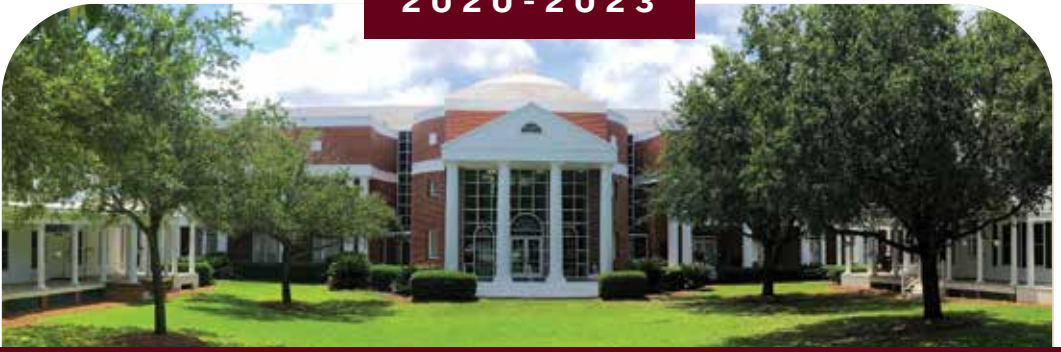


2020-2023



FACULTY SCHOLARSHIP

FLORIDA STATE UNIVERSITY COLLEGE OF LAW



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A RESEARCH AGENDA FOR PHARMACEUTICAL LAW (Edward Elgar) (forthcoming 2023)

USING COMPETITION LAW TO PROMOTE ACCESS TO HEALTH TECHNOLOGIES: A SUPPLEMENT TO THE GUIDEBOOK FOR LOW- AND MIDDLE-INCOME COUNTRIES (UNDP Publications 2022), at <https://www.undp.org/library/using-competition-law-promote-access-health-technologies-supplement-guidebook-low-and>

Managed Trade and Technology Protectionism: A Formula for Perpetuating Inequality?, in *INTELLECTUAL PROPERTY, INNOVATION, AND GLOBAL INEQUALITY* (Daniel Benoliel, Francis Gurry, Keun Lee & Peter Yu, editors) (Cambridge University Press) (forthcoming 2023)

Contribution of the ILA Committee on International Trade Law, in *TO THE BENEFIT OF INTERNATIONAL LAW* (C. Kessedjian, O. Des-camps & T. Fabrizi, editors) (Editions Pantheon-Assas 2023)

Excessive Pricing Doctrine in the Pharmaceutical Sector: The Space for Reform, in *EU COMPETITION LAW AND PHARMACEUTICALS* (W. Sauter, M. Canoy & J. Mulder, editors) (Edward Elgar 2022)

Technology Governance in a Devolved Global Legal Order: lessons from the China-USA strategic conflict, in *A NEW GLOBAL ECONOMIC ORDER*, (Cheng Chia-Jui et al., editors) (Brill/Nijhoff Publishers 2022)

100 Years of International IP – Reflections on Past, Present and Future, 41 *CARDOZO ARTS & ENT. L.J.* 415 (2023)

Prosecuting Excessive Pricing of Pharmaceuticals under Competition Law: Evolutionary Development, 24 *COLUM. SCI. & TECH. L. REV.* 173 (2023)

A Competition Law Approach to Accessing Insulin (with P. Gehl-Sampath), United Nations Development Programme (2022), <https://www.undp.org/publications/competition-law-approach-accessing-insulin-working-paper>

The TRIPS Agreement Article 73 Security Exceptions and the COVID-19 Pandemic, Research Paper 116, South Centre, Geneva (August 2020), at <http://dx.doi.org/10.2139/ssrn.3682260>

Frederick M. Abbott continued

Child-Proofing Global Public Health in Anticipation of Emergency, 20 WASH. U. GLOBAL STUD. L. REV. 583 (2021)

Opportunities, Constraints and Critical Supports for Achieving Sustainable Local Pharmaceutical Manufacturing in Africa: With a Focus on the Role of Finance (with R. Abbott, J. Fortunak, P. Gehl Sampath & D. Walwyn), Final Report, March 18, 2021 (Nova Worldwide), at https://nova-worldwide.com/OSF-PHP_report

Facilitating Access to Cross-Border Supplies of Patented Pharmaceuticals: The Case of the COVID-19 Pandemic (with Jerome H. Reichman), 23 J. INT'L ECON. L. 535 (Oxford 2020)

Under the Radar: Reflections on 'Forced' Technology Transfer and the Erosion of Developmental Sovereignty, 69 GRUR INT'L 260 (Oxford 2020)



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J.D., YALE UNIVERSITY, 1982

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Back to Basics, and Beyond Belief: The Radical Re-Valuation Project of the New Standard Conception, in LEADING WORKS IN LEGAL ETHICS (Julian Webb, editor) (Routledge) (forthcoming 2023)

The Proper Relationship of Private Philanthropy and the Liberal Democratic State: The Inquiry and the Inquirers as the Answer, in THE ROUTLEDGE HANDBOOK ON TAXATION AND PHILANTHROPY (Henry Peter & Giedre Lideikyte Huber, editors) (Routledge 2022)

Military Officers as Neo-Classical Professionals: Guardians of the Republic, Not Merely Servants of the Regime, 53 MEMPHIS L. REV. — (forthcoming 2023)

Sea Captains and Philosopher Kings: Billy Budd as Melville's Republican Response to Plato's Republic, 47 HOFSTRA L. REV. 1139 (2020)

For-Profit Managers as Public Fiduciaries: A Neo-Classical Republican Perspective, 19 FLA. ST. UNIV. BUS. REV. 1 (2020), abbreviated version in FIDUCIARIES AND TRUST: ETHICS, POLITICS, ECONOMICS AND LAW (Matthew Harding & Paul Miller, editors) (Cambridge University Press 2020)

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Artificially Intelligent Personhood on a Sliding Scale, in *THE CAMBRIDGE HANDBOOK OF PRIVATE LAW & ARTIFICIAL INTELLIGENCE* (Ernest Lim & Philip Morgan, editors) (Cambridge University Press) (forthcoming 2023)

Police Brutality as Torture, 70 *UCLA L. REV.* __ (forthcoming 2023)

Unconstitutional Police Pretexts, 2023 *Wis. L. REV.* __ (forthcoming 2023)

Fair Notice and Criminalizing Abortions (with Brian Slocum), 113 *J. CRIM. L. & CRIMINOLOGY* __ (forthcoming 2023)

Police Ignorance and (Un)Reasonable Fourth Amendment Exclusion, 75 *VAND. L. REV.* 365 (2022)

Rethinking Constitutionally Impermissible Punishment (with Erika Nyborg-Burch), 98 *NOTRE DAME L. REV. REFLECTION* 40 (2022)

Artificially Intelligent Persons, 58 *HOUS. L. REV.* 537 (2021)

A Network Theory Approach to Global Legislative Action, 50 *SETON HALL L. REV.* 339 (2020)

In *Police Brutality as Torture*, 70 *UCLA LAW REVIEW* __ (forthcoming 2023), Professor Nadia Banteka proposes a model statute that criminalizes incidents of police brutality as torture, aiming to bolster accountability for officers, deter police misconduct, and align the U.S. legal framework with its international obligations.





