

SECTION ON STATE AND LOCAL GOVERNMENT LAW

NEWSLETTER

Volume XXVIII, Number 1 Nove	ember, 2017
Section Officers	
Professor Matthew J. Parlow, Chair Professor Ngai Pindell, Chair-Elect Professor Ashira Perlman Ostrow, Secretary Professor Kenneth Stahl, Treasurer	
Newsletter Editor	
Professor Joel A. Mintz	
Executive Committee	
Professor Jonathan Rosenbloom Professor Shelley Ross Saxer	
Table of Contents	Dawa
Chair's Column by Professor Matthew J. Parlow	<u>Page</u> 2
Editor's Note by Professor Joel A. Mintz	3
Bibliography of Recent Section Member Publications by Professor J. Clark Kel	so 3

CHAIR=S COLUMN by Professor Matthew J. Parlow

November 2017

It's an exciting time in the field of state and local government law, and the AALS Section dedicated to this field is vibrant and thriving. This fall semester, we convened the 6th annual State and Local Government Law Conference at Golden Gate University School of Law in San Francisco. Scholars from around the country gathered to workshop their latest draft articles on topics such as progressive localism, preemption, mapping, health care, transportation, digital privacy, and hurricanes. This annual event is but one manifestation of the active scholarly community that has been built within the Section over the years.

The field of state and local government law has also taken on a greater importance of late – or at least garnered increased attention – because of how cities and states are now at odds with the federal government on various legal and policy matters. Given the anti-urban message that pervaded Donald Trump's presidential campaign, sanctuary cities, climate change, policing, and health care are all policy areas in which urban areas may find themselves negatively impacted by new administrative policies. This year's panel at the 2018 AALS Annual Conference in San Diego will focus on "Intergovernmental Relations During the Trump Administration." The panel will explore this intergovernmental tension and seek to address a number of pending questions that scholars and local government officials alike face in navigating – or at least making sense of – policy incongruities within our system of federalism.

And we have a terrific group of panelists:

Paul Diller, Willamette University College of Law Olatunde Johnson, Columbia Law School Sarah Light, The Wharton School, University of Pennsylvania Kenneth Stahl, Chapman University Dale E. Fowler School of Law

Our section breakfast will be on Saturday, January 6th from 7-8:30 a.m., followed by our section panel from 8:30-10:15 a.m. Please consult the conference program for exact room locations. We look forward to seeing you all there.

Best,

Matt Parlow Dean and Donald P. Kennedy Chair in Law Chapman University Dale E. Fowler School of Law

Editor's Note By Professor Joel A. Mintz Nova Southeastern University College of Law

As you may know, for the past 28 years it has been my privilege to serve as the editor of this Newsletter. As it happens, however, I plan to retire from law teaching and assume *emeritus* status at the end of the current academic year. Thus, this will be the last Newsletter issue I will edit on behalf of our Section.

I have observed considerable growth in the AALS Section on State and Local Government Law over the years of my involvement. Scholarly interest in the myriad issues and challenges facing sub-national governments in the United States has expanded significantly over the past several decades, and our Section membership has grown along with it. In my view, the "newcomers" to our field have brought with them a level of intellectual curiosity, insight, and passion that matches that of our State and Local Government Law "veterans," a healthy trend that augurs well for the future of our common scholarly enterprise.

I want to thank two colleagues whose first rate contributions have contributed enormously to the quality of this Newsletter. For many years, Professor J. Clark Kelso has prepared annual bibliographies of Section member publications that have given the rest of us a comprehensive overview of what our colleagues have been thinking and writing about. And from 1989 through 2014, now retired Professor John Martinez contributed accurate and informative annual summaries of U.S. Supreme Court decisions related to state and local governments. I am deeply indebted to them both.

Finally, though I will be stepping down as our Section's Newsletter editor, this note is not a farewell. As an *emeritus* professor, I hope to continue to publish legal scholarship, participate in selected public interest service activities, and attend professional conferences. I look forward to seeing many of you at the latter, and to continue reading your thoughtful publications.

