

Renewable Energy under the Kyoto Protocol: The Case for Mixing Instruments, *in* A GLOBALLY INTEGRATED CLIMATE POLICY FOR CANADA (Steven Bernstein et al. eds., 2008).

Economic Dynamics and Progressive Lawyering, *in* PROGRESSIVE LAWYERING, GLOBALIZATION AND MARKETS: RETHINKING IDEOLOGY AND STRATEGY (Steven Bernstein et al. eds., 2008).

Design, Trading, and Innovation, in MOVING TO MARKETS IN ENVIRONMENTAL PROTECTION: LESSONS FROM 20 YEARS OF EXPERIENCE (Jody Freeman & Charles Kolstad eds., 2006).

Economic Instruments for Sustainable Development, *in* ENVIRONMENTAL LAW FOR SUSTAINABILITY: A READER (Benjamin J. Richardson & Stepan Wood eds., 2006).

What is Free Trade?: The Rorschach Test at the Heart of the Trade and Environment Debate, *in* HANDBOOK OF INTERNATIONAL TRADE: ECONOMIC AND LEGAL ANALYSES OF TRADE POLICY AND INSTITUTIONS (James C. Hartigan, II ed., 2004).

Why Pollution Taxes Cannot Replace Command and Control Regulation (But Should Have a Bright Future Nonetheless), *in* CRITICAL ISSUES IN INTERNATIONAL ENVIRONMENTAL TAXATION – INTERNATIONAL AND COMPARATIVE PERSPECTIVES VOL. 1 (2003).

Sustainable Development and Air Quality: The Need to Replace Basic Technologies with Cleaner Alternatives, in STUMBLING TOWARD SUSTAINABILITY (John Dernbach, 2002).

Air Pollution Control, *in* POWELL ON REAL PROPERTY 865.5A (1994).

Reports to Governmental Bodies and Professional Associations

Brief of Amicus Curiae Constitutional Law Scholars, *Trump v. Anderson (Sup. Ct. 2024).*

Assessing the Obama Years: Hearing Before the Subcomm. on Regulatory Reform, Commercial and Antitrust Law of the H. Comm. on the Judiciary, 114th Cong. (2016).

Brief of Amicus Curiae Constitutional Law Professors, *U.S. Fish and Wildlife Service v. People for the Ethical Treatment of Property Owners*, (10th Cir. 2015) (Nos. 14-4151 & 14-4165).

Brief of Economists Frank Ackerman et al., *Entergy v. Riverkeeper*, 556 U.S. 208 (2008) (Nos. 07-588, 07-589 & 07-597) (*with* Douglas Kysar).

Brief of Amicus Curiae Senator Hillary Rodham Clinton, et al., *New York v. U.S. EPA*, 413 F.3d 3 (D.C. Cir. 2005) (No. 02-1387) (*with* Chris Schroeder).

Brief of American Academy of Pediatrics (California District) et al., *Engine Mfr. Ass'n & W. States Petroleum Ass'n v. S. Coast Air Quality Mgmt. Dist.*, 541 U.S. 246 (2003) (No. 02-1234).

Accomplishments of the Clean Air Act, As Amended by the Clean Air Act Amendments of 1990: Hearing Before the Subcomm. on Energy and Air Quality of the H. Committee on Energy and Commerce, 107th Cong. (2002).

Brief of Amicus Curiae United States Public Interest Research Group Education Fund, *American Trucking Ass'ns, Inc. v. Browner*, 529 U.S. 1129 (2000) (No. 99-1426).

Reports, News and Commentary

Speaker Mike Johnson versus the Constitution, THE HILL (Dec. 10, 2024), https://thehill.com/opinion/congress-blog/5030366-senate-advice-consent-nominations/.

Project 2025 and Trump's Plan to Establish a Dictatorship, L.A. PROGRESSIVE (Aug. 31, 2024), https://www.laprogressive.com/election-and-campaigns/plan-to-establish-a-dictatorship

The Supreme Court Granted Trump Amnesty It Has No Power To Give, THE HILL (Mar. 13, 2024), https://thehill.com/opinion/judiciary/4524245-the-supreme-court-granted-trump-amnesty-it-has-no-power-to-give/.

Why Jack Smith Should Ask the Supreme Court to Lift Its Stay, L.A. PROGRESSIVE (Mar. 10, 2024), https://www.laprogressive.com/law-and-justice/supreme-court-to-lift-its-stay.

Donald Trump and the Collapse of Checks and Balances (2024), https://ssrn.com/abstract=4892783.

Context, Common Sense, And the Major Questions Doctrine: A Response to Justice Barrett (2024), https://ssrn.com/abstract=4695683.

Trump is Out for Vengeance, Not Republican Political Empowerment, THE HILL (Nov. 17, 2023), https://thehill.com/opinion/campaign/4313044-trump-is-out-for-vengeance-not-republican-political-empowerment/

Sackett v. EPA and the Presumption Against Federal Alteration of the Status Quo, CTR. FOR PROGRESSIVE REFORM BLOG (May 30, 2023), https://progressivereform.org/cpr-blog/sackett-v-epa-and-the-presumption-against-federal-alteration-of-the-status-quo/.

Why Jack Smith Should Ask the Supreme Court to Lift Its Stay, LA PROGRESSIVE (Mar. 10, 2024), https://www.laprogressive.com/law-and-justice/supreme-court-to-lift-its-stay

Does a Removal Power Exist?: Joseph Story and Selective Living Originalism, (2023), https://papers.ssrn.com/sol3/papers.cfm?abstract_id=4541820.

Guest Opinion, *Williams, GOP Are Using Debt Ceiling as a Blackmail Tool: The Deficit Can Only Be Cut By Raising Taxes, Cutting Spending or Both*, SYRACUSE POST STANDARD, Apr. 30, 2023, at F2.

Opinion, *After the Jan. 6 Hearings*, WASHINGTON POST, Dec. 28, 2022, at A18.

Opinion, *Jailing Trump Won't Keep Him From Power – Exclusion Will*, THE HILL (Dec. 21, 2022), https://thehill.com/opinion/campaign/3783550-jailing-trump-wont-keep-him-from-power-exclusion-will/

How Will the Midterm Elections Affect Regulation? Member Scholars and Staff Offer Expert Insights (with Allison Stevens, et al.), CTR. FOR PROGRESSIVE REFORM BLOG (Nov. 21, 2022), https://progressivereform.org/cpr-blog/how-will-the-midterm-elections-affect-regulation-member-scholars-offer-expert-insights/

Opinion, *How the 14th Amendment Can Reinforce the Jan. 6 Committee's Trump Subpoena*, THE HILL (Oct. 24, 2022), https://thehill.com/opinion/judiciary/3701775-how-the-14th-amendment-can-reinforce-the-jan-6-committees-trump-subpoena/

Unreal Politik, LAP PROGRESSIVE (Jul. 24, 2022), https://www.laprogressive.com/progressive-issues/unreal-politik

Guest Opinion, *The Supreme Court v. the Rule of Law: Reform the Court: Justices Violated Constitutional, Procedural Norms*, SYRACUSE POST STANDARD, Jul. 24, 2022, at E2.

Parading the Horribles in Administrative Law: Some Thoughts on the Oral Argument in West Virginia v. EPA, CTR. FOR PROGRESSIVE REFORM BLOG (Mar. 8, 2022), https://progressivereform.org/cpr-blog/parading-horribles-administrative-law-some-thoughts-oral-argument-west-virginia-v-epa/

How Courts Can Protect Democracy From Abuse of Emergency Powers, LAWFARE (Feb. 22, 2022), https://www.lawfareblog.com/how-courts-can-protect-democracy-abuse-emergency-powers

Opinion, *Major Questions and Juristocracy*, REG. REV. (Jan. 31. 2022), https://www.theregreview.org/2022/01/31/driesen-major-questions-juristocracy/

The Death of Law and Equity: A Comment on Two COVID Cases, VERFASSUNGSBLOG: ON MATTERS CONSTITUTIONAL (Jan. 19, 2022), https://verfassungsblog.de/the-death-of-law-and-equity/

Opinion, *Is it Time to Rein in Premature Supreme Court Review?*, THE HILL (Jan. 11, 2022), https://thehill.com/opinion/judiciary/589016-is-premature-review-the-supreme-courts-new-normal/

The Specter of Dictatorship and the Supreme Court's Embrace of the Unitary Executive Theory, AMERICAN CONSTITUTION SOCIETY: EXPERT FORUM (July 21, 2021), https://www.acslaw.org/expertforum/the-specter-of-dictatorship-and-the-supreme-courts-embrace-of-the-unitary-executive-theory/

Justices FHFA Ruling a Small Step in a Dangerous Direction, LAW360 (June 24, 2021), https://www.law360.com/articles/1397485/justices-fhfa-ruling-is-small-step-in-a-dangerous-direction.

Autocracy is Bad for Business (*with* Eric Orts), THE HILL (June 4, 2021), https://thehill.com/opinion/international/556869-autocracy-is-bad-for-business.

Opinion, *Katko Must Vote to Impeach The President: Trump Presents a Great Threat to the Constitution*, SYRACUSE POST-STANDARD, Jan. 11, 2021, at A11.

Opinion, *How Science Will Save the World*, THE HILL (Dec. 16, 2020), https://thehill.com/opinion/international/530488-how-science-will-save-the-world.

Opinion, *Katko Should Congratulate Biden on Winning the Election*, SYRACUSE POST-STANDARD, Nov. 26, 2020, at A29.

Trump's Unclean Hands, LAP PROGRESSIVE (Nov. 20, 2020), https://www.laprogressive.com/election-reform-campaigns/unclean-hands

Opinion, *How Private Companies Could Step Up to Help Save Our Election* (*with* Eric W. Orts & George Aposporos), THE HILL (Aug. 25, 2020), https://thehill.com/opinion/finance/513512-how-private-companies-could-step-up-to-help-save-our-election.

Opinion, *Critics Can Disagree, But They Should Stick to Facts*, SYRACUSE POST-STANDARD, Aug. 2, 2020, at E5.

Stealth Executive Privilege: Trump v. Mazars, JURIST (July 28, 2020), https://www.jurist.org/commentary/2020/07/david-driesen-trump-mazars/

Opinion, *This Election is About the Survival of Our Democracy*, SYRACUSE POST-STANDARD, July 26, 2020, at E1.

SCOTUS Aids Trump's Drive to Autocracy, VERFASSUNGSBLOG: ON MATTERS CONSTITUTIONAL (July 1, 2020), https://verfassungsblog.de/scotus-aids-trumps-drive-to-autocracy/

Opinion, *The Seila Law Case: Liberty and Political Firing*, THE HILL (July 1, 2020), https://thehill.com/opinion/judiciary/505393-the-seila-law-case-liberty-and-political-firing.

Opinion, *Balter Will Finish The Job This Time*, SYRACUSE POST-STANDARD, June 18, 2020, at A19.

Opinion, *Fund Absentee Voting to Ensure Democracy*, SYRACUSE POST-STANDARD, May 10, 2020, at E1.

Trump's Quislings, HIST. NEWS NETWORK (Apr. 26, 2020), https://historynewsnetwork.org/article/175187.

The U.S. Supreme Court's Activism in the Wisconsin Election, VERFASSUNGSBLOG: ON MATTERS CONSTITUTIONAL (Apr. 22, 2020), https://verfassungsblog.de/the-us-supreme-courts-activism-in-the-wisconsin-election/

Opinion, *NY Law Requires Absentee Ballots in Response to COVID-19*, SYRACUSE POST-STANDARD, Apr. 5, 2020, at E1.

Opinion, *Trump's Abuse of Office Clears Bar for Impeachment* (*with* Thomas M. Keck), SYRACUSE POST-STANDARD, Dec. 15, 2019, at E4.

Opinion, *Congress Could Impeach Trump Without an Investigation, So Why Bother?,* SYRACUSE POST-STANDARD, Oct. 6, 2019, at E1.

Opinion, *Representative Katko Contributing to Anti-Immigrant Atmosphere*, SYRACUSE POST-STANDARD (Aug. 8, 2019), https://www.syracuse.com/opinion/2019/08/rep-katko-contributing-to-anti-immigrant-atmosphere-your-letters.html

Comment: *Why Trump's Role Model is Hungary's Viktor Orban*, BALKAN INSIGHT (Aug. 5, 2019), https://balkaninsight.com/2019/08/05/why-trumps-role-model-is-hungarys-viktor-orban/

A Hungarian Autocrat is Trump's Role Model, THE DAILY STAR, Aug 1, 2019, at 6.

Trump's Role Model, PROJECT SYNDICATE (July 30, 2019), https://www.project-syndicate.org/commentary/trump-orban-immigration-policy-aids-autocracy-by-david-m-driesen-2019-07.

Trump's Persecution of His Investigators Follows Authoritarian Playbook, TRUTHOUT (June 22, 2019), https://truthout.org/articles/trumps-persecution-of-his-investigators-follows-authoritarian-playbook/.

The Risks of an Impeachment Inquiry, NEWSDAY (May 23, 2019), https://www.newsday.com/opinion/commentary/trump-schumer-pelosi-impeachment-democrats-inquiry-1.31426181.

Mueller Report Offers Ample Basis For Impeachment Inquiry, LAW360 (May 3, 2019), https://www.law360.com/articles/1153645/mueller-report-offers-ample-basis-for-impeachment- inquiry.

Opinion, *Katko's Call for Bipartisanship "A Masked Partisan Attack",* SYRACUSE POST STANDARD, May 1, 2019. https://www.syracuse.com/opinion/2019/05/katkos-call-for-bipartisanship-a-masked-partisan-attack-your-letters.html

Oversight, Executive Orders, and the Rule of Law, CPR BLOG (March 14, 2019), http://www.progressivereform.org/CPRBlog.cfm?idBlog=B9895922-C679-25DE- EBC2B37C81028E0E.

Opinion, *Trump's "Emergency" and the Constitution*, THE REGULATORY REVIEW (Feb. 20, 2019), https://www.theregreview.org/2019/02/20/driesen-trump-emergency-constitution/, *reprinted at* CPR BLOG (Feb. 20, 2019), http://www.progressivereform.org/CPRBlog.cfm?idBlog=7380C1E7-BE64-FCA8-40853E34B261DB42.

Opinion, *Is GOP Embarrassed to Reveal Who's Funding Their Elections?,* SYRACUSE POST-STANDARD, Jan. 22, 2019. https://www.syracuse.com/opinion/2019/01/sen-mcconnells-view-of-hr-1-brazenly-cynical-and-other-opinions-your-letters.html

Opinion*, Kavanaugh Is The Wrong Choice To Check Autocratic Power,* LAW360 (July 31, 2018), https://www.law360.com/appellate/articles/1068461.

