

# news in brief

## Secretary Clinton '73 Receives Award of Merit

Photographs by Harold Shapiro (left) and Michael Marsland (right)



Secretary Clinton '73 received the Award of Merit from Dean Robert C. Post '77, and the Yale Law Women Alumnae Achievement Award (right). Dean Post, Secretary Clinton, and Yale University President Peter Salovey arrive at Woolsey Hall (below).

FORMER SECRETARY OF STATE Hillary Rodham Clinton '73 addressed a packed audience of Yale Law School alumni, faculty, students, and staff in Woolsey Hall on October 5, after receiving the prestigious Yale Law School Association Award of Merit.

Clinton reminisced about her time as a student at Yale Law School and the moment that sparked “a lifelong passion about children’s welfare.”

“In the four decades since she left this place, Secretary Clinton has indeed been an advocate, a practitioner, a legislator in the senate, an executive in the State Department, and a teacher to the nation and to the world,” said Dean Robert C. Post '77 in his opening remarks.

After going through the many accomplishments of her illustrious career, Clinton was awarded the Law School’s highest honor and welcomed to the lectern with a standing ovation. She began by remembering her time at Yale Law School and the day when she met President Clinton.

“I remember the first time I arrived on campus in 1969,” said Clinton. “I was driving a beat-up old car. I had a mattress tied to my roof, and I was wearing bell bottoms.”

Then while walking through the student lounge one day, she heard a voice say, “And not only that, we grow the biggest watermelons in the world.”

“I said, ‘who is that?’” Hillary remarked with a laugh. “The answer was ‘that’s Bill Clinton. He’s from Arkansas and that’s all he ever talks about.’”

President Bill Clinton '73 was also in attendance at the 2013 Yale Law School Alumni Weekend. The event marked

the 40th anniversary for both Bill and Hillary Clinton’s class year.

In her remarks, Clinton focused on the importance of her continued work and commitment to improving the lives of children in America.

After working on these very causes in New Haven, Clinton said, “I learned that if you want to know about the moral, economic, and social health of a community, look at the children.”

Clinton spoke specifically about the millions of children living in poverty every day and the growing trends that show many children have an unfair advantage from the start. Even in Connecticut, Clinton noted, the problems are stark.

Many children in low-income families are also missing critically important time reading with their parents, resulting in narrowed vocabularies that make it difficult for them to succeed in school. It is a problem Clinton will be tackling through her work at the Bill, Hillary & Chelsea Clinton Foundation in partnership with Next Generation.

But while Clinton acknowledged the dissolution that many in the country feel over these societal problems and the gridlock faced in Washington, she said that the hope and resolve of the country was stronger than ever.

“Yes, we have big challenges ahead of us,” said Clinton, “but we have the ability, if we match it with the will, to meet every challenge we face. It will take all of us working together. It will take not only leaders, but citizens who have to dare greatly and lead boldly, but that’s when we are at our best.”

See page 50 for more about Alumni Weekend 2013.

**“I remember the first time I arrived on campus in 1969, I was driving a beat-up old car. I had a mattress tied to my roof, and I was wearing bell bottoms.”**



 [www.law.yale.edu/videos/video](http://www.law.yale.edu/videos/video)



## CONFERENCES

## Robert H. Bork's Legacy and Influence on Antitrust Law Examined at Conference



Portrait of Robert Bork

LAW PROFESSORS AND economists from across the country gathered in New Haven on September 27 and 28, 2013 for a conference on “The Influence of Robert H. Bork on Antitrust Law: A Retrospective.” The conference addressed the legacy of former Yale Law School Professor Robert H. Bork, who has been described as the “architect of modern antitrust law.” The Federalist Society and The Kauffman Program in

Law, Economics and Entrepreneurship at Yale Law School sponsored the conference, which featured more than fourteen speakers. Family members of Robert H. Bork also attended the conference as special guests.

## HONORS

## Professor Reva Siegel Elected Honorary Fellow of the American Society for Legal History



Siegel

NICHOLAS DEB. KATZENBACH Professor of Law Reva Siegel '86 has been elected an Honorary Fellow of the American Society for Legal History, the highest honor the Society can confer. The Society's Honorary Fellowship recognizes distinguished historians whose scholarship has shaped the broad discipline of legal history and influenced the work of others.

Founded in 1956 to foster interdisciplinary scholarship and teaching in the broad field of legal history, The American Society for Legal History (ASLH) is based in the United States but its purview and membership are international in scope. The Society holds an annual meeting each fall, giving historians, law professors, graduate students, lawyers, and judges from around the world an opportunity to gather and meet fellow travelers and to present and discuss their scholarship. Professor Siegel was announced as a new Honorary Fellow at the Society's 2013 meeting in Miami in November.