My warm best wishes to you all!

Bibliography of Section Member Law Review Publications (2015-2016)

by

Professor J. Clark Kelso Associate Dean for Strategic Initiatives University of the Pacific, McGeorge School of Law

Please forward any errors or omissions to ckelso@pacific.edu

-A-

Lisa T. Alexander, Evicted: The Socio-Legal Case For The Right To Housing, 126 Yale L.J. Forum 431 (42837).

Stephen R. Alton, The Strange Case Of Dr. Jekyll's Will: A Tale Of Testamentary Capacity, 52 Tulsa L. Rev. 263 (Winter, 2017).

-B-

Lynn A. Baker, Mass Torts And The Pursuit Of Ethical Finality, 85 Fordham L. Rev. 1943 (April, 2017).

R. Lisle Baker, Planning Your Career In Law Practice, 50 Suffolk U. L. Rev. 1 (2017).

Shalanda Baker, Robin Kundis Craig, John Dernbach, Keith Hirokawa, Sarah Krakoff, Jessica Owley, Melissa Powers, Shannon Roesler, Jonathan Rosenbloom, J.B. Ruhl, Jim Salzman, Inara Scott, David Takacs, Beyond Zero-Sum Environmentalism, 47 Envtl. L. Rep. News & Analysis 10328 (April, 2017).

R. Lisle Baker, Planning Your Career In Law Practice, 50 Suffolk U. L. Rev. 1 (2017).

Vicki Been, Leila Bozorg, Spiraling: Evictions And Other Causes And Consequences Of Housing Instability Evicted: Poverty And Profit In The American City. By Matthew Desmond. New York, N.Y.: Crown Publishers. 2016. Pp. Xi, 418. \$28.00, 130 Harv. L. Rev. 1408 (March, 2017).

Rabia Belt, Ballots For Bullets?: Disabled Veterans And The Right To Vote, 69 Stan. L. Rev. 435 (February, 2017).

Alicia Alvarez, Susan Bennett, Louise Howells, Hannah Lieberman, Teaching And Practicing Community Development Poverty Law: Lawyers And Clients As Trusted Neighborhood Problem Solvers, 23 Clinical L. Rev. 577 (Spring, 2017).

Maureen E. Brady, Penn Central Squared: What The Many Factors Of Murr V.

Wisconsin Mean For Property Federalism, 166 U. PA. L. Rev. Online 53 (2017).

George D. Brown, Mcdonnell And The Criminalization Of Politics, 5 Va. J. Crim. L. 1 (2017).

George D. Brown, The Federal Anti-Corruption Enterprise After Mcdonnell--Lessons From The Symposium, 121 Penn St. L. Rev. 989 (Spring, 2017).

Vikram David Amar, Alan E. Brownstein, A Close-Up, Modern Look At First Amendment Academic Freedom Rights Of Public College Students And Faculty, 101 Minn. L. Rev. 1943 (May, 2017).

Alan Brownstein, The Multiple Sources And Dimensions Of Religion-State Frameworks In Liberal Constitutions, 2017 Mich. St. L. Rev. 163 (2017).

Susan Cunningham, Robert Butkin, Student Editor-in-Chief, Faculty Advisor, Introduction, 2016 ABA Env't Energy, & Resources L.: Year in Rev. xviii (2016).

-C-

Alejandro E. Camacho, Michael Robinson-Dorn, Asena Cansu Yildiz, Tara Teegarden, Assessing State Laws And Resources For Endangered Species Protection, 47 Envtl. L. Rep. News & Analysis 10837 (October, 2017).

Kenneth D. Chestek, Introduction To Psychology Of Persuasion Symposium, 16 Wyo. L. Rev. 281 (2016).

Stephen Clowney, Should We Buy Selling Sovereignty?, 66 Duke L.J. Online 19 (January, 2017).

Charles Cohen, Losing Your Children: The Failure To Extend Civil Rights Protections To Transgender Parents, 85 Geo. Wash. L. Rev. 536 (March, 2017).

