

## CURRENT INDEX TO LEGAL PERIODICALS

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Akron Tax Journal	27	Akron Tax J., Pp. 1-185, 2011-2012.
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\* A portion of this issue comprises the 2011 Survey of Rhode Island Law.

\*\* A portion of this issue comprises the student survey Recent Developments in Environmental Law.

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### ADMINISTRATIVE LAW

Lamdan, Sarah Shik. Protecting the Freedom of Information Act requestor: privacy for information seekers. 21 Kan. J.L. & Pub. Pol'y 221-253 (2012).

Masur, Jonathan S. and Eric A. Posner. Regulation, unemployment, and cost-benefit analysis. 98 Va. L. Rev. 579-634 (2012).

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Toffel, Michael W. and Jodi L. Short. Coming clean and cleaning up: does voluntary self-reporting indicate effective self-policing? 54 *J.L. & Econ.* 609-649 (2011).

## AGRICULTURE LAW

Davis, Meghan F. and Lainie Rutkow. Regulatory strategies to combat antimicrobial resistance of animal origin: recommendations for a science-based U.S. approach. 25 *Tul. Envtl. L.J.* 327-388 (2012).

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Volinski, Jonathan. Comment. Shucking away the husk of a crop gone wrong: why the Federal Government needs to replant its approach to corn-based ethanol. 25 *Tul. Envtl. L.J.* 507-530 (2012).

## AIR AND SPACE LAW

Blount, P.J. Renovating space: the future of international space law. 40 *Denv. J. Intl'l L. & Pol'y* 515-532 (2011-2012).

Johnshoy, Matthew. Note. The final frontier and a Guano Islands Act for the twenty-first century: reaching for the stars without reaching for the stars. 37 *J. Corp. L.* 717-738 (2012).

## ARTS AND ENTERTAINMENT

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Greenberg, Brad A. Comment. More than just a formality: instant authorship and copyright's opt-out future in the digital age. 59 *UCLA L. Rev.* 1028-1074 (2012).

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Sun, Haochen. Can Louis Vuitton dance with the HiPhone? Rethinking the idea of social justice in intellectual property. [Includes photographs.] 15 *U. Pa. J.L. & Soc. Change* 389-434 (2012).

Uetz, John P. Note. The same song and dance: **F.B.T. Productions, LLC v. Aftermath Records** and the role of licenses in the digital age of copyright law. (**F.B.T. Productions, LLC v. Aftermath Records**, 621 F.3d 958, 2010, *cert. denied*, 131 S. Ct. 1677, 2011.) 57 *Vill. L. Rev.* 177-208 (2012).

## BANKING AND FINANCE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*Loyola Consumer Law Review*

Akindemowo, Eniola O. A deposit substitute for post Dodd-Frank regulatory assessments of emergent payments: a taxonomical approach. 18 *B.U. J. Sci. & Tech. L.* 1-37 (2012).

Allen, Julia Lees. Note. Derivatives clearinghouses and systemic risk: a bankruptcy and Dodd-Frank analysis. 64 *Stan. L. Rev.* 1079-1108 (2012).

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English, Philip C. II, Ilhan Demiralp and William P. Dukes. Mutual fund exit and mutual fund fees. 54 *J.L. & Econ.* 723-749 (2011).

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Johnshoy, Matthew. Note. The final frontier and a Guano Islands Act for the twenty-first century: reaching for the stars without reaching for the stars. 37 *J. Corp. L.* 717-738 (2012).

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## BANKRUPTCY LAW

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Oliverio, J.H. Note. The great instrument of chicanery: an appeal for greater judicial scrutiny of solvent insurers' schemes of arrangement. 17 *Roger Williams U. L. Rev.* 439-479 (2012).

Traczynski, Jeffrey. Divorce rates and bankruptcy exemption levels in the United States. 54 *J.L. & Econ.* 751-779 (2011).

2012 Symposium. The Continuing Effects of the Mortgage Crisis on Consumers. Introduction by David Frank; keynote speech by Daniel Lindsey; articles by Alan M. White, David A. Dana, Nathalie Martin, Ernesto Longa, Elizabeth Renuart, Richard M. Alderman and Dee Pridgen; student articles by Alexandra Vozza and Greg Jones. 24 *Loy. Consumer L. Rev.* 455-680 (2012).

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### BIOGRAPHY

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Ryan, Mara Shulman. Note. Criminal law—invisible in the courtroom too: modifying the law of selective enforcement to account for white privilege. 34 *W. New Eng. L. Rev.* 301-339 (2012).

Sgro, Jonathan. Note. Intentional discrimination in **Farrakhan v. Gregoire**: the Ninth Circuit's Voting Rights Act standard "results in" the new Jim Crow. (**Farrakhan v. Gregoire**, 623 F.3d 990, 2010.) 57 *Vill. L. Rev.* 139-176 (2012).

Spears, Brooks H. Casenote. "If the plaintiffs are right, **Grutter** is wrong": why **Fisher v. University of Texas** presents an opportunity for the Supreme Court to overturn a flawed decision. (**Fisher v. Univ. of Tex. At Austin**, 645 F. Supp. 2d 587, 2008, *aff'd*, 631 F.3d 213, 2011, *cert. granted*, 80 U.S.L.W. 3144, 2012.) 46 *U. Rich. L. Rev.* 1113-1139 (2012).

### COMMERCIAL LAW

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Lin, Tom C.W. Executive trade secrets. 87 *Notre Dame L. Rev.* 911-971 (2012).

Mulligan, Deirdre K. and Jennifer King. Bridging the gap between privacy and design. 14 *U. Pa. J. Const. L.* 989-1034 (2012).

Oliar, Dotan. The copyright-innovation tradeoff: property rules, liability rules, and intentional infliction of harm. 64 *Stan. L. Rev.* 951-1020 (2012).

Robertson, Cassandra Burke. The inextricable merits problem in personal jurisdiction. 45 *UC Davis L. Rev.* 1301-1357 (2012).

Roose, Michael. Note. Greenpeace, social media, and the possibility of global deliberation on the environment. 19 *Ind. J. Global Legal Stud.* 347-364 (2012).

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Special Feature: Cyberlaw. Articles by Mary Anne Franks, Ari Ezra Wladman, Amanda Conley, Anupam Datta, Helen Nissenbaum and Divya Sharma. 71 *Md. L. Rev.* 655-847 (2012).

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Costello, Cathryn. Human rights and the elusive universal subject: immigration detention under international human rights and EU law. 19 Ind. J. Global Legal Stud. 257-303 (2012).

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Firth, Michael, Oliver M. Rui and Wenfeng Wu. The effects of political connections and state ownership on corporate litigation in China. 54 J.L. & Econ. 573-607 (2011).

Friedberg, James J. The wane in Spain (of universal jurisdiction): Spain's forgetful democratic transition and the prosecution of tyrants. 114 W. Va. L. Rev. 825-896 (2012).

Friedman, Sara L. Adjudicating the intersection of marital immigration, domestic violence, and spousal murder: China-Taiwan marriages and competing legal domains. 19 Ind. J. Global Legal Stud. 221-255 (2012).

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McCarty, James W. III. Nonviolent law? Linking nonviolent social change and truth and reconciliation commissions. 114 W. Va. L. Rev. 969-1005 (2012).

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Williamson, Claudia R. and Carrie B. Kerkes. Securing private property: formal versus informal institutions. 54 J.L. & Econ. 537-572 (2011).

Wilmarth, Catherine M. Note. Mining megaliths in the Argentine Andes: where will the victims of environmental degradation find justice? 36 Wm. & Mary Envtl. L. & Pol'y Rev. 959-990 (2012).

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Shelton, Dinah. Challenging history: the role of international law in the U.S. legal system. 40 *Denv. J. Intl'l L. & Pol'y* 1-21 (2011-2012).

Tsesis, Alexander. Self-government and the Declaration of Independence. 97 *Cornell L. Rev.* 693-751 (2012).

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Dempsey, Jennifer. Note. Forum selection clauses in attorney-client agreements: the exploitation of bargaining power. 114 *W. Va. L. Rev.* 1195-1231 (2012).

Kenneally, Michael E. Commandeering copyright. 87 *Notre Dame L. Rev.* 1179-1244 (2012).

Madrid, Jay J., David F. Johnson and Joseph P. Regan. The merger clause: a potential defense to the **Mann Frankfort** implied promise? 18 *Tex. Wesleyan L. Rev.* 729-742 (2012).

Manesh, Mohsen. Contractual freedom under Delaware alternative entity law: evidence from publicly traded LPs and LLCs. 37 *J. Corp. L.* 555-619 (2012).

### CORPORATIONS

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*Journal of Corporation Law*  
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Chemmanur, Thomas J., Imants Paeglis and Karen Simonyan. Management quality and antitakeover provisions. 54 *J.L. & Econ.* 651-692 (2011).

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Firth, Michael, Oliver M. Rui and Wenfeng Wu. The effects of political connections and state ownership on corporate litigation in China. 54 *J.L. & Econ.* 573-607 (2011).

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Gordon, Adam Paul. Note. Turning the lights on: an analysis of the fiduciary duty provisions of the New York State Public Authority Reform Act. 56 *N.Y.L. Sch. L. Rev.* 1567-1597 (2011/12).

Lin, Tom C.W. Executive trade secrets. 87 *Notre Dame L. Rev.* 911-971 (2012).

Lund, Andrew C.W. Compensation as signaling. 64 *Fla. L. Rev.* 591-638 (2012).

McLean, Nicholas M. Note. Cross-national patterns in FCPA enforcement. 121 *Yale L.J.* 1970-2012 (2012).

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Sachs, Benjamin I. Unions, corporations, and political opt-out rights after **Citizens United**. 112 *Colum. L. Rev.* 800-869 (2012).

Weyand, Matt. Note. Department of Defense, Inc.: the DoD's use of corporate strategies to manage U.S. overseas military bases. 19 *Ind. J. Global Legal Stud.* 391-411 (2012).

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Gordon, Edward. The ICJ: on its own. 40 Denv. J. Intl'l L. & Pol'y 74-89 (2011-2012).

Kreiner, Evan R. Note. Whose applicable guideline range is it anyway? Examining whether nominal career offenders can receive sentence modifications based on retroactive reductions in the crack cocaine guidelines. 112 Colum. L. Rev. 870-911 (2012).

Pring, George (Rock) and Catherine (Kitty) Pring. The future of environmental dispute resolution. 40 Denv. J. Intl'l L. & Pol'y 482-491 (2011-2012).

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Aronofsky, David. The war on terror: where we have been, are, and should be going. 40 Denv. J. Intl'l L. & Pol'y 90-105 (2011-2012).

Ashenfelter, Justin. Note. Coming clean: the erosion of juvenile **Miranda** rights in New York State. 56 N.Y.L. Sch. L. Rev. 1503-1535 (2011/12).

Babeu, Raquel E. Note. Right to counsel/criminal law—wishing for rights: interpreting the Article 12 right to counsel in Massachusetts in the aftermath of ... (**Montejo v. Louisiana**, 129 S. Ct. 2079, 2009.) 34 W. New Eng. L. Rev. 163-203 (2012).

Cerone, John. The politics of international justice — U.S. policy and the legitimacy of the Special Tribunal for Lebanon. 40 Denv. J. Intl'l L. & Pol'y 44-63 (2011-2012).

Chilton, Joseph. Recent development. The jurisdictional “haze”: an examination of tribal court contempt powers over non-Indians. (*In re Russell*, No. SC-11-1, 2011, <http://turtletalk.files.wordpress.com/2011/08/in-re-russell.pdf>.) 90 N.C. L. Rev. 1189-1211 (2012).

Christensen, Grant. Allocating loss in securities fraud: time to adopt a uniform rule for the special case of Ponzi schemes. 3 Wm. & Mary Bus. L. Rev. 309-340 (2012).

Detwiler, Christopher R. Comment. **United States v. Rodriguez** and **Carachuri-Rosendo v. Holder**: shedding light on the maximum potential term issue in **United States v. Simmons**. 90 N.C. L. Rev. 1147-1188 (2012).

Drake, Alyson M. Note. Aimed at protecting ethnic groups or women? A look at forced pregnancy under the Rome Statute. 18 Wm. & Mary J. Women & L. 595-623 (2012).

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Faridi, Muhammad U., Hillel Hoffman and Paul A. Montuori. Undoing time: a proposal for compensation for wrongful imprisonment of innocent individuals. 34 W. New Eng. L. Rev. 1-56 (2012).

Friedman, Sara L. Adjudicating the intersection of marital immigration, domestic violence, and spousal murder: China-Taiwan marriages and competing legal domains. 19 Ind. J. Global Legal Stud. 221-255 (2012).