(from left) Hon. Leo Strine, Jr., Dean Robert Post '77, Sandra Wasserman, Roberta Romano '80, Marla Wasserman, Debra Wasserman Glasser, Steven Rosenblum '82

## Inaugural Craig Wasserman '86/Wachtell, Lipton, Rosen & Katz Alumni Breakfast Held

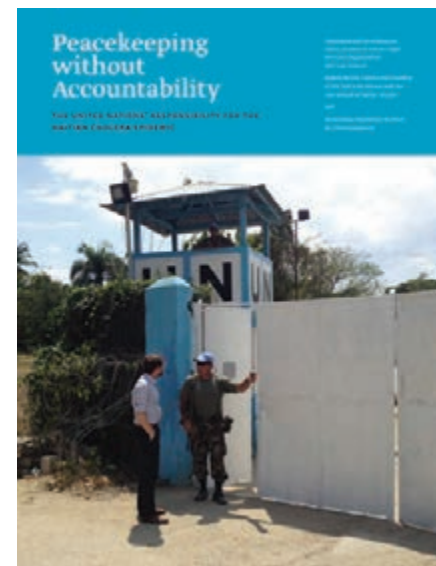
THE INAUGURAL CRAIG WASSERMAN '86/Wachtell, Lipton, Rosen & Katz corporate law breakfast program for alumni was held in New York City on October 17, 2013. The event was endowed by the law firm of Wachtell, Lipton, Rosen & Katz, and the Yale partners of the firm in memory of their colleague, Craig Wasserman '86. The breakfast programs, sponsored by the Yale Law School Center for the Study of Corporate Law, feature panel discussions on current topics in business law by members of the bar, business and investment communities, public officials, and faculty. The inaugural breakfast, on “Capital Markets in the 21st Century: Will the U.S. Still Be on Top?,” consisted of a panel discussion led by the Honorable Leo Strine, Jr., Chancellor of the



Wasserman

Delaware Court of Chancery, Steven A. Rosenblum '82, of Wachtell, Lipton, and Roberta Romano '80, Center Director and Sterling Professor of Law. Yale Law School Dean Robert Post '77 moderated. Along with Dean Post, Steve Rosenblum delivered remarks honoring Craig Wasserman at the start of the program, and his wife, Marla Wasserman, mother, Sandra Wasserman, and sister, Debra Wasserman Glasser, were present. Craig Wasserman (1960–2010) was one of the nation's leading deals attorneys. A partner at Wachtell, Lipton, he specialized in the financial institutions practice of the corporate group. He was an original member and active participant on the Corporate Law Center's Board of Advisors. In addition to his work on the Center's Board, he established the Law School's Bert W. Wasserman Workshop in Law and Finance in memory of his father.

Robert Bork portrait by Peter Egell



## CLINIC

## Report Holds U.N. Responsible for Haitian Cholera Epidemic

THE UNITED NATIONS inadvertently caused a deadly cholera epidemic in Haiti, and has legal and moral obligations to remedy this harm, according to a report released this summer by researchers at Yale Law School and the Yale School of Public Health.

The 58-page report, “Peacekeeping without Accountability,” provides the first comprehensive analysis of the cause of the massive outbreak of cholera in Haiti—which has killed more than 8,000 people and sickened more than 600,000 since it began in 2010. The report examines the role the U.N. played in precipitating the crisis and the U.N.'s responsibilities to provide legal remedies to victims of the epidemic. It directly contradicts recent statements by the U.N. Secretary-General that the organization did not bring cholera to Haiti, and has no legal responsibilities for the epidemic or its consequences.

The report was issued by the Transnational Development Clinic and the Global Health Justice Partnership at Yale Law School as well as the Yale School of Public Health, in collaboration with the Haitian Environmental Law Association. The Robina Foundation Human Rights

Fellowship Initiative at Yale Law School provided the funding that enabled the students and faculty on the project team to travel to Haiti.

“Peacekeeping without Accountability” is the result of more than a year of research into the key epidemiological and legal issues arising out of the introduction of cholera to Haiti. The report incorporates consultations with victims of the epidemic, human rights advocates, attorneys, journalists, aid workers, medical doctors, and government agency officials with first-hand knowledge of the epidemic.

