Publications, Presentations, and Honors

The School of Law’s faculty has a well-deserved reputation for producing outstanding legal scholarship, as evidenced by the rich array of books, articles, working papers, and conference presentations its members complete each year. The entries on the following pages represent only a sampling of the diverse scholarly activities of our academic community from the 2011-2012 academic year. For a more complete listing and actual links to articles, visit www.law.umaryland.edu/scholarship.


Danielle Citron published the articles “Intermediaries and Hate Speech: Fostering Digital Citizenship for the Information Age,” 91 Boston University Law Review 1435 (2011) (with Helen Norton), “Network Accountability for the Domestic Intelligence Apparatus,” 62 Hastings Law Journal 1441 (2011) (with Frank Pasquale), and “Mainstreaming Privacy Torts,” 99 Boston University Law Review 1805 (2011). She also contributed the book chapter “Civil Rights in the Information Age,” in The Offensive Internet: Speech, Privacy and Reputation (M. Nussbaum & S. Levmore eds., 2011). She was an invited speaker to New York University’s Power and Technology Roundtable discussion, and the Congressional Internet Caucus Committee’s State of the Net Conference. She was also called to testify before the Inter-Parliamentary Committee on Anti-Semitism for the Task Force on Online Hate in the United Kingdom’s House of Commons, and gave written testimony before Hawaii’s State Senate.


Robert Condlin published the article “Bargaining Without Law,” 56 New York Law School Law Review 213 (2012); presented an article, “The Curious Case of
Transformative Dispute Resolution: An Unfortunate Marriage of Intransigence, Exclusivity, and Hype,” at the New York Law School Clinical Theory Workshop; and is presently working on an article about the Supreme Court’s treatment of the Rules Enabling Act, entitled “Disabling the Enabling Act: Just Another Bad Opera?”


Professor Jane F. Barrett (back row, far right) and the Environmental Law Clinic received the American Bar Association’s 2012 Award for Distinguished Achievement in Environmental Law and Policy. The Award is given annually by the ABA Section of Environment, Energy and Resources to an individual or organization for contributing significant leadership in improving the substance, process, or understanding of environmental protection and sustainable development.


Oscar Gray published 2011 Supplement No. 2 and 2012 Supplement No. 1 to Harper, James and Gray on Torts, which comprise cumulative supplements to vols. 1-5 of the parent volumes, and revisions and updates to vol. 6 (index and other endpapers), 2012 Supplement No. 2 is forthcoming.


Phoebe Haddon will publish the article “The Challenges of Providing Access and Diversity in Difficult Economic Times” in the JOURNAL OF CIVIL RIGHTS AND ECONOMIC DEVELOPMENT (forthcoming 2012), and has contributed a chapter to “Leadership Studies for Lawyers of the Future” in Law and Leadership: Integrating Leadership Studies into the Law School Curriculum (P. Monopoli and S. McCarty, eds.) (Ashgate Publishing Ltd., forthcoming 2012). She participated in several panel discussions, including the plenary session “A Vision for Maximizing Academic Support Programs,” and “Fostering Diversity and Excellence During Challenging Economic Times,” at the Association of American Law Schools annual meeting, Washington, DC; “Goals and Significant Proposals,” a plenary discussion of proposed changes to the American Bar Association’s accreditation standards, at the ABA Deans Workshop, San Diego, CA; and “A Dean’s Perspective: Service and Institutional Citizenship,” the keynote address to the Association of American Law Schools 2012 Workshop for New Law School Teachers in Washington, DC. She also participated in the “Still Waiting for that Major Donor? Creative Financing in Challenging Times” panel at the American Bar Association’s Bricks, Bytes and Continuous Renovation 2012, San Diego, CA; and delivered “The Secret of Success: Mentors and Excellence,” a speech given to Baltimore high school students and their families at WBFF-Fox 45’s Champions of Courage Award Ceremony; the Baltimore Leadership School for Young Women; and St. Paul’s School for Girls’ Academic Awards Assembly.

Susan Hankin published the article “Bridging Gaps and Blurring Lines: Integrating Analysis, Writing, Doctrine, and Theory,” 17 LEGAL WRITING: JOURNAL OF THE LEGAL WRITING INSTITUTE 325 (2011), and presented “Teaching Courses That Integrate Analysis, Writing, Doctrine and Theory” (with Sherri Lee Keene), at the Second Annual Capital Area Legal Writing Conference, Georgetown University Law Center, Washington, DC.


