

# Faculty Activities



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

## **Bruce Ackerman**

### **Lectures and Addresses**

Conference on a New Constitutional Order?, Fordham University Law School, keynote address, "The Emergency Constitution."

### **Publications**

THE FAILURE OF THE FOUNDING FATHERS: JEFFERSON, MARSHALL AND THE RISE OF PRESIDENTIAL DEMOCRACY (2005); BEFORE THE NEXT ATTACK: PRESERVING CIVIL LIBERTIES IN AN AGE OF TERRORISM (2006); *The Stealth Revolution Continued*, LONDON REVIEW OF BOOKS, February 9, 2006, at 18, available at [http://www.lrb.co.uk/v28/n03/ackeo1\\_.html](http://www.lrb.co.uk/v28/n03/ackeo1_.html); *If Washington Blows Up*, AMERICAN PROSPECT, March 2006, at 22; *Protect Court Against a Stealth Revolution*, PHILADELPHIA INQUIRER, October 16, 2005; *A National Day of Deliberation?*, CHINA TIMES, NOVEMBER 22, 2005 (with J.-R. Yeh); *Senate, White House Hypocrisy on Torture*, PHILADELPHIA INQUIRER, December 14, 2005; *The Secrets They Keep*, SLATE, December 20, 2005; *Interview with Gabor Halmai*, FUNDAMENTUM (special English edition), 2005, at 49; *Terrorism and Civil Liberties*, YALE ALUMNI MAGAZINE, March-April 2006, at 24.

## **Anne L. Alstott**

### **Lectures and Addresses**

New York University Colloquium on Tax Policy, "Households and the Fiscal System"; University of Pennsylvania Law School Tax Policy Workshop, "Revisiting the Fiscal Politics of the 1920s" (with B. Novick); New York University Colloquium on Tax Policy, "War & Taxes: The World War I Veterans' Bonus and the Defeat of the Mellon Plan"; Center for American Progress, Washington, D.C., "Child Care and the Code."

## **Ian Ayres**

### **Lectures and Addresses**

University of Virginia Law School, Wharton School of Business, Georgetown Law School, Stanford Law School, and Yale Law School, "Market Failure and Inequality"; U.S. Commission on Civil Rights, "An Economic Analysis of Disparity Studies"; 2006 Hart Lecture, Georgetown Law School, "The Secret Refund Booth"; Northwestern University Department of Economics, "The Search for Persuasive Racial Profiling Benchmarks"; University of Arizona Conference on Economic Torts, "A Prestatement of Promissory Fraud"; Litigato, "Straight Perspective on the Struggle for LGBT Equality."

### **Publications**

*Menus Matter*, 73 U. CHI. L. REV. 3 (2006); *Mortgage Your Retirement*, 150 FORBES, November 14, 2005; *When the Blind See Better*, 141 FORBES, February 13, 2006.

## **Jack M. Balkin**

### **Lectures and Addresses**

Conference on the Rehnquist Court and the First Amendment, Washington University, St. Louis, "The First Amendment and Information Policy"; American Association of Law Schools Conference, Washington, D.C., "How the Abortion Debate Will Change"; Symposium on Reproductive Rights, Columbia University, "The Two Rights to Abortion"; Conference on the New Constitutional Order, Fordham Law School, "The Constitutional Revolution and the National Surveillance State" (with S. Levinson).

### **Publications**

*Principles, Practices, and Social Movements*, 154 U. PA. L. REV. 927 (2006) (with R. Siegel); *How Social Movements Change (Or Fail*

*To Change) the Constitution: The Case of the New Departure*, 39 SUFFOLK L. REV. 27 (2005); *Deconstruction's Legal Career*, 27 CARDOZO L. REV. 719 (2005); *Should Liberals Stop Defending Roe?*, LEGAL AFFAIRS DEBATE CLUB, NOVEMBER 28- DECEMBER 2, 2005 (with S. Levinson).

## **Robert Amsterdam Burt**

### **Lectures and Addresses**

American Society of Critical Medicine, "Law's Impact on the Quality of Dying: Lessons from the Schiavo Case."

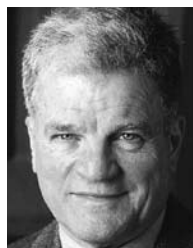
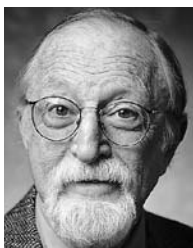
### **Publications**

*The End of Autonomy*, in IMPROVING END OF LIFE CARE: WHY HAS IT BEEN SO DIFFICULT? (B. Jennings, G. Kaebnick & T. Murray eds., 2005) (A Hastings Center Special Report); *Singing Death's Praises*, Review of Linda Hutcheon & Michael Hutcheon, *Opera: the Art of Dying*, in 18 MED. HUMAN. REV. (2004).

## **Guido Calabresi**

### **Lectures and Addresses**

Memorial service for Boris Bittker, Yale Law School, remarks; Conference in Honor of Professor Itzhak Englard, Bar-Ilan University, The Faculty of Law, Tel-Aviv, Israel, delivered paper on "Toward a Unified Theory of Torts"; 2006 Annual Meeting Luncheon, Association of American Law Schools, Washington, D.C., "The Lawyer as Institutional Empiricist: the Case of Law and Economics" and moderated panel at Torts and Compensation Systems Section on "What It Means to 'Compensate' an Injured Person"; Van Vleck Moot Court, George Washington University, participant; Twenty-sixth Isaac Marks Memorial Lecture, University of Arizona, James E. Rogers College of Law, "Equality in the American Constitution"; University of



left to right  
Amy Chua  
Morris L. Cohen  
Jules L. Coleman  
Dennis E. Curtis  
Mirjan R. Damaška  
Drew S. Days, III

Brescia, Faculty of Jurisprudence, Brescia, Italy, "The Judge and the Unjust Law;" Conference on the Role of the Judge in the Twenty-First Century, Boston University School of Law, panelist.

#### **Amy Chua**

##### **Lectures and Addresses**

Shell Executive Group, New York, "Sources of Tension from Shifting Wealth and Democratization"; Ringling School Library Association, Sarasota, "Town Hall Lecture: World on Fire."

#### **Morris L. Cohen**

##### **Publications**

Editor and introduction, JOSEPH STORY AND THE ENCYCLOPEDIA AMERICANA (2006).

#### **Jules L. Coleman**

##### **Appointments**

Director, Yale Center for Law and Philosophy; Visiting Distinguished Professor, Rutgers University Department of Philosophy; Herbert Hart Lecturer, Oxford University.

##### **Lectures and Addresses**

Rutgers University Department of Philosophy, "Disagreement about the Grounds of Law," (with O. Simchen); Conference on the International Point of View in Law and Ethics, Fordham University; Conference on Law and Morality, William & Mary University, "Political Morality and Tort Law"; series of invited lectures at the Universities of Genoa and Palermo; Herbert Hart Lecture, Oxford University, "Judges and Jurisprudence"; appearance on "Philosophy Talk" on San Francisco public radio.

##### **Publications**

*The Costs of the Costs of Accidents*, MD. L. REV.; *Theories of Tort Law*, STANFORD ENCYCLOPEDIA OF PHILOSOPHY; *Legal Positivism Since HLA Hart*, ENCYCLOPEDIA OF PHILOSOPHY; *Analytic Jurisprudence*, ENCYCLOPEDIA OF PHILOSOPHY; PHILOSOPHY OF LAW, 8th Edition (with J. Feinberg) (2006).

