

# Georgia Law says farewell to

## Brussack reminisces on law school life



Professor Robert Brussack (J.D.'76)

After nearly 30 years of service, Professor Robert D. Brussack (J.D.'76) retired from Georgia Law, where he specialized in cyberlaw, civil procedure, administrative law and complex litigation.

A native New Yorker, Brussack moved with his family to Clarkesville, Ga., near Athens, as a 10-year-old in the spring of 1960.

Brussack entered UGA in 1967 as an undergraduate majoring in journalism. While still a senior, he joined the weekend news staff of WSB radio in Atlanta, becoming a full-time reporter and anchor after graduating in 1971. In 1972, while working in Atlanta, Brussack met and married Pat Lockwood, his wife of 35 years. He remained in Atlanta until the fall of 1973, when he returned to Athens to enter law school.

During law school, Brussack participated in the moot court program that he would later advise as a young faculty member. He also served as an articles editor of the *Georgia Law Review* and as a justice of the Honor Court. Brussack graduated first in his class in 1976 and was inducted into the Order of the Coif.

While in law school, Brussack served as a judicial clerk for Judge Lewis R. Morgan of the U.S. Court of Appeals for the 5th Circuit. One of his fellow clerks was Julie E. Carnes (J.D.'75), who now serves as a U.S. District Court judge for the Northern District of Georgia.

"Julie and I, and our co-clerk Jim Alt, would meet every morning in a parking lot on Atlanta's south side and carpool down to the judge's chambers in Newnan," Brussack recalled. "Judge Morgan was a gentle, wise man. All of us felt privileged to work for him."

Brussack began his teaching career by spending one year on the faculty of the University of Houston College of Law before

returning to Athens to join the Georgia Law faculty in 1978.

It was in his early teaching years that Brussack served as moot court adviser, helping to lay the foundation for the program's remarkable success. His teams routinely won the regionals of the National Moot Court Competition and reached the national quarterfinals at least three times and the semifinals once during the early 1980s.

Brussack also helped to establish the moot court exchange between Georgia Law and England's Gray's Inn. "Diplomacy, of course, can call for sacrifice," Brussack said. "During our first trip to Cambridge, it was insisted that I try my hand at 'punting on the Cam' – you know, using that long, heavy pole to push that skinny, unstable boat down river. Well, 'into the drink' I went – suit, tie and all. I had to dry out and borrow a suit so that I could show up that evening for dinner at the High Table."

For four years, Brussack served as assistant dean for student affairs under then-Dean J. Ralph Beaird. "Ralph brought vision and energy to the front office," Brussack said. "He understood what our faculty, students and alumni were capable of accomplishing, and he insisted that we get on with it." Brussack's service to the law school also included chairing the school's two most recent self-studies.

Brussack's scholarship includes traditional pieces, including an article in the *Southern California Law Review* that helped to persuade the drafters of the Federal Rules of Civil Procedure to overrule a U.S. Supreme Court decision by amending one of the federal rules governing pleading in the district courts. Most recently, however, Brussack's focus has been on the use of the Internet as a medium for scholarship.

As a professor, Brussack received the SBA Faculty Book Award for Excellence in Teaching and the John C. O'Byrne Memorial Award for Furthering Faculty-Student Relations. He also served as a UGA Senior Teaching Fellow and was selected to be a member of the

university's prestigious Teaching Academy, which seeks to promote faculty leadership in teaching and learning, to advocate for effective educational environments and to foster a community of scholars.

In retirement, Brussack plans to spend more time with his wife, Pat, who holds a senior management position with UGA Food Services, and with their 11-year-old son, Ian, who will enter middle school next year.

He also plans to pursue a life-long interest in photography (stay tuned for more of his work in the *Advocate* and other Georgia Law publications), to do more work as unofficial family historian, to try his hand at some non-legal writing (perhaps dipping a toe back into journalism) and to lend a legal hand once in awhile to a worthy cause.

– Compiled by Nikki Girard

*Five young professors joined the faculty of Georgia Law during the late 1970s. They were: (l. to r.) Robert Brussack (J.D.'76), Michael Wells, Milner Ball (J.D.'71), Jim Ponsoldt and Walter Hellerstein.*



# two alumni and professors

## Ball leaves behind public interest law legacy



Milner Ball (J.D.'71),  
the holder of the  
Caldwell Chair in  
Constitutional Law

and theology, Native American law and jurisprudence.

