MESSAGE FROM THE CHAIR

Property friends,

Happy festive season to you all.

It’s been an exciting year for property law; New York finally imposed a duty to mitigate on residential landlords, we witnessed the rebirth of rent control in California, and there’s burgeoning momentum to tackle the ills of single-family zoning. The judiciary has also provided property pros with some new cases to chew on. Most notably, in an opinion released over the summer, the Supreme Court overturned Williamson County, opening the federal courts to litigants who feel aggrieved by local property regulations. And, just this week, the Court of Federal Claims held that the Army Corps of Engineers committed a taking when it flooded the land of some property owners during Hurricane Harvey.

In 2019, the property section also welcomed an incredibly exciting class of first year teachers to the ranks: Xiaoqian Hu (Arizona), Yael Lifshitz (Kings College London), K-Sue Park (Georgetown), Joseph Schremmer (New Mexico), and David Waddilove (Notre Dame). If you see them around at conferences, please be sure to say hello.

And speaking of conferences, let me end with a plug for our upcoming annual meeting in Washington D.C. If you’re a fan of property scholarship, Saturday January 4th will be absolutely packed. At 7:00 am we’ll kick off the day with the annual business meeting. The main Property session will then begin at 1:30 pm. Our panel is entitled, Land Use Reform and the Housing Crisis: Is 100 Years of Exclusionary Zoning Enough? It will feature Chris Elmendorf (UC Davis), Anika Singh Lemar (Yale) Sara Bronin (UConn), and Alex Baca (DC housing & transportation activist, writer, and Twitter All-Star).

We’ll end the day with our Junior Scholars Works-in-Progress panel at 3:30 pm. For the first time since the hiring slowdown in 2009, the property section has a very deep bench of young scholars. Please come out and show some support for this great group of juniors: Mekonnen Ayano (Missouri), Edward De Barbieri (Albany), John Bliss (Denver), Elizabeth Elia (New Mexico), Sheldon Lyke (Northern Kentucky), Janewa Osei-Tutu (Florida International), and Anika Singh Lemar (Yale).

Finally, thank you so much to this year’s executive team. Rashmi Dyal-Chand, John Infranca, Andrea Boyack, and the Executive Board have made the work very easy. I hope to see you in D.C.

Steve Clowney
Professor of Law
University of Arkansas-Fayetteville
UPCOMING CONFERENCES

Association for Law, Property, & Society – New Orleans, Louisiana, May 22-23, 2020

The Association for Law, Property & Society (ALPS) is an organization for those engaged in scholarship on all aspects of property law and society. Its annual meeting brings together scholars from different disciplines and from around the world to discuss their work and to foster dialogue among those working in property law, policy, planning, social scientific field studies, modeling, and theory. ALPS will hold its 11th Annual Meeting at Tulane Law School from May 22-23, 2020.

Paper submissions on any subject related to property law and the practices that shape property norms and institutions are welcome.

For details and a link to the call for papers, please see https://www.alps-law.org/annual-meeting.


Registration information available at: https://www.law.uconn.edu/calendar/event/2020/01/24/historic-and-green-new-climate-agenda.
RECENT PUBLICATIONS BY SECTION MEMBERS

Nadia Ahmad
Barry University School of Law
- Climate Cages: Calibrating Carceral State, Mobility, and Environmental Justice, 65 LOYOLA LAW REVIEW __ (2020).
- Faith-Based Approaches to Ecological Harmony and Environmental Protection, 21 RUTGERS RACE & THE LAW REVIEW __ (2020).
- Recognizing the Role of Religion in Environmental Legal Norms, 29 ST. THOMAS LAW REVIEW __ (2020).

Jessie Allen
University of Pittsburgh School of Law
- Jessie Allen, Blackstone Sparks Joy, in BLACKSTONE WEEKLY, October 2019 https://blackstoneweekly.wordpress.com/2019/10/..

Albertina Antognini
University of Arizona James E. Rogers College of Law

Natalie Banta
Drake University Law School

Jane B Baron
Temple University Beasley School of Law

Gerry W. Beyer
Texas Tech University School of Law
- Texas Estate Planning Statutes With Commentary (2019-2021 ed.).
- Beyer’s Texas Property Code Annotated with Related Texas Law (2019 ed.).
- Estate Planning for Mary Jane and Other Marijuana Users, PROB. & PROP., Mar./Apr. 2019, at 17 (with Brooke Dacus).
Daniel B. Bogart  
Dale E. Fowler School of Law, Chapman University

- *ABA Learning Outcomes Compliance and the Real Estate Course Trajectory -- Reflections of an Outgoing Associate Dean*, 53 Wake Forest L. Rev. 923 (2018).