#### **Dennis E. Curtis**

##### **Lectures and Addresses**

Henry la Barre Jayne Lecture, American Philosophical Society, Philadelphia, "Representing Justice: From Renaissance Iconography to Twenty-First Century Courthouses" (with J. Resnik); Symposium on Sentencing: Competing Narratives in the Post-Booker Era, Roger Williams University; Sentencing Roundtable and Lecture, Hebrew University.

#### **Mirjan R. Damaška**

##### **Awards and Recognition**

Doctor of laws honoris causa, Università degli Studi di Pavia, Italy.

##### **Lectures and Addresses**

Joint Conference of the American and Italian Societies of Comparative Law, "The Future of the Transplant of Adversarial Criminal Procedure to Italy"; William & Mary School of Law, "A Problematic Liability Theory in International Criminal Law."

##### **Legal Consultation or Testimony**

Consultation on the International Criminal Tribunal for the Former Yugoslavia with the Croatian Ministry of Justice.

#### **Drew S. Days, III**

##### **Appointments**

Inaugural James M. Nabrit, Jr. Visiting Professor of Constitutional Law, Howard University, School of Law.

##### **Elections**

Fellow, American Academy of Appellate Lawyers.

##### **Lectures and Addresses**

Third Annual James Madison Nabrit, Jr. Lecture, Howard University School of Law, "Homeland Insecurity: Assessing Threats to Constitutional Protections in Troubled Times."

#### **John J. Donohue III**

##### **Lectures and Addresses**

Faculty Workshop, the Wharton School, University of Pennsylvania, "Why Are Auto Fatalities Dropping so Sharply?"; American Enterprise Institute, "The Impact of Legalized Abortion on Crime"; Conference on Medical Malpractice, The Rand Corporation, "The Impact of Damage Caps on Malpractice Claims: Randomization Inference with Difference-in-Differences"; Law and Economic Perspectives on Profiling Workshop, Northwestern University Department of Economics, "The Law of Racial Profiling"; Rosenthal Lectures, Northwestern University School of Law, "Landmines and Goldmines: Why It's Hard to Find Truth and Easy to Peddle Falsehood in Empirical Evaluation of Law and Policy"; Leighton Homer Surbeck Chair Lecture, Yale Law School, "Powerful Evidence the Death Penalty Deters?"; "Uses and Abuses of Empirical Evidence in the Death Penalty Debate": workshops at University of Connecticut Law School, UCLA Law School, Stanford Law School, Law Faculty, University of Cambridge,

## ► Faculty Activities



**left to right**  
 John J. Donohue III  
 Robert C. Ellickson  
 William N. Eskridge, Jr.  
 Daniel C. Esty  
 Owen M. Fiss  
 Michael J. Graetz

England, University of Illinois College of Law, and Florida State University Law School; Federalist Society Debate, Yale Law School, "Is Gun Control Illiberal?" (with D. Kahan); "Witness to Deception: An Insider's Look at the Disney Trial": Distinguished Lecture, Boston University School of Law; Center for the Study of Corporate Law, Yale Law School; Law Offices of Herbert Smith, London, England; Law Faculty, University of Cambridge,

### **Publications**

*The Death Penalty: No Evidence of Deterrence*, THE ECONOMISTS' VOICE, BE Press (2006) (with J. Wolfers), available at [http://bpp.wharton.upenn.edu/jwolfers/Press/DeathPenalty\(BEPress\).pdf](http://bpp.wharton.upenn.edu/jwolfers/Press/DeathPenalty(BEPress).pdf); *Security, Democracy, and Restraint*, 1 OPENING ARGUMENT 4 (February 2006); *Uses and Abuses of Empirical Evidence in the Death Penalty Debate*, 58 STAN. L. REV. 791 (2006) (with J. Wolfers); *The Evolution of Employment Discrimination Law in the 1990s: A Preliminary Empirical Evaluation*, in HANDBOOK OF EMPLOYMENT DISCRIMINATION RESEARCH (L. B. Nielsen & R. L. Nelson eds., 2005) (with P. Siegelman).

### **Robert C. Ellickson**

#### **Lectures and Addresses**

Symposium on Soft Law and Social Norms: Theory and Practice, University of Tokyo, closing commentator; Nation on Edge Conference, Yale School of Forestry & Environmental Studies, "Localism and the Federal System: Comparative Institutional Competence," panelist; Yale Law School Orientation Program, "New Haven: Some Unsung Virtues"; Tiebout Anniversary Conference, Nelson A. Rockefeller Center for Public Policy and Social Sciences, Dartmouth College, commentator on Lee Ann Fennell, "Exclusion's Attraction."

### **Publications**

Comments on *The Effects of Land Use Regulation on the Price of Housing: What Do We Know? What Can We Learn?* 8 CITYSCAPE 261 (2005).

### **William N. Eskridge, Jr.**

#### **Lectures and Addresses**

Dunwoody Lecture, University of Florida School of Law, "Body Politics: *Lawrence v. Texas* and the Constitution of Disgust and Contagion"; Lockhart Lecture, University of Minnesota School of Law, "Lessons from Thirty-five Years of the Same-Sex Marriage Debate."

### **Publications**

*Pluralism and Distrust: How Courts Can Support Democracy by Lowering the Stakes of Politics*, 114 YALE L.J. 1279; LEGISLATION AND STATUTORY INTERPRETATION, SECOND EDITION (2006) (with P. Frickey & E. Garrett); GAY MARRIAGE: FOR BETTER OR FOR WORSE? (2006) (with D. Spedale); *No Frills Textualism*, 119 HARV. L. REV. (2006).

### **Daniel C. Esty**

#### **Appointments**

Member, Board of Directors, Resources for the Future, Washington, D.C.

#### **Lectures and Addresses**

North American Symposium on Assessing the Environmental Effects of Trade, Commission for Environmental Cooperation, Montreal, "Trade and the Environment in NAFTA After 15 Years"; Clean Vehicles and Climate Change--State Initiatives, Connecticut Fund for the Environment, Hartford, "A New Energy Future?: Public Attitudes and Political Developments"; Environmental Entrepreneurs of New York, "Corporate Environmental Strategies"; Prince of Wales Business and Environment

Program, New York, "The Challenge of Unsustainability: Economic and Political System Pressures"; World Economic Forum, Davos, "Environmental Performance Index: Benchmarking National Environmental Results"; "Globalizing Yale: Introduction to the Yale World Fellows Program" presentations in Amsterdam, The Netherlands, Montreal, Beirut, Kuwait City, Manama, Bahrain; Doha, Qatar.

### **Publications**

PILOT 2006 ENVIRONMENTAL PERFORMANCE INDEX (2006) (with M. A. Levy, T. Srebotnjak, A. de Sherbinin, C. H. Kim & B. Anderson); New Haven: Yale Center for Environmental Law & Policy; *Good Governance at the Supranational Scale: Globalizing Administrative Law*, 115 YALE L.J. (2006).

### **Owen M. Fiss**

#### **Elections**

Chairperson, Board of Directors, Iran Human Rights Documentation Center.

### **Publications**

*Modelos De Adjudicação*, CADERNOS DIREITO GV, J. R. Rodriguez, Ed., Caderno #8 (2005); *A Freedom Both Personal and Political*, 1 REVISTA JURÍDICA DE LA UNIVERSIDAD DE PALERMO 6 (2005) (in Spanish); *The Irony of Free Speech*, EDITORA RENOVAR (Brazil) (2005) (in Portuguese).