Griebel, Kathleen Keough. Note. Fred Zain, the CSI effect, and a philosophical idea of justice: using West Virginia as a model for change. 114 W. Va. L. Rev. 1155-1193 (2012).

Griffin, Kaitlyn. Comment. Answering the critics: how judges' adherence to high ethical standards increases drug courts' effectiveness. 36 J. Legal Prof. 545-557 (2012).

Iyengar, Radha. Who's the fairest in the land? Analysis of judge and jury death penalty decisions. 54 J.L. & Econ. 693-722 (2011).

Kraut, Julia Rose. Global anti-anarchism: the origins of ideological deportation and the suppression of expression. 19 Ind. J. Global Legal Stud. 169-193 (2012).

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Nevins-Saunders, Elizabeth. Not guilty as charged: the myth of *mens rea* for defendants with mental retardation. 45 UC Davis L. Rev. 1419-1486 (2012).

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Re, Richard M. and Christopher M. Re. Voting and vice: criminal disenfranchisement and the Reconstruction Amendments. 121 Yale L.J. 1584-1670 (2012).

Roussell, Aaron. The forensic identification of marijuana: suspicion, moral danger, and the creation of non-psychoactive THC. 22 Alb. L.J. Sci. & Tech. 103-131 (2012).

Ryan, Mara Shulman. Note. Criminal law—invisible in the courtroom too: modifying the law of selective enforcement to account for white privilege. 34 W. New Eng. L. Rev. 301-339 (2012).

Ryan, Meghan J. The missing jury: the neglected role of juries in Eighth Amendment Punishments Clause determinations. 64 Fla. L. Rev. 549-590 (2012).

Sgro, Jonathan. Note. Intentional discrimination in **Farrakhan v. Gregoire**: the Ninth Circuit's Voting Rights Act standard "results in" the new Jim Crow. (**Farrakhan v. Gregoire**, 623 F.3d 990, 2010.) 57 Vill. L. Rev. 139-176 (2012).

Shapiro, David A. Student article. What's beneath the **Graham** cracker?: the potential impact of comparative law on the future of juvenile justice reform after **Graham v. Florida**. 24 Pace Int'l L. Rev. 119-157 (2012).

Shaver, Andrew. Comment. Ethical lapses in criminal plea bargaining: what can be done about them? 36 J. Legal Prof. 559-570 (2012).

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Ugelow, Lisa and Lance J. Hoffman. Fighting on a new battlefield armed with old laws: how to monitor terrorism in the virtual world. 14 U. Pa. J. Const. L. 1035-1076 (2012).

Whalen, Marjorie. "A pious fraud": the prohibition of conditional guilty pleas in Rhode Island. 17 Roger Williams U. L. Rev. 480-502 (2012).

White, Christine E. Comment. Clearly erroneous: the Court of Appeals of Maryland's misguided shift to a higher standard for post-conviction DNA relief. (**Blake v. State**, 15 A.3d 787, 2011.) 71 Md. L. Rev. 886-924 (2012).

Juvenile Justice Reform in New York. Foreword by Stephen A. Newman; articles by Hon. Judith S. Kaye, Jeremy Travis, Brett G. Stoudt, Michelle Fine, Madeline Fox, Udi Ofer, Michael A. Corriero, Gabrielle Prisco and Nancy L. Fishman. 56 N.Y.L. Sch. L. Rev. 1263-1500 (2011/12).

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Pring, George (Rock) and Catherine (Kitty) Pring. The future of environmental dispute resolution. 40 Denv. J. Intl'l L. & Pol'y 482-491 (2011-2012).

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Fershee, Kendra Huard. A parent is a parent, no matter how small. 18 Wm. & Mary J. Women & L. 425-473 (2012).

Friedman, Sara L. Adjudicating the intersection of marital immigration, domestic violence, and spousal murder: China-Taiwan marriages and competing legal domains. 19 Ind. J. Global Legal Stud. 221-255 (2012).

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Traczynski, Jeffrey. Divorce rates and bankruptcy exemption levels in the United States. 54 J.L. & Econ. 751-779 (2011).

Yngvesson, Barbara. Transnational adoption and European immigration politics: producing the national body in Sweden. 19 Ind. J. Global Legal Stud. 327-345 (2012).

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Masur, Jonathan S. and Eric A. Posner. Regulation, unemployment, and cost-benefit analysis. 98 Va. L. Rev. 579-634 (2012).

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Ornstein, Norman J. **J. Byron McCormick Society for Law and Public Affairs Lecture**. 54 Ariz. L. Rev. 481-495 (2012).

Schlunk, Herwig. *Mamas 2011: is a law degree a good investment today?* 36 J. Legal Prof. 301-327 (2012).

Shreve, Heather E. Note. Harmonization, but not homogenization: the case for Cuban autonomy in globalizing economic reforms. 19 Ind. J. Global Legal Stud. 365-390 (2012).

### EDUCATION LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
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Corrunker, Laura. "Coming out of the shadows": DREAM Act activism in the context of global anti-deportation activism. 19 Ind. J. Global Legal Stud. 143-168 (2012).

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Ofer, Udi. Criminalizing the classroom: the rise of aggressive policing and zero tolerance discipline in New York City public schools. 56 N.Y.L. Sch. L. Rev. 1373-1411 (2011/12).

Omps, Lara K. Note. Holding teachers accountable and rewarding those who perform: evaluating a performance-based pay system for West Virginia. 114 W. Va. L. Rev. 1053-1088 (2012).

Spears, Brooks H. Casenote. "If the plaintiffs are right, **Grutter** is wrong": why **Fisher v. University of Texas** presents an opportunity for the Supreme Court to overturn a flawed decision. (**Fisher v. Univ. of Tex. At Austin**, 645 F. Supp. 2d 587, 2008, *aff'd*, 631 F.3d 213, 2011, *cert. granted*, 80 U.S.L.W. 3144, 2012.) 46 U. Rich. L. Rev. 1113-1139 (2012).

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Klein, Michael W. Declaring an end to “financial exigency”? Changes in higher education law, labor, and finance, 1971-2011. 38 J.C. & U.L. 221-276 (2012).

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For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
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Behles, Deborah. An integrated green urban electrical grid. 36 Wm. & Mary Envtl. L. & Pol’y Rev. 671-712 (2012).

Ferrero, Mateo. The Andean electricity market: a competition law analysis. 36 Wm. & Mary Envtl. L. & Pol’y Rev. 769-805 (2012).

Havemann, Anne. Comment. Surviving the Commerce Clause: how Maryland can square its renewable energy laws with the federal Constitution. 71 Md. L. Rev. 848-885 (2012).

Householder, Laura. Note. Have we all gone batty? The need for a better balance between the conservation of protected species and the development of clean renewable energy. (**Animal Welfare Inst. v. Beech Ridge Energy, LLC**, 675 F. Supp. 2d 540, 2009.) 36 Wm. & Mary Envtl. L. & Pol’y Rev. 807-838 (2012).

### ENVIRONMENTAL LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

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### ESTATES AND TRUSTS

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Massaro, Toni M. and Robin Stryker. Freedom of speech, liberal democracy, and emerging evidence on civility and effective democratic engagement. 54 Ariz. L. Rev. 375-441 (2012).

Siegel, Samuel P. Comment. Reconciling **Caperton** and **Citizens United**: when campaign spending should compel recusal of elected officials. 59 UCLA L. Rev. 1076-1121 (2012).

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### FOURTEENTH AMENDMENT

Chapman, Nathan S. and Michael W. McConnell. Due process as separation of powers. 121 Yale L.J. 1672-1807 (2012).

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Schwab, John L. Note. Due process and "the worst of the worst": mental competence in sexually violent predator civil commitment proceedings. 112 Colum. L. Rev. 912-950 (2012).

Siegel, Samuel P. Comment. Reconciling **Caperton** and **Citizens United**: when campaign spending should compel recusal of elected officials. 59 UCLA L. Rev. 1076-1121 (2012).

Tsesis, Alexander. Self-government and the Declaration of Independence. 97 Cornell L. Rev. 693-751 (2012).

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Champagne, Jennifer M. Access to essential medicines in developing countries: the role of international intellectual property law & policy in the access crisis. 22 Alb. L.J. Sci. & Tech. 75-101 (2012).

Chase, Sophia. Note. The bloody truth: examining America's blood industry and its tort liability through the Arkansas Prison Plasma Scandal. 3 Wm. & Mary Bus. L. Rev. 597-644 (2012).

Cherkin, Marnina. Student article. Three shots in the arm: the HPV vaccine and inclusive health policy. 15 U. Pa. J.L. & Soc. Change 475-499 (2012).

Davis, Meghan F. and Lainie Rutkow. Regulatory strategies to combat antimicrobial resistance of animal origin: recommendations for a science-based U.S. approach. 25 Tul. Env'tl. L.J. 327-388 (2012).

Feng, Shijie. Note. Madness and mayhem: reforming the mental health care system in Arizona. 54 Ariz. L. Rev. 541-566 (2012).

Pargoff, Angelina M. Note. Estate planning—a race to the poorhouse: should guardians have a duty to impoverish their wards for asset protection purposes thereby preserving assets for heirs? 34 W. New Eng. L. Rev. 251-299 (2012).

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Stopping Philadelphia Abortion Provider Kermit Gosnell and Preventing Others Like Him: An Outcome that Both Pro-Choicers and Pro-Lifers Should Support. Article by Samuel W. Calhoun; responses by Clarke D. Forsythe, Penelope Pether and student Bradley N. Kehr. 57 Vill. L. Rev. 1-109 (2012).

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Loyola Consumer Law Review

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### HUMAN RIGHTS LAW

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Cooper, Matthew C. A note to states defending humanitarian intervention: examining viable arguments before the International Court of Justice. 40 Denv. J. Intl'l L. & Pol'y 167-203 (2011-2012).

Costello, Cathryn. Human rights and the elusive universal subject: immigration detention under international human rights and EU law. 19 Ind. J. Global Legal Stud. 257-303 (2012).

Criddle, Evan J. Proportionality in counterinsurgency: a relational theory. 87 Notre Dame L. Rev. 1073-1111 (2012).

Dauvergne, Catherine. International human rights in Canadian immigration law—the case of the Immigration and Refugee Board of Canada. 19 Ind. J. Global Legal Stud. 305-326 (2012).

Eshleman, Michael O. The new Pitcairn Islands Constitution: strong, empty words for Britain's smallest colony. 24 Pace Intl'l L. Rev. 21-91 (2012).

Friedberg, James J. The wane in Spain (of universal jurisdiction): Spain's forgetful democratic transition and the prosecution of tyrants. 114 W. Va. L. Rev. 825-896 (2012).

Moore, Jennifer. R2P=MDGs - implementing the responsibility to protect through the Millennium Development Goals. 40 Denv. J. Intl'l L. & Pol'y 204-220 (2011-2012).

Nessel, Lori A. Disposable workers: applying a human rights framework to analyze duties owed to seriously injured or ill immigrants. 19 Ind. J. Global Legal Stud. 61-103 (2012).

Raveendran, Manasi. Note. Plight of the boat people: how to determine state obligations to asylum seekers. 87 Notre Dame L. Rev. 1277-1312 (2012).

### IMMIGRATION LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Indiana Journal of Global Legal Studies

Brown, Eleanor Marie Lawrence. A visa to "snitch": an addendum to Cox and Posner. 87 Notre Dame L. Rev. 973-1026 (2012).

Dema, Briana. Note. Sea level rise and the Freely Associated States: addressing environmental migration under the Compacts of Free Association. 37 Colum. J. Envtl. L. 177-204 (2012).

Dentino, William L. and Christine Manolakas. The exit tax: a move in the right direction. 3 Wm. & Mary Bus. L. Rev. 341-417 (2012).

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Naser, Mostafa Mahmud. Climate change, environmental degradation, and migration: a complex nexus. 36 Wm. & Mary Envtl. L. & Pol'y Rev. 713-768 (2012).

Raveendran, Manasi. Note. Plight of the boat people: how to determine state obligations to asylum seekers. 87 Notre Dame L. Rev. 1277-1312 (2012).

Symposium. Globalization and Migration. Editors' note by Alfred C. Aman, Jr. and student Micah J. Nichols; articles by Valsamis Mitsilegas, Lori A. Nessel, Kay B. Warren, David C. Williams, Laura Corrunker, Julia Rose Kraut, Erin Aeran Chung, Daisy Kim, Sara L. Friedman, Cathryn Costello, Catherine Dauvergne and Barbara Yngvesson. 19 Ind. J. Global Legal Stud. 1-345 (2012).

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Murphy, Judith. Student article. Extending indigenous rights by the way of the African Charter. 24 Pace Int'l L. Rev. 158-189 (2012).

