Faculty Scholarship

Scholarship Published Since January 2022 & Scholarship Accepted for Publication By June 2024

This report is based on information available as of April 2024
As the rule of law evolves, the members of Carolina Law’s dynamic faculty continue to be thought leaders across many fields of inquiry. Their curiosity and commitment serve our public mission of making nationally and internationally significant legal and policy contributions through an ambitious agenda of research and scholarship.

Our faculty are advancing conversations about artificial intelligence, systemic racism, forum selection clauses, parental rights, debt and physical mobility, the gender gap in academic patenting, presidential impeachment, Supreme Court myth busting, legal writing, federal security law, pitfalls of progressive prosecution, plea bargaining, standing and criminal law, the impact of labor laws, climate change and biotechnology, fake and real people bankruptcy, the legal future of antiracism education, African human rights, fraud and abuse law, sexual orientation and gender identity in Asia, the war against misinformation, democratizing administrative law, understanding digital fingerprints, predictive analytics and the tax code, and many others.

I am proud to share this list of recent faculty publications with you.

Martin H. Brinkley ‘92
Dean and William Rand Kenan Jr.
Distinguished Professor of Law
Research is seeing what everybody else has seen and thinking what nobody else has thought.

ALBERT SZENT-GYÖRGYI
**David S. Ardia**
**Reef C. Ivey II Excellence Fund Term Professor of Law, Co-Director of the Center for Media Law and Policy, and Associate Professor of Law**

**ARTICLES AND POLICY PAPERS**

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**Kevin Bennardo**
**Clinical Professor of Law**

**ARTICLES AND POLICY PAPERS**

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**Kaci Bishop**
**Martha Brandis Term Professor of Law and Director of the Immigration Clinic**

**ARTICLES AND POLICY PAPERS**

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**Martin H. Brinkley**
**Dean and William Rand Kenan Jr. Distinguished Professor of Law**

**ARTICLES AND POLICY PAPERS**
John W. Brooker  
*Clinical Associate Professor of Law and Director of the Military and Veterans Law Clinic*

**ARTICLES AND POLICY PAPERS**


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Lissa Lamkin Broome  
*Burton Craige Distinguished Professor and Director of the Center for Banking and Finance*

**BOOKS AND BOOK CHAPTERS**


**ARTICLES AND POLICY PAPERS**


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Patricia L. Bryan  
*Henry P. Brandis Distinguished Professor of Law*

**BOOKS AND BOOK CHAPTERS**


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Ellie Campbell  
*Clinical Associate Professor of Law and Reference Librarian*

**ARTICLES AND POLICY PAPERS**


Ellie Campbell & Antonia Eliason, *Teaching Law and Science Fiction at the University of Mississippi*, 52 SFRA Rev. 165 (2022).
Alexa Z. Chew
George R. Ward Term Professor and Clinical Professor of Law

ARTICLES AND POLICY PAPERS

John M. Conley
William Rand Kenan Jr. Professor of Law

ARTICLES AND POLICY PAPERS

John F. Coyle
Reef C. Ivey II Distinguished Professor of Law and Associate Dean for Faculty Development

BOOKS AND BOOK CHAPTERS

ARTICLES AND POLICY PAPERS
Maxine Eichner
Graham Kenan Distinguished Professor of Law

ARTICLES AND POLICY PAPERS

Kate Sablosky Elengold
Assistant Professor of Law and Director of the Economic Justice Clinic

ARTICLES AND POLICY PAPERS

Luke Everett
Clinical Professor of Law

ARTICLES AND POLICY PAPERS

Barbara A. Fedders
Reef C. Ivey II Excellence Fund Term Scholar, Associate Professor of Law, Director of Clinical Programs, and Director of the Youth Justice Clinic

ARTICLES AND POLICY PAPERS
Deborah R. Gerhardt
Paul B. Eaton Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS


ARTICLES AND POLICY PAPERS


Michael J. Gerhardt
Burton Craige Distinguished Professor of Jurisprudence

BOOKS AND BOOK CHAPTERS
Michael J. Gerhardt, FDR’S Mentors: Navigating The Path to Greatness (2024).


Michael J. Gerhardt, Lincoln’s Mentors: The Education of a Leader (2d ed. 2022).

ARTICLES AND POLICY PAPERS
Michael J. Gerhardt, Supreme Myth Busting: How the Supreme Court Has Busted its Own Myths, 2023 WIS. L. REV. 603.


Michael J. Gerhardt, Amar’s The Words that Made Us, 37 CONST. COMMENT. 1 (2022).

