

## news in brief

# New Clinic Focuses on Global Poverty Lawyering

THE NEWEST ENTRY on Yale Law School's clinic roster is already making positive waves in several important areas, despite the fact that it's less than a year old. Begun in the fall, the Transnational Development Clinic is the brainchild of Yale Law clinical professor Muneer Ahmad, who wondered about the role of lawyers in development work specifically with regard to global poverty—what special expertise they could bring, and how they might engage in this work in a way that's community-based.

"The phenomenon of global poverty has been addressed by economists, philosophers, development experts and others, but lawyers have said comparatively little," said Ahmad. "While human rights lawyers address a range of issues that affect global poverty, we are focusing specifically on development lawyering. We wanted to determine what lawyers can do or already are doing in this area, explore the intellectual framework for such work, identify the skills needed, and then begin teaching those skills and approaches to students interested in doing law and development work."

Ahmad offered a clinic that would focus not on international development institutions, but on community-based clients in need of legal advice and representation to promote specific development projects. Nine students signed on, including Megan Corrarino '12.

"If you look at big historical trends in international development," said Corrarino, "you see a pattern in which development institutions think they have the answers, impose programs based on those answers, and only later recognize that parts of their

approach are fundamentally flawed. Rather than repeating a pattern of top-down development, we're looking at projects that allow target communities themselves to access resources and to advocate for the solutions they have identified as most appropriate, based on their own needs."

### Protecting Rights of Street Vendors

Corrarino is part of a team working with the Self-Employed Women's Association (SEWA), a union in India that represents self-employed women in various professions, including street vending. Street vending is a hot issue in India, where the government was ordered by its Supreme Court to draft legislation that balances vendors' rights to earn a living with public

thirty local jurisdictions. Their goal was to identify best practices and come up with recommendations for how the new legislation in India could best protect the rights of the country's street vendors.

In January, thanks to a grant from the Oscar M. Ruebhausen Fund at Yale Law School, the team, accompanied by Ahmad and clinical visiting professor Laurel Fletcher, traveled to New Delhi to present the results of their research. During their nearly week-long stay they visited street markets, met with local and national government officials and other stakeholders, and consulted with vendors and their representatives.

"It was an amazing opportunity to see how the laws we had studied in theory would be interacting with realities on the

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space needs. The approximately two million street vendors in India are disproportionately women and are among the most socially and economically vulnerable workers in India's urban sectors.

In October, SEWA asked the clinic for a comparative study of street vending regulations around the world, and Corrarino and fellow team members Tienmu Ma '12 and Robby Braun '11 got busy, researching laws in more than twenty countries and

ground and to build meaningful relationships with our partners in India," said Corrarino.

Since their return home, Corrarino and her fellow students have continued to research the issue and provide street vendor advocates in India with additional arguments and draft language for incorporation into the forthcoming legislation. They also organized a panel discussion at Yale Law School on the challenges faced by

street vendors, featuring speakers from SEWA and from the Urban Justice Center's Street Vendor Project in New York.

### Eliminating Remittance Barriers

A second clinic project deals with remittances—the money immigrant workers in the United States send back to their home countries. Remittances from the U.S. total approximately \$45 billion a year, much of which is sent \$200 to \$300 at a time by low-wage immigrant workers. Remittances have a positive effect on transnational development, contributing to economic growth and to the health, education, and livelihoods of those in developing countries, but immigrants often face significant barriers in transferring money home. Remittance team members Grace Armstrong '11, Diala Shamas '11, and Miguel Defigueiredo '11 are working on ways to eliminate those barriers, including putting together a policy proposal to banks and regulators on how to improve access to banking and financial services for immigrants.

"It's important for a number of reasons," said Armstrong. "First, banks are better regulated, more secure, and a better value than alternatives like check-cashers. There's also the issue of personal safety in some areas—someone who doesn't have a bank account is much more likely to be a robbery target because they don't have a secure place to store their money. Second, if you want to combat money laundering or the financing of terrorism, it's important to get people to use regulated financial services."

"Being banked or having a credit score is essential to full participation in the

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*Students in the Transnational Development Clinic traveled to New Delhi, India, in January. Top, from left: Ankita Upreti (of the Self-Employed Women's Association), Megan Corrarino '12, and Tienmu Ma '12 meeting with vendors at Sarojni Market in New Delhi.*

continued from previous page American economy,” added Shamas. “Despite very responsible financial behavior, immigrants are still being kept out of the system.”

“To understand the problem—whether it’s the banks who are not accepting permissible I.D.s, or whether regulators are preventing them from doing so, or if it’s something else—we are surveying a variety of financial institutions about their customer identification policies and the process through which they settled on them,” she said.