The report confirms prior accounts that U.N. peacekeepers inadvertently but negligently brought cholera into Haiti, causing one of the largest epidemics in recent history. As the report documents, in October 2010, peacekeeping troops belonging to the U.N.'s Haitian mission, MINUSTAH, unknowingly carried cholera into the country. Because of inadequate water and sanitation facilities at the MINUSTAH base in the Haitian town of Mèyè, sewage from the base contaminated the Artibonite River, the largest river in Haiti and one the country's main water sources. By July 2011, cholera spread through the country, infecting one new person per minute. The epidemic continues, and public health experts estimate it will take a decade or longer to eliminate cholera from Haiti. Prior to this outbreak, cholera had not existed in Haiti for more than a century.

The report, which prompted a response from the United Nations and led to substantial press attention around the matter, concludes with a comprehensive set of recommendations outlining the steps the U.N. and other principal actors in Haiti should take to meaningfully address the cholera epidemic.

## FACULTY

## Professors Wizner, Lucht Receive Community Advocate Award



Wizner



Lucht

PROFESSORS STEPHEN WIZNER and Carroll Lucht were honored by JUNTA for Progressive Action, a New Haven-based nonprofit serving the Latino and immigrant communities, for their years of service to the group. Together, through the Jerome N. Frank Legal Services Organization at Yale Law School, Wizner and Lucht

have provided free legal representation to individuals and families who otherwise would be unable to afford an attorney. Wizner and Lucht received the Community Advocate Award at JUNTA's 44th Anniversary gala on September 19, 2013.



Yale Law students from the **Education Adequacy Project** appeared in Hartford Superior Court on September 16, 2013 to advocate for the right of all schoolchildren to have access to an adequate education. In December, they had a victory when a state trial court judge ruled that the case should proceed and must be determined by a trial.



## AWARDS

## Professors Judith Resnik, Dennis Curtis '66 Receive 2014 Biennial Book Award from the Order of the Coif

EVERY TWO YEARS, the Order of the Coif recognizes the accomplishment of one book of the “highest order of legal scholarship.” The 2014 award goes to Professors Judith Resnik and Dennis Curtis '66 for their book, *Representing Justice: Invention, Controversy, and Rights in City-States and Democratic Courtrooms* (Yale University Press, 2011).

Patricia A. Cain, Professor of Law at Santa Clara University and Chair of the Coif Book Award Committee, said that the committee quickly came to the consensus that *Representing Justice* was the most creative book on a legal topic published in the past two years. “It is a bold and original book,” said Cain. “Yale University Press is to be commended for publishing this unique work.”

As the book details, adjudication is an ancient practice, but the development of courts as egalitarian venues is a modern innovation. *Representing Justice* maps the relationship between courts and democ-



racy by tracing the remarkable run of the political icon of Justice and the development of segregated, purpose-built public spaces dedicated to justice—today’s court-houses. The authors analyze how democracy has both changed adjudication and now challenges it profoundly, with millions of people currently identifying courts as avenues for redress. Thus courts, while venerable, are now also vulnerable. The book argues that “law’s institutional forms need to be structured to teach members of poli-



Resnik



Curtis

ties to make claims on justice as well as to seek justice—so as to have the capacity to contest and to understand what law can and should do.”

Widely praised, the book has received several honors, including the 2012 SCRIBES award from the American Society of Legal Writers; the 2012 PROSE awards given by the American Publishers Association in two categories—Social Sciences category and Law & Legal Studies; and it was selected as an Outstanding Academic Title of 2012 by *Choice* magazine.

*Representing Justice* was published in the Yale Law Library Series in Legal History and Reference, with financial support as well as research and technical assistance from the Lillian Goldman Law Library.

## Liman Program Helps Prevent Closing of the Northeast’s Only Federal Prison Facility for Women

IN RESPONSE TO widespread concern, the Federal Bureau of Prisons (BOP) announced in early November that it had altered its plan to turn the only prison facility for women in the Northeast into a men’s prison. Many of the women at the Federal Correctional Institution in Danbury, Connecticut were to be sent to a remote prison in Aliceville, Alabama, more than 1,000 miles from New York City—which would have made access to families functionally impossible and limited opportunities for education and other programs. Instead, in addition to using Danbury as a men’s facility, the BOP will construct a smaller prison facility for female inmates in Danbury and maintain a satellite camp for low-security women as well.

The issue gained national attention after Judith Resnik, Arthur Liman Professor of Law, wrote an op-ed in July in *Slate* that detailed the impact of the proposed closure on women prisoners from the Northeast and on their families.

