AALS FAMILY AND JUVENILE LAW
SECTION NEWSLETTER*
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SECTION LEADERSHIP

Section Officers:
• Chair: Joel A. Nichols, University of St. Thomas (MN) School of Law, joel.nichols@stthomas.edu
• Chair-Elect, Jill Hasday, University of Minnesota Law School, jhasday@umn.edu
• Secretary-Treasurer, Jessica Dixon Weaver, SMU Dedman School of Law, jdweaver@smu.edu

MESSAGE FROM THE CHAIR

Hi! I’m honored to serve as Chair of the Section this year. I am privileged to work with Jill Hasday, our Chair-Elect, and Jessica Dixon Weaver, our Secretary/Treasurer – and also with the Executive Committee and all of you this year. Thanks to Melanie Jacobs for her great leadership and service as Chair last year (and Chair-Elect and Secretary/Treasurer before that).

I’m also thankful for our panelists from the Section program at the AALS meeting in January. We had an interesting discussion on “Private vs. Public Family Law,” with remarks by Sarah Abramowicz, Susan Frelitch Appleton, Maxine Eichner, and Stacey Steinberg. The AALS makes available the podcasts of the panels from the annual meeting, and you can access the 2016 podcasts with your AALS login information here: www.aals.org/am2016/podcasts.

Our Section has a large Executive Committee. We’ll continue to do this and if you have interest in serving on the Executive Committee let me know (or for those on the Executive Committee –

* This newsletter is a forum for the exchange of ideas. Opinions expressed here are not necessarily those of the Section and do not necessarily represent the position of the Association of American Law Schools.
if it’s time for you to rotate off let me know that too. It has grown by attrition but not shrunk much in recent years. We realize that, for some members, it is critical to serve on the committee in order to be able to travel to the conference). Leadership for the Section comes up from the Executive Committee. That Committee as a whole weighs in on overarching matters occasionally (shaping the yearly panel, providing input on other programming as needed, etc.). Members have also offered to serve on our Mentorship Committee as well as a Paper Review Committee (to review papers submitted in response to our yearly Call for Papers). If there are specific other subcommittees that we should have, please reach out to me directly with ideas on how to help – and how you’d like to help.

If you are a newer faculty member teaching and writing in Family Law, feel free to reach out and we can connect you with the Mentorship Committee. There are several faculty members happy to connect with you.

The 2016 Executive Committee members include: Erez Aloni, Barbara Babb, Brian Bix, Elizabeth Brandt, Peg Brinig, Cynthia Bowman, Naomi Cahn, June Carbone, Jennifer Drobac, Ann Estin, Theresa Glennon, Cynthia Godsoe, Barbara Glesner-Fines, Vivian Hamilton, Jill Hasday, Melanie Jacobs, Alicia Kelly, Kay Kindred, Rona Kitchen, Solangel Maldonado, Maya Manian, Ellen Marrus, Nancy Maxwell, Linda McClain, David Meyer, Joel Nichols, J T Oldham, David Papke, Radhika Rao, Janet Richards, Margaret Ryznar, Steve Sanders, Andrew Schepard, Nancy Soonpaa, Tanya Washington, Jessica Dixon Weaver, Merle Weiner, Danaya Wright, Robin Wilson, and Jennifer Zawid. If you would like to rotate off the committee or if you do not see your name, kindly let me know so that we can update our list accordingly.

I hope that you have a strong ending to this term, and that you are able to pursue some interesting projects and endeavors this summer.

Joel

MESSAGE FROM THE CHAIR-ELECT

Call for Papers
Family and Juvenile Law Section Program at the 2017 AALS Annual Meeting

The Family and Juvenile Law Section is pleased to announce a call for papers from which one additional presenter will be selected for the section’s program at the AALS 2017 Annual Meeting in San Francisco.