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A RESEARCH AGENDA FOR ORGANIZATIONAL LAW (Edward Elgar)
(forthcoming 2024)

THE ANALYTICAL FAILURES OF LAW AND ECONOMICS (Cambridge
University Press) (forthcoming 2023)

PRINCIPLES AND POSSIBILITIES IN COMMON LAW (West Academic
2023)

AUTONOMOUS ORGANIZATIONS (Cambridge University Press 2021)

GILBERT LAW SUMMARIES ON CONTRACTS (with Melvin A. Eisen-
berg) (15th ed., West Academic 2020)

CLOSELY HELD ORGANIZATIONS (2d ed., Carolina Academic Press
2020)

Intelligent Remedies, in THE CAMBRIDGE HANDBOOK ON ARTIFICIAL
INTELLIGENCE AND THE LAW (Cambridge University Press) (forth-
coming 2023)

Reverse Engineering (by) Artificial Intelligence, in RESEARCH HAND-
BOOK ON INTELLECTUAL PROPERTY AND ARTIFICIAL INTELLIGENCE
(Edward Elgar 2022)

Introduction to Contract Law, in LAWS OF MEDICINE: CORE LEGAL
ASPECTS FOR THE HEALTHCARE PROFESSIONAL (Springer 2022)

Agreements, Algorithms, and Agency, in THE CAMBRIDGE HANDBOOK
OF THE LAW OF ALGORITHMS (Woody Barfield, editor) (Cambridge
University Press 2020)

Implied Organizations and Technological Governance, 64 WM. & MARY
L. REV. 969 (2023)

*Adventures with an Artificially Intelligent Language Model (and What
It Might Say About the Law)*, 25 GREEN BAG 2D 177 (2022)

Business Law Beyond Business, 46 J. CORP L. 521 (2021)



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J.D., UNIVERSITY OF IOWA, 1964
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FLORIDA EVIDENCE (2023 ed., West Publishing)



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PH.D., POLITICAL SCIENCE, HARVARD UNIVERSITY, 2016
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EMMANUEL COLLEGE, UNIVERSITY OF CAMBRIDGE, 2006
B.A., WILLIAMS COLLEGE, 2004

THE LAW OF FREEDOM: THE SUPREME COURT AND DEMOCRACY
(Cambridge University Press 2023)

DATA-DRIVEN PERSONALISATION IN MARKETS, POLITICS AND LAW
(co-editor with Uta Kohl) (Cambridge University Press 2021)

One Person, One Vote, in THE OXFORD HANDBOOK OF AMERICAN
ELECTION LAW (Gene Mazo, editor) (Oxford University Press)
(forthcoming 2023)

'A. v. National Blood Authority: *An Experiment in Radical Consumer-*
centric Strict Liability for Products, in LANDMARK CASES IN CON-
SUMER LAW (Jodi Gardner & Iain Ramsay, editors) (Hart) (forth-
coming 2023)

Campaign Speech and the Universal Dilemma in the Common Law of
Elections: A Lesson from the Anglo-American Divide, in COMPARATIVE
ELECTION LAW (Jim Gardner, editor) (Edward Elgar 2022)

Conclusion: Balancing Data-Driven Personalisation and Law as Social
Systems, in DATA-DRIVEN PERSONALISATION IN MARKETS, POLITICS
AND LAW (co-editor with Uta Kohl) (Cambridge University Press
2021)

Rethinking the Government Speech Doctrine, Post-Trump (with Mi-
chael Kang), 2022 U. ILL. L. REV. 1943

Conceptualising Corruption and the Rule of Law, 85 MODERN L. REV.
1072 (2022)

(continued next page)

Jacob Eisler continued

Constitutional Formalities, Power Realities, and Comparative Anglo-phone Responses to Foreign Campaign Meddling, 20 ELECTION L. J. 32 (2021)

The Limits and Promise of Instrumental Legal Analysis, 47 J. L. & Soc'y 499 (2020)

Federal Oversight of State Primaries: The Troubling Drift from Equal Protection to Association, 71 MERCER L. REV. 735 (2020)



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PH.D., LAW & ECONOMICS, VANDERBILT UNIVERSITY, 2016

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Disregarding Uncertainty, Marginalizing Patients, 57 IND. L. REV. __ (forthcoming 2024)

The Misapplication of the Major Questions Doctrine to Emerging Risks (with W. Kip Viscusi), 61 HOUS. L. REV. __ (forthcoming 2024)

When Patients are Assailants: Attitudes toward Healthcare Occupational Risks (with W. Kip Viscusi), J. BENEFIT-COST ANALYSIS 1 (2023)

Damned Causation, 54 ARIZ. ST. L.J. 419 (2022)

A Socially Beneficial False Claims Act?, 88 TENN. L. REV. 725 (2021)

Contaminated Relationships in the Opioid Crisis (with Benjamin McMichael), 72 HASTINGS L.J. 827 (2021)

Responses to Liability Immunization: Evidence from Medical Devices (with Benjamin McMichael), 17 J. EMPIRICAL LEGAL STUD. 789 (2020)



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Who Owns the Critical Vision in International Legal History?: Reflections on Anne Orford's International Law and the Politics of History, 36 TEMP. INT'L & COMP L.J. 19 (2022)

Pragmatic Legalism: Revisiting America's Order After World War II, 62 HARV. INT'L L.J. 325 (2021)

