

**SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS
ANNUAL MEETING
THE BREAKERS (PALM BEACH, FLORIDA)
JULY 16-22, 2006**

JULY 16 (SUNDAY)

11:00-6:00 **REGISTRATION**

11:00-12:30 **BOARD OF DIRECTORS BRUNCH (LUNCHEON)**

12:30-12:35 **WELCOME**

Professor Christopher Pietruszkiewicz, Louisiana State University Law Center, President, SEALS

12:35-130

A REVIEW OF THE UNITED STATES SUPREME COURT'S RECENTLY COMPLETED TERM
This session will provide an overview of the United States Supreme Court's recently completed term. Later panels will delve into individual decisions from that term.

Moderator: Professor Jon Mills, University of Florida, Fredric G. Levin College of Law

Speaker: Dean Rodney Smolla, University of Richmond School of Law

1:30-1:45

BREAK(refreshments sponsored by ASPEN PUBLISHING Co.)

1:45-3:15

UNITED STATES SUPREME COURT AND LEGISLATIVE UPDATE: GOVERNMENTAL POWERS & INDIVIDUAL RIGHTS

This part of the concurrent session focuses on recently-decided cases pertaining to governmental powers and individual rights (e.g., Free Speech, Establishment Clause, Free Exercise Clause, Equal Protection)

Moderator: Professor Richard Rosen, Texas Tech University School of Law

Speakers: Professor Steven Friedland, Nova Southeastern University, Shepard Broad Law Center; Professor Lyryssa Lidsky, University of Florida, Fredric G. Levin College of Law; Professor Arnold Loewy, Texas Tech University School of Law; Professor William Van Alstyne, College of William & Mary, Marshall-Wythe School of Law.

UNITED STATES SUPREME COURT AND LEGISLATIVE UPDATE: ECONOMIC RIGHTS & REGULATION

This part of the concurrent session focuses on economic rights and regulations decisions from the United States Supreme Court's recently-completed term, as well as from Congress.

Moderator: Professor James Klebba, Loyola University, New Orleans, School of Law

Speakers: Professor Thomas Metzloff, Duke University School of Law; Professor Richard Murphy, William Mitchell College of Law; Professor Dorothy Brown, Washington & Lee University School of Law; Professor William Araiza, Loyola Law School.

3:15-3:30 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

3:30-3:45 **ABA REPORT**

Dean Steven R. Smith, California Western School of Law, & Chair, ABA Section on Legal Education

3:45pm-5:15pm **SEALS 2005 CALL FOR PAPERS**

This year, once again, SEALS issued a "Call for Papers." From the submissions, the following papers were selected for presentation.

Moderator: Professor Charles Oates, Regent University School of Law

Speakers: Professor Eugene Kontorovich, George Mason University School of Law, *Is Customary International Law Efficient?: A Comparison of Private and International Law's Approach to Customary Norms*; Professor Mark Drumbl, Washington & Lee University School of Law, *Atrocity and Punishment*; Professor Paul Boudreaux, Stetson University College of Law, *A Case for Recognizing Unenumerated Powers of Congress*; Professor Paul Secunda, University of Mississippi School of Law, *The (Neglected) Importance of Being Lawrence*.

5:15-5:30 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

5:30-7:00 **NEW SCHOLARS WORKSHOP (Session # 1)**

The New Scholars Workshop is designed to give New Scholars the opportunity to present works in progress and receive feedback from their peers at member institutions.

Moderator: Professor Gregory Bowman, Mississippi College School of Law

Speakers: Professor Margaret McGuiness, University of Missouri-Columbia School of Law, *A Theory of Mediation in International Armed Conflict* (Mentor: Dean Bruce Elman, University of Windsor Faculty of Law); Professor Skip Ash, Regent University School of Law, *Al Qaeda Detainees and Military Commissions* (Mentor: Professor Susan Fortney, Texas Tech University School of Law); Professor Calvin Lewis, Texas Tech University School of Law, *Trying Unlawful Combatants by Court Martial (as Opposed to Commission)* (Mentor: Professor Michael Gerhardt, University of North Carolina School of Law).

NEW SCHOLARS WORKSHOP (Session # 2)

Moderator: Professor Erica Hashimoto, University of Georgia School of Law.

Speakers: Professor Daniel Hatcher, University of Baltimore School of Law, ***Child Support Harming Children: Subordination of the Best Interests of the Child to the Fiscal Interests of the State*** (Mentor: Professor Alfred Brophy, University of Alabama School of Law); Professor Jennifer Hendricks, University of Tennessee College of Law, ***Essentially A Mother*** (Mentor: Professor Susan Carle, American University Washington College of Law); Professor Julia McLaughlin, Florida Coastal School of Law, ***Judicial Interpretation of Choice of Law Provisions in Premarital Agreements: A Call for Strict Construction*** (Mentor: Professor James Klebba, Loyola University, New Orleans, School of Law).

7:00-8:00 **WASHINGTON UNIVERSITY SCHOOL OF LAW RECEPTION**
Washington University School of Law is the newest member of SEALS. It is holding this reception to introduce itself to SEALS.

8:00-9:30 **PIZZA PARTY FOR TEENAGE ATTENDEES**

JULY 17 (MONDAY)

8:00-Noon **REGISTRATION**

8:00-10:00 **NEW SCHOLARS WORKSHOP (Session # 3)**

Moderator: Professor Alice Baker, Mercer University Law School.

Speakers: Professor Roger Fairfax, George Washington University Law School, ***Reconceptualizing the Right to Grand Jury Indictment*** (Mentor: Professor Dwight Aarons, University of Tennessee College of Law); Professor Dan Markell, Florida State University College of Law, ***Luck or Law? The Fate of Equal Justice After Booker*** (Mentor: Professor Benjamin Barton, University of Tennessee College of Law); Professor Richard Myers, University of North Carolina School of Law, ***Stops Making Scents: Detector Dogs, Bayesian Logic and Probable Cause to Search*** (Mentor: Dean Rodney Smolla, University of Richmond School of Law); Professor Judith Barger, Appalachian School of Law, ***“I’ll Never Forget that Face”:*** ***Addressing Witness Misidentification Issues in Criminal Cases*** (Mentor: Professor Kenneth Gallant, University of Arkansas at Little Rock School of Law).

