

Faculty Activities



left to right
 Bruce Ackerman
 Anne L. Alstott
 Ian Ayres
 Jack M. Balkin
 Robert A. Burt
 Guido Calabresi

Bruce Ackerman

Publications

The New Paradigm Reconsidered, 91 CAL. L. REV. 743 (2003) (with Ian Ayres); *Why a New Paradigm?*, 37 U. RICH. L. REV. 1147 (2003) (with Ian Ayres); *Never Again*, AM. PROSPECT, May 2003, at 24; *Raw Deal*, AM. PROSPECT (web exclusive), May 14, 2003; *Fear Itself*, AM. PROSPECT (web exclusive), June 3, 2003; *Patriot Dollars Put Money Where the Voters Are*, L.A. TIMES, July 17, 2003, at 15 (with Ian Ayres); *The Vote Must Go On*, N.Y. TIMES, September 17, 2003, at A-27; *Interview with Gabor Halmai*, FUNDAMENTUM (in Hungarian), Issue 2/2003, at 51.

Anne L. Alstott

Lectures and Addresses

Interdisciplinary Workshop on Work, Family, and Public Policy, Washington University, St. Louis, "No Exit."

Ian Ayres

Lectures and Addresses

"To Insure Prejudice: Racial Determinants of Taxicab Tipping," lectures at the University of North Carolina, Northwestern University, Australian National University, University of New South Wales, American Law and Economics Association; Olin Lecture, University of Michigan Law School, "Can Legal Creativity Be Taught?"; American Law and Economics Association, "Lessons for Future Empiricism from the 'More Guns, Less Crime' Debate."

Publications

WHY NOT?: HOW TO USE EVERYDAY INGENUITY TO SOLVE PROBLEMS BIG AND SMALL (with Barry Nalebuff, 2003); *Is Discrimination Elusive?*, 55 STAN. L. REV. 2419 (2003);

The Paradigm Revisited, 91 CAL. L. REV. 743 (2003) (with Bruce Ackerman); *Shooting Down the More Guns, Less Crime Hypothesis*, 55 STAN. L. REV. 1193 (2003) (with John J. Donohue III); *The Latest Misfires in Support of the More Guns, Less Crime Hypothesis*, 55 STAN. L. REV. 1371 (2003) (with John J. Donohue III); *Correlated Values in the Theory of Property and Liability Rules*, 32 J. LEGAL STUD. 121 (2003); *Marketing Privacy: A Solution for the Blight of Telemarketing (and Spam and Junk Mail)*, 20 YALE J. ON REG. 77 (2003) (with Matthew Funk); STUDIES IN CONTRACT LAW (6th edition, 2003) (with Edward J. Murphy & Richard E. Speidel); *Why a New Paradigm?*, 37 U. RICH. L. REV. 1147 (2003) (with Bruce Ackerman); *Dialing for Dollars*, N.Y. TIMES, Sept. 30, 2003, at A29; *Charity Begins At Schedule A*, N.Y. TIMES, p. A21, col. 1 (April 15, 2003) (with Barry Nalebuff); *An Educated Consumer*, FORBES 95 (June 09, 2003) (with Barry Nalebuff); *Blackbox for Cars*, FORBES 125 (August 11, 2003) (with Barry Nalebuff); *Sarbanes/Oxley's First Birthday*, Marketplace Public Radio Commentary (July 30, 2003) (with Barry Nalebuff); *Blackboxes for Cars*, Marketplace Public Radio Commentary (Sept. 16, 2003) (with Barry Nalebuff); *Exactly Who's In the Right in This Labor Dispute?*, YALE DAILY NEWS 2, Sept. 4, 2003, at 2; (with Barry Nalebuff); *Making Ideas Take Flight*, BUSINESS 2.0 133 (Oct. 2003) (with Barry Nalebuff); *Patriot Dollars Put Money Where the Voters Are*, L.A. TIMES, July 17, 2003, at 15 (with Bruce Ackerman); *Want to Call Me? Pay Me!*, WALL ST. J., October 8, 2003, at A24 (with Barry Nalebuff).

Jack M. Balkin

Lectures and Addresses

Faculty of Law, University of Sydney, Sydney, Australia, "Recent Developments in American Constitutional Law"; Julius Stone Lecture, University of Sydney, "How Rights Change: Freedom of Speech in the Digital Age"; Faculty of Law, Monash University, Melbourne, Australia, "Is the Constitution a Dysfunctional Cage?: A Discussion" and "Law as a Performing Art" (with Sanford Levinson); Inaugural Distinguished Lecture on Intellectual Property and Communications Law, Michigan State University-DCL College of Law, "Copyright and Free Speech, Or, The Blob That Ate The First Amendment."

Publications

Don't Use Those Words: Fox News Owns Them, L.A. TIMES, August 14, 2003, at B15.