Soon thereafter, the National Association of Women Judges, the American Bar Association, and others raised concerns. Eleven Senators from the Northeast—with Senators Richard Blumenthal '73 and Chris Murphy in the leadership—were joined by the Chief Judges of twelve federal district courts in the Northeast in asking the BOP to reexamine its plans.

Four law students—Anna Arons '15, Katherine Culver '15, Sinéad Hunt '14, and Emma Kaufman '15—worked with Resnik, Hope Metcalf, the Liman Program Director, and with Megan Quattlebaum '10, the Senior Liman Fellow in Residence; they mapped the geography of the federal prisons and analyzed where women and men were located around the country. Their findings were submitted to the Senate Judiciary Committee in connection with its November 6, 2013 oversight hearing focused on the BOP. That statement and more information is available at [www.law.yale.edu/intellecualife/limanpubs.htm](http://www.law.yale.edu/intellecualife/limanpubs.htm).

## U.N. Special Rapporteurs Visit Yale Law School to Discuss Drone Killings, Cultural Rights

TWO UNITED NATIONS Special Rapporteurs visited Yale Law School in October 2013 to deliver a set of talks sponsored by the Yale Law School Information Society Project’s Foreign Affairs in the Internet Age Initiative (FAIA). Christof Geyns spoke to students about legal autonomous robots and Farida Shaheed discussed cultural rights. The Foreign Affairs in the Internet Age Initiative formed last spring after Professors Jack Balkin, David Grewal '02, Oona Hathaway '97, and Amy Kapczynski '03 began meeting to discuss the intersection of foreign affairs and cyberlaw. With significant student interest surrounding the group, FAIA quickly took shape and began to plan several events to explore these areas of law in more depth. Earlier this fall, the group hosted a fall panel on NSA Surveillance and Foreign Affairs. The UN Rapporteur talks were aimed to help students apply international human rights law to questions raised by new technologies.

## Abrams Institute Celebrates Constitution Day with Floyd Abrams Book Talk

IN HONOR OF CONSTITUTION DAY, the Yale Information Society Project hosted an event on September 17, 2013 featuring a talk by Floyd Abrams '59 on journalists and national security. The talk focused on writings from Abram’s new book, *Friend of the Court*. Abrams is one of the premier First Amendment lawyers in the country and has won numerous awards for his work. Throughout his rich and illustrious career, Abrams has spearheaded vital debates about the First Amendment, spanning across multiple forms of media. His book is a compilation and exploration of issues such as censorship and national security. *Friend of the Court* includes articles Abrams has written for the *New York Times*, testimony he has delivered before congressional committees, lectures in foreign locations such as Kuala Lumpur, as well as his frequent television interviews. He is founder of The Floyd Abrams Institute for Freedom of Expression at Yale Law School, which works to promote scholarship and law reform on emerging concerns involving both traditional and new media.



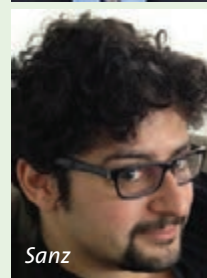
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## BJ Ard '10 and Esteve Sanz Named Thomson Reuters Fellows



Ard



Sanz

BJ ARD '10 AND ESTEVE SANZ were named the 2013–2014 Thomson Reuters Fellows at Yale Law School’s Information Society Project (ISP). Thomson Reuters Fellows work closely with Yale faculty and staff studying cutting-edge issues at the intersection of law, technology, and media. Ard is a graduate of the University of Georgia and Yale Law School, where he was Managing Editor of *The Yale Law Journal*. Currently, his work focuses on intellectual prop-

erty, contracts, electronic commerce, and consumer protection law. Sanz previously worked at the Information Society Unit of the Institute for Prospective Technological Studies. He is a graduate of the University of Barcelona, London School of Economics and Political Science, and Internet Interdisciplinary Institute.

## ISP News Roundup



## Tom Rubin, Chief IP Strategy Counsel at Microsoft, Gives Talk on Copyright

TOM RUBIN, CHIEF Intellectual Property Strategy Counsel at Microsoft, delivered an address titled “Achieving Copyright at the Speed of Light” on November 11, 2013 at Yale Law School. The talk focused on

Rubin’s belief that we need a copyright system that operates at the scale and speed of our networked world, enabling a freer flow of information between people and across devices. Rubin explained how the Digital Millennium Copyright Act’s (DMCA) notice-and-takedown regime has provided a workable framework for managing online copyright infringement. The event was sponsored by the Information Society Project, The Lillian Goldman Law Library, and the Yale Library Associates.





