

PUBLICATIONS

Nora V. Demleitner, How Much Do Western Democracies Value Family and Marriage?: Immigration Law's Conflicted Answers, 32 HOFSTRA LAW REVIEW 273 (2003)

James Herbie DiFonzo, Unbundling Marriage, 32 HOFSTRA LAW REVIEW 31 (2003)

Monroe Freedman, Scalia No Stranger to Cheney's Corner, *Newsday*, May 4, 2004

Monroe Freedman, Duck-Blind Justice, <http://www.allianceforjustice.org> (May 2004)

Mitchell Gans, The Final Income Regulations: Their Meaning and Importance, 103 TAX NOTES 891 (2004).

Danielle Holley, Narrative Highground: The Failure of Intervention as a Procedural Device in Affirmative Action Litigation, 54 CASE WESTERN LAW REVIEW 103 (2003)

Joanna Grossman, NYers Confront Limbo on Same-Sex Marriages, *NEWSDAY*, May 19, 2004

Joanna Grossman, columns in *FINDLAW'S WRIT*: The California Supreme Court's Recent Holding: A "Presumed" Father Has Greater Rights Than a Biological One, March 9; How Should Harassment Victims' Claims of "Constructive Discharge" Be Treated?, March 23; U.S. News & World Report's 2005 Law School Rankings: Why They May Not Be Trustworthy, April 6; A New York Court Authorizes A Lesbian Couple's Joint Adoption of A Child, April 19; Are "Friends" Writers "Required" To Engage in Sexual Banter, Even if the Effect Is Harassing?, May 4 (cnn.com);

Same-Sex Couples Prepare to Marry in Massachusetts, May 18 (cnn.com)

Eric Lane, Some Observations on One Court's View of Direct Democracy, 10 CITY LAW 49 (May-June 2004)

Theodor S. Liebmann, Incorporating the NYCRR Into Law Guardian Practice, *NEW YORK LAW JOURNAL*, March 9, 2004 (with Andy Schepard)

Linda McClain, Intimate Affiliation and Democracy: Beyond Marriage?, 32 HOFSTRA LAW REVIEW 379 (2003)

Linda McClain, Negotiating Gender and (Free and Equal) Citizenship: The Place of Associations, 72 *FORDHAM LAW REVIEW* 1569 (2004) (symposium issue)

Linda McClain, The Domain of Civic Virtue in a Good Society: Families, Schools, and Sex Equality, in *VARIETIES OF FEMINIST LIBERALISM* (Amy R. Baehr, ed., 2004)

Mark L. Movsesian, Enforcement of WTO Rulings: An Interest Group Analysis, 32 HOFSTRA LAW REVIEW 1 (2003)

Andrew I. Schepard, ALI's Approximation Rule for Child Custody Disputes, *NEW YORK LAW JOURNAL*, May 10, 2004

Andrew I. Schepard, Incorporating the NYCRR Into Law Guardian Practice, *NEW YORK LAW JOURNAL*, March 9, 2004 (with Theo Liebmann)

Norman I. Silber, WITH ALL DELIBERATE

SPEED: THE LIFE OF PHILIP ELMAN (University of Michigan Press 2004)

Roy D. Simon, Can Legal Fees be Shared with Disbarred Lawyers?, NEW YORK LAW JOURNAL, May 28, 2004

Roy D. Simon, columns in NEW YORK PROFESSIONAL RESPONSIBILITY REPORT: Should New York Adopt the ABA Model Rules?, March; Who is a Law Firm "Partner" in a Suit for Discrimination?, April; Changing a Fee Agreement in Midstream, May 2004.

Roy Simon, Can You Exploit That Misdirected Fax or E-mail?, NASSAU LAWYER (May 2004)

PRESENTATIONS

Matt Bodie presented a paper on the New York Greengrocer Code of Conduct at New York University's 75th Annual Conference on Labor and Employment Law.

Alafair Burke commented on a work in progress at the Northeast People of Color Legal Scholarship Conference, held at the University of Connecticut School of Law on April 3.

Robin Charlow participated in a program on Constitutional and Legal Issues Surrounding Gay Marriage, sponsored by the Nassau County Bar Association on April 22.

