
AALS FAMILY AND JUVENILE LAW
SECTION NEWSLETTER*
Spring 2018

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SECTION LEADERSHIP

Section Officers:

- Chair: Jessica Dixon Weaver, SMU Dedman School of Law, jdweaver@smu.edu
- Chair-Elect, Cynthia Godsoe, Brooklyn Law School, cynthia.godsoe@brooklaw.edu
- Secretary-Treasurer, Kim Hai Pearson, Gonzaga University School of Law, pearsonk@gonzaga.edu

MESSAGE FROM THE CHAIR

Welcome to new and seasoned members of the AALS Section on Family and Juvenile Law! It has been a good year for our section thus far, beginning with the AALS 2018 Annual Meeting in San Diego, California. We had a total of three panels co-sponsored with Sections on Children and the Law, Aging and the Law, and Law and Mental Disability. Please be on the lookout for publications this spring and fall from panelists in the Family Law Quarterly and Family Court Review. A special thanks to Jill Hasday, our past Chair, and Cynthia Godsoe, our past Secretary-Treasurer, Executive Committee members, and of course the panelists for ensuring our successful presence at the 2018 Annual Meeting.

I am excited about the upcoming 2019 Annual Meeting because it will be in New Orleans, Louisiana, which I hope is closer to many of you than San Diego. We have two interesting panels planned, and the Calls for Papers are below. We will be dealing with the hot topic of parents' and children's rights post *Obergefell*, as well as presenting our first AALS panel on teaching. The AALS encourages sections to be proactive in the development of teaching skills among our members, and we would like to assist all of you in honing your family law courses so that students will be more engaged and better prepared for the practice of family law. Congratulations to everyone who has reached a pinnacle in their career this semester, including

* 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.

those who have been promoted to tenure, the rank of full professor, a chair, or an administrative post. If you are retiring this year, we would like to celebrate your career. Please let us know so that you can be featured in the next section newsletter.

Enjoy the rest of your semester!

Jessica Weaver

MESSAGE FROM THE CHAIR-ELECT

I am excited to share with you the call for proposals for the 2019 AALS Annual Meeting.

Thank you.
Cynthia Godsoe

CALL FOR PAPERS

AALS Section on Family and Juvenile Law

2019 AALS Annual Meeting – *Parents’ and Children’s Rights in a Post-Obergefell World*

The AALS Section on Family and Juvenile Law is pleased to announce a call for papers from which one to two presenters will be selected for the section’s program at the AALS 2019 Annual Meeting in New Orleans.

Here is an overview of the panel subject matter:

Recent family law discussions have largely centered on adult intimate relationships, overlooking the significant changes also occurring in the parent-child dyad. This panel will focus on the interplay between parents’ and children’s relational rights, and how these have evolved to reflect demographic realities, new understandings of childhood and adolescent development, and the sea change in marriage jurisprudence. Topics may include definitions of parenthood, including context and number of parents; the balance between parental obligations and rights; the relationship between marriage and cohabitation and parenthood; as well as children’s rights to a voice and influence in their relationships with adults, their own education, and their discipline and freedom from harm.

If you are interested in submitting your paper for consideration, please send it to cynthia.godsoe@brooklaw.edu by Friday August 10, 2018. Please use “AALS Call for Papers Submission” as the subject line of your email. We are particularly interested in submissions from junior faculty. Submissions need not be completed papers, but should be at least 10,000 words. A committee appointed by the section chairs will review the submitted papers and notify the authors of the selected papers by September 14, 2018. All panelists, including the panelists selected from this call for papers, are responsible for paying their own annual meeting registration fee and travel expenses. If you have any questions about the call for papers, please contact [Cynthia Godsoe](#).

CALL FOR PAPERS

AALS Section on Family and Juvenile Law

2019 AALS Annual Meeting – *Alternative Approaches to Teaching Family Law*

The AALS Section on Family and Juvenile Law is pleased to announce a call for papers from which two or three presenters will be selected for the section's program at the AALS 2019 Annual Meeting in New Orleans.

Here is an overview of the panel subject matter:

Teaching a basic or advanced family law course can be challenging each year with new changes in the law and increasing expectations for students to be "practice ready." There is also more student demand for feedback and assessment throughout a semester. This panel presents alternative pedagogical approaches to family law, including simulations, integration of technology, addressing ethical concerns, incorporation of race, class, religious, sexual orientation and gender identity issues, and developing learning outcomes. We are seeking interactive methods of teaching the subject that engage students inside and outside of the classroom. Submissions can include written assignments, small group exercises, hypothetical problems, role-plays, video presentations, 'flip the classroom' exercises, facilitating peer reviews, on-line quizzes, or any other teaching method that has been useful for student comprehension.

