



SECTION ON **STATE AND LOCAL
GOVERNMENT LAW**

NEWSLETTER

Volume XXIX, Number 1

November, 2018

Section Officers

Professor Ngai Pindell, Chair
Professor Ashira Perlman Ostrow, Chair-Elect
Professor Kenneth Stahl, Secretary
Professor Sarah Schindler, Treasurer

Newsletter Editor

Professor J. Clark Kelso

Executive Committee

Professor Sarah Fox
Professor Jonathan Rosenbloom
Professor Shelley Ross Saxer
Professor Kellen Zale

Table of Contents

	<u>Page</u>
Chair's Column by Professor Ngai Pindell	2
Bibliography of Recent Section Member Publications by Professor J. Clark Kelso	3

CHAIR'S COLUMN
by
Professor Ngai Pindell

November 2018

Dear friends,

It is hard to believe that 2018 is coming to a close and that the 2019 AALS Annual Conference in New Orleans, Louisiana is just around the corner! The theme of this year's Annual Conference is **Building Bridges** and, as a Section, we have embraced this theme by partnering with four other sections to create panels around the theme of **Disaster Response, Recovery, and Relief in Minority Communities**. We have secured a prime spot during the conference - Thursday, January 3 from 1:30-4:30pm – so I hope to see many of you there. As the length of the time slot suggests, we are discussing this year's theme across two panels. Here is a short description:

This panel addresses the impacts of and responses to recent disasters and related environmental issues, both natural and man-made, in minority communities. In 2017, the numerous hurricanes that made their way through the Atlantic Ocean were particularly destructive, notably devastating Texas, Florida, the USVI, and Puerto Rico. Also in 2017, California experienced several seasonal catastrophes that were especially ruinous including heavy rains, flooding, wildfires, and mudslides. Climate change is only worsening the impacts on living conditions, and environmental migration is on the rise. The results of all of these disasters and other environmental harms have persisted into 2018 and the effects will likely linger for quite a while. This panel addresses legal recovery from, responses to, and remedies for these disastrous events, with emphasis on minority communities, which are often under-resourced and under-attended when misfortunes fall upon them.

Confirmed panelists include:

- **Rebecca Bratspies**, Professor of Law, CUNY School of Law, Director of Center for Urban Environmental Reform
- **Victor Flatt**, Dwight Olds Chair and Faculty Co-Director, Environmental Energy and Natural Resources (EENR) Center, University of Houston Law Center
- **Susan Kuo**, Associate Dean for Diversity and Inclusion and Professor of Law, University of South Carolina School of Law
- **Matthew Tejada**, Director Office of Environmental Justice, Environmental Protection Agency
- **Cliff Villa**, Keleher & McLeod Professor of Law, University of New Mexico School of Law

Please also plan to join us for our annual section breakfast scheduled for the same morning, January 3, from 7:00-8:30am. We will hold our business meeting at the conclusion of this meeting to elect next year's officers. Thank you to Professor Kenneth Stahl, Director of the Environmental Land Use and Real Estate Law Program at the Dale E. Fowler School of Law, Chapman University, for agreeing to be nominated to serve as next year's chair of the section.

See you all in New Orleans!

Ngai Pindell
Vice Provost for Faculty Affairs
University of Nevada, Las Vegas

**Bibliography of Section Member Law Review Publications
(2017-2018)
by
Professor J. Clark Kelso
University of the Pacific, McGeorge School of Law**

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

-A-

Lisa T. Alexander, Tiny Homes For The Homeless: A Return To Politically Engaged Community Economic Development Law?, 26 J. Affordable Housing & Community Dev. L. 39 (2017).

Professor Lisa T. Alexander, Bringing Home The Right To Housing To Advance Urban Sustainability, 4 Tex. A&M J. Prop. L. 67 (2017).

-B-

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

R. Lisle Baker, Designing A Positive Psychology Course For Lawyers, 51 Suffolk U. L. Rev. 207 (2018).

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

R. Lisle Baker, *Designing A Positive Psychology Course For Lawyers*, 51 *Suffolk U. L. Rev.* 207 (2018).

Kevin Barry, Jennifer Levi, *Blatt V. Cabela'S Retail, Inc. And A New Path For Transgender Rights*, 127 *Yale L.J. Forum* 373 (43020).