#### Trade Adjustment Assistance

The Transnational Development Clinic also tries to focus on projects that have a meaningful connection to the United States, and the Trade Adjustment Assistance (TAA) team is filling that bill. Team members Daniel Knudsen ’12, Scarlet Kim ’11, and Sirine Shebaya ’12 are assisting U.S. workers who have lost their jobs due to changes in international trade policy or outsourcing—helping them to apply for federal benefits and representing them in appeals to the U.S. Department of Labor and the U.S. Court of International Trade when they’ve been denied benefits. The team is also doing community education, reaching out to more marginalized workers who may not be aware of benefits to which they are entitled.

Knudsen says the TAA team has had several satisfying victories so far, including

certifying hundreds of workers at the Pratt & Whitney jet engine plant in Cheshire for benefits.

“A great moment was when our team attended the training session of the former workers of the Pratt & Whitney plant. Seeing a roomful of people who would now obtain benefits, including health care tax credits and money for further education and skills training, was really rewarding,” said Knudsen.

In addition to all the field work the students are doing, the Transnational Development Clinic offers a weekly two-hour seminar, in which students explore the relationships among law, development, and advocacy and learn practical skills such as brief writing, oral advocacy, and policy advocacy. The clinic is a “work in progress,” according to Ahmad, that will definitely continue in the fall.

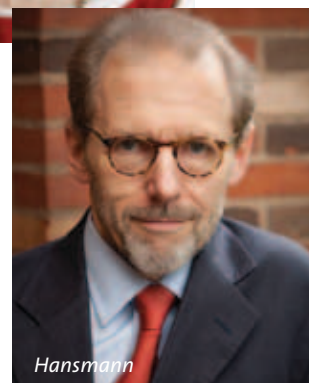
“The students have been incredibly entrepreneurial,” he said. “They are co-creators of the clinic.”

“I recognize that the opportunity to do real, meaningful international work and to take a week-long work trip to India is not part of the typical law school experience,” said Corrarino, “and I think the fact that all of our student teams are getting to have such varied and unique experiences in our clinic’s first year really reflects the strength of the clinical program here at Yale Law School.”

website  [www.law.yale.edu/clinics](http://www.law.yale.edu/clinics)



Romano



Hansmann

#### FACULTY

### Roberta Romano ’80 Appointed Sterling Professor of Law; Henry Hansmann ’74 Named Oscar M. Ruebhausen Professor of Law

THE YALE CORPORATION has voted to approve endowed professorships for two Yale Law School professors. Roberta Romano ’80 has been named a Sterling Professor of Law, one of the University’s highest faculty honors. She is the first woman at the Law School to be named a Sterling Professor. And Henry Hansmann ’74 has been named the Oscar M. Ruebhausen Professor of Law.

“These are two of the most prestigious chairs at the Law School, and it is such a great pleasure to see them filled by two such deserving colleagues,” said Dean Robert Post ’77.

Roberta Romano joined the Yale Law School faculty as a professor of law in 1985. She was named the Allen Duffy/Class of 1960 Professor of Law in 1991 and the Oscar M. Ruebhausen Professor of Law in 2005. She is director of Yale Law School’s Center for the Study of Corporate Law and is a professor (by courtesy) at the Yale School of Management.

Her research has focused on state competition for corporate charters, the political economy of takeover regulation, shareholder litigation, institutional investor activism in corporate governance, and the

regulation of financial instruments and securities markets.

Henry Hansmann joined the Yale Law School faculty as a professor of law in 1983. In 1988, he was named the Sam Harris Professor of Law. He left Yale in 2003 to serve for a year as a professor of law at New York University School of Law. He returned to Yale in 2004 as the Augustus E. Lines Professor of Law.

Professor Hansmann’s scholarship has focused principally on the law and economics of organizational ownership and design. He has written extensively about nonprofit organizations, the relationship between contract law and organizational law, the historical evolution of organizational forms, and the structure of property rights.

The Oscar M. Ruebhausen Professorship of Law was established by a bequest of Oscar M. Ruebhausen ’37.

#### FACULTY

### Anne Alstott ’87, James Forman Jr. ’92, and David Singh Grewal ’02 Appointed to Law School Faculty

DEAN ROBERT POST ’77 has announced three new appointments to the Yale Law School faculty. Anne Alstott ’87 joins as a professor of law, James Forman Jr. ’92 joins

as a clinical professor of law, and David Singh Grewal ’02 joins as an associate professor of law. Their appointments were effective July 1, 2011.

Anne Alstott, an expert in taxation and social policy, returns to the law faculty at Yale, where she previously served for eleven years. She was named a professor at Yale Law School in 1997 and the Jacquin D. Bierman Professor of Taxation in 2004. She served as deputy dean in 2002 and 2004 and twice won the Yale Law Women teaching award. She left YLS in 2008 to



Alstott

become the Manley O. Hudson Professor of Law at Harvard Law School and director of the school’s Fund for Tax and Fiscal Policy Research. Prior to coming to Yale, she taught at Columbia Law School and before that, served in the Treasury Department’s Office of Tax Legislative Counsel. She holds a B.A. from Georgetown University and a J.D. from Yale Law School. She will teach Federal Income Taxation and Family, State, and Market.

