A Bibliography of Faculty Scholarship

Law Library
The Catholic University of America, Columbus School of Law

Follow this and additional works at: https://scholarship.law.edu/scholar
Part of the Legal Education Commons, and the Legal Writing and Research Commons

Recommended Citation
Stephen E. Young, A Bibliography of Faculty Scholarship (2019).
A Bibliography of Faculty Scholarship

The Catholic University of America
Columbus School of Law

July 2019
Contents

Preface .......................................................................................................................................................... 4
Full-time Faculty............................................................................................................................................ 5
  Marshall J. Breger ..................................................................................................................................... 6
  Stacy L. Brustin ........................................................................................................................................ 10
  Roger Colinvaux ...................................................................................................................................... 12
  Robert A. Destro ................................................................. ............................................................... 14
  Cara H. Drinan......................................................................................................................................... 19
  Sarah Helene Duggin............................................................................................................................... 21
  Elizabeth A. Edinger ................................................................................................................................ 22
  Lisa A. Everhart ..................................................................................................................................... 23
  Susanna Frederick Fischer ....................................................................................................................... 24
  Clifford S. Fishman .................................................................................................................................. 26
  John H. Garvey ........................................................................................................................................ 29
  A.G. Harmon ............................................................................................................................................ 32
  Roger C. Hartley ...................................................................................................................................... 34
  Regina T. Jefferson .................................................................................................................................. 36
  Kathryn Kelly ........................................................................................................................................... 37
  Catherine F. Klein .................................................................................................................................... 39
  Megan M. La Belle .................................................................................................................................. 42
  Mary G. Leary .......................................................................................................................................... 43
  Laurie A. Lewis ....................................................................................................................................... 45
  David A. Lipton ........................................................................................................................................ 46
  Michael McGonnigal ............................................................................................................................... 48
  Veryl Victoria Miles ................................................................................................................................. 49
  Rev. Raymond C. O’Brien ....................................................................................................................... 51
  J.P. “Sandy” Ogilvy .................................................................................................................................. 54
  Antonio Fidel Perez ................................................................................................................................ 57
  Mark L. Rienzi .......................................................................................................................................... 60
  Heidi Mandanis Schooner ....................................................................................................................... 62
  Marin R. Scordato ................................................................................................................................... 64
Lucia Ann Silecchia ................................................................. 66
Geoffrey R. Watson ........................................................................ 70
Elizabeth I. Winston ....................................................................... 72
Emeritus/Retired Faculty .................................................................. 73
Leroy D. Clark ............................................................................... 74
George E. Garvey ............................................................................ 76
William A. Kaplin .......................................................................... 78
Lisa G. Lerman .............................................................................. 81
Rett R. Ludwikowski ....................................................................... 84
Raymond B. Marcin ........................................................................ 89
Stephen G. Margeton ..................................................................... 92
Benjamin W. Mintz ......................................................................... 94
Michael F. Noone, Jr. .................................................................... 95
Kenneth Pennington ...................................................................... 99
Ralph J. Rohner ............................................................................ 107
George P. Smith II ......................................................................... 110
William Gabriel Gregory Wagner .................................................. 121
Leah Wortham .............................................................................. 124
Harvey L. Zuckman ....................................................................... 126
Professional Librarians ................................................................... 128
Frances Brillantine ......................................................................... 129
Steve Young ................................................................................... 130
Preface

The purpose of this bibliography is to record in one place the substantial body of scholarship produced by the faculty at the Catholic University, Columbus School of Law. From its humble beginnings under the tutelage of founding Dean William Callyhan Robinson, through its adolescent period when, like so many other American law schools, it was trying to define its pedagogical niche, to its eventual merger with the Columbus University Law School in 1954, the law school at Catholic University has always retained a scholarly and remarkably productive faculty. The sheer quantity of writing, the breadth of research and the impressive list of law journals that include our faculty among their authors are exemplary. One can certainly appreciate why the Columbus School of Law has been, and continues to be, a leader among law schools in scholarly research and writing.

Ours is a richly textured faculty with a wide variety of professional experience: academia, law firms, government, courts, and business. They write in widely diverse areas of the law, their topics both national in scope and seminal in nature. Through their scholarship, they seek to evaluate constructively what is law, to effect changes in poorly constructed law, and to develop arenas for critical thinking about what law should be. Firmly believing that it is useful to occasionally sit back and reflect upon the heritage that has shaped this law school and the careers of so many alumni and alumnae.

Prepared by the staff of the Judge Kathryn J. DuFour Law Library, this Bibliography will continue to be updated as our faculty continues to produce scholarship. Please note that not all the publications authored by our faculty are reflected in this document; reprinted works, book reviews, newspapers articles, bibliographies, testimonials, introductory statements, short commentaries and editorials, hearing transcripts, trade publications, blog posts, and newsletter articles are all examples of the various publications that have been excluded from this work. However, we have attempted to include all the scholarly works that have been brought to our attention.

Note: The citations in this bibliography are adapted from the 20th edition of The BlueBook: A Uniform System of Citation.
Full-time Faculty
Marshall J. Breger
Professor of Law

Books
3 DIREITO COMPARADO - PERSPECTIVAS LUSO-AMERICANAS (Editor with Dário Moura Vicente, 2016).


2 DIREITO COMPARADO - PERSPECTIVAS LUSO-AMERICANAS (Editor with Dário Moura Vicente, 2010).

EUROPEAN UNION ISSUES FROM A PORTUGUESE PERSPECTIVE (2007) (with Markus G. Puder eds.).


JERUSALEM: A CITY AND ITS FUTURE. Syracuse (2002) (with Ora Ahimeir eds.).

FEDERAL ADMINISTRATIVE DISPUTE RESOLUTION DESKBOOK (2001) (with Gerald S. Schatz & Deborah Schick Laufer eds.).


Book Chapters

What is a Religious Law School?, in THE ROLE OF A RELIGIOUS UNIVERSITY (Yaacov Iram et al. eds., 2013).


A Short Tour of Administrative Law, in 1 DIREITO COMPARADO - PERSPECTIVAS LUSO-AMERICANAS (Dário Moura Vicente ed., 2006).

The Christian Right and the Jewish Community, in JEWS AND CONSERVATIVE CHRISTIANS (Ralph Reed et al. eds., 1996).