Susan D. Bennett, *Coming Of Age On \$2 A Day, Evicted: What Ced Has To Say To Today'S Untethered Poverty*, 26 *J. Affordable Housing & Community Dev. L.* 57 (2017).

William Boyd, Robert Butkin, Student Editor-in-Chief, Faculty Advisor, *Introduction, 2017 ABA Env't Energy, & Resources L.: Year in Rev.* xvii (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).

Maureen E. Brady, *The Damagings Clauses*, 104 *Va. L. Rev.* 341 (May, 2018).

Robert Brauneis, Ellen P. Goodman, *Algorithmic Transparency For The Smart City*, 20 *Yale J. L. & Tech.* 103 (2018).

Robert Brauneis, Dotan Oliar, *An Empirical Study Of The Race, Ethnicity, Gender, And Age Of Copyright Registrants*, 86 *Geo. Wash. L. Rev.* 46 (January, 2018).

Robert Brauneis, *Parodies, Photocopies, Recusals, And Alternate Copyright Histories: The Two Deadlocked Supreme Court Fair Use Cases*, 68 *Syracuse L. Rev.* 7 (2018).

Robert Brauneis, *Properly Funding The Copyright Office: The Case For Significantly Differentiated Fees*, 64 *J. Copyright Soc'y U.S.A.* 451 (Fall, 2017).

Richard Briffault, *The Supreme Court, Judicial Elections, And Dark Money*, 67 *DePaul L. Rev.* 281 (Winter, 2018).

Richard Briffault, *The Challenge Of The New Preemption*, 70 *Stan. L. Rev.* 1995 (June, 2018).

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

Alan Brownstein, *Tribute To Rex Perschbacher (And Justice Cruz Reynoso)*, 52 *U.C. Davis L. Rev. Online* 49 (September, 2018).

Alan Brownstein, *The Multiple Sources And Dimensions Of Religion-State*

Frameworks In Liberal Constitutions, 2017 Mich. St. L. Rev. 163 (2017).

Alan Brownstein, Attempting To Engage In Socially Coherent Dialogue About Religious Liberty And Equality, 31 J. Civ. Rts. & Econ. Dev. 71 (Spring, 2018).

William W. Buzbee, Federalism Hedging, Entrenchment, And The Climate Challenge, 2017 Wis. L. Rev. 1037 (2017).

-C-

David L. Callies, Derek B. Simon, Fair Housing, Discrimination, And Inclusionary Zoning In The United States, 49 Urb. Law. 687 (Fall, 2017).

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

Elizabeth Taylor, Stephanie Talavera, Alejandro E. Camacho, Improving Water Quality And Ecosystem Health In California'S Marine Managed Areas, 48 Env'tl. L. Rep. News & Analysis 10818 (September, 2018).

Kenneth D. Chestek, Fear And Loathing In Persuasive Writing, 14 Legal Comm. & Rhetoric: JALWD 1 (Fall, 2017).

Richard B. Collins, To Sue And Be Sued: Capacity And Immunity Of American Indian Nations, 51 Creighton L. Rev. 391 (March, 2018).

Patience A. Crowder, Contracting For Complexity: Collective Impact Agreements In Community Economic Development, 26 J. Affordable Housing & Community Dev. L. 63 (2017).

Patience A. Crowder, Impact Transaction: Lawyering For The Public Good Through Collective Impact Agreements, 48 Env'tl. L. Rep. News & Analysis 10681 (August, 2018).

-D-

Professor Louis F. Del Duca, Access To Credit Reimagined: A Review Of Color Me Secured By Professors Marc L. Roark And Colin P. Marks, 48 No. 1 UCC L. J. ART 5 (43191).

Jordan Diamond, Holly Doremus, Ronán Long, Oceans & Climate Change:

Calling For Holistic Conversation, 45 Ecology L.Q. 1 (2018).

Paul A. Diller, Edward J. Sullivan, The Challenge Of Housing Affordability In Oregon: Facts, Tools, And Outcomes, 27 J. Affordable Housing & Community Dev. L. 183 (2018).

Holly Doremus, Why Dan Tarlock Is My Hero, 93 Chi.-Kent L. Rev. 983 (2018).

-E-

Steven J. Eagle, James W. Ely Jr., The Contract Clause: A Constitutional History (University Press Of Kansas 2016), 376 Pp., 32-FEB Prob. & Prop. 60 (January/February, 2018).