### **Michael J. Graetz**

#### **Lectures and Addresses**

J.P. Morgan, Chicago, "The Past and Future of the Estate Tax"; American Bar Association Section of Taxation, Washington, D.C., "Social Security, Medicare, and Private Pensions"; National Academy of Social Insurance, Washington, D.C., "Uncharted Waters: Payouts from Individual Retirement Accounts"; American Enterprise Institute,



left to right

Henry B. Hansmann

Robert D. Harrison

Oona A. Hathaway

Paul W. Kahn

Harvard Law School, New York University Law School, and Yale Law School Alumni of Southern Connecticut: "Death by a Thousand Cuts"; Yale University Class of 1943, "Estate Tax Politics"; University of Michigan Law School, "Income Tax Discrimination and the Political and Economic Integration of Europe"; Tax Executives Institute, San Diego, "Keynote Address"; New York University Law School, "The Report of the President's Tax Reform Panel"; Yale Law School, "Remembering Boris Bittker"; American Academy of Arts & Sciences, Cambridge, MA, "Tax Reform"; International Tax Policy Forum, Washington, D.C., "Income Tax Discrimination and the Political and Economic Integration of Europe"; University of Virginia Law School, "Edwin S. Cohen"; LEAP Dinners, New Haven, "The Politics of Taxation"; Smith Family Foundation, City University of New York, "A Tax Reform Debate."

#### **Legal Consultation or Testimony**

"A Fair and Balanced Tax System for the Twenty-first Century," before the President's Panel on Tax Reform.

#### **Publications**

FEDERAL INCOME TAXATION: PRINCIPLES AND POLICIES, 5th ed. (with D. Schenk) (2005); *Income Tax Discrimination and the Political and Economic Integration of Europe* 115 YALE L.J. 1186 (2006); *A Fair and Balanced Tax System for the Twenty-first Century, in TOWARD FUNDAMENTAL TAX REFORM* (A.J. Auerbach & K.A. Hassett eds.); *Tax Reform: Time For a Plan C?*, in the ECONOMISTS' VOICE, available at [www.bepress.com/ev](http://www.bepress.com/ev), December, 2005; *Boris I. Bittker*, 115 YALE L.J. 739 (2006).

#### **Henry B. Hansmann**

##### **Lectures and Addresses**

Conference on Economic Analysis of Law and Civil Liability, in honor of Guido Calabresi, Rome, "The Master of the Liability Rule"; European University Institute, Florence, "The Role of Law in the Organization of the Firm"; Conference on Law and Economics of Organization, University of Virginia, Charlottesville, "Corporation and Contract"; Seminar on Financial History, Stern School of Management, New York University, "Law and the Rise of the Firm"; Bank of Italy, Rome, "Corporation and Contract"; League of Italian Cooperatives, Rome, "The Role of Cooperative Enterprise"; Faculty Workshop, Cardozo School of Law, "Corporation and Contract."

##### **Publications**

*Law and the Rise of the Firm*, 119 HARV. L. REV. 1333-1403 (2006) (with R. Kraakman & R. Squire).

#### **Robert D. Harrison**

##### **Appointments**

Advisory Board, SSRN Legal Education Abstracts.

##### **Lectures and Addresses**

Law Preview, lectures in several cities on legal research and writing; City of Cleveland, Legal Department, workshops on crafting sentences, memos, and briefs; Roosevelt Institute, Yale University, "Writing Strategies for Policy Papers."

##### **Legal Consultation or Testimony**

Legal writing workshops and individualized writing critiques for associates at Skadden, Arps, Slate, Meagher & Flom; retained by respondent as outside reader and editor for brief in opposition to certiorari in *Bellecourt v. City of Cleveland* (the "Chief Wahoo" case).

#### **Oona A. Hathaway**

##### **Appointments**

Member, Advisory Committee on International Law for the Legal Advisor, United States Department of State.

##### **Awards and Recognition**

Director's Award, Yale Center for International and Area Studies.

##### **Lectures and Addresses**

Columbia Law School Law and Economics Workshop, University of Michigan Law School International Law Workshop, University of Connecticut Law School, and Harvard Law School, "Strong States, Strong World"; Duke Law School, "Does Delegation Undermine U.S. Sovereignty?"; Fordham Law School, "Reflections on International Law and the Internal Point of View"; Harvard University, "The Legacy of Nuremburg"; University of Virginia School of Law, "Reflections on the Future of the State"; Fletcher School of Law and Diplomacy, "International Law and Politics."

##### **Publications**

Rationalism and Revisionism in International Law, 119 HARV. L. REV. 1404 (2006) (with A. Lavinbuk); *Between Power and Principle: An Integrated Theory of International Law*, 72 U. CHI. L. REV. 469 (2005).

#### **Paul W. Kahn**

##### **Lectures and Addresses**

Cardozo School of Law, "Political Evil: Killing, Sacrifice and the Image of God"; Columbia Law School, "Nomos and Narratives of War"; Sam Dash Conference, Georgetown Law School, "On the Genealogy of Torture."

## ► Faculty Activities



left to right  
*S. Blair Kauffman*  
*Harold Hongju Koh*

### **S. Blair Kauffman**

#### ***Lectures and Addresses***

Yale University Copyright Conference, “The Digital Environment and New Challenges for Copyright in the Education Sector”; American Bar Association Conference on Law School Renovation, “Renovating in a Finite World.”

#### ***Legal Consultation or Testimony***

Phoenix International Law School: Best practices for building access to legal information resources.

### **Harold Hongju Koh**

#### ***Appointments***

Board of Consultants, World Law Institute of Emory University; AALS Committee on Nominations; ABA Task Force on NSA Domestic Surveillance; ABA Task Force on Presidential Signing Statements.

#### ***Awards and Recognition***

Boston College 75th Anniversary Celebration Law School's Distinguished Service Award; Asian American Bar Association of New York Award; The Asian American Law Students Association (Pace Law School) Award of Distinction; named one of the Top Connecticut Super Lawyers by CONNECTICUT MAGAZINE (International Law).

#### ***Lectures and Addresses***

YLS Center for the Study of Corporate Law Roundtable breakfast, New York City; Wilmer Cutler Hale & Dorr Firm Retreat, Boston, “The Changing Global Law Firm, panelist; Paul And Daisy Soros Fellows lecture, “The Social Obligations of New Americans”; Italian Bar Council seminar honoring Guido Calabresi, “The Public Law Scholarship of Guido Calabresi”; Yale Law School Alumni Luncheon, Berlin, Germany, welcoming remarks; the Konzarthaus, Berlin, “The Internationalization of Public

Law”; Symposium honoring Quintin Johnstone, Connecticut Bar Foundation, welcoming remarks; Justice Blackmun's clerks' reunion dinner, Washington, D.C., “The Measure of Justice”; portrait unveiling of Jack B. Tate, former Associate Dean of Admissions at Yale Law School, remarks; Alumni Weekend panel moderator, “How Yale Law School Fosters Entrepreneurship” and panelist on “Building a School” and “Military Recruitment”; welcoming remarks and presentation of the Award of Merit to William Drayton '70; portrait unveiling of former Dean Anthony Kronman; Abraham S. Goldstein Memorial Service, Yale Law School, remarks; “The Properties of Carol Rose” Conference, Yale Law School, “What are the Properties of Carol Rose?”; 2006 Brennan Center/Jorde Lecturer, introductory remarks for Reva Siegel; Vassar College, “Globalism and the Supreme Court”; Americans for an Informed Society, “Defining the U.S.-U.N. Relationship for the 21st Century; YLS Alumni Association of Boston, Goulston & Storrs, “Is the Supreme Court Ready for Globalization?”; Memorial Service for Boris Bittker, remarks; Tribute to Constance Baker Motley, welcoming remarks; AALS Workshop, “What Is Transnational Law and Why Does it Matter,” panelist; John Field Simms Memorial Lecture, University of New Mexico School of Law, “International Law and the Supreme Court”; Hopkins School Assembly, “Against Domestic Spying”; AABANY Dinner, New York, “Against Domestic Spying,” keynote address; Calhoun College's Master's Tea, Yale University, “The NSA Domestic Surveillance Program”; Collegiate School, New York, “Against Domestic Spying”; Asian Pacific American Law Students Association, keynote speech, “Against

