



# 2019 Faculty Scholarship



## Sarah Adams-Schoen

### Appointment

Appointed as Chair of the ABA State and Local Government Law Section, Land Use Law Committee, 2018.

### Publication

**"Beyond Localism: Harnessing State Adaptation Lawmaking to Facilitate Local Climate Resilience,"** 8 *Michigan Journal of Environmental and Administrative Law* 185 (2018).

### Sponsored Research

Principal Investigator for **"Resilient Coastal Zoning Project,"** funded by New York Sea Grant (2017).



## Angela Addae

### Publications

**"Challenging the Constitutionality of Private Prisons: Insights from Israel,"** 25 *William and Mary Journal of Women and the Law* 527 (2019).

**"Pathways to Sector Selection: A Theoretical Framework for Social Entrepreneurs,"** 28 *Nonprofit Management and Leadership* 349 (2018) (peer reviewed).

### Presentation

**"Saving Black Portland: Organizational Roles in Preserving a Disintegrating Community"** presented at the Workshop on Nonprofit and Philanthropic Studies, School of Community Resources and Development, Arizona State University (November 2018).



## Adell Amos

### Publication

**"Scope and Limitations of Drought Management within Complex Human-Natural Systems"** (with William K. Jaeger, David Conklin, Christian Langpap, Kathleen Moore, and Andrew Plantinga), *2 Nature Sustainability* 710 (2019) (peer reviewed).

### Presentation

**"Drought in the American West: A Look at the Interrelationship Between Law, Policy, and Science,"** presented as Keynote at the Environmental Studies Knight Distinguished Lecture Series, Washington University in St. Louis (March 27, 2019).



## Kristen Bell

### Publication

**"A Stone of Hope: Legal and Empirical Analysis of California Juvenile Lifer Parole Decisions,"** 54 *Harvard Civil Rights-Civil Liberties Law Review* 455 (2019).

### Presentations

**"Questioning the Fairness of Relying on Risk Assessments in Custody-Release Decisions,"** presented on a panel "Risk Assessments in the Criminal Justice Arena" at the American Psychology-Law Society Annual Conference (March 2019).

**"Stone of Hope: Legal and Empirical Analysis of California Juvenile Lifer Parole Decisions,"** presented at the American Society of Criminology Annual Meeting (November 2018).

## Carl Bjerre

### Publications

**"LLC and Partnership Transfer Restrictions Excluded From UCC Article 9 Overrides"** (with Daniel S. Kleinberger, Edwin E. Smith and Steven O. Weise), *Business Law Today* (February 7, 2019).

***Supplement to Hawkland's Uniform Commercial Code Series: Volumes on Investment Securities and Secured Transactions*** (Thomson Reuters, 2018).



### Presentation

**"Cognitive Error in the Codification of Property Rights to Securities,"** presented at the University of Oxford Commercial Law Centre (February 2019).



### Marcilynn A. Burke

#### Publications

**"Anything New Under the Sun? When Voters Directly Regulate Energy and Mineral Development,"** 65 *Rocky Mountain Mineral Law Institute* 2-1 (forthcoming 2019).

**"Streamlining or Steamrolling: Oil and Gas Leasing Reform on Federal Public Lands in the Trump Administration,"** 91 *Colorado Law Review* (forthcoming 2019).



### Stuart Chinn

#### Publications

**"The Meaning of Judicial Impartiality: An Examination of Supreme Court Confirmation Debates and Supreme Court Rulings on Racial Equality,"** 2019 *Utah Law Review* (forthcoming).

**"Free Speech Controversies and Consequences on Campus,"** 54 *Tulsa Law Review* 225 (2019) (book review essay).

#### Presentation

**"Culture and the Constituting of American Political Community,"** presented at the Annual Meeting of the American Political Science Association (September 2018).





## **Andrea Coles-Bjerre**

### **Presentations**

**“Cramdown, DIP Control, and the Automatic Stay: U.S. Perspectives on U.K.**

**Proposals,”** presented at King’s College London (March 2019).

**“Corporate Insolvency Issues Through the Lens of the One-Versus-Many Ambiguity,”** presented at the University of Oxford Commercial Law Centre (February 2019).



## **Greg Dotson**

### **Publication**

**“State Authority to Regulate Mobile Source Greenhouse Gas Emissions, Part 1: History and Current Challenge,”** 49 *Environmental Law Reporter* (forthcoming 2019).

### **Presentations**

**“Climate Change Mitigation and Adaptation: Perspectives from the West,”** presented at the Environmental Law Institute and Stoel Rives LLP Co-Sponsored Master Class (June 2019).

**“Cap and Trade: How and Why,”** presented at the Oregon 2019 Legislature Mid-Session CLE, Oregon State Bar Energy, Telecommunication and Utilities Section (March 2019).