Journal Articles


Rabbi Joseph Soloveitchik’s ‘Confrontation’: A Reassessment, 1 STUD. CHRISTIAN-JEWISH REL. 151 (2005).


Should an Attorney be Required to Advise Client of ADR Options?, 13 GEO. J. LEGAL ETHICS 427 (2000).


Providing Economic Incentives in Environmental Regulation, 8 YALE J. ON REG. 463 (1991) (with Richard B. Stewart et al.).


Accountability and the Adjudication of the Public Interest, 8 HARV. J. L. & PUB. POL’Y 349 (1985).


Stacy L. Brustin  
Professor of Law

**Book Chapters**

*Bias in the Legal Profession*, in *Learning from Practice: A Text for Experiential Legal Education* (Leah Wortham et al. eds., 3d ed. 2016) (with Carmia N. Caesar).


**Journal Articles**

*Bridging the Justice Gap in Family Law: Repurposing Federal IV-D Funding to Expand Community-Based Legal and Social Services for Parents*, 67 Hastings L.J. 1265 (2016) (with Lisa Vollendorf Martin).


Roger Colinvaux
Director, Law and Public Policy Program and Professor of Law

Book Chapters


Journal Articles


The Importance of a Participatory Charitable Giving Incentive, 154 Tax Notes 605 (2017).


Robert A. Destro
Professor of Law

Books

RELIGIOUS LIBERTY IN A PLURALISTIC SOCIETY (2d ed. 2003) (with Michael S. Ariens).


Book Chapters


Prologue, in EL SISTEMA MATRIMONIAL DE ESTADOS UNIDOS (Carmen Garcimartín Montero ed., 2006).


Journal Articles


Developments in Liability Theories and Defenses, 37 CATH. LAW. 83 (1996).


Law, Professionalism, and Bad Attitude, 5 J. CAL. ALLIANCE FOR MENTALLY ILL 50 (1994).


The Scope of the Fourteenth Amendment Liberty Interest: Does the Constitution Encompass a Right to Define Oneself Out of Existence? An Exchange of Views With John A. Powell, Legal Director, American Civil Liberties Union, ISSUES L. & MED., Fall 1994, at 183.

Federalism: Reconciling a ‘Human Life and ‘States’ Rights Approach to Legal Protection of the Unborn, HUM. LIFE REV., Spring 1989, at 77.


Quality of Life and the Law, 1989 NEW ZEALAND L. J. 321.


The Legal Activities of the Catholic League, 27 CATH. LAW. 224 (1982).

The Case of Phillip Becker, HUM. LIFE REV., Fall 1980, at 81.
Some Fresh Perspectives on the Abortion Controversy, HUM. LIFE REV., Summer 1978, at 22.


Cara H. Drinan
Professor of Law

Books


Journal Articles


Gideon’s Army and the Central Theme of Poverty, 41 NEW ENG. J. ON CRIM. & CIV. CONFINEMENT 37 (2015).


Where Pardons Are Concerned, Second Best May Not Be So Bad After All: A Response to Chad Flanders, 65 FLA. L. REV. 29 (2013).


The National Right to Counsel Act: A Congressional Solution to the Nation’s Indigent Defense Crisis, 47 HARV. J. ON LEGIS. 487 (2010).


Sarah Helene Duggin
Professor of Law

Journal Articles


Elizabeth A. Edinger
Director, Law Library and Clinical Associate Professor of Law

Books


Book Chapters

Journal Articles
Lisa A. Everhart
Director, Lawyering Skills Program and Clinical Assistant Professor of Law

Journal Articles
Susanna Frederick Fischer
Associate Professor of Law

Books
KODEKS CYWILNY [Polish civil code] (2011) (with Gerhard Dannemann et al.).

Book Chapters

International Cyberlaw, in THE HANDBOOK OF TECHNOLOGY MANAGEMENT (Hossein Bidgoli ed., 2010).


Journal Articles

Threatening the Founding Ideal of a Republic of Letters: An Assessment of the Supreme Court’s Copyright Decisions over the First Decade of the Twenty-First Century, 5 AKRON INTELL. PROP. J. 205 (2011).


Dick Whittington and Creativity: From Trade to Folklore, From Folklore to Trade, 12 TEX. WESLEYAN L. REV. 5 (2005).


May the Child Online Protection Act Rely on Community Standards to Identify Material that is Harmful to Minors?, 2001-2002 PREVIEW U.S. SUP. CT. CAS. 170.

Clifford S. Fishman
Professor of Law

Books
A STUDENT’S GUIDE TO HEARSAY (5th ed. 2018).


A STUDENT’S GUIDE TO HEARSAY (4th ed. 2011).

A STUDENT’S GUIDE TO HEARSAY (3d. 2007).

ANNUAL SUPPLEMENTS TO WIRETAPPING AND EAVESDROPPING: SURVEILLANCE IN THE INTERNET AGE (3d ed. 2008-present).

WIRETAPPING & EAVESDROPPING: SURVEILLANCE IN THE INTERNET AGE (3d ed. 2007) (with Anne T. McKenna).

ANNUAL SUPPLEMENTS TO JONES ON EVIDENCE, CIVIL AND CRIMINAL (7th ed. 2004-Present).

5 JONES ON EVIDENCE, CIVIL AND CRIMINAL (7th ed. 2003).

4 JONES ON EVIDENCE, CIVIL AND CRIMINAL (7th ed. 2000).

A STUDENT’S GUIDE TO HEARSAY (2d. 1999).

3 JONES ON EVIDENCE, CIVIL AND CRIMINAL (7th ed. 1997).

ANNUAL SUPPLEMENTS TO WIRETAPPING AND EAVESDROPPING (2d ed. 1996-2006).

WIRETAPPING AND EAVESDROPPING (2d ed. 1995) (with Anne T. McKenna).

2 JONES ON EVIDENCE, CIVIL AND CRIMINAL (7th ed. 1994).


1 JONES ON EVIDENCE, CIVIL AND CRIMINAL (7th ed. 1992).

A STUDENT’S GUIDE TO HEARSAY (1990).

Book Chapters
Journal Articles


The Child Declarant, the Confrontation Clause, and the Forfeiture Doctrine, 16 Widener L. Rev. 279 (2010).