Nora Demleitner presented a paper, "The Internalization of Labeling: Criminals and Terrorists," at the European American Consortium for Legal Education meeting held on May 21 at Hofstra Law School.

Herbie DiFonzo participated in a program on Constitutional and Legal Issues Surrounding Gay Marriage, sponsored by the Nassau County Bar Association on April 22.

Janet Dolgin gave several lectures to medical residents at Nassau University Medical Center on patient confidentiality, human rights protections, and public health. She lectured on bioethical issues at a conference on "Emerging Threats in Health and Medicine" held at Mt. Sinai Medical School in March. She presented a paper, "Exaggerated Individualism in Doctor-Patient Relations" at the European American Consortium for Legal Education meeting held on May 21 at Hofstra Law School.

Leon Friedman participated in a PLI program on advanced copyright litigation in New York on May 24.

Mitchell Gans gave a lecture on family limited partnerships to a committee of the Association of the Bar of the City of New York on March 4 and co-chaired and participated in a Bar program on March 16. He made a presentation to the Bureau of National Affairs on March 23 about the implications of recent decisions on family partnerships.

James Garland participated in a program on Constitutional and Legal Issues Surrounding Gay Marriage, sponsored by the Nassau County Bar Association on April 22.

Joanna Grossman presented her paper "Understanding the Sexual Harassment Culture" (with Vicki Magley and Lisa Kath) at the Law, Culture, and Humanities Conference in Connecticut on March 12 and also served as a discussant for a panel entitled "The Canon of Family Law: Defining Family Law and Defining the Family." She presented a paper on sexual harassment at the annual meeting of the Law and Society Association in Chicago on May 28.

John Gregory participated on two panels at

the Northeast People of Color Legal Scholarship Conference, held at the University of Connecticut School of Law on April 3. He addressed issues confronting faculty of color and served as a moderator of a work-in-progress session.

Grant Hayden presented his paper “Resolving the Dilemma of Minority Vote Dilution” at the Law, Culture, and Humanities Conference in Connecticut on March 13 and at the annual meeting of the Law and Society Association in Chicago on May 29.

Danielle Holley presented her paper “The Role of Parties in the Resegregation Trend” at the Northeast People of Color Legal Scholarship Conference at the University of Connecticut School of Law on April 2. She also participated on a panel at New York Law School’s conference “Brown is Dead? Long Live Brown!” on April 26 and served as co-chair of the organizing committee for Hofstra University’s conference “Brown v. Board of Education: 50 Years Later on Long Island,” held on April 1.

Bernie Jacob presented a workshop on *Aristotle’s Book on Justice* to the Hofstra Philosophy Department on April 14.

Julian Ku participated in a panel entitled “The Supreme Court and International Human Rights,” sponsored by the Law and Public Affairs Program at Princeton University, on May 27.

Theo Liebmann delivered a lecture at North Shore University Hospital Forensic Psychiatry Department in May entitled “Forensic Evaluations in Family Court: Their Use and Mis-Use.”

Linda McClain made a presentation at the

DePaul Law Review symposium on “Privacy and Identity” on March 13. She also participated in a program on Constitutional and Legal Issues Surrounding Gay Marriage, sponsored by the Nassau County Bar Association on April 22.

Andy Schepard made a presentation on “Child Custody Decision Making: Past, Present and Future” at Loyola University Chicago’s Children’s Summer Institute on May 24. He participated in a panel discussion on the approximation rule in child custody decisions at the Association of Family and Conciliation Courts Conference in San Antonio on May 14. He spoke about child custody reform at the New York State Council on Divorce Mediation Conference on April 30, and about dispute resolution in divorce at the American Bar Association’s Section on Dispute Resolution Conference on April 16, both in New York.

Norm Silber spoke about the government’s role in the *Brown* case at Hofstra University’s conference “Brown v. Board of Education: 50 Years Later on Long Island,” held on April 1. He participated in Columbia University Library’s Distinguished Speaker series on May 4.