Senate Must Preserve Rule of Law When Considering Benczkowski and Pruitt's Successor, CPR BLOG (July 9, 2018), http://www.progressivereform.org/CPRBlog.cfm?idBlog=6A346A98-DF17-773F-BFEA535E2285FB33 (last visited Jan. 23, 2019).

Letter to the Editor, *Trump's America on the Fourth of July*, N.Y. TIMES, July 4, 2018, at A24.

Travel Ban has Slippery Slope to Giving President Too Much Power, THE HILL (May 4, 2018, 3:00pm), http://thehill.com/opinion/judiciary/386257-travel-ban-has-slippery-slope-to-giving-president-too-much-power (last visited May 14, 2018).

Sessions Has Undermined the Rule of Law, HUFFINGTON POST (June 16, 2017, 4:01pm), https://www.huffpost.com/entry/sessions-has-undermined-the-rule-of-law_b_59442ffde4b0f15cd5bb3eec.

100 Days, Trump, and Precaution (with William C. Banks), HUFFINGTON POST (April 28, 2017, 3:50pm), http://www.huffingtonpost.com/entry/100-days-trump-and-precaution_us_590396c9e4b05c39767f6706?ncid=engmodushpmg00000003 (last visited Sept. 22, 2017).

Opinion, *Ruling by Decree*, THE HILL (Mar. 3, 2017, 4:30pm), http://thehill.com/blogs/congress-blog/the-administration/322184-ruling-by-decree (last visited Sept. 22, 2017).

The Cabinet and the Rule of Law, CPR BLOG (Feb. 6, 2017), http://www.progressivereform.org/CPRBlog.cfm?idBlog=CBDACD9F-A0D6-132D-AB6E14F990629B9D (last visited Jan. 23, 2019).

Tax Credits and Public Spending on Infrastructure, CPR BLOG (Jan. 30, 2017), http://www.progressivereform.org/CPRBlog.cfm?idBlog=D2591233-912A-DAE0-9CFD92CDF9A0EC05 (last visited Jan. 23, 2019).

The Role of the Clean Air Act's Goals in Clean Power Plan Litigation, CPR BLOG (Sept. 8, 2016), http://www.progressivereform.org/CPRBlog.cfm?idBlog=FE59AC7A-DFDD-A617-3B340B34CEFA475D (last visited Jan. 23, 2019).

The Clean Power Plan: Unpacking the Generation Shifting Issue, CPR BLOG (Sept. 8, 2016), http://progressivereform.org/CPRBlog.cfm?idBlog=FE6CF04C-F43B-7277-B8E8B092162DD8C9 (last visited Jan. 23, 2019).

Airlines' Bait-and-Switch Scheduling, CPR BLOG (June 2, 2016), http://www.progressivereform.org/CPRBlog.cfm?idBlog=56F6A673-A47E-CB64-0031D1C04BEBB171 (last visited Jan. 23, 2019).

Extreme Weather and Climate Disruption Since Katrina, CPR BLOG (Aug. 28, 2015), http://www.progressivereform.org/CPRBlog.cfm?idBlog=980144F0-E635-0F8F-BC74236084DA24B9 (last visited Jan. 23, 2019).

A Mass-Based Cap for Power Plants, CPR BLOG (Oct. 13, 2014), http://www.progressivereform.org/CPRBlog.cfm?idBlog=0B546490-BB93-250F-E248E13707C840D8 (last visited Jan. 23, 2019).

The Keystone EIS' Grudging Acknowledgement of Environmental Impact, CPR BLOG (Mar. 7, 2014), http://www.progressivereform.org/CPRBlog.cfm?idBlog=9CD25380-B863-881A-0F808F0247AA5B31 (last visited Jan. 23, 2019).

New Source Standards for Power Plants: The Status Quo and Sensible Government, CPR BLOG (Sept. 20, 2013), http://www.progressivereform.org/CPRBlog.cfm?idBlog=3C9BD866-F4E3-89E6-274C190E672C0EBB (last visited Jan. 23, 2019).

Keeping OIRA from Harming Efforts to Reduce Greenhouse Gas Emissions, CPR BLOG (Oct. 3, 2013), http://www.progressivereform.org/CPRBlog.cfm?idBlog=7EA3913D-AB20-8945-CC033F4FBC6D530C (last visited Jan. 23, 2019).

Phasing Out Fossil Fuels, CPR BLOG (Feb. 13, 2013), http://www.progressivereform.org/CPRBlog.cfm?idBlog=D414FA38-E3BE-C69B-C83A2BEDD971EE63 (last visited Jan. 23, 2019).

Opinion, *Act Vigorously: President Has Authority to Act on Regulatory Issues*, SYRACUSE POST STANDARD, Jan. 28, 2013, at A9.

Opinion, *Exempting Climate Mitigation from OIRA Review*, THE REGULATORY REVIEW (Jan. 24, 2013), https://www.theregreview.org/2013/01/24/24-driesen-climate-mitigation/ (last visited Jan. 23, 2019).

Letter to the Editor, *The First Debate: Sampling the Reviews*, N.Y. TIMES, Oct. 5, 2012 at A24.

Opinion, *Environmental Record: Buerkle No Great Steward of God's Creations*, SYRACUSE POST-STANDARD, Sep. 10, 2012, at A11.

Opinion, *Regulation as a Dynamic Macroeconomic Enterprise*, THE REGULATORY REVIEW (Aug. 29, 2012), https://www.theregreview.org/2012/08/29/29-driesen-economic-dynamics/ (last visited Jan. 23. 2019).

Health Care's New Commerce Clause: Implications for Environmental Law, CPR BLOG (June 29, 2012), http://www.progressivereform.org/CPRBlog.cfm?idBlog=38387E13-FBA5-918D-9C7E50D3ADCFF23C (last visited Jan. 23, 2019).

Letter to the Editor, *Obama Blocks an Air Pollution Rule*, N.Y. TIMES, Sep. 5, 2011, at A28.

Opinion, *Cave-In on Smog: Obama Disingenuous to Cite Economic Recovery*, SYRACUSE POST-STANDARD, Sep. 21, 2011, at A13.

Opinion, *The Ozone Standard as Presidential Policy: Some Concerns*, THE REGULATORY REVIEW (Sept. 13, 2011), https://www.theregreview.org/2011/09/13/the-ozone-standard-as-presidential-policy-some-concerns/ (last visited Jan. 23, 2019).

Opinion, *Reins Act: Proposed Law Serves Interests of Corporate Contributors*, SYRACUSE POST-STANDARD, Jan. 5, 2011, at A11.

Incorporating the Best of Cantwell-Collins into KGL: Don't Forget the Missing Instrument, CPR BLOG (Mar. 24, 2010), http://www.progressivereform.org/CPRBlog.cfm?idBlog=904E47F8-034E-8D5D-05F3AF92DA9D0587 (last visited Jan. 23, 2019).

Administrative Delay in Implementing a Cap-and-Trade Program: A Compelling Reason to Auction All Allowances, CPR BLOG (Sept. 17, 2009), http://www.progressivereform.org/CPRBlog.cfm?idBlog=C8235EBE-9D39-229A-7286420DE6D73CEE (last visited Jan. 23, 2019).

In Debate on Waxman-Markey, a Question on Avoiding Liability for Violating the Law, CPR BLOG (Apr. 29, 2009), http://www.progressivereform.org/CPRBlog.cfm?idBlog=F22F4E9C-1E0B-E803-CA3C4278FF0F294C (last visited Jan. 23, 2019).

Opinion, *Trade Programmes Enveloped by Fraud*, FIN. TIMES, May 1, 2007, at 8.

FEASIBILITY PRINCIPLE, CENTER FOR PROGRESSIVE REGULATION WHITE PAPER (Dec. 2004), http://www.progressivereform.org/articles/Feasibility_407.pdf

LINKS BETWEEN EUROPEAN EMISSIONS TRADING AND CDM CREDITS FOR RENEWABLE ENERGY AND ENERGY EFFICIENCY PROJECTS, CISDL WORKING PAPER SERIES ON CLIMATE CHANGE LAW & POLICY https://cisdl.org/public/docs/legal/Driesen%20-%20Links%20between%20European%20Emissions%20Trading%20and%20CDM%20Credits%20for%20Renewable%20Energy%20and%20Energy%20Efficiency%20Projects.pdf

Opinion, *Keep Activism on the Other Side of the Bench*, CHRISTIAN SCI. MONITOR, Nov. 6, 2000, at 9.

Letter to the Editor, *WTO and the Environment*, N.Y. TIMES, Dec. 1, 1999, at A22.

Opinion, *Don't Allow Dirty Air to Be the Victor: Strengthening Air Quality Standards Will Spur Long Overdue Beneficial Change, Despite What Polluters Claim*, CHRISTIAN SCI. MONITOR, Mar. 3, 1997, at 19.

Book Reviews

Book Review, 10 J. ENV'T STUD. & SCI. 362 (2020) (reviewing RICHARD J. LAZARUS, THE RULE OF FIVE: MAKING CLIMATE HISTORY AT THE SUPREME COURT (2020)).

Book Review, 12 CARBON & CLIMATE L. REV. 338 (2018) (reviewing THE EVOLUTION OF CARBON MARKETS: DESIGN AND DIFFUSION (Jorgen Wettestad & Lars H. Gulbrandsen eds., 2018).

The Missing Connection, 10 CARBON & CLIMATE L. REV. 170 (2016) (reviewing MAURIUS-CHRISTIAN FRUNZA, FRAUD AND CARBON MARKETS: THE CARBON CONNECTION (2013)).

Does Regulation Kill Jobs?: The Limits of Quantification, 9 REG. & GOVERNANCE 193 (2015) (reviewing DOES REGULATION KILL JOBS? (Cary Coglianese, Adam Finkel & Chris Carrigan eds. 2014)).

Book Review, 9 CARBON & CLIMATE L. REV. 275 (2015) (reviewing JONAS DREGER, THE EUROPEAN COMMISSION'S ENERGY AND CLIMATE POLICY: A CLIMATE FOR EXPERTISE (2014)).

Book Review, 9 CARBON & CLIMATE L. REV. 91 (2015) (reviewing CORPORATE RESPONSES TO EU EMISSIONS TRADING: RESISTANCE, INNOVATION, OR RESPONSIBILITY? (Jon Birger Skjoerseth & Per Ove Eikeland eds., 2013)).

Complexity and Simplicity in Law: A Review Essay 45 ENVTL. L. 181 (2015) (reviewing CASS R. SUNSTEIN, SIMPLER: THE FUTURE OF GOVERNMENT (2013)).

Book Review, 8 CARBON & CLIMATE REV. 231 (2014) (reviewing STEFAN E. WEISHAAR, EMISSIONS TRADING DESIGN: A CRITICAL OVERVIEW (2014)).

Book Review, 8 CARBON & CLIMATE REV. 73 (2014) (reviewing BLAS LUIS PÉREZ HENRÍQUEZ, ENVIRONMENTAL COMMODITIES: MARKETS AND EMISSIONS AND EMISSIONS TRADING: TOWARD A LOW-CARBON FUTURE (2013)).

A Broad Look at US Climate Change Policy and the Lamentation of Fragmentation, 7 CARBON & CLIMATE L. REV. 79 (2013) (reviewing GARY BRYNER & ROBERT J. DUFFY, INTEGRATING CLIMATE, ENERGY, AND AIR POLLUTION POLICIES (2012)).

A Gloomy Outlook, 5 CARBON & CLIMATE L. REV. 404 (2011) (reviewing ECONOMICS & POLITICS OF CLIMATE CHANGE (Dieter Helm & Cameron Hepburn eds., 2009)).

Capping and Trading, 5 CARBON & CLIMATE L. REV. 498 (2011) (reviewing SCOTT D. DEATHERAGE, CARBON TRADING LAW AND PRACTICE (2011)).

Book Review, 9 PERS. ON POL. 123 (2011) (reviewing POST-KYOTO INTERNATIONAL CLIMATE POLICY: SUMMARY FOR POLICYMAKERS (Joseph E. Aldy & Robert N. Stavins eds., 2009)).

Cost-Benefit Analysis on Shifting Sand (*with* Amy Sinden and Douglas Kysar) 3 REGULATION AND GOVERNANCE 48 (2009) (reviewing MATTHEW D. ADLER & ERIC A. POSNER, NEW FOUNDATIONS OF COST-BENEFIT ANALYSIS (2006)).

Trading and Institutions, 2 CARBON & CLIMATE L. REV. 225 (2009) (reviewing EMISSIONS TRADING: INSTITUTIONAL DESIGN, DECISION MAKING, AND CORPORATE STRATEGIES (Ralph Antes, et al. eds., 2008)).

Giving Away Allowances, 2 CARBON & CLIMATE L. REV. 224 (2008) (reviewing NATIONAL ALLOCATION PLANS IN THE EU EMISSIONS TRADING SCHEME: LESSONS AND IMPLICATIONS FOR PHASE II, (Michael Grubb, Regina Betz & Karsten Neuhoff eds., 2007)).

Colonialism's Climate, 9 INT'L STUDIES REV. 484 (2007) (reviewing J. TIMMONS ROBERTS & BRADLEY C. PARKS, A CLIMATE OF INJUSTICE: GLOBAL INEQUALITY, NORTH-SOUTH POLITICS, AND CLIMATE POLICY (2007)).

Book Review, 6 INT'L ENVTL. AGREEMENTS 321 (2006) (reviewing CRIMINAL ENFORCEMENT OF ENVIRONMENTAL LAW IN THE EUROPEAN UNION (Michael Faure & Gunter Heine eds., (2005)).

What's Property Got to Do With It?, 30 ECOLOGY L.Q. 1003 (2004) (reviewing DANIEL COLE, POLLUTION & PROPERTY: COMPARING OWNERSHIP INSTITUTIONS FOR ENVIRONMENTAL PROTECTION (2002)).

Science and Regime Formation, 4 INT'L ENVTL. AGREEMENTS 100 (2004) (reviewing EDWARD A. PARSON, PROTECTING THE OZONE LAYER: SCIENCE AND STRATEGY (2003)).

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Law Review and Other Scholarly Articles

Minding the Gap: 21st Century International Foreign and Comparative Law Research Issues, 35 SYRACUSE J. INT'L L. & COM. 159 (2008).

Law Librarians and Library Design, Construction, and Renovation: An Annotated Bibliography and Review of the Literature, 98 L. LIBR. J. 99 (2006).

Internet Resources for Researching International and Foreign Law, 52 SYRACUSE L. REV. 1167 (2002).