Domestic Spying” as part of Heritage Week at Northwestern Law School; YLIJ conference, “On International Legal Scholarship”; Yale Law Journal Symposium, “A Law Unto Itself”; The Club, “NSA and Executive Spying Power”; portrait unveiling of Judge Reinhardt, remarks; 75th anniversary of Boston College Law School, keynote speech “On Law & Globalization”; LLSA Public Service award dinner, introductory remarks for keynote speaker Judge Sonia Sotomayor; Admitted Student Weekend, Yale Law School, welcoming remarks; Washington Minority Attorney Networking Series, Arnold & Porter, Washington, D.C., “On Being a Minority Lawyer”; guest appearances on the AI Franken Show at Yale University, The News Hour.

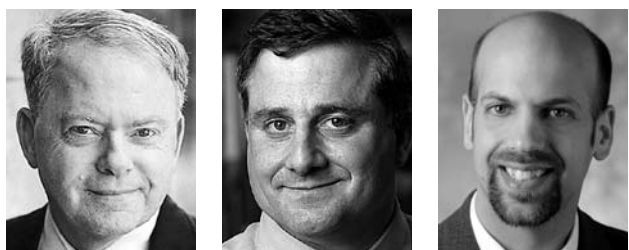
#### ***Legal Consultation or Testimony***

Testimony before the Senate Judiciary Committee regarding Wartime Executive Power and the National Security Agency's Surveillance Authority; amicus curiae brief on behalf of twenty-one former U.S. diplomats and Madeleine Albright, et al, in *Hamdan v. Rumsfeld*; amicus curiae brief on behalf of former U.S. diplomats in *Sanchez-Llamas v. Oregon* and *Bustillo v. Johnson*; Law Professors' Letter to Senate Judiciary Committee regarding immigration appeals; Law Deans' Letter to Senate Judiciary Committee Opposing Graham Amendment.

#### ***Publications***

*The New Global Slave Trade*, Displacement, Asylum, Migration 232 (Oxford Amnesty Lectures) (K. Tunstall ed., 2006); *A Law Unto Itself*, YALE L.J. (THE POCKET PART), March 2006; *Energy in the Executive (Tribute to President Frances Daly Fergusson, on her retirement from Vassar College)*, VASSAR QUARTERLY; *Can the President*





left to right  
 John H. Langbein  
 Jonathan R. Macey  
 Daniel Markovits

*Be Torturer in Chief?*, IND. L. REV. 81:1145; *Mark Janis and the American Tradition of International Law*, CONN. J. INT'L L.; *Captured by Guantanamo*, available at [http://www.opendemocracy.net/conflict-institutions\\_government/guantanamo\\_haiti\\_2867.jsp](http://www.opendemocracy.net/conflict-institutions_government/guantanamo_haiti_2867.jsp); *The Bright Lights of Freedom*, THIS I BELIEVE, NPR; *The Value of Process, in WHY OBEY INTERNATIONAL LAW?*, available at <http://law.ubalt.edu/asil/koh.html>; *Standing Together*, 15 LAW & SEXUALITY, 15:1; *Internalization Through Socialization*, DUKE L.J. 54:975; *Commentary: A World Drowning in Guns*, in INTERNATIONAL LAW AND INTERNATIONAL RELATIONS 59 (T. Biersteker et al eds., 2006); Preface to J. Ramji & B. van Schaack, BRINGING THE KHMER ROUGE TO JUSTICE: PROSECUTING MASS VIOLENCE BEFORE THE CAMBODIAN COURTS.

#### John H. Langbein

##### Awards and Recognition

Association of American Law Schools, Biennial Coif Award for the Outstanding Book in Law Published During 2003-04, for THE ORIGINS OF ADVERSARY CRIMINAL TRIAL (2003); Green Bag Exemplary Legal Writing 2005 Award for *Questioning the Trust-Law Duty of Loyalty: Sole Interest or Best Interest?* 114 YALE L.J. 929 (2005).

##### Lectures and Addresses

Terrell Centennial Lecture, University of Texas Law School, "Understanding the Death of the Private Pension Plan in the United States"; American Bar Association, Joint Committee on Employee Benefits: Government Invitational Conference, speaker; Law School Alumni Association of Alabama, Birmingham, "The Death of the American Pension Plan"; Meader Lecture, University of Alabama Law School, "Why Trust Law Became Statute Law in the United States"; University of Georgia

Law School, "Trust Law as Regulatory Law: The Unum/Provident Scandal and Judicial Review of Benefit Denials under ERISA."

##### Public Service

Commissioner, National Conference of Commissioners on Uniform State Laws; Member, Drafting Committee on the Uniform Statutory Business Trust Act; Member, Drafting Committee on the Uniform Management of Institutional Funds Act; Member, Joint Editorial Board for the Uniform Trust and Estate Acts; American Law Institute: Associate Reporter, RESTATEMENT (THIRD) OF PROPERTY: WILLS AND OTHER DONATIVE TRANSFERS, presented draft at ALI Annual Meeting; Member, Scientific Advisory Board, Wissenschaftskolleg zu Berlin (Germany).

##### Publications

TORTURE AND THE LAW OF PROOF: EUROPE AND ENGLAND IN THE ANCIEN RÉGIME (first published 1977, reissued with new preface, 2005); THE ORIGINS OF ADVERSARY CRIMINAL TRIAL (paperback ed. 2005); Review, Allyson May, *The Bar and the Old Bailey: 1750-1850*, 120 ENGLISH HISTORICAL REVIEW 1050 (2005).

#### Jonathan R. Macey

##### Lectures and Addresses

Five Lecture Series on Corporate Governance and Finance at the Inter-university Center for Comparative Law and Economics, Law & Economics and Economics of Institutions, Turin Italy; Yale Law School Alumni Weekend panel, Entrepreneurs in Business; 2006 Claremont Graduate University Financial Economics Institute Program, "Boundaries of SEC Regulation," keynote address; Yale Law Journal Symposium, "The Twenty-First Century Executive: Case Studies"; Law & Economics Workshop, Harvard Law School,

"Getting the Word Out About Fraud: A Theoretical Analysis of Whistle-blowing and Insider Trading."

##### Legal Consultation or Testimony

Testimony Before the House Committee on Financial Services on the Credit Rating Agency Duopoly Relief Act of 2005.

##### Publications

*Commercial Banking and Democracy: The Illusive Quest for Deregulation*, 23 YALE J. ON REG. 1 (2006); *Occupation Code 541110: Lawyers, Self-Regulation, and the Idea of a Profession*, 74 FORDHAM L. REV. 1079 (2005); *From Markets to Venues: Securities Regulation in an Evolving World*, 58 STAN. L. REV. 563 (2005) (with M. O'Hara); *Comment - The Limits of Legal Analysis: Using Externalities to Explain Legal Opinions in Structured Finance*, 84 TEXAS L. REV. 75 (2005); *Delaware: Home of the World's Most Expensive Raincoat*, 33 HOFSTRA L. REV. 1131 (2005); *Stock Transfer Restrictions and Issuer Choice in Trading Venues*, 55 CASE WESTERN RESERVE L. REV. 587 (2005) (with M. O'Hara).