Rachel Gurvich
Clinical Associate Professor of Law

ARTICLES AND POLICY PAPERS

Thomas Lee Hazen
Cary C. Boshamer Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS

ARTICLES AND POLICY PAPERS

Carissa Byrne Hessick
Anne Shea Ransdell and William Garland “Buck” Ransdell, Jr. Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS

ARTICLES AND POLICY PAPERS
- Carissa Byrne Hessick et al., The Prosecutor Lobby, 80 WASH. & LEE L. REV. 143 (2023).
- Carissa Byrne Hessick et al., Understanding Uncontested Prosecutor Elections, 60 AM. CRIM. L. REV. 31 (2023).
- Carissa Byrne Hessick et al., Donating to the District Attorney, 56 U.C. DAVIS L. REV. 1769 (2023).
- Carissa Byrne Hessick et al., Plea Bargains: Efficient or Unjust?, 107 JUDICATURE, no. 1, 2023, at 50.
- The Prosecutors and Politics Project & The Drug Enforcement and Policy Center, Enforcing Marijuana Prohibitions: Prosectorial Policy in Four States (Carissa Byrne Hessick et al. eds., 2023).
- The Prosecutors and Politics Project, Media Coverage of Prosecutors and Their Election Results: Results of a Pilot Study (Carissa Byrne Hessick et al. eds., 2023).
- The Prosecutors and Politics Project, National Study of Campaign Contributions in Prosecutor Elections (Carissa Byrne Hessick et al. eds., 2022).
F. Andrew Hessick
Judge John J. Parker Distinguished Professor of Law and Associate Dean for Strategy & Planning

ARTICLES AND POLICY PAPERS

Jeffrey M. Hirsch
Geneva Yeargan Rand Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS
Jeffrey M. Hirsch, Old Problems and New Technologies in the American Workplace, in The Cambridge Handbook of Technological Disruption in Labour and Employment Law (Marc De Vos et al. eds., 2024).

ARTICLES AND POLICY PAPERS

Donald T. Hornstein
Thomas F. Taft Distinguished Professor and Aubrey L. Brooks Professor of Law

ARTICLES AND POLICY PAPERS

Melissa B. Jacoby
Graham Kenan Professor of Law

BOOKS AND BOOK CHAPTERS
Melissa B. Jacoby, Just Debts (forthcoming 2024).

ARTICLES AND POLICY PAPERS
Eisha Jain

Henry P. Brandis Distinguished Professor of Law

ARTICLES AND POLICY PAPERS

Eisha Jain, Policing the Polity, 131 Yale L.J. 1794 (2022).

Osamudia James

Henry P. Brandis Distinguished Professor of Law

ARTICLES AND POLICY PAPERS


Thomas Kelley

James Dickson Phillips, Jr. Distinguished Professor of Law and Director of the Community Development Law Clinic

ARTICLES AND POLICY PAPERS


Joseph E. Kennedy

Willie Person Mangum Distinguished Professor and Martha Brandis Term Professor of Law

BOOKS AND BOOK CHAPTERS

Aaron S. Kirschenfeld
Clinical Associate Professor of Law and Digital Initiatives Law Librarian

ARTICLES AND POLICY PAPERS
Aaron S. Kirschenfeld & Alexa Chew, Citation Stickiness, Computer-Assisted Legal Research, and the Universe of Thinkable Thoughts, 19 LEGAL COMM. & RHETORIC 1 (2022).

Joan H. Krause
Dan K. Moore Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS

ARTICLES AND POLICY PAPERS
Joan H. Krause et al., Consideration of the Beneficiary Inducement Statute on Access to Health Care Systems’ Population Genetic Screening Programs, 26 PUB. HEALTH GENOMICS, no. 1, 2023 at 183.

Holning Lau
Willie Person Mangum Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS
Holning Lau & Michelle Yesudas, Sexual Orientation and Gender Identity Law in Asia, in OXFORD HANDBOOK OF LGBTI LAW (Andreas R. Ziegler, Michael lysander Fremuth & Berta Hernández-Truyol eds., 2024).

ARTICLES AND POLICY PAPERS
Holning Lau et al., Support in Hong Kong for Same-sex Couples’ Rights Grew Over Ten Years (2013-2023): 60 Percent Now Support Same-Sex Marriage (jointly by the Centre for Comparative and Public Law at the University of Hong Kong, the Sexualities Research Programme at the Chinese University of Hong Kong, and the UNC Human Rights Law Program; condensed version available in Chinese as 《香港市民過去十年 (2013-2023) 對同性伴侶權利的支持度有所提升: 目前六成市民支持同性婚姻》, 2023).
Dustin Marlan
Assistant Professor of Law and Director of the Intellectual Property Clinic

ARTICLES AND POLICY PAPERS
Dustin Marlan, Service Dress, 58 UC DAVIS L. REV. (forthcoming 2024).