Steven J. Eagle, Land Use Regulation And Good Intentions, 33 J. Land Use & Envtl. L. 87 (Fall, 2017).

Ann M. Eisenberg, Do Sagebrush Rebels Have A Colorable Claim? The Space Between Parochialism And Exclusion In Federal Lands Management, 38 Pub. Land & Resources L. Rev. 57 (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).

Jonathan L. Entin, George W. Dent, Jr.: Engaged Scholar, 68 Case W. Res. L. Rev. 5 (Fall, 2017).

Jonathan L. Entin, Introduction, 68 Case W. Res. L. Rev. 1059 (Summer, 2018).

Jonathan L. Entin, Book Review: William L. Hershey & John C. Green, Mr. Chairman: The Life And Times Of Ray C. Bliss, 9 ConLawNOW 1011 (2018).

Jonathan L. Entin, A Civil Rights Life Nathaniel R. Jones. Answering The Call: An Autobiography Of The Modern Struggle To End Racial Discrimination In America. New York: The New Press, 2016, 68 Case W. Res. L. Rev. 651 (Winter 2017).

J. Lyn Entrikin, Disrespectful Dissent: Justice Scalia'S Regrettable Legacy Of Incivility, 18 J. App. Prac. & Process 201 (Fall, 2017).

J. Lyn Entrikin, Disrespectful Dissent: Justice Scalia'S Regrettable Legacy Of Incivility, 18 J. App. Prac. & Process 201 (Fall, 2017).

-F-

Zhiyuan Guo , Floyd Feeney, The New Chinese Mental Health Laws, 17 Wash. U. Global Stud. L. Rev. 411 (2018).

Lee Anne Fennell, Accidents And Aggregates, 59 Wm. & Mary L. Rev. 2371 (May, 2018).

Mark Fenster, The Dramas Of Criminal Law: Thurman Arnold'S Post-Realist Critique Of Law Enforcement, 53 Tulsa L. Rev. 497 (Spring, 2018).

Matthew J. Festa, The Well-Tempered City: What Modern Science, Ancient Civilizations, And Human Nature Teach Us About The Future Of Urban Life Jonathan F.P. Rose Harper Wave (2016) 443 Pages/\$29.95, 26 J. Affordable Housing & Community Dev. L. 236 (2017).

Sheila R. Foster, The Limits Of Mobility And The Persistence Of Urban Inequality, 127 Yale L.J. Forum 480 (43038).

Sarah Fox, Home Rule In An Era Of Local Environmental Innovation, 44 Ecology L.Q. 575 (2017).

R. Wilson Freyermuth, Dale A. Whitman, The New Model Negotiated Alternative To The Foreclosure Act, 32-FEB Prob. & Prop. 36 (January/February, 2018).

-G-

Richard W. Garnett, "There Are No Ordinary People": Christian Humanism And Christian Legal Thought, 56 J. Cath. Legal Stud. 77 (2017).

Richard Garnett, Precarious Employment? Varying Approaches To Foreign Sovereign Immunity In Labor Disputes, 51 Int'l Law. 25 (2018).

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).

Robert L. Glicksman , David L. Markell, Unraveling The Administrative State: Mechanism Choice, Key Actors, And Regulatory Tools, 36 Va. Env'tl. L.J. 318 (2018).

Robert L. Glicksman , David L. Markell , Claire Monteleoni, Technological Innovation, Data Analytics, And Environmental Enforcement, 44 Ecology L.Q. 41

(2017).

-H-

Taja-Nia Y. Henderson, Dignity Contradictions: Reconstruction As Restoration, 92 Chi.-Kent L. Rev. 1135 (2017).

Keith Hirokawa, Environmental Law From The Inside: Local Perspective, Local Potential, 47 Env'tl. L. Rep. News & Analysis 11048 (December, 2017).

-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, The Fight For Fair Housing: Causes, Consequences And Future Implications Of The 1968 Federal Fair Housing Act Routledge 2018 Edited By Gregory D. Squires, 27 J. Affordable Housing & Community Dev. L. 1 (2018).

Tim Iglesias, Threading The Needle Of Fair Housing Law In A Gentrifying City With A Legacy Of Discrimination, 27 J. Affordable Housing & Community Dev. L. 51 (2018).