#### Daniel Markovits

##### Lectures and Addresses

Yale Bioethics Seminar, "Quarantines and Distributive Justice"; American Philosophical Association (Eastern Division), "Promise, Contract, and Community," invited speaker; Symposium on the Internal Point of View in Law and Ethics, Fordham University School of Law, "Adversary Advocacy and the Authority of Adjudication"; Symposium on Contemporary Political Theory and Private Law, University of Virginia School of Law, "Making and Keeping Contracts"; Economic Theory Workshop, California Institute of Technology, "Individual Preferences for Giving"; UCLA School of Law Legal Theory Workshop, "Toleration

## ► Faculty Activities



left to right  
Jerry Louis Mashaw  
Robert C. Post  
J. L. Pottenger, Jr.  
George L. Priest

and Politics”; USC School of Law Legal Theory Workshop, “Law and Society”; Washington & Lee University School of Law Faculty Workshop, “Law and Society”; Washington & Lee Program in Society & the Professions 28th Annual Legal Ethics Institute, “Adversary Advocacy and the Authority of Adjudication,” keynote address; Harvard Law School Petrie-Flom Center for Health Law Policy, Biotechnology and Bioethics, Panel on Pandemics, “Quarantines and Distributive Justice”; Cornell Law School Symposium on Global Justice: Poverty, Human Rights, and Responsibilities, commentator on “Just Linkage”; Cornell Law School Law and Humanities Colloquium, “Law and Society.”

### **Jerry Louis Mashaw**

#### **Appointments**

Distinguished Visiting Scholar, James E. Rogers College of Law, University of Arizona.

#### **Lectures and Addresses**

Faculty Workshop, University of Arizona, James E. Rogers College of Law, “Recovering American Administrative Law: The Federalist Period, 1787-1801”; Symposium on Law and Technology, Faculty of Law, University of Granada, Spain, “Law and Engineering: In Search of the Law-Science Problem.”

#### **Publications**

*Judicial Review of Administrative Action: Reflections on Balancing Political, Managerial and Legal Accountability*, REVISTA DIRIETO GV, 153-70 (2005, Special Edition); *The Story of Motor Vehicle Manufacturers’ Association v. State Farm Mutual Insurance Co.*, in 334 ADMINISTRATIVE LAW STORIES (P. Strauss ed., 2006); *Understanding Social Insurance: Fairness, Affordability and The Modernization of Social Security and*

*Medicare*, HEALTH AFFAIRS, available at <http://cohtntent.healthaffairs.org/cgi/content/abstract/hlthaff.25.w114> (2006) (with T. Marmor); *You Didn’t Ask, But I’m Telling*, ARIZONA STAR, Tuesday, March 14, 2006, at B5.

### **Robert C. Post**

#### **Appointments**

Executive Council, American Association of Law Schools; Trustee, National Humanities Center; Visiting Professor of Law at the Université Panthéon-Assas (Paris II), Paris, France.

#### **Lectures and Addresses**

1 Congresso Internacional de Direito Constitucional da Cidade do Rio de Janeiro, “Democracy and Equality”; Brown University Political Philosophy Workshop, “Democratic Equality”; Policy Forum, Children’s Digital Media Center, “Food Marketing to Children and Youth: Threat or Opportunity”; Harvard Law School Faculty Workshop, “Prohibition and the Creation of the American Administrative State”; ACS Chapter, Franklin Pierce Law School, Concord, New Hampshire, speaker; Conference on A New Constitutional Order, Fordham University School of Law, “Originalism: the Right’s Living Constitution”; Conference on Hate Speech from the Street to Cyber-space: Cases and Policies in Contexts, Central European University, Budapest, “Regulating Hate Speech,” keynote speaker; Constitutional Theory Conference, University of Pennsylvania Law School, “Compelled Subsidization of Commercial Speech: United Foods, Abood, and Zauderer”; Faculty Workshop, Duke Law School, “Originalism: The Right’s Living Constitution.”

### **Publications**

*The Structure of Academic Freedom*, in ACADEMIC FREEDOM AFTER SEPTEMBER 11 (B. Doumani ed., 2006); *Questioning Justice: Law and Politics in Judicial Confirmation Hearings*, YALE L.J. (THE POCKET PART) (2006) (with R. Siegel) available at [http://www.thepocketpart.org/2006/01/post\\_and\\_siegel.html](http://www.thepocketpart.org/2006/01/post_and_siegel.html); *The Solomon Amendment in the Supreme Court*, THE BERKELEYAN, 2006, at 2; Institute of Medicine Committee member, FOOD MARKETING TO CHILDREN AND YOUTH: THREAT OR OPPORTUNITY? (2006) (with J. M. McGinnis, J.A. Gootman, V.I. Kraak eds., 2006).

### **J. L. Pottenger, Jr.**

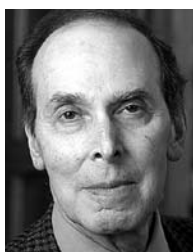
#### **Lectures and Addresses**

Third Chinese International Conference on Clinical Legal Education, Wuhan, “What is to be Done—Next?,” keynote address; training sessions on clinical legal education, South Central University for Nationalities, Wuhan; Yunnan University, Kunmin, “The Theory of Clinical Legal Education”; Sun Yat-sen University, Guangzhou, “Clinical Legal Education in Action: A Case Study”; Association of American Law Schools Clinical Conference, New York City, “Collaboration Between Students and Supervisors”; AALS New Teachers Training Conference, Washington, D.C., “Thoughts Concerning Your Commencement as Clinical Teachers,” keynote address.

### **George L. Priest**

#### **Lectures and Addresses**

Middle East Legal Studies Seminar: The Dynamics of Political Participation and Representation, Yale Law School, “Political Participation and Economic Participation”; University of Colorado Law School, “The Course of Asbestos Litigation.”



left to right  
William Michael Reisman  
Judith Resnik  
Roberta Romano

### **Publications**

*Law and Economics*, AMERICAN CONSERVATISM: AN ENCYCLOPEDIA 490 (Frohnen, Beer & Nelson eds., 2006); *Political Participation and Economic Participation*, 2006 MELSS PAPERS; *The Gentle Genius of Franco Romani*, in FRANCO ROMANI, SCIENZIATO SOCIALE 1935-2002 at 131 (da Empoli and Pulitini eds.).

### **William Michael Reisman**

#### **Appointments**

Chairman, ASIL Honors Committee; presenter of Honors and Awards, General Business Meeting of ASIL; chairperson, ASIL panel on U.S. International Law Theory; moderator, ASIL Lecture and Luncheon of the Hudson Medal recipient.

#### **Lectures and Addresses**

Congreso Internacional del Comité Colombiano de Arbitraje-CCA, Bogotá, Colombia, "El arbitraje internacional: entre derecho, economía y política," keynote lecture; International Law Workshop: A Seminar on New Scholarship, Harvard Law School, "No Exit? A Preliminary Examination of the Legal Consequences of United States' Notification of Withdrawal from the Optional Protocol to the Vienna Convention on Consular Relations"; USCIB Young Arbitrators Forum: Recent Developments in ICC Arbitration and Investment Treaty Arbitration, Shearman & Sterling LLP, New York, "Commercial Arbitration and Investment Arbitration: Convergence or Divergence?"; Yale School of Forestry & Environmental Studies, "Just War Theory and Human Rights (Human Rights, Legal and Policy Frameworks)"; Conference on International Investment Law at a Crossroads, Harvard Law School, "State Regulatory Competence, Expropriation, and the International

Minimum Standard"; Foreign Policy Association Board Meeting; American Journal of International Law Board of Editors Meeting.