Between Managerialism and the Legal Counterculture: The Yale Program in Law and Modernization in the History of the Global 1970s, 7 REVISTA ESTUDIOS INSTITUCIONAIS- J. INSTITUTIONAL STUD. 829 (2021)

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CAPITALISM AND THE ENVIRONMENT: A PROPOSAL TO SAVE THE PLANET (Cambridge University Press 2021)

Recruiting Capitalism for Environmental Protection, in *CAN DEMOCRACY AND CAPITALISM BE RECONCILED?* (S. Milkis & S. Miller, editors) (Oxford University Press) (forthcoming 2024)

Western Water Rights in a 4°C Future, in *ADAPTING TO A 4°C FUTURE* (R. Craig, J. Salzman & J.B. Ruhl, editors) (Oxford University Press) (forthcoming 2023)

Supplying Life Necessities in a Climate-changed Future, in *ADAPTING TO A 4°C FUTURE* (R. Craig, J. Salzman & J.B. Ruhl, editors) (Oxford University Press) (forthcoming 2023)

Shi-Ling Hsu continued

Prices Versus Quantities, in POLICY INSTRUMENTS IN ENVIRONMENTAL LAW (Richards, K.R. & J. van Zeben, editors) (Edward Elgar Publishing 2020)

Climate Insecurity, 2023 UTAH L. REV. 129 (2023)

On Electric Vehicles and Environmental Policies for Innovation (a Review of John Graham's THE GLOBAL RISE OF THE MODERN PLUG-IN ELECTRIC VEHICLE), 14 HASTINGS SCI. & TECH L.J. 231 (2023)

Non-market Values in the Draft Update of Circular A-4, YALE J. REG. NOTICE & COMMENT (2023)

We Need Capitalism to Save Our Planet, 2023 ENVTL F. 25 (2023)

Whither, Rationality? 120 MICH. L. REV. 1165 (2022)

Adapting to a 4° C World (with 17 others), 52 ENVTL. L. REP. 10211 (2022)

Carbon Taxes and Economic Inequality, 15 HARV. L. & POL'Y REV. 201 (2021)

Anti-Science Ideology, 74 U. MIAMI L. REV. 405 (2021)

Cost-Benefit Analysis as Policy and as Dialectics, YALE J. REG. NOTICE & COMMENT (2021)

Climate Triage: A Resources Trust to Address Inequality in a Climate-changed World, 50 ENVTL. L. 97 (2020)

Natural Gas Infrastructure: Locking in Emissions? (with Sam Kalen), 34 NAT. RES. & ENVT. 3 (2020)

In *Whither, Rationality?* 120 MICHIGAN LAW REVIEW 1165 (2022), Professor Shi-Ling Hsu evaluates how the authors of *RETAKING RATIONALITY: HOW COST-BENEFIT ANALYSIS CAN BETTER PROTECT THE ENVIRONMENT AND OUR HEALTH* confront the recent challenge of leaders casting public doubt on the legitimacy of federal agencies. Hsu argues that the case for rationality can be extended further afield, beyond cost-benefit analysis, and marshaled in a broader defense of welfarism and a still-broader defense of consequentialism.





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Teaching Tax Through the Simulation Method, 21 *PITT. TAX REV.* __ (forthcoming 2024)

Congressional Primacy, Equitable Tolling and Tax Court Deficiency Litigation, 77 *TAX LAWYER* __ (forthcoming 2023)

Remembering Doug Kahn, 41 *TAX TIMES* (2022)

Federal Tax Ethics Rules and State Malpractice Litigation, 75 *TAX LAWYER* 125 (2021)

Gitlitz and the Role of the Courts in Tax Administration, 40 *TAX TIMES* (2020)



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TAXATION OF S CORPORATIONS IN A NUTSHELL (with Douglas Kahn) (3d ed., Thomson/West 2020)

A Taxing Mistake, 44 *CARDOZO L. REV. DE NOVO* 171 (2022)

Too Much Salt? The Nuanced Impact of the State and Local Tax Deduction Cap on Pass-Through Business Taxpayers (with Miles Romney & John Treu), 25 *FLA. TAX REV.* 339 (2021)

Tax and Cross-Collateralized Nonrecourse Liability (with Douglas Kahn), 24 *FLA. TAX REV.* 626 (2021)

Recovery for Causing Tax Overpayment – Lyeth v. Hoey and Clark Revisited (with Douglas Kahn), 74 *TAX LAW.* 437 (2021)

Liability Insurance: A Reply to Professor Utz, 171 *TAX NOTES* 423 (2021)

Res Ipsa Loquitur: Reducing Confusion or Creating Bias? (with John Lopatka), 108 *KENTUCKY L.J.* 239 (2020)



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Of Convergence and Contingency: Some Thoughts on Public Firm Fiduciary Duties, __ FLA. L. REV. FORUM __ (forthcoming 2023)



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FROM STRESSFUL TO MINDFUL TO JOYFUL IN THE LAW (Amazon/Kindle) (forthcoming 2024)

CREATE SUCCESS WITHOUT STRESS IN THE LAW: NEW SCIENCE FOR HAPPINESS, HEALTH, AND POSITIVE PROFESSIONAL IDENTITY (Gandy Press 2023)

Book Review: *THE LAW STUDENT'S GUIDE TO DOING WELL AND BEING WELL*, and Essay: *Proposing a New Paradigm to Release Law Students and Lawyers from the Deeper Chains that Bind Them to Unhappy, Unhealthy Lives*, __ J. LEGAL EDUC. __ (forthcoming 2023)

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ABUSIVE CONSTITUTIONAL BORROWING (with Rosalind Dixon)
(Oxford University Press 2021)

General Report: The Justiciability of Economic, Social, and Cultural Rights, in *THE JUSTICIABILITY OF ECONOMIC, SOCIAL, AND CULTURAL RIGHTS* (David Landau & Angelika Nussberger, editors)
(Intersentia) (forthcoming 2024)

The Covid-19 Emergency and Instability in Latin America, in *PANDEMOCRACY IN LATIN AMERICA* (Pablo Riberi, editor) (Hart Publishing) (forthcoming 2024)

The Unsettled Canon of Social Rights Enforcement in Latin America, in *THE CANON OF COMPARATIVE CONSTITUTIONAL LAW* (Sujit Choudhry, Michaela Hailbronner & Matthias Kumm, editors) (Oxford University Press) (forthcoming 2023)