NEW SCHOLARS WORKSHOP (Session # 4)

Moderator: Professor Stephen Leacock, Barry University School of Law

Speakers: Professor Laura Heymann, College of William & Mary, Marshall-Wythe School of Law, ***The Trademark/Copyright Divide*** (Mentor: Professor Mark Niles, American University, Washington College of Law); Professor Kali Murray, University of Mississippi School of Law, ***The Cooperation of Many Minds: Domestic Patent Reform Viewed Through a Multi-***

institutional Perspective (Mentor: Professor Florence Shu-Acquaye, Nova Southeastern University, Shepard Broad Law Center); Professor David Hricik, Mercer University School of Law, *Subject Matter Conflicts in Patent Prosecution* (Mentor: Professor Vincent Cardi, West Virginia University College of Law); Professor Lee Ann Lockridge, Louisiana State University Law Center, *Commercial Speech vs. Commercial Use: Redrawing the Lines in Copyright and Trademark* (Mentor: Professor Irma Russell, University of Memphis, Cecil C. Humphreys School of Law).

10:00-10:15 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

10:15-11:45 **THE MANY FACES OF JUDICIAL ACTIVISM**

Panelists will discuss the possible meanings of "judicial activism" and will explore several of its manifestations, from politics to constitutional cases to common-law torts.

Moderator: Professor Michael Floyd, Samford University, Cumberland School of Law

Speakers: Professor Caprice Roberts, West Virginia University College of Law; Professor Lori Ringhand, University of Kentucky College of Law ; Professor Michael Gerhardt, University of North Carolina School of Law; Professor Jonathan Cardi, University of Kentucky College of Law.

INTERNATIONAL LAW

From war crimes tribunals that seek to bring to justice multiple defendants, to trials and attempted trials of infamous dictators such as Saddam Hussein or Augusto Pinochet, trials for international crimes have become more frequent in recent years. Are these Western-style trials with due process requirements appropriate for countries with little or no tradition of such procedural safeguards? Is such an approach an imposition of Western standards on the countries involved and the rest of the world, or a reflection of universally recognized and voluntarily accepted norms? As the panel examines these issues, it will also explain the significance of how you answer the question.

Moderator: Dean Claudio Grossman, American University, Washington College of Law

Speakers: Professor Nancy Combs, College of William & Mary, Marshall-Wythe School of Law; Professor James Cavallaro, Clinical Director, Human Rights Program, Harvard Law School; Ms. Susana Sa Couto, Executive Director, War Crimes Tribunal Project, American University, Washington College of Law.

11:45-1:00 **ASPENLAW STUDYDESK LUNCHEON**

Laptops are everywhere in law school, but until now there has been no software that specifically does what law students do. *AspenLaw Studydesk* is workflow software designed by a law student for every part of law school -- class prep, exam prep, Socratic debate, research and writing, and more. *AspenLaw Studydesk* gives students a reason to brief cases and take good notes by making law school studying more productive. Tested in the classroom, one professor has already declared that students who used the software did better in the course than those who did not. It will be appearing at your law school this academic year. Come and see a demonstration of what the students in your class will be

doing with *AspenLaw Studydesk*. Learn more at "<http://lawschool.aspenpublishers.com>."

1:15-2:45

EMPIRICAL RESEARCH

This panel focuses on empirical methods and research with emphasis on empirical projects being conducted by SEALS faculty.

Moderator: Professor Paul Kurtz, University of Georgia School of Law

Speakers: Professor Benjamin Barton, University of Tennessee College of Law; Professor Russell Weaver, University of Louisville, Louis D. Brandeis School of Law; Dean Karen Rothenberg, University of Maryland School of Law.

NEW RESEARCH IN TRUSTS AND ESTATES

This panel offers a forum for the discussion of current issues of importance in the law of family property. The topics include the rights of nonmarital children, non-financial planning for minors, and the trustee's fiduciary obligation to keep beneficiaries informed.

Moderator: Professor Alberto Lopez, Northern Kentucky University, Salmon P. Chase College of Law

Speakers: Professor Naomi Cahn, George Washington University Law School; Professor Thomas Gallanis, Washington & Lee University School of Law; Professor Paula Monopoli, University of Maryland School of Law; Professor Lee-ford Tritt, University of Florida, Fredric G. Levin College of Law.

2:45-3:00

BREAK (Refreshments sponsored by ASPEN PUBLISHING CO.)

3:00-4:30

THE EVOLVING MEANING OF THE RELIGION CLAUSES

During the last few decades, there has been considerable upheaval in the United States Supreme Court's religion jurisprudence. The historical metaphor of "wall of separation" between church and state has been questioned by a number of justices, and there has been considerable discussion and debate regarding the tension between the Establishment Clause and the Free Exercise Clause, as well as the Free Speech Clause. This panel focuses on the Court's recent jurisprudence in this area.

Moderator/ Professor William Marshall, University of North Carolina
Discussant: School of Law

Speakers: Professor Paul Salamanca, University of Kentucky College of Law; Professor Michael Perry, Emory University School of Law; Professor Steven Gey, Florida State University College of Law; Professor John Taylor, West Virginia University College of Law.

SORTING THROUGH THE WRECKAGE OF KATRINA: THE ENVIRONMENTAL, SOCIAL AND LEGAL ISSUES OF AN (UN)NATURAL DISASTER

This panel will address some of the environmental, social, and legal issues associated with Hurricane Katrina. Panelists will address two sets of environment-related issues: (1) the

conditions that made the effects of the hurricane so much worse than it could have been and the conditions caused by the hurricane (addressing planning and response failings); and (2) the Army Corps of Engineers and state and local plans for the future and related environmental effects. In addition, panelists will address legal problems that have arisen regarding gaps in the national flood insurance program and private insurance, and will examine under the Supreme Court's *Kelo* decision which recognizes that local governments have discretion to take private property and give it to other private parties for development. Finally, the panel will discuss critical race and poverty issues connected with the response to Hurricane Katrina and redevelopment planning.

Moderator: Professor Joseph Grant, Appalachian School of Law

Speakers: Professor Douglas Williams, Saint Louis University School of Law; Professor Andre Cummings, West Virginia University College of Law; Professor Oliver Houck, Tulane University School of Law; Professor Raymond Diamond, Tulane University School of Law; Professor Gregory Germain, Syracuse University College of Law; Professor Mitchell Crusto, Loyola University, New Orleans, School of Law.