Murray, Mariel. Note. As ye sow, so shall ye reap: granting Maya women land rights to gain Maya land rights. 18 Wm. & Mary J. Women & L. 651-687 (2012).

### INSURANCE LAW

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### INTELLECTUAL PROPERTY LAW

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Connolly, Mark. Note. The search for America’s most eligible patent: the impact of the **Bilski** decision on obtaining patents for processes and business methods. (**Bilski v. Kappos**, 130 S. Ct. 3218, 2010.) 3 Wm. & Mary Bus. L. Rev. 575-596 (2012).

Cross, William M. Restoring the public library ethos: copyright, e-licensing, and the future of librarianship. 104 Law Libr. J. 195-217 (2012).

Greenberg, Brad A. Comment. More than just a formality: instant authorship and copyright’s opt-out future in the digital age. 59 UCLA L. Rev. 1028-1074 (2012).

Hammond, Herbert J. & Justin S. Cohen. Intellectual property issues in e-commerce. 18 Tex. Wesleyan L. Rev. 743-752 (2012).

Imhoff, John. Comment. (**Bouchat v. Baltimore Ravens Ltd. Partnership**, 619 F.3d 301, 2010.) 56 N.Y.L. Sch. L. Rev. 1619-1633 (2011/12).

Kapczynski, Amy. The cost of price: why and how to get beyond intellectual property internalism. 59 UCLA L. Rev. 970-1026 (2012).

Kenneally, Michael E. Commandeering copyright. 87 Notre Dame L. Rev. 1179-1244 (2012).

Kwakwa, Edward. Reflections on “development,” “developing countries” and the “progressive development” of international trade and intellectual property law. 40 Denv. J. Intl'l L. & Pol'y 221-236 (2011-2012).

Lin, Tom C.W. Executive trade secrets. 87 Notre Dame L. Rev. 911-971 (2012).

Machal-Fulks, Julie and Christopher Barnett. Enterprise software licensing: new options — new obligations. 18 Tex. Wesleyan L. Rev. 753-765 (2012).

Oliar, Dotan. The copyright-innovation tradeoff: property rules, liability rules, and intentional infliction of harm. 64 Stan. L. Rev. 951-1020 (2012).

Palmieri, Richard D. Comment. Who’s the author? A bright-line rule for specially commissioned works made for hire. 46 U. Rich. L. Rev. 1175-1193 (2012).

Sun, Haochen. Can Louis Vuitton dance with the HiPhone? Rethinking the idea of social justice in intellectual property. [Includes photographs.] 15 U. Pa. J.L. & Soc. Change 389-434 (2012).

Uetz, John P. Note. The same song and dance: **F.B.T. Productions, LLC v. Aftermath Records** and the role of licenses in the digital age of copyright law. (**F.B.T. Productions, LLC v. Aftermath Records**, 621 F.3d 958, 2010, *cert. denied*, 131 S. Ct. 1677, 2011.) 57 Vill. L. Rev. 177-208 (2012).

## CURRENT INDEX TO LEGAL PERIODICALS

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### INTERNATIONAL LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Denver Journal of International Law and Policy  
Indiana Journal of Global Legal Studies  
Pace International Law Review

Criddle, Evan J. Proportionality in counterinsurgency: a relational theory. 87 Notre Dame L. Rev. 1073-1111 (2012).

Dema, Briana. Note. Sea level rise and the Freely Associated States: addressing environmental migration under the Compacts of Free Association. 37 Colum. J. Envtl. L. 177-204 (2012).

Drake, Alyson M. Note. Aimed at protecting ethnic groups or women? A look at forced pregnancy under the Rome Statute. 18 Wm. & Mary J. Women & L. 595-623 (2012).

Kochan, Donald J. You say you want a (nonviolent) revolution, well then what? Translating Western thought, strategic ideological cooptation, and institution building for freedom for governments emerging out of peaceful chaos. 114 W. Va. L. Rev. 897-935 (2012).

McLean, Nicholas M. Note. Cross-national patterns in FCPA enforcement. 121 Yale L.J. 1970-2012 (2012).

Raveendran, Manasi. Note. Plight of the boat people: how to determine state obligations to asylum seekers. 87 Notre Dame L. Rev. 1277-1312 (2012).

40th Anniversary Edition. Perspectives on International Law in an Era of Change: *Festschrift* in Honor of Professor Ved P. Nanda. [Includes photographs.] Foreword by Martin J. Katz; articles by Dinah Shelton, M. Cherif Bassiouni, John Cerone, James A.R. Nafziger, Edward Gordon, David Aronofsky, Daniel Warner, Larry D. Johnson, Paul R. Williams, Upendra D. Acharya, Matthew C. Cooper, Jennifer Moore, Edward Kwakwa, Raj Bhala, David A. Gantz, Ted Banks, Joe Murphy, Yong-Shik Lee, Matthew R. Dardenne, Moiz A. Shirazi, John E. Noyes, Jon M. Van Dyke, Sherry P. Broder, George (Rock) Pring, Catherine (Kitty) Pring, Jan G. Laitos, P.J. Blount and student Teresa Helms Abel. 40 Denv. J. Intl'l L. & Pol'y 1-532 (2011-2012).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### INTERNATIONAL TRADE

Bahla, Raj. Poverty, Islamist extremism, and the debacle of Doha Round counter-terrorism: part three of a trilogy — trade remedies and facilitation. 40 Denv. J. Intl'l L. & Pol'y 237-320 (2011-2012).

Banks, Ted and Joe Murphy. The international law of antitrust compliance. 40 Denv. J. Intl'l L. & Pol'y 368-383 (2011-2012).

Bowman, Gregory W. U.S. and Canadian federalism: implications for international trade regulation. 114 W. Va. L. Rev. 1007-1052 (2012).

Dardenne, Matthew R. Testing the jurisdictional limits of the international investment regime: the blocking of social media and Internet censorship. 40 Denv. J. Intl'l L. & Pol'y 400-434 (2011-2012).

Gantz, David A. World trade law after Doha: multilateral, regional, and national approaches. 40 Denv. J. Intl'l L. & Pol'y 321-367 (2011-2012).

Hochberg, Shari B. Student article. United States-India relations: reconciling the H-1B visa hike and framework for cooperation on trade and investment. 24 Pace Intl'l L. Rev. 233-257 (2012).

Kwakwa, Edward. Reflections on “development,” “developing countries” and the “progressive development” of international trade and intellectual property law. 40 Denv. J. Intl'l L. & Pol'y 221-236 (2011-2012).

Lee, Yong-Shik. Beyond the Doha Round: towards development facilitation in the world trading system. 40 Denv. J. Intl'l L. & Pol'y 384-399 (2011-2012).

Moore, Nikki. Note. *Silent Spring* still runs deep: the D.C. Circuit halts efforts to end global carbofuran contamination in ... (**National Corn Growers Association v. EPA**, 613 F.3d 266, 2010, *cert. denied*, 131 S. Ct. 2931, 2011.) 45 UC Davis L. Rev. 1531-1555 (2012).

Noyes, John E. The common heritage of mankind: past, present, and future. 40 Denv. J. Intl'l L. & Pol'y 447-471 (2011-2012).

Shirazi, Moiz A. The impact of corruption on international trade. 40 Denv. J. Intl'l L. & Pol'y 435-446 (2011-2012).

Van Dyke, Jon M. and Sherry P. Broder. Particularly Sensitive Sea Areas — protecting the marine environment in the territorial seas and exclusive economic zones. 40 Denv. J. Intl'l L. & Pol'y 472-481 (2011-2012).

### JUDGES

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
University of Pennsylvania Law Review

Abel, Jonathan. Note. Testing three commonsense intuitions about judicial conduct commissions. 64 Stan. L. Rev. 1021-1078 (2012).

Blumenthal, Jeremy A. Expert paternalism. 64 Fla. L. Rev. 721-757 (2012).

Costello, Cathryn. Human rights and the elusive universal subject: immigration detention under international human rights and EU law. 19 Ind. J. Global Legal Stud. 257-303 (2012).

Firth, Michael, Oliver M. Rui and Wenfeng Wu. The effects of political connections and state ownership on corporate litigation in China. 54 J.L. & Econ. 573-607 (2011).

Gentithes, Michael. Precedent, humility, and justice. 18 Tex. Wesleyan L. Rev. 835-891 (2012).

## CURRENT INDEX TO LEGAL PERIODICALS

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Gerhardt, Michael and Richard Painter. “Extraordinary circumstances”: the legacy of the Gang of 14 and a proposal for judicial nominations reform. 46 U. Rich. L. Rev. 969-983 (2012).

Griffin, Kaitlyn. Comment. Answering the critics: how judges’ adherence to high ethical standards increases drug courts’ effectiveness. 36 J. Legal Prof. 545-557 (2012).

Iyengar, Radha. Who’s the fairest in the land? Analysis of judge and jury death penalty decisions. 54 J.L. & Econ. 693-722 (2011).

Owens, Jacy. Note. A progressive response: judicial delegation of authority to federal probation officers. 64 Fla. L. Rev. 817-843 (2012).

Roberts, Anna. Disparately seeking jurors: disparate impact and the (mis)use of **Batson**. 45 UC Davis L. Rev. 1359-1417 (2012).

Ryan, Meghan J. The missing jury: the neglected role of juries in Eighth Amendment Punishments Clause determinations. 64 Fla. L. Rev. 549-590 (2012).

Tobias, Carl. Filling the judicial vacancies in a presidential election year. 46 U. Rich. L. Rev. 985-1003 (2012).

Weidemaier, W. Mark C. Judging-lite: how arbitrators use and create precedent. 90 N.C. L. Rev. 1091-1146 (2012).

Williams, Hon. Frank J. and William D. Bader. Benjamin R. Curtis: maverick lawyer and independent jurist. 17 Roger Williams U. L. Rev. 378-392 (2012).

Wright, R. George. Electoral lies and the broader problems of strict scrutiny. 64 Fla. L. Rev. 759-787 (2012).

Yaphe, Andrew. “Reputation, reputation, reputation”: Fred Rodell, Felix Frankfurter, and the reproduction of hierarchy in the unlikeliest of places. 36 J. Legal Prof. 441-485 (2012).

Symposium. Sentencing Law: Rhetoric and Reality. Articles by Hon. Denny Chin, Hon. Nancy Gertner, Rachel E. Barkow, Amy Baron-Evans, Kate Stith, Richard A. Bierschbach, Gabriel J. Chin and Youngjae Lee. 160 U. Pa. L. Rev. 1561-1852 (2012).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### JURISDICTION

Babeu, Raquel E. Note. Right to counsel/criminal law—wishing for rights: interpreting the Article 12 right to counsel in Massachusetts in the aftermath of ... (**Montejo v. Louisiana**, 129 S. Ct. 2079, 2009.) 34 W. New Eng. L. Rev. 163-203 (2012).

Bowman, Gregory W. U.S. and Canadian federalism: implications for international trade regulation. 114 W. Va. L. Rev. 1007-1052 (2012).

Chilton, Joseph. Recent development. The jurisdictional “haze”: an examination of tribal court contempt powers over non-Indians. (*In re Russell*, No. SC-11-1, 2011, <http://turtletalk.files.wordpress.com/2011/08/in-re-russell.pdf>) 90 N.C. L. Rev. 1189-1211 (2012).

Dardenne, Matthew R. Testing the jurisdictional limits of the international investment regime: the blocking of social media and Internet censorship. 40 Denv. J. Intl’l L. & Pol’y 400-434 (2011-2012).

Friedberg, James J. The wane in Spain (of universal jurisdiction): Spain’s forgetful democratic transition and the prosecution of tyrants. 114 W. Va. L. Rev. 825-896 (2012).

Moncrieff, Abigail R. Cost-benefit federalism: reconciling collective action federalism and libertarian federalism in the Obamacare litigation and beyond. 38 Am. J.L. & Med. 288-325 (2012).

Moncrieff, Abigail R. Safeguarding the safeguards: the ACA litigation and the extension of indirect protection to nonfundamental liberties. 64 Fla. L. Rev. 639-686 (2012).

O’Leary, Margaret K. Note. Have no fear (of “piling inference upon inference”): how **United States v. Comstock** can save the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act. (**United States v. Comstock**, 130 S. Ct. 1949, 2010.) 97 Cornell L. Rev. 931-965 (2012).

Rice, Willy E. Allegedly “biased,” “intimidating,” and “incompetent” state court judges and the questionable removal of state law class actions to purportedly “impartial” and “competent” federal courts—a historical perspective and empirical analysis of class action dispositions in federal & state courts, 1925-2011. 3 Wm. & Mary Bus. L. Rev. 419-571 (2012).

Robertson, Cassandra Burke. The inextricable merits problem in personal jurisdiction. 45 UC Davis L. Rev. 1301-1357 (2012).