Robert A. Burt

Lectures and Addresses

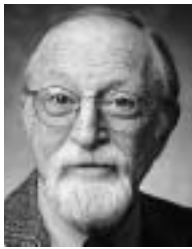
International Consensus Conference on End-of-Life Care in the Intensive Care Unit, Brussels, Belgium, "Lessons from U.S. Law"; The Hastings Center, Garrison, New York, "The Culture of Death in American Medicine."

Guido Calabresi

Awards and Recognition

Charles E. Rapallo Award, of The Columbian Lawyers, presented at the Thirty-Eighth Annual Award Luncheon, Waldorf Astoria Hotel, New York; Professor John G. Fleming Memorial International Award for Torts Scholarship, New York; LL.D. degree, *Honoris Causa*, University of Maryland School of Law, Baltimore.

► Faculty Activities



left to right

Amy L. Chua

Morris L. Cohen

Drew S. Days, III

Robert C. Ellickson

Daniel C. Esty

Lectures and Addresses

Stanford Law Review Lecture, Stanford Law School; Marion Rice Kirkwood Memorial Moot Court Competition, Stanford Law School; Boston Bar Association Law Day Dinner, Boston, keynote address; Centro Nazionale di Prevenzione e Difesa Sociale's International Conference on Benefits and Costs of Innovation in Health Care, Stresa, Italy, "Ethics and Economics in Health Expenditures"; International Conference on Science and Law from a Comparative Law Perspective, Italian Association of Comparative Law, Pisa, Italy, opening address; Hooding Ceremony, University of Maryland School of Law, Baltimore; American Association of Law Schools Conference on Torts, New York, "Rethinking the Judicial Role for 21st Century Torts," keynote address; Cambridge Lectures, Canadian Institute of Advanced Legal Studies, Cambridge, England, "About Equality"; First National Convention of the American Constitution Society for Law and Policy, "Judging in a Conservative Era," panelist; Law, Philosophy & Culture Initiative, The Catholic University of America, Columbus School of Law, Washington, D.C., remarks; Thirtieth Annual Thomas Verner Moore Lecture, St. Anselm's Abbey and The Catholic University of America, Washington, D.C., "The Conscience of a Judge: What to Do When the Law is Morally Wrong?"; American Constitution Society, Yale Law School, remarks.

Publications

Federal and State Courts: Restoring a Workable Balance, 78 N.Y.U. L. REV. 1293 (2003).

Amy L. Chua

Lectures and Addresses

University of New Hampshire, "Markets, Democracy, and Ethnic Conflict," keynote lecturer; Nathan Cummings Institute, New York City, "Globalization and Market-dominant Minorities"; Honors Colloquium, University of Rhode Island, "Globalization and Ethnic Conflict."

Publications

Asian Immigration: Becoming American, in *DEFINING A NATION: THE REMARKABLE CIRCUMSTANCES THAT SHAPED THE AMERICAN CHARACTER* (David Halberstam ed., 2003); *Making the World Safe for Markets*, HARV. BUS. REV. (August 2003); *Power and Prejudice: Globalizing Hate*, AMNESTY INTERNATIONAL (June 2003).

Morris L. Cohen

Publications

LEGAL RESEARCH IN A NUTSHELL (with Kent Olson, 8th ed., 2003); *An Historical Overview of American Law Publishing*, 31 INT'L J. LEGAL INFO. 168 (2003); *English Legal Lexicographers after Rastell*, in *LANGUAGE AND THE LAW: PROCEEDINGS OF A CONFERENCE 47* (2003).

Drew S. Days, III

Awards and Recognition

Doctor of Laws, University of North Carolina, Chapel Hill.

Lectures and Addresses

ABA Annual Meeting, San Francisco, "Solicitors General in the Spotlight," panelist; American Constitution Society, Washington, D.C., "Supreme Court Roundup," panelist.

Publications

Foreword to Boris I. Bittker's *THE CASE FOR BLACK REPARATIONS* at ix (2nd ed., 2003).

Robert C. Ellickson

Lectures and Addresses

Lincoln Institute of Land Policy and National League of Cities, Conference on William Fischel's *THE HOMEVOTER HYPOTHESIS*, Cambridge, Massachusetts, "Land Use Controls, Environmental Protection, and Sprawl"; Symposium: *The Use of Ethnography in Policy*, Yale University, "Success and Marketing: Case Studies in Politically Effective Ethnography"; Cornell University Social Science Seminar on Law, Norms, and Society, Ithaca, "The Household: The Law, Economics, and Sociology of an Underexamined Institution"; Center for the Study of Economy and Society, Working Group on Institutions, Networks and Economy, Cornell University, Ithaca, "Welfare-Maximizing Norms."