The Interception of Communications without a Court Order: Title III, Consent, and the Expectation of Privacy, 51 ST. JOHN’S L. REV. 41 (1976).
John H. Garvey  
President, The Catholic University of America

**Books**


RELIGION AND THE CONSTITUTION (3d ed. 2011) (with Michael W. McConnell & Thomas C. Berg)

RELIGION AND THE CONSTITUTION (2d ed. 2006).


**Journal Articles**


Private Power and the Constitution, 10 CONST. COMMENT. 311 (1993).


Comment on Church and State in Seventeenth and Eighteenth Century America, 7 J. L. & RELIGION 275 (1989).


Another Way of Looking at School Aid, 1985 SUP. CT. REV. 61.


Limits of Ancillary Jurisdiction, 57 Tex. L. Rev. 697 (1979).


A.G. Harmon
Clinical Associate Professor of Law

Books

THE COMPLETE ADVOCATE II: EMPLOYMENT OFFENSES IN HEALTH CARE CONTEXTS, A PRACTICE FILE FOR REPRESENTING CLIENTS FROM BEGINNING TO END (2013).

THE COMPLETE ADVOCATE: A PRACTICE FILE FOR REPRESENTING CLIENTS FROM BEGINNING TO END (2010).


A HOUSE ALL STILLED (2002).

Journal Articles


_Shakespeare’s Carved Saints_, 45 STUD. ENG. LIT., 1500-1900 315 (2005).


Roger C. Hartley  
Professor of Law

Books

HOW FAILED ATTEMPTS TO AMEND THE CONSTITUTION MOBILIZE POLITICAL CHANGE (2017).

LABOR RELATIONS LAW IN THE PRIVATE SECTOR (2d ed. 1986) (with Florian Bartosic).

LABOR RELATIONS LAW IN THE PRIVATE SECTOR (1977) (with Florian Bartosic).

Book Chapters

Journal Articles


What to Do When Employers Discriminate Against Unions (Part 2), PRAC. LAW., April 1987, at 75 (with Florian Bartosic).

What to Do When Employers Discriminate Against Unions (Part 1), PRAC. LAW., Mar. 1987, at 33 (with Florian Bartosic).


Regina T. Jefferson
Dean, Columbus School of Law and Professor of Law

Book Chapters


Journal Articles


* Increasing Coverage in Today’s Private Retirement System, 6 Drexel L. Rev. 463 (2014).*


*Privatization: Not the Answer for Social Security Reform, 58 Wash. & Lee. L. Rev. 1287 (2001).*

*Striking a Balance in the Cash Balance Plan Debate, 49 Buff. L. Rev. 513 (2001).*


*A Farewell to Pension Policy: The Impact of Flexible IRAs on Current Tax Policy, 69 Temp. L. Rev. 1451 (1996).*


*Restructuring the Earned Income Tax Credit: A Response to Reform Proposals, 68 Tax Notes 1489 (1995).*

Kathryn Kelly
Professor of Law

Books


ANNUAL SUPPLEMENT TO COMPARATIVE NEGLIGENCE (2010-Present) (with Victor E. Schwartz).


PROSSER, WADE AND SCHWARTZ'S TORTS: CASES AND MATERIALS (9th ed. 1994) (with others).

TEACHER’S MANUAL FOR PROSSER, WADE AND SCHWARTZ’S TORTS: CASES AND MATERIALS (9th ed. 1994) (with others).


ANNUAL SUPPLEMENT TO GUIDE TO MULTISTATE LITIGATION (1986-Present).

GUIDE TO MULTISTATE LITIGATION (1985) (with others).
Book Chapters

*In-Class Exercise for First Day of Torts*, in *Teaching the Law School Curriculum* (Steven I. Friedland & Gerald S. Hess eds., 2004).


Catherine F. Klein
Director, Columbus Community Legal Services and Professor of Law

Books


KNOW YOUR RIGHTS: A GUIDE TO LEGAL REMEDIES FOR DOMESTIC VIOLENCE (1990) (with others).

Book Chapters
Implementing Effective Education in Specific Contexts, in BUILDING ON BEST PRACTICES: TRANSFORMING LEGAL EDUCATION IN A CHANGING WORLD (Deborah Maranville et al. eds., 2015).


Cross Border Teaching and Collaboration, in BUILDING ON BEST PRACTICES: TRANSFORMING LEGAL EDUCATION IN A CHANGING WORLD (Deborah Maranville et al. eds., 2015) (with Leah Wortham et al.).


The First Wave of Modern Clinical Education: The United States, Britain, Canada and Australia, in THE GLOBAL CLINICAL MOVEMENT: EDUCATING LAWYERS FOR SOCIAL JUSTICE (Frank S. Bloch ed., 2011).


Journal Articles


Megan M. La Belle
Co-Director, Law and Technology Institute and Professor of Law

Journal Articles


*An Erie Approach to Privilege Doctrine,* 10 CONLAWNOW 205 (2019).


*Standing to Sue in the Myriad Genetics Case,* 2 CAL. L. REV. CIR. 68 (2011).


Mary G. Leary
Professor of Law

Books
PERSPECTIVES ON MISSING PERSONS CASES (2015) (with Sharon Watkins Cooper et al.).

Book Chapters


From the Streets to Cyberspace: The Effects of Technology on the Commercial Sexual Exploitation of Children and Adolescents in the United States, in ADOLESCENT SEXUAL BEHAVIOR IN THE DIGITAL AGE: CONSIDERATIONS FOR CLINICIANS, LEGAL PROFESSIONALS AND EDUCATORS (Fabian Saleh et al. eds., 2014) (with Abigail M. Judge).


Journal Articles

The Indecency and Injustice of Section 230 of the Communications Decency Act, 41 HARV. J. L. & PUB. POL’Y 553 (2018).


Dear John, You Are a Human Trafficker, 68 S.C. L. REV. 413 (2016) [published in 2017].


Katz on a Hot Tin Roof: Saving the Fourth Amendment from Commercial Conditioning by Reviving Voluntariness in Disclosures to Third Parties, 50 Am. Crim. L. Rev. 341 (2013).


Reasonable Expectations of Privacy for Youth in a Digital Age, 80 Miss. L. J. 1035 (2011).