James Forman Jr., a professor of law at Georgetown, spent the spring 2011 semester at Yale Law School as a clinical visiting professor. He teaches and writes in the areas of criminal procedure and education law. He previously worked for the Public Defender Service in Washington, D.C., where he represented juveniles and adults

in serious felony cases. In 1997, along with a colleague, he started the renowned Maya Angelou Public Charter School for school dropouts and youth who have previously been incarcerated. He is a graduate of Brown University and Yale Law School. He will teach constitutional law, education law and policy, and a clinic on dismantling the school-to-prison pipeline.



Forman

David Singh Grewal is a junior fellow in the Harvard Society of Fellows and received his Ph.D. from Harvard University in 2010. His dissertation, “The Invention of the Economy: A History of Economic Thought,” won Harvard’s Robert Noxon Toppan Prize for best dissertation in political science and



Grewal

will be published as a book by Harvard University Press in 2012. His previous book, *Network Power: The Social Dynamics of Globalization*, was published by Yale University Press in 2008. He is an affiliated fellow of the

Information Society Project at Yale Law School and a member of the board of directors of the BioBricks Foundation. He holds B.A. and Ph.D. degrees from Harvard and a J.D. from Yale Law School. His teaching will focus on international trade law, intellectual property law and biotechnology, and law and economics.



Robby Braun ’11 and Megan Corrarino ’12 working with Ankita Upreti (center) of the Self-Employed Women’s Association.



Professor Paul Gewirtz met with President Obama at the White House in January as the President prepared for the U.S.-China Summit.

Alstott photograph by Larry Kalbfeld; Gewirtz photograph courtesy of the White House.

### Professor Gewirtz Meets with President Obama on U.S.-China Summit

ON JANUARY 14, President Obama held an unusual 75-minute meeting with Professor Paul Gewirtz in the Roosevelt Room of the White House in preparation for the January 19 Summit meeting between Obama and China’s President Hu Jintao. Gewirtz, the Potter Stewart Professor of Constitutional Law and director of The China Law Center, was one of five people invited to confer with the President on human rights and other reforms in China and to offer advice for the Summit.

“It was an extraordinary honor to be invited to discuss the upcoming Summit with the President of the United States,” Gewirtz said. “The U.S.-China relationship is the most important bilateral relationship in the world today, and getting that relationship right is crucial for both countries and for the rest of the world. The President listened, asked questions, gave his aides follow-up directions, and seemed completely engaged in the Summit preparation process. It was a remarkable opportunity to have input.”

website  [www.law.yale.edu/chinalaw](http://www.law.yale.edu/chinalaw)

## FACULTY

## Yale Law Professors Honored

A NUMBER OF Yale Law School professors have been honored recently.

Robert C. Post '77, Dean, and Sol and Lillian Goldman Professor of Law at Yale Law School, has been elected to the American Philosophical Society. Post is one of thirty-seven new members elected April 29 at the society's annual meeting. Election to this society, which only numbers about 1,000 members, honors extraordinary scholarly accomplishment. Members hail from a variety of academic disciplines, including mathematical and physical sciences, biological sciences, the arts and the humanities.

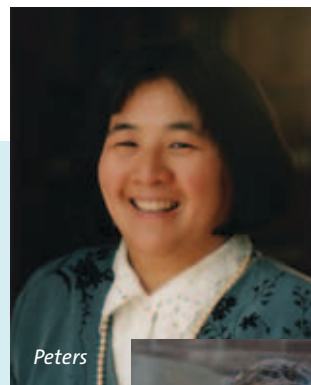
Lafayette S. Foster Professor of Law Kate Stith received the Connecticut Bar Foundation's Distinguished Service Award, recognizing her exceptional contributions to the Foundation's programs and to legal services for the poor in Connecticut. Stith was presented with her award by Justus S. Hotchkiss Professor Emeritus of Law Quintin Johnstone '51 JSD, Foundation president in the late 1980s and himself the recipient of a recent award.

Johnstone was honored for his distinguished service to Connecticut's legal profession by the *Connecticut Law Tribune*, a weekly newspaper covering the state's

courts, law firms, and legislature.

Johnstone accepted the paper's Service to the Profession Award in June.

Yale Law Professor Judith Resnik was named a recipient of the 2010 Elizabeth Hurlock Beckman Award. The award recognizes current and former higher education faculty members, mainly in the fields of psychology, medicine, and law, who have inspired their students to make a difference in the community. Resnik was also honored by *Choice* magazine for her book, *Migrations and Mobilities* (co-edited with Seyla Benhabib, 2009), which *Choice* named one of the Outstanding Academic Titles of 2010. And Yale Law Professors John Langbein and Heather Gerken and Visiting Lecturer Mark Kravitz were honored for outstanding legal writing by *Green Bag*, a quarterly journal dedicated to good writing about the law. Langbein was honored for his book, *History of the Common Law: The Development of Anglo-American Legal Institutions*, written with Renee L. Lerner and Bruce P. Smith. Gerken was honored for her February 2, 2010, "Testimony Submitted to the U.S. Senate Committee on Rules and Administration." And Kravitz was honored for his article, "Written and Oral Persuasion in the United States Courts: A District Judge's Perspective on Their History, Function, and Future."