Thomson, Kyle. Note. State-run insurance exchanges in federal healthcare reform: a case study in dysfunctional federalism. 38 Am. J.L. & Med. 548-569 (2012).

### JURISPRUDENCE

Arkes, Hadley. A natural law manifesto or an appeal from the old jurisprudence to the new. 87 Notre Dame L. Rev. 1245-1275 (2012).

Gentithes, Michael. Precedent, humility, and justice. 18 Tex. Wesleyan L. Rev. 835-891 (2012).

Yaphe, Andrew. “Reputation, reputation, reputation”: Fred Rodell, Felix Frankfurter, and the reproduction of hierarchy in the unlikeliest of places. 36 J. Legal Prof. 441-485 (2012).

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### JUVENILES

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New York Law School Law Review

Ashenfelter, Justin. Note. Coming clean: the erosion of juvenile **Miranda** rights in New York State. 56 N.Y.L. Sch. L. Rev. 1503-1535 (2011/12).

Bittakis, Megan. Walking away from Omelas: why parental preinjury releases for children engaging in commercial recreational activities should be unenforceable. 21 Kan. J.L. & Pub. Pol'y 254-279 (2012).

Fershee, Kendra Huard. A parent is a parent, no matter how small. 18 Wm. & Mary J. Women & L. 425-473 (2012).

Ho, Jocelyn. Note. Bullied to death: cyberbullying and student online speech rights. 64 Fla. L. Rev. 789-816 (2012).

Levick, Marsha, et al. The Eighth Amendment evolves: defining cruel and unusual punishment through the lens of child and adolescence. 15 U. Pa. J.L. & Soc. Change 285-321 (2012).

Okonkwo, R. Daniel and Dylan Nicole de Kervor. There are two sides to every story: collaboration between advocates and defenders in achieving systemic juvenile justice reform. 15 U. Pa. J.L. & Soc. Change 435-454 (2012).

Shapiro, David A. Student article. What's beneath the **Graham** cracker?: the potential impact of comparative law on the future of juvenile justice reform after **Graham v. Florida**. 24 Pace Int'l L. Rev. 119-157 (2012).

Juvenile Justice Reform in New York. Foreword by Stephen A. Newman; articles by Hon. Judith S. Kaye, Jeremy Travis, Brett G. Stoudt, Michelle Fine, Madeline Fox, Udi Ofer, Michael A. Corriero, Gabrielle Prisco and Nancy L. Fishman. 56 N.Y.L. Sch. L. Rev. 1263-1500 (2011/12).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### LABOR LAW

Balch, Emily M. Note. Blowing the whistle: protection for employees who informally report ERISA violations. 37 J. Corp. L. 675-697 (2012).

Cottone, Anthony F. The state of education reform in Rhode Island: tangled up in a blue state. 17 Roger Williams U. L. Rev. 393-438 (2012).

Crouss, Kathryn S. Note. Employment law—welcome to The Jungle: salespeople and the administrative exemption to the Fair Labor Standards Act. 34 W. New Eng. L. Rev. 205-249 (2012).

Feldman, Gabriel. Antitrust versus labor law in professional sports: balancing the scales after **Brady v. NFL** and **Anthony v. NBA**. 45 UC Davis L. Rev. 1221-1300 (2012).

Heavener, Wayne. Note. **Montgomery County v. Shropshire**: trying to shoehorn police intradepartmental disciplinary files into the wrong cabinet. (**Montgomery County v. Shropshire**, 23 A.3d 205, 2011.) 71 Md. L. Rev. 925-952 (2012).

Nessel, Lori A. Disposable workers: applying a human rights framework to analyze duties owed to seriously injured or ill immigrants. 19 Ind. J. Global Legal Stud. 61-103 (2012).

Sachs, Benjamin I. Unions, corporations, and political opt-out rights after **Citizens United**. 112 Colum. L. Rev. 800-869 (2012).

Warren, Kay B. Troubling the victim/trafficker dichotomy in efforts to combat human trafficking: the unintended consequences of moralizing labor migration. 19 Ind. J. Global Legal Stud. 105-120 (2012).

### LAND USE PLANNING

Jackson, Christopher. Note. At the crossroads: balancing public education and wildlife protection. 36 Wm. & Mary Envtl. L. & Pol'y Rev. 839-864 (2012).

Laitos, Jan G. and student Teresa Helms Abel. The role of brownfields as sites for mixed use development projects in America and Britain. 40 Denv. J. Int'l L. & Pol'y 492-514 (2011-2012).

Reed, Peter T. Note. What are equal terms anyway? 87 Notre Dame L. Rev. 1313-1347 (2012).

### LAW AND SOCIETY

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Arizona Law Review

University of Pennsylvania Journal of Constitutional Law

University of Pennsylvania Journal of Law and Social Change

West Virginia Law Review

Blumenthal, Jeremy A. Expert paternalism. 64 Fla. L. Rev. 721-757 (2012).

Dana, David A. Why mortgage "formalities" matter. 24 Loy. Consumer L. Rev. 505-523 (2012).

Flood, John. The re-organization and re-professionalization of large law firms in the 21st century: from patriarchy to democracy. 36 J. Legal Prof. 415-439 (2012).

Fontana, David and Donald Braman. Judicial backlash or just backlash? Evidence from a national experiment. 112 Colum. L. Rev. 731-798 (2012).

Gershuny, Pamela. The combined impact of PRWORA, FMLA, IRC, FRD, DPPA, and BAPCPA on single mothers and their children. 18 Wm. & Mary J. Women & L. 475-521 (2012).

Jones, Greg. Student article. Mortgage lending: confusing in every language. 24 Loy. Consumer L. Rev. 661-680 (2012).

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Kahan, Dan M., et al. "They saw a protest": cognitive illiberalism and the speech-conduct distinction. 64 *Stan. L. Rev.* 851-906 (2012).

Kaye, Hon. Judith S. Juvenile justice reform: now is the moment. 56 *N.Y.L. Sch. L. Rev.* 1299-1315 (2011/12).

Lamparello, Adam. Suicide: a legal, constitutional, and human right. 18 *Tex. Wesleyan L. Rev.* 797-834 (2012).

Pether, Penelope. Engaging in good faith: ethics, archives, and critical constitutionalism. 57 *Vill. L. Rev.* 79-109 (2012).

Pustilnik, Amanda C. Pain as fact and heuristic: how pain neuroimaging illuminates moral dimensions of law. 97 *Cornell L. Rev.* 801-847 (2012).

Roussell, Aaron. The forensic identification of marijuana: suspicion, moral danger, and the creation of non-psychoactive THC. 22 *Alb. L.J. Sci. & Tech.* 103-131 (2012).

Sharfstein, Daniel J. Atrocity, entitlement, and personhood in property. 98 *Va. L. Rev.* 635-690 (2012).

Symposium. Civil Resistance and the Law: Nonviolent Transitions to Democracy. Introduction by Charles R. DiSalvo; articles by James J. Friedberg, Donald Kochan, John M. Kang and James W. McCarty III. 114 *W. Va. L. Rev.* 825-1005 (2012).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

Symposium. Political Discourse, Civility, and Harm. Articles by Bernard E. Harcourt, Toni M. Massaro, Robin Stryker, Barak Orbach, Margaret Jane Radin and Kenji Toshino; lecture by Norman J. Ornstein. 54 *Ariz. L. Rev.* 345-495 (2012).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

Symposium: Privacy Jurisprudence as an Instrument of Social Change. Articles by Anita L. Allen, Amitai Etzioni, Mary D. Fan, Deirdre K. Mulligan, Jennifer King, Lisa Ugelow, Lance J. Hoffman and Heng Xu. 14 *U. Pa. J. Const. L.* 885-1102 (2012).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### LAW ENFORCEMENT AND CORRECTIONS

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*University of Pennsylvania Law Review*

Ashenfelter, Justin. Note. Coming clean: the erosion of juvenile **Miranda** rights in New York State. 56 *N.Y.L. Sch. L. Rev.* 1503-1535 (2011/12).

Berry, William W. III. Practicing proportionality. 64 *Fla. L. Rev.* 687-719 (2012).

Corriero, Michael A. Judging children as children: reclaiming New York's progressive tradition. 56 *N.Y.L. Sch. L. Rev.* 1413-1430 (2011/12).

Detwiler, Christopher R. Comment. **United States v. Rodriguez** and **Carachuri-Rosendo v. Holder**: shedding light on the maximum potential term issue in **United States v. Simmons**. 90 *N.C. L. Rev.* 1147-1188 (2012).

Fishman, Nancy L. Reducing juvenile detention: notes from and experiment on Staten Island. 56 *N.Y.L. Sch. L. Rev.* 1475-1500 (2011/12).

Heavener, Wayne. Note. **Montgomery County v. Shropshire**: trying to shoehorn police intradepartmental disciplinary files into the wrong cabinet. (**Montgomery County v. Shropshire**, 23 A.3d 205, 2011.) 71 *Md. L. Rev.* 925-952 (2012).

Levick, Marsha, et al. The Eighth Amendment evolves: defining cruel and unusual punishment through the lens of child and adolescence. 15 *U. Pa. J.L. & Soc. Change* 285-321 (2012).

Owens, Jacy. Note. A progressive response: judicial delegation of authority to federal probation officers. 64 *Fla. L. Rev.* 817-843 (2012).

Shapiro, David A. Student article. What's beneath the **Graham** cracker?: the potential impact of comparative law on the future of juvenile justice reform after **Graham v. Florida**. 24 *Pace Int'l L. Rev.* 119-157 (2012).

Stoudt, Brett G., Michelle Fine and Madeline Fox. Growing up policed in the age of aggressive policing policies. 56 *N.Y.L. Sch. L. Rev.* 1331-1370 (2011/12).

Zwara, Jason A. Note. Student privacy, campus safety, and reconsidering the modern student-university relationship. 38 *J.C. & U.L.* 419-449 (2012).

Symposium. Sentencing Law: Rhetoric and Reality. Articles by Hon. Denny Chin, Hon. Nancy Gertner, Rachel E. Barkow, Amy Baron-Evans, Kate Stith, Richard A. Bierschbach, Gabriel J. Chin and Youngjae Lee. 160 *U. Pa. L. Rev.* 1561-1852 (2012).

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### LAW OF THE SEA

Noyes, John E. The common heritage of mankind: past, present, and future. 40 *Denv. J. Int'l L. & Pol'y* 447-471 (2011-2012).

Van Dyke, Jon M. and Sherry P. Broder. Particularly Sensitive Sea Areas — protecting the marine environment in the territorial seas and exclusive economic zones. 40 *Denv. J. Int'l L. & Pol'y* 472-481 (2011-2012).

### LEGAL ANALYSIS AND WRITING

Siesholtz, Colette. Comment. (**People v. Givenni**, 898 N.Y.S.2d 829, 2010.) 56 *N.Y.L. Sch. L. Rev.* 1635-1650 (2011/12).



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Arkes, Hadley. A natural law manifesto or an appeal from the old jurisprudence to the new. 87 Notre Dame L. Rev. 1245-1275 (2012).

Butler, Margaret. Resource-based learning and course design: a brief theoretical overview and practical suggestions. 104 Law Libr. J. 219-244 (2012).

Chambliss, Elizabeth. Two questions for law schools about the future boundaries of the legal profession. 36 J. Legal Prof. 329-352 (2012).

Schlunk, Herwig. *Mamas* 2011: is a law degree a good investment *today*? 36 J. Legal Prof. 301-327 (2012).

Shulman, Mark R. Making progress: how Eric Bergsten and the Vis Moot advance the enterprise of universal peace. 24 Pace Int'l L. Rev. 1-20 (2012).

## LEGAL HISTORY

Chapman, Nathan S. and Michael W. McConnell. Due process as separation of powers. 121 Yale L.J. 1672-1807 (2012).

Chin, Gabriel J. The new civil death: rethinking punishment in the era of mass conviction. 160 U. Pa. L. Rev. 1789-1833 (2012).

Forsythe, Clarke D. and student Bradley N. Kehr. A road map through the Supreme Court's back alley. 57 Vill. L. Rev. 45-78 (2012).

Gordon, Edward. The ICJ: on its own. 40 Denv. J. Int'l L. & Pol'y 74-89 (2011-2012).

Hurst, J. Benton. Note. *De facto* supremacy: Supreme Court control of state commercial law. 98 Va. L. Rev. 691-728 (2012).

Kang, John M. *Martin v. Malcolm*: democracy, nonviolence, manhood. 114 W. Va. L. Rev. 937-967 (2012).

Kraut, Julia Rose. Global anti-anarchism: the origins of ideological deportation and the suppression of expression. 19 Ind. J. Global Legal Stud. 169-193 (2012).