The program will focus on “The Constitution and the Family.” Panelists will present papers that explore any aspects of the intersection between family law and constitutional law. The papers will be published in June 2017 in Constitutional Commentary, a faculty-edited journal at the University of Minnesota Law School.

The following faculty members have already agreed to participate in the published symposium and some of them will be presenting their papers during the section’s AALS program as well:
Kerry Abrams (University of Virginia School of Law)
Joanna Grossman (SMU Dedman School of Law)
Serena Mayeri (University of Pennsylvania Law School)
Melissa Murray (UC Berkeley School of Law)
Douglas NeJaime (UCLA School of Law)
Camille Gear Rich (USC Gould School of Law)

If you are interested in submitting your paper for consideration, please send it to jhasday@umn.edu by August 22, 2016. Papers should be no longer than 10,000 words. They can focus on any aspects of the intersection between family law and constitutional law. Papers that have been accepted for publication are not eligible for consideration because panelists will be publishing their papers in Constitutional Commentary.

A committee appointed by the section chair will review the submitted papers and notify the author of the selected paper by September 28, 2016. All panelists, including the panelist selected from this call for papers, are responsible for paying their own annual meeting registration fee and travel expenses. We are particularly interested in submissions from junior faculty. If you have any questions about the call for papers or the Constitutional Commentary symposium, please contact Jill Hasday at jhasday@umn.edu.

A NEW TREND IN LAW SCHOOL DEANS

Recently there has been a new trend in law school dean appointments that is promising for family law professors. There have been several new Deans selected within the last six years whose primary scholarship is in the area of family law. Gone are the days when the only professors considered for leading a law school come from traditional “C” fields of law -- constitutional law, contract law, corporate law, or criminal law. Take a look at the leading family law scholars who are at the helm of top law schools across the United States. A few of the Deans highlighted have been forerunners for many years at UCLA (Susan Prager) and the University of Baltimore (Gil Holmes). Kudos to the trailblazers and the newcomers!

JENNIFER COLLINS, DEAN OF SOUTHERN METHODIST UNIVERSITY DEDMAN SCHOOL OF LAW, HTTP://WWW.LAW.SMU.EDU/PROFESSOR-PROFILES/COLLINS

MARTHA MINOW, DEAN OF HARVARD LAW SCHOOL, HTTP://HLS.HARVARD.EDU/FACULTY/DIRECTORY/10589/MINOW

DAVID MEYER, DEAN OF TULANE UNIVERSITY LAW SCHOOL, HTTP://WWW.LAW.TULANE.EDU/TLSFACULTY/PROFILES.ASPX?id=13986

MELISSA MURRAY, INTERIM DEAN OF UNIVERSITY OF CALIFORNIA, BERKELEY SCHOOL OF LAW, HTTPS://WWW.LAW.BERKELEY.EDU/PHP-PROGRAMS/FACULTY/FACULTYPROFILE.php?facID=6467
A focus on reproductive and sexual rights has long been a cornerstone of the feminist movement in the United States. The reproductive rights movement has largely been concerned with access to safe and legal abortion, while sexual rights have included a variety of issues related to sexuality including autonomy, privacy, freedom from violence, and reproductive health. In more recent years, the turn to Reproductive Justice (RJ) has sought to contextualize questions of reproduction and sexuality within a race-conscious framework of social inequality and reproductive oppression. RJ seeks to move beyond matters of individual rights, choice and personal health to address more systemic and institutional impediments to realizing full reproductive and sexual freedom. Importantly, this has also included a concern with government obligations and duties, as well as the legal instruments responsible for producing such inequalities across communities both local and global. The shift to the RJ framework has also led to greater inclusivity of the concerns facing a broader set of individuals, including an enhanced focus on marginalized populations as well as the needs of gay, lesbian, bisexual and transgender people.
Questions of institutional responsibility, government action and the limitations of individualized models for justice are also of deep concern to vulnerability theory. This workshop will seek to reflect upon the issues of reproductive rights, sexual health, and sexual violence through the lens of vulnerability as a way to advance discussion on related issues of social justice. It invites engagement with the social reality of inequality developed by the Reproductive Justice model, while highlighting the role played by social institutions in promoting or preventing the resilience needed to control our reproductive and sexual destinies. In moving away from anti-discrimination models, vulnerability theory aims to focus on the operation of our most critical public and private institutions, including healthcare and education, the prison system, the judicial system, and the workplace. By foregrounding the operation of these institutional structures, and the uneven distribution of social goods and resilience they provide, it is hoped that new claims for state responsiveness and public welfare may emerge.