John J. Infranca, (Communal) Life, (Religious) Liberty, And Property, 2017 Mich. St. L. Rev. 481 (2017).

-J-

James B. Jacobs, Assault Rifles And The Impact Of New York State'S Safe Act, 23 City L. 97 (September/October, 2017).

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

Jamila Jefferson-Jones, "Community Dignity Takings": Dehumanization And Infantilization Of Communities Resulting From The War On Drugs, 66 U. Kan. L. Rev. 993 (July, 2018).

Jamila Jefferson-Jones, Extending "Dignity Takings": Re-Conceptualizing The Damage Caused By Criminal History And Ex-Offender Status, 62 St. Louis U. L.J. 863 (Summer, 2018).

Randall K. Johnson, How The United States Postal Service (Usps) Could Encourage More Local Economic Development, 92 Chi.-Kent L. Rev. 593 (2017).

Randall K. Johnson, Uniform Enforcement Or Personalized Law? A Preliminary Examination Of Parking Ticket Appeals In Chicago, 93 Ind. L.J. Supplement 34 (2018).

Anthony Johnstone, Hearing The States, 45 Pepp. L. Rev. 575 (March, 2018).

RonNell Andersen Jones , Lisa Grow Sun, Enemy Construction And The Press, 49 Ariz. St. L.J. 1301 (Winter 2017).

-K-

Eric Kades, The Natural Property Rights Straitjacket: The Takings Clause, Taxation, And Excessive Rigidity, 51 U.C. Davis L. Rev. 1351 (April, 2018).

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

Gary M. Kaleita , Peter Simmons, Lions, Tigers, And Bears, Oh My! Owner And Hoa Liability For Wild Animal Attacks, 91-NOV Fla. B.J. 24 (November, 2017).

Alice Kaswan, A Broader Vision For Climate Policy: Lessons From California, 9 San Diego J. Climate & Energy L. 83 (2017-2018).

Alice Kaswan, Energy, Governance, And Market Mechanisms, 72 U. Miami L. Rev. 476 (Winter, 2018).

Ellen D. Katz, Section 2 After Section 5: Voting Rights And The Race To The Bottom, 59 Wm. & Mary L. Rev. 1961 (April, 2018).

James J. Kelly, Jr., Freeing The City To Compete, 92 Chi.-Kent L. Rev. 569 (2017).

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).

-L-

Jaime Lee, Benefit Corporations: A Proposal For Assessing Liability In Benefit Enforcement Proceedings, 103 Cornell L. Rev. 1075 (May, 2018).

Michael Lewyn, Zoning And Land Use Planning, 46 Real Est. L.J. 219 (Fall, 2017).

Michael Lewyn, The Rise Of Market Urbanism, 32-AUG Prob. & Prop. 38 (July/August, 2018).

Michael Lewyn, Zoning And Land Use Planning, 46 Real Est. L.J. 589 (Spring, 2018).

Michael Lewyn , Beth Gazes, Zoning And Land Use Planning, 47 Real Est. L.J. 103 (Summer, 2018).

Michael Lewyn, Zoning And Land Use Planning, 47 Real Est. L.J. 201 (Fall, 2018).

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

Michael Lewyn, Zoning And Land Use Planning, 46 Real Est. L.J. 447 (Winter 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, Good Faith In Louisiana Property Law, 78 La. L. Rev. 1163 (Spring, 2018).

John Lovett, Moving To Higher Ground: Protecting And Relocating Communities In Response To Climate Change, 42 Vt. L. Rev. 25 (Fall, 2017).

John Lovett, Disseisin, Doubt, And Debate: Adverse Possession Scholarship In The United States (1881-1986), 5 Tex. A&M L. Rev. 1 (Fall, 2017).

-M-

Daniel R. Mandelker, A Special Tribute For Dan Tarlock, 93 Chi.-Kent L. Rev. 997 (2018).

Daniel R. Mandelker, Practicable Alternatives For Wetlands Development Under The Clean Water Act, 48 Env'tl. L. Rep. News & Analysis 10894 (October, 2018).