Defensive Social Rights (with Rosalind Dixon), in *OXFORD HANDBOOK OF ECONOMIC AND SOCIAL RIGHTS* (Malcolm Langford & Katharine G. Young, editors) (Oxford University Press) (forthcoming 2023)

Can Constitutions Fix Party System Breakdowns? A Skeptical View, in *CONSTITUTIONALISM AND A RIGHT TO EFFECTIVE GOVERNANCE* (Vicki C. Jackson & Yasmin Dawood, editors) (Cambridge University Press 2022)

Constitutional Backsliding and its Responses in Colombia, in *CONSTITUTIONALISM IN CONTEXT* (David Law, editor) (Cambridge University Press 2022)

Designing and Protecting Term Limits (with Rosalind Dixon), in *ELGAR HANDBOOK OF COMPARATIVE ELECTION LAW* (James A. Gardner, editor) (Edward Elgar Press 2022)

The Myth of the Illiberal Democratic Constitutionalism, in *ROUTLEDGE HANDBOOK OF ILLIBERALISM* (Stephen Holmes, Andras Sajó & Renata Uitz, editors) (Routledge 2021)

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David E. Landau continued

Justice Cepeda's Institution—Building on the Colombian Constitutional Court: A Fusion of the Political and the Legal, in *TOWERING JUDGES* (Rehan Abeyratne & Iddo Porat, editors) (Cambridge University Press 2021)

Courts and Constitution Making: A Contextual Approach, in *REDRAFTING CONSTITUTIONS IN DEMOCRATIC ORDERS: THEORETICAL AND COMPARATIVE PERSPECTIVES* (Gabriel Negretto, editor) (Cambridge University Press 2020)

Dobbs, Democracy, and Dysfunction (with Rosalind Dixon), 2024 *Wis. L. REV.* __ (forthcoming 2024)

The Law of Democratic Disqualification (with Tom Ginsburg & Aziz Huq), 110 *CAL. L. REV.* __ (forthcoming 2023)

Rethinking the Federal Emergency Powers Regime, 83 *OHIO ST. L.J.* __ (forthcoming 2023)

Utopian Constitutionalism in Chile (with Rosalind Dixon), 12 *GLOBAL CONSTITUTIONALISM* __ (forthcoming 2023)

Two Models of Protecting Democracy: Federalism and the U.S. Deviation, 70 *DRAKE L. REV.* __ (forthcoming 2023)

Healing Liberal Democracies: The Role of Restorative Constitutionalism, 36 *ETHICS & INTERNATIONAL AFFAIRS* 427 (with Rosalind Dixon) (2022)



Professor David Landau's co-authored article, *The Law of Democratic Disqualification*, 110 *CALIFORNIA LAW REVIEW* __ (forthcoming 2023, with Tom Ginsburg & Aziz Huq), is the first scholarly piece to systematically analyze the complex positive and normative questions raised by disqualification of politicians from seeking office. It offers a positive account of the function that disqualification serves in constitutional ordering, and a normative account of the role that it should play. Drawing on domestic and comparative evidence, it then develops the blueprint of an 'optimal' disqualification regime.

A Broad Read of Ely: Political Process Theory for New Democracies (with Manuel José Cepeda Espinosa), 19 INT'L J. CONST. L. 548 (2021)

Federalism, Democracy, and the 2020 Election (with Hannah Wiseman & Samuel Wiseman), 99 TEXAS L. REV. ONLINE 96 (2021)

The Comparative Constitutional Law of Presidential Impeachment (with Tom Ginsburg & Aziz Huq), 88 U. CHICAGO L. REV. 81 (2021)

The Causes and Consequences of a Judicialized Peace Process in Colombia, 18 INT'L J. CONST. L. 1303 (2020)

Personalism and the Trajectories of Populist Constitutions, 16 ANN. REV. L. & SOC. SCI. 293 (2020)

Federalism for the Worst Case (with Hannah Wiseman & Samuel Wiseman), 105 IOWA L. REV. 1187 (2020)

Abusive Judicial Review: Courts Against Democracy (with Rosalind Dixon), 53 U.C. DAVIS L. REV. 1313 (2020)

Constitutional End-games: Making Presidential Term Limits Stick (with Rosalind Dixon), 71 HASTINGS L.J. 359 (2020)

New Directions in the Comparative Law and Politics of Judicial Review (review of Theunis Roux, THE POLITICO-LEGAL DYNAMICS OF JUDICIAL REVIEW: A COMPARATIVE ANALYSIS and David M. Brinks & Abby Blass, THE DNA OF CONSTITUTIONAL JUSTICE IN LATIN AMERICA), 55 TULSA L. REV. 225 (2020)



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The Application of Law as a Key to Understanding Judicial Independence, 17 FLA. INT'L UNIV. L. REV. 159 (2023)



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The Path of the Trademark Injunction, in RESEARCH HANDBOOK ON THE LAW & ECONOMICS OF TRADEMARKS (Glynn Lunney, editor) (Edward Elgar Publishing) (forthcoming 2023)

Democratizing Access to Survey Evidence of Distinctiveness, in TRADEMARK LAW AND THEORY: REFORM OF TRADEMARK LAW (Graeme Dinwoodie & Mark Janis, editors) (Edward Elgar Publishing 2021)

'Tell the Truth': Truth in Music Advertising Post Tam, in THE OXFORD HANDBOOK OF MUSIC LAW AND POLICY (Sean O'Connor, editor) (Oxford University Press 2020)

Measuring the Harms of Unauthorized Campaign Music (with Aaron Perzanowski), 75 U. CAL. L. SAN. FRAN. J. __ (forthcoming 2023)

Trademark Tarnishmyths (with Justin Sevier & Allyson Willis), 54 ARIZ. ST. L.J. 305 (2023)

Trademark Fame and Corpus Linguistics (with Kyra Nelson), 45 COLUM. J.L. & ARTS 171 (2022)

Copyright and Attention Scarcity, 42 CARDOZO L. REV. 143 (2020)

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THE EX POST FACTO CLAUSE: ITS HISTORY AND ROLE IN A PUNITIVE SOCIETY (Oxford University Press 2022)

SENTENCING LAW, POLICY, AND PRACTICE (with Michael O'Hear) (Foundation Press 2022) (supplement in 2023)

FLORIDA SEARCH AND SEIZURE LAW (LexisNexis 2020, 2021, 2022 & 2023)