Peter Spiro participated on a panel on March 2 at NYU Law School on corporate accountability to international norms. On March 21, he participated on a panel at the University of Virginia Law School on federalism and international law. He served as a commentator for a Temple Law School colloquium on international law and public health on March 25 and appeared on a panel sponsored by the Law and Public Affairs Program at Princeton University on NGOs in international institutions on April 24. On May 15, he presented a paper entitled

“Disaggregating U.S. Interests in International

Law” at a Wharton School Legal Studies Department international law colloquium.

David Yellen participated in a panel discussion “Federal Sentencing Six Months After the ‘Protect Act’” sponsored by the Federal Bar Council of New York on March 23.

BROADCAST APPEARANCES

Matt Bodie was interviewed on the WLIE morning program on March 3 about Super Tuesday primary results and on May 21 about the Strong Capital mutual fund scandal.

Eric Freedman was interviewed for National Public Radio’s *Day to Day* on May 14 about New York’s treatment of same-sex marriages from other jurisdictions.

Joanna Grossman was interviewed by Bob Edwards on National Public Radio’s *Morning Edition* on March 3 about same-sex marriages performed by the Mayor of New Paltz, New York.

Norm Silber participated in a roundtable discussion about the 50th Anniversary of *Brown* on Long Island’s Channel 12 on May 13. He was also interviewed about his recently published book on WEAA, Baltimore’s local National Public Radio station on May 15.

QUOTED IN

Robin Charlow: In Tyco Trial, an Apparent Gesture Has Many Meanings, *The New York Times*, March 29; The Nassau Academy of Law and Hofstra University are Thrusting Themselves into the Middle of the Gay Marriage Debate, *Long Island Business News*,

April 2

Eric Freedman: Death Row Dichtotomy, *Newsday*, April 25; Foes Sue Justices of SJC in U.S. Court, *Boston Globe*, May 11

Monroe Freedman: Outside Counsel: Gaining the Client’s Truth, *New York Law Journal*, March 1; No Rhyme or Reason to Justices’ Recusals, *Texas Lawyer*, March 1; Furor Over Scalia-Cheney Trip Casts Light on Murky World of Recusals, *New Jersey Law Journal*, March 1; Dean Arranged Two Trips for Scalia, Just Before Arguing Two Cases, *Pittsburgh Post-Gazette*, March 1; Unpredictable Recusal Process Baffles Court Watchers, *The Recorder*, March 2; Scalia Addressed Advocacy Group Before Key Decision, *Los Angeles Times*, March 8; Suttell’s Ties to DiPrete Spark Debate Among Legal Scholars, *Providence Journal*, March 9; Ginsburg Has Ties to Activist Group, *Los Angeles Times*, March 11; Madams, *Lancaster Sunday News*, March 14; Another Justice Takes a Misstep, *Chicago Tribune*, March 18; A Supreme Ultra-Feminist, *The Washington Times*, March 21; 3 Judges Criticized for Being on Advocacy Group’s Board, *The New York Times*, March 23; Ginsburg Speeches Questioned, *Detroit News*, March 29; At the Corner of Caution and Zeal, *ABA Journal eReport*, April 30; That’s the Ticket, *Newsday*, May 4; Brookhaven Corruption Probe, *Newsday*, May 25, 2004

Joanna Grossman: A Dad is as a Dad Does, *ABA Journal eReport*, March 12; Legalization of Same-Sex Unions Will Mean More Business for Divorce Attorneys, *Long Island Business News*, April 9; Law School Rankings are Annual Love/Hate Affair, *New York Law Journal*, April 16

Patricia Kasting: Lawyers Find New Careers

Among the Stacks of Law Libraries, *New York Law Journal*, May 21

Mark Movsesian: Mirror of Justice Blog (<http://mirrorofjustice.com>), May 10; Legal Theory Blog (<http://lsolum.blogspot.com>), May 24

Andy Schepard: For Arbiters in Custody Battles, Wide Power and Little Scrutiny, *The New York Times*, May 23

Norm Silber: On the Right Side of History, *Legal Times*, May 10; Grasso, Spitzer Take it Personal, *The Washington Post*, May 26

Roy Simon: New York Loses Major Legal Ally in Suit Over Guns, *The New York Times*, April 17; Nixon Peabody Mum About Filling Managing Partner Vacancy, *Long Island Business News*, May 7