Daniel C. Esty

Lectures and Addresses

EU-OECD Composite Indicators Conference, Ispra, Italy, "Constructing the Environmental Sustainability Index"; Yale Alumni Association of Milan, "Toward a Global University: The Yale World Fellows Program"; Friends of the Yale World Fellows Program in France, Paris, "Making Yale a Global University"; AYA Reunion, New Haven, "Globalizing Yale"; U.S. Environmental Protection Agency Annual Senior Executive Service Conference, Washington, D.C., "Environmental Megatrends: Next Generation Opportunities for EPA Leadership"; Friends of the Yale World Fellows Program in Moscow, "Toward a Global University:



left to right
Owen M. Fiss
Paul Gewirtz
Robert W. Gordon
Oona A. Hathaway
S. Blair Kauffman

The Yale World Fellows Program”; Rhodes Scholar Centennial Celebration, Oxford, England, “Globalizing Yale: The Yale World Fellows Program”; Mexican Environment and Trade Ministries Workshop on Trade and Environment in the Doha Round, Cozumel, Mexico, “Building Environmental Sensitivity into the World Trade Organization: Lessons from a Decade of Trade and Environment Efforts”; World Trade Organization Ministerial Meeting, Cancun, Mexico, “An Environmental Agenda for the Doha Round.”

Legal Consultation or Testimony

U.S. House Energy and Commerce Committee, Environment & Hazardous Materials Subcommittee testimony on waste trade.

Publications

Toward a Global Environmental Mechanism (with Maria Ivanova), in *WORLDS APART: GLOBALIZATION AND THE ENVIRONMENT* 67 (J. Gustave Speth ed., 2003); *Environmental Sustainability in the Arab World* (with Marc Levy & Andrew Winston), in *THE ARAB WORLD COMPETITIVENESS REPORT 2002-2003* 236 (Peter Cornelius ed., 2003).

Owen M. Fiss

Lectures and Addresses

Seminario en Latinoamérica de Teoría Constitucional y Política (SELA), Yucay, Peru, “The Legitimacy of Violence,” panel moderator; Global Constitutionalism Seminar: Terrorism, Freedom of Expression and The Proposed European Constitution, Yale Law School, New Haven; Memorial Service for Burke Marshall, remarks; SELA Organizing Committee Meeting.

Publications

THE LAW AS IT COULD BE (2003); *ADJUDICATION AND ITS ALTERNATIVES* (with Judith Resnik, 2003).

Paul Gewirtz

Lectures and Addresses

Workshop, Shanghai, China, “Open Government Information.”

Publications

The U.S.-China Rule of Law Initiative, 11 WM. & MARY BILL RTS. J. 603 (2003); *GLOBAL CONSTITUTIONALISM: TERRORISM; FREEDOM OF EXPRESSION; THE PROPOSED EUROPEAN CONSTITUTION* (with Jacob Katz Cogan, 2003); *Judicial Independence and Accountability*, 3 PUB. L. REV. (2003) (in Chinese).

Robert W. Gordon

Appointments

Co-Director, 2003 Hurst Summer Institute for Legal Historians, Madison, Wisconsin; Editorial Committee, Law and Social Science, Annual Reviews; Editorial Board, Law & Social Inquiry.

Lectures and Addresses

American Constitution Society, Washington, D.C., “Reclaiming Constitutional History.”

Publications

Distintos modelos de educación jurídica y las condiciones sociales en que se apoyan [Modes of Legal Education and the Social Conditions that Sustain Them], in *EL DERECHO COMO OBJETO E INSTRUMENTO DE TRANSFORMACIÓN* 189 (Roberto Saba ed., 2003); *A New Role for Lawyers? The Corporate Counselor after Enron*, 35 CONN. L. REV. 1185 (2003).

Oona A. Hathaway

Lectures and Addresses

Seminario en Latinoamérica de Teoría Constitucional y Política (SELA), Yucay, Peru, “Two-Track Justice,” panelist; Law and Society Association 2003 Annual Meeting, Pittsburgh, Roundtable on “Empirical Approaches to International Human Rights Law,” presenter; University of Virginia International Law Colloquium, Charlottesville, “Why do Countries Commit to Human Rights Treaties?,” presenter; Boalt Hall, University of California International Law Colloquium, Berkeley, “The Cost of Commitment,” presenter; Symposium: Treaties, Enforcement, and U.S. Sovereignty, Stanford Law School, Palo Alto, “The Cost of Commitment,” presenter.

Publications

The Cost of Commitment, 55 STAN. L. REV. 1821 (2003); *Testing Conventional Wisdom*, 13 E.J.I.L. 185 (2003); *Making Human Rights Treaties Work: Global Legal Information and Human Rights in the 21st Century*, 31 INT’L J. LEGAL INFO 312 (2003); *Making Human Rights Treaties Work*, 4 YALE POLITIC 28 (2003); *Two Cheers for International Law*, 27 THE WILSON QUARTERLY 50 (2003).

S. Blair Kauffman

Lectures and Addresses

Summer Course in Law Library Administration, University of Washington, Seattle, “Library Strategic Planning,” and “Library Space Management.”