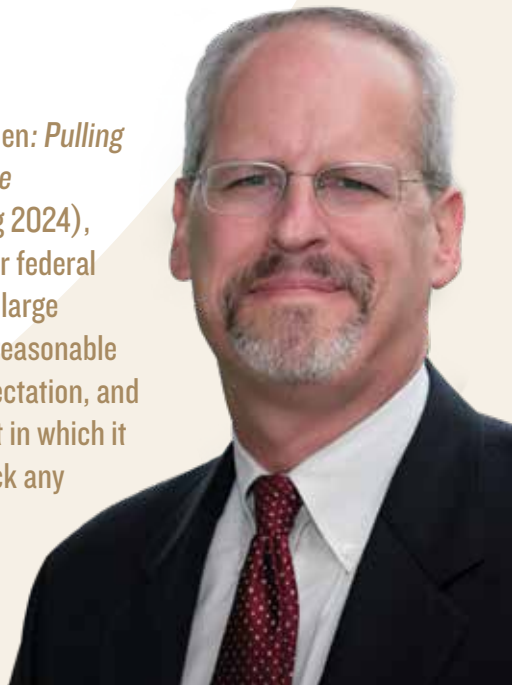
SEX OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION LAWS: AN EMPIRICAL EVALUATION (co-editor with J.J. Prescott) (Cambridge University Press 2021)

COLLATERAL CONSEQUENCES OF CRIMINAL CONVICTION: LAW, POLICY, AND PRACTICE (with Margaret Love & Jenny Roberts) (4th ed., Thomson Reuters 2021)

QUESTIONS AND ANSWERS, Q & A: CRIMINAL PROCEDURE-POLICE INVESTIGATION (4th ed., Carolina Academic Press 2021)

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Professor Wayne Logan's article, *The Harms of Heien: Pulling Back the Curtain on the Court's Search and Seizure Doctrine*, 77 *VANDERBILT LAW REVIEW* ____ (forthcoming 2024), provides the first empirical study of state and lower federal court cases applying *Heien*. The study finds that a large majority of unlawful police seizures were deemed reasonable under *Heien*, contrary to the Supreme Court's expectation, and that *Heien* is being applied well beyond the context in which it arose. The study also demonstrates that courts lack any consistent analytic rubric for assessing whether a police mistake of law is reasonable.



Wayne Logan continued

QUESTIONS AND ANSWERS, Q & A: CRIMINAL PROCEDURE-ADJUDICATION (4th ed., Carolina Academic Press 2021)

Origins and Evolution of SORN Laws, in SEX OFFENDER REGISTRATION AND COMMUNITY NOTIFICATION LAWS: AN EMPIRICAL EVALUATION (co-editor with J.J. Prescott) (Cambridge University Press 2021)

Community-based Approaches to Sex Offender Management, in WHAT WORKS WITH SEXUAL OFFENDERS: CONTEMPORARY PERSPECTIVES IN THEORY, ASSESSMENT, TREATMENT AND PREVENTION (Jean Proulx et al., editors) (Wiley-Blackwell 2020)

The Harms of Heien: Pulling Back the Curtain on the Court's Search and Seizure Doctrine, 77 VAND. L. REV. __ (forthcoming 2024)

Should Detection Avoidance Be Criminalized? 17 CRIM. L. & PHIL. __ (forthcoming 2023)

Toward a New Understanding of "Affirmative Disability or Restraint" in the Preventive State, 20 OHIO ST. J. CRIM. L. 11 (2023)

Citizen Searches and the Duty to Report, 83 OHIO ST. L.J. 939 (2022)

Geography and Reasonable Suspicion in Auto Stops, 48 N. KY. L. REV. 309 (2021)

Sex Offender Registration in a Pandemic, 19 OHIO ST. J. CRIM. L. 551 (2021)

Crowdsourcing Crime Control, 99 TEX. L. REV. 137 (2020)

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PSYCHEDELIC LAW AND POLITICS (Yale University Press) (forthcoming 2024)

People are the Lifeblood of Innovation, in THE CAMBRIDGE HANDBOOK OF INTELLECTUAL PROPERTY AND SOCIAL JUSTICE (Stephen D. Jamar & Lateef Mtima, editors) (forthcoming 2023)

Cognitive Content Moderation: Freedom of Thought and the First Amendment Right to Receive Subconscious Information, 76 FLA. L. REV. __ (forthcoming 2024)

Microdosing Under State and Federal Law (with I. Glenn Cohen), 103 B.U. L. REV. __ (forthcoming 2023)

AI-Generated Medical Advice—GPT and Beyond (with Claudia Haupt), 329 JAMA 1349 (2023)

Drug Scheduling Limits Access to Essential Medicines and Should be Reformed (with Carmel Shachar), 29 NATURE MEDICINE 294 (2023)

The Varieties of Psychedelic Law, 226 NEUROPHARMACOLOGY 1 (2023)

(continued on next page)

In *Automating FDA Regulation*, 71 DUKE LAW JOURNAL 1207 (2022), Professor Mason Marks analyzes how the Food and Drug Administration (FDA) uses computer models and simulations to save resources, reduce costs, infer product safety and efficacy, and make regulatory decisions. To address the largely overlooked role of artificial intelligence in medical product regulation, he analyzes FDA guidance documents and industry and agency simulation standards to make recommendations for safer and more equitable automation of FDA processes.



Mason Marks continued

Automating FDA Regulation, 71 DUKE L.J. 1207 (2022)

Patents on Psychedelics: The Next Legal Battlefield of Drug Development, 135 HARV. L. REV. F. 212 (2022)

Biosupremacy: Big Data, Antitrust, and Monopolistic Power Over Human Behavior, 55 U.C. DAVIS L. REV. 995 (2022)

Emergent Medical Data: Health Information Inferred by Artificial Intelligence, 11 U.C. IRVINE L. REV. 995 (2021)

Psychedelic Therapies: A Roadmap for Wider Acceptance and Utilization (with I. Glenn Cohen), 27 NATURE MEDICINE 1669 (2021)

Controlled Substance Regulation for the COVID-19 Mental Health Crisis, 72 ADMIN. L. REV. 649 (2020)

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Election Emergencies, in OXFORD HANDBOOK OF AMERICAN ELECTION LAW (Oxford University Press) (forthcoming 2023)