Ball first came to Athens as the Presbyterian campus minister in 1966. He had already earned his bachelor's and divinity degrees from Princeton University and Harvard University, respectively, before enrolling at Georgia Law in the fall of 1968.

He recalls his initial interest in the law: "From the outside, law may have looked like the last great missionary frontier. But I was drawn to it because

After almost 30 years of teaching at Georgia Law, Caldwell Chair Milner S. Ball (J.D.'71) taught his final class in December.

Ball is well known for his contributions to constitutional law, law and theology, Native American law and jurisprudence.

of its capacity – as I saw it then – to protect powerless minorities: the excluded, the poor, the disadvantaged, the kinds of people for whom the God of the biblical stories shows particular concern."

Fondly remembering his first course at Georgia Law, Legal Process taught by then-Dean M. Lindsey Cowen, Ball said he was introduced to subjects that were fascinating then and have grown even more so since: the language of the law, ways of thinking about law and the centrality of performances in law. "Even in contests about the smallest points," he said, "it seems that everything is always at stake."

While in law school, Ball served as the editor in chief of the *Georgia Law Review* and graduated first in his class in 1971.

He remained in Athens one additional year to work for Dean Rusk at the law school and to represent him at the 1972 U.N. Conference on the Human Environment held in Stockholm, Sweden.

Ball then joined the faculty at Rutgers Law School in Camden, N.J., in 1972.

"Another great memory and cause for thanksgiving was Ralph Beard's 1978 delivery of the invitation, doubtless skillfully and hard won from the faculty, to come home to teach," Ball said.

Early in his career at Georgia Law, he began teaching a course in jurisprudence. He encouraged his students to ask two questions: "Who am I as a lawyer?" and "What am I doing when I do law?"

Ball said he needed to explore how his life as a lawyer in a nexus of responsibilities and theirs as law students could be part of the material to which they would bring their imagination and critical scrutiny. Eventually his class evolved into the Public Interest Practicum and the Civil Clinic.

"It seemed natural that we should add to the discipline of reading texts together the discipline of responding together to the school's neighbors, those who inhabit the streets, shelters and jails," Ball added.

His class began spending time at places

like the soup kitchen, the YMCA shelter, the courthouse, lawyers' offices and the alternative school. "We – I as well as the students – learned about law from the bottom up," Ball said.

He is proud of the way the course drew from and depended on the students' initiative and inventiveness.

A former student in the course even stayed on after she graduated to help teach it. And, the time soon arrived for a full-fledged Civil Clinic, headed by Alexander W. Scherr as its first director, according to Ball.

His contributions to the law also include numerous articles and books, such as *Called by Stories: Biblical Sagas and Their Challenge for Law* (2000), *The Word and The Law* (1993) and *Lying Down Together* (1985). Ball's articles have appeared in a variety of journals including the *Stanford Law Review*, the *Harvard Law Review*, the *Michigan Law Review*, the *Texas Law Review*, the *Yale Journal of Law and the Humanities*, *Studies in Law and Literature* and the *Cardozo Law Review*.

The *Georgia Law Review* held a symposium earlier this spring to honor Ball's scholarship and its importance to the legal field.

Heading into his retirement, Ball said he plans to continue writing, taking part in community projects and serving as a minister.

Since moving to downtown Athens two years ago with his wife, June, he has been in convenient walking distance to the school and his office.

Ball said he will certainly miss his daily interactions with students. He added that any legacy he leaves at Georgia Law would have to be witnessed in the effects of his work on the lives and commitments of those who were students in his classes or readers of his writing.

– Nikki Girard





## Faculty Notes

The following will summarize the scholarly productivity of Georgia Law's distinguished faculty during calendar year 2006 and early 2007.

### Peter A. Appel

"Are You Siting Here: Federalism and the Placement of LNG Facilities" in the *Environmental & Energy Law & Policy Journal* (forthcoming).