Change is in the Air: Law Librarians Share How They Accommodate Construction and Renovation Projects at Their Libraries, AALL SPECTRUM, May 2001, at 4.

We Ran Into Some Holidays: Construction and Renovation of the Law Library at UNC, AALL SPECTRUM, May 2001, at 5.

Developing Law Library Resources in Eritrea, 18 LEGAL REF. SERVICES Q. 35 (2000), *reprinted in* LAW LIBRARIANS ABROAD 35 (Janet Sinder ed., 2000).

Selected Sources for Locating U.S. Government Law Related Information on The World Wide Web, 24 CANADIAN L. LIBR. REV. 149 (1999). Winner of the Canadian Law Library Review Feature Article Award, 1999.

Legal Literature of Eritrea: A Bibliographic Essay, 24 N.C. J. INT'L L. & COM. REG. 417 (1999).

Covering the Waterfront – Africa: A Role for American Law Librarians in Developing Library Services in Africa, Eritrea in FROM NARRAGANSETT TO NOW: COVERING THE WATERFRONT (Educational Program Handout Materials, 90th Annual Meeting American Association of Law Libraries) 149 (1997).

Annotated Bibliography of Law Related Journal Citations on Historic Preservation, 9 N. KY. L. REV. 45 (1982).

Book Chapters

Researching American Law, in LEGAL RESEARCH HANDBOOK, 6th ed., (Neil A. Campbell & John N. Davis eds., 2013).

Researching Foreign, Comparative and International Law, in LEGAL RESEARCH HANDBOOK, 6th ed., (Neil A. Campbell & John N. Davis eds., 2013).

Bibliographic Essay (*with* Walter Williams), *in* SOUTHEASTERN INDIANS SINCE THE REMOVAL ERA (Walter Williams ed., 1979).

Book Reviews

Book Review, 22 LAW BOOKS IN REVIEW 167 (1995) (reviewing INTRODUCTION TO TRANSNATIONAL LEGAL TRANSACTIONS (Marylin J. Raisch & Robert I. Shaffer eds., 1995)).

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Books

LEGAL COMMUNICATION AND RESEARCH: LAWYERING SKILLS FOR THE TWENTY-FIRST CENTURY (2015 & TEACHER'S MANUAL 2016).

COMING TO LAW SCHOOL: HOW TO PREPARE YOURSELF FOR THE NEXT THREE YEARS (2010).

A FORM AND STYLE MANUAL FOR PARALEGALS (2007).

A FORM AND STYLE MANUAL FOR LAWYERS (2005).

Law Review and Other Scholarly Articles

Here's Tae Us, Wha's Like Us: Some Thoughts on the Future of Legal Writing in American Law Schools, 24 J. LEGAL WRITING INST.29 (2020).

Swear Not at All: Time to Abandon the Testimonial Oath, 52 NEW ENG. L. REV. 247 (2018).

Four-Finger Exercises: Practicing the Violin for Legal Writers, 15 LEGAL COMM. & RHETORIC : JALWD 209 (2018).

My Grandmother was Mrs. Palsgraf: Ways to Rethink Legal Education to Help Students Become Lawyers, Rather Than Just Thinking Like Them, 46 CAP. U. L. REV. 241 (2018).

"No Country for Old Men": Junior Associates and the Real-World Practice of Law, 13 LEGAL COMM. & RHETORIC: JALWD 193 (2016).

Not Seeing Our Brains: The Future of Legal Research, 20 LEGAL WRITING: J. LEGAL WRITING INST. 13 (2015).

Enigma: A Variation on the Theme of Legal Writing's Place in Contemporary Legal Education, 1 J. EXPERIENTIAL LEARNING 301 (2014).

Lights! Camera! Law School!: Using Video Interviews to Enhance First Semester Writing Assignments, 23 PERSP.: TEACHING LEGAL RES. & WRITING 61 (2014).

"When Numbers Get Serious": A Study of Plain English Usage in Briefs Filed Before the New York Court of Appeals, 46 SUFFOLK U. L. REV. 451 (2013).

Do RoboMemos Dream of Electric Nouns?: A Search for the Soul of Legal Writing, 4 CASE W. RES. J. L. TECH. & INTERNET 41 (2012).

The Count's Dilemma: Or, Harmony and Dissonance in Legal Language, 9 LEGAL COMM. & RHETORIC: JALWD 1 (2012).

Thinking Like Nonlawyers: Why Empathy is a Core Lawyering Skill and Why Legal Education Should Change to Reflect Its Importance, 8 LEGAL COMM. & RHETORIC: JALWD 109 (2011).

"Aux Armes, Citoyens!:" Time for Law Schools to Lead the Movement for Free and Open Access to the Law, 40 U. TOL. L. REV. 1 (2009).

Mapping the Social Life of the Law: An Alternative Approach to Legal Research, 36 INT'L J. OF LEGAL INFO. 1 (2008).

"Who Are Those Guys?": The Results of a Survey Studying the Information Literacy of Incoming Law Students, 44 CAL. W. L. REV. 151 (2007).

Cite Unseen: How Neutral Citations and America's Law Schools Can Cure Our Strange Devotion to Bibliographical Orthodoxy and the Construction of Open and Equal Access to the Law, 70 ALB. L. REV. 491 (2007).

Conducting the Constitution: Justice Scalia, Textualism, and the Eroica *Symphony*, 9 VAND. J. ENT. L. & PRAC. 301 (2006).

Forty-Two: The Hitchhiker's Guide to Teaching Legal Research to the Google Generation, 39 AKRON L. REV. 151 (2006).

Learning More Than Law from Maryland Decisions, 32 U. BALT. L. F. 3 (2001).

Medical Monitoring in Drug and Medical Device Cases: Taking the Temperature of a New Theory (*with* Donald L. DeVries), 68 DEF. COUNS. J. 163 (2001).

Representative Litigation in Maryland: The Past, Present, and Future of the Class Action Rule in State Court, 58 MD. L. REV. 1510 (1999).

Medical Monitoring of Medical Devices: An Industry-Based Solution Provides the Best Results, 10 LOY. CONSUMER L. REV. 239 (1998).

Back to the Future? Product Liability Class Actions and Proposed Rule 23 Changes (*with* Bruce R. Parker & Donald L. DeVries), 64 DEF. COUNS. J. 195 (1997).

Hazardous Substance Litigation in Maryland: Theories of Recovery and Proof of Causation, 13 J. CONTEMP. HEALTH L. & POL'Y 423 (1997).

Book Chapters

The Beggar's Opera and its Criminal Law Context, *in* JOHN GAY'S THE BEGGAR'S OPERA 1728-2004: ADAPTATIONS AND RE-WRITINGS (Uwe Boker, et al. eds., Internationale Forschungen zur Allgemeinen und Vergleichenden Literaturwissenschaft No. 105, 2006).

Reports, News, and Commentary

Erasing Boundaries: Inter-School Collaboration and its Pedagogical Opportunities (with Robin Boyle, et. al.), NEWSL. LEGAL REASONING, RES. & WRITING SEC. AALS (2014).

Talking in the Dark: Using Technology for Basic Academic Support, LEARNING CURVE NEWSL. (2012).

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Books

THE GLOBAL WORKPLACE: INTERNATIONAL AND COMPARATIVE EMPLOYMENT LAW: CASES AND MATERIALS (*with* ROGER BLANPAIN, et al. 2nd ed., 2012).

THE GLOBAL WORKPLACE: INTERNATIONAL AND COMPARATIVE EMPLOYMENT LAW – UPDATES (*with* ROGER BLANPAIN et al.) (2008 - 2009), http://www.luc.edu/law/faculty/globalwork/updates.html.

THE GLOBAL WORKPLACE: INTERNATIONAL AND COMPARATIVE EMPLOYMENT LAW (*with* ROGER BLANPAIN et al.) (2007).

LABOR LAW IN CHINA: CHOICE AND RESPONSIBILITY (2nd ed., 2003).

LABOR LAW IN CHINA: CHOICE AND RESPONSIBILITY (1990).

Books, Edited

CRIES FOR DEMOCRACY: WRITINGS AND SPEECHES FROM THE 1989 CHINESE DEMOCRACY MOVEMENT (contributing trans., 1990).

Law Review and Other Scholarly Articles

Production Chains and Workplace Law Violations: the Case of Apple and Foxconn, 3 GLOBAL BUS. L. REV. 211 (2013).

Residence and Nationality as Determinants of Status in Modern China, 46 TEX. INT'L L.J. 295 (2011).

Youth Chances and China's Urban/Rural Divide, 73 BULL. COMP. LAB. REL. 97 (2010).

Measuring Progress Under China's Labor Law: *Goals, Processes, Outcomes*, 30 COMP. LAB. L. & POL'Y J. 373 (2009).

Learning from the Developing World, 14 KAN. J. L. & PUB. POL'Y 231 (2005).

The Remedy of Apology in Comparative and International Law: Self-Healing and Reconciliation, 18 EMORY INT'L L. REV. (2004).

Upstairs, Trade Law; Downstairs, Labor Law, 33 GEO. WASH. INT'L L. REV. 849 (2001).

The Upright and the Low-Down: An Examination of Official Corruption in the United States and the People's Republic of China, 27 SYRACUSE J. INT'L L. & COM. 269 (2000).

The Multinational Corporation, Integrated International Production, and the United States Antidumping Laws, 5 TULANE J. INT'L & COMP. L. 51 (1997).

A Tribute to Professor Peter E. Herzog (*with* Patricia Hassett), 22 SYRACUSE J. INT'L L. & COM. 75 (1996).

Labor Law in a "Socialist Market Economy": The Case of China, 33 COLUM. J. TRANSNAT'L L. 559 (1995).

Independence for Tibet: An International Law Analysis (*with* D. Harvey & M. Landergan), 8 CHINA L. REP. 21 (1995).

Closing Argument: The Future of China's Legal System, 22 CHINA EXCHANGE NEWS: SPECIAL ISSUE ON L. & LEGAL STUD. IN THE PEOPLE'S REPUBLIC OF CHINA 28 (1994).

Defamation, Invasion of Privacy, and the Press in the People's Republic of China, 11 UCLA PAC. BASIN L.J. 191 (1993).

The Chinese Democracy Movement in U.S. Perspective, 10 UCLA PAC. BASIN L.J. 285 (1992).

Labor Reform in the Workers' State: The Chinese Experience, 2 J. CHINESE L. 201 (1988).

Book Chapters

Defamation, Invasion of Privacy, and the Press in the People's Republic of China, *in* CONTRACT, GUANXI, AND DISPUTE RESOLUTION 337 (Tahirih V. Lee ed., 1997).

Book Reviews

Book Review, 28 J.L. SOC'Y 328 (2001) (reviewing MATTHEW H. SOMMER, SEX, LAW, AND SOCIETY IN LATE IMPERIAL CHINA (2000)).

Book Review, 60 LA. L. REV. 1123 (2000) (reviewing SYMEON SYMEONIDES ET AL., CONFLICT OF LAWS: AMERICAN, COMPARATIVE, INTERNATIONAL: CASES AND MATERIALS (1998)).

Book Review, 32 INT'L L. 189 (1998) (reviewing PETER HOWARD CORNE, FOREIGN INVESTMENT IN CHINA: THE ADMINISTRATIVE LEGAL SYSTEM (1997)).

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Books

MAKING IT WORK: INITIATIVE ON GENDER AND DISABILITY INCLUSION: ADVANCING EQUITY FOR WOMEN AND GIRLS WITH DISABILITIES (*with* LISA ADAMS et al., 2015). Available at http://www.endabusepwd.org/resource/making-it-work-initiative/.

THE DEVELOPMENT OF DISABILITY RIGHTS UNDER INTERNATIONAL LAW: FROM CHARITY TO HUMAN RIGHTS (2015).

CASES AND MATERIALS ON INTERNATIONAL HUMAN RIGHTS AND DOMESTIC MENTAL DISABILITY LAW (*with* MICHAEL PERLIN et al.) (2006).

INTERNATIONAL HUMAN RIGHTS AND COMPARATIVE MENTAL DISABILITY LAW: CASES AND MATERIALS (*with* MICHAEL PERLIN et al.) (2006, Supp. 2006).

THE PUBLIC ASSISTANCE MANUAL: AN ADVOCATE'S GUIDE (*with* S. ZAKRE) (1991).

CURRENT ISSUES IN MENTAL HEALTH LAW (1989).

Books, Edited

DISABILITY STUDIES: A READER, (Hebrew), (*with* Sagit Mor, Neta Ziv, Ada Eichengreen, and Nissim Mizrachi, 2016).

RIGHTING EDUCATIONAL WRONGS: DISABILITY STUDIES IN LAW AND EDUCATION, (*with* Beth A. Ferri, 2013).

LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS, 2ND ED. (*with* J.P. Ogilvy, Lisa G. Lerman & Leah Wortham, eds.) (West, 2007).

LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS, 2ND ED. TEACHERS' MANUAL (*with* J.P. Ogilvy, Lisa G. Lerman & Leah Wortham, eds., 2007).

Law Review and Other Scholarly Articles

The Role of Human Rights Indicators in Assessing Compliance with the UN Convention on the Rights of People with Disabilities, 58 GA. L. REV. 663 (2024).

Remote Work and the Future of Disability Accommodations, 107 CORNELL L. R. 1927 (2022).

Potential Benefits and Limitations of the New Human rights Indicators for the Convention on the Rights of People With Disabilities, 116 AJILUNB 69 (2022) https://doi.org/10.1017/aju.2022.10.

The ADA at Thirty: Its Limits and Potential, 71 SYRACUSE L. R. 621 (2021).

Do Human Rights Treaties Matter: The Case for the United Nations Convention on the Rights of People with Disabilities, 52 VAND. J. TRANSNAT'L L. 577 (2019)*, reprinted in* 8 L. J. SOC. & LAB. REL. 10 (2022).

Let's Try Again: Why the U.S. Should Ratify the UN Convention on the Rights of People with Disabilities, 35 TOURO L. REV. 301 (2019).

Legal capacity, Mental capacity and Supported Decision-Making: Report from a Panel Event (*with* Jillian Craigie, et al.), 62 INT'L J. L. & PSYCHIATRY 160 (2019).

A Call for an End to Violence Against Women and Girls with Disabilities Under International and Regional Human Rights Law (*with* Carla Villarreal López), 10 N.E. U. L. REV. 583 (2018).

The Right of People with Disabilities to Asylum and Protection from Deportation on the Grounds of Persecution or Torture Related to Their Disability, HUMAN RIGHTS BRIEF, FRIDAY APRIL 20, 2018, http://hrbrief.org/2018/04/right-people-disabilities-asylum-protection-deportation-grounds-persecution-torture-related-disability/

The Fight for Personhood, Legal Capacity and Equal Recognition Under Law for People with Disabilities in Israel and Beyond, 39 CARDOZO L. REV. 557 (2017).