Floor Fight: Protecting the Presidential Nomination Process from Last-Minute Manipulation of the Rules for National Party Conventions, in THE BEST CANDIDATE: PRESIDENTIAL NOMINATIONS IN POLARIZED TIMES (Eugene Mazo & Michael Dimino, editors) (Cambridge University Press 2020)

Election Emergencies: Voting in Times of Pandemic, 80 WASH. & LEE L. REV. 359 (2023)

Erroneous Injunctions, 71 EMORY L.J. 1137 (2022)

Constitutional Tolling and Preenforcement Challenges to Private Rights of Action, 97 NOTRE DAME L. REV. 1825 (2022)

Ascertaining the President-Elect Under the Presidential Transition Act, 74 STAN. L. REV. ONLINE 67 (2022)

The Independent State Legislature Doctrine, 90 FORDHAM L. REV. 501 (2021)

(continued on next page)

In *Constitutional Tolling and Preenforcement Challenges to Private Rights of Action*, 97 NOTRE DAME LAW REVIEW 1825 (2022), Professor Michael Morley proposes that by expressly reaffirming—with appropriate modifications and restrictions—the constitutional tolling doctrine, the U.S. Supreme Court could mitigate the potential chill to constitutional rights posed by laws that appear to regulate constitutionally protected conduct and are enforceable solely through private rights of action. He also addresses how Congress could further help protect related constitutional rights.



Michael T. Morley continued

Interpreting Injunctions (with F. Andrew Hessick), 107 VA. L. REV. 1059 (2021)

The Framers' Inadvertent Gift: The Electoral College and the Constitutional Infirmities of the National Popular Vote Compact, 15 HARV. L. & POL'Y REV. 81 (2021)

Disaggregating the History of Nationwide Injunctions: A Response to Professor Sohoni, 72 ALA. L. REV. 239 (2020)

Bush v. Gore's Uniformity Principle and the Equal Protection Right to Vote, 28 GEO. MASON L. REV. 229 (2020)

The Independent State Legislature Doctrine, Federal Elections, and State Constitutions, 55 GA. L. REV. 1 (2020)

The Enforcement Act of 1870, Federal Jurisdiction over Election Contests, and the Political Question Doctrine, 72 FLA. L. REV. 1153 (2020)

Book Review, *Litigating Imperfect Solutions: State Constitutions in Federal Court*, 35 CONST. COMM. 401 (2020)

Vertical Stare Decisis and Three-Judge District Courts, 108 GEO. L.J. 699 (2020)

Postponing Federal Elections Due to Election Emergencies, 77 WASH. & LEE L. REV. ONLINE 179 (2020)

Disaggregating Nationwide Injunctions, 71 ALA. L. REV. 1 (2020)



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J.D., GEORGETOWN UNIVERSITY, 1990

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Is Labor Arbitration Lawless? (with Ariana Levinson & Paige Marta Skiba), 48 FLA. ST. U. L. REV. 447 (2021)

Predictability of Arbitrators' Reliance on External Authority? (with Ariana Levinson & Paige Marta Skiba), 69 AM. U. L. REV. 1827 (2020)

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THE PUBLIC TRUST DOCTRINE, PRIVATE RIGHTS IN WATER, AND THE MONO LAKE STORY (Cambridge University Press) (forthcoming 2023)

The Public Trust Doctrine, Property, and Society, in *PROPERTY, LAW, AND SOCIETY* (Nicole Graham et al., editors) (Routledge 2022)

The Twin Environmental Law Problems of Preemption and Political Scale, in *ENVIRONMENTAL LAW, DISRUPTED* (Keith Hirokawa & Jessica Owley, editors) (Environmental Law Institute 2021)

Federalism as Legal Pluralism, in *THE OXFORD HANDBOOK ON LEGAL PLURALISM* (Paul Berman, editor) (2020)

Privatization, Public Commons, and the Takingsification of Environmental Law, 171 U. PENN. L. REV. 617 (2023)

(continued on next page)

Professor Erin Ryan's article, *Privatization, Public Commons, and the Takingsification of Environmental Law*, 171 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 617 (2023), takes on the critical but undertheorized question of how to balance private and public interests in critical natural resource commons, including air, water, public lands, energy, and biodiversity resources, all of which are prone to forms of diminution by private exploitation. It identifies several built-in legal biases that favor the protection of private rights in public natural resources in ways that could significantly impact the future of environmental law.



Erin Ryan continued

How the Successes and Failures of the Clean Water Act Fueled the Rise of the Public Trust Doctrine and Rights of Nature Movement, 73 CASE WESTERN RES. L. REV. 475 (2022)

Environmental Rights for the 21st Century: A Comprehensive Analysis of the Public Trust Doctrine and the Rights of Nature Movement (with Holly Curry & Hayes Rule), 42 CARDOZO L. REV. 2447 (2021)

Tribute to Professor David Markell: A Colleague Among Colleagues, 36 J. LAND USE & ENVTL. L. 1 (2021)

Environmental Law, Disrupted by COVID-19 (with Rebecca Bratspies, Vanessa Casado Perez, Robin Kundis Craig, Lissa Griffin, Keith Hirokawa, Sarah Krakoff, Katrina Kuh, Jessica Owley, Melissa Powers, Shannon Roesler, Jonathan Rosenbloom, J.B. Ruhl & David Takacs), 51 ENVTL. L. REP. 10509 (2021)

Rationing the Constitution vs. Negotiating It: Coan, Mud, and Crystals in the Context of Dual Sovereignty, 2020 WISC. L. REV. 165 (2020)

A Short History of the Public Trust Doctrine and its Intersection with Private Water Law, 39 VA. ENVTL. L.J. 135 (2020)

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Private Law and Algorithmic Governance, in OXFORD HANDBOOK ON ALGORITHMIC GOVERNANCE (Ifeoma Ajunwa & Jeremias Adams-Prassl, editors) (Oxford University Press) (forthcoming 2024)

Algorithms and Contract Law, in CAMBRIDGE HANDBOOK ON LAW AND ALGORITHMS (Woodrow Barfield, editor) (Cambridge University Press 2020)

Punitive Damages for Privacy Wrongs, 26 YALE J. L. & TECH. ___ (forthcoming 2024)

Two Cheers for Cyborgs, 2022 U. CHI. L. REV. ONLINE (2022)

Private Rights of Action in Privacy Law, 63 WM. & MARY L. REV. 1639 (2022)

Fiduciary Boilerplate: Locating Fiduciary Relationships in Information Age Transactions, 46 J. CORP. L. 143 (2020)

Indivisibilities in Technology Regulation, 2020 U. CHI. L. REV. ONLINE 70

In *Two Cheers for Cyborgs*, 2022 UNIVERSITY OF CHICAGO LAW REVIEW ONLINE (2022), Professor Lauren Scholz compares cyborg personalized law to the fully-automated personalized law that the book PERSONALIZED LAW: DIFFERENT RULES FOR DIFFERENT PEOPLE typically assumes. She presents cyborg personalized law not as an alternative to personalized law, but rather a weaker form of the same concept, and she explains that cyborg personalized law could be a waypoint to fully automated personalized law—to prove the concept to skeptics and help develop the relevant technology.