Patience A. Crowder, What'S Art Got To Do With It?: A Rebellious Lawyer Mindset In Transactional Practice, 23 Clinical L. Rev. 53 (Fall, 2016).

Patience A. Crowder, Impact Transaction: Lawyering For The Public Good Through Collective Impact Agreements, 49 Ind. L. Rev. 621 (2016).

-D-

Nestor M. Davidson, Localist Administrative Law, 126 Yale L.J. 564 (January, 2017).

Nestor M. Davidson, Resetting The Baseline Of Ownership: Takings And Investor Expectations After The Bailouts, 75 Md. L. Rev. 722 (2016).

Nestor M. Davidson, Affordable Housing Law And Policy In An Era Of Big Data, 44 Fordham Urb. L.J. 277 (May, 2017).

Paul A. Diller, Reorienting Home Rule: Part 1-The Urban Disadvantage In National And State Lawmaking, 77 La. L. Rev. 287 (Winter 2016).

- Paul A. Diller, Reorienting Home Rule: Part 2--Remedying The Urban Disadvantage Through Federalism And Localism, 77 La. L. Rev. 1045 (Summer, 2017).
- K.K. DuVivier, Wind Power Growing Pains, 21 Nexus: Chap. J. L. & Pol'y 1 (2015-2016).
- K.K. DuVivier, Nate Larsen, Nick Lawton, Sam Kalen, Stephen R. Miller, Melissa Powers, Tara Righetti, Troy A. Rule, Amelia Schlusser, Transmission And Transport Of Energy In The Western U.S. And Canada: A Law And Policy Road Map, 52 Idaho L. Rev. 387 (2016).
- K.K. DuVivier, Thomas Witt, Nimby To Nope--Or Yess?, 38 Cardozo L. Rev. 1453 (April, 2017).

-E-

- Steven J. Eagle, Advancing Judicial Review Of Wetlands And Property Rights Determinations: Army Corps V. Hawkes Co., 2016 Cato Sup. Ct. Rev. 257 (2015-2016).
 - Steven J. Eagle, Property Rights After Horne, 10 N.Y.U. J. L. & Liberty 669 (2016).
- Steven J. Eagle, "Affordable Housing" As Metaphor, 44 Fordham Urb. L.J. 301 (May, 2017).
- Robert C. Ellickson, A Hayekian Case Against Anarcho-Capitalism: Of Street Grids, Lighthouses, And Aid To The Destitute, 11 N.Y.U. J. L. & Liberty 371 (2017).
- Robert C. Ellickson, Forceful Self-Help And Private Voice: How Schauer And Mcadams Exaggerate A State'S Ability To Monopolize Violence And Expression, 42 Law & Soc. Inquiry 49 (Winter, 2017).
- Jonathan L. Entin, Fred Gray And The Role Of Civil Rights Lawyers, 67 Case W. Res. L. Rev. 1277 (Summer, 2017).
- Jonathan L. Entin, Erik Jensen: Curmudgeon, Scholar, Coauthor, Friend, 67 Case W. Res. L. Rev. 641 (Spring, 2017).
 - Jonathan L. Entin, Introduction, 67 Case W. Res. L. Rev. 1025 (Summer, 2017).
- Richard K. Neumann, Jr., J. Lyn Entrikin, Joan M. Heminway, Fresh Approaches To Teaching Transactional Drafting, 18 Transactions: Tenn. J. Bus. L. 399 (Winter 2016).
- J. Lyn Entrikin, Richard K. Neumann Jr., Teaching The Art And Craft Of Drafting Public Law: Statutes, Rules, And More, 55 Duq. L. Rev. 9 (Winter, 2017).

-F-

Lee Anne Fennell, Searching For Fair Housing, 97 B.U. L. Rev. 349 (March, 2017).

Lee Anne Fennell, Fee Simple Obsolete, 91 N.Y.U. L. Rev. 1457 (December, 2016).