### Milner S. Ball (J.D.'71)

"Dietrich Bonhoeffer" in *The Teachings of Modern Christianity on Law, Politics, and Human Nature*, v.1 (Columbia University Press, 2006); and "Dietrich Bonhoeffer: Texts Selected and Edited by Milner Ball" in *The Teachings of Modern Christianity on Law, Politics, and Human Nature*, v.2 (Columbia University Press, 2006).

### Robert P. Bartlett III



"Venture Capital, Agency Costs, and the False Dichotomy of the Corporation" in 54 *UCLA Law Review* 37.

### J. Randy Beck

"The Essential Holding of *Casey*: Rethinking Viability" in 75 *UMKC Law Review* (forthcoming); "Christian Faith and Political Life: A Dialogue" in 41 *Georgia Law Review* 65; and "Case Selection in Three Supreme Courts: A Comparative Perspective" (U.S.-Russia Experts Forum White Paper) (with A. Nagaeva).

### Daniel M. Bodansky

*The Role and Limits of International Environmental Law* (Harvard University Press, forthcoming); "Targets and Timetables: Good Policy but Bad Politics?" in *Architectures for Agreement: Addressing Climate Change in the Post-Kyoto World* (Cambridge University Press, forthcoming); "Non Liqueur" in *Max Planck Encyclopedia of Public International Law* (Oxford University Press, forthcoming); *The Oxford Handbook of International Environmental Law* (Oxford University Press, 2007) (co-edited with J. Brunnée and Ellen Hey); "International Environmental Law at the Beginning of

## Students select top teachers

This year's student body chose professors Lonnie T. Brown, Jr., C. Ronald Ellington and Erica J. Hashimoto as the school's best.

Brown, an associate professor who joined the Georgia Law faculty in 2002, was presented with the Student Bar Association Faculty Book Award for Excellence in Teaching and the inaugural C. Ronald Ellington Award for Excellence in Teaching. He teaches Civil Procedure, Legal Profession and Conflict of Laws.

The SBA Professionalism Award was given to Ellington, who is the holder of the Cleveland Distinguished Chair of Legal Ethics and Professionalism and a Josiah Meigs Distinguished Teaching Professor. This is the seventh time Ellington, who teaches Civil Procedure, Complex Litigation, Georgia Practice and Procedure, and Legal Profession, has received this honor.

Hashimoto was presented the John C. O'Byrne Memorial Award for Furthering Faculty-Student Relations. She joined the Georgia Law faculty in 2004 as an assistant professor and teaches Criminal Law, Evidence, Sentencing and Legal Profession.



Georgia Law students presented Erica Hashimoto, Ron Ellington (center) and Lonnie Brown with this year's teaching awards.

the 21st Century: Does One Need to Be an International Lawyer to Be an International Environmental Lawyer?" in 100 *American Society of International Law Proceedings* 303; and "International Law in Black and White" in 34 *Georgia Journal of International & Comparative Law* 285.

### David A. Brennan



*The Tax Law of Charities and Other Exempt Organizations: Cases, Materials, Questions and Activities*, 2d ed. (Thomson/West, 2007) (with D. Jones, S. Willis and B. Moran); 2007 statutory supplement to *The Tax Law of Charities and Other Exempt Organizations: Cases, Materials, Questions and Activities* (Thomson/West, forthcoming) (with D. Jones, S. Willis and B. Moran); "The Commerciality Doctrine and Charitable Homes for the Aged – State & Local Tax Perspectives" in 75 *Fordham Law Review* (forthcoming); "Introducing the Law of Nonprofit Organizations and Philanthropy" in 41 *Georgia Law Review* (forthcoming); "A Diversity Theory of Charitable Tax Exemption – Beyond Efficiency, Through

Critical Race Theory, Toward Diversity" in 4 *Pittsburgh Tax Review* 1; and "Congress Finally Adopts New UBIT Standards in 512(b)(13) for Controlled Entities" in 26:1 *News Quarterly* at 9.