If you are interested in submitting your presentation for consideration, please send it to jdweaver@smu.edu by Friday, June 1, 2018. Please use "AALS Teaching Family Law Call for Papers Submission" as the subject line of your email. We are interested in submissions from junior faculty as well as senior faculty. Submissions should be a 400-600 word description of what you would present in a 10-15 minute segment of a panel. A committee appointed by the section chairs will review the submitted presentations and notify the authors of the selected presentations by June 22, 2018. All panelists, including the panelists selected from this call for papers, are responsible for paying their own annual meeting registration fee and travel expenses. If you have any questions about the call for papers, please contact [Jessica Weaver](#).

UPCOMING EVENTS

International Society of Family Law North American Regional Conference: Inequality and the Future of Family Law at the University of Minnesota – April 27 – 28, 2018

At a time of increasing inequality, families – and legal assumptions about families – are increasingly growing apart. The likelihood of marriage, divorce, unplanned pregnancy, access to fertility clinics, residential and relationship stability increasingly reflects differences in income, education, race, region and religion. In response, family law has become more willing to recognize families of choice, where the adults intentionally create a variety of arrangements. But family law is still beset by profound disagreements over how to treat numerous issues such as unplanned families, informal cohabitations that become longer-term arrangements, and adults without formal legal ties to a child. In a world of greater family diversity, what does it mean to do justice to families who do not necessarily share the same assumptions or cultural norms about their relationships?

The conference theme is intended to be inclusive, extending to both public and private law, doctrinal and clinical family law approaches, and those from the social sciences. International and comparative approaches are strongly encouraged but not required. Participants will be welcome to propose panels or individual presentations. For details about the conference, click here: [ISFL conference information](#).

Feminist Legal Theory Collaborative Research Network at the Law and Society Annual Meeting in Toronto – June 7–10, 2018.

The Feminist Legal Theory CRN brings together law and society scholars across a range of fields who share an interest in feminist legal theory. This year’s meeting invites us to explore LAW AT THE CROSSROADS/LE DROIT A LA CROISÉE DES CHEMINS. For more details about the panels and presenters, please contact [Seema Mohaptra](#) or [Daniela Kraiem](#).

Family Law Scholars and Teachers at Cardozo – June 19-20, 2018.

The FLST Conference allows family law scholars to receive detailed, constructive feedback on their work in a supportive and collegial environment. The meeting also offers a forum to meet other family law scholars to talk about teaching, service, developments in the law, and other relevant themes. Scholars present their work, either in its very initial form in an incubator session or in its more developed form in a work-in-progress session. For more details, please click here: [FLST conference information](#) or contact [Kaiponanea Matsumura](#).

International Academy for the Study of the Jurisprudence of the Family
Notice of Academic Symposium and Call for Papers “Family and Poverty”
June 20-21 2018, at University of Asia and the Pacific, Philippines

The International Academy for the Study of the Jurisprudence of the Family (IASJF) is pleased to announce that it will hold its Eleventh International Symposium on the jurisprudence of the family on Wednesday and Thursday, June 20-21, 2018, at the School of Law, University of Asia and the Pacific, in Metro Manila (Philippines). The Symposium is on “Family and Poverty”. The Symposium will address the issues related to the topic from a juridical point of view; interdisciplinary presentations are also welcome.

The IASJF is an independent, interdisciplinary scholarly society that seeks to promote thoughtful consideration and discussion of the foundations of the family, including marriage, parenting, extended and other family relations. For more information visit the [IASJF website](#). The IASJF has previously hosted academic symposia in USA, Argentina, Israel, Spain, Malta, Qatar, Poland and Peru, among others. The IASJF sponsors the International Journal of the Jurisprudence of the Family (IJJF), published in both print editions and in HeinOnline. Papers from prior symposia have been published in past volumes of the IJJF; and selected submitted papers from the 2018 Symposium will be published in volume 8 of the IJJF. The University of Asia and the Pacific is located in Pearl Drive, Ortigas Center, Pasig City, Metro Manila, Philippines.