Children with Disabilities and the Syrian Conflict (*with* Khawla Wakaaf), 7 IMPUNITY WATCH L.J. ANN. REV. *v* (2017).

A Comparative View of Equality Under the UN Convention on the Rights of People with Disabilities and the Disability Laws of United States and Canada, 32 WINDSOR Y.B. ACCESS JUST. no. 2, at 65 (2015).

Presumption of Incompetence: The Systematic Assignment of Guardianship within the Transition Process (*with* Carrie E. Rood & Julie Causton), 39 RES. & PRAC. FOR PERSONS WITH SEVERE DISABILITIES 319 (2015).

Guardianship for Young Adults with Disabilities as a Violation of the Purpose of the Individuals with Disabilities Education Improvement Act, 8 J. INT'L AGING L. & POL'Y 1 (2015).

The Americans with Disabilities Act at 25 Years: Lessons to Learn from the Convention on the Rights of People with Disabilities, 63 DRAKE L. REV. 819 (2015).

Country Report: Morocco (with Inviolata Sore & Daniel Van Sant), 3 AFR. DISABILITY RTS. Y.B. 203 (2015).

Country report: Tunisia (with Inviolata Sore & Daniel Van Sant), 3 AFR. DISABILITY RTS. Y.B. 265 (2015).

The Basic Education Act of Kenya of 2013: One Step Forward and Two Steps Back for Children with Disabilities in Kenya (*with* William Aseka), AFR. DISABILITY RTS. Y.B. 33 (2014).

The Right to Inclusive Education under International Law: Following Italy's Lead (*with* B. Ferry & M. Damiani), 17 J. INT'L SPECIAL NEEDS EDUC. 21 (2014).

המאבק להשבת האוטונומיה והכשרות המשפטית לאנשים עם מוגבלויות? של מי החיים שלי, (*with* Yotam Tolub) מעשי משפט ן כרך (2014).

There's No Place Like Home: The Right to Live in the Community for People with Disabilities, Under International Law and the Domestic Laws of the United States and Israel, 45 ISRAEL L. REV. 181 (2012).

The Law: What's Disability Studies Got To Do With It or An Introduction to Disability Legal Studies, 42 COLUM. HUM. RTS. L. REV. 403 (2011).

The United Nations Convention on the Rights of Persons With Disabilities and its Implications for the Rights of Elderly People Under International Law, 25 GA. ST. U.L. REV. 527 (2009).

Permanency Planning for Children with Disabilities: The Right to Live with a Family for Every Child, 28 CHILD. LEGAL RTS. J. 1 (2008).

The Promise and Challenge of the United Nations Convention on the Rights of Persons with Disabilities, 34 SYRACUSE J. INT'L L. & COM. 287 (2007).

The Right of People with Disabilities to Exercise Their Right to Vote under the Help America Vote Act (with R. Russo)*,* 30 MENTAL AND PHYSICAL DISABILITY L. RPTR. 852 (2006).

The Globalization of Disability Rights Law, 30 SYRACUSE J. INT'L L. & COM. 241 (2003), *reprinted in* DISABILITY RIGHTS 489 (Peter D. Blanck ed., 2005).

Ethics in Externships: Confidentiality, Conflicts and Competence; *Issues in the Field and in the Classroom* (*with* A. Anderson & C. Slane), 10 CLINICAL L. REV. 473 (2004).

The Presumption Against Extraterritoriality as Applied to Disability Discrimination Laws: Where Does it Leave Students with Disabilities Studying Abroad? 14 STAN. L. & POL'Y. REV. 291 (2003).

The Right to Asylum and Need for Legal Representation of People with Disabilities in Immigration Proceedings (*with* C. Nugent & C. B. Chisam), 25 MENTAL & PHYSICAL DISABILITY L. RPTR. 511 (2002).

Involuntary Outpatient Commitment in Israel: Treatment or Control? (*with* M. Ajzenstadt, U. Aviram, & M. Kalian), 24 INT'L J. L. & PSYCHIATRY 637 (2001).

The Right to Asylum for People with Disabilities (*with* K. Dadey), 73 TEMP. L. REV. 1117 (2000).

Introduction to the Symposium on Prosecuting Transnational Crimes: Cross-Cultural Insight for the Former Soviet Union, 27 SYRACUSE J. INT'L L. & COM. 1 (2000).

Introductory Statement to the Human Rights Symposium on the Concept of Human Rights and Its Application to Africa, 26 SYRACUSE J. INT'L L. & COM. 173 (Spring 1999).

Involuntary Outpatient Commitment in Israel (*with* U. Aviram & M, Ajzenstadt), MISHPATIM 9 (1998-99).

Israel's Involuntary Outpatient Commitment Law: Lessons from the American Experience, (*with* U. Aviram), 29 ISRAEL L. REV. (1995).

A Home of One's Own: the Fair Housing Amendments Act of 1988 and Housing Discrimination Against People with Mental Disabilities, 43 AM. U. L. REV. 925 (1994).

Abandoned But Not Forgotten: The Illegal Confinement of Elderly People in State Psychiatric Institutions, 19 N.Y.U. REV. L. & SOC. CHANGE 273 (1991).

Advocating for Freedom: The Community Placement of Elders From State Psychiatric Hospitals (*with* E. Jones), 23 CLEARINGHOUSE REV. 444 (1989).

Homeless But Not Helpless: Legal Issues in the Care of Homeless People with Mental Illness, 45 J. SOC. ISSUES 91 (Winter 1989).

Homeless Mentally Ill People: No Longer Out of Sight and Out of Mind, 3 N.Y. L. SCH .J. HUMAN RTS. ANN. 331 (1986).

Recent Zoning Cases Uphold the Establishment of Group Homes for the Mentally Retarded, 18 CLEARINGHOUSE REV. 515 (1984).

Patients Rights, (*with* W. Olson) 1980 ANN. SURV. AM. L. 321 (1981).

Book Chapters

Legal Protections Against Violence for Girls and Women with Disabilities in Kenya (with Everyln Milanoi Koiyiet), *in* DISABILITY AND SOCIAL JUSTICE IN KENYA: SCHOLARS, POLICYMAKERS, AND ACTIVISTS IN CONVERSATION (N. Berman, R Monteleone, eds., 2022).

The Failure of the United States to Ratify the CRPD, in RECOGNISING HUMAN RIGHTS IN DIFFERENT CULTURAL CONTEXTS: THE UNITED NATIONS CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES (CRPD*)* (Emily J. Kakoullis & Kelley Johnson eds., 2020).

The Right to Inclusive Education for Students With Disabilities Under International Human Rights Law, *in* THE RIGHT TO INCLUSIVE EDUCATION IN INTERNATIONAL HUMAN RIGHTS LAW (G. de Beco, S. Quinlivan & J. E. Lord eds., 2019).

Reports by State Parties, in THE UN CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES: A COMMENTARY (Ilias Bantekas, Michael A. Stein & Demetres Anastasiou, eds., 2018).

מבוא לגישה הביקורתית למוגבלות ומשפט *in* DISABILITY STUDIES: A READER (Sagit Mor et al., eds., 2016).

Disability Legal Studies, *in* NORMA E NORMALITÀ NEI DISABILITY STUDIES. RIFLESSIONI E ANALISI CRITICA PER RIPENSARE LA DISABILITÀ (Roberto Medeghini ed., 2015).

Introduction, in MAKING IT WORK: INITIATIVE ON GENDER AND DISABILITY INCLUSION: ADVANCING EQUITY FOR WOMEN AND GIRLS WITH DISABILITIES (2015). Available at http://www.endabusepwd.org/resource/making-it-work-initiative/.

Introduction (with Beth A. Ferri*), in* RIGHTING EDUCATIONAL WRONGS: DISABILITY STUDIES IN LAW AND EDUCATION, (Arlene S. Kanter and Beth A. Ferri eds., 2013).

The Relationship between Disability Studies and Law, in RIGHTING EDUCATIONAL WRONGS: DISABILITY STUDIES IN LAW AND EDUCATION, (Arlene S. Kanter and Beth A. Ferri eds., 2013).

The Right to Community Living Under International Law (*with* F. Z. Dagidir), *in* THE RIGHT TO LIVE IN THE COMMUNITY: COMMUNITY-BASED SERVICES FOR PEOPLE WITH MENTAL DISABILITIES (2010).

Uluslararası Hukuk Uyarınca Toplum İçinde Yaşama Hakkı, in TOPLUM İÇINDE YAŞAMAK HERKESIN HAKKI (Ruh Sağlığında İnsan Hakları Girişimi (Human Rights in Mental Health Initiative), 2010).

Disability Rights: Convention on the Rights of Persons with Disabilities, *in* 4 ENCYCLOPEDIA OF HUMAN RIGHTS 44 (David P. Forsythe ed., 2009).

Bazelon Center for Mental Health Law, in 1 ENCYCLOPEDIA OF AMERICAN DISABILITY HISTORY 92 (Susan Burch ed., 2009).

Ethical Issues in Externships: Conflicts of Interest (*with* Cindy Roman Slane), *in* LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (J.P. Ogilvy et al., 2d ed. 2007).

Ethical Issues in Externships: Conflicts of Interest (*with* Cindy Roman Slane), *in* LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS, TEACHERS' MANUAL (J.P. Ogilvy et al., 2d ed. 2007).

The Right of Students with Disabilities to Equal Participation in Study Abroad Programs, in RIGHTS AND RESPONSIBILITIES: A GUIDE TO NATIONAL AND INTERNATIONAL DISABILITY-RELATED LAWS FOR INTERNATIONAL EXCHANGE ORGANIZATIONS AND PARTICIPANTS (2004).

The Right to Community Integration: Protections under United States and International Law, (*with* E. ROSENTHAL)*, in* DISABILITY RIGHTS LAW AND POLICY: INTERNATIONAL AND NATIONAL PERSPECTIVES (M. Breslin, S. Yee & A. Meyerson eds., 2002).

Towards Equality: The Americans with Disabilities Act and Accommodation of Differences, in DISABILITY, DIVERS(ABILITY) AND LEGAL CHANGE (L.A. Basser Marks & M. Jones eds., 1999).

Legal and Ethical Issues in the Community Care of Older People, in AT HOME: STRATEGIES FOR SERVING OLDER PEOPLE WITH MENTAL DISABILITIES IN THE COMMUNITY (1995).

Protecting Elders Rights, in AT HOME: STRATEGIES FOR SERVING OLDER PEOPLE WITH MENTAL DISABILITIES IN THE COMMUNITY (1995).

Reports to Governmental Bodies and Professional Associations

Infanticide and Abuse: Killing and Confinement of Children with Disabilities in Kenya, Disability Rights International Report *(with* Priscila Rodríguez et al., 2018). https://www.driadvocacy.org/wp-content/uploads/Infanticide-and-Abuse.pdf

The Right to Legal Capacity and Supported Decision Making for All: A Preliminary Brief to the Law Commission of Ontario in Response to Legal Capacity, Decision-Making and Guardianship, Interim Report, Oct. 2015 (*with* The Coalition on Alternatives to Guardianship et al., 2015). http://www.cacl.ca/sites/default/files/uploads/Coalition%20Brief%20to%20LCO%20with%20Expert%20Opinions%20-%20March%202016%20-%20final.pdf.

The Rights of Children with Disabilities in Vietnam: Bringing Vietnam's Laws Into Compliance with the UN Convention on the Rights of Persons with Disabilities, Report Prepared for UNICEF, (*with* E. Rosenthal, Mental Disability Rights Int'l, Dec. 10, 2009). http://www.disabilityrightsintl.org/wordpress/wp-content/uploads/UNICEF_final_legal_analysis_report_in_Vietnam1.pdf

Behind Closed Doors: Human Rights Abuses in the Psychiatric Facilities, Orphanages and Rehabilitation Centers of Turkey (*with* E. Rosenthal), Report by Mental Disability Rights Int'l (Sep. 28, 2005), http://www.mdri.org/projects/turkey/turkey%20final%209-26-05.pdf.

Foreign Policy and Disability: Legislative Strategies and Civil Rights Protections to Ensure Inclusion of People with Disabilities (*with* E. Rosenthal), Report commissioned by the Nat'l Council on Disability (Sep. 9, 2003), http://www.ncd.gov/newsroom/ publications/2003/foreign03.htm.

The Housing Needs of People with Mental Illness, in OUTCASTS ON MAIN STREET: REPORT OF THE FEDERAL TASK FORCE ON HOMELESSNESS & SEVERE MENTAL ILLNESS (1993).

Zoning, Real Estate and Related Issues (Presidential Committee on Mental Retardation, Washington, D.C.), Feb. 1988.

Legal Barriers to Access: The Unmet Health Care Needs of Homeless People, Report to the Inst. of Medicine, Nat'l Acad'y of Sciences (May 1987).

A Brief History of Deinstitutionalization, in PROTECTION AND ADVOCACY FOR PEOPLE WHO ARE LABELED MENTALLY ILL, (Mental Health Law Project for the Nat'l Ass'n of Protection & Advoc. Sys. ed., 1987).

Combating NIMBY: Recent Zoning Cases Uphold the Establishment of Group Homes for the Mentally Disabled, in PROTECTION AND ADVOCACY FOR PEOPLE WHO ARE LABELED MENTALLY ILL, (Mental Health Law Project for the Nat'l Ass'n of Protection & Advoc. Sys. ed., 1987).

Reports, News, and Commentary

Remote Work and the Future of Disability Accommodations (July 1, 2021). *available at* SSRN: https://ssrn.com/abstract=3895798.

What a Day to Recognize People with Disabilities Should Mean to All of Us, SYRACUSE POST-STANDARD, December 3, 2020 at A19, https://www.syracuse.com/opinion/2020/12/what-a-day-to-recognize-people-with-disabilities-should-mean-to-us-all-commentary.html.

Religious Freedom Is No Reason to Deny People with Disabilities the Right to Equality in the Workplace, THE HILL (July 26, 2020). Available at https://thehill.com/opinion/judiciary/509032-religious-freedom-is-no-reason-to-deny-people-with-disabilities-the-right.

.

Turning Their Back on People with Disabilities in the Name of Religious Freedom, JURIST (July 26, 2020). Available at https://www.jurist.org/commentary/2020/07/arlene-kanter-ada30-st-james-v-biel/.

Can Faculty Be Forced Back on Campus?: Several Covid-related regulations and federal and state laws provide guidance, THE CHRONICLE OF HIGHER EDUCATION, June15, 2020, Available at https://bi.gale.com/essentials/article/GALE|A632868556?u=nysl_ce_syr.