Daniel R. Mandelker, New Perspectives On Planned Unit Developments, 52 Real Prop. Tr. & Est. L.J. 229 (Fall, 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Building Livability, 47 No. 1 Real Estate Review Journal ART 1 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Housing Matters, 47 No. 2 Real Estate Review Journal ART 1 (Summer 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Preliminary Materials, Real Estate Review Journal Preliminary Materials ()

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, The Next Chapter For Real Estate Review, 46 No. 1 Real Estate Review Journal ART 1 (Winter 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, About The Authors, 47 No. 2 Real Estate Review Journal ART 7 (Summer 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Local Environmental Regulation In The Mountain West, 46 No. 1 Real Estate Review Journal ART 6 (Winter 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, How The Current Hvre Regulatory Framework Materially Inhibits Small-To-Medium Sized Developers And Entrepreneurs From Entering The Real Estate Industry, 46 No. 1 Real Estate Review Journal ART 7 (Winter 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, About The Authors, 46 No. 1 Real Estate Review Journal ART 8 (Winter 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, About The Authors, 47 No. 1 Real Estate Review Journal ART 9 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, The Dilemma, 47 No. 1 Real Estate Review Journal ART 8 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Premises Liability: Configurations, Users, And Cognition, 47 No. 1 Real Estate Review Journal ART 6 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Diversity And Inclusion In Commercial Real Estate: When Will It Be A Reality?, 47 No. 1 Real Estate Review Journal ART 2 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Highlights Of The 2017 Revision To The Secretary Of The Interior'S Standards For The Treatment Of Historic Properties With Guidelines For Preserving, Rehabilitating, Restoring And Reconstructing Historic Buildings, 47 No. 2 Real Estate Review Journal ART 5 (Summer 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Beyond The Federal Historic Tax Credit: State Historic Tax Credits And Historic Properties Redevelopment Funds, 47 No. 1 Real Estate Review Journal ART 3 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, A Dismal Decade For Housing, 46 No. 1 Real Estate Review Journal ART 3 (Winter 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Granny Flats: California'S Latest Solution For Its Housing Crisis, 47 No. 2 Real Estate Review Journal ART 4 (Summer 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Government Fiscal Policy And The Housing Market, 47 No. 2 Real Estate Review Journal ART 3 (Summer 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Sprawl As Where We Grow: How Government Prices Americans Out Of Cities, 46 No. 1 Real Estate Review Journal ART 4 (Winter 2017).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, In The Beginning: The Patient Zero Problem Of Zoning Regulation In The United States, 47 No. 1 Real Estate Review Journal ART 7 (Spring 2018).

Stephen R. Miller, J.D., M.C.P., Editor-in-Chief, Sprawl As Where We Grow: How Government Prices Americans Out Of Cities, 46 No. 1 Real Estate Review Journal ART 4 (Winter 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).

-N-

Aaron L. Nielson , Christopher J. Walker, A Qualified Defense Of Qualified Immunity, 93 Notre Dame L. Rev. 1853 (May, 2018).

-O-

Erin O'Hara O'Connor, Protecting Consumer Data Privacy With Arbitration, 96 N.C. L. Rev. 711 (March, 2018).

-P-

Camille Pannu, Bridging The Safe Drinking Water Gap For California'S Rural Poor, 24 Hastings Env'tl. L.J. 253 (Summer, 2018).

Matthew J. Parlow, Race, Speech, And Sports, 52 U. Rich. L. Rev. 923 (May, 2018).

John F. Pfaff, Criminal Punishment And The Politics Of Place, 45 Fordham Urb. L.J. 571 (February, 2018).

Peter Pitegoff, Community Development Law, Economic Justice, And The Legal Academy, 26 J. Affordable Housing & Community Dev. L. 31 (2017).

Robert C. Power, The Informant Problem, 39-DEC Pa. Law. 46 (November/December, 2017).

-R-

John W. Ragsdale Jr., Time Immemorial: Aboriginal Rights In The Valles Caldera, The Public Trust, And The Quest For Constitutional Sustainability, 86 UMKC L. Rev. 869 (Spring, 2018).

David Reiss, Insuring Sustainable Homeownership, 32-APR Prob. & Prop. 20 (March/April, 2018).

David Reiss, The Federal Housing Administration And African-American Homeownership, 26 J. Affordable Housing & Community Dev. L. 123 (2017).

Richard C. Reuben, Rethinking The Law Of Legal Negotiation: Confidentiality Under Federal Rule Of Evidence 408 And Related State Laws, 59 B.C. L. Rev. 523

(February, 2018).