**Laurie A. Lewis**  
Clinical Associate Professor of Law

**Journal Articles**


David A. Lipton
Professor of Law

Books
A STUDENT’S GUIDE TO ACCOUNTING FOR LAWYERS (3d ed. 1998) (with Daniel Lipsky).

A STUDENT’S GUIDE TO ACCOUNTING FOR LAWYERS (2d ed. 1994) (with Daniel Lipsky).

TWO BOOK BIANNUAL SUPPLEMENT TO BROKER-DEALER REGULATION (1988-Present).


A STUDENT’S GUIDE TO ACCOUNTING FOR LAWYERS (1985) (with Daniel Lipsky).

Book Chapters


Journal Articles


Michael McGonnigal
Clinical Assistant Professor of Law

Journal Articles
This Is Who Will Die When Doctors Are Allowed to Kill Their Patients, 31 J. MARSHALL L. REV. 95 (1997).
Veryl Victoria Miles
Professor of Law

Book Chapters

Journal Articles


Sales, 55 BUS. LAW. 1951 (2000) (with Larry T. Garvin et al.).


The Nondischargeability of Divorce-Based Debts in Bankruptcy: A Legislative Response to the Hardened Heart, 60 ALB. L. REV. 1171 (1997).


Bankruptcy Relief from Secured Tax Liens, PRAC. LAW., Apr. 1996, at 35.


Determining the Limits of Postpetition Interest Under Section 506(b) of the Bankruptcy Code: In Re Ron Pair Enterprises, 5 BANKR. DEV. J. 443 (1988).

**Rev. Raymond C. O’Brien**  
Professor of Law

**Books**


**FAMILY LAW IN PERSPECTIVE (3d ed. 2012)** (with Walter Wadlington).


**FAMILY LAW IN PERSPECTIVE (2d ed. 2007)** (with Walter Wadlington).

**FAMILY LAW STATUTES, INTERNATIONAL CONVENTIONS AND UNIFORM LAWS (3d ed. 2007)** (with Walter Wadlington).


**SUPPLEMENT TO DOMESTIC RELATIONS: CASES AND MATERIALS (5th ed. 2005)** (with Walter Wadlington).


**FAMILY LAW IN PERSPECTIVE (2001)** (with Walter Wadlington).


LEGAL EDUCATION AND RELIGIOUS PERSPECTIVE (1985).

Book Chapters
Adoption in America, in 1 DIREITO COMPARADO PERSPECTIVAS LUSO-AMERICANAS (Dário Moura Vicente ed., 2006).


Journal Articles


Integrating Marital Property into a Spouse’s Elective Share, 59 CATH. U. L. REV. 617 (2010).


The Legal Dilemma of Partner Notification During the HIV Epidemic, 4 J. CLINICAL ETHICS 245 (1993).


J.P. “Sandy” Ogilvy
Director, Law and Social Justice Initiatives and Professor of Law

Books
INSIDE TORTS: WHAT MATTERS AND WHY (2016).

BEST PRACTICES FOR LEGAL EDUCATION: A VISION AND A ROAD MAP (2007) (with Roy Stuckey et al.).

LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (2d ed. 2007) (with Lisa Lerman & Leah Wortham).


Book Chapters


Journal Articles


Beyond Curricular Tinkering: Real Reform of Legal Education (Broadly Considered), 7 Elon L. Rev. 319 (2015).


Introduction to the Symposium on Legal Externships²: Learning from Practice, 10 Clinical L. Rev. 469 (2004).


A Road Map to Adjudication Under the Medical-Vocational Guidelines, TRIAL Aug. 1983, at 76.

Antonio Fidel Perez
Professor of Law

Books

Book Chapters

The Inter-American Juridical Committee and Private Law in the Americas (Or a Roadmap for Making the Best the Enemy of the Good?), in EL COMITÉ JURIDÍCO INTERAMERICANO: UN SIGLO DE APORTES AL DERECHO (Organization of American States ed., 2006).


Civil Society and International Discourse, in CIVIL SOCIETY AS DEMOCRATIC PRACTICE (with Semou Pathé Gueye & Fenggang Yang eds., 2005).

An Alternative to The Hague, in TRILATERAL PERSPECTIVES ON INTERNATIONAL LEGAL ISSUES: CONFLICT AND COHERENCE (Chi Carmody et al, eds. 2003).


Journal Articles


Mark L. Rienzi  
Professor of Law

Journal Articles


Heidi Mandanis Schooner
Professor of Law

Books

Book Chapters


Gringott’s: The Role of Banks in Harry Potter’s Wizarding World, in THE LAW AND HARRY POTTER (Jeffrey E. Thomas & Franklin G. Snyder eds., 2010).

Banks and Internet Payment Systems, in 2 DIREITO COMPARADO PERSPECTIVAS LUSO-AMERICANAS (Dário Moura Vicente ed., 2010).


Journal Articles


What’s Wrong with Wal-Bank?, Fin. Regulator, no. 2, 2006, at 41.


Spitzer’s Main Street Beat, Fin. Regulator, no. 4, 2004, at 21.


Recent Challenges to the Persistent Dual Banking System, 41 St. Louis U. L. J. 263 (1996).


Marin R. Scordato  
Associate Dean for Academic Affairs and Research and Professor of Law

Books  
SUPPLEMENT TO THEATER LAW: CASES AND MATERIALS (2005) (with others).


Journal Articles  


The International Legal Environment for Serious Political Reporting has Fundamentally Changed: Understanding the Revolutionary New Era of English Defamation Law, 40 CONN. L. REV. 165 (2007).


Lucia Ann Silecchia
Professor of Law

Book Chapters


A Time to Put Things Together and...A Time to Question Strategies of Environmental Law in the Mid 90’s, in RAPPORTO MONDIALE SUR DIRITTO DELL AMBIENTE (Stefano Nespor ed., 1996).


Journal Articles
Conflicts and Laudato Si’: Ten Principles for Environmental Dispute Resolution, 33 J. Land Use & Envtl. L. 61 (2017).


Toward a Pro-Life Environmental Movement, XX LIFE & LEARNING 1 (2010).


Integrating Catholic Social Thought in Elder Law and Estate Planning Courses: Reflections on Law, Age and Ethics, 7 J. CATH. SOC. THOUGHT 353 (2010).


Discerning the Environmental Perspective of Pope Benedict XVI, 4 J. CATH. SOC. THOUGHT 227 (2007).