Legal Consultation or Testimony

Widener University School of Law, Wilmington, Delaware; Florida International University Law School.

Publications

Opening Remarks (21st Annual Course in

► Faculty Activities



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Jay Katz
Harold Hongju Koh
Anthony T. Kronman
John H. Langbein

International Law Librarianship), 31 INT'L J. LEGAL INFO. (2003).

Jay Katz

Awards and Recognition

Lifetime Achievement Award, American Society for Bioethics and Humanities, Montreal; First Research Ethics Award, Friends Research Institute, Inc., Baltimore.

Harold Koh

Appointments

Dean-Designate, Yale Law School; Trustee, Brookings Institution.

Awards and Recognition

Named to K100 (as one of the 100 Koreans and Korean-Americans who made the greatest contributions in the first century of Korean immigration to the United States); Trailblazer Award, National Asian Pacific American Bar Association.

Lectures and Addresses

The 2003 John Galway Foster Lecture, University College London, "The United States and Human Rights After September 11"; U.K. Human Rights Lawyers Association, London, "Litigating Human Rights in the U.S. after September 11"; Oxford University Public International Law Seminar: "Transnational Legal Process Today"; The Thomas Jefferson Lecture, University of California at Berkeley, "Transnational Legal Process After September 11"; Wolfgang Friedmann Award Lecture, Columbia Journal of Transnational Law, "Transnational Legal Process After September 11"; Aspen Institute Seminar for Judges on International Human Rights Law, Wye, Maryland, "Implementation of International Human Rights in the United States and the Americas"; Asia Society, New York, Panel on Suits

against Corporations for Human Rights Violations; ASIL/ACUNS Conference, New Haven, "Transnational Legal Process"; Joint Conference of the American Society of International Law/Netherlands Society of International Law, The Hague, The Netherlands, "Four Myths About Corporate Responsibility Litigation"; Netherlands Academy of International Law, Amsterdam, Opening Presentation, Seminar on "Koh's Theory of Transnational Legal Process"; Connecticut Asian Pacific Bar Association Annual Meeting, Keynote Address; New Haven Festival of Arts and Ideas, Foreign Affairs Panel; Seminario en Latinoamérica de Teoría Constitucional y Política (SELA), Yucay, Peru, "The United States and Latin America: The View from Washington"; "Democracy and Human Rights"; Yale World Fellows Program; Yale Law School Career Development Office, "How Should I Live My Life as a Lawyer?"; Conference of the International Association of Law Librarians, "The Law Under Stress After September 11."

Legal Consultation or Testimony

Testimony before the House International Relations Committee regarding the State Department's Report, "A Survey and Analysis of Supporting Human Rights and Democracy: The U.S. Record 2002-2003."

Publications

By Invitation: Rights to Remember, *ECONOMIST*, November 2003, at 24; *American Diplomacy and the Death Penalty*, 80 *FOREIGN SERVICE JOURNAL* 19 (October 2003) (with Thomas Pickering); *America's Jekyll and Hyde Exceptionalism*, in *AMERICAN EXCEPTIONALISM AND HUMAN RIGHTS* (Michael Ignatieff ed., 2004); *The International Human Rights of Persons with*

Mental Disabilities, 63 *U. Maryland L. Rev.* 1 (2003); *A Tribute to John Sexton*, 60 *ANN. SURV. AM. L.* (2004); *A Toast to Tom the Frank*, 35 *N.Y.U. J. INT'L L. & POL.* 303 (2003); *The Law Under Stress After September 11*, 31 *INT'L J. LEGAL INFO.* 317 (2003); *Wrong on Rights*, *YALEGLOBAL ONLINE*, available at <http://yaleglobal.yale.edu/display.article?id=2121>; *In Memoriam: Dean Eugene V. Rostow*, *YALE LAW REPORT*, Summer 2003, at 16.

Anthony T. Kronman

Lectures and Addresses

Memorial Service for Eugene V. Rostow, Yale Law School, remarks; Stanford-Yale Junior Faculty Forum, Stanford; Memorial Service for Burke Marshall, Yale Club of New York City, remarks; Educational Leadership Council, Yale University, remarks; Women's Campaign School at Yale, remarks; Memorial Service for Burke Marshall, New Haven Lawn Club, remarks; Arab Judicial Forum, member of U.S. delegation to Bahrain sponsored by the ABA Central European and Eurasian Law Initiative (CEELI), remarks.

John H. Langbein

Awards and Recognition

Connecticut Public Service Award, awarded by Connecticut Secretary of State, May 5, 2003, for service as a Uniform Law Commissioner.

Lectures and Addresses

Trust Management Association, White Sulphur Springs, West Virginia, "The Burgeoning Liability Risk of Employer Stock Pension Plans for Sponsors and Fiduciaries."

Public Service

Member, National Conference of



left to right
 Michael E. Levine
 Daniel Markovits
 Jerry L. Mashaw
 Jean Koh Peters
 Robert C. Post
 J. L. Pottenger, Jr.