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Rethinking the Good Cause Exception to Notice and Comment Rulemaking in Light of Interim Final Rules, 75 ADMIN. L. REV. __ (forthcoming 2023)

Book Review, *The Limits of Deliberation about the Public's Values: Reviewing* BLAKE EMERSON, *THE PUBLIC'S LAW: ORIGINS AND ARCHITECTURE OF PROGRESSIVE DEMOCRACY*, 119 MICH. L. REV. 1111 (2021)

Textualism's Theoretical Bankruptcy and Its Implications for Statutory Interpretation, 100 B.U. L. REV. 1817 (2020)

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Who Cares About Evidence Scholarship? (And Why Psychologists Should.), in *HANDBOOK ON RESEARCH IN LAW AND PSYCHOLOGY* (Rebecca Hollander-Blumoff, editor) (Edward Elgar Publishing 2023)

Evidence Law and Empirical Psychology, in *PHILOSOPHICAL FOUNDATIONS OF EVIDENCE LAW* (Christian Dahlman, Alex Stein & Giovanni Tuzet, editors) (Oxford University Press 2021)

Evidence-Based Hearsay, 76 *VAND. L. REV.* __ (forthcoming 2023)

Qualified Illegitimacy, 56 *U.C. DAVIS L. REV.* 1635 (2023)

Trademark Tarnishmyths (with Jake Linford & Allyson Willis), 54 *ARIZ. ST. L.J.* 305 (2023)

Procedural Justice in COVID-19-Era Civil Courts, 71 *DEPAUL L. REV.* 495 (2022)

A [Relational] Theory of Procedure, 104 *MINN. L. REV.* 1978 (2020)

An Empirical Assessment of Agency Mechanism Choice (with David L. Markell & Robert Glicksman), 71 *ALA. L. REV.* 1039 (2020)

In *Evidence-Based Hearsay*, 76 *VANDERBILT LAW REVIEW* __ (forthcoming 2023), Professor Justin Sevier replicates his prior empirical work on the hearsay rule to argue that the rule rests on myriad false assumptions about human psychology. He then reports the results of an original pilot study that supports a dignitary-based hearsay model, which relies on principles of procedural justice instead of decisional accuracy as its theoretical justification. He concludes by providing a thumbnail sketch of a streamlined, dignitary-based hearsay rule and a research agenda for further study and reform.





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Textualism's Defining Moment (with William N. Eskridge Jr. & Kevin Tobia), 123 COLUM. L. REV. __ (forthcoming 2023)

Fair Notice and Criminalizing Abortions (with Nadia Banteka), 113 J. CRIM. L. & CRIMINOLOGY __ (forthcoming 2023)

Ordinary Meaning and Ordinary People (with Kevin Tobia & Victoria Nourse), 171 U. PENN. L. REV. 365 (2023)

Unmasking Textualism: Linguistic Misunderstanding in the Transit Mask Order Case and Beyond (with Stefan Th. Gries, Michael Kranzlein, Nathan Schneider & Kevin Tobia), 122 COLUM. L. REV. FORUM 192 (2022)

Progressive Textualism (with Kevin Tobia & Victoria Nourse), 110 GEO. L.J. 1439 (2022)

Statutory Interpretation from the Outside (with Kevin Tobia & Victoria Nourse), 122 COLUM. L. REV. 213 (2022)

The Meaning of Sex: Dynamic Words, Novel Applications, and Original Public Meaning (with William N. Eskridge Jr. & Stefan Th. Gries), 119 MICH. L. REV. 1503 (2021)

The Vienna Convention and the Ordinary Meaning of International Law (with Jarrod Wong), 46 YALE J. OF INT'L LAW 191 (2021)

Reforming the Canon of Constitutional Avoidance, 23 U. PENN. J. CONST. L. 593 (2021)

Big Data and Accuracy in Statutory Interpretation, 86 BROOK. L. REV. 357 (2021)

Judging Corpus Linguistics (with Stefan Th. Gries), 94 S. CAL. L. REV. POSTSCRIPT 13 (2020)

Professor Brian Slocum's co-authored article, *Textualism's Defining Moment*, 123 COLUMBIA LAW REVIEW __ (forthcoming 2023, with William N. Eskridge Jr. & Kevin Tobia), is the first to document the major categories of theoretical choices that regularly divide modern textualists, and for which textualism currently provides no clear answers. The article also suggests some resolutions for textualism's most serious debates.



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Burdens of Proof, in PHILOSOPHICAL FOUNDATIONS OF EVIDENCE LAW (Christian Dahlman, Alex Stein & Giovanni Tuzet, editors) (Oxford University Press 2021)

Paradoxes of Proof, in PHILOSOPHICAL FOUNDATIONS OF EVIDENCE LAW (Christian Dahlman, Alex Stein & Giovanni Tuzet, editors) (Oxford University Press 2021)

Continuous Burdens of Proof, 21 NEV. L.J. 779 (2021)

Proof Discontinuities and Civil Settlements, 22 THEORETICAL INQUIRIES IN L. 201 (2020)



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The Stubborn Survival of the Central Hudson Test for Commercial Speech, 45 SEATTLE U. L. REV. 467 (2022)

Rethinking Absolute Immunity from Defamation Suits in Private Quasi-Judicial Proceedings, 21 U. NEW HAMPSHIRE L. REV. 117 (2022)

The Enduring Enigma of Public Official Status in Libel Law, 54 LOY. L.A. L. REV. 1205 (2021)

Guess Who? Reducing the Role of Juries in Determining Libel Plaintiffs' Identities, 93 ST. JOHN'S L. REV. 101 (2020)