Lawrence Friedman, The Potentially Unamendable State Constitutional Core, 69 Ark. L. Rev. 317 (2016).

James A. Gardner, Practice-Driven Changes To Constitutional Structures Of Governance, 69 Ark. L. Rev. 335 (2016).

James A. Gardner, Justice Brennan And The Foundations Of Human Rights Federalism, 77 Ohio St. L.J. 355 (2016).

Richard W. Garnett , Jackson C. Blais, Religious Freedom And Recycled Tires: The Meaning And Implications Of Trinity Lutheran, 2017 Cato Sup. Ct. Rev. 105 (2016-2017).

-H-

Robert L. Glicksman, Emily Hammond, Agency Behavior And Discretion On Remand, 32 J. Land Use & Envtl. L. 483 (Spring, 2017).

Emily Hammond, Public Participation In Risk Regulation: The Flaws Of Formality, 2016 Utah L. Rev. 169 (2016).

Emily Hammond , Jim Rossi, Stranded Costs And Grid Decarbonization, 82 Brook. L. Rev. 645 (Winter, 2017).

Emily Hammond, Double Deference In Administrative Law, 116 Colum. L. Rev. 1705 (November, 2016).

Renee Hatcher, Jaime Lee, Building Community, Still Thirsty For Justice: Supporting Community Development Efforts In Baltimore, 25 J. Affordable Housing & Community Dev. L. 27 (2016).

Taja-Nia Y. Henderson, "I Shall Talk To My Own People": The Intersectional Life And Times Of Lutie A. Lytle, 102 Iowa L. Rev. 1983 (July, 2017).

William D. Henderson, Efficiency Engines, 103-JUN A.B.A. J. 38 (June, 2017).

Shalanda Baker, Robin Kundis Craig, John Dernbach, Keith Hirokawa, Sarah Krakoff, Jessica Owley, Melissa Powers, Shannon Roesler, Jonathan Rosenbloom, J.B. Ruhl, Jim Salzman, Inara Scott, David Takacs, Beyond Zero-Sum Environmentalism, 47 Envtl. L. Rep. News & Analysis 10328 (April, 2017).

Alicia Alvarez, Susan Bennett, Louise Howells, Hannah Lieberman, Teaching And Practicing Community Development Poverty Law: Lawyers And Clients As Trusted Neighborhood Problem Solvers, 23 Clinical L. Rev. 577 (Spring, 2017).

Eva Seidelman, Louise Howells, Building Economic And Racial Equity In D.C. Through Cooperative Businesses, 25 J. Affordable Housing & Community Dev. L. 33 (2016).

-I-

Tim Iglesias, Affordable Housing, Fair Housing And Community Development: Joined At The Hip, We Need To Learn To Walk Together, 25 J. Affordable Housing & Community Dev. L. 195 (2017).

Tim Iglesias, Inclusionary Zoning Affirmed: California Building Industry Association V. City Of San Jose, 24 J. Affordable Housing & Community Dev. L. 409 (2016).

Tim Iglesias, A Novel Tool For Teaching Property: Starting With The Questions, 20 Chap. L. Rev. 321 (Spring, 2017).

-J-

James B. Jacobs, Zoe A. Fuhr, The Safe Act: New York'S Ban On Assault Weapons & Large Capacity Magazines, 53 NO 1 CRIMLAWBULL ART 2 ().

James B. Jacobs, Zoe Fuhr, The Potential And Limitations Of Universal Background Checking For Gun Purchasers, 7 Wake Forest J.L. & Pol'y 537 (June, 2017).

James B. Jacobs, Zoe A. Fuhr, Universal Background Checking--New York'S Safe Act, 79 Alb. L. Rev. 1327 (2015-2016).

James B. Jacobs, Alex Haberman, 3D-Printed Firearms, Do-It-Yourself Guns, & The Second Amendment, 80 Law & Contemp. Probs. 129 (2017).

Jamila Jefferson-Jones, Introduction To Symposium Issue: Race And Police Power, 85 UMKC L. Rev. 539 (Spring, 2017).

