



# W&L Law Fall Scholarship Celebration

September 30, 2015 ♦ Wilbur C. Hall Law Library ♦ Washington & Lee University School of Law

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## Books

Christopher M. Bruner, *Corporate Governance in the Common-Law World: The Political Foundations of Shareholder Power* (Paperback ed., Cambridge Univ. Press, 2014).

Brant J. Hellwig & Harold Dubroff, *The United States Tax Court: An Historical Analysis* (2d ed. 2015).

Brant J. Hellwig & Robert T. Danforth, *Understanding Estate and Gift Taxation* (LexisNexis, 2014).

Timothy S. Jost, Barry R. Furrow, Thomas L. Greaney, Sandra H. Johnson & Robert L. Schwartz, *Health Law* (West Academic, 3d ed. 2014).

James E. Moliterno, *The American Legal Profession in Crisis: Resistance and Responses to Change* (Paperback ed., Oxford Univ. Press, 2014).

James E. Moliterno & George C. Harris, *Global Issues in Legal Ethics* (Georgian translation by Irina Japharidze, Thomson West, 2014).

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James E. Moliterno & Paul D. Paton, *Global Issues in Legal Ethics* (West Academic, 2d ed. 2014).

Doug Rendleman, *Enforcement of Judgments and Liens in Virginia* (LexisNexis, 3d ed. 2014).

## Chapters

Johanna E. Bond & Elizabeth Bruch, *Lessons from the Local: Rurality and Responses to Intimate Partner Abuse in Sub-Saharan Africa and the United States*, in *Comparative Perspectives on Domestic Violence: Lessons From Efforts Worldwide* (Rashmi Goel & Leigh Goodmark eds., Oxford Univ. Press, 2015).

Johanna E. Bond, *Honour as Familial Value*, in *"Honour" Killing and Violence: Theory, Policy and Practice* (Aisha K. Gill, Carolyn Strange & Karl Roberts eds., Palgrave Macmillan, 2014).

Nora V. Demleitner, *Legal Education in the United States: Reflecting Societal Changes and Challenges Yesterday and Today*, in *Vision of Legal Education* (Nilendra Kumar ed., Thomson Reuters, 2015).

Nora V. Demleitner, *Types of Punishment*, in *Oxford Handbook of Criminal Law* (Markus D. Dubber & Tatjana Hörnle eds., Oxford Univ. Press, 2014).

Mark A. Drumbl, *Women as Perpetrators: Agency and Authority in Genocidal Rwanda*, in *Genocide and Gender in the Twentieth Century: A Comparative Survey* (Bloomsbury, 2015).

Mark A. Drumbl, *Punishment and Sentencing*, in *Cambridge Companion to International Criminal Law* (Cambridge University Press, 2015).

Mark A. Drumbl, *The Curious Criminality of Mass Atrocity: Diverse Actors, Multiple Truths, and Plural Responses*, in *Pluralism in International Criminal Law* (Elies van Sliedregt & Sergej Vasiliev eds., Oxford Univ. Press, 2014).

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Mark A. Drumbl, "Germans Are the Lords and Poles Are the Servants": The Trial of Arthur Greiser in Poland, 1946, in *The Hidden Histories of War Crimes Trials* (Kevin Heller & Gerry Simpson eds., Oxford Univ. Press, 2013).

Michelle L. Drumbl, Practice Before the IRS and Professional Responsibility in Tax Practice, in *Effectively Representing Your Client Before the IRS* (ABA Section of Taxation, 6th ed. 2015).

Michelle L. Drumbl, When Helpers Hurt: Protecting Taxpayers From Their Return Preparers, in *Ethical Duties to the Tax System: A Handbook* (Scott A. Schumacher & Michael Hatfield eds., Gallagher Law Library, Univ. of Washington, 2015).

Susan D. Franck, James Freda, Kellen Lavin, Tobias Lehmann & Anne van Aaken, International Arbitration: Demographics, Precision and Justice, in *Legitimacy: Myths, Realities, Challenges: ICCA Congress Series No. 18* (2015).

Margaret Howard, Debts Excepted from Discharge, in *Bloomberg Law: Bankruptcy Treatise* (D. Michael Lynn et al. eds., Bloomberg BNA, 2014).

Margaret Howard, Denial of Discharge, in *Bloomberg Law: Bankruptcy Treatise* (D. Michael Lynn et al. eds., Bloomberg BNA, 2014).

Margaret Howard, Preferences, in *Bloomberg Law: Bankruptcy Treatise* (D. Michael Lynn et al. eds., Bloomberg BNA, 2014).

Lyman P.Q. Johnson, Corporations and the Law, in *Wiley Encyclopedia of Management* (Wiley, 2014).

Lyman P.Q. Johnson, Dynamic, Virtuous Fiduciary Regulation, in *Festschrift zu Ehren von Christian Kirchner* (Mohr Siebeck, 2014).

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David Millon, Beate Sjøfjell, Andrew Johnston & Linn Anker-Sørensen, Shareholder Primacy: The Main Barrier to Sustainable Companies, in *Company Law and Sustainability: Legal Barriers and Opportunities* (Beate Sjøfjell & Benjamin J. Richardson eds., Cambridge Univ. Press, 2015).

James E. Moliterno, Impartiality and Independence: Misunderstood Cousins, in *Ius et Ars: Ünnepi Tanulmányok Visegrády Antal Professzor 65. Születésnapja Tiszteletére* (Nochta Tabor & Monori Gábor eds., Pécsi Tudományegyetem, 2015).

James E. Moliterno, Exporting American Legal Education, Part II, in *Prof. Dr. Feridun Yenisey'e Armağan* (Festschrift, Cilt II) (Beta, 2014).