Jennifer McTiernan '15 (right) a student in the Veterans Legal Services Clinic joined Senator Richard Blumenthal '73 (center) and clinic client Carmen Cardona (left), a U.S. veteran, at a Hartford press conference to call for immediate action to grant equal rights and spousal benefits to all veterans.

#### CLINIC

### Clinic Represents Veterans in Federal Lawsuits, Petitions

YALE LAW SCHOOL'S VETERANS Legal Services Clinic (VLSC) had an exceptionally busy fall term, filing several lawsuits and petitions on behalf of U.S. Veterans. The clinic, which is headed by Professor Michael Wishnie '93, Clinical Associate Professor of Law Fiona Doherty '99, and Clinical Visiting Lecturer in Law Margaret Middleton, represented veterans in issues ranging from discharge status to deportation orders to claims adjudication.

Highlights from the recent work of the Veterans Legal Services Clinic include:

#### Advocating for survivors of military sexual trauma

On behalf of the Service Women's Action Network and Vietnam Veterans of America, the VLSC petitioned the Department of Veterans Affairs (VA) to create new regulations governing the adjudication of disability claims for veterans who were raped or sexually assaulted in the military.

#### Petitioning for same-sex spousal benefits for veterans

In September 2013, following a petition by the Veteran's Clinic, the Obama administration announced that the VA would immediately begin providing spousal benefits to veterans' same-sex spouses. (See above photo.)

#### Lawsuit brought on behalf of Vietnam Veteran

VLSC students represented John W. Shepherd, Jr., a Vietnam combat veteran who earned a Bronze Star with Valor Device, in a lengthy struggle to compel the U.S. Army to recognize his service. Shepherd originally received an Other Than Honorable discharge after he began manifesting symptoms of post-traumatic stress disorder. In a recent settlement agreement, the Army agreed to upgrade Shepherd's discharge status to Under Honorable Conditions (General).

#### Report Outlining VA Discrimination Against Military Sexual Assault Survivors

A report released jointly by the American Civil Liberties Union, Service Women's Action Network, the ACLU of Connecticut, and the Veterans Legal Service Clinic at

Yale Law School found that the VA grants disability claims for military sexual trauma-related post-traumatic stress disorder (PTSD) at significantly lower rates than other PTSD claims.

#### Federal Lawsuit Brought on Behalf of Deported U.S. Veteran

The VLSC filed a federal lawsuit in November on behalf of Arnold Giammarco, a recently deported U.S. Army veteran battling to return home to his family, to compel the government to decide his 1982 citizenship application.

#### Clinic Client Sues Army Over False "Adjustment Disorder" Diagnosis, Denial of Retirement Benefits

The VLSC filed a lawsuit in federal court in November on behalf of William Cowles, a U.S. Army National Guard veteran who served honorably for more than twenty years. The lawsuit challenges the illegal denial of Cowles's application for medical retirement and asserts that the Army hastily discharged Cowles based on an erroneous diagnosis of Adjustment Disorder when he should have been medically retired for PTSD.

Full descriptions of these cases and supporting documents are available at [www.law.yale.edu/vlsc](http://www.law.yale.edu/vlsc).



The VLSC authored a recent report about VA discrimination against survivors of military sexual assault.

#### FACULTY

### New Chinese Translation of *Jurisprudence For a Free Society* Celebrated at the City University of Hong Kong

ALUMNI FROM AN EARLIER generation will remember the year-long seminar taught by Myres S. McDougal '31 JSD and Harold D. Lasswell entitled "Law, Science and Policy." Through the seminar and their publications, McDougal and Lasswell, along with successive generations of students, created a policy-oriented jurisprudence that moved beyond the exuberant iconoclasm of American Legal Realism to an integrated set of principles and procedures for establishing and maintaining a public order of human dignity. In 1992, the comprehensive statement of that jurisprudence was published in two volumes under the title *Jurisprudence For a Free Society: Studies in Law, Science and Policy*. Shortly thereafter, a student edition in paperback was published. In its preface, McDougal, who had survived Harold Lasswell, wrote "Because in every generation, the future is the legacy of students, I consider the appearance of this student edition a more important event than the initial publication..."