Op-Ed, *The Education Ministry is Turning its Back on Children with Disabilities,* JERUSALEM POST, July 1, 2018. https://www.jpost.com/Opinion/The-Education-Ministry-is-turning-its-back-on-children-with-disabilities-561301.

Justice for the Disabled on International Persons with Disabilities Day, Commentary, SYRACUSE POST-STANDARD at SYRACUSE.COM, Dec. 2, 2014.

A Day for Justice: We Can and Must Do Better for Disabled People, Op-Ed, SYRACUSE POST-STANDARD Dec. 3, 2011.

In Search of Justice, and Not Just Charity, Op-Ed, THE JERUSALEM POST May 15, 2011.

People with Disabilities Need an International Convention, Op-Ed*,* SYRACUSE POST-STANDARD June 25, 2003.

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Books

PROPOSED CODE OF EVIDENCE FOR THE STATE OF NEW YORK (1983).

THE AGED AND THE NEED FOR SURROGATE MANAGEMENT (*with* GEORGE J. ALEXANDER) (1972).

Law Review and Other Scholarly Articles

Criminal Procedure, 1988 Survey of New York Law (*with* Gary T. Kelder), 40 SYRACUSE L. REV. 245 (1989).

Evidence, *1985 Survey of New York Law*, 37 SYRACUSE L. REV. 475 (1986).

Criminal Law and Procedure, 1984 Survey of New York Law, 36 SYRACUSE L. REV. 173 (1985).

Criminal Procedure, 1983 Survey of New York Law, 35 SYRACUSE L. REV. 239 (1984).

Criminal Procedure, *1982 Survey of New York Law*, 34 SYRACUSE L. REV. 173 (1983).

Article VI of the New York Proposed Code of Evidence, 47 BROOK. L. REV. 1303 (1981).

Criminal Law and Procedure, *1980 Survey of New York Law*, 32 SYRACUSE L. REV. 223 (1981).

Criminal Law and Procedure 1979 Survey of New York Law, 31 SYRACUSE L. REV. 189 (1980).

Criminal Procedure, *1977 Survey of New York Law: Part One: Public Law*, 29 SYRACUSE L. REV. 53 (1978).

Criminal Procedure, *1976 Survey of New York Law: Part One: Public Law*, 28 SYRACUSE L. REV. 23 (1977).

Criminal Procedure, 1975 Survey of New York Law: Part One: Public Law, 27 SYRACUSE L. REV. 69 (1976).

Psychiatric Evidence in Criminal Cases for Purposes Other than the Defense of Insanity, 26 SYRACUSE L. REV. 1051 (1975).

Criminal Procedure, 1974 Survey of New York: Part One: Public Law, 26 SYRACUSE L. REV. 65 (1975).

Criminal Law and Procedure, 1972 Survey of New York Law: Part Two: Public Law, 24 SYRACUSE L. REV. 73 (1973).

Criminal Procedure, 1971 Survey of New York Law: Part Four: Public Law, 23 SYRACUSE L. REV. 465 (1972).

Criminal Procedure, 1970 Survey of New York Law: Part Two: Public Law, Commercial Law, Property Law, Adjective Law, 22 SYRACUSE L. REV. 381 (1971).

Criminal Law and Procedure, 1969 Survey of New York Law: Part Two: Public Law, 21 SYRACUSE L. REV. 417 (1970).

Symposium of the Aging Poor (Editor and Contributor), 23 SYRACUSE L. REV. 45 (1972).

Incompetency to Stand Trial: Legal and Ethical Aspects of an Abused Doctrine, 1969 L. & SOC. ORDER 233 (1969).

Disposition of the Irresponsible: Protection Following Commitment, 66 MICH. L. REV. 721 (1968).

Tale of Two Districts: A Comparative Study of the Operation of the Criminal Justice Act of 1964 in the United States District Courts of the Eastern District of Michigan and the District of South Dakota, 14 WAYNE L. REV. 528 (1968).

Indigency – Informal and Formal Procedures to Provide Partisan Psychiatric Assistance to the Poor, 52 IOWA L. REV. 458 (1966).

Mental Disorder and the Federal Indigent, 11 S.D. L. REV. 198 (1966), *Reprinted* in EFFECTIVE UTILIZATION OF PSYCHIATRIC EVIDENCE (Practicing Law Institute 1970).

Reports to Governmental Bodies and Professional Associations

Psychiatric Evaluation in Criminal Cases, Report to Michigan Department of Mental Health (*with* John P. Acher & Rafael Guzman) (1967).

Book Reviews

Book Review, 22 TRIAL 83 (1986) (reviewing LAWRENCE J. SMITH & LORETTA A. MALANDRO, COURTROOM COMMUNICATION STRATEGIES (1985)).

Book Review, 20 TRIAL 84 (1984) (reviewing EDWARD J. IMWINKELRIED, UNCHARGED MISCONDUCT EVIDENCE (1984)).

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Law Review and Other Scholarly Articles

Fifty Years of Federalization of Criminal Law: Sounding the Alarm or Crying Wolf?, 50 SYRACUSE L. REV. 1317 (2000).

Symposium*, Prosecuting Transnational Crimes: Cross-Cultural Insights for the Former Soviet Union: Plea Bargaining and Immunity in Federal Courts in the United States – Some Comments,* 27 SYRACUSE J. INT'L & COM. 19 (2000).

Bowers v. Hardwick – *A Case Study in Federalism, Legal Procedure and Constitutional Interpretation*, 38 SYRACUSE L. REV. 1223 (1987).

Symposium, *The Impact of Legal Education on Law,* 36 SYRACUSE L. REV. 885, 917–921 (1986).

"Averting the Flood:" Henry J. Friendly, the Comity Doctrine, and the Jurisdiction of the Federal Courts – Part II (*with* Daan Braveman)*,* 31 SYRACUSE L. REV. 469 (1980).

"Averting the Flood:" Henry J. Friendly and the Jurisdiction of the Federal Courts – Part I, 27 SYRACUSE L. REV. 1071 (1976).

1973-74 Developments in Antitrust: Part IX, Judicial Practice and Procedure, 43 ANTITRUST L.J. 936 (1975).

197-73 Developments in Antitrust: Part IX(B), Judicial Practice and Procedure (*with* David N. Sexton)*,* 42 ANTITRUST L.J. 935 (1974).

Antitrust in the Empire State: Regulation of Restrictive Business Practices in New York State, 19 SYRACUSE L. REV. 819 (1968).

Book Chapters

Drugs and the Law, in READINGS ON DRUG EDUCATION (Michael V. Reagen ed., 1972).

Book Reviews

Book Review (*with* David S. Hunt), 22 ANTITRUST BULL. 915 (1977) (reviewing Ernest Gellhorn, Antitrust Law and Economics in a Nutshell (1976)).

Book Review, 18 ANTITRUST BULL. 889 (1973) (REVIEWING MICHAEL A. DUGGAN, ANTITRUST AND THE U.S. SUPREME COURT 1829–1971 (1972)).

Book Review, 17 ANTITRUST BULL. 1141 (1972) (reviewing ANTITRUST ADVISER (Carla Anderson Hills ed., 1971)).

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Books

EMPLOYMENT DISCRIMINATION LAW: PROBLEMS, CASES AND CRITICAL PERSPECTIVES (*with* FRANK S. RAVITCH & PAMELA SUMNERS) (2006).

Law Review and Other Scholarly Articles

Heroes or Spoilers? The Role of the Media in the Prosecutions of Unsolved Civil Rights Era Murders, 34 OHIO N.U. L. REV. 797 (2008).

The Anatomy of Grey: A Theory of Interracial Convergence (*with* Kevin Noble Maillard), 26 LAW & INEQ. 305 (2008).

Looking in the Honest Mirror of Privilege: "Polite White" Reflections, 12 COLUM. J. GENDER & L. 650 (2003).

The Need for Contextual ReVision: Mercy Otis Warren, a Case in Point, 5 YALE J. L. & FEMINISM 183 (1992).

The Republican Revival: Revolutionary Republicanism's Relevance for Charles Summer's Theory of Equality and Reconstruction, 38 BUFF. L. REV. 465 (1990).

Starting from Scratch: A Revisionist View of 42 U.S.C. § 1985(3) and Class-based Animus, 19 CONN. L. REV. 471 (1987).

Book Chapters

American Revolution, *in* ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES (Paul Finkelman ed., 2006).

Book Reviews

Book Review, 46 AM. J. LEGAL HIST. 104 (2004) (reviewing N.E.H. HULL & PETER CHARLES HOFFER, *ROE V. WADE*: THE ABORTION RIGHTS CONTROVERSY IN AMERICAN HISTORY (2001)).

Book Review, 41 AM. J. LEGAL HIST. 401 (1997) (reviewing MARY BETH NORTON, FOUNDING MOTHERS AND FATHERS: GENDER POWER AND THE FORMING OF AMERICAN SOCIETY (1996)).

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Law Review and Other Scholarly Articles

Addressing Elder Abuse: Service Provider Perspectives on the Potential of Restorative Processes, 32 J. ELDER ABUSE & NEGLECT 357 (2020).

Elder Restorative Justice (*with* Maria Brown), 21 CARDOZO J. OF CONFLICT RESOL. 91 (2019).

Affordable and Accessible Hearing Health for Seniors, 13 NAELA J. 97 (2017).

Affordable and Accessible Hearing Health Care: Responding to a Public Health Concern, 38 BIFOCAL 43 (2017), *reprinted in* NYSBA ELDER & SPECIAL NEEDS L.J. 7 (2017).

Say What? The Affordable Care Act, Medicare, and Hearing Aids, 53 HARV. J. ON LEGIS. 621 (2016).

Transcript: Gideon v. Wainwright *Fifty Years Later: The Need for a Right to Counsel in Civil Matters* (*with* Tara Helfman, et al.), 64 SYRACUSE L. REV. 391 (2014).

Civil Right to Counsel: The Continuing Evolution of a Movement, 64 SYRACUSE L. REV. 357 (2014).

Barred Forever: Seniors, Housing and Sex Offense Registration (*with* Patricia Warth), 22 KAN. J. L. & PUB. POL'Y 317 (2013).

Slow Lawyering: Representing Seniors in Light of Cognitive Changes Accompanying Aging, 117 PENN ST. L. REV. 1081 (2013).

Clinical Faculty in the Legal Academy: Hiring, Promotion and Retention (*with* Bryan L. Adamson, et. al.), 62 J. LEGAL EDUC. 115 (2012–13).

The Status of Clinical Faculty in the Legal Academy: Report of the Task Force on the Status of Clinicians and the Legal Academy (*with* Bryan L. Adamson, et. al.), 36 J. LEGAL PROF. 353 (2012).

Slow Down, People Breathing: Lawyering, Culture and Place*, 18 CLINICAL L. REV. 183 (2011).

Toward a "Civil Gideon*" Under the Montana Constitution: Parental Rights as the Starting Point,* 66 MONT. L. REV. 81 (2005).

Unbundling and Law School Clinics: Where's the Pedagogy?, 7 CLINICAL L. REV. 341 (2001).

Report of the Working Group on Limited Legal Assistance, 67 FORDHAM L. REV. 1819 (1999).

Having One Oar or Being without a Boat: Reflections on the Fordham Recommendations on Limited Legal Assistance, 67 FORDHAM L. REV. 2617 (1999).

Redefining Attorney-Client Roles: Unbundling and Moderate-Income Elderly Clients, 32 WAKE FOREST L. REV. 295 (1997).

Reports to Governmental Bodies and Professional Associations

Report and Recommendations on the Status of Clinical Faculty in the Legal Academy (prepared by The Ass'n of Am. L. Schs. Section on Clinical Legal Educ.'s Task Force on the Status of Clinicians and the Legal Acad.) (2010) *available at* http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1628117.

Unbundling, the American Experience: Reflections on Fifteen Years of Innovation, *in* Legal Aid in the Global Era: International Legal Aid Group Conference, 8–10 June 2005: Conference Reports and Papers (2005).

Legal Barriers to Access: The Unmet Health Care Needs of Homeless People, INST. OF MEDICINE, NAT'L ACAD'Y OF SCIENCES (May 1987).

Reports, News, and Commentary

Opinion, *Syracuse University Ready to Collaborate on Aging Issues, (with* Janet Wilmoth) SYRACUSE POST-STANDARD, Nov. 5, 2017, at E3.

Say What? The Affordable Care Act, Medicare, and Hearing Aids, 27 NYSBA ELDER & SPECIAL NEEDS L.J. (Spring 2017) at 7.

Montana's New Equal Justice Task Force Has Gotten Down to Work, 27 MONT. LAW. 8 (2001).

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Books

LABOR AND EMPLOYMENT LAW: PROBLEMS, CASES AND MATERIALS IN THE LAW OF WORK (*with* EILEEN SILVERSTEIN, GEORGE SCHATZKI, & KENNETH G. DAU-SCHMIDT) (3rd ed. 2002).

LABOR AND EMPLOYMENT LAW: PROBLEMS, CASES AND MATERIALS IN THE LAW OF WORK (*with* EILEEN SILVERSTEIN & GEORGE SCHATZKI) (2nd ed. 1995).

LABOR AND EMPLOYMENT LAW: PROBLEMS, CASES AND MATERIALS IN THE LAW OF WORK (*with* EILEEN SILVERSTEIN & GEORGE SCHATZKI) (1988).

THE RIGHTS OF EMPLOYEES AND UNION MEMBERS (*with* WAYNE N. OUTTEN & LISA R. LIPMAN) (2d ed. 1994).

THE RIGHTS OF UNION MEMBERS (*with* CLYDE W. SUMMERS) (1979).

LABOR RELATIONS AND SOCIAL PROBLEMS: A COURSE BOOK. UNIT ONE : COLLECTIVE BARGAINING IN PRIVATE EMPLOYEMENT (*with* JAMES B. ATLESON, GEORGE SCHATZKI, HERBERT L. SHERMAN, JR., & EILEEN SILVERSTEEN) (1978).

Law Review and Other Scholarly Articles

Some Personal Observations About Values and Assumptions: *What Can Jim Teach Wilma and the Board?,* 57 BUFF. L. REV. 709 (2009).

Editor's Page, 23 LAB. LAW., no. 2, 2007, at v.

Editor's Page: Tough Questions, 23 LAB. LAW., no. 1, 2007, at v.

Editor's Page, 22 LAB. LAW., no. 3, 2007, at v.

A Review of the Supreme Court's Labor and Employment Law Decisions: 2005-2006 Term, 22 LAB. LAW. 115 (2006).