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FREE SPEECH IN THE BALANCE (Cambridge University Press 2020)

MINORITIES, FREE SPEECH, AND THE INTERNET (Alexander Tsesis et al., editors) (Routledge Press 2023)

The Future of Free Speech in an Algorithmic World, in THE ELGAR COMPANION TO FREEDOM OF SPEECH AND EXPRESSION (Alan Chen & Ashutosh Bhagwat, editors) (forthcoming 2024)

Aspirational Reliance on the Declaration of Independence, in CAMBRIDGE COMPANION TO THE DECLARATION OF INDEPENDENCE (Mark Graber & Michael Zuckert, editors) (Cambridge University Press) (forthcoming 2023)

Democratic Values and the Regulation of Hate Speech, in MINORITIES, FREE SPEECH, AND THE INTERNET (Alexander Tsesis et al., editors) (Routledge Press 2023)

Genocide Censorship vs. Genocide Denial Laws, in RESPONSIBILITY FOR NEGATION OF INTERNATIONAL CRIMES (Patrycja Grzebyk, editor) (Institute of Justice in Warsaw 2020)

Religion in Public Schools, 76 STAN. L. REV. ___ (forthcoming 2024)

Deregulatory Reliance on the Free Speech Clause, 152 DAEDALUS ___ (forthcoming 2024)

Justice Breyer's Balanced Reasoning on Free Speech: A Comparative Analysis, 21 FIRST AMENDMENT L. REV. ___ (forthcoming 2023)

Levels of Free Speech Scrutiny, 98 INDIANA L.J. 1225 (2023)

Professor Alexander Tsesis' article, *Religion in Public Schools*, 76 STANFORD LAW REVIEW ___ (forthcoming 2024), scrutinizes the Roberts Court's over-emphasis on the Free Exercise Clause to the devaluation of the Establishment Clause in cases that concern school prayer and public funding of religious education. It argues that the Court's references to history and tradition are at best oblique and at worst misleading because they minimize the constitutional prohibition against state efforts to prevent the intermixture of secular and religious conduct.

Incitement to Insurrection and the First Amendment, 57 WAKE FOREST L. REV. 971 (2022)

Government Speech and the Establishment Clause, 2022 U. ILL. L. REV. 1761

Compelled Speech and Proportionality, 97 INDIANA L.J. 811 (2022), reprinted in FIRST AMENDMENT LAW HANDBOOK (Rodney Smolla, editor) (Thomson Reuters West 2022)

Enforcement of the Reconstruction Amendments, 78 WASH. & LEE L. REV. 849 (2021)

Birth & Reconstruction of Equality in the United States, 64 REVISTA DA FACULDADE DE DIREITO UFPR 75 (2020)

Confederate Monuments as Badges of Slavery, 108 KY. L.J. 695 (2020)



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Predictive Policing and Criminal Law, in POLICING AND ARTIFICIAL INTELLIGENCE (John L.M. McDaniel & Ken Pease, editors) (Routledge 2021)

Time-Inconsistent Bargaining and Cross-Commitments, 14 GAMES 38 (2023)

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Alternative Evidence Rules for Arbitration, 24 NEV. L.J. __ (forthcoming 2024)

One Size Does Not Fit All: Alternatives to the Federal Rules, 76 VAND. L. REV. __ (forthcoming 2023)

Rethinking Evidentiary Rules in an Age of Bench Trials, 13 U.C. IRVINE L. REV. 263 (2022)

The Peculiarity of American Evidence Law: An Outsider's Observation and Reflection, 26 INT'L J. EVID. & PROOF 271 (2022)

Lifting the Veil of Mona Lisa: A Multifaceted Investigation of the "Beyond a Reasonable Doubt" Standard (with Eric Zhi), 50 GA. J. INT'L & COMP. L. 119 (2021)

China's E-Justice Revolution, 105 JUDICATURE 36 (2021)

The Fate of Evidence Law – Two Paths of Development, 24 INT'L J. EVID. & PROOF 329 (2020)



In *One Size Does Not Fit All: Alternatives to the Federal Rules*, 76 VANDERBILT LAW REVIEW __ (forthcoming 2023), Professor Henry Zhuhao Wang illustrates the dominance of the Federal Rules of Evidence since their launch, explains why the rules do not fit in numerous realms of dispute resolutions outside common law jury trials, and shifts attention to three featured alternative evidence systems from other parts of the world. The comparative analysis brings out important evidence rule-making themes that are traditionally underexplored by American evidence scholars and legislators.



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THE REVISED UNIFORM PARTNERSHIP ACT (with Robert W. Hillman & Allan G. Donn) (Thomson Reuters 2022) (also 2021 ed.)

The Unfortunate Role of Special Litigation Committees in LLCs, 77 BUS. LAW. 381 (2022)

LLC Default Rules Are Hazardous to Member Liquidity, 76 BUS. LAW. 151 (2020)



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FEMINIST JUDGMENTS: CORPORATE LAW REWRITTEN (co-editor with A. Choike & U. Rodrigues) (Cambridge University Press 2022)

Introduction (with A. Choike & U. Rodrigues), in FEMINIST JUDGMENTS: CORPORATE LAW REWRITTEN (co-editor with A. Choike & U. Rodrigues) (Cambridge University Press 2022)

Self-Interested Fiduciaries and Invulnerable Beneficiaries: When Fiduciary Duties Don't Fit, in FIDUCIARY DUTIES IN BUSINESS (Cambridge University Press 2022)

The Harm in the Fiduciary Myth, 49 B.Y.U. L. REV. __ (forthcoming 2023)

Market Testing Boilerplate, 74 SYRACUSE L. REV. __ (forthcoming 2023)

Leaders Are Not Fiduciaries, 72 ALA. L. REV. 363 (2020)



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Circuit Circus: Defying SCOTUS and Disenfranchising Black Voters, 83 OHIO ST. L.J. 601 (2022)

Unmasking Western Science: Challenging the Army Corps of Engineer's Rejection of the Isle de Jean Charles Tribal Environmental Knowledge under APA Arbitrary and Capricious Review, UCLA L. REV. ONLINE SERIES: LAW MEETS WORLD (2020), <https://www.uclalawreview.org/unmasking-western-science-challenging-the-army-corps-of-engineers-rejection-of-the-isle-de-jean-charles-tribal-environmental-knowledge-under-apa-arbitrary-and-capricious-review/>



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