## **Michael Fakhri**

### **Publications**

**“Sugar,”** in *International Law’s Objects* (Jessie Hohmann and Daniel Joyce eds., Oxford University Press, 2019).

***Bandung, Global History, and International Law: Critical Pasts and Pending Futures*** (with Vasuki Nesiah and Luis Eslava eds., Cambridge University Press, paperback, 2018).

**“Third World Sovereignty, Indigenous Sovereignty, and Food Sovereignty,”**



9 *Transnational Legal Theory* 218 (2018).



## **Susan Gary**

### **Publications**

“The Need for a New Type of Purpose Trust, the Stewardship Trust,” 44 *ACTEC Law Journal* (forthcoming 2019).

“The Oregon Stewardship Trust: A New Type of Purpose Trust that Enables Steward-Ownership of a Business,” 88 *University of Cincinnati Law Review* (forthcoming 2019) (symposium).

### **Presentation**

“Harmless Error: What Errors Are Harmless,” presented as panel participant at the Oregon State Bar’s Advanced Estate Planning (June 2019).



## **Erik Girvan**

### **Publications**

“The Law and Social Psychology of Racial Disparities in School Discipline,” in *Advances in Psychology & Law, Vol. 4* (Brian H. Bornstein and Monica K. Miller eds., Springer International, 2019).

“Tail, Tusk, and Trunk: What Different Metrics Reveal About Racial Disproportionality in School Discipline” (with Kent McIntosh and Keith Smolkowski), 54 *Educational Psychologist* 40 (2019) (peer reviewed).

### **Sponsored Research**

Continued funding of a \$1,400,000 grant from the U.S. Department of Education Institute for Education Sciences for “**Project ReACT**:

Neutralizing the Effects of Implicit Bias on Racial Disproportionality in School Discipline” (Co-PI with Kent McIntosh).

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## Leslie Harris

### Publication

*Children, Parents and the Law: Public and Private Authority in the Home, Schools, and Juvenile Courts* (Wolters Kluwer, fourth edition, 2019).

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## Tom Lininger

### Award

After considering more than 300 environmental law articles published over the prior year, a panel of judges at Vanderbilt Law School and the Environmental Law Institute selected “**Green Ethics for Judges**,” 86 *George Washington Law Review* 711 (2018), as one of the top five articles.

### Publication

“**Reforming Judicial Ethics to Promote Environmental Protection**,” 49 *Environmental Law Reporter* 10789 (2019) (symposium).

### Presentation

“**Green Ethics for Judges**,” presented at Vanderbilt Law School (March 2019).

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## Mohsen Manesh

### Publications

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





## **Roberta Mann**

### **Publications**

"I Robot, U Tax?" 64 *McGill Law Journal*  
(forthcoming 2019).

***Tax Law and the Environment: A  
Multidisciplinary Approach*** (with Tracey M.  
Roberts eds., Lexington Books, 2018).

### **Presentation**

"Saving the Planet by Cutting Corporation Taxes:  
**A Comparative Case Study Analysis**," presented  
at the Law and Society Association Annual Meeting  
(June 2019).



## **Michelle McKinley**

### **Publication**

"Juana de Godinez," in ***Freedom in Degrees: A  
Collective Biography of Black Women and  
Emancipation in the Americas*** (Tatiana Seijas,  
Terri Snyder and Erica Ball eds., Cambridge  
University Press, forthcoming).

### **Presentations**

"Freedom and Unfreedom in the Colonial  
**Slaveholding Family**," presented at "Family and  
Justice in the Archives: Histories of Intimacy in  
Transnational Perspective," Concordia University,  
Montreal (May 2019).

"**The Case of Juana Godinez: Contested  
Meanings of Freedom in Seventeenth-Century**

Lima,” presented at TePaske Seminar, “Religion, Law, and Moral Authority in the Early Americas,” Emory University Department of History (April 2018).

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## **Michael Moffitt**

### **Appointment**

Appointed Co-Chair of the Editorial Board of the ABA’s *Dispute Resolution Magazine*.

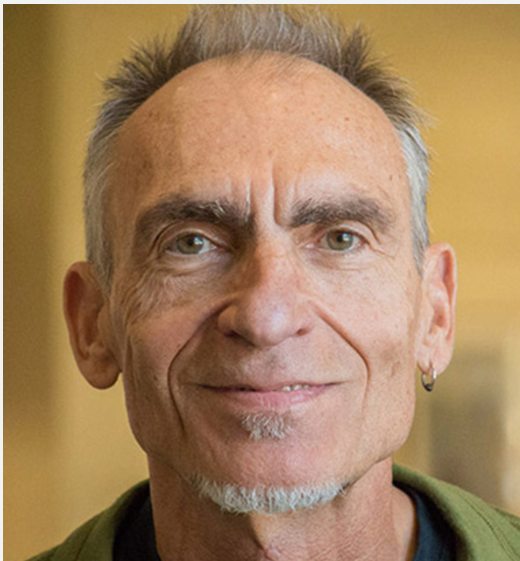
### **Publication**

***Dispute Resolution: Beyond the Adversarial Model*** (with Carrie J. Menkel-Meadow, Lela Porter Love, and Andrea Kupfer Schneider) (Aspen, third edition, 2018).