The Workshop begins Friday at 4PM in Dockser Hall (Room 220), Northeastern University School of Law. Dinner will follow the panel presentation session on Friday. Panel presentations continue on Saturday from 9:00 AM to 5PM in Dockser Hall (Room 250); breakfast and lunch will be provided. You can register to attend here: https://www.northeastern.edu/law/academics/conferences/reproductive-justice/index.html.

Second Annual Harry Krause Emerging Family Law Scholars Workshop
University of Illinois College of Law
May 27, 2016

The University of Illinois College of Law, in conjunction with Notre Dame Law School and Chicago-Kent College of Law, has organized the second annual Harry Krause Emerging Family Law Scholars Workshop at the College of Law on Friday, May 27, 2016. The workshop is an opportunity for junior scholars (teaching for seven years or less) to present papers and receive feedback from more senior scholars in family law and related fields, such as reproductive rights, biomedical ethics, children and the law, law and gender, and law and sexuality. Full details about the event can be found here: https://www.law.illinois.edu/academics/lectures-and-conferences/3402.

“Family Realities and Family Law”

INTERNATIONAL SOCIETY OF FAMILY LAW
NORTH AMERICAN REGIONAL CONFERENCE
May 22-24, 2016
Jackson Lake Lodge, Grand Tetons National Park, Wyoming

Family law aims to address the realities of family life. But the past half-century has witnessed profound changes in family form, gender roles, and relational ideals. Family law has, of course, changed during this period as well. But has it changed in the right way? Are the changes adequate to optimally promote family equity, harmony, and stability? The conference
CALL FOR ARTICLES:

Professor Barbara A. Babb, founder and director of the University of Baltimore School of Law Sayra and Neil Meyerhoff Center for Families, Children and the Courts (CFCC), has been appointed as the new Editor-in-Chief of the Family Court Review (FCR). Readers of the AALS Section on Family and Juvenile Law newsletter are invited to submit articles for publication in FCR, the leading interdisciplinary academic and research journal for family law professionals. Published in cooperation with Hofstra University Law School’s Center for Children, Families and the Law, FCR is the quarterly journal of the Association of Family and Conciliation Courts (AFCC), which has over 3,330 members nationally and internationally, each of whom receives FCR. Dr. Robert Emery, the journal’s Social Science Editor, and Professor Babb are very interested to receive articles (25 pages or less) on legal and/or social science aspects of family law, family courts, the resolution of family disputes, and any related topics.
Submitted articles are peer-reviewed. They also welcome your suggestions for special issue themes and/or guest editors. If you are interested to submit an article or to guest edit an FCR special issue, please refer to the AFCC website (http://www.afccnet.org/Publications/Family-Court-Review/Submit-an-article) or contact Professor Babb at bbabb@ubalt.edu or 410-837-5661.

**MEMBER NEWS & RECENT AND FORTHCOMING PUBLICATIONS**

**Barbara Babb** (University of Baltimore) reports that over 200 people attended the University of Baltimore School of Law Sayra and Neil Meyerhoff Center for Families, Children and the Courts (CFCC) eighth annual Urban Child Symposium, “The Education of the Urban Child,” on April 7, 2016. Speakers focused on issues relating to educational inequality, the school-to-prison pipeline, and students with special needs. Keynote speaker, James Cole, Jr., General Counsel, Delegated Duties of Deputy Secretary at the U.S. Department of Education, spoke about President Obama’s “My Brother’s Keeper” initiative.