Lanni, Adriaan and Adam Vermeule. Constitutional design in the ancient world. 64 Stan. L. Rev. 907-949 (2012).

McCarty, James W. III. Nonviolent law? Linking nonviolent social change and truth and reconciliation commissions. 114 W. Va. L. Rev. 969-1005 (2012).

Newman, Stephen A. Foreword: the past, present, and future of juvenile justice reform in New York State. 56 N.Y.L. Sch. L. Rev. 1263-1296 (2011/12).

Re, Richard M. and Christopher M. Re. Voting and vice: criminal disenfranchisement and the Reconstruction Amendments. 121 Yale L.J. 1584-1670 (2012).

Rice, Willy E. Allegedly "biased," "intimidating," and "incompetent" state court judges and the questionable removal of state law class actions to purportedly "impartial" and "competent" federal courts—a historical perspective and empirical analysis of class action dispositions in federal & state courts, 1925-2011. 3 Wm. & Mary Bus. L. Rev. 419-571 (2012).

Shelton, Dinah. Challenging history: the role of international law in the U.S. legal system. 40 Denv. J. Int'l L. & Pol'y 1-21 (2011-2012).

Yaphe, Andrew. "Reputation, reputation, reputation": Fred Rodell, Felix Frankfurter, and the reproduction of hierarchy in the unlikeliest of places. 36 J. Legal Prof. 441-485 (2012).

## LEGAL PROFESSION

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Journal of the Legal Profession

Dailey, William R. Who is the Attorney General's client? 87 Notre Dame L. Rev. 1113-1178 (2012).

Dempsey, Jennifer. Note. Forum selection clauses in attorney-client agreements: the exploitation of bargaining power. 114 W. Va. L. Rev. 1195-1231 (2012).

Eaton, Rory A. Note. Driving a hard bargain: accepting responsibility for a significant curtailment of federal prosecutorial discretion in ... (**United States v. Divens**, 650 F.3d 343, 2011.) 57 Vill. L. Rev. 111-138 (2012).

Lucas, Laurie A. and Griffin T. Pivateau. Attorneys and entrepreneurs: creating value for small business startups. 18 Tex. Wesleyan L. Rev. 717-728 (2012).

Okonkwo, R. Daniel and Dylan Nicole de Kervor. There are two sides to every story: collaboration between advocates and defenders in achieving systemic juvenile justice reform. 15 U. Pa. J.L. & Soc. Change 435-454 (2012).

Ostas, Daniel T. Corporate counsel, legal loopholes, and the ethics of interpretation. 18 Tex. Wesleyan L. Rev. 703-715 (2012).

Shulman, Mark R. Making progress: how Eric Bergsten and the Vis Moot advance the enterprise of universal peace. 24 Pace Int'l L. Rev. 1-20 (2012).

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Law Library Journal

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Faridi, Muhammad U., Hillel Hoffman and Paul A. Montuori. Undoing time: a proposal for compensation for wrongful imprisonment of innocent individuals. 34 W. New Eng. L. Rev. 1-56 (2012).

Friedman, Stephen E. The lost controversy limitation of the Federal Arbitration Act. 46 U. Rich. L. Rev. 1005-1046 (2012).

Minzner, Max. The Criminal Rules Enabling Act. 46 U. Rich. L. Rev. 1047-1111 (2012).

### MEDICAL JURISPRUDENCE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
American Journal of Law & Medicine

Chase, Sophia. Note. The bloody truth: examining America's blood industry and its tort liability through the Arkansas Prison Plasma Scandal. 3 Wm. & Mary Bus. L. Rev. 597-644 (2012).

Lamparello, Adam. Suicide: a legal, constitutional, and human right. 18 Tex. Wesleyan L. Rev. 797-834 (2012).

Munzer, Stephen R. Risk and reward in stem cell products: a new model for stem cell product liability. 18 B.U. J. Sci. & Tech. L. 102-149 (2012).

White, Christine E. Comment. Clearly erroneous: the Court of Appeals of Maryland's misguided shift to a higher standard for post-conviction DNA relief. (**Blake v. State**, 15 A.3d 787, 2011.) 71 Md. L. Rev. 886-924 (2012).

Symposium. The American Right to Health: Constitutional, Statutory, and Contractual Healthcare Rights in the United States. Articles by Richard A. Epstein, Paula M. Stannard, Gary Lawson, David B. Kopel, Abigail R. Moncrieff, David Orentlicher, Joel Teitelbaum, Lara Cartwright-Smith, Sara Rosenbaum, Jedediah Purdy, Neil S. Siegel, Marshall B. Kapp, Elizabeth Weeks Leonard, B. Jessie Hill, Stacey A. Tovino, Steven J. Willis, Nakku Chung and Katherine L. Record; note by Kyle Thomson. 38 Am. J.L. & Med. 243-569 (2012).

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### MILITARY, WAR AND PEACE

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Cooper, Matthew C. A note to states defending humanitarian intervention: examining viable arguments before the International Court of Justice. 40 Denv. J. Intl'l L. & Pol'y 167-203 (2011-2012).

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Shulman, Mark R. Making progress: how Eric Bergsten and the Vis Moot advance the enterprise of universal peace. 24 Pace Intl'l L. Rev. 1-20 (2012).

Warner, Daniel. Establishing norms for private military and security companies. 40 Denv. J. Intl'l L. & Pol'y 106-117 (2011-2012).

Weyand, Matt. Note. Department of Defense, Inc.: the DoD's use of corporate strategies to manage U.S. overseas military bases. 19 Ind. J. Global Legal Stud. 391-411 (2012).

Williams, Paul R. Earned sovereignty: the future of sovereignty-based conflict resolution. 40 Denv. J. Intl'l L. & Pol'y 128-143 (2011-2012).

### NATURAL RESOURCES LAW

Householder, Laura. Note. Have we all gone batty? The need for a better balance between the conservation of protected species and the development of clean renewable energy. (**Animal Welfare Inst. v. Beech Ridge Energy, LLC**, 675 F. Supp. 2d 540, 2009.) 36 Wm. & Mary Envtl. L. & Pol'y Rev. 807-838 (2012).

Jackson, Christopher. Note. At the crossroads: balancing public education and wildlife protection. 36 Wm. & Mary Envtl. L. & Pol'y Rev. 839-864 (2012).

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Stephens, W. Ryan. Note. Gray wolf rising: why the clash over wolf management in the Northern Rockies calls for congressional action to define "recovery" under the Endangered Species Act. (**Defenders of Wildlife v. Salazar**, 729 F. Supp. 2d 1207, 2010.) 36 Wm. & Mary Envtl. L. & Pol'y Rev. 917-957 (2012).

Van Dyke, Jon M. and Sherry P. Broder. Particularly Sensitive Sea Areas — protecting the marine environment in the territorial seas and exclusive economic zones. 40 Denv. J. Intl'l L. & Pol'y 472-481 (2011-2012).

### OIL, GAS, AND MINERAL LAW

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### PARTNERSHIPS

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Arizona Law Review  
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Barkow, Rachel E. Sentencing guidelines at the crossroads of politics and expertise. 160 *U. Pa. L. Rev.* 1599-1630 (2012).

Chong, Jinn Winn. The politics of the empowerment of women: mapping enabling environments within narratives of femininity and power. 18 *Wm. & Mary J. Women & L.* 523-564 (2012).

Dailey, William R. Who is the Attorney General's client? 87 *Notre Dame L. Rev.* 1113-1178 (2012).

Fontana, David and Donald Braman. Judicial backlash or just backlash? Evidence from a national experiment. 112 *Colum. L. Rev.* 731-798 (2012).

Frost, Amanda. Congress in court. 59 *UCLA L. Rev.* 914-968 (2012).

Fryer, Roland G., Jr. and Richard Holden. Measuring the compactness of political districting plans. 54 *J.L. & Econ.* 493-535 (2011).

Galle, Brian. The tragedy of the carrots: economics and politics in the choice of price instruments. 64 *Stan. L. Rev.* 797-850 (2012).

Gerhardt, Michael and Richard Painter. "Extraordinary circumstances": the legacy of the Gang of 14 and a proposal for judicial nominations reform. 46 *U. Rich. L. Rev.* 969-983 (2012).

Kraut, Julia Rose. Global anti-anarchism: the origins of ideological deportation and the suppression of expression. 19 *Ind. J. Global Legal Stud.* 169-193 (2012).

Nagle, John Copeland. Lame duck logic. 45 *UC Davis L. Rev.* 1177-1219 (2012).

Purdy, Jedediah and Neil S. Siegel. The liberty of free riders: the minimum coverage provision, Mill's "harm principle," and American social morality. 38 *Am. J.L. & Med.* 374-396 (2012).

Sachs, Benjamin I. Unions, corporations, and political opt-out rights after **Citizens United**. 112 *Colum. L. Rev.* 800-869 (2012).

Sgro, Jonathan. Note. Intentional discrimination in **Farrakhan v. Gregoire**: the Ninth Circuit's Voting Rights Act standard "results in" the new Jim Crow. (**Farrakhan v. Gregoire**, 623 F.3d 990, 2010.) 57 *Vill. L. Rev.* 139-176 (2012).

Siegel, Samuel P. Comment. Reconciling **Caperton** and **Citizens United**: when campaign spending should compel recusal of elected officials. 59 *UCLA L. Rev.* 1076-1121 (2012).

Tobias, Carl. Filling the judicial vacancies in a presidential election year. 46 *U. Rich. L. Rev.* 985-1003 (2012).

Tsesis, Alexander. Self-government and the Declaration of Independence. 97 *Cornell L. Rev.* 693-751 (2012).

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Williams, David C. Changing Burma from without: political activism among the Burmese diaspora. 19 *Ind. J. Global Legal Stud.* 121-142 (2012).

Wright, R. George. Electoral lies and the broader problems of strict scrutiny. 64 *Fla. L. Rev.* 759-787 (2012).

Symposium. Civil Resistance and the Law: Nonviolent Transitions to Democracy. Introduction by Charles R. DiSalvo; articles by James J. Friedberg, Donald Kochan, John M. Kang and James W. McCarty III. 114 *W. Va. L. Rev.* 825-1005 (2012).

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Symposium. Political Discourse, Civility, and Harm. Articles by Bernard E. Harcourt, Toni M. Massaro, Robin Stryker, Barak Orbach, Margaret Jane Radin and Kenji Toshino; lecture by Norman J. Ornstein. 54 *Ariz. L. Rev.* 345-495 (2012).

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### PRACTICE AND PROCEDURE

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Leonard, Elizabeth Weeks. Affordable Care Act litigation: the standing paradox. 38 Am. J.L. & Med. 410-444 (2012).

McDougall, Devin. Note. Reconciling **Lujan v. Defenders of Wildlife** and **Massachusetts v. EPA** on the set of procedural rights eligible for relaxed Article III standing. 37 Colum. J. Envtl. L. 151-175 (2012).

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Roberts, Anna. Disparately seeking jurors: disparate impact and the (mis)use of **Batson**. 45 UC Davis L. Rev. 1359-1417 (2012).

Ward, Burke T., et al. Electronic discovery: rules for a digital age. 18 B.U. J. Sci. & Tech. L. 150-198 (2012).

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### PRODUCTS LIABILITY

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Moldenhauer, David T. Penalty protection opinions and advisor conflicts of interest. 27 Akron Tax J. 55-117 (2011-2012).

Ostas, Daniel T. Corporate counsel, legal loopholes, and the ethics of interpretation. 18 Tex. Wesleyan L. Rev. 703-715 (2012).

Shaver, Andrew. Comment. Ethical lapses in criminal plea bargaining: what can be done about them? 36 J. Legal Prof. 559-570 (2012).

Solan, Lawrence M. Lawyers as insincere (but truthful) actors. 36 J. Legal Prof. 487-527 (2012).

Ward, Reilly. Comment. Playing devil’s advocate: why public policy concerns may not justify the majority of states’ categorical ban on assigning legal malpractice claims. 36 J. Legal Prof. 571-584 (2012).

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Sharfstein, Daniel J. Atrocity, entitlement, and personhood in property. 98 Va. L. Rev. 635-690 (2012).

Williamson, Claudia R. and Carrie B. Kerkes. Securing private property: formal versus informal institutions. 54 J.L. & Econ. 537-572 (2011).

### PSYCHOLOGY AND PSYCHIATRY

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Stuart, Susan P. “Hope and despondence”: emerging adulthood and higher education’s relationship with its nonviolent mentally ill students. 38 J.C. & U.L. 319-379 (2012).

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### RELIGION

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### REMEDIES

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Christensen, Grant. Allocating loss in securities fraud: time to adopt a uniform rule for the special case of Ponzi schemes. 3 Wm. & Mary Bus. L. Rev. 309-340 (2012).