### Lonnie T. Brown, Jr.

"Representing Saddam Hussein: The Importance of Being Ramsey Clark" in the *Georgia Law Review* (forthcoming); "Lawyers' not 'Liars': A Modified Traditionalist Approach to Teaching Legal Ethics" in the *Saint Louis University Law Journal* (forthcoming) (symposium issue); "Ramsey Clark" in the *Yale Biographical Dictionary of American Law* (Yale University Press, forthcoming) (R. Newman, ed.); "A Teacher's Teacher" in 39 *Vanderbilt Journal of Transnational Law* 1405; and "Reconsidering the Corporate Attorney-Client Privilege: A Response to the Compelled-Voluntary Waiver Paradox" in 34 *Hofstra Law Review* 897 (will be reprinted in *Corporate Practice Commentator* (Thomson/West, forthcoming) (R. Thompson, ed.)).

### Ronald L. Carlson

*Evidence: Teaching Materials for an Age of Science and Statutes*, 6th ed. (LexisNexis, 2007) (with E. Imwinkelried, E. Kionka and K. Strachan); *Adjudication of Criminal*

*Justice*, 2d ed. (Thomson/West, 2007) (with D. Brown and S. Crump); "Navigating the Nuances of Modern Expert Witness Law: How to Teach About Experts" in 50 *St. Louis Law Review* 1115; "Don't Ask and Don't Tell the Jury: The Georgia Law of Pre-Arrest Silence, Evasion and Flight" in *The Prosecutor*; "Roll Out Diogenes' Barrel: Impeachment of State Witnesses with Uncharged Acts of Dishonesty in Georgia" in *The Prosecutor*; and "Gatekeeping After *Gilbert*: How Lawyers Should Address the Court's New Emphasis" in 85 *Michigan Bar Journal* 27 (with B. Benner).

**Dan T. Coenen**

*The Story of The Federalist: How Hamilton and Madison Reconceived America* (Twelve Tables Press, forthcoming 2007); "The Future of Footnote Four" in 41 *Georgia Law Review* (forthcoming); and "A Rhetoric for Ratification: The Argument of 'The Federalist' and Its Impact on Constitutional Interpretation" in 56 *Duke Law Journal* 469.

**Julian A. Cook III**



"Crumbs from the Master's Table: The Supreme Court, *Pro Se* Defendants and the Federal Guilty Plea Process" in 81 *Notre Dame Law Review* 1895.

**Anne Proffitt Dupre (J.D.'88)**

"The Story of *Hazelwood v. Kuhlmeier*: The Student Press and the School Censor" in *Education Law Stories* (Foundation Press, forthcoming); *Children and the Law: Cases and Materials*, 2d ed. (LexisNexis, 2006) (with M. Gardner); "The Spirit of Serrano: Past, Present, and Future" in 32 *Journal of Education Finance* 22 (with J. Dayton); "Protecting Children from the Dark Side of the Internet" in 212 *Education Law Reporter* 553 (with J. Dayton and C. Kiracofe); *School Speech* (Harvard University Press, in progress); and "Blood and Turnips in School Funding Litigation" in *Journal of Law & Education* (forthcoming) (with J. Dayton).

**Thomas A. Eaton**

*Constitutional Torts*, 2006 ed. (LexisNexis,

2006) (with S. Nahmod and M. Wells); "Rule 68 Offers of Judgment: The Practices and Opinions of Experienced Civil Rights and Employment Discrimination Attorneys" in *Federal Rules Decisions* (forthcoming) (with H. Lewis); "Of Frivolous Litigation and Runaway Juries: A View from the Bench" in 41 *Georgia Law Review* 431; and "Of Offers Not (Frequently) Made and (Rarely) Accepted: The Mystery of Federal Rule 68" in 57 *Mercer Law Review* 723 (with H. Lewis).

**Erica J. Hashimoto**



"The Price of M i s d e m e a n o r Representation" in 49 *William & Mary Law Review* (forthcoming); "Defending the Right of Self-Representation: An Empirical Look at the *Pro Se* Felony Defendant" in 85 *North Carolina Law Review* 423; and "The Under-Appreciated Value of Advisory Guidelines" in 37 *McGeorge Law Review* 577.