Things are Seldom What They Seem: Judges and Lawyers in the Tales of Mark Twain, 35 CONN. L. REV. 559 (2003).


Geoffrey R. Watson  
Professor of Law

**Books**


**Book Chapters**


**Journal Articles**


The Death of Treaty, 55 Ohio St. L. J. 781 (1994).


Elizabeth I. Winston
Associate Professor of Law

Book Chapters


Journal Articles


The Technological Edge, 6 AKRON J. INTELL. PROP. 361 (2012).


Emeritus/Retired Faculty
Leroy D. Clark  
Professor Emeritus

**Books**


**Book Chapters**


**Journal Articles**


House Counsel for the Poor – An Experiment in Clinical Legal Education, 17 HOW. L.J. 614 (1972) (with Steven H. Leleiko).

The Lawyer in the Civil Rights Movement – Catalytic Agent or Counter-Revolutionary, 19 U. KAN. L. REV. 459 (1970).

Legal Services Programs – The Caseload Problem, or How to Avoid Becoming the New Welfare Department, 47 J. URBAN L. 797 (1970).


Denial of Rights to Black Citizens – A Speculation on the Relation to Violence and Civil Disorders, 46 DENV. L.J. 63 (1969) (with Christine P. Clark).

George E. Garvey
Professor Emeritus

Books

Book Chapters


Journal Articles


William A. Kaplin
Professor Emeritus

Books


SUPPLEMENT TO A LEGAL GUIDE FOR STUDENT AFFAIRS PROFESSIONALS (2d ed. 2011) (with Barbara A. Lee).

A LEGAL GUIDE FOR STUDENT AFFAIRS PROFESSIONALS (2d ed. 2009) (with Barbara A. Lee).


A LEGAL GUIDE TO STUDENT AFFAIRS (1997) (with Barbara A. Lee).


STATE, SCHOOL, AND FAMILY: CASES AND MATERIALS ON LAW AND EDUCATION (2d ed. 1979) (with others).

A Legal Guide for Student Affairs Professionals (1977) (with Barbara A. Lee).


State, School, and Family: Cases and Materials on Law and Education (1973) (with others).

Book Chapters


Journal Articles


Flag Salute, Patriotic Exercises, and Students’ Rights, 44 CONTEMP. EDUC. 84 (1972).

The Marjorie Webster Decisions on Accreditation, 52 EDUC. REC. 219 (1971).


Lisa G. Lerman
Professor Emerita

Books


LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (2d ed. 2007) (with J.P. Ogilvy & Leah Wortham).


Book Chapters


Ethical Issues in Externships: Duties to Tribunals and Third Parties, in LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (J.P. Ogilvy et al. eds., 2d ed. 2007).

Ethical Issues in Externships, in LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (J.P. Ogilvy et al. eds., 2d ed. 1998).

Workplace Skills, in LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (J.P. Ogilvy et al. eds., 2d ed. 1998).


Enforcing the Law Against Wife Abusers: The Role of Mental Health Professionals, in FAMILY VIOLENCE: EMERGING ISSUES OF A NATIONAL CRISIS (Leah J. Dickstein & Carol C. Nadelson eds., 1989).

Journal Articles


The Buried Bodies Case: Alive and Well After Thirty Years, 2007 PROF. LAW. SYMP. ISSUES 19 (with Frank H. Armani et al.).


Teaching Ethics In and Outside of Law Schools: What Works and What Doesn’t, 2006 PROF. LAW. SYMP. ISSUES 57.


The Slippery Slope from Ambition to Greed to Dishonesty: Lawyers, Money and Professional Integrity, 30 HOFSTRA L. REV. 879 (2002).


Fee-for-Service Clinical Teaching: Slipping Toward Commercialism, 1 CLINICAL L. REV. 685 (1995).


Teaching Legal Analysis: An Inventory of Skills, L. TEACHER, Fall 1993, at 5.


Rett R. Ludwikowski
Professor Emeritus

Books


HANDEL MIEDZYNARODOWY [INTERNATIONAL TRADE] (2d ed. 2009).

WYBORY PREZYDENCKIE W USA NA TLE POROWNAWCZYM [PRESIDENTIAL ELECTIONS IN THE UNITED STATES FROM A COMPARATIVE PERSPECTIVE] (2009) (with Anna Ludwikowski).


COMPARATIVE CONSTITUTIONAL LAW (2000).


JOHN STUART MILL (1979) (with John Wolenski).


Book Chapters


The French Declaration of the Rights of Man and Citizen and the American Constitutional Development, in AMERYKOMANIA II (Wlodzimierz Bernacki & Adam Walaszek eds., 2011).

Miedzy Utopia i Realiami Historycznymi; Polskie Przemiany Ustrojowe konca XVIII w. w Zachodnioeuropekskich i Amerykanskich Ocenach Politycznych, in 1 WIDZIANY Z ZEWNATRZ [SEEN FROM OUTSIDE] (2011).


Amerykanskie Regulacje Antydumpingowe—Protekcjonizm Czy Ochrona Przed Handlem Niezgodnym z Zasadami Wolnej Konjurencji? [American Antidumping Regulations - Protectionism or Protection Against Unfair Trade], in ROZPRAWY PRAWNICZE. KSIĘGA PAMIĄTKOWA PROFESSORA MAKSYMILIANA PAZDANA [LEGAL PAPERS. A BOOK DEDICATED TO PROFESSOR MAKSYMILIAN PAZDAN] (Leszek Ogieglo et al eds., 2005).


Journal Articles
Demokracja Elektorska i Populistyczna z Perspektywy Wyboru D. Trumpa na Presydenta USA, 2018 PAŃSTWO I PRAWO no. 1, at 40.


Nowa Era czy Kolejny Etap w Historii Sądu Najwyższego Stanów Zjednoczonych? [New Era or Just One Step in the History of the Supreme Court of the United States?], 2016 PAŃSTWO I PRAWO no. 12, at 72.
Prezydencjalizm Amerykański w Pryzmacie Reformy Imigracyjnej Baraka Obamy [American Presidentialism in the Light of Barack Obama’s Immigration Reform], 2015 KRAKOWSKIE STUDIA MIĘDZYNARODOWE 129 (with Anna M. Ludwikowski) [published in 2016].