Peters



Witt

## EVENTS

## Professors Jean Koh Peters and John Fabian Witt '99 Give Inaugural Lectures

PROFESSOR JEAN KOH PETERS presented her inaugural lecture as the Sol Goldman Clinical Professor of Law on January 24, speaking on "Dignity, Voice, Story." An expert in children, families, and the law, Peters joined Yale Law School in 1989 and currently supervises students representing clients in the Sol and Lillian Goldman Family Advocacy for Children and Youth Clinic and the Immigration Legal Services Clinic. Professor John Fabian Witt '99 gave his inaugural lecture as the Allen H. Duffy Class of 1960 Professor of Law on February 28. His lecture was titled "Lincoln's Code: The Puzzling History of the Laws of War." An expert in American legal history, he joined Yale Law School in 2009 and is also a Professor of History at Yale. He was awarded a John Simon Guggenheim Memorial Foundation Fellowship in 2010 for his project on the laws of war in American history.



To listen to the lectures, visit [www.law.yale.edu/videos](http://www.law.yale.edu/videos).

Johnstone photograph by Connecticut Bar Foundation



Professor Quintin Johnstone '51 JSD was recently honored with the Connecticut Law Tribune's Service to the Profession Award.



Yale students working on the New Haven Promise program included, from left, Kathryn Bradley '12, Lydia Gensheimer SOM '11, and Lindsey Luebchow '11.

## CLINICS

## YLS Clinic Students Help With Promise to New Haven College Hopefuls

WHEN YALE UNIVERSITY President Richard C. Levin and New Haven Mayor John DeStefano announced the New Haven Promise program on November 9, 2010, guaranteeing college scholarships for eligible New Haven students who meet certain standards, it had special meaning to the Yale University community since Yale is a major partner in Promise. The rollout also had special meaning to members of the Law School community, particularly several students in the Ludwig Community and Economic Development Clinic (CED) who played a key role in the program's implementation and who were seated in the audience that Tuesday morning.

"It was incredible to see the community's reaction," said Lindsey Luebchow '11. "There was a level of excitement and enthusiasm—from parents, students, teachers, and education reformers—that we had not yet experienced after a semester of working in the trenches on the details of the program.

Luebchow, Michael Love '12, Stephanie Lee '12, Kathryn Bradley '12, and Cheryl-Lyn Bentley '11, together with Lydia Gensheimer of the Yale School of Management, are part of CED's non-litigation school reform group, which engages students in helping

to reform education through means other than the courts.

Their involvement in Promise began in September, following a meeting in spring 2010 between Dean Robert Post '77 and New Haven Mayor John DeStefano at which the mayor outlined plans for New Haven Promise and invited Law School participation. Dean Post brought the idea to CED Co-Director Robin Golden '98, who gave it the thumbs-up.

"It was a great opportunity to provide students with exposure and experience in an area of school reform other than litigation."

"It was a great opportunity to provide students with exposure and experience in an area of school reform other than litigation," said Golden. "The wheels of justice move slowly and the traditional remedies within the purview of courts are not precise enough to address the barriers to school reform. This project allows students to explore other ways to help solve one of our country's most intractable problems—closing the achievement gap."

The students focused on the legal aspects of setting up New Haven Promise. They represented the City of New Haven in

negotiations with Yale and the two other partners—the New Haven Board of Education and The Community Fund of Greater New Haven—to establish and fund the program. And they helped draft and negotiate other legal documents, including bylaws for New Haven Promise and its governing board of directors, and a lease agreement to establish a New Haven Promise office.

"This was a great project because it allowed the students to work through a complex transaction, while understanding the implications of contract principles in helping to formulate an important public/private partnership," said Clinical Professor of Law Bob Solomon, who co-directed the clinic with Golden.

The students also participated in non-legal aspects of the effort, including engaging a database programmer, establishing the rules for program eligibility, creating forms and materials, and staffing the launch. And because of their deep understanding of how the program works, they are meeting directly with parents at local schools to answer questions and talk about what New Haven Promise means for their children.

"With the recent recession, I know that college has become an even greater burden for students and their families," said Lee. "I am sincerely excited by the prospect that New Haven Promise will diminish this burden and support students in achieving their college and future aspirations."

The students say they'll continue working with the program and its staff, offering legal assistance as the program tracks and funds its first class of graduates. They all expressed great satisfaction at being involved in a cutting-edge school reform program that will benefit the entire New Haven community and so many of its young people.

"I felt enormously proud and honored to have been a part of its development," said Love. "Moreover, as someone who has been very focused on education policy ever since my freshman year of college, I truly believe that New Haven Promise is a step in the right direction. I cannot think of a more valuable or more noble investment than in the education of our children."