The University of Baltimore School of Law Sayra and Neil Meyerhoff Center for Families, Children and the Courts recently received three grants totaling more than $132,000 for its Truancy Court Program (TCP), including a grant to support the TCP Attorney from the Maryland Judiciary’s Administrative Office of the Courts.

Professor Barbara Babb and CFCC Senior Fellow Gloria Danziger will present “A Law School’s Truancy Court Program: Re-routing the School-to-Prison Pipeline” at the 2016 Conference on Clinical Legal Education on Sunday, May 1 in Baltimore. The Honorable Yvette Bryant, Judge-in-Charge of the Baltimore City Circuit Court Family Division, and Moshe Berry, a school social worker, also will present. Panelists will explain the genesis of CFCC’s Truancy Court Program and will highlight the impact of participation in the TCP on University of Baltimore law students.


**Richard Chused** (New York) and **Wendy Williams** (Georgetown, Emerita) will publish their book, *Gender and Law in American History* (Carolina Academic Press 2016). It is a large volume (over 1200 pages) covering a variety of topics, including gender and citizenship in the early republic, married women’s property law, divorce, child custody, infanticide, abortion, birth control, race, gender and violence before and after the Civil War, temperance, suffrage, and protective labor legislation. Professor Chused also published *Appropriate(d) Moments*, 26 Fordham Intell. Prop., Media & Ent. L. J. 103 (2015), available online at: http://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=1612&context=iplj. The article delves into the historical and legal contours of a privacy dispute between a family living in a new glass-walled apartment in Tribeca and a photographer who surreptitiously photographed a couple and their children from his loft across the street, hung enlarged versions of the pictures in a
gallery in an exhibition called “Neighbors,” and distributed them online.


**Nancy Dowd** (University of Florida) has been awarded a Fulbright Distinguished Chair for next year, in Sweden, at Lund University, at the Raoul Wallenberg Institute for Human Rights. She will be in residence spring semester 2017. She also delivered the Sidney and Walter Siben Distinguished Professorship Lecture in Family Law at Hofstra on April 14, 2016 and was the Wells Lecturer at Capitol Law School on March 10, 2016. Professor Dowd has two forthcoming publications in conjunction with these two lectures. For Hofstra, the article is “Black Boys Matter: Developmental Equality”, forthcoming 2016; and for Capitol Law Review the article is “Straight Out of Compton: Developmental Equality and a Critique of the Compton School Litigation” also forthcoming in 2016.


Professor Dowd continues to edit the series for NYU Press, Families, Law and Society, and encourages section members to get in touch with her about book ideas, dowd@ufl.law.edu.

**Cynthia Godsoe** (Brooklyn) was promoted to Associate Professor of Law in January 2016. She presented a work-in-progress, *Vulnerable Offenders: Girls in the Juvenile Justice System*, at the Workshop on Children, Vulnerability, and Resilience at Emory Law School on December 12, 2015. She will publish her article, *Recasting Vagueness: The Case of Teen Sex Statutes*, 73 WASH. & LEE L. REV. (forthcoming 2016).


**Joanna Grossman** (Hofstra) was named the inaugural Ellen K. Solender Chair in Women and the Law at SMU Dedman School of Law. The late Solender, who was an SMU alumna and the second female tenured at the law school, funded this $2 million chair. The purpose of the Solender Chair is to encourage research, teaching and advocacy in legal education and the legal profession, aimed at advancing equality for all women.
Melanie B. Jacobs (Michigan State University) is pleased to share that she has been selected for participation in the 2016-2017 CIC ALP Fellowship Program. The Committee on Institutional Cooperation (Big Ten Universities plus University of Chicago) sponsors the Academic Leadership Program. Each university selects up to five fellows, all of whom participate in three two-day seminars at different CIC universities throughout the year. In addition, the university cohort meets approximately twelve times each year. A major goal of the fellowship program is to prepare fellows “to address the challenges of academic administration at major research universities and to help faculty members prepare to meet them.” More information about the program can be found here: https://www.cic.net/projects/leadership/alp/introduction.