Peter Spiro: Review of U.S. Rulings by NAFTA Tribunals Stirs Worries, *The New York Times*, April 18

David Yellen: The Case Against Jeff Skilling, *Business Week*, March 1; All This 'Madness' is Costing Companies about \$1.5 Billion, *Pittsburgh Post-Gazette*, March 19

CITATIONS

Matt Bodie: 57 *Tax L. Rev.* 137; Estreicher & Harper, *Employment Law*

Nancy Brown: 48 *N.Y.L. Sch. L. Rev.* 537

Alafair Burke: 46 *Ariz. L. Rev.* 213; 23 *St. Louis U. Pub. L. Rev.* 313; 32 *Hofstra L. Rev.* 273

Baruch Bush: 56 *Baylor L. Rev.* 141; 38 *Ohio St. J. on Disp. Resol.* 283; 38 *Ohio St. J. on*

Disp. Resol. 459; 38 *Ohio St. J. on Disp. Resol.* 509; 38 *Ohio St. J. on Disp. Resol.* 573; 82 *Or. L. Rev.* 581; 60 *Wash. & Lee L. Rev.* 1417; 10 *Clinical L. Rev.* 833; 9 *Harv. Negot. L. Rev.* 1; 9 *Harv. Negot. L. Rev.* 75; 9 *Harv. Negot. L. Rev.* 187; 15 *St. Thomas L. Rev.* 883; 6 *Yale Symp. L. & Tech.* 1

Robin Charlow: 72 *Geo. Wash. L. Rev.* 197

Nora Demleitner: 82 *N.C. L. Rev.* 1297; 27 *Harv. Women's L.J.* 137; 57 *U. Miami L. Rev.* 1041; 57 *U. Miami L. Rev.* 1317; 75 *U. Colo. L. Rev.* 115; 55 *Ala. L. Rev.* 375; 55 *Hastings L.J.* 509; 56 *Stan. L. Rev.* 1147; 56 *Stan. L. Rev.* 1211; 25 *Cardozo L. Rev.* 1019; 72 *U. Mo. Kansas City L. Rev.* 51; 5 *San Diego Int'l L.J.* 225; 40 *Stan. J. Int'l L.* 1; 37 *Vand. J. Transnat'l L.* 353; 28 *Wm. & Mary Envtl. L. & Pol'y Rev.* 423; 38 *U.S.F. L. Rev.* 193

David Diamond: 55 *Ala. L. Rev.* 393

Herbie DiFonzo: 75 *U. Colo. L. Rev.* 211; 18 *Notre Dame J.L. Ethics and Pub. Pol'y* 273; 32 *Hofstra L. Rev.* 71; 15 *St. Thomas L. Rev.* 791; 4 *Geo. J. Gender & L.* 229

Janet Dolgin: 48 *N.Y.L. Sch. L. Rev.* 657; 12 *Tex. J. Women & L.* 451; 10 *Cardozo Women's L.J.* 132; 4 *Yale J. Health Pol'y L. & Ethics* 1; 19 *Issues L. & Med.* 203; 32 *Hofstra L. Rev.* 31

Eric Freedman: 36 *Ariz. St. L.J.* 77; 20 *Santa Clara Computer & High Tech. L.J.* 609; 54 *Syracuse L. Rev.* 109; 37 *Creighton L. Rev.* 285; 20 *Const. Comment.* 283; 56 *Okl. L. Rev.* 565

Monroe Freedman: 41 *Hous. L. Rev.* 1; 82 *N.C. L. Rev.* 1297; 38 *Val. U. L. Rev.* 1001;

38 Val. U. L. Rev. 1083; 37 Colum. J.L. & Soc. Probs. 1; 55 Hastings L.J. 311; 37 Ind. L. Rev. 21; 55 S.C. L. Rev. 303; 55 S.C. L. Rev. 391; 117 Harv. L. Rev. 1682; 92 Cal. L. Rev. 425; 104 Colum. L. Rev. 363; 31 Fordham Urb. L.J. 69; 87 Marq. L. Rev. 747; 10 Clinical L. Rev. 473; 104 Colum. L. Rev. 801; 82 Neb. L. Rev. 211; 16 Regent U. L. Rev. 233; 23 Rev. Litig. 301; 42 Brandeis L.J. 207; 13 Widener L.J. 1; 13 Widener L.J. 123; 17 Geo. J. Legal Ethics 1