Women in southern Sudan await their turn to vote.

#### CLINICS

### Clinic Students Urge Justice for Survivors of Gender-Based Violence in Southern Sudan

*We discovered that years of violent conflict, a lack of resources, and a weak legal system have allowed men in southern Sudan, including soldiers and government officers, to attack, rape, and kill women without punishment, and that more surprisingly, women and children have actually recently been targeted in attacks.* — Karen Kudelko '10

THE ALLARD K. Lowenstein International Human Rights Clinic at Yale Law School recently completed a study of gender-based violence (GBV) in southern Sudan. Partnering with the Enough Project, a Washington, D.C.-based organization that campaigns against genocide, the clinic spent nearly a year and a half researching the extent of gender-based violence in the region and analyzing the ability of survivors to secure justice. Clinic students Chelsea Purvis '11, Caroline Gross '10, and Karen Kudelko '10 wrote the study during the 2009–2010 academic year, under the supervision of clinic director Professor James Silk '89.

“The time to explore the issue was just right,” said Kudelko. “Sudan was soon to be facing elections, and the South would be holding a referendum on secession in 2011. Therefore, there was bound to be a reexamination of the laws and structures within the country.”

Released January 24, the study concludes that gender-based violence is prevalent in southern Sudan and that survivors face multiple obstacles to obtaining justice—barriers that are cultural, legal, and systemic. It asserts that Sudanese authorities and the international community have failed to protect women and children from rape, assault, abduction, human trafficking, and other forms of gender-based violence, and it offers recommendations on how the United States and others can help prevent these kinds of crimes and hold perpetrators accountable.

“Among other things, we encourage the U.N. Security Council to fully implement or strengthen resolutions that protect survivors of sexual violence, and we urge the United States to make GBV a focus of its policy in southern Sudan and treat GBV issues as critical aspects of efforts to improve peace and security in Sudan,” said Purvis.

To read the study and its recommendations, visit [Enoughproject.org](http://Enoughproject.org).

#### FACULTY

### Professor Daniel Esty '86 Named Commissioner of Connecticut's Department of Environmental Protection

YALE LAW SCHOOL PROFESSOR Daniel C. Esty '86 was named by Connecticut Governor Dannel Malloy as commissioner of the state's Department of Environmental Protection. Governor Malloy made the announcement on February 10, saying, “I am glad that Dan Esty has agreed to accept this challenge... His experience advising private companies and the President of the United States, coupled with his knowledge of environmental law and policy, is second-to-none, and I know this new department will be on the cutting edge of environmental and energy policy with Dan at the helm.”

The new department will combine Connecticut's widely dispersed energy functions, including the Department of Public Utility Control, with the Department of Environmental Protection to allow for a more effective coordination of state energy and environmental policies.



Professor Daniel Esty '86 is on leave from Yale as he serves as commissioner of the Connecticut Department of Environmental Protection.

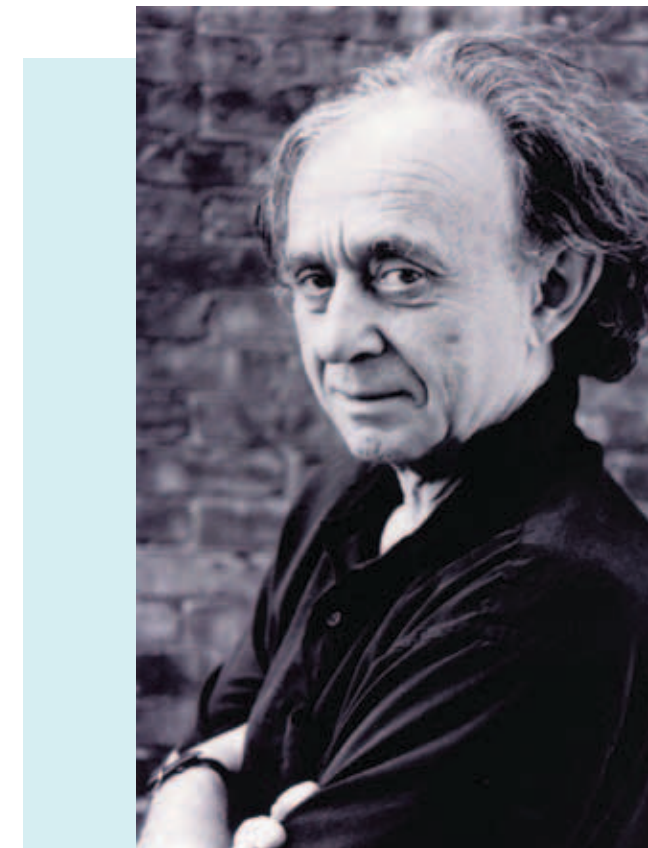
Sudan photograph by Laura Heaton, courtesy of the Enough Project

“It is an honor to have been selected to lead this newly formed agency, especially as it undergoes a major transition,” Esty said. “The state is undoubtedly in a period when we need to make serious changes to our energy policies that are fully engaged with a target of lowering costs for both individuals and businesses. The job creation benefits that will result from fixing

the state's energy system are a significant factor in boosting economic development here at home.”