Persons wishing to present a scholarly paper at the Symposium should submit a short abstract of the paper they propose (no more than 200 words) including a working title, the identity, institutional affiliation and full contact information of the author(s), and a brief description of the

proposed paper. Proposals should be sent to Professor [Stefano Troiano](#) by May 15, 2018. Acceptances will be on a rolling-acceptance basis. All Symposium participants must register (\$125 Academy Members, \$170 non-Members) and pay for their own transportation and hotel. Fee includes all Symposium meals and local transportation from the hotel to the venue of the Symposium. To take advantage of the cheapest fares, it is advisable to book airline connections as soon as possible. Online registration will be open from 15 April 2018. For further information about the IASFJ or this Symposium, please go to the [IASFJ website](#).

Southeastern Association of Law Schools 2018 Conference at Marriott Harbor Beach Resort & Spa, Fort Lauderdale, Florida - August 5–11, 2018.

For more details, please click here: [SEALS conference information](#).

CALL FOR ARTICLES

Professor Barbara A. Babb, CFCC Director and Editor-in-Chief of the *Family Court Review (FCR)*, invites members of the AALS Section of Family and Juvenile Law to submit articles for publication in *FCR*, the leading interdisciplinary academic and research journal for family law professionals. *FCR* is the quarterly journal of the Association of Family and Conciliation Courts (AFCC). Submitted articles are peer-reviewed. For more information, please refer to the [AFCC website](#) or contact by email [Barbara A. Babb](#) or phone 410-837-5661.

MEMBER NEWS & RECENT AND FORTHCOMING PUBLICATIONS

Libby Adler (Northeastern) has a book coming out next month: [Gay Priori: A Queer Critical Legal Studies Approach to Law Reform](#); much of the book is about LGBTQ homeless youth.

Barbara A. Babb, Director of the University of Baltimore School of Law Sayra and Neil Meyerhoff Center for Families, Children and the Courts, conducted a training on Unified Family Courts for Douglas County, Indiana, judges, attorneys, and services providers as part of a site visit in connection with its grant from the Nebraska Administrative Office of the Courts. CFCC will examine Nebraska's current court system and offer suggestions for moving forward with a Unified Family Court pilot project in Douglas County, Nebraska. The grant will culminate in recommendations for implementation presented to the Supreme Court Commission on Children in the Courts. For more information, please go to the [unified family court study funded in Douglas County webpage](#).

Statewide Symposium on Restorative Practices

CFCC, in partnership with Open Society Institute-Baltimore, hosted its tenth annual Urban Child Symposium on April 4. "Restorative Practices and the Urban Child: Rethinking School Discipline" focused on alternatives to harsh school discipline practices. Education, justice, and policy experts discussed ways in which restorative practices can address chronic absenteeism, school disengagement, and the school-to-prison pipeline.

Nation's First Post-J.D. Certificate in Family Law

The University of Baltimore (UB) School of Law has launched the nation's first post-J.D. Certificate in Family Law, which is in its second semester of instruction. Associate Professor of

Law [Barbara Babb](#) serves as director of the program, which addresses a growing demand for a family law curriculum that offers a holistic blend of theory and practice. The certificate program is intended both for new attorneys beginning to practice family law and for attorneys seeking to add family law expertise to their practice areas. Students can complete the 16-credit program over 12 months or at their own pace. For more information about the Post-J.D. Certificate in Family Law, visit the program's [website](#).

In 2018, **Melissa Breger** (Albany) has been presenting her work on child trafficking at various conferences and to various task forces. She has also been quoted in various news articles on the topic.

In addition, she will be presenting at Law & Society in Toronto in June. She will present both as an Author Meets Reader for Linda Fentiman's Blaming Mothers and as part of the FLT-CRN presenting her Notre Dame Journal of Legislation piece "Reforming by Re-Norming: How The Legal System Has The Potential To Change A Toxic Culture Of Domestic Violence" (to be published April 2018, vol 44, no.2).

Karen Czapanskiy (Univ. of Maryland), *Structured Settlement Sales and Lead-Poisoned Sellers: Just Say No*, 36 Virginia Environmental Law Journal 1 (2018).

Nancy Dowd (Univ. of Florida), David H. Levin Chair in Family Law, has a book, [REIMAGINING EQUALITY: A NEW DEAL FOR CHILDREN OF COLOR](#), coming out in June 2018.