Leon Friedman: 30 Ohio N.U. L. Rev. 279; 48 St. Louis. L.J. 795; 26 San Diego Just. J. 257; 43 Washburn L.J. 311; 31 Pepp. L. Rev. 575; 37 Suffolk U. L. Rev. 97; 72 Geo. Wash. L. Rev. 113; 47 How. L.J. 299; 56 Stan. L. Rev. 755; 38 U. Rich. L. Rev. 615; 56 Rutgers L. Rev. 271; 5 San Diego Int'l L.J. 7

Scott Fruehwald: 2003 Singapore J. Leg. Stud. 483; 25 Whittier L. Rev. 497

Linda Galler: 37 Suffolk U. L. Rev. 287; 51 Kan. L. Rev. 1197

Mitchell Gans: 34 Seton Hall L. Rev. 671; 23 Va. Tax Rev. 275; 84 B.U. L. Rev. 185

John Gregory: 38 New Eng. L. Rev. 759; 48 McGill L.J. 571; 10 Wm. & Mary J. of Women & L. 195; Riepe v. Riepe, 2004 Ariz. App. LEXIS 70 (Ct. App. Ariz.)

Joanna Grossman: 26 T. Jefferson L. Rev. 27; 77 S. Cal. L. Rev. 307; 12 Colum. J. Gender & L. 414; 12 Colum. J. Gender & L. 532; 37 Ind. L. Rev. 437; 32 Hofstra L. Rev. 31

Grant Hayden: 2 Va. Sports & Ent. L.J. 359; 39 Gonz. L. Rev. 105

Lawrence Kessler: 37 Suffolk U. L. Rev. 393

Stef Krieger: 55 S.C. L. Rev. 351; 117 Harv.

L. Rev. 1703; 10 Clinical L. Rev. 755; 82 Neb. L. Rev. 211

Julian Ku: 89 Cornell L. Rev. 892; 89 Iowa L. Rev. 941; 32 Hofstra L. Rev. 1

Eric Lane: 48 N.Y.L. Sch. L. Rev. 385; 32 Cap. U. L. Rev. 207; 11 U. Balt. J. Envtl. L. 25; 82 Tex. L. Rev. 1197; 10 City L. 29; 91 Geo. L.J. 1113; Brooke Kroeger, *Passing: When People Can't Be Who They Are* (2003)

Linda McClain: 9 Mich. J. Race & L. 421; 79 Notre Dame L. Rev. 949; 39 Tulsa L. Rev. 563; 34 Seton Hall L. Rev. 573; 12 Colum. J. Gender & L. 333; 12 Colum. J. Gender & L. 498; 18 Notre Dame J.L. Ethics & Pub. Pol'y 137; 15 Yale J.L. & Feminism 175; 27 Fordham Int'l L.J. 1066; 32 Hofstra L. Rev. 31; 32 Hofstra L. Rev. 93; 32 Hofstra L. Rev. 111; 32 Hofstra L. Rev. 349; *Varieties of Feminist Liberalism* (Amy R. Baehr ed., 2004)

Mark Movsesian: 34 Seton Hall L. Rev. 921; 82 Tex. L. Rev. 1587; 61 Wash. & Lee L. Rev. 347; 7 Green Bag 2d 287; 44 Va. J. Int'l L. 545; 27 Harv. J.L. Pub. Pol'y 137; 98 Am. J. Int'l L. 91; 98 Am. J. Int'l L. 150; 20 Const. Comment. 39

Richard Neumann: 55 S.C. L. Rev. 303; 55 S.C. L. Rev. 351; 117 Harv. L. Rev. 1703; 45 S. Tex. L. Rev. 255; 81 U. Det. Mercy L. Rev. 175; 10 Clinical L. Rev. 473; 10 Clinical L. Rev. 611; 10 Clinical L. Rev. 755

Alan Resnick: 56 Baylor L. Rev. 205; 61 Wash. & Lee L. Rev. 159; 11 Am. Bankr. Inst. L. Rev. 451; 20 Bankr. Dev. J. 77; 76 Temp. L. Rev. 595; 79 Notre Dame L. Rev. 633; 40 Hous. L. Rev. 1265; 23 Va. Tax Rev. 531; 59 Bus. Law. 503; 72 Fordham L. Rev. 1219; 2004 BYU L. Rev. 127; 88 Minn. L. Rev.