4:30-4:45 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

4:45-6:15 **LAW SCHOOL INNOCENCE PROJECTS & WRONGFUL CONVICTIONS SCHOLARSHIP**
This panel will explore the role that law schools have played in the wrongful convictions/actual innocence movement, provide a critical analysis of the newly enacted innocence protection statutes that now exist in 40 jurisdictions, and discuss some of the unique legal issues that arise in the representation of the wrongly convicted.

Moderator: Professor Tamar Meekins, Howard University School of Law

Speakers: Professor Cynthia Jones, American University, Washington College of Law; Professor Susan Rutberg, Golden Gate University School of Law; Dean Ellen Suni, University of Missouri-Kansas City School of Law; Professor Steven Singer, Loyola University, New Orleans, School of Law.

EMPIRICAL LAW & ECONOMICS

Contemporary legal scholarship increasingly incorporates empirical analysis. These types of analyses aim to evaluate policy consequences, increase our knowledge of how legal systems operate, and produce scholarship that is of practical value to practitioners and policymakers. This panel features four recent empirical analyses of a diverse set of legal issues in antitrust, franchising, patent, and torts.

Moderator: Professor Donald Kochan, Chapman University School of Law

Speakers: Professor Joshua D. Wright, George Mason University School of Law; Professor Jonathan Klick, Florida State University College of Law; Professor Kimberly A. Moore, George Mason University School of Law; Professor Joanna Shepherd, Emory Law School.

7:00-8:00 THOMSON/WEST GROUP RECEPTION

9:30pm CALL FOR PAPERS COMMITTEE MEETING

JULY 18 (TUESDAY)

10:00-2:00 REGISTRATION

8:00-10:00 NEW SCHOLARS WORKSHOP (SESSION # 5)

Moderator: Professor Matthew Steffey, Mississippi College School of Law

Speakers: Professor James Kelly, University of Baltimore School of Law, ***Notifying the Virtual Caretaker: Land Interests and Due Process in the Digital Age*** (Mentor: Professor James Smith, University of Georgia School of Law); Professor Scott Boone, Appalachian School of Law, ***The Displacement of Property Rights by Contract*** (Mentor: Professor David Hricik, Mercer University Law School); Professor Hannibal Travis, Florida International University College of Law, ***Towards Universal Broadband Access: Bridging the Digital Divide with Free Citywide Wi-Fi*** (Mentor: Professor Jeffrey Thomas, University of Missouri - Kansas City School of Law); Professor Tai-Heng Cheng, New York Law School), ***Intellectual Property and Global Decisionmaking*** (Mentor: Dean Eugene Clark, Charlotte School of Law).

NEW SCHOLARS WORKSHOP (SESSION # 6)

Moderator: Professor Jane Cross, Nova Southeastern University Law Center, Shepard Broad Law Center

Speakers: Professor Robert Katz, Indiana University School of Law, Indianapolis, ***Tissue Transplantation*** (Mentor: Professor Robert Bohrer, California Western School of Law); Professor Thaddeus Pope, University of Memphis, Cecil C. Humphreys School of Law, ***License to Kill? The Prevalence and Legality of Hospital Policies Authorizing Involuntary Passive Euthanasia*** (Mentor: Professor Michael Allen, Stetson University College of Law); Professor Seema Mohapatra, Barry University School of Law, ***Paying to be Guinea Pigs: Exploiting the Dream of Motherhood-The Marketing of "Fertility Insurance" in the United States and the Need For Greater Regulation of the Assisted Reproductive Technology Industry*** (Mentor: Professor Kathy Cerminara, Nova Southeastern University, Shepard Broad Law Center); Professor Usha Rodrigues, University of Georgia School of Law, ***The Role of Independent Directors in Delaware Law and Under Sarbanes-Oxley*** (Mentor Andrew Klein, Indiana University School of Law, Indianapolis).

10:00-10:15 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

10:15-Noon **UNITED STATES SUPREME COURT AND LEGISLATIVE PREVIEW: GOVERNMENTAL POWERS & INDIVIDUAL RIGHTS**

This program focuses on cases and legislation that may come before either the United States Supreme Court or Congress during their upcoming terms.

Moderator: Dean Rebecca White, University of Georgia School of Law

Speakers: Professor Christina Wells, University of Missouri - Columbia School of Law; Professor Montre Carodine, Washington & Lee University School of Law; Professor Neil Siegel, Duke University School of Law; Professor Glenn Smith, California Western School of Law.

UNITED STATES SUPREME COURT AND LEGISLATIVE PREVIEW: ECONOMIC RIGHTS AND REGULATION

Moderator: Professor Alfreda Diamond, Southern University Law Center

Speakers: Professor Christopher Pietruszkiewicz, Louisiana State University Law Center; Professor Thomas Plank, University of Tennessee College of Law; Professor Lan Cao, College of William & Mary, Marshall-Wythe School of Law; Professor; Professor Melissa Berry, Chapman University School of Law.

Noon-1:30 **LUNCH (ON YOUR OWN)**

NEW SCHOLARS LUNCHEON (SPONSORED BY ASPEN PUBLISHING Co.)

Aspen Publishing Co. is sponsoring this luncheon for young faculty in an effort to further their networking opportunities. There will be no formal presentation, but members of the New Scholar Committee will be present to answer questions, and talk about how you can become involved in SEALS. Please join us for this informal, but fun, lunch. Please RSVP to Ms. Peggy Bratcher if you plan to attend.

DISTANCE LEARNING COMMITTEE LUNCHEON

1:30-3:00 **THE CHANGING PARADIGM OF ARTICLE II**

The attack on the World Trade Center in 2001, and the specter of terrorism, has changed many aspects of American life. In addition, these trends have allowed the President to assert broad authority to control terrorism, which has extended to detention of United States citizens, the power to eavesdrop and wiretap, and power over travel authority. This panel examines the President's Article II powers in an effort to determine whether they are being handled under a new paradigm.

Moderator: Professor Mark Bauer, Stetson University College of Law

Speakers: Professor Mario Barnes, University of Miami School of Law; Professor Brian Foley, Florida Coastal School of Law; Professor Stephen Vladeck, University of Miami School of Law; Professor Tung Yin, University of Iowa College of Law; Professor Michael Allen, Stetson University College of Law.

LAW STORIES: THE INSIDE STORIES OF LEADING CASES

This session focuses on several casebook favorites. In the style of the Foundation Press series on Law Stories, panelists will go beyond the information given in casebooks. Presentations will reveal the background of the cases, the persons involved, the social, economic, and political context of the decisions, their significance for classroom study, and their broader implications.