Stephen R. Miller, Jamila Jefferson-Jones, Airbnb And The Battle Between Internet Exceptionalism And Local Control Of Land Use, 31-JUN Prob. & Prop. 36 (May/June, 2017).

-K-

Eric Kades, Giving Credit Where Credit Is Due: Reducing Inequality With A Progressive State Tax Credit, 77 La. L. Rev. 359 (Winter, 2016).

Lily Kahng, Who Owns Human Capital?, 94 Wash. U. L. Rev. 607 (2017).

Howard Katz , Alexander M. Meiklejohn , Lisa Oak , Robert A. White, Other Models For Teaching Transactional Law And Skills: Studio Or Collaborative Workshop, 18 Transactions: Tenn. J. Bus. L. 623 (Winter 2016).

Joshua Kleinfeld, Laura I Appleman, Richard A. Bierschbach, Kenworthey Bilz, Josh Bowers, John Braithwaite, Robert P. Burns, R A Duff, Albert W. Dzur, Thomas F. Geraghty, Adriaan Lanni, Marah Stith McLeod, Janice Nadler, Anthony O'Rourke, Paul H. Robinson, Jonathan Simon, Jocelyn Simonson, Tom R. Tyler, Ekow N. Yankah, White Paper Of Democratic Criminal Justice, 111 Nw. U. L. Rev. 1693 (2017).

Richard B. Cheney, Edwin Meese III, Douglas W. Kmiec, The Vice President--More Than An Afterthought?, 44 Pepp. L. Rev. 535 (March, 2017).

Douglas W. Kmiec, A Reverent Reflection Of The Splendid Scholarship Of Martin Redish-- Does Reexamining Commercial Speech Shed Light On The Regrettable Reliance Upon Lie & Insult In Political Campaigns?, 25 Wm. & Mary Bill Rts. J. 921 (March, 2017).

Douglas W. Kmiec, Failure To Act And The Separation Of Powers--The Vice

Presidency And The Need To Surmount Divided Power In Pursuit Of A Workable Government, 44 Pepp. L. Rev. 477 (March, 2017).

-L-

Brian K. Landsberg, Lee V. Macon County Board Of Education: The Possibilities Of Federal Enforcement Of Equal Educational Opportunity, 12 Duke J. Const. L. & Pub. Pol'y 1 (Fall, 2016).

Lydia E. Lavelle, Wwjd?: What The Judiciary Should Do About North Carolina'S Magistrate Recusal Bill, 19 J. Gender Race & Just. 279 (2016).

Jennifer Levi, Bullying And The Laws Pertaining To It, 34 No. 1 GPSolo 30 (January/February, 2017).

Michael Lewyn, When Scalia Wasn'T Such An Originalist, 32 Touro L. Rev. 747 (2016).

Michael Lewyn, Zoning And Land Use Planning, 45 Real Est. L.J. 256 (Fall, 2016).

Michael Lewyn, Zoning And Land Use Planning, 46 Real Est. L.J. 92 (Summer, 2017).

Michael Lewyn, Zoning And Land Use Planning, 45 Real Est. L.J. 432 (Winter, 2016).

Michael Lewyn, Zoning And Land Use Planning, 45 Real Est. L.J. 598 (Spring, 2017).

Michael Lewyn, Attacking Smart Growth, 33 Touro L. Rev. 769 (2017).

Michael Lewyn, The Criminalization Of Walking, 2017 U. Ill. L. Rev. 1167 (2017).

Michael Lewyn, The Middle Class, Urban Schools, And Choice, 4 Belmont L. Rev. 85 (2017).

John A. Lovett, Precarious Possession, 77 La. L. Rev. 617 (Spring, 2017).

John Lovett, Robert Leckey, Symposium Introduction: The Scholar, Teacher, Judge And Jurist In A Mixed Jurisdiction: Papers From The Fourth Congress Of The World Society Of Mixed Jurisdiction Jurists, 62 Loy. L. Rev. 613 (Fall, 2016).