Robin Lenhardt (Fordham University) was named the inaugural Director of the Center on Race, Law, and Justice at Fordham University School of Law. The center will function as an incubator and a platform for cutting-edge interdisciplinary scholarship on race, structural inequality, and racial justice tools grounded in critical analyses, comparative inquiry, and innovative methodologies.


Joan Meier (George Washington University) recently published Teaching Lawyering With Heart in the George Washington University Law School Domestic Violence Project, 22 (2) VIOLENCE AGAINST WOMEN, 1-12 (Sage Publications 2016).

Linda C. McClain (Boston University) will be a Laurance S. Rockefeller Faculty Fellow at the University Center of Human Values, Princeton University, during her 2016-2017 sabbatical. She will be working on a new book on “Marriage, Conscience, and Bigotry.” Next month, Foundation Press will publish her co-authored textbook for undergraduate and law students, GAY RIGHTS AND THE CONSTITUTION (with James E. Fleming, Sotirios Barber, and Steven J. Macedo). She finished work on the Fourth Edition of the casebook, DOUGLAS E. ABRAMS ET AL.,


**William Wesley Patton** (Whittier University) has recently decided to change to Emeritus status after having taught for 36 years at both UCLA and Whittier Law Schools. Professor Patton will
remain an Assistant Clinical Vol Professor at the UCLA David Geffen School of Medicine, Department of Psychiatry where he teaches medical ethics, forensic child and adolescent psychiatry and medical policy analysis and advocacy.


Professor Patton in his Legal Policy Clinic recently scored a major victory by filing a white paper with the federal Department of Health and Human Services chronicling the daily CAPTA, FERPA, HIPPA, and Social Security confidentiality violations in Los Angeles Superior Court dependency proceedings. After intervention by HHS the Superior Court substantially modified its court procedures to better assure that child abuse victims' and their family members' federal confidentiality rights are protected during those sensitive hearings.

**Charisa Smith** (Hastie Fellow – University of Wisconsin) was chosen to be a Visiting Scholar at Emory University School of Law with the Feminism and Legal Theory Project & the Vulnerability and the Human Condition Initiative in December 2015. Charisa made the following presentations: *No Quick Fix: The Failure of Criminal Law and the Promise of Civil Law Remedies for Domestic Child Sex Trafficking*, Mid-Atlantic People of Color Legal Scholarship Conference (January 2016); *Can’t w8 2 Press Send: A Legal, Theoretical, and Socio-cultural Analysis of Sexting by Minors*, University of Wisconsin Law School, Institute for Legal Studies (February 2016) and Faculty Workshop (March 2016).

**Jonathan Todres** (Georgia State) published HUMAN RIGHTS IN CHILDREN’S LITERATURE: IMAGINATION AND THE NARRATIVE OF LAW (Oxford University Press, January 2016) (lead author, with Sarah Higinbotham), and has a forthcoming article, *Can Mandatory Reporting Laws Help Child Survivors of Human Trafficking?,* WISCONSIN LAW REVIEW FORWARD (forthcoming April 2016).

**Jessica Dixon Weaver** (SMU) organized a panel and presented her work-in-progress, The Black Parenting Experience: Intergenerational Effects on Children’s Exposure to Violence, at the conference entitled, “The Present and Future of Civil Rights Movements: Race and Reform in 21st Century America,” held at Duke Law School (November 21, 2015). She was appointed to the SMU President’s Commission on the Status of Racial Minorities and the SMU Faculty Cultural Intelligence Innovation Work Group this academic year.