Sarah K. Wiant, Admiralty and Maritime Law, in *Specialized Legal Research 7-1* (Penny A. Hazelton ed., Gallagher Law Library, Univ. of Washington, 2014 supp.).

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Johanna E. Bond, CEDAW in Sub-Saharan Africa: Lessons in Implementation, 2014 Mich. St. L. Rev. 241.

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Christopher M. Bruner, Book Review, Director's Duties and Shareholder Litigation in the Wake of the Financial Crisis (Joan Loughrey ed., 2013), 72 Cambridge L.J. 764 (2013).

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Michal Buchhandler-Raphael, Overcriminalizing Speech, 36 Cardozo L. Rev. 1667 (2015).

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Samuel W. Calhoun, Why Strive for Balance in a *Roe* Symposium?, 71 Wash. & Lee L. Rev. 817 (2014).

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Nora V. Demleitner, The State, Parents, Schools, "Culture Wars", and Modern Technologies: Challenges under the U.N. Convention on the Rights of a Child, 62 Am. J. Comp. L. Supp. 491 (2014).

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- Joshua A.T. Fairfield, Smart Contracts, Bitcoin Bots, and Consumer Protection, 71 Wash. & Lee L. Rev. Online 36 (2014).
- Jill M. Fraley, Comment: Knowledge Circles and the Duty of Care, 71 Wash. & Lee L. Rev. 789 (2014).
- Jill M. Fraley, The Jurisprudence of Nature: The Importance of Defining What is “Natural”, 63 Cath. U. L. Rev. 917 (2014).
- Susan D. Franck, James Freda, Kellen Lavin, Tobias Lehmann & Anne van Aaken, The Diversity Challenge: Exploring the “Invisible College” of International Arbitration, 53 Colum. J. Transnat’l L. 429 (2015).
- Susan D. Franck, Using Investor-State Mediation Rules to Promote Conflict Management, 29 ICSID Rev. 66 (2014).
- Susan D. Franck & Anna Joubin-Bret, Alternative Dispute Resolution in Investment Disputes, 29 ICSID Rev. 90 (2014).
- Susan D. Franck, Conflating Politics and Development? Examining Investment Treaty Arbitration Outcomes, 55 Va. J. Int’l L. 13 (2014).
- Susan D. Franck & Erin O’Hara O’Conner, Foreign Investments and the Market for Law, 2014 U. Ill. L. Rev. 1617.
- Margaret Hu, Small Data Surveillance v. Big Data Cybersurveillance, 42 Pepperdine L. Rev. 772 (2015).
- Lyman P.Q. Johnson & David Millon, Corporate Law After *Hobby Lobby*, 70 Bus. Law. 1 (2015).
- Lyman P.Q. Johnson & Robert Ricca, The Dwindling of *Revlon*, 71 Wash. & Lee L. Rev. 167 (2014).
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- Lyman P.Q. Johnson & Sean Leuba, M&A as One Component of a Business Planning Course, 3 Am. U. Bus. L. Rev. 99 (2014).
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- Lyman P.Q. Johnson, Unsettledness in Delaware Corporate Law: Business Judgment Rule, Corporate Purpose, 38 Del. J. Corp. L. 405 (2013).
- Timothy S. Jost & James Engstrand, Anomalies in the Affordable Care Act that Arise from Reading the Phrase “Exchange Established by the State” Out of Context, 23 U. Miami Bus. L. Rev. 249 (2015).
- Timothy S. Jost, Beyond Repeal: A Republican Proposal for Healthcare Reform, 370 New Eng. J. Med 894 (2014).
- Timothy S. Jost & Mark A. Hall, Self-Insurance for Small Employers Under the Affordable Care Act: Federal and State Regulatory Options, 68 N.Y.U. Ann. Surv. Am. L. 539 (2013).
- Cadman R. Kiker III, From Mayberry to Ferguson: The Militarization of American Policing Equipment, Culture, and Mission, 71 Wash. & Lee L. Rev. Online 282 (2015).
- John D. King, Recognizing the Limits of the Right to Counsel as a Guarantee of Justice, 12 Revista de Derechos Fundamentales 67 (2014).

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Frederic L. Kirgis, *Disentangling Choice of Law for Torts and Contracts*, 72 Wash. & Lee L. Rev. Online 71 (2015).

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Jennifer Mart-Rice & Thomas Bradford, *Setting Up Shop: Technology Options & Recommendations*, N. Ky. B. Ass'n Lex Loci, Aug. 2015, at 10.

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James E. Moliterno, *Long-Overdue Medicine for What Ails Law School, Litigation*, Fall 2014, at 54.

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Caroline L. Osborne, Carol A. Watson & James M. Donovan, *The Open Access Advantage for American Law Reviews*, 97 J. Pat. & Trademark Off. Soc'y 4 (2015).

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## Amicus Briefs

Margaret Howard, *Brief as Amicus Curiae in Support of Respondents, Bank of America, N.A. v. Caulkett*, 135 *S. Ct.* 1995 (2015) (No. 13-1421).

Lyman P.Q. Johnson, Celia Taylor, J. Robert Brown, Jr. & Joan MacLeod Heminway, *Brief of Professors at Law and Business Schools as Amici Curiae in Support of Respondents, Omnicare, Inc., et al., Petitioners, v. Laborers District Council Construction Industry Pension Fund, et al.*, 135 *S. Ct.* 1318 (2015) (No. 13-435).

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## Student Notes & Comments

J. Zachary Balasko, *A Return to Reasonability: Modifying the Collateral Source Rule in Light of Artificially Inflated Damage Awards*, 72 *Wash. & Lee L. Rev. Online* 16 (2015).

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James K. Pickle, *Fracking Preemption Litigation*, 6 Wash. & Lee J. Energy, Climate & Env't. 295 (2015).

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## Other Publications and Resources

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