Faridi, Muhammad U., Hillel Hoffman and Paul A. Montuori. Undoing time: a proposal for compensation for wrongful imprisonment of innocent individuals. 34 W. New Eng. L. Rev. 1-56 (2012).

### RETIREMENT SECURITY

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### SCIENCE AND TECHNOLOGY

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Albany Law Journal of Science & Technology  
Boston University Journal of Science & Technology Law  
University of Pennsylvania Journal of Constitutional Law

Connolly, Mark. Note. The search for America’s most eligible patent: the impact of the **Bilski** decision on obtaining patents for processes and business methods. (**Bilski v. Kappos**, 130 S. Ct. 3218, 2010.) 3 Wm. & Mary Bus. L. Rev. 575-596 (2012).

Griebel, Kathleen Keough. Note. Fred Zain, the CSI effect, and a philosophical idea of justice: using West Virginia as a model for change. 114 W. Va. L. Rev. 1155-1193 (2012).

Kelly, James P., Jr. WikiLeaks: a guide for American law librarians. 104 Law Libr. J. 245-262 (2012).

Machal-Fulks, Julie and Christopher Barnett. Enterprise software licensing: new options — new obligations. 18 Tex. Wesleyan L. Rev. 753-765 (2012).

Oliar, Dotan. The copyright-innovation tradeoff: property rules, liability rules, and intentional infliction of harm. 64 Stan. L. Rev. 951-1020 (2012).

Siesholtz, Colette. Comment. (**People v. Givenni**, 898 N.Y.S.2d 829, 2010.) 56 N.Y.L. Sch. L. Rev. 1635-1650 (2011/12).

Symposium: Privacy Jurisprudence as an Instrument of Social Change. Articles by Anita L. Allen, Amitai Etzioni, Mary D. Fan, Deirdre K. Mulligan, Jennifer King, Lisa Ugelow, Lance J. Hoffman and Heng Xu. 14 U. Pa. J. Const. L. 885-1102 (2012).

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### SECOND AMENDMENT

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### SECURITIES LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Journal of Corporation Law

Admati, Anat R., Peter Conti-Brown and Paul Pfleiderer. Liability holding companies. 59 UCLA L. Rev. 852-913 (2012).

Brown, David M. Comment. (**SEC v. Byers**, 609 F.3d 87, 2010.) 56 N.Y.L. Sch. L. Rev. 1599-1617 (2011/12).

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English, Philip C. II, Ilhan Demiralp and William P. Dukes. Mutual fund exit and mutual fund fees. 54 J.L. & Econ. 723-749 (2011).

Girnys, Raymond P. Note. Regulation LLC. 56 N.Y.L. Sch. L. Rev. 1537-1565 (2011/12).

Jackson, Robert J., Jr. Stock unloading and banker incentives. 112 Colum. L. Rev. 951-990 (2012).

Rock, Edward B. Shareholder eugenics in the public corporation. 97 Cornell L. Rev. 849-906 (2012).

### SEXUALITY AND THE LAW

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Blank, Yishai and Issi Rosen-Zvi. The geography of sexuality. 90 N.C. L. Rev. 955-1025 (2012).

Cherkin, Marnina. Student article. Three shots in the arm: the HPV vaccine and inclusive health policy. 15 U. Pa. J.L. & Soc. Change 475-499 (2012).

Drake, Alyson M. Note. Aimed at protecting ethnic groups or women? A look at forced pregnancy under the Rome Statute. 18 Wm. & Mary J. Women & L. 595-623 (2012).

Franks, Mary Anne. Sexual harassment 2.0. 71 Md. L. Rev. 655-704 (2012).

Schaler-Haynes, Magda, et al. Abortion coverage and health reform: restrictions and options for exchange-based insurance markets. 15 U. Pa. J.L. & Soc. Change 323-387 (2012).

Schwab, John L. Note. Due process and "the worst of the worst": mental competence in sexually violent predator civil commitment proceedings. 112 Colum. L. Rev. 912-950 (2012).

Warren, Kay B. Troubling the victim/trafficker dichotomy in efforts to combat human trafficking: the unintended consequences of moralizing labor migration. 19 Ind. J. Global Legal Stud. 105-120 (2012).

Yoshino, Kenji. The "civil" courts: the case of same-sex marriage. 54 Ariz. L. Rev. 469-479 (2012).

Stopping Philadelphia Abortion Provider Kermit Gosnell and Preventing Others Like Him: An Outcome that Both Pro-Choicers and Pro-Lifers Should Support. Article by Samuel W. Calhoun; responses by Clarke D. Forsythe, Penelope Pether and student Bradley N. Kehr. 57 Vill. L. Rev. 1-109 (2012).

### SOCIAL WELFARE

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Feldman, Gabriel. Antitrust versus labor law in professional sports: balancing the scales after **Brady v. NFL** and **Anthony v. NBA**. 45 UC Davis L. Rev. 1221-1300 (2012).

Imhoff, John. Comment. (**Bouchat v. Baltimore Ravens Ltd. Partnership**, 619 F.3d 301, 2010.) 56 N.Y.L. Sch. L. Rev. 1619-1633 (2011/12).

Miller, Mary Grace. Comment. The NCAA and the student-athlete: reform is on the horizon. 46 U. Rich. L. Rev. 1141-1173 (2012).

Pieronek, Catherine F. The 2010 "dear colleague" letter on Title IX compliance for college athletic programs: pointing the way to proportionality...again. 38 J.C. & U.L. 277-318 (2012).

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### STATE AND LOCAL GOVERNMENT LAW

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Gordon, Adam Paul. Note. Turning the lights on: an analysis of the fiduciary duty provisions of the New York State Public Authority Reform Act. 56 N.Y.L. Sch. L. Rev. 1567-1597 (2011/12).

Outka, Uma and Richard Feiock. Local promise for climate mitigation: an empirical assessment. 36 Wm. & Mary Envtl. L. & Pol'y Rev. 635-670 (2012).

Weston, Margaret B. Comment. One person, no vote: staggered elections, redistricting, and disenfranchisement. 121 Yale L.J. 2013-2030 (2012).

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Siegel, Mark R. I.R.C. Section 1014(e) and gifted property reconveyed in trust. 27 Akron Tax J. 33-53 (2011-2012).

### TAXATION—FEDERAL INCOME

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Akron Tax Journal

Colinvaux, Roger. The conservation easement tax expenditure: in search of conservation value. 37 Colum. J. Envtl. L. 1-61 (2012).

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### TAXATION—TRANSNATIONAL

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### TORTS

Bittakis, Megan. Walking away from Omelas: why parental preinjury releases for children engaging in commercial recreational activities should be unenforceable. 21 *Kan. J.L. & Pub. Pol'y* 254-279 (2012).

Blanc, John P. Note. A total eclipse of human rights—illustrated by ... (**Mohamed v. Jeppesen Dataplan, Inc.**, 614 F.3d 1070, 2010, *cert. denied*, 131 S. Ct. 2442, 2011.) 114 *W. Va. L. Rev.* 1089-1119 (2012).

Chase, Sophia. Note. The bloody truth: examining America's blood industry and its tort liability through the Arkansas Prison Plasma Scandal. 3 *Wm. & Mary Bus. L. Rev.* 597-644 (2012).

Fowler, Charles E., Jr. Student article. The economic loss rule and its application to the tort of negligent misrepresentation in Texas. 18 *Tex. Wesleyan L. Rev.* 893-922 (2012).

Siegel, Daniel K. Recent development. Clearly established enough: the Fourth Circuit's new approach to qualified immunity in ... (**Bellotte v. Edwards**, 629 F.3d 415, 2011.) 90 *N.C. L. Rev.* 1241-1266 (2012).

Stedman, Jeffrey N. Note. Climate change and public nuisance law: **AEP v. Connecticut** and its implications for state common law actions. (**Connecticut v. Am. Elec. Power Co.**, 582 F.3d 309, 2009, *rev'd*, 131 S. Ct. 2527, 2011.) 36 *Wm. & Mary Envtl. L. & Pol'y Rev.* 865-915 (2012).

Ward, Reilly. Comment. Playing devil's advocate: why public policy concerns may not justify the majority of states' categorical ban on assigning legal malpractice claims. 36 *J. Legal Prof.* 571-584 (2012).

### TRADE REGULATION

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Feldman, Gabriel. Antitrust versus labor law in professional sports: balancing the scales after **Brady v. NFL** and **Anthony v. NBA**. 45 *UC Davis L. Rev.* 1221-1300 (2012).

Miller, Mary Grace. Comment. The NCAA and the student-athlete: reform is on the horizon. 46 *U. Rich. L. Rev.* 1141-1173 (2012).

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Seidemann, Ryan M. Water and power: the Sabine River Authority of Louisiana—a review of property disputes, hydropower, and water sales. 25 *Tul. Envtl. L.J.* 389-418 (2012).

### WOMEN

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*William and Mary Journal of Women and the Law*

Gadkar-Wilcox, Sujata. Intersectionality and the under-enforcement of domestic violence laws in India. 15 *U. Pa. J.L. & Soc. Change* 455-474 (2012).

Pieronek, Catherine F. The 2010 "dear colleague" letter on Title IX compliance for college athletic programs: pointing the way to proportionality...again. 38 *J.C. & U.L.* 277-318 (2012).

### WORKERS' COMPENSATION LAW

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Roussell, Aaron. The forensic identification of marijuana: suspicion, moral danger, and the creation of non-psychoactive THC. 22 Alb. L.J. Sci. & Tech. 103-131 (2012).

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### 38 AMERICAN JOURNAL OF LAW & MEDICINE, NOS. 2 & 3, PP. 243-569, 2012.

Symposium. The American Right to Health: Constitutional, Statutory, and Contractual Healthcare Rights in the United States. 38 Am. J.L. & Med. 243-569 (2012).

Epstein, Richard A. and Paula M. Stannard. Constitutional rulemaking and the Affordable Care Act: a new source of vulnerability. 38 Am. J.L. & Med. 243-268 (2012).

Lawson, Gary and David B. Kopel. The PPACA in Wonderland. 38 Am. J.L. & Med. 269-287 (2012).

Moncrieff, Abigail R. Cost-benefit federalism: reconciling collective action federalism and libertarian federalism in the Obamacare litigation and beyond. 38 Am. J.L. & Med. 288-325 (2012).

Orentlicher, David. Rights to healthcare in the United States: inherently unstable. 38 Am. J.L. & Med. 326-347 (2012).

Teitelbaum, Joel, Lara Cartwright-Smith and Sara Rosenbaum. Translating rights into access: language access and the Affordable Care Act. 38 Am. J.L. & Med. 348-373 (2012).

Purdy, Jediah and Neil S. Siegel. The liberty of free riders: the minimum coverage provision, Mill's "harm principle," and American social morality. 38 Am. J.L. & Med. 374-396 (2012).

Kapp, Marshall B. If we can force people to purchase health insurance, then let's force them to be treated too. 38 Am. J.L. & Med. 397-409 (2012).

Leonard, Elizabeth Weeks. Affordable Care Act litigation: the standing paradox. 38 Am. J.L. & Med. 410-444 (2012).

Hill, B. Jessie. What is the meaning of health? Constitutional implications of defining "medical necessity" and "essential health benefits" under the Affordable Care Act. 38 Am. J.L. & Med. 445-470 (2012).

Tovino, Stacey A. A proposal for comprehensive and specific essential mental health and substance use disorder benefits. 38 Am. J.L. & Med. 471-515 (2012).

Willis, Steven J. and Nakku Chung. No healthcare penalty? No problem: no due process. 38 Am. J.L. & Med. 516-536 (2012).

Record, Katherine L. Litigating ACA: securing the right to health within a framework of negative rights. 38 Am. J.L. & Med. 537-547 (2012).

Thomson, Kyle. Note. State-run insurance exchanges in federal healthcare reform: a case study in dysfunctional federalism. 38 Am. J.L. & Med. 548-569 (2012).

### 54 ARIZONA LAW REVIEW, NO. 2, SUMMER, 2012.

Symposium. Political Discourse, Civility, and Harm. 54 Ariz. L. Rev. 345-495 (2012).

Harcourt, Bernard E. The politics of incivility. 54 Ariz. L. Rev. 345-373 (2012).

Massaro, Toni M. and Robin Stryker. Freedom of speech, liberal democracy, and emerging evidence on civility and effective democratic engagement. 54 Ariz. L. Rev. 375-441 (2012).

Orbach, Barak. On hubris, civility, and incivility. 54 Ariz. L. Rev. 443-456 (2012).

Radin, Margaret Jane. Rhetorical capture. 54 Ariz. L. Rev. 457-468 (2012).