Editor's Page: On the Road with the Section Secretary, 22 LAB. LAW., no. 1, 2006, at v.

Editor's Page, 21 LAB. LAW., no. 3, 2006, at v.

Editor's Page: Sharing Our Riches, 21 LAB. LAW., no. 1, 2005, at v.

Editor's Page, 20 LAB. LAW., no. 2, 2004, at v.

Editor's Page, 20 LAB. LAW., no. 1, 2004, at v.

Editor's Page, 19 LAB. LAW., no. 2, 2003, at v.

Editor's Page: The National Labor Relations Board: Stability and Change, 19 LAB. LAW., no. 1, 2003, at v.

Editor's Page, 18 LAB. LAW., no. 2, 2002, at v.

Editor's Page, 18 LAB. LAW., no. 1, 2002, at v.

Editor's Page: September 11, 2001, 17 LAB. LAW., no. 2, 2001, at v.

Editor's Page: Worker Participation in the Nonunion Workplace, 17 LAB. LAW., no. 1, 2001, at v.

Editor's Page, 16 LAB. LAW., no. 2, 2000, at v.

Editor's Page, 16 LAB. LAW., no. 1, 2000, at v.

Editor's Page, 15 LAB. LAW., no. 2, 1999, at v.

Editor's Page, 14 LAB. LAW., no. 3, 1999, at v.

Editor's Page, 14 LAB. LAW., no. 2, 1998, at v.

Editor's Page, 13 LAB. LAW., no. 3, 1998, at v.

The Role of Government in Regulating the Workplace, 13 LAB. LAW. 1 (1997).

Editor's Page: Watersheds?, 13 LAB. LAW., no. 2, 1997, at v.

Editor's Page, 12 LAB. LAW., no. 2, 1996, at v.

Editor's Page: Family Values, 12 LAB. LAW., no. 1, 1996, at vii.

Editor's Page, 11 LAB. LAW., no. 3, 1996, at v.

Editor's Page, 11 LAB. LAW., no. 2, 1995, at v.

Editor's Page, 11 LAB. LAW., no. 1, 1995, at vii.

Editor's Page, 10 LAB. LAW., no. 4, 1994, at vii.

Editor's Page, 10 LAB. LAW., no. 2, 1994 at vii.

Editor's Page, 9 LAB. LAW., no.4, 1993, at vii.

Editor's Page, 9 LAB. LAW., no. 1, 1993, at vii.

Editor's Page, 8 LAB. LAW., no. 4, 1992, at vii.

Editor's Page: Supplemental Editor's Page, 8 LAB. LAW., no. 2, 1992, at viii.

Editor's Page, 8 LAB. LAW., no. 1, 1992, at vii.

The Role of Unions in the Rights-Based Workplace, 25 U.S.F. L. REV. 169 (1991).

Editor's Page, 7 LAB. LAW., no. 4, 1991, at vii.

Editor's Page: Postscript, 7 LAB. LAW., no. 2, 1991, at viii.

Editor's Page, 7 LAB. LAW., no. 1, 1991, at vii.

Editor's Page: Justice Brennan, 6 LAB. LAW., no. 4, 1990, at vii.

Editor's Page: Additional Comments, 6 LAB. LAW., no. 2, 1990, at ix.

Editor's Page, 6 LAB. LAW., no. 1, 1990, at vii.

Editor's Page, 6 LAB. LAW., no. 1, 1990, at ix.

Editor's Page, 5 LAB. LAW., no. 4, 1989, at vii.

Editor's Page, 5 LAB. LAW., no. 2, 1989, at vii.

Editor's Page, 5 LAB. LAW., no. 1, 1989, at vii.

Editor's Page, 4 LAB. LAW., no. 4, 1988, at vii.

Editor's Page, 4 LAB. LAW., no. 2, 1988, at vii.

Editor's Page, 4 LAB. LAW., no. 1, 1988, at vii.

Editor's Page, 3 LAB. LAW., no. 4, 1987, at v.

Editor's Page, 3 LAB. LAW., no. 2, 1987, at v.

Editor's Page, 3 LAB. LAW., no. 1, 1987, at v.

Editor's Page, 2 LAB. LAW., no. 4 1986, at v.

Editor's Page, 2 LAB. LAW., no. 2,1986, at v.

Editor's Page, 2 LAB. LAW., no. 1, 1986, at v.

Some Comments on Obscenities, Health and Safety, and Workplace Values, 34 BUFF. L. REV. 725 (1985).

Editor's Page, 1 LAB. LAW., no. 4, 1985, at vii.

Editor's Page, 1 LAB. LAW., no. 3, 1985, at v.

Editor's Page, 1 LAB. LAW., no. 2, 1985, at v.

Editor's Page, 1 LAB. LAW., no. 1, 1985, at v.

An Overview of the Chadha Case, 35 SYRACUSE L. REV. 703 (1984).

Response, 11 N.Y.U. REV. L. & SOC. CHANGE 190 (1983) (responding to James B. Atleson, *Management Prerogatives, Plant Closings, and the NLRA*, 11 N.Y.U. REV. L. & SOC. CHANGE 83 (1983)).

The View of a Neutral, 34 PROC. N.Y.U. 34TH ANN. CONF. LAB. 43 (1982).

Labor Relations Law, 1977 Survey of New York Law (*with* Robert F. Koretz), 29 SYRACUSE L. REV. 153 (1978).

The Impact of the Duty of Fair Representation Upon Labor Arbitration, 29 SYRACUSE L. REV. 851 (1978).

The Development and History of Protected Concerted Activity (*with* Robert F. Koretz), 24 SYRACUSE L. REV. 715 (1973).

Fibreboard and the Termination of Bargaining Unit Work: The Search for Standards in Defining the Scope of the Duty to Bargain, 71 COLUM. L. REV. 803 (1971).

Book Chapters

How Arbitrators Run A Hearing: An Arbitrator's View, *in* HOW ADR WORKS (Norman Brand ed., 2002).

Labor and Employment Law Decisions of the United States Supreme Court 1990 Term, in LABOR LAW DEVELOPMENTS 1992 (Carol J. Holgren ed., 1992).

"Salting" the Workplace, in PROCEEDINGS OF NEW YORK UNIVERSITY 49TH ANNUAL CONFERENCE ON LABOR (Samuel Estreicher ed., 1990).

The 1987-1988 Supreme Court Term: A Discussion of Selected Cases in Labor and Employment Law, in LABOR LAW DEVELOPMENTS 1989 (Carol J. Holgren ed., 1989).

Fair Representation in Arbitration, in THE CHANGING LAW OF FAIR REPRESENTATION (Jean T. McKelvey ed., 1985).

Book Reviews

Book Review, 10 LAB. LAW. 761 (1994) (reviewing THE LEGAL FUTURE OF EMPLOYEE REPRESENTATION (Matthew W. Finkin ed., 1994)).

Book Review, 33 INDUS. & LAB. REL. REV. 569 (1980) (reviewing TIMOTHY J. BOYCE, FAIR REPRESENTATION, THE NLRB, AND THE COURTS (1978)).

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Books

CHILDREN AND THE LAW IN A NUTSHELL (*with* DOUGLAS E. ABRAMS & SUSAN VIVIAN MANGOLD) (5th ed. 2015).

CHILDREN AND THE LAW; DOCTRINE, POLICY AND PRACTICE (*with* DOUGLAS E. ADAMS & SUSAN V. MANGOLD) (5th ed. 2014 & TEACHER'S MANUAL 5th ed. 2014).

CHILDREN AND THE LAW IN A NUTSHELL (*with* DOUGLAS E. ABRAMS) (4th ed. 2011).

CHILDREN AND THE LAW: DOCTRINE, POLICY, AND PRACTICE (*with* DOUGLAS E. ABRAMS) (4th ed. 2010 & TEACHER'S MANUAL 4th ed. 2010).

CHILDREN AND THE LAW IN A NUTSHELL (*with* DOUGLAS E. ABRAMS) (3rd ed. 2008).

CHILDREN AND THE LAW: DOCTRINE, POLICY, AND PRACTICE (*with* DOUGLAS E. ABRAMS) (3rd ed. 2007 & TEACHER'S MANUAL 3rd ed. 2007).

CHILDREN AND THE LAW IN A NUTSHELL (*with* DOUGLAS E. ABRAMS) (2nd ed. 2003).

CHILDREN AND THE LAW: DOCTRINE, POLICY AND PRACTICE (*with* DOUGLAS E. ABRAMS) (2nd ed. 2003 & TEACHER'S MANUAL 2nd ed. 2003).

CHILDREN AND THE LAW: DOCTRINE, POLICY AND PRACTICE (*with* DOUGLAS E. ABRAMS) (2000 & TEACHER'S MANUAL 2000).

Law Review and Other Scholarly Articles

A Primer on Child Abuse and Neglect Law (*with* Douglas E. Adams), 61 JUV. & FAM. CT. J. 1 (2010).

Child Custody Evaluations: Social Science and Public Policy Child Custody Evaluations: The Need for Systems-Level Outcome Assessments (with Robert F. Kelly), 47 FAM. CT. REV. 2 (2009-2010).

As Iowa Goes, So Goes the Nation: Varnum v. Brien *and its Impact on Marriage Rights for Same-Sex Couples:* Symposium Article*: Standards for Social Science Amicus Briefs in Family and Child Law Cases* (*with* Robert F. Kelly), 13 J. GENDER RACE & JUST. 81 (2009).

Assessing and Communicating Social Science Information in Family and Child Judicial Settings: Standards for Judges and Allied Professionals (*with* Robert F. Kelly), 45 FAMILY CT. REV. 22 (2007).

Child Well Being: A Beneficial Advocacy Framework for Improving the Child Welfare System?, 41 U. MICH. J. L. REFORM 9 (Fall, 2007).

Assessing Social Science Studies: Eleven Tips For Judges And Lawyers (*with* Robert F. Kelly), 40 FAM. L. Q. 367 (2006).

The Bookshelf: Protecting Children From Domestic Violence: Strategies for Community Intervention, 44 FAM. CT. REV. 182 (2006).

Dedication *(in Honor of Retiring Professor Patricia Hassett),* 56 SYRACUSE L. REV. preface to Book No. 4 (2006).

Fixing Foster Care or Reducing Child Poverty: The Pew Commission Recommendations and the Transracial Adoption Debate, 66 MONT. L. REV. 21 (2005).

Social Science Knowledge in Family Law Cases: Judicial Gate-Keeping in the Daubert *Era* (*with* Robert F. Kelly), 59 MIAMI L. REV. 1 (2004).

Children in Poverty: Reconciling Children's Interests with Child Protective and Welfare Policies, 61 MD. L. REV. 437 (2002).

Constructing Parenthood for Stepparents: Parents by Estoppel and De Facto Parents under the American Law Institute's Principles of the Law of Family Dissolution, 8 DUKE J. OF GENDER L. & POL'Y 285 (2001).

A Primer on Adoption Law (with Douglas E. Abrams*)*, 52 JUV. & FAM. CT. J. 23 (2001).

High-Conflict Custody Cases: Reforming the System for Children – Conference Report and Action Plan, 34 FAM. L. Q. 589 (2001), *Reprinted in* 39 FAM. CT. REV. 146 (2001).

The United States' Child Protective System – A Triangle of Tensions, 13 CHILD & FAM. L. Q. 25 (2001).

Child Protection: New Perspectives for The 21st Century, 34 FAM. L. Q. 301 (2000).

Welfare Reform: Myths and Realities About Welfare and Work, 2 SYRACUSE J. OF LEGIS. & POL'Y 165 (1999).

When Welfare Ends: Removing Children From the Home for 'Poverty Alone' (*with* Daan Braveman), 70 TEMP. L. REV. 447 (1997).

Let Them Starve: Government's Obligation to Children in Poverty, (*with* Daan Braveman), 68

TEMP. L. REV. 1607 (1996).

1993–94 Survey of New York Law: Family Law, 45 SYRACUSE L. REV. 417 (1994).

1994–95 Survey of New York Law: Family Law, 46 SYRACUSE L. REV. 661 (1995).

Using Social Science Research in Family Law Analysis and Formation: Problems and Prospects (*with* Robert F. Kelly), 3 S. CAL. INTERDISC. L.J. 631 (1994).

Poverty, Children, and Public Policies: The Need for Diversity in Programs and Research (*with* Robert F. Kelly), 12 J. OF FAM. ISSUES 388 (1991).

A Piece in the Puzzle of Providing Adequate Housing: Court Effectiveness in Code Enforcement (*with* Fred Zolna), 18 FORDHAM URB. L.J. 605 (1991).

Joint Degrees and Careers: A Survey of Syracuse University College of Law Graduates, 39 J. OF LEGAL EDUC. 239 (1989).

Monitoring Attorney Performance and Evaluating Program Outcomes: A Case Study of Attorneys for Abused and Neglected Children (*with* Robert F. Kelly), 40 RUTGERS L. REV. 1217 (1988).

Representation of Children in Child Abuse and Neglect Cases: An Empirical look at What Constitutes Effective Representation (*with* Donald N. Duquette), 20 MICH. J. OF L. REFORM 341 (1987).

Using Lay Volunteers to Represent Children in Child Protection Court Proceedings (*with* Donald N. Duquette), 10 CHILD ABUSE & NEGLECT: THE INT'L J. 293 (1986).

Stepparent Support of Stepchildren: The Changing Legal Context and the Need for Empirical Policy Research, 35 FAMILY RELATIONS 363 (1986).

Courts, Kin and Children: Determinants of Court-Ordered Kin Involvement in Child Protection Proceedings (*with* Linda S. Herskovitz & Robert F. Kelly), 8 CHILD. & YOUTH SERV. REV. 107 (1986).

Legal Representation for Parents and Children in Child Protection Proceedings: Two Empirical Models of Acquisitional Processes and a Proposal for Reform (*with* Robert F. Kelly), 89 DICK. L. REV. 605 (1985).

Stepparent Support of Stepchildren: A Comparative Analysis of Policies and Problems in the American and English Experience (*with* Judith M. Masson), 36 SYRACUSE L. REV. 659 (1985).

Legal and Other Determinants of Effective Court Intervention in Child Protection Proceedings: A Policy Analysis (*with* Robert F. Kelly), 8 J. OF SOC. SERV. RES. 25 (1985).

The Legal Representation of Children in Protection Proceedings: Some Empirical Findings and a Reflection on Public Policy (*with* Robert F. Kelly), 34 FAM. RELATIONS 277 (1985), *reprinted in* CHILD ABUSE: A MULTIDISCIPLINARY SURVEY (1995).