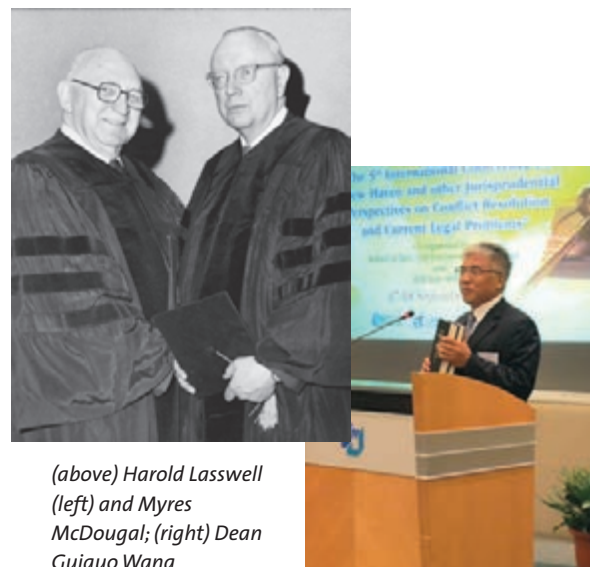
Critics of the Lasswell-McDougal enterprise contended that it was so idiosyncratically American, that it would find no international audience. Certainly, the conception of law and the language used to describe it were radically different from what had come before. McDougal wrote:

The essential thesis of this work may be stated briefly: the most useful conception of law is as a process of decision that is both authoritative and controlling. The function of the

responsible jurist, advisor or decisionmaker, who is a part of that process, is to develop an appropriate observational standpoint, clarify community goals, identify and then perform the intellectual tasks that will enable him or her to assist those who seek legal or policy advice in clarifying goals, and in implanting them in ways compatible with the common interests of the most inclusive community. This approach to solving problems requires the development of an interlocking set of intellectual tasks and conceptual tools and was the major object of the lifelong collaborative work that Harold Lasswell and I conducted.

Against the critics' predictions, the jurisprudence has had an impact abroad. Recently, with the help of Guiguo Wang '84 JSD, the Dean of the Faculty of Law of City University of Hong Kong, *Jurisprudence For a Free Society* was translated into Chinese and published in two volumes by the premier Chinese law publisher.

At a ceremony in Hong Kong on



(above) Harold Lasswell (left) and Myres McDougal; (right) Dean Guiguo Wang

September 17–18, in the course of a conference on the New Haven School jointly sponsored by Yale Law School, Dean Wang presented the translation to W. Michael Reisman '64 LL.M., '65 JSD, the Myres S. McDougal Professor of International Law. Copies were also given to the justices of the Supreme Court of China and a copy has been placed in the faculty bookshelf of the Sterling Memorial Library.



YALE LAW SCHOOL'S 2013 Global Seminar on Military Justice offered a forum for participants from a variety of legal systems to discuss the dramatic challenges before today's military justice systems. The two-day seminar included panel discussions on structural issues such as *The Role of the Commander in Military Justice*; *Appellate Review*; *Transparency in the Administration of Military Justice*; *Summary Trials*; and *Reform Strategies*. The Seminar was sponsored by the Oscar M. Ruebhausen Fund at Yale Law School in cooperation with the International Society for Military Law and the Law of War and the National Institute of Military Justice.



## SEMINAR

## World's Judges Convene for Annual Global Constitutionalism Seminar

IN LATE SEPTEMBER, justices sitting on supreme, constitutional, and transnational courts gathered in New Haven for the annual Global Constitutionalism Seminar, a part of the Gruber Program for Global Justice and Women's Rights at Yale Law School.

This year's seminar focused on the constitutionality of privatization, the constitutional law of remedies, and the question of when a constitutional amendment can itself be "unconstitutional." The materials, *Governments' Authority*, edited by the seminar's chair, Judith Resnik, were



Supreme Court Justice Stephen Breyer was among the many attendees from around the world.

prepared by faculty, working with justices from different countries. The 2013 contributing faculty editors were Owen Fiss, Oona Hathaway '97, Nicholas Parillo '04, and Scott Shapiro '90. With the help of Yale Law Librarians Michael VanderHeijden and Sarah Kraus and a group of YLS students (the Executive and Managing Editor, Travis Pantin '14, joined by senior editors Julia Brower '14 and joint degree students Blake Emerson and Andrea Scoseria Katz

'16; and Jenné Ayers '15, Leslie Esbrook '15, Carlton Forbes '14, and Julie Veroff '15), the editors produced a volume of readings as a backdrop to the private discussions. Renee DeMatteo, Yale Law School's Senior Conference and Events Services Manager, brought the group together.

The 2013 Seminar's questions ranged from analyses of the many court rulings on amending constitutions to whether courts can set limits on privatization. As the materials explained, privatization is not a new phenomenon; public and private sectors have long been entangled. What is new is constitutionalism, imposing legal constraints on the exercise of power and raising a host of questions about the role of courts. The seminar ended with explorations of the innovative remedies courts crafted.