#### **Publications**

*A Judge's Judge: Justice Florentino P. Feliciano's Philosophy of the Judicial Function*, in LAW IN THE SERVICE OF HUMAN DIGNITY: ESSAYS IN HONOUR OF FLORENTINO FELICIANO (Charnovitz, Steger & Van den Bossche eds., 2005) at 3.

### **Judith Resnik**

#### **Appointments**

Advisory Board, Women Studies Quarterly.

#### **Lectures and Addresses**

Henry la Barre Jayne Lecture, American Philosophical Society, Philadelphia, "Representing Justice: From Renaissance Iconography to Twenty-First Century Courthouses" (with D. Curtis); University of Pennsylvania, School of Law, Law Review Symposium: The Chief Justice and the Institutional Judiciary, "A Democratic Deficit: The Sprawling Authority of the Chief Justice of the United States," presented paper; Minerva Institute for Human Rights/Hebrew University, Jerusalem, Israel, "The Humanity of Rights: Acknowledging the Pain of Doing Justice"; Twilight of Sovereignty Series, Yale Program in Ethics, Politics and Economics, "Law's Migration: On American Exceptionalism, Border Crossings through Silent Dialogues, and Federalism's Many Ports of Entry"; Robert S. Marx Lecture, University of Cincinnati, "Places of Power: From Renaissance Town Halls to Guantanamo Bay"; Faculty Workshop, Yale Law School, "Places of Power: From Renaissance Town Halls to Guantanamo Bay"; Arthur Liman Public Interest Colloquium, Opening and

Closing Remarks; Paul M. Van Arsdell, Jr. Memorial Lecture on Litigation and the Legal Profession, University of Illinois, "Places of Power: From Renaissance Town Halls to Guantanamo Bay" and Women's Law Society, "The Presence of Women in Government Offices: Judging the Numbers of Women in Context and Considering the Methods Of Intervening to Enable More Women to Be 'On the Bench.'"

#### **Publications**

*Democratic Responses to the Breadth of Power of the Chief Justice*, in REFORMING THE COURT (Roger C. Cramton and Paul D. Carrington eds., 2006); *Opening the Door: Court Stripping: Unconscionable and Unconstitutional?*, SLATE, February 1, 2006, available at <http://www.slate.com/id/2135240/>.

### **Roberta Romano**

#### **Appointments**

Oscar Ruebhausen Professor of Law; Director, Yale Law School Center for the Study of Corporate Law.

#### **Elections**

Board of Directors, International Society for New Institutional Economics (ISNIE).

#### **Lectures and Addresses**

Consiglio Nazionale Forense, Yale Law School and Fondazione dell'Avvocatura Seminario di studi in onore di Guido Calabresi, Rome, "Measuring Guido Calabresi's Contribution to Scholarship"; ABA Section on International Law 2005 Fall Meeting, Brussels, speaker, showcase program, Integrated European Securities Regulation and the Prospect of a Pan-European Market for Banks and Other Financial Institutions, "Should the EU Further Centralize the Regulation of Financial Markets or Promote Regulatory Competition?"; American College of



## ► Faculty Activities



left to right  
Carol M. Rose  
Susan Rose-Ackerman  
Barbara J. Safriet

Business Court Judges Inaugural Meeting, "The Sarbanes-Oxley Act and the Making of Quack Corporate Governance"; Association of American Law Schools 2006 Annual Meeting, Business Associations Section Program on Programs Between Law Schools and Business Schools, "After the Revolution in Corporate Law"; American Finance Association Annual Meeting, discussant, "Effects and Unintended Consequences of the Sarbanes-Oxley Act on Corporate Boards" and "The Home Court Advantage in International Corporate Litigation"; Florida State University College of Law Faculty Workshop, "The States as a Laboratory: Legal Innovation and State Competition for Corporate Charters"; University of Pennsylvania Institute for Law and Economics/Finance Seminar, "The States as a Laboratory: Legal Innovation and State Competition for Corporate Charters."

### **Publications**

*Quack Corporate Governance*, 28 REGULATION 36 (Winter 2005-2006); *After the Revolution in Corporate Law*, 55 J. LEGAL EDUC. 342 (2005).

### **Carol M. Rose**

#### **Appointments**

Emerita at Yale Law School; installed as Lohse Professor of Water and Natural Resource Law, University of Arizona College of Law.

#### **Lectures and Addresses**

Conference on the Properties of Carol Rose, Yale Law School, "Property and Language"; Gifford Lecture, Richardson Law School, University of Hawai'i, "The Road to *Shelley v. Kraemer*: Racially Restrictive Covenants from the City Beautiful to Levittown"; Conference on Law and Morality, Institute for Bill of Rights Law, William & Mary

School of Law, "The Moral Subject of Property"; Foundation Press Board meeting, New York; Middle East Legal Studies Seminar, New Haven.

### **Susan Rose-Ackerman**

#### **Lectures and Addresses**

Conference on Constitutional Reengineering in New Democracies: Taiwan and the World, Taipei, "Government Accountability and the Rule of Law in Consolidating Democracies"; Civil Service Development Institute, Taipei, Taiwan, "Government Accountability and the Rule of Law"; Club of Madrid, IV General Assembly, Prague, Czech Republic, "From Elections to Democracy in Central Europe: Public Participation and the Role of Civil Society"; Program in Law and Public Affairs, Princeton University, "From Elections to Democracy: Building Accountable Government in Hungary and Poland"; Primera Conferencia Internacional sobre Corrupción y Transparencia, UNAM, Mexico City, "The Political Economy of Corruption; Research and Policy," keynote address; Conference on Democratic Government in Central and Eastern Europe, Maxwell School, Syracuse University, "From Elections to Democracy: Building Accountable Government in Hungary and Poland"; American Economic Association, Boston, MA, chair and discussant, panel on "Empirics of Corruption"; Hills Program on Governance and Corruption, Wharton School, University of Pennsylvania, workshop on "Research on Corruption," organized panel on economic research on corruption.

#### **Publications**

Hungarian translations of J. Kornai & S. Rose-Ackerman eds., BUILDING A TRUSTWORTHY STATE IN POST-SOCIALIST

TRANSLATION, and J. Kornai, B. Rothstein & S. Rose-Ackerman eds., CREATING SOCIAL TRUST IN POST-SOCIALIST TRANSITION.

### **Barbara J. Safriet**

#### **Awards**

Honorary member, Sigma Theta Tau International, Honor Society of Nursing, 38th Biennial Convention.

#### **Appointments**

Taskforce Member, Health Care Regulatory Boards Interdisciplinary Scope of Practice Project Guidelines for Assessing Changes in Healthcare Professions Scope of Practice; Interview and Selection Committee, Open Society Institute Palestinian Rule of Law Program (LL.M. candidates) and Palestinian Faculty Development Program (Ph.D Fellows and Short-Term Scholars), Ramallah and Jerusalem; Advisory Board, Access through Primary Care Project, Advancing New Standards in Reproductive Health, Center for Reproductive Health Research & Policy, University of California, San Francisco; Advisory Committee, Nurse Practitioner Healthcare Foundation; Member, Legislation & Ethics Committee, Federal of State Boards of Physical Therapy.