Esty is the Hillhouse Professor of Environmental Law and Policy at Yale as well as director of the Yale Center for Environmental Law and Policy and the Center for Business and the Environment at Yale. One of the world's leading experts

on environmental strategy, he has advised executives from companies around the world on environment and sustainability issues, and advised President Obama's campaign and Transition Team on energy and environmental issues. He is a former senior official at the U.S. Environmental Protection Agency.



Documentary filmmaker Frederick Wiseman '54 (top) discussed his movie *Juvenile Court* (bottom) at YLS this spring as part of the Dean's Movie Night series.

### Legal REELism: Dean's Movie Night

A VISIT BY award-winning documentary filmmaker Frederick Wiseman '54 on April 12 was one of the highlights of the 2010–2011 Dean's Movie Night series. Wiseman was at Yale for a screening and discussion of his film, *Juvenile Court*, an event that drew not only Yale Law students but also students from Yale's Film Study Center and Child Study Center. *Juvenile Court* documents the complex variety of cases before the Memphis Juvenile Court, illustrating the range and limits of the choices available to the court, the psychology of the

“Where else can one skip from issues of terrorism in anti-colonial struggles in *The Battle of Algiers* to the suppression of frontier violence in *The Man Who Shot Liberty Valance*?”

offender, and the constitutional and procedural questions involved in administering a juvenile court.

Begun in 2009 by Yale Law School Dean Robert Post '77, Dean's Movie Night typically offers four film showings per year, followed by a discussion of the film with Dean Post and a co-moderator with an interest in or connection to the film.

*The Battle of Algiers* was shown on September 13 and featured Sterling Professor of Law Anthony Kronman '75 as co-moderator. Robert Bookman '72 of Creative Artists Agency co-moderated *The Lives of Others* on November 11. And Cruz Reynoso and producer/director Abby Ginzberg joined the discussion on March 22 of *Cruz Reynoso: Sowing the Seeds of Justice*. Other guests have included best-selling author John Grisham for a screening and discussion of the film based on his 1995 novel, *The Rainmaker*; and Sterling Professor of Law Akhil Reed Amar '84 co-moderating John Ford's *The Man Who Shot Liberty Valance*.

“Film is the most vivid and alive of contemporary genres,” said Dean Post. “It has been a delight to discuss the jurisprudential insights that lurk in movies. Where else can one skip from issues of terrorism in anti-colonial struggles in *The Battle of Algiers* to the suppression of frontier violence in *The Man Who Shot Liberty Valance*? And it's been a special joy to be able to talk about movie puzzles with their authors, whether they be Fred Wiseman or John Grisham.”

Dean's Movie Night is sponsored by the Dean's Office and the Office of Student Affairs, and is expected to continue in the fall.

Film still copyright 1973 Zipporah Films, Inc. Wiseman headshot by Gretje Ferguson.

# Visiting the Law School



**Rachel Maddow**, political analyst and host of MSNBC's *The Rachel Maddow Show*, took part in "A Conversation with Rachel Maddow" on March 28 with Visiting Associate Professor of Law Amy Kapczynski '03.



**Kevin Czinger '87**, cofounder and strategic advisor to CODA Automotive, discussed "Lessons from Two Decades of New Business Creation—From Satellite Television to Electric Cars" on January 31. The talk was sponsored by the Law School and School of Management.



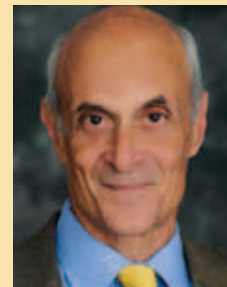
**Troy A. Paredes '96**, commissioner of the U.S. Securities and Exchange Commission, gave a lecture on April 11 titled "Dodd-Frank and the Future of Financial Regulation."



Former Yale Law School Dean **Harold Hongju Koh** delivered a Dean's Lecture on April 11 on "The Obama Administration and International Law: Reducing Polarization." Koh is the Martin R. Flug '55 Professor of International Law, currently on leave from the Law School while serving as legal adviser of the U.S. Department of State.



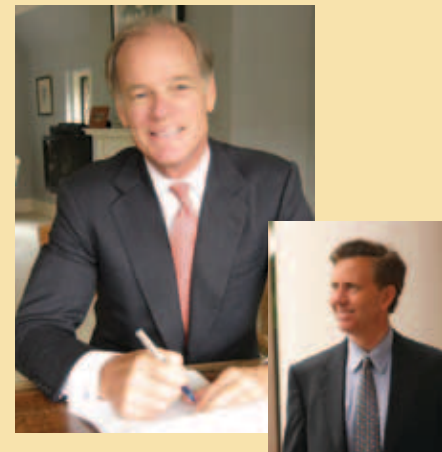
Stanford Law Professor **Michael W. McConnell** gave the Ralph Gregory Elliot First Amendment Lecture on February 7 on the topic, "Whatever Happened to Freedom of Association?" McConnell is the Richard & Frances Mallery Professor and Director of the Constitutional Law Center at Stanford Law School, as well as senior fellow at the Hoover Institution.