Dr. Jennifer A. Drobac (Indiana Univ.) accomplished the following:

Awards & Service:

With the #MeToo and #TimesUp campaigns, people in media and politics reach out to Professor Jennifer Drobac for her expertise regarding sexual harassment and assault law. To date, she has spoken with more than 60 local, state, and national [media outlets](#) since the story of the sexual abuse accusations against film producer Harvey Weinstein broke in early October 2017. She continues to serve on the Indiana University Task Force on Sexual Assault, Prevention, Intervention, and Response ([SAPIR](#)).

Research:

- 2018 Visiting Scholar, The Petrie-Flom Center for Health Law Policy, Biotechnology, and Bioethics at Harvard Law School and Massachusetts General Hospital Center for Law, Brain, and Behavior
- 2016-2017 Visiting Fellow, Clare Hall, University of Cambridge, Cambridge, England

Publications:

- [Age-Of-Consent Laws Don't Reflect Teenage Psychology. Here's How To Fix Them](#), Vox (Nov. 20, 2017)
- [Equality, Dignity & Privacy: Indian & US "Pansexual" Human Rights](#), Indian Const. L.R. (Apr. 2017), at 1

Jim Dwyer (William & Mary) has published a new book: *Liberal Child Welfare Policy and Its Destruction of Black Lives* (Routledge 2018).

Recently, Jim Dwyer received the Plumeri Award for Faculty Excellence at William & Mary.

Linda Elrod, Richard S. Righter Distinguished Professor of Law, gave a presentation on “Is the Trend toward a Best Interests Standard in Relocation Cases Actually in a Child’s Best Interests?” at a Changing Family Forms Symposium for the University of Edinburgh Law School in Scotland on March 20-21, 2018.

Linda, along with coauthor Tom Oldham and Harry Krause, published the 8th edition of their textbook *Family Law: Cases, Comments and Questions* (Thomson Reuters 2018). The 2017-8 edition of the *Kansas Law and Practice: Kansas Family Law* (Thomson Reuters) came out in January. The 2018 Edition of *Child Custody Practice and Procedure* (Thomson Reuters) was published in March.

Jessica Feinberg (Mercer) has an article that will be published soon: *A Logical Step Forward: Extending Voluntary Acknowledgments of Parentage to Female Same-Sex Couples who Conceive Using Sperm Provided in Compliance with Donor Non-Paternity Laws*, 30 *Yale J.L. & Feminism* (forthcoming 2018).

Barry C. Feld (Univ. of Minnesota), “Punishing Kids: Delinquents in Juvenile Court; Youths in Criminal Court,” 42 *Crime & Justice* – (April, 2018); “Competence and Culpability: Delinquents in Juvenile Court; Youths in Criminal Court,” 102 *Minnesota Law Review* 473 (2017); “Juvenile Justice,” in 1 *Reforming Criminal Justice* 329 (Erik Luna ed., Arizona State University Press 2017); and “My Life in Crime: An Intellectual History of the Juvenile Court,” 17 *Nevada Law Journal* 299 (2017).

Barry C. Feld and **Perry Moriearty** (Univ. of Minnesota), *Cases and Materials on Juvenile Justice Administration* (5th Edition, West 2018)

In addition, Barry Feld received the Minnesota Law Review's Distinguish Alumni Award.

Leah A. Hill (Fordham), “Disrupting the Trajectory: Representing Disabled African American Boys in a System Designed to Send Them to Prison,” 45 *Fordham Urb. L.J.* 201 (2017) and “Loving Lessons: White Supremacy, *Loving v. Virginia*, and Disproportionality in the Child Welfare System,” ___ *Fordham Law Review*, *Forthcoming, Spring 2018*

Sanford N. Katz' (Boston College) book *Family Law in America* (Oxford University Press) is in its 2d edition and will be translated into Chinese and published in China.

Suzanne Kim (Rutgers) has been elected to the Board of Directors of the Asian American Bar Association of New York (AABANY).

She has the following forthcoming publications:

The Process of Relational Migration, __ *Fam. L.Q.* ___ (forthcoming, 2018).

Marriage Equalities: Gender and Social Norms in Same-Sex and Different-Sex Marriage (contracted with New York University Press).