#### **Lectures and Addresses**

National Association of Pediatric Nurse Practitioners Annual Conference: Politics, Policies and Priorities in Children's Health Care, "Advanced Practice Nursing: Lessons Learned and a Look to the Future," plenary address; the New Jersey Nursing Convention, Atlantic City, "Health Care Providers' Scopes of Practice," plenary address; Joint Medical and Nursing Board Executive Officers' Seminar-FSMB/NCSBN: Ensuring Safe Practitioners through Collaboration & Regulatory Excellence, "Common Challenges and Potential



left to right  
 Peter H. Schuck  
 Vicki Schultz  
 Reva Siegel

Solutions for Health Licensure,” keynote address; National Council of State Boards of Nursing Midyear Meeting, “The Threshold of Regulatory Excellence,” “Principles of Effective Action by Health Licensing Boards,” keynote address; Florida Nurses’ Association Symposium, Health Care Politics & Policy, “Regulatory and Legislative Issues for Advanced Practice Nursing,” keynote address; Citizens’ Advocacy Center Annual Meeting, Denver, “Cooperation and Teamwork Among Health Licensing Boards’ Staff and Members,” plenary address; John A. Hartford Foundation’s BAGNC Leadership Conference, Hartford Geriatric Nursing Initiative, “A Look at Geriatric Health Care Needs in 2020”; American Nurses Association Annual Government Relations/Lobbyist Conference, Washington, D.C., “Future Trends in Scopes of Practice/Licensure and Regulation,” plenary address; 30th National Primary Care Nurse Practitioner Symposium, “Overcoming Political Obstacles to a Rational Healthcare Workforce,” keynote address; American Academy of Nurse Practitioners Annual Conference, Celebrate 20/40--Nurse Practitioners Now and in the Future, “Nurse Practitioners: Models for Health Care Services,” plenary presentation; Open Society Institute Global Health Network & Temple University School of Law Conference on Public Health Law in China, Philadelphia, “Development and Implementation of a Comparative Public Health Law Curriculum for Chinese Public Health and Medical Schools.”

#### **Peter H. Schuck**

##### **Lectures and Addresses**

University of Connecticut Law School, Insurance Institute, paper on regulation

and tort law; Yale Law School Alumni Weekend, panel on Solomon Amendment; Harvard University Center for European Studies, on comparative citizenship policy; Middle East Legal Studies Seminar, Yale Law School, on judicial independence; New York University Law School, on Solomon Amendment; Yale University, conference on Conservatism and American Political Development, commentator on papers; Federalist Society, Yale Law School, debate on faculty viewpoint diversity; Cardozo Law School, debate on faculty viewpoint diversity; New York University Law School, debate on recruiting.

##### **Legal Consultation or Testimony**

Testimony, *Thompson v. HUD*; expert report in asbestos litigation; Feinberg Institute, on victim compensation

##### **Publications**

*Kim Barry's Fruitful Provocation*, 81 N.Y.U. L. REV. 3 (2006); *Rebels No More* (review of Kalman, *YALE LAW SCHOOL AND THE SIXTIES*), *THE AMERICAN LAWYER*, April 2006, at 79; *Diversity, Community, and Government Action*, in *UNITING AMERICA: RESTORING THE VITAL CENTER TO AMERICAN DEMOCRACY* (N. Garfinkle & D. Yankelovich eds., 2005); *Leftward Leaning*, *THE AMERICAN LAWYER*, December 2005, at 77; *WALL STREET JOURNAL*, March 8, 2006, at A20 (with T. Sebok); *Fighting on the Wrong Front*, *NEW YORK TIMES*, December 9, 2005; Online debate in *LEGAL AFFAIRS* about viewpoint diversity on elite law faculties, *available at* [http://legalaffairs.org/webexclusive/debateclub\\_diversity0106.msp](http://legalaffairs.org/webexclusive/debateclub_diversity0106.msp).

#### **Vicki Schultz**

##### **Lectures and Addresses**

Yale Club of Cleveland, “Things Are Not Always What They Seem: Toward a Sociological Understanding of the Law”;

Duvin Cahn Distinguished Lecture in Labor and Employment Law, Cleveland State Law School, “Making Sense of Sexuality and Gender in the Workplace”; Guest Lecture, School of Management, course on Putting People into Organizations; Yale Law Women, Yale Law School, “Composing a Personal/Public Life”; Yale Law School roundtable discussion, “Working for Care,” discussant; Linkages Program, Yale Law School, “Sexuality and the Law”; Ruth Bader Ginsburg Lecture, Thomas Jefferson Law School, San Diego; Sex for Sale Conference, Yale Law School, Panel on Prostitution, commentator; Social Science Perspectives on Employment Discrimination in Organizations, Palo Alto, “The Sanitized Workplace”; Innovations in Private Law & Legal Scholarship seminar, University of North Carolina Law School; Doing the Taboo: Discussing Sexuality at Work, American Management Association annual meeting, “The Sanitized Workplace”; Yale Law School, “What’s the Matter with Wal-Mart? Resisting Sex Discrimination, Unfair Labor Practices and International Human Rights Abuses by the World’s Largest Corporation,” commentator; Convener, Yale Work and Welfare Group, 2005-06; Convener, Workplace Theory and Policy Workshop.

##### **Publications**

“A Tribute Honoring James E. Jones, Jr.,” 9 *EMPLOYEE RIGHTS AND EMPLOYMENT POLICY JOURNAL* (2005).

#### **Reva Siegel**

##### **Appointments**

Co-chair, Liberty and Equality Issue Group, American Constitution Society; Board Member; American Society for Legal History.

## ► Faculty Activities



left to right  
James J. Silk  
John G. Simon  
Henry E. Smith

### **Lectures and Addresses**

Faculty Workshop, University of Connecticut Law School, "The New Social Movements Literature in Constitutional Law"; Yale Law Women Alumni Award, "Honoring Massachusetts Chief Justice Margaret Marshall"; *Griswold v. Connecticut* Forty Years Later, National Family Planning and Reproductive Health Commission, Washington, D.C., "How *Griswold* Grew: Cases, Campaigns, and Confirmation Hearings"; Law and Humanities Junior Scholars Conference, Georgetown Law Center, commentary on Donna Dennis's "Obscenity Law and the Censorship of Erotic Literature in New York City, 1820-1860"; Faculty Workshop, New York University Law School, "Liberty, Equality, *Casey*, and *Hibbs*: Developments in Reproductive Rights"; Brennan Center Symposium Lecture, Boalt Hall School of Law, University of California at Berkeley and Yale Law School, "Social Movement Conflict and Constitutional Change: the Case of the de facto ERA"; Symposium on Popular Constitutionalism, Chicago-Kent Law School, "What is Constitutional Culture?"; New York University Legal History Workshop, Harvard Public Law Workshop, University of Toronto Law School Faculty Workshop, University of Pennsylvania Constitutional Theory Conference, discussed manuscript of "Constitutional Culture, Social Movement Conflict and Constitutional Change: The Case of the de facto ERA"; Work-Family: Symposium on New Litigation, Lawmaking, and Literature, American Constitution Society/Women's Faculty Forum, Yale University, "Remembering Betty Friedan: Her Questions, Past and Future"; Center for Reproductive Rights Symposium, Columbia Law School, Keynote

Address, "Equality Talk and Reproductive Rights: A Short History"; Calvin W. Corman Memorial Lecture, Rutgers Law School, "Memory and the Constitution, in the Court and the Street"; Stanford Law Symposium on the Legacy of Chief Justice Rehnquist and Justice O'Connor, "You've Come a Long Way, Baby': Rehnquist's New Approach to Pregnancy Discrimination in *Hibbs*"; Constitutional Theory Symposium, Fordham Law School, "Originalism as a Political Practice: The Right's Living Constitution" (with R. Post); Baum Lecture, University of Illinois College of Law, "Enforcing Sex Roles in South Dakota: An Equality Analysis of Abortion Restrictions"; Symposium on the Role of the Judge in the 21st Century, Boston University School of Law, "Questioning Justice: Law and Politics in Judicial Confirmation Hearings"; Faculty Workshop, Yale Law School, discussed manuscript of "Originalism as a Political Practice: The Right's Living Constitution" (with R. Post).