-M-

Daniel R. Mandelker, Spot Zoning: New Ideas For An Old Problem, 48 Urb. Law. 737 (Fall, 2016).

David L. Markell, Agency Motivations In Exercising Discretion, 32 J. Land Use & Envtl. L. 513 (Spring, 2017).

David L. Markell, Emerging Legal And Institutional Responses To Sea-Level Rise In Florida And Beyond, 42 Colum. J. Envtl. L. 1 (2016).

David L. Markell, Robert L. Glicksman, Dynamic Governance In Theory And Application, Part I, 58 Ariz. L. Rev. 563 (2016).

- Andrea McArdle, Local Green Initiatives: What Local Governance Can Contribute To Environmental Defenses Against The Onslaughts Of Climate Change, 28 Fordham Envtl. L. Rev. 102 (Symposium, 2016).
- Audrey G. McFarlane, Randall K. Johnson, Cities, Inclusion, and Exactions, 102 Iowa L. Rev.2145 (July, 2017).
- K.K. DuVivier, Nate Larsen, Nick Lawton, Sam Kalen, Stephen R. Miller, Melissa Powers, Tara Righetti, Troy A. Rule, Amelia Schlusser, Transmission And Transport Of Energy In The Western U.S. And Canada: A Law And Policy Road Map, 52 Idaho L. Rev. 387 (2016).
- Stephen R. Miller, Jamila Jefferson-Jones, Airbnb And The Battle Between Internet Exceptionalism And Local Control Of Land Use, 31-JUN Prob. & Prop. 36 (May/June, 2017).
- Stephen R. Miller, Decentralized, Disruptive, And On Demand: Opportunities For Local Government In The Sharing Economy, 77 Ohio St. L.J. Furthermore 47 (2016).
- Stephen R. Miller, The Local Official And Climate Change, 46 Envtl. L. Rep. News & Analysis 10883 (October, 2016).
- Stephen R. Miller, Planning For Wildfire In The Wildland-Urban Interface: A Guide For Western Communities, 49 Urb. Law. 207 (Spring, 2017).
- Joel A. Mintz, Thinking Beyond Gridlock: Towards a Consistent Statutory Approach to Environmental Enforcement, 46 Environmental Law 241 (2016).
- Joel A. Mintz, Running on Fumes: the Development of New EPA Regulations in an Era of Scarcity, 46 Envt'l. L. Rptr. 10510 (2016).
- Joel A. Mintz, 2016 Annual Supplement to Mintz, State and Local Government Environmental Liability (Thomson West, 2016).
- Joel A. Mintz, Negotiation and Settlement of Enforcement Cases in Leroy Paddock, ed., Encyclopedia of Environmental Enforcement (Edward Elgar, 2017).
- Joel A. Mintz, John Dernbach, Steven Gold, Clifford Villa, Kalyani Robbins, and Wendy Wagner, A Practical Introduction to Environmental Law (Carolina Academic Press, 2017).
- Trevor W. Morrison, Jose A. Cabranes, Richard A. Epstein, Matthew Spitzer, Robert Ellickson, John Ferejohn, Charles R. Plott, Stephen J. Morse, Eleanor M. Fox, Lewis A. Kornhauser, Jamie Baker, Richard L. Revesz, Carol Levine, In Memoriam: Michael E. Levine, 11 N.Y.U. J. L. & Liberty 1 (2017).
- Kenneth M. Murchison, Influences And Influence: Justice Sandra Day O'Connor And Constitutional Doctrine, 35 Quinnipiac L. Rev. 391 (2017).

Fresh Approaches To Teaching Transactional Drafting, 18 Transactions: Tenn. J. Bus. L. 399 (Winter 2016).

Aaron L. Nielson , Christopher J. Walker, Strategic Immunity, 66 Emory L.J. 55 (2016).

-O-

Andrea B. Carroll, Christopher K. Odinet, Gay Marriage And The Problem Of Property, 93 Wash. U. L. Rev. 847 (2016).