Representation of the Child in Protection Proceedings: The Determination of Decision-Making Capacity, 17 FAM. L. Q. 287 (1983), *reprinted in* AMBAR Database 1984, *indexed in* 10 THE INVENTORY OF MARRIAGE & FAM. LITERATURE (1984).

Do Attorneys for Children in Protection Proceedings Make a Difference? A Study of the Impact of Representation Under Conditions of High Judicial Intervention (*with* Robert F. Kelly), 21 J. OF FAM. L. 405 (1983).

Ohio's Domestic Violence Law, 8 OHIO N.U. L. REV. 895 (1981).

Child Abuse and Neglect: Against the Law, 8 S. EXPOSURE 76 (1980).

Book Chapters

Law Making through the Adversarial Process: The Need for Standards for Social Science Briefs in Family Law Cases (with Robert F. Kelly*) in* FAMILY LAW: BALANCING INTERESTS AND PURSUING PRIORITIES (2007).

Stepparents and the Law, *in* STEPPARENTING: ISSUES IN THEORY, RESEARCH AND PRACTICE (1994).

Reports, News and Commentary

A Summary Report on the Status of Children's Rights in Seven Southern States (*with* Stephen W. Bricker) (Duke Univ. Inst. of Pol'y Sci., Working Paper in Pol'y Analysis, 1979).

Constitutional Protection for the Private Realm of the Family (Duke Univ. Inst. of Pol'y Sci. Working Paper in Pol'y Analysis, 1978).

An Analysis of Nursing Home Services and Resources in North Carolina, (Soc. Research Section, Div. of Health Affairs, U.N.C.-Chapel Hill, 1971).

Book Reviews

Book Review, 41 FAM. CT. REV. 276 (2003) (reviewing CHILDREN, SOCIAL SCIENCE AND THE LAW (Bette L. Bottoms, et al. eds., 2002)).

Book Review, 62 J. OF MARRIAGE & THE FAM. 588 (2000) (reviewing MARY ANN MASON, THE CUSTODY WARS: WHY CHILDREN ARE LOSING THE LEGAL BATTLE AND WHAT WE CAN DO ABOUT IT (2000)).

Book Review, 54 J. OF MARRIAGE & THE FAM. 1009 (1992) (reviewing REMI CLIGNET, DEATH, DEEDS AND DESCENDANTS: INHERITANCE IN MODERN AMERICA (1992)).

Book Review, 53 J. OF MARRIAGE & THE FAM. 525 (1991) (reviewing DIVORCE REFORM AT THE CROSSROADS (Stephen D. Sugarman & Herma Hill Kay eds., 1991).

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Law Review and Other Scholarly Articles

Falling through the Cracks: Deaf New Americans and Their Unsupported Educational Needs (*with* Brent C. Elder, Monu Chhetri & Zenna Preli), 12 EDUC. SCI. (2022), https://doi.org/10.3390/educsci12010035.

Qualitative Research Within the Deaf Community in Northern Ireland: A Multilingual Approach (*with* Brent C. Elder), 15 ALTER- EUR. J. DISABILITY RSCH. 230 (2021). https://doi.org/10.1016/j.alter.2021.04.001

Enhancing Deaf People's Access to Justice in Northern Ireland: Implementing Article 13 of the UN Convention on the Rights of Persons with Disabilities (*with* Bronagh Byrne & Brent C. Elder), 23 SCANDINAVIAN J. DISABILITY RSCH. 74 (2021), https://doi.org/10.16993/sjdr.744 .

What's the Craic? Health Care for Deaf People in Northern Ireland, 35 TOURO L. REV. 481 (2019), https://digitalcommons.tourolaw.edu/lawreview/vol35/iss1/19.

Deaf Access to Justice in Northern Ireland: Rethinking 'Reasonable Adjustment" in the Disability Discrimination Act (*with* Brent C. Elder), 33 DISABILITY & SOC'Y 1003 (2018).

Effective Deaf Access to Justice (*with* Brent C. Elder), 23 J. DEAF STUD. & DEAF EDUC. 331 (2018).

Admission of Deaf Soldiers to the Military: Rethinking the Undifferentiated Soldier Paradigm, 71 ARK. L. REV. 297 (2018).

Providing Effective Communication Access for Deaf People: An Insider's Perspective, 23 no. 4 BIAŁOSTOCKIE STUDIA PRAWNICZE 35 (2018).

Propelling Aviation to New Heights: Accessibility to In-Flight Entertainment for Deaf and Hard of Hearing Passengers, 77 J. AIR L. & COM. 151 (2012).

America's Transformation: The Arc of Justice Bends toward the Deaf Community, 45 VAL. U. L. REV. 845 (2011).

Health Care under the ADA: A Vision or a Mirage? (*with* Nancy R. Mudrick), 3 DISABILITY & HEALTH J. 233 (2010).

Disability Angst. The Search for Belonging – Filling the Hole in my Soul, 6 INT'L J. LEADERSHIP IN PUBLIC SERVS. Sept. Supp. 21. (2010). (Available at deepdyve).

Technical Standards for Admission to Medical School: Deaf Candidates Don't Get No Respect,

28 BUFF. PUB. INT. L.J. 31 (2009–2010).

Deaf Patients, Doctors, and the Law: Compelling a Conversation about Communication, 35 FLA. ST. U. L. REV. 947 (2008).

Limits on Injunctive Relief Under the ADA: Rethinking the Standing Rule for Deaf Patients in the Medical Setting, 11 J. HEALTH CARE L. & POL'Y 163 (2008).

Deafness in Vietnam: Will the United Nations Convention on the Rights of Persons With Disabilities Make a Difference? 34 SYRACUSE J. INT'L L. & COM. 483 (2007).

Book Chapters

Deaf Research Methodologies? Confronting Epistemological Silences and Challenges in Qualitative Research (*with* Bronagh Byrne*)*, *in* SOCIAL RESEARCH AND DISABILITY: DEVELOPING INCLUSIVE RESEARCH SPACES FOR DISABLED RESEARCHERS (Ciaran Burke & Bronagh Byrne eds., 2021).

Teaching With a Disability in the Classroom: A Dialogue About Disability Praxis Between a Deaf Law Professor and a Hearing Education Professor (*with* Brent C. Elder) *in* INTERNATIONAL PERSPECTIVES ON TEACHING WITH DISABILITY (Michael Jeffress ed., 2018).

Awareness-Building in the Profession, in LAWYERS, LEAD ON: LAWYERS WITH DISABILITIES SHARE THEIR INSIGHTS (Carrie G. Basas, Rebecca S. Willford & Stephanie L. Enyart eds., 2011).

The Americans with Disabilities Act and Section 504 of the Rehabilitation Act: A Summary and an Argument for Going Beyond the Law, in BEYOND COMPLIANCE: AN INFORMATION PACKAGE ON THE INCLUSION OF PEOPLE WITH DISABILITIES IN POSTSECONDARY EDUCATION (Steven Taylor et al. eds., 2003).

To CART or Not To CART…? A Brief for Stenographic Transcription (with Steven Taylor), *in* BEYOND COMPLIANCE: AN INFORMATION PACKAGE ON THE INCLUSION OF PEOPLE WITH DISABILITIES IN POSTSECONDARY EDUCATION (Steven Taylor, et. al. eds., 2003).

Some Common Misperceptions about Deafness in the Workplace: Attitudinal Barriers Resistant to Change, *in* WORKPLACE DIVERSITY (Alfrieda Daly ed., 1996).

How to Represent Hearing Impaired Clients, *in* DISABILITY DISCRIMINATION IN THE WORKPLACE (Gary Phelan & Janet Arterton eds., 1992).

Reports, News, and Commentary

Opinion*, 28 Years Later, ADA Non-Compliance Leaves Deaf Patients At Risk,* (*with* Maureen Belluscio), GOTHAM GAZETTE (August 1, 2018).

Communication in the Doctor's Office: Deaf Patients Talk About Their Physicians (2006)

(Ph.D. Dissertation, Syracuse University).

Ask Not Who Speaks for the Deaf Community, But With Whom Should We Speak?, in A DEAF AMERICAN MONOGRAPH (1997).

Book Reviews

Book Review, DISABILITY STUD. Q. 17(1) at 64 (1997) (reviewing MENTAL AND PHYSICAL DISABILITY LAW REPORTER).

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Books

SPECIAL PROJECT ON THE PROFESSIONAL RESPONSIBILITIES OF INSURANCE DEFENSE LAWYERS, PART I: FULL COVERAGE REPRESENTATIONS (*with* CHARLES SILVER) (1995).

Law Review and Other Scholarly Articles

Foreword, *Veterans Law at Syracuse University*, 68 SYRACUSE L. REV. 299 (2018).

Diversity Trends and Current Issues, 78 B. EXAMINER no. 4, 2009, at 21.

How Deans (and Presidents) Should Quit, 56 J. LEGAL EDUC. 3 (2006).

Lessons from Working for Sandra Day O'Connor, 58 STAN. L. REV. 1731 (2006).

A Parable of Law School Leadership, 35 U. TOL. L. REV. 207 (2003), *reprinted in* 36 U. TOL. L. REV. 195 (2004).

Better Writing, Better Thinking: Concluding Thoughts, 10 LEGAL WRITING: J. LEGAL WRITING INST. 83 (2004).

The Professional Professor (Tribute to Jonathan Charney), 36 VAND. J. TRANSNAT'L L. 3 (2003).

The Caste System and Best Practices in Legal Education, 1 J. ASS'N LEGAL WRITING DIRECTORS 12 (2002).

The Dynamic Market for Law Faculty in the United States, 51 J. LEGAL EDUC. 423 (2001).

El Mercado Dinamico Para El Profesorado de Derecho en Los Estados Unidos, 70 REV. JUR. U.P.R. 839 (2001).

Three Principles of Effective Deaning, 31 U. TOL. L. REV. 751 (2000).

Expert Report of Kent D. Syverud: Grutter, et al. v. Bollinger, et al., *No. 97-75928 (E.D. Mich.),* 5 MICH. J. RACE & L. 451 (1999), *reprinted in* 79 PEABODY J. EDUC. 136 (2004).

The Ethics of Insurer Litigation Management Guidelines and Legal Audits, 21 INS. LITIG. REP. 180 (1999).

Introduction, 52 VAND. L. REV. 869 (1999).

What Professional Responsibility Scholars Should Know About Insurance, 4 CONN. INS. L.J. 17 (1998).

ADR and the Decline of the American Civil Jury, 44 UCLA L. REV. 1935 (1997), *reprinted in* 32 INT'L. SOC'Y BARRISTERS Q. 418 (1997).

Why Civil Cases Go To Trial: Strategic Bargaining and the Desire for Vindication (*with* Samuel R. Gross), DISP. RESOL. MAG. Winter 1997, at 21.

Don't Try: Civil Jury Verdicts In A System Geared To Settlement (*with* Samuel R. Gross), 44 UCLA L. REV. 1 (1996).

The Professional Responsibilities of Insurance Defense Lawyers (*with* Charles Silver), 45 DUKE L.J. 255 (1995).

Special Project on Professional Responsibilities of Insurance Defense Lawyers (*with* Charles Silver), 62 DEF. COUNSEL J. 503 (1995)

On the Demand for Liability Insurance, 72 TEX. L. REV. 1629 (1994).

Taking Students Seriously: A Guide For New Law Teachers, 43 J. LEGAL EDUC. 247 (1993).

Eleonora v. Eckert*,* 92 MICH. L. REV. 1 (1993).

Getting to No: A Study of Settlement Negotiations and the Selection of Cases for Trial (*with* Samuel Gross)*,* 90 MICH. L. REV. 319 (1991).

Toward a Workable Duty to Settle for Liability Insurers: A Reply, 77 VA. L. REV. 1597 (1991).

The Duty To Settle, 76 VA. L. REV. 1113 (1990), *reprinted in* 40 DEFENSE L.J. 155 (1991) *and* LAW AND ECONOMICS OF INSURANCE (Daniel Schwarcz ed., 2012).

Note: *Contribution and Antitrust Policy*, 78 MICH. L. REV. 890 (1980).

Book Chapters

Bargaining Impediments and Settlement Behavior (*with* Charles Silver & Samuel Issacharoff), *in* DISPUTE RESOLUTION: BRIDGING THE SETTLEMENT GAP (D. Anderson ed., 1996).

How to Improve Insurance Law Scholarship, VI INSURANCE LAW ANTHOLOGY XIII (1992).

Reports to Governmental Bodies and Professional Associations

Foreword: *Embracing the Opportunities for Increasing Diversity Into the Legal Profession: Collaborating to Expand the Pipeline (Let's Get Real*) *in* AM. BAR ASS'N.; L. SCH. ADMISSONS

COUNCIL, POST-CONFERENCE REPORT: STRATEGIES AND SOLUTIONS, A SUMMARY REPORT OF THE CONFERENCE (2005).

Electronic Mail and Public Disclosure Laws: A Study Report for the Michigan Law Revision Commission (*with* Daniel Hunter), 1994 ANNUAL REPORT OF THE MICHIGAN LAW REVISION COMMISSION (1995).

Revisions to the Michigan "Lemon Law," MCL § 257.1401–.1410 (*with* Helen Melia & Tracey Prosser), in MICHIGAN LAW REVISION COMMISSION, THIRTIETH ANNUAL REPORT, (1995).

LEGAL CONSTRAINTS TO THE RESEARCH, DEVELOPMENT, AND DEPLOYMENT OF IVHS TECHNOLOGY IN THE UNITED STATES, FINAL REPORT. Federal Highway Administration (rev. Mar. 1993).

Smart Car and Smart Highway Liability: Lessons from Experience with Air Bags, Antilock Brakes, Cruise Control, and Cellular Telephones (IVHS Technical Paper 92–2 (1992).

Reports, News and Commentary

Video, *How to Reopen: Getting Back to the 'College Experience'*, FORTUNE, May 31, 2020, https://fortune.com/videos/watch/How-to-Reopen-Getting-back-to-the-college-experience/4185e52d-2c3e-44a7-9412-8f937980927b.

Q&A: Kent Syverud, Chancellor of Syracuse University, MARY CHRISTIE QUARTERLY, January 14, 2020, https://marychristieinstitute.org/mary-christie-quarterly/qa-kent-syverud/.

Universities Need to Better Serve Military Students and Veterans, US NEWS (June 21, 2019), https://www.usnews.com/news/education-news/articles/2019-06-21/commentary-higher-education-must-better-serve-military-students-and-veterans

Working Together: The Challenges Facing Law Schools (*with* Annette Clark, Dean, St. Louis University Law School), ST. LOUIS LAWYER , March 2012.

Why I Teach, WASH. U. L. MAG., Spring 2009, at 1.