### **Publications**

PROCESSES OF CONSTITUTIONAL DECISIONMAKING (5th ed. 2006) (with Brest, Levinson, Balkin & Amar); *You've Come A Long Way, Baby: Rehnquist's New Approach to Pregnancy Discrimination in Hibbs*, 58 STAN. L. REV. 1871 (2006); *Principles, Practices, and Social Movements*, 154 U. PENN. L. REV. 927 (2006) (with J. Balkin); *Questioning Justice: Law and Politics in Judicial Confirmation Hearings*, YALE L.J. (The Pocket Part), Jan. 2006 (with R. Post).

### **James J. Silk**

#### **Lectures and Addresses**

Rabbi Richard Israel Forum, Jewish Alumni Weekend, Joseph Slifka Center for Jewish Life at Yale, "Jews, Judaism, Human Rights, and the State of Israel"; Hersher Institute

for Applied Ethics, Sacred Heart University, "Prohibiting Bad, Requiring Good: What's Law Got to Do with Human Rights?"

### **Publications**

"Human Rights, the Rule of Law Must Govern the Peace Process," New London Day, December 25, 2005, opinion.

### **John G. Simon**

#### **Lectures and Addresses**

Social Policy Lecture Series, The Edward Zigler Center in Child Development and Social Policy, Yale University, "Education and the Law: Current Controversies."

### **Henry E. Smith**

#### **Appointments**

William K. Jacobs, Jr. Visiting Professor of Law, Harvard Law School.

#### **Lectures and Addresses**

"Modularity in Intellectual Property": lectures at: Faculty Workshop, Boston University School of Law, Faculty Workshop, Harvard Law School; Law and Economics Workshop, New York University School of Law; Conference on Commercializing Innovation, Washington University in Saint Louis School of Law. "Modularity in Contracts: Boilerplate and Information Flow": lectures at: Boalt Hall School of Law, University of California-Berkeley; Law and Economics Workshop, Northwestern University School of Law. Conference on Law and Morality, William & Mary School of Law, "The Morality of Property."

### **Publications**

*Modularity in Contracts: Boilerplate and Information Flow*, 104 U. MICH. L. REV. 1175 (2006).



left to right  
Robert A. Solomon  
Kate Stith  
Alec Stone Sweet  
Ronald S. Sullivan, Jr.  
James Q. Whitman  
Stephen Wizner

#### **Robert A. Solomon**

##### **Appointments**

Steering Committee for ten-year plan to end chronic homelessness, New Haven; Commissioner, Housing Authority of the City of New Haven; appointed by Chief Justice, Connecticut Supreme Court, to State of Connecticut Legal Internship Committee; Moderator, Liman Conference, Yale Law School.

##### **Legal Consultation or Testimony**

Lead Counsel, Connecticut Coalition for Justice in *Education Funding v. Rell*, challenging Connecticut's school financing system.

##### **Publications**

"Solomon's Wisdom," weekly column in CONNECTICUT LAW TRIBUNE, occasionally reprinted in WESTERN MASSACHUSETTS LAW TRIBUNE, Knowledgeplex.com, lawpreview.com, law.com, findlaw.com; NEW HAVEN ADVOCATE, commentary on municipal bonding, February 16, 2006, and state tax policy, January 19, 2006.

#### **Kate Stith**

##### **Appointments**

Long-Range Planning Committee on Funding Legal Services, Connecticut Bar Foundation.

##### **Lectures and Addresses**

Yale Law School Program on Journalism, "Reporters, Subpoenas, and Investigative Grand Juries"; Yale Law School Federalist Society, "What Booker Portends"; Whitney Humanities Center Fellows Program, "Justice By the Numbers"; New Haven LEAP Dinner, "Criminal Law in the 21st Century."

##### **Publications**

*United States v. Mistretta: The Constitution and the Sentencing Guidelines*, in CRIMINAL PROCEDURE STORIES (2006).

#### **Alec Stone Sweet**

##### **Publications**

*Judicial Authority and Market Integration in Europe*, in 99 INSTITUTIONS AND PUBLIC LAW: COMPARATIVE APPROACHES (T. Ginsburg and R. Kagan eds., 2005).

#### **Ronald S. Sullivan, Jr.**

##### **Appointments**

Liaison to the ABA Standards Task Force on the Prosecution and Defense Function; Board of Directors, Hamden YMCA.

##### **Lectures and Addresses**

Disempowered Voices in the Legal Academy, Yale Law School, moderator; Adjudicated Youth and the Right to Education, The 12th Annual Rebellious Lawyering Conference, Yale Law School, moderator; Race, Civil Rights, Civil Liberties, and the Future of the U.S. Supreme Court, Central Connecticut State University, keynote speaker; On Heroism: A Tribute to Rosa Parks, The Afro-American Cultural Center at Yale, Yale University, panelist; Centennial Conference, Race and Law Stories, Fordham University School of Law, "A Bill of Sale from the Almighty God: Classical Racism, Justice Story, and Margaret Morgan's Journey from Freedom to Slavery"; Public Defender Service for the District of Columbia, "The Law and Tactics of Hearsay Objections"; Should Law Schools Abandon Clinics?, H. MacDonald & R. S. Sullivan Jr. Debate, Legal Affairs On-Line Debate Club (1/30/06 - 2/3/06), available at [http://legallaffairs.org/webexclusive/debateclub\\_clinico206.msp](http://legallaffairs.org/webexclusive/debateclub_clinico206.msp).  
**Legal Consultation or Testimony**  
U.S. Senate, Committee on the Judiciary, Hearing on Samuel A. Alito, Jr. to be Associate Justice of the Supreme Court of the United States.

##### **Publications**

P. C. Taylor, S. Robinson, E. S. Glaude & R. S. Sullivan Jr., *While Democracy Sleeps: A White Paper on Democratic Citizenship in the United States*, available at <http://www.jamestownproject.org/articles.html>.

#### **James Q. Whitman**

##### **Lectures and Addresses**

Harvard Center for European Studies, University of Helsinki, and European Commission, Brussels, "The Separation of Church and State in America and France: Why the Difference?"; University of Rome, New York University Law School, Cardozo Law School, Cornell Law School: "The Origins of Reasonable Doubt"; Cornell Law School, "Consumerism, Producerism, and Comparative Law."

##### **Publications**

*Comment expliquer la peine aux États Unis?*, 225 ARCHIVES DE POLITIQUE CRIMINELLE 27 (2005); *Comparative Criminal Punishment*, 17 ANNUAL REVIEW OF LAW AND SOCIAL SCIENCE 1 (2005).

#### **Stephen Wizner**

##### **Elections**

Re-elected, Board of Directors of Benhaven and continued service as vice president.

##### **Lectures and Addresses**

The Benchers, New Haven, "Lessons from Practice: A Tale of Two Cases"; Washington College of Law, American University, "Practicing Justice." ☞