Moderator: Professor Robert Felix, University of South Carolina School of Law

Speakers: Professor David Bernstein, George Mason University School of Law; Professor John Cross, University of Louisville, Louis D. Brandeis School of Law Professor James Smith, University of Georgia School of Law.

3:00-3:15 **BREAK (Refreshments sponsored by ASPEN PUBLISHING Co.)**

3:15-4:45 **SPEECH AND LIBERTY IN THE TIME OF WAR**

According to British Prime Minister Tony Blair: "The rules of the game are changing." He has proposed anti-terror measures that would permit the expulsion of foreigners who preach hatred. In the United States, the Patriot Act permits invasions of privacy that have been condemned not only by civil libertarians, but also by bookstores, libraries, and financial institutions. At what point does advocacy become encouragement of terrorism, and what can be done about it? How much access should the government have to private information? To what extent can the United States government engage in propaganda and counter-propaganda when the issues often focus on religious beliefs? We will explore these and related issues.

Moderator: Professor Edward Brunet, Lewis & Clark Law School

Speakers: Professor Constance Wagner, Saint Louis University School of Law; Professor Brannon Denning, Samford University, Cumberland School of Law; Professor Charles Rose, Stetson University College of Law; Professor Ronald Rychlak, University of Mississippi School of Law.

SEALS' DISTANCE LEARNING/COURSE SHARING PROJECT: "BEST PRACTICES" IN DISTANCE EDUCATION

As part of SEALS' Distance Learning/Course Sharing Project, this panel focuses on "best

practices” in distance learning technologies (both synchronous and asynchronous). The speakers are all individuals who have taught courses using distance technologies, and they will discuss the various issues that arise with such technologies: How is distance learning different from in-person teaching? How must faculty adjust their goals, methods or objectives? What problems can a faculty member expect to encounter? What type of technology works best?

Moderator: Dean Steven Kaminshine, Georgia State University College of Law

Speakers: Professor Peter Martin, Cornell Law School; Dean John Carroll, Samford University, Cumberland School of Law; Professor James Bryce, University of Alabama School of Law; Professor John Baker, Jr., Louisiana State University Law Center.

4:45-5:00 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

5:00-6:30 **CURRENT ISSUES IN EVIDENCE**

This panel on various evidentiary issues, including the use of experts after *Daubert*, hearsay evidence in criminal cases after *Crawford*, and evidence relating to a defendant’s prior sexual behavior in child abuse or spouse abuse cases.

Moderator: Dean Veryl Miles, The Catholic University of America, Columbus School of Law

Speakers: Professor Ronald Eades, University of Louisville, Louis D. Brandeis School of Law; Professor David Owen, University of South Carolina School of Law; Professor Edward Cheng, Brooklyn Law School; Professor Mark Dobson, Nova Southeastern University, Shepard Broad Law Center; Professor James Flanagan, University of South Carolina School of Law.

PROMOTING SCHOLARSHIP WITHIN A FACULTY

Moderator: Dean Parham Williams, Chapman University School of Law

Speakers: Professor Paul Marcus, College of William & Mary, Marshall-Wythe School of Law; Professor John Conley, University of North Carolina School of Law; Professor Susan Carle, American University, Washington College of Law; Professor Stephen Ellman, New York Law School; Professor Nancy Levit, University of Missouri-Kansas City School of Law.

6:30-7:30 **DINNER (on your own)**

7:30-9:00 **WORKSHOP ON PUBLISHING**

This panel focuses on various aspects of publishing process including the mechanics of legal scholarship, the "agreement," author contract, alternative publishing fora

(ssrn/expressO), and the impact of scholarship on the C.V. (e.g., tenure impact, lateral transfers).

Moderator: Dean Peter Goplerud, Florida Coastal School of Law

Speakers: Professor Christine Farley, American University, Washington College of Law; Professor Karen Jordan, University of Louisville, Louis D. Brandeis School of Law; Professor Francine Lipman, Chapman University School of Law; Professor Gabriel Eckstein, Texas Tech University School of Law.

9:00pm-
10:00pm

DEAN'S DESSERT

Samford University, Cumberland School of Law, is sponsoring this dessert reception in honor of Professor Michael Floyd of Samford who will assume SEALS' Presidency at the conclusion of this year's meeting.

JULY 19 (WEDNESDAY)

10:00-Noon **REGISTRATION**

8:00-10:00 **NEW SCHOLARS WORKSHOP (Session # 7)**

Moderator: Professor Candace Zierdt, University of North Dakota School of Law

Speakers: Professor Kenneth Rosen, University of Alabama School of Law, ***State Attorney General Chaos: Addressing Intra- and Inter-governmental Branch Authority Seepage*** (Mentor: Professor Christopher Pietruszkiewicz, Louisiana State University Law Center); Professor Deborah Challener, Mississippi College School of Law, ***Ascertaining State Law In Diversity Cases: When Should Federal Courts Predict and When Should They Certify? A Proposal for a Uniform Standard*** (Mentor: Professor Harold Lewis, Mercer University Law School); Professor Michelle Slack, Southern Illinois University School of Law, ***Presumed Doubt: The Constitutional Avoidance Doctrine in the Face of the Presumption of Constitutionality***, (Mentor: Professor Erwin Chemerinsky, Duke University School of Law); Professor Peter Rutledge, Catholic University of America, Columbus School of Law, ***Arbitration and the Constitution: Is Arbitration State Action?*** (Mentor: Professor Marleen O'Connor, Stetson University College of Law).

NEW SCHOLARS WORKSHOP (Session # 8)

Moderator: Professor Andrea Carroll, Louisiana State University Law Center

Speakers: Professor Professor Adjoa Aiyetoro, University of Arkansas at Little Rock School of Law, ***The Legal Profession's Legacy of Division: Haunting the***

Treatment of Lawyers of Color (Mentor: Professor Mitchell Crusto, Loyola University, New Orleans, School of Law); Professor Lynda Dodd, American University, Washington College of Law, *Reassessing the Theory of Partisan Entrenchment: Reconstruction and the Politics of Supreme Court Appointments* (Mentor: Professor Christina Wells, University of Missouri-Columbia School of Law); Professor Aya Gruber, Florida International University College of Law, *The Critical Moment when Feminist Criminal Law Reform Ceased to be Critical* (Mentor: Professor Thomas Plank, University of Tennessee College of Law); Professor Leigh Goodmark, University of Baltimore School of Law, *When Is A Battered Woman Not A Battered Woman? When She Fights Back* (Mentor: Professor Nancy Levit, University of Missouri-Kansas City School of Law).