**Paul J. Heald**

"Meeting of the Minds, Part II: A Dark

and Angry God Arises" in 42 *Georgia Law Review* (forthcoming) (symposium issue); "Transaction Costs and Patent Reform" in 23 *Santa Clara Computer & High Technology Law Journal* (forthcoming) (symposium issue); "Property Rights and the Efficient Exploitation of Copyrighted Words: An Empirical Analysis of Public Domain and Copyrighted Fiction Bestsellers" in *New Directions in Copyright Law* (Edward Elgar Press, forthcoming) (F. MacMillan, ed.); "Pollen Drift and the Bystanding Farmer: Harmonizing Patent Law and Common Law on the Technological Frontier" in *Seeds of Resistance; Seeds of Hope* (Univ. of Arizona Press, forthcoming) (with J. Smith); and "The Problem of Social Cost in a Genetically Modified Age" in 58 *Hastings Law Journal* 87 (with J. Smith).

**Walter Hellerstein**

"Is 'Internal Consistency' Dead?: Reflections on an Evolving Commerce Clause Restraint on State Taxation" in 61 *Tax Law Review* (forthcoming); "The U.S. Supreme Court's State Tax Jurisprudence: A Template for Comparison" in *Comparative Fiscal Federalism: Comparing the European Court*

**Law Library honors authors**

The Alexander Campbell King Law Library showed its appreciation for the law school's diverse group of authors with a reception and book signing ceremony on Valentine's Day.

The event honored 15 members of the law school faculty and staff who published books during the past two years. The 30 books featured included both law and non-law titles.

E. Ann Puckett, law professor and director of the law library, said the reception was a way to celebrate Georgia Law's productive intellectual community.

"As librarians, we like books, we appreciate book authors and we wanted to show that. It made an impressive display to bring together all the books published by members of the law school community in the last two years."

This is the first time the law library has held a recognition ceremony for law school authors, but Puckett anticipates holding similar events in the future.

"The success of our authors is something everyone at the law school can take pride in," she said.

- Jessica McGahee



Associate Dean Paul Kurtz signs his book *Family Law: Cases, Texts, Problems, 4th ed.*, published by LexisNexis, at the law library reception honoring law school authors.

## Environmental clinical faculty receive recognitions

In February, Laurie Fowler (J.D.'83) was presented with the Walter Barnard Hill Award for Distinguished Achievement in University Public Service and Outreach. Fowler was chosen as one of five UGA faculty members and service professionals who have made outstanding contributions that improve the quality of life in Georgia or elsewhere.

In her role as Georgia Law's Environmental Law Practicum director and the Institute of Ecology's public service and outreach director, Fowler has helped to shape public policies that protect natural resources in Georgia and the nation. Fowler is also the director for policy at UGA's River Basin Center.

She provided leadership in developing the Southeast's first regional aquatic habitat conservation plan, helped the River Basin Center achieve international recognition and developed a graduate-level service learning course where students in law, ecology, environmental design, economics and other disciplines apply and design policy to manage water resources.

Fowler also received the 2007 Merit Award from the Georgia Chapter of the Soil and Water Conservation Society to honor a team effort displayed by Fowler, Shana Udvardy and David Radcliffe at the TMDL (Total Maximum Daily Load) Technical Advisory Group. The trio's efforts exemplify the society's mission of fostering the science and the art of soil, water and related natural resource management to achieve sustainability.

Additionally, Fowler's work leading the Etowah Habitat Conservation Plan Development Team was also recognized by the U.S. Fish and Wildlife Service. The team, which includes Land Use Clinic Managing Attorney Jamie Baker Roskie (J.D.'01) and River Basin Center Staff Attorney Emily M. Franzen (J.D.'04) as well as a number of scientists, received the Regional Director's Conservation Award because of its contributions to the development of a proactive partnership to protect aquatic species and water resources on behalf of the local governments in the Etowah watershed. Fowler said Georgia Law students were heavily involved in the development of the plan.

– Compiled by Nikki Girard



The U.S. Fish and Wildlife Service recently recognized the work of the Etowah Habitat Conservation Plan Development Team, which includes Environmental Law Practicum Director Laurie Fowler (J.D.'83) (right), Land Use Clinic Managing Attorney Jamie Baker Roskie (J.D.'01) (left) and River Basin Center Staff Attorney Emily Franzen (J.D.'04) (not pictured), with the Regional Director's Conservation Award because of the team's contributions to the development of a proactive partnership to protect aquatic species and water resources.