Daniel B. Rodriguez, Foreword, 112 Nw. U. L. Rev. 1259 (2018).

Jonathan Rosenbloom, Fifty Shades Of Gray Infrastructure: Land Use And The Failure To Create Resilient Cities, 93 Wash. L. Rev. 317 (March, 2018).

Erin Ryan, Negotiating Environmental Federalism: Dynamic Federalism As A Strategy For Good Governance, 2017 Wis. L. Rev. Forward 17 (2017).

Erin Ryan, Secession And Federalism In The United States: Tools For Managing Regional Conflict In A Pluralist Society, 96 Or. L. Rev. 123 (2017).

-S-

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).

Sarah Schindler, The "Publicization" Of Private Space, 103 Iowa L. Rev. 1093 (March, 2018).

Richard C. Schragger, When White Supremacists Invade A City, 104 Va. L. Rev. Online 58 (January, 2018).

Richard C. Schragger, The Attack On American Cities, 96 Tex. L. Rev. 1163 (May, 2018).

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

Richard H. Seamon, Dismantling Monuments, 70 Fla. L. Rev. 553 (May, 2018).

Miriam Seifter, Gubernatorial Administration, 131 Harv. L. Rev. 483 (December, 2017).

Miriam Seifter, Further From The People? The Puzzle Of State Administration, 93 N.Y.U. L. Rev. 107 (April, 2018).

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

Sidney A. Shapiro , Robert R.M. Verchick, Inequality, Social Resilience, And The

Green Economy, 86 UMKC L. Rev. 963 (Spring, 2018).

Jocelyn Simonson, Democratizing Criminal Justice Through Contestation And Resistance, 111 Nw. U. L. Rev. 1609 (2017).

Gregory M. Stein, Reverse Exactions, 26 Wm. & Mary Bill Rts. J. 1 (October, 2017).

Rick Su, Making Room For Children: A Response To Professor Estin On Immigration And Child Welfare, 17 Wash. U. Global Stud. L. Rev. 633 (2018).

David A. Super, A Hiatus In Soft-Power Administrative Law: The Case Of Medicaid Eligibility Waivers, 65 UCLA L. Rev. 1590 (September, 2018).

-T-

William Tilburg, Kathleen Hoke, Mellissa Sager, Fda Regulation Of Electronic Nicotine Delivery Systems And The "Deeming" Rule: What'S Left For States?, 20 J. Health Care L. & Pol'y 27 (2017).

-V-

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

-W-

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

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

Christopher J. Walker, Restoring Congress's Role In The Modern Administrative State, 116 Mich. L. Rev. 1101 (April, 2018).

Christopher J. Walker, Attacking Auer And Chevron Deference: A Literature Review, 16 Geo. J. L. & Pub. Pol'y 103 (Winter, 2018).

Christopher J. Walker, Administrative Law Without Courts, 65 UCLA L. Rev. 1620 (September, 2018).

Kent Barnett , Christopher J. Walker, Chevron Step Two'S Domain, 93 Notre Dame L. Rev. 1441 (March, 2018).

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

Peter T. Wendel, Wills Act Compliance And The Harmless Error Approach: Flawed Narrative Equals Flawed Analysis?, 95 Or. L. Rev. 337 (2017).

Michael Allan Wolf, Supreme Court Roadblocks To Responsive Coastal Management In The Wake Of Lucas, 53 Real Prop. Tr. & Est. L.J. 59 (Spring, 2018).

Michael Allan Wolf, Right Environmentalism: Repurposing Conservative Constitutionalism, 50 Ariz. St. L.J. 651 (Summer, 2018).

-Z-

Kellen Zale, Local Government Formation And Boundary Change In Texas: A Post-Harvey Assessment, 8 HLRe 105 (Spring, 2018).

Kellen Zale, Compensating City Councils, 70 Stan. L. Rev. 839 (March, 2018).

Evan C. Zoldan, Is The Federal Judiciary Independent Of Congress?, 70 Stan. L. Rev. Online 135 (February, 2018).

Evan C. Zoldan, The Klein Rule Of Decision Puzzle And The Self-Dealing Solution, 74 Wash. & Lee L. Rev. 2133 (Fall, 2017).