Former Homeland Security Secretary **Michael Chertoff** gave a talk on "Privacy Rights 3.0: What Are Privacy Interests in an Internet Age?" on March 10.



Harvard Professor **Kenneth S. Rogoff** delivered the Judge Ralph K. Winter Lecture on Corporate Law and Governance on February 14 on "Sovereign Bankruptcy: Is This Time Different?" Rogoff is the Thomas D. Cabot Professor of Public Policy and Professor of Economics at Harvard University.



Former Connecticut gubernatorial candidates **Tom Foley** and **Ned Lamont** addressed the state's budget crisis on April 4 in a debate titled "Is Connecticut Wisconsin?" The Yale Law Democrats, Yale Law Republicans, American Constitution Society, and Federalist Society were among the sponsors.



Rio de Janeiro State University Professor **Luís Roberto Barroso '89 LL.M.**, one of Brazil's foremost constitutional scholars, discussed "Brazil's Unbalanced Democracy: Presidential Hegemony, Legislative Fragility and the Rise of Judicial Power" on February 21.



Videos of some of these lectures can be found at [www.law.yale.edu/videos](http://www.law.yale.edu/videos).

## EVENTS

### Yale Law School Hosts Area High School Students at Second Annual Marshall-Brennan Moot Court Competition

ON MARCH 5, Yale Law School hosted its second annual Marshall-Brennan Moot Court Competition for New Haven area high school students. Ten students from Cooperative Arts & Humanities High School and ten students from New Haven Academy participated. Each of them argued one side of a fictitious case dealing with high school dress codes and students' First Amendment rights.

The competition showcased the legal knowledge the high school students gained after a year of participating in the Marshall-Brennan Constitutional Literacy Project. The Marshall-Brennan Project organizes law students around the country to teach courses on constitutional law at public high schools in their local communities. Last year, Andres Idarraga '11 and Zach Jones '11 founded the Yale chapter. Chapters currently exist at ten other law schools. Sabria McElroy '10 and Alexander Schwab '11—two Teach For America alums—helped develop the curriculum and implement the project. This year six YLS students served as the primary classroom teachers at each school, teaching students legal doctrine and training them in oral advocacy for the moot court competition.

Van Zile '12, also a Teach For America alumna, spoke about her teaching experi-

ence, noting that "the students are passionate about the First Amendment and what's at stake. It makes us feel that we're making a real impact. We are teaching about the legal and democratic process at a time in our country when there is a lot of apathy. As a former classroom teacher, I have always been inspired by kids and we really enjoy seeing these students and future leaders through this process."

"I enjoyed this competition because students have the idea that we do not have rights when we walk into a school building, but I've learned that we do," said Marc Lewis, a senior at Cooperative who won the "Best Oralist" prize at last year's competition and was on hand this year to observe. "I will be the first to go to college in my family, and I am glad Yale is in my community sharing its knowledge."

The competition featured four rounds of arguments before panels of mock judges who challenged the students with legal and factual questions about the case as the students delivered their arguments. The judges—law student volunteers—evaluated the competitors based on the clarity, organization, and presentation of their arguments. The finalists went on to represent New Haven in the national competition at Drexel University in Philadelphia.

Marshall-Brennan sponsors include The Community Foundation of Greater New Haven, Berchem, Moses & Devlin, P.C., The Connecticut Hispanic Bar Association, The Yale Black Law Students Association, and Yale Law School.



2011 finalists Robert Durant and Tatiana Fountain (winner of best oralist prize) with Moot Court judges (from left) Joshua Geltzer '11, Zach Jones '11, and Eugene Sokoloff '12



(from left) John Rooney (SOM '10), Sharon Pratt (OFC head and former D.C. Mayor), Congressman Lacy Clay, and Caroline Novogrod '12

#### CLINICS

### Ludwig Clinic Goes to Washington, Uses Local Experience to Find Solutions to the National Foreclosure Crisis

YALE LAW SCHOOL can add the mortgage foreclosure crisis to the long list of critical issues its students have had the opportunity to get involved in.

Robin Golden '98, co-director of the school's Ludwig Community and Economic Development Clinic (CED), and student Caroline Novogrod '12 played key roles in a major collaborative study commissioned to identify the most effective and feasible strategies to address the nation's mortgage foreclosure crisis and resulting economic distress in communities of color.

Under the leadership of former Washington, D.C., Mayor Sharon Pratt, the Opportunity Funding Corporation (OFC) organized the six-month study in which seventy stakeholders and experts from the private and public sectors participated.