Commissioners on Uniform State Laws, Joint Editorial Board for the Uniform Trusts and Estates Acts; Drafting Committee to Revise the Uniform Management of Institutional Funds Act, attended plenary sessions, Washington D.C. American Law Institute, Associate Reporter, Restatement of Property: Wills and Other Donative Transfers; adviser, Restatement (Third) of Trusts, attended drafting sessions, St. Louis, Missouri, and San Francisco, California.

Publications

PENSION AND EMPLOYEE BENEFIT LAW: 2003 SUPPLEMENT (with Bruce Wolk, 2003); *What ERISA Means by "Equitable": The Supreme Court's Trail of Error in Russell, Merteus, and Great-West*, 103 COLUM.L. REV. 1317 (2003).

Michael E. Levine

Awards and Recognition

Named by *Airfinance Journal* as one of the "10 Pioneers Who Most Shaped the Global Airline Industry."

Lectures and Addresses

9th Annual Conference on U.S.-Japan Cooperation in Transportation, Washington, D.C., "The Airline Industry at a Crossroads," keynote address; Competitive Enterprise Institute Conference on Open Aviation for a Global Industry: Removing the Last Barriers to Airline Competition, Washington, D.C., "Globalizing Aviation Markets: Myths, Realities and the Way Forward," keynote address.

Publications

No Clear Way Forward for Airlines, N.Y. TIMES, December 6, 2002, at A35; *Crunch Time for Legacy Carriers*, in FINANCING THE NEXT 100 YEARS OF FLIGHT, a supplement to AIRFINANCE JOURNAL, September 30, 2003, at 40.

Daniel Markovits

Publications

How Much Redistribution Should There Be?, 112 YALE L.J. 2291 (2003).

Jerry L. Mashaw

Appointments

President, National Academy of Social Insurance, Washington, D.C.; Visiting Fellow, University of Auckland Law School, Auckland, New Zealand.

Lectures and Addresses

Public Lecture, University of Auckland, Auckland, New Zealand, "Regulating the Regulators: America's Reactionary Administrative Law"; Yale Faculty Workshop, Yale Law School, "Contracting Out and the Structure of Accountability."

Publications

AMERICAN ADMINISTRATIVE LAW: THE AMERICAN PUBLIC LAW SYSTEM, 5TH ED. (with Richard A. Merrill & Peter M. Shane, 2003).

Jean Koh Peters

Lectures and Addresses

Quale avvocato per il minore: Proposte per un modello Italiano, a conference sponsored by the Associazione Italiana degli Avvocati per la Famiglia e per i minori Sezione Toscana, Lucca, Italy, "Il Modello di Avvocato del Minore, di Jean Koh Peters" ["The Model of the Lawyer for Children of Jean Koh Peters"]; Institute for Law School Teaching, Gonzaga University Law School, (held at Sleeping Lady Mountain Retreat, Leavenworth, Washington), "Reflecting on Our Teaching 2003: Three Days of Thinking, Walking, Writing, and Talking," cofacilitator (with Mark Weisberg, Queens University, Kingston, Ontario).

Robert C. Post

Appointments

David Boies Professor of Law, Yale Law School.

Lectures and Addresses

Arizona State Law School, Faculty Forum on the Theory of the First Amendment; University of Oregon Law School, Legal Theory Workshop, "Legislative Constitutionalism"; Harvard Law School, Francis Biddle Lecture; Annual Convention of the American Constitutional Society, "Originalism," panelist.

Legal Consultation or Testimony

Drafted provisions on academic freedom for the University of California system, which were promulgated and went into effect on September 29, 2003.

Publications

Congress and the Court, 132 DAEDALUS 5 (Winter 2004); *Law and Cultural Conflict*, 78 CHI.-KENT L. REV. 485 (2003); *Legislative Constitutionalism and Section Five Power: Policentric Interpretation of the Family and Medical Leave Act*, 112 YALE L.J. 1943 (2003) (with Reva Siegel); *Protecting the Constitution from the People: Juricentric Restrictions on Section Five Power*, 78 IND. L.J. 1 (2003) (with Reva Siegel); *Academic Freedom and the Intifada Curriculum*, 89 ACADEME, May-June 2003, at 16.

J. L. Pottenger, Jr.

Lectures and Addresses

International Journal of Clinical Legal Education Conference, Institute for Advanced Legal Studies, University of London, "Developing a Clinical Context for China."