Politicization and Judicialization of the U.S. Chief Executive’s Political and Criminal Responsibility: A Threat to Constitutional Integrity or a Natural Result of the Constitution’s Flexibility?, 50 AM. J. COMP. L. SUPP. 405 (2002).


State-Sponsored Domestic Terrorism: the Case of Poland, 12 TERRORISM 89 (1989).


Aspects of Terrorism: Personal Reflections, 10 TERRORISM 175 (1987).


Gorbachev and His Reforms, 30 MOD. AGE 120 (1986).

The Roots of Polish Catholicism, CENTER J., Spring 1984, at 9.

Personal Reflections of Academic Freedom in Poland, CENTER J., Spring 1984, at 69.


Liberal Traditions in Polish Political Thought, 5 J. LIBERTARIAN STUD. 255 (1981).


Raymond B. Marcin
Professor Emeritus

Books


BASIC SUBSTANTIVE LAW FOR PARALEGALS: TRAINER'S MANUAL (1973).

Journal Articles


The City of Babel: Yesterday and Today, LOGOS: J. CATH. SOC. THOUGHT & CULTURE, no. 1, 2003, at 120.


Homer’s Soul (Poem), THE CLASSICAL OUTLOOK: J. AM. CLASSICAL LEAGUE, Mar./Apr. 1983, at 80.


Stephen G. Margeton  
Professor Emeritus

**Books**


*INTRODUCTION TO DESIGN FOR LAW AND OTHER ACADEMIC LIBRARIES: REFLECTION AND CHANGE* (2d ed. 2007).

*INTRODUCTION TO ACADEMIC LAW LIBRARY DESIGN: A FEATURES APPROACH* (2000).


**Book Chapters**


**Journal Articles**


*Paraprofessionals: Surpassing the Grade*, AALL SPECTRUM, no. 7, 1999 at 8.


Benjamin W. Mintz  
Professor of Law (Retired)  

Books  
ANALYSIS OF BILLS PENDING IN THE UNITED STATES CONGRESS DEALING WITH CIVIL LIBERTIES AND INTERNAL SECURITY (1958).

Book Chapters  
The Development of Occupational Safety and Health Standards, in OCCUPATIONAL SAFETY AND HEALTH LAW (Stephen Bokak & Horace Thompson eds., 1998).  

Journal Articles  
Michael F. Noone, Jr.
Professor of Law (Retired)

Books


Book Chapters


Commentary on the Arms and Ammunition Act and Arms and Ammunition Regulation, in THE SECURITY SECTOR LEGISLATION OF THE FEDERAL DEMOCRATIC REPUBLIC OF NEPAL: COMMENTARIES (Hari Phuyal & Marlene Urscheler eds., 2009).


Criminal Justice Lessons to be Learned in International Military Interventions: A Common Law Perspective, in CRIMINAL LAW BETWEEN WAR AND PEACE (Stefano Manacorda & Adam Nieto eds., 2009).


Legal Doctrines for War Among the People, in WARFARE IN THE AGE OF NON-STATE ACTORS; IMPLICATIONS FOR THE US ARMY (Kendall D. Gott & Michael G. Brooks eds., 2007).


Duties of the Presiding Officer, in ANNOTATED GUIDE, PROCEDURES FOR TRIALS BY MILITARY COMMISSIONS OF CERTAIN NON-UNITED STATES CITIZENS IN THE WAR AGAINST TERRORISM (National Institute of Military Justice ed., 2002).


Journal Articles


Chimera or Jackalope? Department of Defense Efforts to Apply Civilian Sexual Harassment Criteria to the Military, 6 DUKE J. GENDER L. & POL’Y 151 (1999).

Sticks, Stones and Broken Bones: Military Law’s Criteria for Aggravated Assault, FEMINIST ISSUES, Spring 1994, at 67 (with Mary Jo Wiley).


Private Etsel’s Million Dollar Accident, 18 MED. SERVICE DIG. 10 (1967).
Kenneth Pennington
Professor Emeritus

Books

THE HISTORY OF COURTS AND PROCEDURE IN MEDIEVAL CANON LAW (Wilfrid Hartmann & Kenneth Pennington eds., 2016).

THE HISTORY OF BYZANTINE AND EASTERN CANON LAW TO 1500 (Wilfrid Hartmann & Kenneth Pennington eds., 2012).


STUDIES IN MEDIEVAL AND EARLY MODERN CANON LAW (1990-Present) (Editor).


Book Chapters

*Bartolomé de las Casas*, in *Great Christian Jurists in Spanish History* (Rafael Domingo & Javier Martinez-Torron eds., 2018).


*Feudal Oath of Fidelity and Homage*, in *Law as Profession and Practice in Medieval Europe: Essays in Honor of James A. Brundage* (Kenneth Pennington & Melodie Harris Eichbauer eds., 2011).


Giuseppe Dossetti’s Medieval Sources, in ESSAYS IN HONOR OF SISTER ROSE MCDERMOTT: SERVICE FOR UNION WITH GOD AND WITH ONE ANOTHER (Robert J. Kaslyn, ed., 2010).

Roman Law, 12th Century Law and Legislation, in VON DER ORDUNUG ZUR NORM: STATUTEN IM MITTELALTER UND FRÜHERE NEUZEIT (Gisela Drossbach ed., 2010).

Torture in the Ius Commune, in MÉLANGES EN L’HONNEUR D’ANNE LEBEBVRE-TEILLARD (Bernard d’Alteroche et al. eds., 2009).


The Growth of Church Law, in 2 THE CAMBRIDGE HISTORY OF CHRISTIANITY: CONSTANTINE TO C. 600 (Frederick Norris & Augustine Casiday eds., 2007).


La Legge Nelle Tradizioni Christiane, in IL CRISTIANESIMO GRANDE ATLANTE (Giuseppe Alberigo et al. eds., 2006).

Politics in Western Jurisprudence, in THE JURISTS’ PHILOSOPHY OF LAW FROM ROME TO THE SEVENTEENTH CENTURY (Andrea Padovani & Peter Stein eds., 2006).


Nicholaus de Tudeschis (Panormitanus), in NICCOLÒ TЕDESCHI (ABBAS PANORMITANUS) Е I SUOI COMMENTARIA IN DECRETALES (Orazio Condorelli ed., 2000).