Rights,” Baltimore Sun (January 29, 2012). She presented her work, “You Can’t Handle the Truth! Credibility and Appellate Courts,” at the Criminal Law Research Collective, held at George Washington University School of Law, Washington, D.C. and at the Clinical Theory Workshop held at New York Law School, New York, NY. In addition to other presentations, she was a panelist on “Careers in Clinical Law Teaching” at Yale Law School, New Haven, CT, and “Maryland Law Information Session” at Spelman College, Atlanta, GA. She also successfully briefed and argued a consolidated appeal before Maryland’s highest appellate court, Ellis Richard Douglas, Jr. v. State of Maryland and Lamont Curtis v. State of Maryland, Nos. 146 and 147, Court of Appeals of Maryland.


Friedman (R. Gordon & M. Horowitz, eds.) (Cambridge University Press, 2011), and co-authored the article “CERCLA in a Global Context,” 41 SOUTHWESTERN UNIVERSITY LAW REVIEW 727 (2012) (with Katherine H. Cooper and Matthew Gravens). He made 34 presentations at 14 academic institutions in the U.S., China, and Canada and at other agencies and organizations including the World Bank, the Supreme Court of Rio de Janeiro, two sections of the American Bar Association, the All China Environment Federation, the Environmental Law Institute, and the Association of California Water Administrators. He also testified before a subcommittee of the House Committee on Oversight and Government Reform of the U.S. Congress.


Garrett Power was a Lord Baltimore Research Fellow at the Maryland Historical Society during 2011-2012. His research resulted in the electronic publication of “Baltimore After the War of 1812: Where Robert Mills met his Waterloo and James A. Buchanan broke the Bank,” University of Maryland Legal Studies Research Paper No. 2012-25. He presented a talk entitled, “Property Rights, the ‘Gang of Four’ & the Fifth Vote,” at the Judicial Takings Symposium, Widener Law School, Harrisburg, PA, based on his article of the same name (28 WIDENER LAW JOURNAL 627 (2012)). He also presented “Wallace-McHarg’s Design with Nature: Ecology or Exclusion?” to the Sixth International Conference of the International Academic Association on Planning, Law, and Property, Belfast, Northern Ireland.


Peter Quint contributed the book chapter “German Unification and the Federal Constitutional Court: A Retrospective View after Twenty Years,” in German Unification: Expectations and Outcomes (P. Caldwell and R. Shandley eds.) (Palgrave Macmillan, 2011). He also presented “From the General Will to ‘Le Gouvernement des juges’ in France: History and Implications” at an interdisciplinary conference on “The Idea of France,” University of Pittsburgh, Pittsburgh, PA; and “The Global Constitutional Canon: Some Preliminary Thoughts” at the Maryland Constitutional Schmooze, University of Maryland Francis King Carey School of Law, Baltimore, MD.


Karen Rothenberg published the articles “Teaching Law Students to Be Policymakers: The Health and Science Policy Workshop on Genomic Research,” 40 JOURNAL OF LAW, MEDICINE & ETHICS 147 (2012) (with B. Berkman), and “Genes and Plays: Bringing ELSI Issues to Life,” 14 GENETICS IN MEDICINE 274 (with L. Bush). Her work on genomic policy issues and the use of theatre to identify and enhance dialogue on the ethical, legal, and social implications posed by emerging genomic technologies has been presented worldwide, including at the University of Sydney and the Centre for Law and Genetics in Tasmania, Australia.

Jana Singer presented “Gender and Parenting: Should Mothers and Fathers Be Treated the Same?” at the International Center for Health, Law, and Ethics, Tel Aviv University, Tel Aviv, Israel.


Urska Velikonja published the article “Leverage, Sanctions, and Deterrence of Accounting Fraud,” 44 U.C. DAVIS LAW REVIEW 1281 (2011), and presented “The Social Cost of Financial Misrepresentations,” at the George Washington University C-LEAF Junior Faculty Business and Financial Law Workshop, Washington, DC, where she received the Junior Faculty Scholarship Award.