Yoshino, Kenji. The "civil" courts: the case of same-sex marriage. 54 Ariz. L. Rev. 469-479 (2012).

Ornstein, Norman J. **J. Byron McCormick Society for Law and Public Affairs Lecture.** 54 Ariz. L. Rev. 481-495 (2012).

Elzinga, Stephen R. Note. Retaliatory forum closure. 54 Ariz. L. Rev. 497-539 (2012).



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Feng, Shijie. Note. Madness and mayhem: reforming the mental health care system in Arizona. 54 Ariz. L. Rev. 541-566 (2012).

Avraham, Hadar L. and student Raphael J. Avraham. *In re Estate of Riley*: protecting beneficiaries' rights in a probate estate. 54 Ariz. L. Rev. 567-576 (2012).

### 18 BOSTON UNIVERSITY JOURNAL OF SCIENCE & TECHNOLOGY LAW, NO. 1, WINTER, 2012.

Akindemowo, Eniola O. A deposit substitute for post Dodd-Frank regulatory assessments of emergent payments: a taxonomical approach. 18 B.U. J. Sci. & Tech. L. 1-37 (2012).

Bouchard, Ron A. Qualifying intellectual property I: harmonized measurement of new and follow-on drug approvals, patents and chemical components. 18 B.U. J. Sci. & Tech. L. 38-101 (2012).

Munzer, Stephen R. Risk and reward in stem cell products: a new model for stem cell product liability. 18 B.U. J. Sci. & Tech. L. 102-149 (2012).

Ward, Burke T., et al. Electronic discovery: rules for a digital age. 18 B.U. J. Sci. & Tech. L. 150-198 (2012).

Beldner, Joshua. Note. Charlie Daniels and "the devil" in the details: what the Copyright Office's response to the termination gap foreshadows about the upcoming termination period. 18 B.U. J. Sci. & Tech. L. 199-240 (2012).

### 37 COLUMBIA JOURNAL OF ENVIRONMENTAL LAW, NO. 1, PP. 1-204, 2012.

Colinvaux, Roger. The conservation easement tax expenditure: in search of conservation value. 37 Colum. J. Envtl. L. 1-61 (2012).

Babcock, Hope M. A risky business: generation of nuclear power and deepwater drilling for offshore oil and gas. 37 Colum. J. Envtl. L. 63-149 (2012).

McDougall, Devin. Note. Reconciling *Lujan v. Defenders of Wildlife* and *Massachusetts v. EPA* on the set of procedural rights eligible for relaxed Article III standing. 37 Colum. J. Envtl. L. 151-175 (2012).

Dema, Briana. Note. Sea level rise and the Freely Associated States: addressing environmental migration under the Compacts of Free Association. 37 Colum. J. Envtl. L. 177-204 (2012).

### 112 COLUMBIA LAW REVIEW, NO. 4, MAY, 2012.

Fontana, David and Donald Braman. Judicial backlash or just backlash? Evidence from a national experiment. 112 Colum. L. Rev. 731-798 (2012).

Sachs, Benjamin I. Unions, corporations, and political opt-out rights after *Citizens United*. 112 Colum. L. Rev. 800-869 (2012).

Kreiner, Evan R. Note. Whose applicable guideline range is it anyway? Examining whether nominal career offenders can receive sentence modifications based on retroactive reductions in the crack cocaine guidelines. 112 Colum. L. Rev. 870-911 (2012).

Schwab, John L. Note. Due process and "the worst of the worst": mental competence in sexually violent predator civil commitment proceedings. 112 Colum. L. Rev. 912-950 (2012).

Jackson, Robert J., Jr. Stock unloading and banker incentives. 112 Colum. L. Rev. 951-990 (2012).

### 97 CORNELL LAW REVIEW, NO. 4, MAY, 2012.

Tsesis, Alexander. Self-government and the Declaration of Independence. 97 Cornell L. Rev. 693-751 (2012).

Bray, Samuel L. Announcing remedies. 97 Cornell L. Rev. 753-800 (2012).

Pustilnik, Amanda C. Pain as fact and heuristic: how pain neuroimaging illuminates moral dimensions of law. 97 Cornell L. Rev. 801-847 (2012).

Rock, Edward B. Shareholder eugenics in the public corporation. 97 Cornell L. Rev. 849-906 (2012).

Bishop, James. Note. Hidden or on the hip: the right(s) to carry after *Heller*. (*District of Columbia v. Heller*, 554 U.S. 570, 2008.) 97 Cornell L. Rev. 907-929 (2012).

O'Leary, Margaret K. Note. Have no fear (of "piling inference upon inference"): how *United States v. Comstock* can save the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act. (*United States v. Comstock*, 130 S. Ct. 1949, 2010.) 97 Cornell L. Rev. 931-965 (2012).

### 40 DENVER JOURNAL OF INTERNATIONAL LAW AND POLICY, NOS. 1-3, PP. 1-532, 2011-2012.

40th Anniversary Edition. Perspectives on International Law in an Era of Change: *Festschrift* in Honor of Professor Ved P. Nanda. [Includes photographs.] 40 Denv. J. Intl'l L. & Pol'y 1-532 (2011-2012).

Ved P. Nanda selected publications. 40 Denv. J. Intl'l L. & Pol'y unpagged (2011-2012).

Katz, Martin J. Foreword. 40 Denv. J. Intl'l L. & Pol'y i (2011-2012).

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- Bassiouni, M. Cherif. The future of human rights in the age of globalization. 40 *Denv. J. Intl'l L. & Pol'y* 22-43 (2011-2012).
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- Williams, Paul R. Earned sovereignty: the future of sovereignty-based conflict resolution. 40 *Denv. J. Intl'l L. & Pol'y* 128-143 (2011-2012).
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- Bahla, Raj. Poverty, Islamist extremism, and the debacle of Doha Round counter-terrorism: part three of a trilogy — trade remedies and facilitation. 40 *Denv. J. Intl'l L. & Pol'y* 237-320 (2011-2012).
- Gantz, David A. World trade law after Doha: multilateral, regional, and national approaches. 40 *Denv. J. Intl'l L. & Pol'y* 321-367 (2011-2012).
- Banks, Ted and Joe Murphy. The international law of antitrust compliance. 40 *Denv. J. Intl'l L. & Pol'y* 368-383 (2011-2012).
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- Dardenne, Matthew R. Testing the jurisdictional limits of the international investment regime: the blocking of social media and Internet censorship. 40 *Denv. J. Intl'l L. & Pol'y* 400-434 (2011-2012).
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- Pring, George (Rock) and Catherine (Kitty) Pring. The future of environmental dispute resolution. 40 *Denv. J. Intl'l L. & Pol'y* 482-491 (2011-2012).
- Laitos, Jan G. and student Teresa Helms Abel. The role of brownfields as sites for mixed use development projects in America and Britain. 40 *Denv. J. Intl'l L. & Pol'y* 492-514 (2011-2012).
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### 64 FLORIDA LAW REVIEW, NO. 3, MAY, 2012.

- Ryan, Meghan J. The missing jury: the neglected role of juries in Eighth Amendment Punishments Clause determinations. 64 *Fla. L. Rev.* 549-590 (2012).
- Lund, Andrew C.W. Compensation as signaling. 64 *Fla. L. Rev.* 591-638 (2012).
- Moncrieff, Abigail R. Safeguarding the safeguards: the ACA litigation and the extension of indirect protection to nonfundamental liberties. 64 *Fla. L. Rev.* 639-686 (2012).
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Ho, Jocelyn. Note. Bullied to death: cyberbullying and student online speech rights. 64 Fla. L. Rev. 789-816 (2012).

Owens, Jacy. Note. A progressive response: judicial delegation of authority to federal probation officers. 64 Fla. L. Rev. 817-843 (2012).

### 19 INDIANA JOURNAL OF GLOBAL LEGAL STUDIES, NO. 1, WINTER, 2012.

Symposium. Globalization and Migration. 19 Ind. J. Global Legal Stud. 1-345 (2012).

Aman, Alfred C., Jr. and student Micah J. Nichols. Editors' note. 19 Ind. J. Global Legal Stud. 1 (2012).

#### Globalization and the Control of Movement

Mitsilegas, Valsamis. Immigration control in an era of globalization: deflecting foreigners, weakening citizens, strengthening the state. 19 Ind. J. Global Legal Stud. 3-60 (2012).

Nessel, Lori A. Disposable workers: applying a human rights framework to analyze duties owed to seriously injured or ill immigrants. 19 Ind. J. Global Legal Stud. 61-103 (2012).

#### Borders, Diaspora, and Trafficking

Warren, Kay B. Troubling the victim/trafficker dichotomy in efforts to combat human trafficking: the unintended consequences of moralizing labor migration. 19 Ind. J. Global Legal Stud. 105-120 (2012).

Williams, David C. Changing Burma from without: political activism among the Burmese diaspora. 19 Ind. J. Global Legal Stud. 121-142 (2012).

#### The Past and Present of Deportation Regimes of Migrants in the United States

Corruncker, Laura. "Coming out of the shadows": DREAM Act activism in the context of global anti-deportation activism. 19 Ind. J. Global Legal Stud. 143-168 (2012).

Kraut, Julia Rose. Global anti-anarchism: the origins of ideological deportation and the suppression of expression. 19 Ind. J. Global Legal Stud. 169-193 (2012).

#### Transnational Marriage

Chung, Erin Aeran and Daisy Kim. Citizenship and marriage in a globalizing world: multicultural families and monocultural national laws in Korea and Japan. 19 Ind. J. Global Legal Stud. 195-219 (2012).

Friedman, Sara L. Adjudicating the intersection of marital immigration, domestic violence, and spousal murder: China-Taiwan marriages and competing legal domains. 19 Ind. J. Global Legal Stud. 221-255 (2012).

#### The Right to Belong: Citizenship and Human Rights

Costello, Cathryn. Human rights and the elusive universal subject: immigration detention under international human rights and EU law. 19 Ind. J. Global Legal Stud. 257-303 (2012).

Dauvergne, Catherine. International human rights in Canadian immigration law—the case of the Immigration and Refugee Board of Canada. 19 Ind. J. Global Legal Stud. 305-326 (2012).

Yngvesson, Barbara. Transnational adoption and European immigration politics: producing the national body in Sweden. 19 Ind. J. Global Legal Stud. 327-345 (2012).

Roose, Michael. Note. Greenpeace, social media, and the possibility of global deliberation on the environment. 19 Ind. J. Global Legal Stud. 347-364 (2012).

Shreve, Heather E. Note. Harmonization, but not homogenization: the case for Cuban autonomy in globalizing economic reforms. 19 Ind. J. Global Legal Stud. 365-390 (2012).

Weyand, Matt. Note. Department of Defense, Inc.: the DoD's use of corporate strategies to manage U.S. overseas military bases. 19 Ind. J. Global Legal Stud. 391-411 (2012).

Claussen, Kathleen. Book review. (Reviewing Sabino Cassese, When Legal Orders Collide: The Role of Courts.) 19 Ind. J. Global Legal Stud. 413-419 (2012).

### 38 JOURNAL OF COLLEGE AND UNIVERSITY LAW, NO. 2, PP. 221-450, 2012.

Klein, Michael W. Declaring an end to "financial exigency"? Changes in higher education law, labor, and finance, 1971-2011. 38 J.C. & U.L. 221-276 (2012).

Pieronek, Catherine F. The 2010 "dear colleague" letter on Title IX compliance for college athletic programs: pointing the way to proportionality...again. 38 J.C. & U.L. 277-318 (2012).

Stuart, Susan P. "Hope and despondence": emerging adulthood and higher education's relationship with its nonviolent mentally ill students. 38 J.C. & U.L. 319-379 (2012).

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Zwara, Jason A. Note. Student privacy, campus safety, and reconsidering the modern student-university relationship. 38 J.C. & U.L. 419-449 (2012).

### 37 JOURNAL OF CORPORATION LAW, NO. 3, SPRING, 2012.

Dedication to Professor Robert T. Miller. 37 J. Corp. L. unpagged (2012).

Barnett, Jonathan M. Intermediaries revisited: is efficient certification consistent with profit maximization? 37 J. Corp. L. 475-527 (2012).

Davidoff, Steven M., Alan D. Morrison and William J. Wilhelm, Jr. The **SEC v. Goldman Sachs**: reputation, trust, and fiduciary duties in investment banking. 37 J. Corp. L. 529-553 (2012).

Manesh, Mohsen. Contractual freedom under Delaware alternative entity law: evidence from publicly traded LPs and LLCs. 37 J. Corp. L. 555-619 (2012).

Omarova, Saule T. Bankers, bureaucrats, and guardians: toward tripartism in financial services regulation. 37 J. Corp. L. 621-674 (2012).