*of Justice and the U.S. Supreme Court's Tax Jurisprudence* (Kluwer Law International, 2007) (R. Avi-Yonah, ed.); *Streamlined Sales and Use Tax* (Warren Gorham & Lamont, 2006/2007) (with J. Swain); supplements to *State Taxation* (Warren Gorham & Lamont, 3d ed., 1998) (Warren Gorham & Lamont, 2006); "Congressional Consent to State Taxation Under the Commerce Clause" in *State Tax Notes* 629 (Sept. 4, 2006); "Green Light, Red Light or Blue Light: New Mexico Supreme Court Sends Mixed Signals with Kmart Decision" in *State Tax Notes* 141 (Jan. 16, 2006); "Cuno and Congress: An Analysis of Proposed Federal Legislation Authorizing State Economic Development Incentives" in 4 *Georgetown Journal of Law & Public Policy* 73; "The Streamlined Sales Tax and the Local Sourcing Conundrum" in 104 *Journal of Taxation* 230 (with J. Swain); "Federal Constitutional Restraints on Tax Competition Among the American States" in *Liber Amicorum for Jacques Malherbe* (Éditions Juridiques Bruylant, 2006); and the revision of Chapters 193 and 194 on state taxation of minerals in *American Law of Mining* (Matthew Bender, 2006).

### Paul M. Kurtz

"Harold G. Maier: A World Class Fellow Indeed" in 39 *Vanderbilt Journal of Transnational Law* 1411; and "On the Passing of My Friend, Dick Wellman" in 40 *Georgia Law Review* 1041.

### Julian B. McDonnell

Revisions of *Secured Transactions Under the Uniform Commercial Code* (Matthew Bender, 2007) and *Commercial & Consumer Warranties* (Matthew Bender, 2007).

### Charles R.T. O'Kelley

"The Entrepreneur and the Theory of the Modern Corporation" in 31 *Journal of Corporation Law* (forthcoming); *Corporations and Other Business Associations: Cases and Materials*, 5th ed. (Aspen Publishers, 2006) (with R. Thompson); and *Corporations and Other Business Associations: Statutes, Rules and Forms*, 14th ed. (Aspen Publishers, 2006) (with R. Thompson).

### James F. Ponsoldt

"A Comparison Between U.S. and E.U. Antitrust Treatment of Tying Claims Against



Microsoft: When Should the Bundling of Computer Software be Permitted” in 27 *Northwestern Journal of International Law & Business* 421 (with C. David); and “The Antitrust Legality of Pharmaceutical Patent Litigation Settlements” in the *University of Illinois Journal of Law, Technology & Policy* 37 (2006) (with W.H. Ehrenclou).

#### E. Ann Puckett

*Academic Law Library Directors' Law School Courses; Bibliography of Law Review Articles on Disability Law; Searchable Bibliography of Law Review Articles on Disability Law; and Staffing for Law School Computing Services.* These online publications can be found by accessing Puckett's online professional biography at <http://www.law.uga.edu/academics/profiles/puckett.html>.

#### Usha Rodrigues



“An Inconsistency in SEC Disclosure Requirements? The Case of the ‘Insignificant’ Private Target” in the *Journal of Corporate Finance* (forthcoming) (with M. Stegemoller);

“The Fetishization of Independence” in the *Journal of Corporation Law* (forthcoming); and “The Seductive Comparison of Shareholder and Civic Democracy” in 63 *Washington & Lee Law Review* 1389.

#### Margaret V. Sachs

“Materiality and Social Change: The Case for Replacing ‘the Reasonable Investor’ with ‘the Least Sophisticated Investor’ in Inefficient Markets” in 81 *Tulane Law Review* 473; and “Women in Corporate Law Teaching: A Tale of Two Generations” in 65 *Maryland Law Review* 666 (corporate governance symposium).

#### R. Perry Sentell Jr. (LL.B.'58)

*Ante Litem Notice: Recent Perspectives* (Georgia Municipal Association, 2006); “Local Government Law” in 58 *Mercer Law Review* 267; and “‘Official Immunity’ in Local Government Law: A Quantifiable Confrontation” in 22 *Georgia State University Law Review* 597.