Andrea Boyack  
Washburn University School of Law


Sara C. Bronin  
University of Connecticut Law School


David Callies  
William S. Richardson Law School


Alejandro E. Camacho  
University of California, Irvine

• Allocation Considerations for Climate Governance, CPR POLICY BRIEF (2019) (with Robert L. Glicksman).
• How to Improve Allocations of Regulatory Authority, REG. REV. (Oct. 22, 2019) (with Robert L. Glicksman).
• Trump’s Decision to Hamstring California’s Climate Authority Is Illogical and Uninformed, THE REVELATOR (Oct. 4, 2019) (with Robert L. Glicksman).
• Trump administration rollbacks disable environmental planning and democracy, THE HILL (Sept. 3, 2019).
• What President Trump’s Infrastructure Agenda Gets Wrong, REG. REV. (May 6, 2019).
• Acclimatizing Conservation, BLARB (Feb. 4, 2019).

**Faisal Chaudhry**  
University of Dayton School of Law  
• *Property as Rent*, 94(2) ST. JOHNS L.R. (forthcoming 2020).
• *Property and Its Rule (in Late Indo-Islamicate and Early Colonial) South Asia: What’s in a Name?*, 61 J. ECON. & SOC. HIST. ORIENT 920 (2018).

**Richard Chuse**  
New York Law School  
• *Some Thoughts About Fair Use and Harm to Third Parties*, 67 UCLA L. REV. DISC. 104 (2019).

**Carl J. Circo**  
University of Arkansas School of Law  
• CONTRACT LAW IN THE CONSTRUCTION INDUSTRY CONTEXT (2020).

**Steve Clowney**  
Arkansas - Fayetteville  

**Nestor Davidson**  
Fordham Law School  
• *Law and the New Urban Agenda* (Routledge, forthcoming 2020), (co-editor, with Geeta Tewari).
Edward W. De Barbieri  
Albany Law School  

Rashmi Dyal-Chand  
Northeastern University  
- Legal Scholarship for the Urban Core: From the Ground Up (Cambridge 2019) (with Peter Enrich).  
- Property in Law, in Transformative Property Law: Festschrift in Honor of Aj Van Der Walt (with Privilede Dliwayo) (G Muller et. al, eds. 2019).

Gabriel Eckstein  
Texas A&M University School of Law  
- The path towards groundwater management in the borderlands of Mexico and Texas, WIRES WATER (2019) (with Rosario Sanchez).  
- Conferring legal personality on the world’s rivers: A brief intellectual assessment, 44 WATER INT’L 804 (2019).  

Kate Sablosky Elengold  
UNC School of Law  

Elizabeth Elia  
University of New Mexico School of Law  
- Perpetual Affordability Covenants: Can These Land Use Tools Solve the Affordable Housing Crisis?, 124 PENN. ST. L. REV. 57 (2019).

Lee Anne Fennell  
University of Chicago  
- Slices and Lumps: Division and Aggregation in Law and Life (University of Chicago Press, 2019).  
Peter M. Gerhart  
Case Western Reserve School of Law  

Celeste Hammond  
UIC John Marshall Law School  

N. William Hines, Jr.  
University of Iowa College of Law  
- *Here We Go Again: A Third Legislative Attempt To Protect Polluting Iowa CAFOs From Neighbors’ Nuisance Actions*, 103 IOWA LAW REVIEW 41 (2019).

John Infranca  
Suffolk School of Law  
- *Regulatory Challenges in the Sharing Economy* (with Nestor Davidson), 27:2 THE PUBLIC LAWYER 2 (Summer 2019).

Lolita Buckner Inniss  
SMU Dedman School of Law  
- *Property Law Revolution, Devolution, and Feminist Legal Theory*, in ELOISA C. RODRIGUEZ-DOD AND ELENA MARIA MARTY- 


- *The Lucky Law Professor and the Eucatastrophic Moment*, in CARMEN GONZALEZ, EDITOR, PRESUMED INCOMPETENT II (invited contribution; forthcoming 2020, Utah University Press).

Jamila Jefferson  
University of Missouri Kansas City  

Randall K. Johnson, Associate Professor of Law  
Mississippi College, School of Law  
Alice Kaswan
University of San Francisco School of Law
- Carbon Pricing: Essential but Insufficient, CENTER FOR PROGRESSIVE REFORM (July 2019).