Balch, Emily M. Note. Blowing the whistle: protection for employees who informally report ERISA violations. 37 J. Corp. L. 675-697 (2012).

Grabe, Erin M. Note. Gradual return to work: maximizing benefits to corporations and their caregiver employees. 37 J. Corp. L. 699-715 (2012).

Johnshoy, Matthew. Note. The final frontier and a Guano Islands Act for the twenty-first century: reaching for the stars without reaching for the stars. 37 J. Corp. L. 717-738 (2012).

### 54 JOURNAL OF LAW & ECONOMICS, NO. 3, AUGUST, 2011.

Fryer, Roland G., Jr. and Richard Holden. Measuring the compactness of political districting plans. 54 J.L. & Econ. 493-535 (2011).

Williamson, Claudia R. and Carrie B. Kerkes. Securing private property: formal versus informal institutions. 54 J.L. & Econ. 537-572 (2011).

Firth, Michael, Oliver M. Rui and Wenfeng Wu. The effects of political connections and state ownership on corporate litigation in China. 54 J.L. & Econ. 573-607 (2011).

Toffel, Michael W. and Jodi L. Short. Coming clean and cleaning up: does voluntary self-reporting indicate effective self-policing? 54 J.L. & Econ. 609-649 (2011).

Chemmanur, Thomas J., Imants Paeglis and Karen Simonyan. Management quality and antitakeover provisions. 54 J.L. & Econ. 651-692 (2011).

Iyengar, Radha. Who's the fairest in the land? Analysis of judge and jury death penalty decisions. 54 J.L. & Econ. 693-722 (2011).

English, Philip C. II, Ilhan Demiralp and William P. Dukes. Mutual fund exit and mutual fund fees. 54 J.L. & Econ. 723-749 (2011).

Traczynski, Jeffrey. Divorce rates and bankruptcy exemption levels in the United States. 54 J.L. & Econ. 751-779 (2011).

### 36 JOURNAL OF THE LEGAL PROFESSION, NO. 2, SPRING, 2012.

Schlunk, Herwig. *Mamas* 2011: is a law degree a good investment *today*? 36 J. Legal Prof. 301-327 (2012).

Chambliss, Elizabeth. Two questions for law schools about the future boundaries of the legal profession. 36 J. Legal Prof. 329-352 (2012).

Adamson, Bryan L., et al. The status of clinical faculty in the legal academy: report of the Task Force on the Status of Clinicians and the Legal Academy. 36 J. Legal Prof. 353-414 (2012).

Flood, John. The re-organization and re-professionalization of large law firms in the 21st century: from patriarchy to democracy. 36 J. Legal Prof. 415-439 (2012).

Yaphe, Andrew. "Reputation, reputation, reputation": Fred Rodell, Felix Frankfurter, and the reproduction of hierarchy in the unlikeliest of places. 36 J. Legal Prof. 441-485 (2012).

Solan, Lawrence M. Lawyers as insincere (but truthful) actors. 36 J. Legal Prof. 487-527 (2012).

Dubose, Tripp. Comment. Consumer legal funding in Alabama. 36 J. Legal Prof. 529-544 (2012).

Griffin, Kaitlyn. Comment. Answering the critics: how judges' adherence to high ethical standards increases drug courts' effectiveness. 36 J. Legal Prof. 545-557 (2012).

Shaver, Andrew. Comment. Ethical lapses in criminal plea bargaining: what can be done about them? 36 J. Legal Prof. 559-570 (2012).

Ward, Reilly. Comment. Playing devil's advocate: why public policy concerns may not justify the majority of states' categorical ban on assigning legal malpractice claims. 36 J. Legal Prof. 571-584 (2012).

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### **21 KANSAS JOURNAL OF LAW & PUBLIC POLICY, NO. 2, SPRING, 2012.**

Calcara, Taylor. Editor's letter. 21 Kan. J.L. & Pub. Pol'y vi (2012).

Lamdan, Sarah Shik. Protecting the Freedom of Information Act requestor: privacy for information seekers. 21 Kan. J.L. & Pub. Pol'y 221-253 (2012).

Bittakis, Megan. Walking away from Omelas: why parental preinjury releases for children engaging in commercial recreational activities should be unenforceable. 21 Kan. J.L. & Pub. Pol'y 254-279 (2012).

Sun, Carlos. The toll road not taken: could the one option less used make a difference? 21 Kan. J.L. & Pub. Pol'y 280-309 (2012).

Markey, Laura. Student article. Repairing the rusty needle: recognizing First Amendment protection for tattoos. 21 Kan. J.L. & Pub. Pol'y 310-328 (2012).

Gold, Sara. Student article. 2011 amendments to the Kansas Workers Compensation Act in light of **Bergstrom v. Spears Manufacturing Company**. 21 Kan. J.L. & Pub. Pol'y 329-346 (2012).

### **104 LAW LIBRARY JOURNAL, NO. 2, SPRING, 2012.**

Cross, William M. Restoring the public library ethos: copyright, e-licensing, and the future of librarianship. 104 Law Libr. J. 195-217 (2012).

Butler, Margaret. Resource-based learning and course design: a brief theoretical overview and practical suggestions. 104 Law Libr. J. 219-244 (2012).

Kelly, James P., Jr. WikiLeaks: a guide for American law librarians. 104 Law Libr. J. 245-262 (2012).

McCormack, Nancy. Cancellation of print primary sources in Canadian academic libraries. 104 Law Libr. J. 263-284 (2012).

Sirico, Louis J., Jr. Donating and procuring organs: an annotated bibliography. 104 Law Libr. J. 285-310 (2012).

Miller, Creighton J., Jr. and Annmarie Zell. Keeping up with new legal titles. 104 Law Libr. J. 311-329 (2012).

### **Practicing Reference...**

Whisner, Mary. Fifty more constitutions. 104 Law Libr. J. 331-339 (2012).

### **Back and Forth...**

Sellers, Christine L. and Phillip Gragg. WestlawNext and Lexis Advance. 104 Law Libr. J. 341-347 (2012).

Sherer, Joan. Memorial: Felice Sacks (1945-2012). 104 Law Libr. J. 349-350 (2012).

### **24 LOYOLA CONSUMER LAW REVIEW, NO. 4, PP. 455-680, 2012.**

2012 Symposium. The Continuing Effects of the Mortgage Crisis on Consumers. 24 Loy. Consumer L. Rev. 455-680 (2012).

Frank, David, Symposium Editor. Introduction. 24 Loy. Consumer L. Rev. i (2012).

Lindsey, Daniel. The subprime mortgage mess: a Chicago perspective. 24 Loy. Consumer L. Rev. 455-467 (2012).

White, Alan M. Losing the paper — mortgage assignments, note transfers and consumer protection. 24 Loy. Consumer L. Rev. 468-504 (2012).

Dana, David A. Why mortgage "formalities" matter. 24 Loy. Consumer L. Rev. 505-523 (2012).

Martin, Nathalie and Ernesto Longa. High-interest loans and class: do payday and title loans really serve the middle class? 24 Loy. Consumer L. Rev. 524-561 (2012).

Renuart, Elizabeth. Toward a more equitable balance: homeowner and purchaser tensions in non-judicial foreclosure states. 24 Loy. Consumer L. Rev. 562-585 (2012).

Alderman, Richard M. The Fair Debt Collection Practices Act meets arbitration: non-parties and arbitration. 24 Loy. Consumer L. Rev. 586-614 (2012).

Pridgen, Dee. Putting some teeth in TILA: from disclosure to substantive regulation in the Mortgage Reform and Anti-Predatory Lending Act of 2010. 24 Loy. Consumer L. Rev. 615-639 (2012).

Voza, Alexandra. Student article. The FDCPA's application to the foreclosure process. 24 Loy. Consumer L. Rev. 640-660 (2012).

Jones, Greg. Student article. Mortgage lending: confusing in every language. 24 Loy. Consumer L. Rev. 661-680 (2012).

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### 71 MARYLAND LAW REVIEW, NO. 3, PP. 655-952, 2012.

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Conley, Amanda, Anupam Datta, Helen Nissenbaum and Divya Sharma. Sustaining privacy and open justice in the transition to online court records: a multidisciplinary inquiry. 71 Md. L. Rev. 772-847 (2012).

Havemann, Anne. Comment. Surviving the Commerce Clause: how Maryland can square its renewable energy laws with the federal Constitution. 71 Md. L. Rev. 848-885 (2012).

White, Christine E. Comment. Clearly erroneous: the Court of Appeals of Maryland's misguided shift to a higher standard for post-conviction DNA relief. (**Blake v. State**, 15 A.3d 787, 2011.) 71 Md. L. Rev. 886-924 (2012).

Heavener, Wayne. Note. **Montgomery County v. Shropshire**: trying to shoehorn police intradepartmental disciplinary files into the wrong cabinet. (**Montgomery County v. Shropshire**, 23 A.3d 205, 2011.) 71 Md. L. Rev. 925-952 (2012).

### 56 NEW YORK LAW SCHOOL LAW REVIEW, NO. 4, PP. 1257-1650, 2011/12.

Juvenile Justice Reform in New York. 56 N.Y.L. Sch. L. Rev. 1263-1500 (2011/12).

Newman, Stephen A. Foreword: the past, present, and future of juvenile justice reform in New York State. 56 N.Y.L. Sch. L. Rev. 1263-1296 (2011/12).

Kaye, Hon. Judith S. Juvenile justice reform: now is the moment. 56 N.Y.L. Sch. L. Rev. 1299-1315 (2011/12).

Travis, Jeremy. Reflections on juvenile justice reform in New York. 56 N.Y.L. Sch. L. Rev. 1317-1328 (2011/12).

Stoudt, Brett G., Michelle Fine and Madeline Fox. Growing up policed in the age of aggressive policing policies. 56 N.Y.L. Sch. L. Rev. 1331-1370 (2011/12).

Ofer, Udi. Criminalizing the classroom: the rise of aggressive policing and zero tolerance discipline in New York City public schools. 56 N.Y.L. Sch. L. Rev. 1373-1411 (2011/12).

Corriero, Michael A. Judging children as children: reclaiming New York's progressive tradition. 56 N.Y.L. Sch. L. Rev. 1413-1430 (2011/12).

Prisco, Gabrielle. When the cure makes you ill: seven core principles to change the course of youth justice. 56 N.Y.L. Sch. L. Rev. 1433-1473 (2011/12).

Fishman, Nancy L. Reducing juvenile detention: notes from and experiment on Staten Island. 56 N.Y.L. Sch. L. Rev. 1475-1500 (2011/12).

Ashenfelter, Justin. Note. Coming clean: the erosion of juvenile **Miranda** rights in New York State. 56 N.Y.L. Sch. L. Rev. 1503-1535 (2011/12).

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Gordon, Adam Paul. Note. Turning the lights on: an analysis of the fiduciary duty provisions of the New York State Public Authority Reform Act. 56 N.Y.L. Sch. L. Rev. 1567-1597 (2011/12).

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### 90 NORTH CAROLINA LAW REVIEW, NO. 4, MAY, 2012.

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### 15 UNIVERSITY OF PENNSYLVANIA JOURNAL OF LAW AND SOCIAL CHANGE, NO. 3, PP. 285-499, 2012.

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### 46 UNIVERSITY OF RICHMOND LAW REVIEW, NO. 4, MAY, 2012.

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### 36 WILLIAM AND MARY ENVIRONMENTAL LAW AND POLICY REVIEW, NO. 3, SPRING, 2012.

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### 18 WILLIAM AND MARY JOURNAL OF WOMEN AND THE LAW, NO. 3, SPRING, 2012.

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Voting Law. 121 Yale L.J. 1584-1910 (2012).

Re, Richard M. and Christopher M. Re. Voting and vice: criminal disenfranchisement and the Reconstruction Amendments. 121 Yale L.J. 1584-1670 (2012).

Chapman, Nathan S. and Michael W. McConnell. Due process as separation of powers. 121 Yale L.J. 1672-1807 (2012).

Cain, Bruce E. Redistricting commissions: a better political buffer? 121 Yale L.J. 1808-1844 (2012).

Elmendorf, Christopher S. and David Schleicher. Districting for a low-information electorate. 121 Yale L.J. 1846-1886 (2012).

Fishkin, Joseph. Weightless votes. 121 Yale L.J. 1888-1910 (2012).

Anderson, Barrett J. Note. Recognizing character: a new perspective on character evidence. 121 Yale L.J. 1912-1968 (2012).

McLean, Nicholas M. Note. Cross-national patterns in FCPA enforcement. 121 Yale L.J. 1970-2012 (2012).

Weston, Margaret B. Comment. One person, no vote: staggered elections, redistricting, and disenfranchisement. 121 Yale L.J. 2013-2030 (2012).