Christopher K. Odinet, Bitproperty And Commercial Credit, 94 Wash. U. L. Rev. 649 (2017).

Christopher K. Odinet, Of Progressive Property And Public Debt, 51 Wake Forest L. Rev. 1101 (Winter 2016).

Christopher K. Odinet, Roederick C. White, Sr., Regulating Debt Collection, 36 Rev. Banking & Fin. L. 869 (Spring, 2017).

Jennifer D. Oliva, Valena E. Beety, Discovering Forensic Fraud, 112 Nw. U. L. Rev. 121 (2017).

Myron Orfield, Will Stancil, Why Are The Twin Cities So Segregated?, 43 Mitchell Hamline L. Rev. 1 (2017).

Ashira Pelman Ostrow, One Person, One Weighted Vote, 68 Fla. L. Rev. 1839 (November, 2016).

-P-

Matthew J. Parlow, The Curious Case Of The Bradley Center, 27 Marq. Sports L. Rev. 271 (Spring, 2017).

Matthew J. Parlow, Healthy Zoning, 44 Fordham Urb. L.J. 33 (April, 2017).

-R-

John W. Ragsdale, Jr., The Ozark National Scenic Riverways And The Sagebrush Rebellion In Missouri, 49 Urb. Law. 1 (Winter, 2017).

David Reiss, Accessible Credit, Sustainable Credit And The Federal Housing Administration, 36 No. 6 Banking & Fin. Services Pol'y Rep. 1 (June, 2017).

Mark D. Rosen, The Judiciary'S Inputs In Constitutional Rights Adjudication, 48 Loy. U. Chi. L.J. 487 (Winter 2016).

Mark D. Rosen, Can Congress Play A Role In Remedying Dysfunctional Political Partisanship?, 50 Ind. L. Rev. 265 (2016).

Mark D. Rosen, Marijuana, State Extraterritoriality, And Congress, 58 B.C. L. Rev. 1013 (May, 2017).

Lawrence Rosenthal, Good And Bad Ways To Address Police Violence, 48 Urb. Law. 675 (Fall, 2016).

Leonard S. Rubinowitz, The Courage Of Civil Rights Lawyers: Fred Gray And His Colleagues, 67 Case W. Res. L. Rev. 1227 (Summer, 2017).

Kim S. Rueben, Frank Sammartino, Kirk J. Stark, Upward Mobility And State-Level Eitcs: Evaluating California'S Earned Income Tax Credit, 70 Tax L. Rev. 477 (Spring, 2017).

Erin Ryan, Fisheries Without Courts: How Fishery Management Reveals Our Dynamic Separation Of Powers, 32 J. Land Use & Envtl. L. 431 (Spring, 2017).

-S-

Aaron Saiger, Local Government As A Choice Of Agency Form, 77 Ohio St. L.J. 423 (2016).

Aaron Saiger, Agencies' Obligation To Interpret The Statute, 69 Vand. L. Rev. 1231 (October, 2016).

Peter W. Salsich, Jr., Reflections On The Growth And Influence Of The Journal Of Affordable Housing And Community Development Law, 25 J. Affordable Housing & Community Dev. L. 173 (2017).

Shelley Ross Saxer, When Local Government Misbehaves, 2016 Utah L. Rev. 105 (2016).

Robert A. Schapiro, Opening Remarks, 33 Emory Bankr. Dev. J. 3 (2016).

President Michael H. Schill, Foreword On David Frohnmayer, 94 Or. L. Rev. 493 (2016).

Richard C. Schragger, The Political Economy Of City Power, 44 Fordham Urb. L.J. 91 (April, 2017).

Anthony B. Schutz, Article 7: Documents Of Title, 71 Bus. Law. 1307 (Fall, 2016).

Anthony B. Schutz, Article 7: Documents Of Title, 72 Bus. Law. 1129 (Fall, 2017).

Daniel P. Selmi, Negotiations In The Aftermath Of Koontz, 75 Md. L. Rev. 743 (2016).