William P. Marshall
William Rand Kenan, Jr. Distinguished Professor of Law

ARTICLES AND POLICY PAPERS

Jonas J. Monast
C. Boyden Gray Distinguished Fellow, Associate Professor, and Director of the Center on Climate, Energy, Environment & Economics (CE3)

ARTICLES AND POLICY PAPERS

Eric L. Muller
Dan K. Moore Distinguished Professor of Law in Jurisprudence and Ethics

BOOKS AND BOOK CHAPTERS
Peter Nemerovski
Clinical Associate Professor of Law

ARTICLES AND POLICY PAPERS

Gene R. Nichol
Boyd C. Tinsley Distinguished Professor of Law

BOOKS AND BOOK CHAPTERS

ARTICLES AND POLICY PAPERS

John V. Orth
William Rand Kenan Jr. Professor of Law Emeritus

BOOKS AND BOOK CHAPTERS

ARTICLES AND POLICY PAPERS
Leigh Osofsky  
*William D. Spry III Family Distinguished Professor of Law*

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Mary-Rose Papandrea  
*Samuel Ashe Distinguished Professor of Constitutional Law*

**ARTICLES AND POLICY PAPERS**


Stacey Lane Rowland  
*Clinical Associate Professor of Law and Assistant Director for Collection & Technology Services*

**ARTICLES AND POLICY PAPERS**


Oscar J. Salinas  
*Clinical Professor of Law and Director of the Academic Excellence Program*

**ARTICLES AND POLICY PAPERS**

Oscar J. Salinas, *Secondary Courses Taught by Secondary Faculty: A (Personal) Call to Fully Integrate Skills Faculty and Skills Courses into the Law School Curriculum Ahead of the NextGen Bar Exam*, 107 Minn. L. Rev. 2663 (2023).
Richard S. Saver

*Arch T. Allen Distinguished Professor of Law*

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Theodore M. Shaw

*Julius L. Chambers Distinguished Professor of Law and Director of the Center for Civil Rights*

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Rick Su

*Arch T. Allen Distinguished Professor of Law*

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**ARTICLES AND POLICY PAPERS**

Rick Su, Designing Sanctuary, 122 MICH. L. REV. 809 (2024).


Kathleen DeLaney Thomas
Aubrey L. Brooks Distinguished Professor of Law and Director of UNC School of Law Tax Institute

ARTICLES AND POLICY PAPERS
Kathleen DeLaney Thomas, Tax and the Myth of the Family Farm, 110 IOWA L. REV. (forthcoming 2024).
Kathleen DeLaney Thomas, Rethinking Tax Information: The Case for Quarterly 1099s, 97 S. CAL. L. REV. (forthcoming 2024).
Kathleen DeLaney Thomas et al., Multibillion-Dollar Tax Questions, 84 OHIO ST. L.J. 895 (2024).
Kathleen DeLaney Thomas, Improving the Tax System for Independent Contractors: Quarterly 1099s, 182 TAX NOTES FED., Jan. 1, 2024.

W. Mark C. Weidemaier
Ralph M. Stockton, Jr. Distinguished Professor

BOOKS AND BOOK CHAPTERS
W. Mark C. Weidemaier et al., The (Mythical?) Doctrine of Odious Debt, in ELGAR ENCYCLOPEDIA OF INTERNATIONAL ECONOMIC LAW (Krista Nadakavukaren Schefer & Thomas Cottier eds., forthcoming 2024).

ARTICLES AND POLICY PAPERS
W. Mark C. Weidemaier et al., The Odious Haitian Independence Debt, 13 J. GLOBALIZATION & DEV. 339 (2022).
Deborah M. Weissman

*Reef C. Ivey II Distinguished Professor of Law*

**BOOKS AND BOOK CHAPTERS**


**ARTICLES AND POLICY PAPERS**


Deborah M. Weissman et al., *“Guantanamo Two?” Upholding the Rights of Resettled Former Detainees* (2023).

Erika K. Wilson

*Professor of Law, Wade Edwards Distinguished Scholar, and Director of the Critical Race Lawyering Civil Rights Clinic*

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