► Faculty Activities



left to right

George L. Priest
W. Michael Reisman
Judith Resnik

George L. Priest

Lectures and Addresses

Antitrust Conference, American Enterprise Institute, Washington, D.C., "The Halting Convergence of Antitrust Policy as between the U.S. and EC," and "Dueling Remedies"; "After Disaster: The September 11th Compensation Fund and the Future of Civil Justice," Ninth Annual Clifford Symposium on Tort Law and Social Policy, DePaul University, Chicago, delivered paper on "The Problematic Structure of the September 11th Victim Compensation Fund"; 2003 Spring Conference Product Liability Advisory Council, Newport Beach, California, panel on "Asking the Juries to Regulate: Does it Make Sense?," remarks on "The Jury and Punitive Damages"; Seminario en Latinoamérica de Teoría Constitucional y Política (SELA), Yucay, Peru; American Enterprise Institute World Forum 2003, "Old Networks in the New Economy: Airlines, Communication and Government Regulation" and "The Rule of Attorneys' General"; Thirteenth Annual Meeting of the American Law and Economics Association, University of Toronto Faculty of Law, "Reexamining the Market for Judicial Clerks and Other Assortative Matching Markets"; Law and Economics Workshop at the University of Toronto Faculty of Law, "Reexamining the Market for Judicial Clerks and Other Assortative Matching Markets"; The Federalist Society, Lawyers' Division, New York, Debate: "Should the Government Insure Us Against Damages Resulting From Acts of Terrorism?"

Publications

Class Warfare, WALL ST. J., May 5, 2003 at A14; reprinted in the NAT'L POST, May 6,

2003 at FP15; *Small Business, Economic Growth, and the Huffman Conjecture*, 7 J. OF SMALL AND EMERGING BUS. LAW 1 (2003); *Flawed Efforts to Apply Modern Antitrust Law to Network Industries*, in HIGH-STAKES ANTITRUST 117 (Robert W. Hahn ed., 2003).

W. Michael Reisman

Appointments

Member, Advisory Board, African Human Rights Law Journal, 2003.

Lectures and Addresses

Memorial Service for Eugene V. Rostow, Yale Law School, New Haven, remarks; IBA's Task Force on International Terrorism, National Press Club, Washington D.C., launch of final report entitled "International Terrorism: Legal Challenges and Responses"; Bundesakademie für Sicherheitspolitik, Berlin Conference on Law of Peacekeeping in the 21st Century—Challenges and Perspectives, "The Future of Peace-keeping: Some Thoughts on the Prospects for the Lawful Use of the Military Instrument in Defense of World Order."

Publications

Aftershocks: Reflections on the Implications of September 11, 6 YALE HUM. RTS. & DEV. L.J. 81 (2003); *The Use of Friendly Settlements in the Inter-American Human Rights System* (with Susan Benesch), in a Festschrift in Honor of Antonio Cassese, MAN'S INHUMANITY TO MAN 741 (L. C. Vohrah et al eds., 2003); *Judge Shigeru Oda: A Tribute to an International Treasure*, 16 LEIDEN J. INT'L LAW 57 (2003).

Judith Resnik

Appointments

Research Advisory Committee to the Research Project, Women Attorneys of Color, Commission on Women in the Profession of the American Bar Association; Advisory Board, Center for Judicial Process, Albany Law School; Honorary Committee, 25th Anniversary, National Association of Women Judges; Inducted into American Philosophical Society, April 2003.

Lectures and Addresses

Citizenship, Borders, and Gender: Mobility and Immobility, Yale Center for International and Area Studies, Yale Law School, and the Women Faculty Forum, Yale University, participated on panels on Federated Citizenship/Multiple Allegiances, Transnational Movements, and Womens' Equality and Citizenship; American Academy of Arts and Sciences, 1870th stated meeting, Congress and the Courts: Independence of the Federal Judiciary, Washington, D.C.; Civil Procedure and Dispute Resolution, Stanford/Yale Junior Faculty Forum, Stanford, commentator; Taking Stock: Women of All Colors, conference co-sponsored by the AALS and the ABA, Commission on Women in the Profession, New York City, "Reconceptualizing Law: At the Margins, At the Center, or Somewhere Else?," panelist; Opening Plenary Session of the AALS, Conference on Civil Procedure, New York, "Putting Procedure in Perspective"; Democratic National Committee Senate Office Building, Washington, D.C., "Respecting the Federal Courts"; Cambridge Lectures of the Canadian Institute for Advanced Legal Studies, Cambridge, England, "Representing Justice"; National Association of Women Judges, Plenary ses-

**left to right**

Roberta Romano

Carol M. Rose

Susan Rose-Ackerman

Barbara J. Safriet

Peter H. Schuck

sion, 25th Anniversary Conference, Washington, D.C., "Human Rights Through an International Lens: United States Law and the World."

Publications

ADJUDICATION AND ITS ALTERNATIVES: AN INTRODUCTION TO PROCEDURE (with Owen Fiss, 2003); *Of Courts, Agencies, and the Court of Federal Claims: Fortunately Outliving One's Anomalous Character*, 71 GEO. WASH. L. REV. 798 (2003); *Adding Insult to Injury: Questioning the Role of Dignity in Conceptions of Sovereignty*, 55 STAN. L. REV. 1921 (2003); *Constricting Remedies: The Rehnquist Judiciary, Congress, and Federal Power*, 78 IND. L.J. 223 (2003); *Reconstructing Equality: Of Justice, Justicia, and the Gender of Jurisdiction*, 15 YALE J.L. & FEMINISM 393 (2002).