### **Presentation**

“**Lawyers, Settlement, and the (Tiny) Risk of Legal Malpractice**,” presented at the William S. Boyd School of Law, University of Nevada, Las Vegas (September 2018).

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## **Michael Musheno**

### **Publication**

***Navigating Conflict: How Youth Handle Trouble in a High Poverty School*** (with Calvin Morrill) (University of Chicago Press, paperback, 2018).

### **Presentations**

“**Authors Meet Readers on *Navigating Conflict***,” presented with Calvin Morrill at the Law and Society Association Annual Meeting (June 2019).

“**The Role of Discretion in Policing**,” presented at the National Network for Safe Communities, John Jay College of Criminal Justice, CUNY (February 2019).

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## **Eric Priest**

### **Publications**

“**Redeeming Globalization through Unfair Competition Law**” (with Sean A. Pager), 41 *Cardozo Law Review* (forthcoming 2020).

“**Why Don’t We Think about Authors the Way We Think about Entrepreneurs?**” 53 *Akron Law*





*Review* (forthcoming 2020).

### **Presentation**

**"Copyright and Monopsony,"** presented at the Center for the Protection of Intellectual Property Fall Conference, George Mason University (October 2018).



### **Ofer Raban**

#### **Presentations**

**"Political Liberalism as a Paradigm of Substantive Due Process,"** presented at the William S. Boyd School of Law, University of Nevada, Las Vegas (March 2019).

**"The Freedom of Speech and the Trump Administration,"** presented at American Constitution Society CLE event (2018).

**"Police Interrogations and the Development of the Miranda Doctrine,"** presented at the Public Security University of China in Beijing (2018).



### **Jennifer Reynolds**

#### **Publication**

**"In a Very, Very Short Story Called 'Equivalent,' Amy Hempel Explores Connection and Interaction,"** *Dispute Resolution Magazine* (forthcoming 2019).

#### **Presentations**

**"Inside the Plea Bargaining Room,"** invited roundtable participant at the Annual Meeting of the Law and Society Association (June 2019).

**"Plea Bargaining: Are Integrative Approaches Possible?,"** presented at the Harvard Kennedy School (November 2018).



## **Suzanne Rowe**

### **Publication**

***California Legal Research*** (with Aimee Dudovitz and Sarah Laubach) (Carolina Academic Press, fourth edition, 2019).

### **Presentations**

**“The Rising Tide: Lifting Boats or Changing Climate?”** presented as invited plenary speaker at Rocky Mountain Legal Writing Conference, William S. Boyd School of Law, University of Nevada, Las Vegas (March 2019).

**“Providing Full Opportunities’: Diversity, Inclusion, and Discomfort,”** presented at the Western States Legal Writing Conference, University of California Irvine School of Law (September 2018).



## **Elizabeth "Liz" Tippet**

### **Publications**

***Arbitration and Mediation of Employment and Consumer Disputes: Proceedings of the New York University 69th Annual Conference on Labor*** (with Samuel Estreicher eds., Carolina Academic Press, 2018).

**“Harassment Trainings: A Content Analysis,”** 39 *Berkeley Journal of Employment and Labor Law* 481 (2018).

**“The Legal Implications of the MeToo Movement,”** 103 *Minnesota Law Review* 228 (2018).

## **Merle Weiner**

### **Publication**

**“When A Parent is Not Apparent,”** 80 *University of Pittsburgh Law Review* 1 (2019).

### **Presentations**

**“Next Steps in the Development of a Parent-Partner Status,”** presented at a roundtable “Joint Parenthood in Family Law and Policy” at Hebrew University (December 2018).

**“Slow Motion: Improving the Legal Response to International Child Abduction,”** presented on a



symposium panel “Child Custody and Co-parenting Arrangements in the Context of Intimate Partner Violence” at the 80th Annual Conference of the National Council on Family Relations (November 2018).



## **Mary Christina Wood**

### **Publications**

“Atmospheric Recovery Litigation Around the World: Gaining Natural Resource Damages Against Carbon Majors to Fund a Sky Cleanup for Climate Restoration,” in *Handbook on Loss and Damages* (Edward Elgar, forthcoming 2019).

“Atmospheric Trust Litigation: Securing a Constitutional Right to a Stable Climate System,” 29 *Colorado Natural Resources Energy and Environmental Law Review* 321 (2018).

“Tribal Tools & Legal Levers for Halting Fossil Fuel Transports & Exports Through the Pacific Northwest” (with Anna Elza Brady and Brendan Keenan Jr.), 7 *American Indian Law Journal Issue* 1, at Article 5 (2018).

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