Interpretation of Privileges: Raoul of Chennevières’s Repetition to Volentes (VI 5.7.1), in DE IURE CANONICO MEDII AEVI: FESTSCHRIFT FÜR RUDOLF WEIGAND (Peter Landau et al. eds., 1996).


Stephan Kuttner, in DER EINFLUSS DEUTSCHER EMIGRANTEN AUF DIE RECHTSENTWICKLUNG IN DEN USA UND IN DEUTSCHLAND: VORTRÄGE UND REFERATE DES BONNER SYMPOSIUMS IM SEPTEMBER 1991 (Marcus Lutter et al. eds., 1993).

The Authority of the Prince in a Consilium of Baldus de Ubaldis, in STUDIA IN HONOREM EMINENTISSIMI CARDINALIS ALFONSI M. STICKLER (Rosalio Iosepho Castillo Lara ed., 1992.)


Journal Articles


Protestant Ecclesiastical Law and the Ius Commune, 26 RIVISTA INTERNAZIONALE DI DIRITTO COMUNE 9 (2015) [published 2016].


The Constitutiones of King Roger II of Sicily in Vat. Lat. 8782, 21 Rivista Internazionale di Diritto Comune (2010).

Response to Francis Oakley, 3 J. L. Phil. & Culture 239 (2009).


Bishops and their Dioceses, 5 Folia Canonica 7 (2002).


The Ius Commune, Suretyship, and Magna Carta, 11 Rivista Internazionale di Diritto Comune 255 (2000).


Baldus de Ubaldis, 8 Rivista Internazionale di Diritto Comune 35 (1997).


Johannes Andreae’s Additiones to the Decretals of Gregory IX, 74 ZEITSCHRIFT DER SAVIGNY-STIFTUNG FÜR RECHTSGESCHICHTE, KANONISTISCHE ABTEILUNG 328 (1988).


Cum Causam Que: A Decretal of Innocent III, 7 BULL. MEDIEVAL CANON L. 100 (1977).

A Note to Decameron 6.7: The Wit of Madonna Filippa, 52 SPECULUM 902 (1977).


The Legal Education of Pope Innocent III, 4 BULL. MEDIEVAL CANON L. 70 (1974).


Summae on Raymond de Pennafort’s Summa de Casibus in the Bayerische Staatsbibliothek, Munich, 27 TRADITIO 471 (1971).

Ralph J. Rohner
Professor Emeritus

Books

CONSUMER LAW: CASES AND MATERIALS (3d ed. 2007) (with others).


CONSUMER LAW: CASES AND MATERIALS (2d ed. 1990) (with others).


THE COMPLIANCE HANDBOOK FOR CONSUMER BANKRUPTCY (1980).


CONSUMER LAW: CASES AND MATERIALS (1979) (with John A. Spanogle).


ELIMINATION OF HOLDER IN DUE COURSE (1977).

Book Chapters


Journal Articles


The Uniform Consumer Leases Act Arrives in Connecticut, CONN. LAW., no. 5, 2003 at 12.


The F.T.C. Amends the 'Holder' Rule, 35 BUS. LAW. 1318 (1980).


Marquette: Bad Law and Worse Policy, J. RETAIL BANKING, June 1979, at 76.


Holder in Due Course in Consumer Transactions: Requiem, Revival, or Reformation?, 60 CORNELL L. REV. 503 (1975).

Autos, Title Certificates and UCC 9-103: The Draftsmen Try Again, 27 BUS. LAW. 1177 (1972).

Posting of Checks: Final Payment and the Four Legals, 23 BUS. LAW. 1075 (1968).


George P. Smith II  
Professor Emeritus

Books


HUMAN RIGHTS AND BIOMEDICINE (2000).


BIOETHICS AND THE LAW: MEDICAL, SOCIO-LEGAL AND PHILOSOPHICAL DIRECTIONS FOR A BRAVE NEW WORLD (1993).


ETHICAL, LEGAL AND SOCIAL CHALLENGES TO A BRAVE NEW WORLD (1982).


Book Chapters

Human Rights and Bioethics, in GLOBAL HEALTH LAW (Gian Luca Burci ed., 2016).

Accessing Health Care Resources: Economic, Medical, Ethical, and Socio-Legal Challenges, in AUTONOMY & HUMAN RIGHTS IN HEALTH CARE: AN INTERNATIONAL PERSPECTIVE (David N. Weisstub & Guillermo D. Pinto eds., 2008).


The Public Trust Doctrine and Natural Law, in NATURAL LAW AND PERSPECTIVES (P.S. Khanum ed., 2008)


Journal Articles


Gently into the Good Night: Toward a Compassionate Response to End-Stage Illness, 22 TEMP. POL. & CIV. RTS. L. REV. 475 (2013).


The Elderly and Health Care Rationing, 7 PIERCE L. REV. 171 (2009).


Law, Religion, and Medical Science: Conjunctive or Disjunctive?, 1 MACQUARIE L. SYMP. 9 (2006).


Allocating Health Care Resources to the Elderly, 1 ELDER L. REV. 9 (2002).


Terminal Sedation as Palliative Care: Revalidating a Right to a Good Death, 7 CAMBRIDGE Q. HEALTHCARE ETHICS 382 (1998).


Accessing Genomic Information or Safeguarding Genetic Privacy, 9 J. L. & Health 121 (1994).

Biological Determinism or Genetic Discrimination, 3 Proc. 10th World Cong. Med. L. 164 (1994).


Reviving the Swan, Extending the Curse of Methuselah, or Adhering to the Kevorkian Ethic?, 2 Cambridge Q. Healthcare Ethics 49 (1993).


Cryonic Suspension and the Law, 17 OMEGA J. DEATH & DYING 1 (1986) (with Clare Hall).


Lost Horizons, Captains Courageous and Disabled Newborns: Raging Against the Dying Light, 1 REP. 7TH WORLD CONG. MED. L. 75 (1985).

Sexual Autonomy or Government Intervention: Artificial Fathers and Surrogate Mothers, 1 REP. 7TH WORLD CONG. MED. L. 24 (1985).


The IcePerson Cometh: Cryonics, Law and Medicine, HEALTH MATRIX, Summer 1983, at 23.