Roberta Romano**Lectures and Addresses**

Harvard Law School Labor and Worklife Program Conference on Capital that Matters: Managing Labor's Capital, "Shareholder Initiative and Active Ownership: Can it Make a Difference," panelist; Western Finance Association 38th Annual Conference, panel on Venture Capital and Entrepreneurship, discussant of Schoar and Lerner, PRIVATE EQUITY IN THE DEVELOPING WORLD: THE DETERMINANTS OF TRANSACTION STRUCTURES; European Association of Law and Economics 20th Annual Conference, Nancy, France, plenary lecture, "Removing Quack Corporate Governance Provisions from the Securities Laws"; Federalist Society 7th Annual Corporate Governance Conference, New York, "Director Independence," panelist; Institute on the Economics of Corporate Law for Judges,

George Mason University School of Law Law & Economics Center, lectures on "The Market for Corporate Control and State Competition for Corporate Charters."

Publications

Does Confidential Proxy Voting Matter?, 32 J.LEGAL STUD. 465 (2003).

Carol M. Rose**Appointments**

Fellow, Whitney Humanities Center 2003-2005; Godfrey Scholar-in-Residence, University of Maine School of Law, September 22-23, 2003.

Lectures and Addresses

University of Maine Law School, "Selling Nature: Perspectives on Commerce, Property, and the Environment"; University of Maine Environmental Law Society, "Scientific Progress & Environmental Protection"; Faculty Workshop, University of Maine Law School, "Reconsidering *Lucas*"; Foundation Press Editorial Board Meeting; Seminario en Latinoamérica de Teoría Constitucional y Política (SELA), Yucay, Peru.

Publications

Romans, Roads, and Romantic Creators: Traditions of Public Property in the Information Age, Symposium on The Public Domain, 66 LAW & CONTEMP. PROBS. 89 (2003).

Susan Rose-Ackerman**Lectures and Addresses**

Comparative Law and Economics Forum, Berkeley, California, "Public Participation in Consolidating Democracies: Hungary and Poland"; American Law and Economics Association Annual Meeting, Toronto; Seton Hall Law School, Newark, New Jersey.

Publications

Was Mancur a Maoist? An Essay on Kleptocracy and Political Stability, 15 ECON. & POL. 163 (2003); *Establishing the Rule of Law*, in WHEN STATES FAIL: CAUSES AND CONSEQUENCES 182 (Robert Rotberg ed., 2003).

Barbara J. Safriet**Appointments**

Acupuncture Advisory Committee, Commission on California State Government Organization and Economy; Federation of State Boards of Physical Therapy, Public Member of Board of Directors; Yale Provost's Committee on Student Grievances; Executive Committee, New Haven Legal Assistance Association Board of Directors.

Lectures and Addresses

Delegate Assembly, American Association of Veterinary State Boards, Denver, "Interaction Among Regulatory Boards: Passive, Aggressive, or Appropriate?," keynote address; Annual Meeting, New York State Association of Nurse Anesthetists, New York, "Health Care Providers' Legal Practice Parameters"; Washington State Nurse Association Summit, Seattle, "Strategic Directions for Nursing's Future," plenary address; Annual Meeting, Federation of State Boards of Physical Therapy, Kansas City, "Overcoming Legal and Practical Barriers to a Comprehensive Licensure and Disciplinary Database."

Peter H. Schuck**Lectures and Addresses**

Institute for Judicial Administration, New York City, "Diversity"; Yale Law School alumni, Boston and Philadelphia, "Diversity in America"; Manhattan Institute, New

► Faculty Activities



left to right
Vicki Schultz
Reva Siegel
John G. Simon
Henry E. Smith
Ian H. Solomon
Robert A. Solomon

York City, "Diversity in America"; American Enterprise Institute, Washington, D.C., "Diversity in America"; National Center for Victim Compensation, Washington, D.C., "Victim Compensation"; University of Connecticut, Storrs, "Affirmative Action."

Legal Consultation or Testimony

ALI Advisory Committee in Restatement (Third) of Torts: General Principles.

Publications

DIVERSITY IN AMERICA: KEEPING GOVERNMENT AT A SAFE DISTANCE (2003); *Reflections on Grutter*, JURIST, available at <http://jurist.law.pitt.edu/forum/symposium-aa/index.php> (Sept. 9, 2003); *Free to Lie*, AM. LAW., August 2003, at 59; *Some Thoughts on Victim Compensation*, available at <http://www.ncvc.org>; Tarasoff v. Regents of the University of California: *The Therapist's Dilemma* (with Daniel J. Giveler), in TORT STORIES 99 (Robert L. Rabin & Stephen D. Sugarman eds., 2003); *Defensible Discrimination*, AM. LAW. (July 2003), at 67 (reprinted in LEGAL TIMES, June 9, 2003, at 60); *Affirmative Action Is Poor Public Policy*, CHRON. OF HIGHER EDUC., May 2, 2003, at B10; *Chartering a New Course*, AM. LAW., January 2003, at 55.