10:00-10:15 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

10:15-Noon **NEGOTIATING THE TENURE PROCESS: SPOKEN AND UNSPOKEN RULES**

This panel, organized by the New Scholars Committee, will address the tenure process, both the spoken rules (such as the requirement of excellence in scholarship, teaching, and service) and the unspoken rules (such as collegiality). What role do all of the factors play in the process? Additionally, the panelists will discuss the effects of novel entry into teaching (such as through legal writing positions or adjunct positions), and the effect of having a family on the process. Come with your questions. This promises to be a lively and interesting discussion.

Moderator: Professor Timothy Floyd, Mercer University Law School

Speakers: Dean Daisy Floyd, Mercer University Law School; Dean Donald Polden, Santa Clara University School of Law; Professor Susan Grover, College of William & Mary, Marshall-Wythe School of Law; Professor Edward Brewer, Northern Kentucky University, Salmon P. Chase College of Law.

SO, YOU WANT TO BE A DEAN?

This panel is for those who are thinking about deaning and provides insights from those who have deaned or are deaning.

Moderator: Dean Peter Alexander, Southern Illinois University School of Law

Speakers: Dean Robert Jerry, University of Florida, Fredric G. Levin College of Law; Dean R. Lawrence Dessem, University of Missouri School of Law; Dean Nancy Rapoport, University of Houston Law Center; Professor James Klebba, Loyola University, New Orleans, School of Law.

Noon-1:30 **TWEN LUNCHEON PRESENTATION**

This presentation will focus on how TWEN can assist faculty in asynchronous management

of their classes outside the classroom through sign-up sheets, document postings, discussion forums, calendaring, polling students, and other interactive tools. In addition, the presentation will highlight a new feature, instapoll, a new TWEN tool designed specifically to verbally poll students in class anonymously and receive results in real time!

1:30-3:00 **WAS ARTHUR LEFF RIGHT? IS GOD ESSENTIAL FOR AUTHORITATIVE MORAL ASSERTIONS?**

Arthur Leff believed that unless moral assertions have a "supernatural grounding," they are subject to what he called "the grand sez who" and thus are ultimately indefensible. This panel will evaluate Leff's assertion by critiquing several contemporary attempts to ground moral precepts apart from God. The panel will also emphasize, as Leff did not, some of the challenges encountered in actually looking to God as the basis for morals

Moderator: Professor Ediberto Roman, Florida International University College of Law

Speakers: Professor Michael Hernandez, Regent University School of Law; Professor Samuel Calhoun, Washington & Lee University School of Law; Professor Mark Tushnet, Georgetown University Law Center; Professor Nita Farahany, Vanderbilt University Law School.

THE SIGNIFICANCE OF FOREIGN PRECEDENT IN CONSTITUTIONAL INTERPRETATION

In several recent cases, including *Roper*, *Lawrence*, and *Atkins*, the United States Supreme Court has indicated a willingness to invoke foreign legal precedents and laws in support of particular interpretations of the United States Constitution. This practice has not gone without notice and, in fact, has generated a great deal of controversy. Moreover, Chief Justice John Roberts specifically disavowed the practice at his recent confirmation hearings. This panel will consider the propriety of domestic federal courts relying on foreign legal sources when interpreting the domestic Constitution. Speakers will present a variety of perspectives on this issue, from enthusiastic endorsement to broad skepticism.

Moderator: Professor Donald E. Lively, Vice President for Program Development, InfiLaw.

Speakers: Professor David Fontana, George Washington University Law School; Professor William Aceves, California Western School of Law; Professor Roger Alford, Pepperdine University School of Law; Professor Ronald Krotoszynski, Washington & Lee University School of Law.

3:00-3:15 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

3:15-5:15 **NEW SCHOLARS WORKSHOP (Session # 9)**

Moderator: Dean Richard Gershon, Charleston School of Law

Speakers: Professor Stacy Seicshnaydre, Tulane University School of Law, ***Housing Scarcity and Segregation after Katrina*** (Mentor: Professor Ediberto Román, Florida International University College of Law); Professor Heather Elliott, The Catholic University of America, Columbus School of Law, ***The Functions of Standing*** (Mentor: Professor Thomas Barton, California Western School of Law); Professor Olympia Duhart, Nova Southeastern University, Shepard Broad Law Center, ***Defending the Defenseless Against Hurricane Katrina: Expanding the Due Process Clause to Include Affirmative Obligations to Act*** (Mentor: Professor Gabriel Eckstein, Texas Tech University School of Law); Professor Debra Curtis, Nova Southeastern University, Shepard Broad Law Center, ***What's the Matter with Kids Today: Handling Cultural Literacy in the Law School Classroom*** (Mentor: Professor Thomas Eaton, University of Georgia School of Law).

NEW SCHOLARS WORKSHOP (Session # 10)

Moderator: Professor Steven Mulroy, University of Memphis, Cecil C. Humphreys School of Law

Speakers: Professor Marcia McCormick, Samford University, Cumberland School of Law, ***The Equality Paradise: Paradoxes of the Law's Power to Advance Civil Rights*** (Mentor: Professor Susan Grover, College of William & Mary, Marshall-Wythe School of Law); Professor Donald Tibbs, Southern University Law Center, ***Disciplining Prison Inmates: An Ethnography of Law, Compassion, and Consciousness*** (Mentor: Professor Thomas Metzloff, Duke University School of Law); Professor Cynthia Drew, University of Miami School of Law, ***Post-Katrina New Orleans: A Trial Record For Impeachment of Federal Officers?*** (Mentor: Professor Douglas Williams, St. Louis University School of Law); Professor David Zaring, Washington & Lee University School of Law, ***Administrative Law After 9/11*** (Mentor: Professor Andrew Klein, Indiana University School of Law, Indianapolis).

5:15-5:30 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

5:30-5:45 **AALS REPORT**
Dean Carl Monk, Executive Director, AALS

5:30-7:15 **CANADIAN-AMERICAN JOINT INITIATIVES**
This panel focuses on Canadian-American joint initiatives including joint J.D.-LL.B. programs, joint research projects and other initiatives.