723; 19 Akron Tax J. 49; HSBC Bank USA v. Branch, 364 F.3d 355 (1st Cir. 2004)

Andy Schepard: 56 Baylor L. Rev. 141; 13 B.U. Pub. Int. L.J. 21; U. Pa. J. Lab. & Emp. L. 429; 42 Fam. Ct. Rev. 203; 42 Fam. Ct. Rev. 304; 42 Fam. Ct. Rev. 350; 42 Fam. Ct. Rev. 363; 92 Ky. L.J. 373

Norm Silber: 14 Marq. Sports L.J. 473; Legal Intelligencer at 4; 176 New Jersey L.J. 528; Recorder at 3; Fulton County Daily Report 1; 7 Buff. Crim. L. Rev. 247

Roy Simon: 56 Baylor L. Rev. 141; 36 Conn. L. Rev. 303

Ron Silverman: 12 Tul. J. Int'l & Comp. L. 307; 55 S.C. L. Rev. 253; 82 Tex. L. Rev. 795

Vern Walker: 15 Pace Int'l L. Rev. 359; 11 Penn St. Env'tl. L. Rev. 213

David Yellen: 6 Buff. Crim. L. Rev. 951; 92 Cal. L. Rev. 323; 57 SMU L. Rev. 211; 27 Harv. J.L. & Pub. Pol'y 33; 94 J. Crim. L. & Criminology 295

HONORS, APPOINTMENTS, AND OTHER ACKNOWLEDGMENTS

Alafair Burke was awarded the University's 2004 Stessin Prize.

Eric Freedman received the Dybwad Humanitarian Award at the annual meeting of the American Association on Mental Retardation in Philadelphia on June 3 for his work in securing the release of death row inmate Earl Washington. He also made two presentations on the case at the meeting.

Monroe Freedman became a member of the National Committee on the Right to Counsel, established by The Constitution Society and the National Legal Aid and Defender Association.

Mitchell Gans was awarded the Hofstra Law School's Distinguished Teacher of the Year Award. He also became a fellow of the American Bar Foundation.

Dominick Grillo was elected Vice-Chair/Chair-Elect for the Computing Services Special Interest Section of the American Association of Law Libraries.

Stef Krieger argued *ATM One v. Landaverde* on behalf of a tenant before the New York Court of Appeals, a Hofstra Housing Rights clinic case that was ultimately won with a unanimous decision from the court.

Cindie Leigh was awarded the West Excellence in Law Librarianship Scholarship in April.

Mark Movsesian's paper "Against Global Governance in the WTO," co-authored with John O. McGinnis, made the Top 10 list on SSRN's International Law and Trade site and was "Download of the Week" on the Legal Theory Blog (lsolum.blogspot.com).

Andy Schepard's book, *Children, Courts and Custody: Interdisciplinary Models for Divorcing Families*, was reviewed in the June 1 edition of the *New York Law Journal*. It praises Andy as a scholar, activist, and as a "seminal contributor to an exciting and increasingly complex area of law."

Norm Silber was appointed to the Advisory Board for the Hauser Center nonprofit publication project at Harvard University's

Kennedy School. He also accepted an

invitation to serve on the External Relations Committee of the American Council on Consumer Interests. Norm's book, *With All Deliberate Speed: The Life of Philip Elman*, was reviewed in *The Nation* on May 7 and in *FindLaw's Writ* on May 21. He was an honored author at the Ann Arbor Book Festival on April 24. The book has been variously described as "fascinating, eloquent, and skillfully edited" by Richard Posner, and "just wonderful" by Anthony Lewis.