Vicki Schultz

Lectures and Addresses

Scripps College Faculty Seminar, Los Angeles, "Law and Sexuality"; Law and Society Association Annual Meeting, Pittsburgh, "The Sanitized Workplace"; Wisconsin Public Radio, "The Sanitized Workplace."

Publications

The Sanitized Workplace, 112 YALE L. J. 2065 (2003).

Reva Siegel

Lectures and Addresses

Implicit Social Cognition and the Law, The Radcliffe Institute for Advanced Study, Harvard University, "Some Thoughts on How Antidiscrimination Law Incorporates and Resists Psychology—and Why," panelist; First Annual Meeting, American Constitution Society, Washington, D.C., "What is a Constitution? Originalism as Jurisprudence and as Social Movement Practice," panelist; Program on Diversity in the University, Women's Faculty Forum, Yale University, "Reading *Grutter*: A History of Diversity Talk in Law and Politics."

Publications

Legislative Constitutionalism and Section Five Power: Policentric Interpretation of the Family and Medical Leave Act, 112 YALE L.J. 1943 (2003) (with Robert Post).

John G. Simon

Lectures and Addresses

Waldemar Nielsen Seminar Series, Georgetown University, Washington, D.C., "Frontiers of Philanthropy: Agendas for the Academy and the Law"; Yale School of Management-The Goldman Sachs Foundation Conference on Nonprofit Ventures, New York, "The Law of Nonprofit Commercial Activity"; Henry Koerner Center for Emeritus Faculty, Yale University, "The Army-McCarthy War of 1954: A Combatant's Account."

Henry E. Smith

Lectures and Addresses

American Law and Economics Association Annual Meeting, "Measurement and Exclusion in Intellectual Property Law"; Chicago-Kent College of Law Faculty Workshop,

"Property and Property Rules"; Stanford-Yale Junior Faculty Forum, commentator; American Law and Economics Association Annual Meeting, panel moderator.

Publications

The Language of Property: Form, Context, and Audience, 55 STAN. L. REV. 1105 (2003).

Ian H. Solomon

Appointments

Board of the Port Authority of the City of New Haven.

Elections

Treasurer, Connecticut Association of the Performing Arts (manager of the Shubert Theater).

Robert A. Solomon

Appointments

Reappointed Commissioner of the Housing Authority of the City of New Haven; Connecticut Law Tribune Contributing Writer, with weekly columns beginning fall 2003.

Elections

President, Connecticut Association for Human Services.

Lectures and Addresses

Making Markets Work for People, Yale Law School, "Housing: Tax Credits, Section 8, and Home Ownership"; Dwight Hall, Yale University, "Urban Development in New Haven."

Kate Stith

Appointments

Chair, Supreme Court Historical Society, Connecticut Chapter; Deputy Dean, Yale Law School (2003-04); Executive Committee, Connecticut Bar Foundation.



left to right
Kate Stith
Stanton Wheeler
James Q. Whitman

Legal Consultation or Testimony

Written Submission, Senate Judiciary Committee on PROTECT ACT/FEENEY Amendment (changes in federal sentencing law).

Publications

Commentary, Race and Gender Disparity in Sentencing, 15 FEDERAL SENTENCING REPORTER 160 (2003).

Stanton Wheeler

Lectures and Addresses

Sport and Law Conference, co-sponsored by Stanford Law School and the Department of Athletics, Stanford, "Rethinking Amateurism and the NCAA."

James Q. Whitman

Lectures and Addresses

Unidem Seminar on European and American Constitutionalism, Göttingen, Germany, "Human Dignity"; Institut des Hautes États sur la Justice, Paris, "La dignité humaine: regards croisés Europe/États-Unis"; École Nationale de la Magistrature, Bordeaux, "Le Plaider Coupable et le Système Judiciaire Américain"; École Nationale de la Magistrature, Paris, "Spécificités Américaines dans les procédures de Common Law"; Cour de Cassation, Paris, "Pénalisation du Négationisme et le Premier Amendement"; French-American Foundation, Paris, "La Protection de la Vie Privée en France aux États-Unis: comment expliquer nos différences"; Columbia Law School, "The Two Western Cultures of Privacy: Dignity versus Liberty."

Publications

The Neo-Romantic Turn, in COMPARATIVE LEGAL STUDIES: TRADITIONS AND TRANSITIONS 312 (Pierre Legrand and Roderick Munday eds., 2003); *The European Transformation of Harassment Law*, 9 COLUM. J. EUR. L. 241 (2003) (with G. Friedman).

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