Moderator: Dean Leonard Strickman, Florida International University College of Law

Speakers: Professor Craig Brown, University of Western Ontario Faculty of Law; Dean David Partlett, Emory University School of Law; Dean Bruce Elman, University of Windsor Faculty of Law; Dean André Lareau, Laval University Faculty of Law.

ROUNDTABLE ON STRATEGIC PLANNING & SELF-STUDY PROCESSES

This program will focus on strategic planning and self-studies. It includes faculty who have played an important role in the ABA's process, or in their own schools' processes.

Moderator: Professor Helen Jenkins, South Texas College of Law

Speakers: Professor Stephen Yandle, ABA Deputy Consultant on Legal Education; Dean Steven Willborn, University of Nebraska College of Law; Dean Richard Matasar, New York Law School; Professor Daniel Keating, Washington University School of Law; Professor Theresa Radwan, Stetson University College of Law.

7:15-8:15 **NEW MEMBER RECEPTION**

Texas Tech University School of Law, the University of Missouri-Kansas City School of Law, and Texas Wesleyan University School of Law are the newest members of SEALS. They are hosting this reception to introduce themselves to SEALS.

JULY 20 (THURSDAY)

10:00-Noon **REGISTRATION**

8:00-10:00 **NEW SCHOLARS WORKSHOP (Session # 11)**

Moderator: Professor Professor Anne Emmanuel, Georgia State University College of Law

Speakers: Professor Professor Iris Goodwin, University of Tennessee College of Law, ***Cy Pres and Rawlsian Public Reasoning: An Informative Bridge From Private Orderings to Public Good?*** (Mentor: Professor Helen Jenkins, South Texas College of Law); Professor Michael McCann, Mississippi College School of Law, ***Rethinking Sports Law*** (Mentor: Dean Steven Willborn, University of Nebraska College of Law); Professor Adam Feibelman, University of North Carolina School of Law, ***Contract, Priority, and Odious Debt*** (Mentor: Professor Ron Rychlak, University of Mississippi School of Law); Professor Mysty Clapton, University of Western Ontario Faculty of Law, ***The Underlying Principles of Rescission of Contract*** (Mentor: Dean Ian Holloway, University of Western Ontario Faculty of Law).

NEW SCHOLARS WORKSHOP (Session # 12)

Moderator: Dean James Smoot, University of Memphis, Cecil C. Humphreys School of Law

Speakers: Professor Royce Barondes, University of Missouri-Columbia School of Law, *The Business Entity as a Nexus of Relational Contracts* (Mentor: Professor Mark Modak-Truran, Mississippi College School of Law); Professor Robert Bartlett, University of Georgia School of Law, *Conflict and Cooperation in Venture Capital Contracting*, (Mentor: Professor Steven Leacock, Barry University School of Law); Professor Mike Siebecker, University of Florida, Fredric G. Levin College of Law, *The Internet and Shareholder Citizenship* (Mentor: Dean Donald Polden, Santa Clara University School of Law); Professor Mark Bauer, Stetson University College of Law, *Antitrust Product Market Theory and Department Store Mergers: A Tisket, A Tasket, A Department Store is More Than A Basket* (Mentor: Professor Joan Heminway, University of Tennessee College of Law).

10:00-10:15 **BREAK (refreshments sponsored by ASPEN PUBLISHING CO.)**

10:15-Noon **CORPORATE FIDUCIARIES IN THE 21ST CENTURY**

At the helm of our corporations are monitoring directors who make key corporate decisions and oversee the corporate officers in their day-to-day management of the entity. Both directors and officers are said to have fiduciary duties to the corporation and, in some circumstances, its stockholders. Stockholders also may owe fiduciary duties to each other. This panel highlights current research describing and analyzing the roles and behavior of corporate fiduciaries and the evolving nature of their legal duties in light of revelations of securities fraud and related legal violations at Enron, WorldCom, HealthSouth, and other public companies.

Moderator: Professor Martin McWilliams, Jr., University of South Carolina School of Law

Speakers: Professor Erica Beecher-Monas, Wayne State University Law School; Professor Rutherford B Campbell, Jr., University of Kentucky College of Law; Professor Lisa M. Fairfax, University of Maryland School of Law; Professor Joan MacLeod Heminway, University of Tennessee College of Law.

THE PATRIOT ACT AND TERRORISM

Fighting terrorism presents unique problems for a country. This panel will look at issues such as: What are the limits that a country can use in fighting terrorism? Does the Patriot Act go too far? What about extraordinary rendition, torture, and endless detentions. Has the United States appropriately handled combatting terrorism in this country?

Moderator: Professor James Wilets, Nova Southeastern University, Shepard Broad Law Center

Speakers: Professor Clive Walker, University of Leeds School of Law (England); Professor Robert Chesney, Wake Forest University School of Law; Professor Linda Malone, College of William & Mary, Marshall-Wythe School of Law; Professor Mary Cheh, George Washington University Law School.

Noon-2:00 **STEERING COMMITTEE LUNCHEON (SPONSORED BY BNA)**

Member schools are invited to send one representative to this luncheon. Schools that have a faculty member who is an officer of SEALS are invited to send two faculty (the officer and a school representative).

2:00-3:30 **JUDICIAL CAMPAIGN SPEECH**

A number of suits are pending challenging various aspects of the regulation of campaign speech in states that elect judges. One of these is in North Carolina, where a challenge has been brought to North Carolina's system of public financing of judicial elections. The trend seems to be that judicial elections are becoming much more like other elections, with few if any restrictions on what candidates can say (or promise) in the campaigns. A number of states (including Alabama) are now considering doing away with some of the elections for judges and going to other systems. Some (like Georgia) are studying ways to improve the process.

Moderator: Professor Patrick Longan, Mercer University Law School

Speakers: Dean Gilbert Holmes, University of Baltimore School of Law; Professor Harold Walthall, Samford University, Cumberland School of Law; Professor Gregory Adams, University of South Carolina School of Law.

LAW, ECONOMICS AND RACE

The panelists will engage in a critical and spirited debate about whether traditional discourse - i.e., University of Chicago - on law and economics has failed to explore the intersection between law, economics and race. Is race a historical and contemporary organizing principle? Why or why not? Can we deepen our understanding, scholarship and pedagogy by examining the extent to which race does or does not explain economic theories and normative behavior? Is race outcome determinative? Or is economic theory outcome determinative, so that race merely reflects what market forces compel? Or is the opposite true? The panel will take an ambitious approach to these questions, interdisciplinary, historical and contemporary in scope.