Beyond the Land of Oz: Clones, Cyborgs and Chimeras, 2 REP. 6TH WORLD CONG. MED. L. 15 (1982).

The Perils and Peregrinations of Surrogate Mothers, 1 INT’L J. MED. & L. 325 (1982).

The Promise of Abundant Life: Patenting a Magnificent Obsession, 8 J. CONTEMP. L. 85 (1982).


Great Expectations or Convoluted Realities: Artificial Insemination in Flux, 3 FAM. L. REV. 37 (1980).

Student Rights of Passage: A Full or Limited Partnership in University Governance, 9 J.L. & EDUC. 65 (1980).


Manipulating the Genetic Code: Jurisprudential Conundrums, 64 GEO. L J. 697 (1976).


Does the Environment Need a Court?, 57 Judicature 150 (1973).


Apostrophe to a Troubled Ocean, 5 Ind. Legal F. 267 (1972).

An Ecological Perspective for Arkansas, 5 Ark. Law. 54 (1971).


Academic Aloofness: Stimulant or Depressant to Legal Education?, 21 J. Legal Educ. 89 (1968).


When You Wish Upon a Star: The J.D. Fantasy, 21 J. Legal Educ. 177 (1968).

The Development of the Right of Assembly: A Current Socio-Legal Investigation, 9 Wm. & Mary L. Rev. 359 (1967).


Dr. Bonham’s Case and the Modern Significance of Lord Coke’s Influence, 41 Wash. L. Rev. 297 (1966).


Title 28, Section 2255 of the United States Code: Motion to Vacate, Set Aside or Correct Sentence: Effective or Ineffective Aid to a Federal Prisoner?, 40 NOTRE DAME L. REV. 171 (1965).
William Gabriel Gregory Wagner
Professor Emeritus

Books

Book Chapters


Journal Articles
Unlocking Catholic Social Doctrine: Narrative is Key, 7 J. CATH. SOCIAL THOUGHT 289 (2010).

A Study in Law and Literature: Themes of Exceptionalism and Equity in British and American Culture, 5 J. L. PHILOS. & CULTURE 87 (2010).

In Gratitude for What We Are Given: A Common Morality for the Global Age, 3 J. L. PHILOS. & CULTURE 7 (2009).


Leah Wortham
Professor Emerita

Books


TEACHER’S MANUAL FOR LEARNING FROM PRACTICE: A PROFESSIONAL DEVELOPMENT TEXT FOR LEGAL EXTERNS (2d ed. 2007) (with J.P. Ogilvy and Lisa G. Lerman).

PROPOSED AMENDMENTS TO THE DISTRICT OF COLUMBIA RULES OF PROFESSIONAL CONDUCT: FINAL REPORT & RECOMMENDATIONS (2005).


Book Chapters

Learning from Supervision, in LEARNING FROM PRACTICE: A TEXT FOR EXPERIENTIAL LEGAL EDUCATION (3d ed. 2016) (with Liz Ryan Cole and edited with Susan Brooks et al.).


Cross Border Teaching and Collaboration, in BUILDING ON BEST PRACTICES: TRANSFORMING LEGAL EDUCATION IN A CHANGING WORLD (Deborah Maranville et al. eds., 2015) (with Catherine F. Klein et al.).


Class Presentations: Sharing Learning, in Learning from Practice: A Professional Development Text for Legal Externs (2d ed. 2007) (edited with J.P. Ogilvy and Lisa G. Lerman).

Learning from Supervision, in Learning from Practice: A Professional Development Text for Legal Externs (2d ed. 2007) (edited with J.P. Ogilvy and Lisa G. Lerman) (with Liz Ryan Cole).


Journal Articles


Teaching Professional Responsibility in Legal Clinics Around the World, 1 KliniKA 195 (2000).


Harvey L. Zuckman
Professor Emeritus

Books

MASS COMMUNICATION LAW IN A NUTSHELL (6th ed. 2007) (with others).

MASS COMMUNICATION LAW IN A NUTSHELL (5th ed. 2004) (with others).

MODERN COMMUNICATION LAW (1999) (with others).

MASS COMMUNICATION LAW IN A NUTSHELL (4th ed. 1994) (with others).

MASS COMMUNICATION LAW IN A NUTSHELL (3d ed. 1988) (with Martin J. Gaynes).

MASS COMMUNICATION LAW IN A NUTSHELL (2d ed. 1982) (with Martin J. Gaynes).

MASS COMMUNICATION LAW IN A NUTSHELL (1977) (with Martin J. Gaynes).

Journal Articles

The Ninth Circuit’s Invasion of the Tort of Invasion of Privacy, 11 COMM LAW CONSPECTUS 237 (2003).


The BBC Gets a New Chairman and a Lot of Trouble, COMM. LAW., Winter 1987, at 8.


Guide to the New D.C. Marriage and Divorce Law, DIST. LAW., Summer 1977, at 44.

Recent Developments in American Divorce Legislation, 35 JURIST 6 (1975).


Non-Fault in the Classroom: Involving Law Students in the Great Automobile Accident Compensation Controversy, 23 J. LEGAL EDUC. 598 (1971).


Professional Librarians
Frances Brillantine
Access Services Librarian

Journal Articles

Steve Young
Reference Librarian

Books


PROCEEDINGS OF THE CONFERENCE ON THE GLOBAL RESPONSIBILITY OF LAW LIBRARIANS (1990) (with David R. Burch eds.).

Book Chapters


Legal Systems of the United Kingdom, in FUNDAMENTALS OF LEGAL RESEARCH (Steven M. Barkan et al. eds., 10th ed. 2015).

Legal Systems of the United Kingdom, in FUNDAMENTALS OF LEGAL RESEARCH (Steven M. Barkan et al. eds., 9th ed. 2009).


Legal Systems of the United Kingdom, in FUNDAMENTALS OF LEGAL RESEARCH (Roy M. Mersky & Donald J. Dunn eds., 8th ed. 2002).

English Legal Research, in FUNDAMENTALS OF LEGAL RESEARCH (Roy M. Mersky et al. eds., 7th ed. 1998).

Journal Articles


Looking Beyond the Stacks: The Law Library as Place, AALL SPECTRUM, July 2010, at 16.

Taking the Show on the Road: Teaching Legal Research in Poland, AALL SPECTRUM, Nov. 2008, at 14.