Gender, Law, and Social Perspectives in Same-Sex Divorce and Dissolution, ___ *Fam. Ct. Rev.*

___ (with Edward Stein) (special issue eds. Carlos Ball & Charlotte Patterson) (forthcoming, 2018).

Divorce, Gender Dynamics, and Same-Sex Marriage, in LGBTQ Divorce and Relationship Dissolution: Scientific and Legal Perspectives and Implications for Practice (with Edward Stein) (eds. Abbie Goldberg & Adam Romero) (Oxford University Press) (forthcoming, 2018).

Commentary on Rewrite of Michael H v. Gerald D, in Feminist Judgments: Rewritten Family Law (ed. Rachel Rebouché) (Cambridge University Press, forthcoming).

Commentary on Rewrite of Burwell v. Hobby Lobby Stores, in Reproductive Justice Re-Written (ed. Kimberly Mutcherson) (Cambridge University Press, forthcoming, 2019).

In March, **Roberta Rosenthal Kwall** (DePaul) gave a lecture on The Intermarriage Discourse and the Conservative Movement at Congregation Magen Avraham, in Omer, Israel. She also taught a course on Jewish Law and the American Jewish Movements at Radzyner Law School, Israel.

Myrisha Lewis is in her first-year as a tenure-track faculty member at the Howard University School of Law. This semester, she is teaching Family Law and Bioethics and the Law, and she taught Health Law in the Fall. Her most recent article, *How Subterranean Regulation Hinders Innovation in Assisted Reproductive Technology* is forthcoming this Spring in the *Cardozo Law Review*.

Elizabeth MacDowell (UNLV) is organizing *Feminist Forum on Gender Violence and Femicide: Responses, Practices, and Legal Frameworks*, to be held at Kozyatağı Culture Center in Istanbul, Turkey on April 28, 2018. The event will bring together academics and civil society organizations working on gender violence, including in LGBTQI, refugee, and other multiply marginalized communities, to examine the problem of gender violence and ways forward for collaborative solutions.

Professor MacDowell is in Turkey for the 2017-18 academic year as a Fulbright Scholar and Senior Researcher at Anadolu University Law Faculty in Eskişehir.

John E.B. Myers (Univ. of the Pacific) published *California Family Law: A Practice Focused Casebook* (2018)(West), and *California Community Property: Guide to the Course and the Bar Exam* (2018)(West).

T.J. Oldham (Georgetown), “A Survey of Lawyers’ Observations About the Principles Governing the Award of Spousal Support throughout the United States,” 51 *Fam. L. Q.* 1 (2017) and “The Financial Provision Bill and the American Experience,” *Family Law* (London) (January 2018) at 82.

Jane Stoever (UC Irvine School of Law), *Parental Abduction and the State Intervention Paradox*, 92 *Wash. L. Rev.* 861 (2017); *Texas Shooting Shows Risk of Ignoring Relationship Violence*, CNN Opinion (Nov. 10, 2017); *Most Kidnapped Children Are Taken By a Parent. That Doesn’t Mean They’re Safe*, *Washington Post* (Sunday Outlook Section) (July 21, 2017); and *Domestic Violence Victims Shouldn’t Have to Choose Between Deportation and Medical Care*, *L.A. Times*, Op-ed (July 17, 2017).

Prof. Stoever continues to direct the UCI Initiative to End Family Violence, which unites faculty

from 21 departments with community partners in research, education, and clinical interventions in abuse. The Initiative recently co-hosted the series #MeToo Making a Movement: Reckoning and Redemption, along with our Economic Justice Conference and other programs, which can be found at [UCI Initiative to End Family Violence](#).

Jonathan Todres (Georgia State) reports the following recent and in-press publications: *The Trump Effect, Children, and the Value of Human Rights Education*, Family Court Review (forthcoming Spring 2018; part of a symposium issue on children's rights in the Trump Administration); *Confronting Child Exploitation: The Optional Protocols and the Role of Children's Rights Law*, in Violence against Children: Making Human Rights Real (Gertrud Lenzer ed., Routledge, 2018); and *Child Trafficking: Issues for Policy and Practice*, 46 Journal of Law, Medicine, and Ethics 159 (2018) (with Jordan Greenbaum and Katherine Yun).

For Spring 2018, Jonathan is serving as a Fulbright scholar at University College Cork School of Law in Ireland, where he is conducting research on human rights education for children, focusing on rights discourses in children's literature and other spaces children inhabit.

Merle H. Weiner (Univ. of Oregon), *A Principled and Legal Approach to Title IX Reporting*, 85 Tenn. L. Rev. 73 (2017).