Moderator: Professor Charles Lugosi, St. Thomas University School of Law

Speakers: Professor D. Aaron Lacy, Barry University, Dwayne O. Andreas School of

Law; Professor Michael Green, Texas Wesleyan University School of Law; Professor Alfreda Robinson, George Washington University Law School; Professor Robert Ashford, Syracuse University College of Law; Professor Charles Lugosi, St. Thomas School of Law; Professor Carlton M. Waterhouse, Florida International University College of Law.

NEW SCHOLARS COMMITTEE LUNCHEON

3:30-3:45 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

3:45-5:15 **LAW SCHOOL ORIENTATION: THE NEED, PURPOSE AND CONTEXT**

Law school orientation programs often cost the institution, the faculty, and the students a great deal of effort, time, and sometimes money. They seem to vary from one-day to one-week programs, some with substantial faculty involvement, others with very little. What is the need for such programs? What purpose should they serve? What should they contain? The moderator will pose these and other questions to the panel.

Moderator: Professor Vincent P. Cardi, West Virginia University College of Law

Speakers: Professor Mark Niles, American University, Washington College of Law; Professor Donna Coker, University of Miami School of Law; Professor Jill Suzanne Miller, Duke University School of Law; Professor John Humbach, Pace University School of Law.

RACE AND LAW IN SOUTHERN HISTORY

In the years before the Civil War, the Fugitive Slave Act of 1850 provided a central focus for public discussion of the duty to abide by law, as well as the obligations of individual (and religiously inspired) conscience. Issues discussed in this panel will include debate in Congress over the Act, as well as subsequent commentary by southern jurists, lawyers, religious leaders, novelists, and professors, to explore the competing duties of conscience, law, and expediency in the passage and enforcement of the Act. A final section suggests some of the implications of the rich public debate for the judiciary and for politics in the years leading into war.

Moderator: Professor David Millon, Washington & Lee University School of Law

Speakers: Professor Alfred Brophy, University of Alabama School of Law; Professor Adrienne Davis, University of North Carolina School of Law; Professor Jason Gillmer, Texas Wesleyan University School of Law.

5:15-5:30 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

5:30-7:00 **CONSUMER ARBITRATION, SEPARABILITY, AND PREEMPTION OF STATE LAW**

This panel focuses on *Cartegna v. Buckeye Check Cashing, Inc.* 984 So.2d 860 (Fla. 2005),

and considers a variety of issues: the "separability doctrine;" illegal contracts; mass claims (both in courts and arbitration); pay day loans; and similar "predatory lending practices. An important related topic is the extent to which the Federal Arbitration Act trumps state consumer protection legislation.

Moderator: Professor Stephen Huber, University of Houston Law Center

Speakers: Mr. John Hart, Esq., Carlton Fields, West Palm Beach, Florida; Ms. Lynn Drysdale, Esq., Legal Aid, Jacksonville, Florida; Mr. Christopher Kise, Esq., Solicitor General, State of Florida.

BLOGGING

The legal academy has seen the rise of a growing number of blogs. This panel looks at the basics of blogging, such as what is a blog, how it works, and the benefits of establishing a blog. For those who are considering blogging, or recently have started, it will examine the issues faced by those who regularly blog and possible resolutions to problems that can arise. The topics covered by this panel will range from a discussion of feminist issues in blogging to First Amendment privacy concerns.

Moderator: Professor William Adams, Nova Southeastern University, Shepard Broad Law Center

Speakers: Professor Ann Bartow, University of South Carolina School of Law; Professor Ellen Podgor, Stetson University College of Law; Professor Daniel Solove, George Washington University Law School; Professor Peter Henning, Wayne State University Law School.

JULY 21 (FRIDAY)

8:00-Noon **WEST GROUP GOLF TOURNAMENT**

LEXISNEXIS TENNIS TOURNAMENT

1:00-3:00 **REGISTRATION**

NEW SCHOLARS WORKSHOP (Session # 13)

Moderator: Professor Theresa Radwan, Stetson University College of Law

Speakers: Professor Corinna Lain, University of Richmond School of Law, **Deciding Death** (Mentor Professor Bill Ross, Cumberland School of Law, Samford University); Professor Mae Quinn, University of Tennessee College of Law, **RSVPing to Professor David Wexler's Warm TJ Invitation: Unable to Join You, Already (Somewhat Similarly) Engaged** (Mentor: Professor Arnold Loewy, Texas Tech University School of Law); Professor Adam

Gershowitz, South Texas College of Law, *Imposing a Cap on Capital Punishment: An Ex Ante Proposal For Minimizing the Arbitrariness of the Death Penalty* (Mentor: Professor Ron Krotoszynski, Washington & Lee University School of Law); Professor Mikah Story, University of Missouri-Kansas City School of Law, **Marital Communications Privilege** (Mentor: Professor Alexander Scherr, University of Georgia School of Law).

NEW SCHOLARS WORKSHOP (Session # 14)

Moderator: Professor Professor Jeffrey Hirsch, University of Tennessee College of Law

Speakers: Professor Sukanya Pillay, University of Windsor Faculty of Law, *Mainstreaming the Human Right to Food into International Trade* (Mentor: Dean Richard Gershon, Charleston School of Law); Professor Monica Wallace, Loyola University, New Orleans, School of Law, *Child Support Savings Accounts: A Unique Approach to Child Support Enforcement* (Mentor: Professor Kathleen McKee, Regent University School of Law); Professor Danielle Holley, University of South Carolina School of Law, *Inequitable Balance: the Department of Education's Failure in Implementation of the No Child Left Behind Act* (Mentor: Professor Ellen Podgor, Stetson University College of Law); Professor Linda Jellum, Mercer University Law School, *Mississippi Poultry Ass'n, Inc. v. Madgan: Interpreting Chevron's First Step* (Mentor: Professor Mark Brown, Capital University Law School).

3:00-3:15 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

3:15-4:45 THE FUTURE OF THE LAW LIBRARY: COLLECTIONS, SERVICES & TECHNOLOGY

Law libraries and technology departments continue to face exciting opportunities and challenges as legal education programs grow, develop, and change. How will the issues be solved? What do we buy? How do we count it? Will we podcast? How do we provide services to faculty, staff, and students around the globe? How and what role do we play in the academic, scholarship, and service life of the law school.