Convening on Capitol Hill on November 30, OFC and project contributors formally presented the study's OFC Economic Stabilization White Paper to members of Congress, the Obama Administration, and

regulatory agencies. Written by Novogrod and former CED student John Rooney (Yale School of Management '10), the paper advanced ten proposals to stem the foreclosure crisis, create jobs, and begin rebuilding wealth in distressed communities.

The CED clinic's three years of experience assisting New Haven in its response to the foreclosure crisis helped inform various recommendations in the white paper. Golden—who chaired the project's working committee on foreclosure prevention and neighborhood stabilization—developed and continues to oversee the clinic's

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relationship with the Real Options, Overcoming Foreclosure (ROOF) Project, a comprehensive response to the foreclosure crisis in New Haven. The project also enabled the clinic to work closely with the School of Management (SOM). Stephen Hudspeth '71 of CED and SOM, as well as SOM professors Connie Bagley and

Heather Tookes, chaired the study's other major working committees.

Congressman Lacy Clay of Missouri, in discussing the U.S. government's ongoing struggle to find solutions to the crisis, thanked the project team for the white paper, describing it as “chock-full of guidance” for Congress.

“This is the blueprint,” added Congressman Elijah Cummings of Maryland. “Every single one of those recommendations is very, very important.”

But according to Congressman Cummings, the work of the OFC Economic Stabilization group has just begun. He urged the group to take the ideas in the paper and run with them, and Golden said the clinic and its partners intend to do just that.

#### CONFERENCES

### Environmental Law Among Spring Conference Topics

ON APRIL 2, the Yale Environmental Law Association (YELA) hosted its first environmental conference in two decades. “New Directions in Environmental Law: A Climate of Possibility,” co-sponsored with the Yale Center for Environmental Law and Policy (YCELP), brought students from across the region together with top leaders in environmental law from government, practice, NGOs, and academia to challenge the present and imagine the future of environmental law and scholarship. Georgetown law professor Lisa Heinzerling, former associate administrator of the EPA Office of Policy and Senior Policy Counsel on Climate Change, gave the keynote address and was also recognized for her pathbreaking contributions to the field based on a values-driven approach to environmental law. The conference also featured roundtable workshops on litigation strategies, labor and environmental coalitions, and a variety of other topics, as well as panel discussions titled “Environmental Law Waitlisted” and “Clearing the Air.”

Many other student organizations and Law School centers also sponsored conferences this spring.

The Information Society Project examined the profound impact the Internet and

new information technologies have had on advertising in a conference titled “From Mad Men to Mad Bots: Advertising in the Digital Age.” The 14th Annual Arthur Liman Colloquium focused on collaboration, cooperation, and confrontation in the pursuit of social justice. The Yale Law School Center for the Study of Corporate Law cosponsored with the Yale Law and Business Society and the *Yale Journal on Regulation* the 2011 Weil, Gotshal and Manges Roundtable on Assessing the Dodd-Frank Act. And the Robert L. Bernstein International Human Rights Fellowship Symposium, cosponsored by the Orville H. Schell, Jr. Center for International Human Rights and the Yale

Chapter of the American Constitution Society, addressed “Human Rights in 2025.”

Other notable conferences included the 17th Annual Rebellious Lawyering Conference; the seventh Young Scholars Conference, co-hosted by *The Yale Journal of International Law* and the Yale Forum on International Law, on Non-State Actors and International Law; and the first Global Military Appellate Seminar on important issues facing military justice systems in the 21st century, made possible through funding from the Oscar M. Ruebhausen Fund at Yale Law School and in cooperation with the International Society for Military Law and the Law of War and the National Institute of Military Justice.



The Yale Environmental Law Association and Yale Center for Environmental Law and Policy co-sponsored a conference titled “New Directions in Environmental Law: A Climate of Possibility” this spring.



THIS SPRING, the Law School held a “Sock Bash” bon voyage party in honor of retiring Clinical Director Bob Solomon who taught in the Jerome N. Frank Legal Services Organization for more than twenty-five years. Prizes were given for the most “Bob-like” socks, and toasts and roasts were offered by fellow faculty members, current and former students, New Haven Mayor John DeStefano, and Yale University Vice President Bruce Alexander.



Solomon photograph by James Balzano

AS THE *Law Report* was going to press, we learned of the death of Elias Clark '47, Lafayette S. Foster Professor Emeritus of Law, on June 11, 2011. Clark was professor at Yale Law School for fifty-five years, with expertise in decedents' estates, family law, federal taxation, real property, and fiduciary administrations. His books include *Cases & Materials on Federal Estate Gift Taxation*.

“Eli Clark was an inspirational teacher and an invaluable mentor to generations of Yale students,” said Justus S. Hotchkiss Professor Emeritus of Law Michael Graetz, a longtime friend and colleague of Professor Clark at Yale Law School. “He was an indefatigable, and often indispensable, citizen of the law school and the university. His work on trusts and estates and their taxation educated students across the nation.”

A tribute to Clark will appear in the Winter 2012 issue of the *Yale Law Report*.