Christine A Klein
University of Florida Levin College of Law

Roberta Kwall
DePaul University College of Law

Herbert I Lazerow
University of San Diego
- Copyright Co-ownership, 67 J. COPYRIGHT SOC. USA --- (2020).

Michael Lewyn
Touro Law Center

Adam James MacLeod
Faulkner University, Jones School of Law

Audrey McFarlane
University of Baltimore School of Law
- Race, Space, and Democracy: Locally-Based Strategies for Development – Panel Discussion from Fourth National People of Color Legal Scholarship Conference, Hosted at the American University Washington College of Law (with Erika Wilson, Michéle Alexandre and Ezra Rosser).

Timothy J. McFarlin
University of La Verne College of Law
- Using Open-Source, Collaborative Online Reading to Teach Property (forthcoming 64 ST. LOUIS U. L.J. ___ (2020).

M.C. Mirow
Florida International University
- Leon Duguit, in GREAT CHRISTIAN JURISTS IN FRENCH HISTORY 358-371 (with Olivier Descamps & Rafael Domingo eds., 2019).
Timothy M. Mulvaney  
Texas A&M University School of Law

- Property-as-Society, 2018 WISC. L. REV. 911.

John Nolon  
Pace Law School

- Land Use Strategies that Mitigate Climate Change, PROB. & PROP. (forthcoming Jan.-Feb., 2020)

Christopher K. Odinet  
University of Oklahoma College of Law


Jessica Owley  
University of Miami


David Papke  
Marquette University Law School


Heather Payne  
Seton Hall University School of Law


Michael Pollack  
Benjamin N. Cardozo School of Law

David J Reiss  
Brooklyn Law School  

Angela Riley  
UCLA Law School  
- Privatizing the Reservation?, 71 STANFORD LAW REVIEW 791 (2019) (with Kristen Carpenter).

Eloisa C. Rodriguez-Dod  
Florida International University  

Tom Romero II  
University of Denver  

Ronald Rosenberg  
William and Mary Law School  

Jonathan Rosenbloom  
Vermont Law School  
- Facing Water-Based Challenges with Sustainable Development Codes, 8 ZONING PRACTICE 2 (American Planning Association) (2019).

Laura Rothstein  
University of Louisville Brandeis School of Law  

Shelley Saxer  
Pepperdine University Caruso School of Law  
- Planning for Wildfire Disasters, JOTWELL PROPERTY (Feb. 2019).
- Exactions and Impact Fees, 7 PROP. RTS. CONF. J. 77 (2018)

Joseph Schremmer  
New Mexico  

• **Oil, Gas & Mineral Law, KANSAS ANNUAL SURVEY OF LAW** (Kansas Bar Association 2019) (with Casey L. Jones & Charles A. Steincamp).

**Joseph William Singer**  
Harvard Law School


**Jim Smith**  
University of Georgia


**Ilya Somin**  
George Mason University


- **The Promise and Peril of Epistocracy**, INQUIRY (forthcoming) (Symposium on Jason Brennan, Against Democracy).


**Gregory M. Stein**  
University of Tennessee

- **Inequality in the Sharing Economy**, 85 BROOKLYN LAW REVIEW (forthcoming 2020).

- **Where Will the Next Generation of Real Estate Lawyers Come From?**, THE ACREL PAPERS—Fall 2019, at 236 (2019).

- **Should Owner Motivation Limit the Exercise of Property Rights?**, JOTWELL (March 20, 2019).

**Stewart Sterk**  
Cardozo Law School


**Blake A. Watson**  
University of Dayton School of Law


• *The Right to Limit or Prohibit Mineral Lease Transfers*, 34 PROBATE AND PROPERTY, Issue 1 (Jan./Feb. 2020).

**Brandon Weiss**  
University of Missouri Kansas City School of Law  

**Mary Jo Wiggins**  
The University of San Diego School of Law  
• *Access Anxiety*, 54 REAL PROPERTY, TRUST AND ESTATE LAW JOURNAL 1 (2019).

**Michael Allan Wolf**  
The University of Florida Levin College of Law  

**Danaya Wright**  
The University of Florida, Levin College of Law  
• *Tearing Down the Wall: How Transfer-on-Death Deeds Challenge the Testamentary/Inter Vivos Divide*, 78 MARYLAND L. REV. 511 (2019) (with Stephanie Emrick).  