#### David E. Shipley

“Congressional Authority Over Intellectual

Property Policy After *Eldred v. Ashcroft*: Deference, Empty Limitations, and Risks to the Public Domain” in the *Albany Law Review* (forthcoming); and “The Status of Administrative Agencies Under the Georgia Constitution” in 40 *Georgia Law Review* 1109.

#### James C. Smith

“Private Property, Community Development, and Eminent Domain” in *Private Property, Community Development, and Eminent Domain* (Ashgate Press, forthcoming) (with R. Malloy); “Pollen Drift and the Bystanding Farmer: Harmonizing Patent Law and Common Law on the Technological Frontier” in *Seeds of Resistance; Seeds of Hope* (Univ. of Arizona Press, forthcoming) (with P. Heald); *Real Estate Transactions: Problems, Cases, and Materials*, 3d ed. (Aspen Publishers, 2007) (with R. Malloy); “The Law of Yards” in 33 *Ecology Law Quarterly* 203; “The Problem of Social Cost in a Genetically Modified Age” in 58 *Hastings Law Journal* 87 (with P. Heald); “*Kelo v. City of New London*: Supreme Court Refuses to Hamstring Local Governments” in 20 *Probate & Property* 17; “Restraints on the Creation of Security Interests” in *Secured Transactions Under the Uniform Commercial Code* (Matthew Bender, 2006); “Initial Financing Statements: The Impact of Revised Article 9” in *Secured Transactions Under the Uniform Commercial Code* (Matthew Bender, 2006) (with J. McDonnell); *Real Estate* (Emanuel Law Outlines, 2006) (with R. Malloy); and a book review of *A History of Water Rights at Common Law* (by J. Getzler) in 24 *Law & History Review* 220.

#### Jason M. Solomon

“Judging Plaintiffs” in the *Vanderbilt Law Review* (forthcoming).

#### Erwin C. Surrency (J.D.'48)

*The Work of the Federal Courts in Georgia over Two Centuries* (Eleventh Circuit Historical Society, 2006); and *Consolidated Treaties and International Agreements* (Oceana Publications, 2006).

#### Alan Watson

*Comparative Law: Law, Reality and Society* (Vandeplas Publishing, forthcoming); “Justinian's *Corpus Iuris Civilis*: Oddities of Legal Development; and Human Civilization”

in 2 *Journal of Comparative Law* (forthcoming); *The Shame of American Legal Education*, 2d ed. (Vandeplas Publishing, 2006); *Evoluzione sociale e mutamenti del diritto* (the Italian translation of his book *Society and Legal Change*), 2d ed. (Dott. A. Guiffre, 2006); “Lord Mansfield: Judicial Integrity or Its Lack: Somerset's Case” in 2 *Journal of Comparative Law* 227; and “*Representatio* in Classical Latin” in *Representatio, Mapping a Key Word for Churches and Government* (Münster, 2006) (A. Melloni and M. Fagioli, eds.).

#### Camilla E. Watson

*Tax Procedure and Tax Fraud*, 3d ed. (Thomson/West, 2006).

#### Michael L. Wells



*Federal Courts: Cases and Materials* (Thomson/West, 2006) (with W. Marshall and L. Yackle); and *Constitutional Torts*, 2006 ed. (LexisNexis, 2006) (with S. Nahmod and T. Eaton).

#### Sonja R. West

“The Story of Me: The Underprotection of Autobiographical Speech” in 84 *Washington University Law Review* (forthcoming); and “Concurring in Part & Concurring in the Confusion” in 104 *Michigan Law Review* 1951.

#### Cathleen S. Wharton (J.D.'83)

*A Practical Guide to Legal Writing and Legal Method*, 3d ed. (Aspen Publishers, 2007) (with J. Dernbach, R. Singleton, J. Ruhtenberg and C. Wasson).

#### Donald E. Wilkes Jr.

*State Postconviction Remedies and Relief Handbook*, 2d ed. (Thomson/West, 2007), 1st ed. (Thomson/West, 2006); *Federal Postconviction Remedies and Relief Handbook*, 4th ed. (Thomson/West, 2007), 3d ed. (Thomson/West, 2006); and “The Writ of Habeas Corpus in Georgia” in 12 *Georgia Bar Journal* 20 (Feb. 2007).