YLS students attended panels to provide them with opportunities to meet the justices. The day began with an exchange among seven visiting justices focused on Judging and Gender, followed by a session hosted by Bruce Ackerman '67 and Gordon Silverstein on The Relationship Between the Academy and Constitutional Adjudication. The closing panel for students was on the Challenges of Comparative Constitutionalism.

The 2013 session continued the tradition, begun in 1996 under the founding leadership of Paul Gewirtz '70 and Anthony Kronman '75, followed by Robert Post '77, Bruce Ackerman '67, Jed Rubenfeld, and Judith Resnik. The seminar combines intellectual seriousness, candor, and a common sense of purpose.

"The Global Seminar is remarkably vital, not only for what it brings to Yale Law School but for enabling cross jurisdictional exchanges that illuminate both the commonalities of constitutional culture and the distinctive political and social histories that inform judgments from different constitutional and transnational courts," Professor Resnik said. "By establishing the Gruber Foundation at Yale in 2011, Peter and Patricia Gruber are supporting the development of efforts to create a more humane, egalitarian, and just environment for all the world's inhabitants."

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



Professor Bernard Haykel delivers the inaugural Dallah Albaraka lecture.

## LECTURES

## New Lecture Series on Islamic Law & Civilization Begins at Yale Law School

A NEW LECTURE SERIES—The Dallah Albaraka Lectures on Islamic Law & Civilization—will bring six speakers to the law school over the course of the 2013–2014 academic year. The speakers represent a range of disciplines, including a lawyer, a political scientist, a historian, and an engineer who is a leading Iranian philosopher.

The inaugural lecture was given on September 24, 2013 by Bernard Haykel, Professor of Near Eastern Studies and Director of the Institute for Transregional Study of the Contemporary Middle East, North Africa and Central Asia at Princeton University, who delivered a lecture titled "The Political Failure of Islam."

The second fall lecture featured Bemis Professor of International Law at Harvard Law School Noah Feldman, who discussed "The Fall of the Arab Spring." The third lecture featured George Washington University Professor Nathan J. Brown who spoke about "Arab Constitutions in the 21st Century: A New Beginning or an Unhappy Ending?"

The Spring 2014 lectures will be given by Asli U. Bali, Assistant Professor of Law at UCLA School of Law; Mohammad Qasim Zaman, Robert H. Niehaus '77 Professor of Near Eastern Studies and Religion at Princeton University; and Abdulkarim Soroush, author of *Reason, Freedom and Democracy in Islam*.

## Zainab Salbi Delivers the 2013 Gruber Distinguished Lecture in Women's Rights

THE FOUNDER OF WOMEN FOR WOMEN International, Zainab Salbi, addressed a packed house at Yale Law School on October 21, 2013 when she delivered the Gruber Distinguished Lecture in Women's Rights at Yale Law School. The lecture, titled "Empowering Voice, Engendering Change," addressed how she helped hundreds of thousands of women who were traumatized by war to rebuild their lives. Salbi also talked about her own personal journey and the realization that she needed to give voice to her trauma during the regime of former Iraqi president Saddam Hussein. In 1993, Salbi moved beyond her memory of her life in Iraq to found Women for Women International, which has helped more than 315,000 women survivors of war access social and economic opportunities through a program of rights and awareness training, vocational skills training, and income-generating opportunities.

"Storytelling is the inspiration," said Salbi. "The more we own our own stories, [the more] that story becomes a candle for someone else's cave, in someone else's life. The secret source of creating change starts with a story."

Salbi is currently working with documentary filmmakers Abigail Disney and Gini Reticker on a project called *Awakening*—a multimedia initiative featuring women in the Arab spring. She has previously collaborated with Disney and Reticker on the acclaimed PBS series *Women, War and Peace*.

The lecture was presented by the Gruber Program for Global Justice and Women's Rights at Yale Law School. The event features speakers whose exceptional achievements have served the causes of global justice and women's rights. Last year's inaugural lecture featured U.S. Supreme Court Justice Ruth Bader Ginsburg.