Moderator: Billie Jo Kaufman, Dean for Library & Information Services, American University, Washington College of Law

Speakers: Korin Munsterman, Director of Technology, American University, Washington College of Law; Professor Gordon Russell, Charleston School of Law; Professor Rebecca Trammell, Stetson University College of Law; Professor Faye E. Jones, Florida State University College of Law.

INCORPORATING SKILLS TRAINING INTO SUBSTANTIVE COURSES

This panel focuses on the trend towards incorporating skills training into substantive classes. Particular emphasis is given in this panel to how the incorporation might be accomplished in courses like administrative law, remedies and criminal procedure.

Moderator: Professor Joseph Morrissey, Stetson University College of Law

Speakers: Professor William Funk, Lewis & Clark Law School ; Professor Thomas Barton, California Western School of Law; Professor Michael Kelly, University of San Diego School of Law; Professor Catherine Hancock, Tulane University School of Law.

4:45-5:00 **BREAK (refreshments sponsored by ASPEN PUBLISHING Co.)**

5:00-6:30 **WRITING ACROSS THE CURRICULUM: THEORY AND ADVANTAGES**

This panel will focus on the theory and advantages of a “writing across the curriculum” requirement. The advantages include the fact that such a requirement demands that students engage in active learning, helps identify students who are having difficulty with course concepts, replicates "real life" lawyering assignments, improves the students’ writing skills, impresses on students the importance of competence at written communication skills, and provides opportunity for students to develop their professional voices and examine the beliefs and attitudes concerning the law that will shape their professional identities. The panel will also address some of the obstacles including how to design effective assignments and provide effective feedback as well as concerns over losing coverage and monitoring the requirement. Three of the panelists have firsthand experience with WAC requirements at their law schools and can share with the audience the lessons they have learned and the different ways the WAC requirement can be designed.

Moderator: Professor Anthony Baldwin, Mercer University Law School

Speakers: Professor Sue Liemer, Southern Illinois University School of Law; Professor Pamela Lysaght, University of Detroit Mercy School of Law; Professor Carol Parker, University of Tennessee College of Law; Professor Susan Kosse, University of Louisville, Louis D. Brandeis School of Law.

CONTRACT LAW AND TEACHING: TRANSACTIONS AND LITIGATION

This panel discussion will compare and contrast the traditional law of contracts and the conventional wisdom about the teaching of that law with innovative views on the substance and teaching of contract law. The dialogue will include, in particular, views of contract law and teaching in both transactional and litigation contexts and descriptions of techniques, tools, and materials available to contract law teachers and others whose teaching incorporates contract law or contract drafting principles.

Moderator: Professor Don Castleman, Wake Forest University School of Law

Speakers: Professor George Kuney, University of Tennessee College of Law; Professor Miriam Cherry, Samford University, Cumberland School of Law; Professor Peter Alces, College of William & Mary, Marshall-Wythe School of Law.

6:30-7:30 **CHARLESTON SCHOOL OF LAW RECEPTION**
The Charleston School of Law is hosting this reception to introduce itself to SEALS.

7:30-9:00 **LEXISNEXIS DINNER**

JULY 22 (SATURDAY)

8:00-8:15 **PRESENTATION OF NEW OFFICERS & DISCUSSION OF POSSIBLE TOPICS FOR THE 2006 ANNUAL MEETING**
Professor Michael D. Floyd, Samford University, Cumberland School of Law, President-Elect, SEALS

8:15-10:00 **E-COMMERCE**
This panel will provide a general overview of the implications of e-commerce/e-government and developments in information communication technology on the law school curriculum; and talk about some specific e-commerce issues, such as taxation of Internet activity, privacy implications, enforceability of online contracts.

Moderator: Professor Susan Franck, University of Nebraska College of Law

Speakers: Dean Eugene Clark, Charlotte School of Law; Professor Glenn Reynolds, University of Tennessee College of Law; Professor Marcy Peek, St. Louis University School of Law.

REMEDIES AT THE CUTTING EDGE

This panel considers an array of remedial issues that are at the cutting edge of the subject. The common theme among the presenters will be the ways in which remedial doctrines can be used to shape substantive outcomes in innovative ways in the years to come.

Moderator: Professor Clark Furlow, Stetson University College of Law

Speakers: Dean Gary Davis, Flinders University School of Law (Australia); Professor Douglas Rendleman, Washington & Lee University School of Law; Professor Elaine Shoben, University of Nevada, Las Vegas, William S. Boyd School of Law; Professor Gregory Stein, University of Tennessee College of Law.

10:00-10:15 **BREAK (refreshments sponsored by Aspen Publishing Co.)**

10:15-Noon **THE ROBERTS COURT: A SHIFTING JURISPRUDENTIAL LANDSCAPE?**

During the last year, there has been much upheaval in the United States Supreme Court. Chief Justice Rehnquist passed away and was replaced by John Roberts. Justice O'Connor stepped down and was replaced by Justice Alito. This panel will discuss the Roberts Court, focusing on how the new Court will differ from the one that preceded it.

Moderator: Dean J. Richard Hurt, Barry University, Dwayne O. Andreas School of Law

Speakers: Professor Eric Segall, Georgia State University College of Law; Professor F. Philip Manns, Jr., California Western School of Law; Professor Enid Trucios-Haynes, University of Louisville, Louis D. Brandeis School of Law; Professor Mark Brown, Capital University Law School.

VIEWING ENVIRONMENTAL POLICY AND LAW THROUGH THE LENS OF SUSTAINABLE DEVELOPMENT: CLARIFICATION OR A MUDDLE?"

This panel will focus on the principle of sustainable development and how that concept can be used to address emerging issues of environmental policy, law, and decisionmaking. The panelists will focus on issues relating to urban watersheds, the definition of real property rights (including rights related to the public trust doctrine and conservation easements), wetlands mitigation, federalism, responses to natural disasters, and international environmental law.

Moderator: Professor Michael Healy, University of Kentucky College of Law

Speakers: Professor Tony Arnold, University of Louisville Brandeis School of Law; Professor Carol Brown, University of Alabama School of Law; Professor Denis Lemieux, Laval University Faculty of Law; Professor Irma Russell, The University of Memphis, Cecil C. Humphreys School of Law; Professor Erin Ryan, College of William & Mary, Marshall-Wythe School of Law.