Student Scholarship and the Bar, ST. LOUIS LAWYER, July 2009.

Video, *A One Hour Course in How to Negotiate*, held by Washington University School of Law, (2009).

Reflections on Affirmative Action Before and After Grutter v. Bollinger, NASHVILLE BAR J., May 2004.

If Racial Diversity isn't Compelling, Law Schools will Lose Integration, DET. NEWS, Apr. 1, 2001.

Taking Law School Examinations; a Videolecture (North By Northwest Productions 2001).

A Eulogy for Allan Smith, 37 L. QUADRANGLE NOTES, Summer 1994, at 29.

Zoe Baird's Excuse, DET. NEWS, January 19, 1993.

Smart Car and Smart Highway Liability: Lessons from Experience with Airbags, Antilock Brakes, Cruise Control, and Cellular Telephones. (IVHS Paper Series P92–04, 1992).

A Bibliography of Legal Constraints to the Research, Development, and Deployment of IVHS Systems in the United States, (IVHS Paper Series P92–05, 1992).

IVHS Legal Issues: Perceived or Real? (IVHS Paper Series, 92–06, 1992).

Insurable Interest in the Classroom, OCCURRENCES (Newsletter of AALS Section on Insurance Law), Aug. 1991.

The Case Against Firing Michigan's Day Care Inspectors, (*with* Joan D. Horton), DET. NEWS, Feb. 16, 1991.

Liability and Insurance Implications of IVHS Technology (SAE Technical Paper A#901507), *reprinted in* AUTOMATED HIGHWAY/INTELLIGENT VEHICLE SYSTEMS: TECHNOLOGY AND SOCIOECONOMIC ASPECTS (1990); *reprinted in* 1990 TRANSACTIONS OF THE S.A.E. (1990).

Mixed-Race Children and the 1990 Census, DET. FREE PRESS, Apr. 11, 1990.

Michigan's Prepaid Tuition Plan (*with* Jeffrey S. Lehman), DET. FREE PRESS, June 8, 1988.

Book Reviews

Book Review: *Insurance Law Out of the Shadows,* 89 MICH. L. REV. 1429 (1991) (reviewing KENNETH S. ABRAHAM, INSURANCE LAW AND REGULATION (1990)).

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Law Review & Other Scholarly Articles

Father Waldo, N.Y. ARCHIVES, Winter 2026, at 33.

The World of Charles J. Kappler: A Digital Portrait (*with* Charles D. Bernholz), 27 LEGAL REFERENCE SERVICES Q. 377 (2008).

The Palmer and Stevens "Unusual and Accustomed Places" Treaties in the Opinions of the Courts (*with* Charles D. Bernholz), 25 GOV'T INFO. Q. 778 (2008).

American Indian Treaties in the Courts of Claims: A Guide to Treaty Citations from Opinions of the United States Courts of Claims (with Charles D. Berholz*),* 25 GOV'T INFO. Q. 313 (2008).

American Indian Treaties in the State Courts: A Guide to Treaty Citations from Opinions of the State Court Systems (*with* Charles D. Bernholz), 22 GOV'T INFO. Q. 440 (2005).

Evaluating Electronic Resources: Criteria Used by Librarians, 52 SYRACUSE L. REV. 1207 (2002).

Miscellaneous Publications

Charles J. Kappler – A Life Beyond Indian Affairs: Laws and Treaties (with Charles D. Bernholz) (2009), AM. INDIAN TREATIES PORTAL, http://treatiesportal.unl.edu/kappler/.

New Insights for Legal Practitioners, 1 SYRACUSE LAW (Syracuse U. C. of L., Syracuse, N.Y.) 86 (2004).

Book Reviews

Book Review, 25 GOV'T INFO. Q. 329 (2008) (reviewing WATERGATE AND THE RESIGNATION OF RICHARD NIXON: IMPACT OF A CONSTITUTIONAL CRISIS (Harry P. Jeffrey & Thomas Maxwell-Long eds., 2004)).

Book Review, 23 GOV'T INFO. Q. 330 (2006) (reviewing BRAD CHAPMAN, RESEARCHING NATIONAL SECURITY AND INTELLIGENCE POLICY (2004)).

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Books

THE DARK PAST: THE US SUPREME COURT AND AFRICAN AMERICANS, 1800-2015 (2024).

THE BIRTH OF THE MODERN CONSTITUTION: THE UNITED STATES SUPREME COURT, 1941–1953 (2006).

OLIVER WENDELL HOLMES JR.: THE SUPREME COURT AND AMERICAN LEGAL THOUGHT (*with* SOPHIE W. LITTLEFIELD) (2005).

THE LOST WORLD OF CLASSICAL LEGAL THOUGHT: LAW AND IDEOLOGY IN AMERICA, 1886–1937 (1998).

AMERICAN LEGAL HISTORY: CASES AND MATERIALS, (*with* KERMIT L. HALL & PAUL FINKELMAN) (2nd ed. 1996).

THE OXFORD COMPANION TO THE SUPREME COURT OF THE UNITED STATES (*with* KERMIT L. HALL, et al.) (1992).

AMERICAN LEGAL HISTORY: CASES AND MATERIALS (*with* KERMIT L. HALL & PAUL FINKELMAN) (1991).

LIBERTY UNDER LAW: THE SUPREME COURT IN AMERICAN LIFE (1988).

CONSTITUTIONAL DEVELOPMENT IN A MODERNIZING SOCIETY: THE UNITED STATES, 1803–1917 (1985).

NUCLEAR AMERICA: MILITARY AND CIVILIAN NUCLEAR POWER IN THE UNITED STATES, 1940–1980 (1984).

EQUAL JUSTICE UNDER LAW: CONSTITUTIONAL DEVELOPMENT, 1835–1982 (1982).

THE SOURCES OF ANTISLAVERY CONSTITUTIONALISM IN AMERICA, 1760–1848 (1977).

THE GUARANTEE CLAUSE OF THE U.S. CONSTITUTION (1972).

Law Review and Other Scholarly Articles

Beyond the Civil Rights Act of 1964: Confronting Structural Racism in the Workplace (*with* Judy L. Hamilton), 74 LA. L. REV. 1095 (2014).

Structural Racism and the Law in America Today: An Introduction, 100 KY. L.J. 1 (2011).

Justice David J. Brewer and "the Constitution in Exile," 33 J. SUP. CT. HIST. 170 (2008).

The Emergence of Equality as a Constitutional Value: The First Century, 82 CHI. KENT L. REV. 233 (2007).

The Debut of Modern Constitutional Procedure, 26 REV. LITIG. 641 (2007).

Synoptic of United States Supreme Court Decisions Affecting the Rights of African-Americans, 1873–1940, 4 BARRY L. REV. 21 (2003).

The Legal Foundations of Domestic Anticommunism: The Background of Dennis v. United States, 2001 SUP. CT. REV. 375 (2002).

Felix Frankfurter, Incorporation, and the Willie Francis Case, 26 J. SUP. CT. HIST. 53 (2001).

The Origins of the Law of Slavery in British North America, 17 CARDOZO L. REV. 1711 (1996).

Gladly Wolde He Teche: Students, Canon, and Supreme Court History, 1995 J. SUP. CT. HIST. 11 (1995).

Constitutional Snipe Hunt, 23 RUTGERS L.J. 253 (1992).

Clio as Hostage: The United States Supreme Court and the Uses of History, 24 CAL. W. L. REV. 227 (1988).

Preface*, Historical Race Relations Symposium*, 17 RUTGERS L.J. 407 (1986).

The "Imperial Judiciary" in Historical Perspective, YEARBOOK 1984 SUP. CT. HIST. SOC'Y 61 (1985).

A Peculiar Conservatism and the Dorr Rebellion: Constitutional Clash in Jacksonian America, 22 AM. J. LEGAL HIST. 237 (1978).

Slavery and Abolition Before the United States Supreme Court, 1820–1860, 65 J. AM. HIST. 34 (1978).

The Statutory Law of Slavery and Race in the Thirteen Mainland Colonies of British America, 34 WM & MARY Q. 258 (1977).

Somerset: Lord Mansfield and the Legitimacy of Slavery in the Anglo-American World, 42 CHI. L. REV. 86 (1974).

Popular Sovereignty in the Dorr War: Conservative Counterblast, 32 R.I. HIST. 35 (1973).

The Place of Chief Judge Irving Lehman in American Constitutional Development, 60 AM. JEWISH HIST. Q. 280 (1971).

The Great Writ and Reconstruction: The Habeas Corpus Act of 1867, 36 J. SOUTHERN. HIST. 530 (1970).

The Reconstruction of Federal Judicial Power 1863–1876, 13 AM. J. LEGAL HIST. 333 (1969).

The Nation and the State: *1868*, 1968 WIS. L. REV. 312 (1968).

The Origin of the United States Court of Claims, 20 ADMIN. L. REV. 387 (1968).

Book Chapters

Emancipation and Civic Status: The American Experience, 1865-1915, in THE PROMISES OF LIBERTY: THE HISTORY AND CONTEMPORARY RELEVANCE OF THE THIRTEENTH AMENDMENT (Alexander Tsesis ed., 2010).

Rhode Island's Distinctive Contribution to American Constitutional Development, in CONSTITUTION DAY: REFLECTIONS BY RESPECTED SCHOLARS (Patrick T. Conley ed., 2010).

The Stone and Vinson Courts (1941–1953): Transition and Transformation, in THE UNITED STATES SUPREME COURT: THE PURSUIT OF JUSTICE (Christopher Tomlin ed., 2005).

The Rise and Fall of Classical Legal Thought, in CONSTITUTIONALISM AND AMERICAN CULTURE (S. Van Burkleo et al. eds., 2002).

Sabotage, Treason, and Military Tribunals in World War II, *in* TOTAL WAR AND THE LAW: THE AMERICAN HOME FRONT IN WORLD WAR II (D. Ernst & V. Jew eds., 2002).

Joseph R. Lamar, in AMERICAN NATIONAL BIOGRAPHY (John A. Garraty & Mark C. Carnes eds., 1999).

Stanley Matthews, *in* AMERICAN NATIONAL BIOGRAPHY (John A. Garraty & Mark C. Carnes eds., 1999).

Felix Frankfurter, Supreme Court, Legal Thought and Jurisprudence, in READER'S GUIDE TO AMERICAN HISTORY (Peter J. Parish ed., 1997).

Sandra Day O'Connor, *in* ENCYCLOPEDIA OF AMERICAN BIOGRAPHY, 2nd ed. (John H. Garraty & Jerome L. Sternstein eds., 1996).

Scott v. Sandford, *in* THE ENCYCLOPEDIA OF THE UNITED STATES CONGRESS 1770–1772 (Donald C. Bacon et al. eds., 1995).

Murdock v. Memphis*: Section 25 of the 1789 Judiciary Act and Judicial Federalism*, *in* ORIGINS OF THE FEDERAL JUDICIARY: ESSAYS ON THE JUDICIARY ACT OF 1789 (Maeva Marcus ed., 1992).

State Protection of Personal Liberty: Remembering the Future, *in* TOWARD A USABLE PAST: LIBERTY UNDER STATE CONSTITUTIONS (Paul Finkelman & Stephen E. Gottlieb eds., 1991).

United States Supreme Court, *in* THE HARRY S. TRUMAN ENCYCLOPEDIA (Richard S. Kirkendall ed., 1990).

The Liberal Critique of the U.S. Supreme Court, *in* GERMAN AND AMERICAN CONSTITUTIONAL THOUGHT: CONTEXTS, INTERACTION, AND HISTORICAL REALITIES (Hermann Wellenreuther ed., 1990), German translation, *Die liberate Kritik an Obersten Gerischtshof der Yereinigten Staaten*, *in* DIE AMERIKANISCHE VERFASSUNG UND DEUTSCH-AMERIKANISCHES VERFASSUNGSDENKEN (Hermann Wellenreuther ed., 1991).

Old Times There Are Not Forgotten: The Distinctiveness of the Southern Constitutional Experience, *in* AN UNCERTAIN TRADITION: CONSTITUTIONALISM AND THE HISTORY OF THE SOUTH (Kermit L. Hall & James W. Ely, Jr. eds., 1989).

The Blessings of Liberty: Slavery in the American Constitutional Order, *in* SLAVERY AND ITS CONSEQUENCES: THE CONSTITUTION, EQUALITY, AND RACE (Robert A. Goldwin & Art Kaufman eds., 1988).

Slavery and the United States Constitution, in ZWEIHUNDERT JAHRE AMERIKANISCHE VERFASSUNG (ANGLISTIK & ENGLISCHUNTERRICHT, BD. 34) (Raimund Borgmeier ed., 1988).

The Witch at the Christening: Slavery and the Constitution's Origins, *in* THE FRAMING AND RATIFICATION OF THE CONSTITUTION (Leonard W. Levy & Dennis J. Mahoney eds., 1987).

Forty-eight articles *in* ENCYCLOPEDIA OF THE AMERICAN CONSTITUTION (Leonard M. Levy et al. eds., 1986).

Chief Justice Taney and his Court, *in* THIS CONSTITUTION (1985).

Judicial Systems, *in* ENCYCLOPEDIA OF AMERICAN POLITICAL HISTORY (Jack P. Greene ed., 1984).

Latimer: Lawyers, Abolitionists, and the Problem of Unjust Law, *in* ANTISLAVERY RECONSIDERED: NEW PERSPECTIVES ON THE ABOLITIONISTS (Lewis Perry & Michael Fellman eds., 1979).

Dred Scott *Case and* Ex parte Merryman, *in* ENCYCLOPEDIA OF SOUTHERN HISTORY (David C. Roller & Robert W. Twyman eds., 1979).

The Reconstruction of Federal Judicial Power 1863–1876, in AMERICAN LAW AND THE CONSTITUTIONAL ORDER *(*Lawrence M. Friedman & Harry N. Scheiber eds., 1977).

Irving Lehman, in DICTIONARY OF AMERICAN BIOGRAPHY*,* Supplement Three; 1941–1945.

Reports, News, and Commentary

Voice of Troubled Intellectuals, SAT. REV., Jan. 3, 1970, at 23–25.

Book Reviews

Book Review, 15 AM. COMMUNIST HIST. 349 (2016) (reviewing ROBERT M. LICHTMAN, THE SUPREME COURT AND MCCARTHY-ERA REPRESSION: ONE HUNDRED DECISIONS).

BOOK REVIEW, 33 LAW & HIST. REV. 1017 (2015) (reviewing HERBERT HOVENKAMP, THE OPENING OF AMERICAN LAW: NEOCLASSICAL LEGAL THOUGHT, 1870–1970).