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





## AWARDS

## ABA Honors Professor Jerry Mashaw, Alumnus Kevin Stack '97 with Administrative Law Award

PROFESSORS JERRY L. MASHAW and Kevin M. Stack '97 were jointly chosen for the American Bar Association's 2013 Annual Scholarship Award for best published work in administrative law. It was the third time that the ABA's Administrative Law Section recognized Professor Mashaw and the first recognition for Kevin Stack, Professor of Law and Associate Dean for Research at Vanderbilt Law School. The ABA Annual Scholarship Committee selected Mashaw in recognition of his book, *Creating the Administrative Constitution: The Lost One Hundred Years of American Administrative Law* (Yale University Press, 2012) and Stack for his article, *Interpreting Regulations*, 111 Mich. L. Rev. 355 (2012).



## What's so funny about a Super PAC?

ON OCTOBER 18, STUDENTS, FACULTY, AND STAFF were treated to a special Dean's Lecture with comedian and television personality Stephen Colbert and Trevor Potter, Colbert's Super PAC lawyer and a former Federal Election Commission chairman. Moderated by Sterling Professor of Law Akhil Amar '84, "A Conversation with Stephen Colbert and Trevor Potter" offered an entertaining and enlightening look into the Colbert Super PAC's legal challenges. After the talk, students crowded into the Dining Hall, where the Comedy Central star posed for photos and interacted with the crowd.



## Professor Michael J. Graetz Receives National Award, Updates Tax Plan

Michael J. Graetz, Justus S. Hotchkiss Professor Emeritus of Law, received the Daniel M. Holland Medal from the National Tax Association. The Medal is awarded for outstanding contributions to the study and practice of public finance.

Graetz also presented his new "Competitive Tax Plan" at the association's annual conference in November. The plan, he says, is "an update and an epilogue" to his book *100 Million Unnecessary Returns: A Simple, Fair, and Competitive Tax Plan for the United States*, which advocated for a value-added tax (VAT) that would act as a national sales tax.

Graetz is a leading expert on national and international tax law. In addition to his appointment at Yale Law School, he serves on the Columbia Law School faculty as Columbia Alumni Professor of Tax Law and the Wilbur H. Friedman Professor of Tax Law. He has written many books on federal taxation as well as more than sixty articles on a wide range of tax, international taxation, health policy, and social insurance issues. His most recent book, *The End of Energy: The Unmaking of America's Environment, Security and Independence*, was published in 2011 and assesses U.S. energy policy.

For more information on Graetz's new tax plan, visit [www.law.yale.edu/news/17685.htm](http://www.law.yale.edu/news/17685.htm).



Colbert photographs by Harold Shapiro

# Visiting the Law School



Professor **Elizabeth Anderson** delivered the 2013–2014 Arthur Allen Leff Lecture at Yale Law School on September 30, 2013. The lecture was titled "Social Movements, Experiments in Living, and Moral Progress: Case Studies from Britain's Abolition of Slavery." The lecture specifically focused on the worldwide revolution in moral consciousness that took place over the course of 200 years in which opinions on slavery changed from nearly universal acceptance to worldwide condemnation. Anderson is the Arthur F. Thurnau Professor and John Dewey Distinguished University Professor of Philosophy and Women's Studies at the University of Michigan, Ann Arbor.



Professor **Daron Acemoglu**, the Elizabeth and James Killian Professor of Economics at the Massachusetts Institute of Technology, delivered the 2013–2014 Judge Ralph K. Winter Lecture on Corporate Law and Governance on September 23, 2013. The lecture was titled "The Value of Political Connections in Turbulent Times: Evidence from the United States." Professor Acemoglu discussed how companies in the United States typically do not benefit from being connected to prominent political figures, despite the opposite being true in developing countries.



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

The Sullivan & Cromwell Conference on Challenges in Global Financial Services featured a keynote address by **Daniel K. Tarullo**, a member of the Board of Governors of the Federal Reserve System. His address took place on September 20, 2013 and focused on Macroprudential Regulation. The conference consisted of four panel discussions, including Bank Capital and Liquidity Requirements; Bank Transparency and the Financial Crisis; Accountability and Structuring of Systemically Important Financial Institutions (SIFIs); and Cross-Border Resolution. The event was presented by the Yale Law School Center for the Study of Corporate Law.



Professor **Richard H. Pildes**, the Sudler Family Professor of Constitutional Law at New York University School of Law, delivered the 2012–13 Ralph Gregory Elliot Lecture titled "Romanticizing Democracy and the Decline of American Government," on Nov. 18, 2013. Pildes discussed how the country's political institutions seem increasingly able to govern only on the precipice

of a crisis, and described the concept of "political fragmentation"—the splintering of the political parties into factions over which political leaders are less and less able to exercise unifying control. Pildes is co-author of the casebook, *The Law of Democracy* and a co-editor of the book, *The Future of the Voting Rights Act*.