Bijal Shah, The Attorney General'S Disruptive Immigration Power, 102 Iowa L. Rev. Online 129 (2017).

Bijal Shah, Interagency Transfers Of Adjudication Authority, 34 Yale J. on Reg. 279 (Winter, 2017).

Jocelyn Simonson, Filming The Police As An Act Of Resistance Remarks Given At The "Smartphoned" Symposium, 10 U. St. Thomas J. L. & Pub. Pol'y 83 (2016).

Jocelyn Simonson, Democratizing Criminal Justice Through Contestation And

Resistance, 111 Nw. U. L. Rev. 1609 (2017).

Jocelyn Simonson, Bail Nullification, 115 Mich. L. Rev. 585 (March, 2017).

Kirk J. Stark, Tax Policy And The (Dying?) American Dream, 70 Tax L. Rev. 409 (Spring, 2017).

Gregory M. Stein, Chinese Real Estate Law And The Law And Development Theory: Comparing Law And Practice, 25 J. Transnat'l L. & Pol'y 1 (2015-2016).

Gregory M. Stein, What Will China Do When Land Use Rights Begin To Expire?, 50 Vand. J. Transnat'l L. 625 (May, 2017).

Steven H. Steinglass, Constitutional Revision: Ohio Style, 77 Ohio St. L.J. 281 (2016). Rick Su, Have Cities Abandoned Home Rule?, 44 Fordham Urb. L.J. 181 (April, 2017).

Rick Su, Intrastate Federalism, 19 U. Pa. J. Const. L. 191 (October, 2016).

Lisa Grow Sun , Brigham Daniels, Externality Entrepreneurism, 50 U.C. Davis L. Rev. 321 (November, 2016).

-V-

Robert R.M. Verchick, Culture, Cognition, And Climate, 2016 U. Ill. L. Rev. 969 (2016).

-W-

Christopher J. Walker, Referral, Remand, And Dialogue In Administrative Law, 101 Iowa L. Rev. Online 84 (2016).

Kent Barnett, Christopher J. Walker, Short-Circuiting The New Major Questions Doctrine, 70 Vand. L. Rev. En Banc 147 (2017).

Christopher J. Walker, Toward A Context-Specific Chevron Deference, 81 Mo. L. Rev. 1095 (Fall, 2016).

Christopher J. Walker, Lawmaking Within Federal Agencies And Without Judicial Review, 32 J. Land Use & Envtl. L. 551 (Spring, 2017).

Christopher J. Walker, Against Remedial Restraint In Administrative Law, 117 Colum. L. Rev. Online 106 (42831).

Christopher J. Walker, Modernizing The Administrative Procedure Act, 69 Admin. L. Rev. 629 (Summer, 2017).

Christopher J. Walker, Legislating In The Shadows, 165 U. Pa. L. Rev. 1377 (May, 2017).

Kent Barnett , Christopher J. Walker, Chevron In The Circuit Courts, 116 Mich. L. Rev. 1 (October, 2017).

Alan C. Weinstein, Reflections On The Persistence Of Racial Segregation In Housing,

- 45 Cap. U. L. Rev. 59 (Winter, 2017).
 - Peter T. Wendel, Wills Act Compliance, 31-JUN Prob. & Prop. 22 (May/June, 2017).
- Peter T. Wendel, Wills Act Compliance And The Harmless Error Approach: Flawed Narrative Equals Flawed Analysis?, 95 Or. L. Rev. 337 (2017).
- Robert F. Williams, Justice William J. Brennan, Jr. And The Evolving Development Of State Constitutional Law, 77 Ohio St. L.J. 203 (2016).
- Robert F. Williams, Evolving State Constitutional Processes Of Adoption, Revision, And Amendment: The Path Ahead, 69 Ark. L. Rev. 553 (2016).
- Erika Wilson, The Great American Dilemma: Law And The Intransigence Of Racism, 20 CUNY L. Rev. 513 (Spring, 2017).