

# 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*





# Carolina Law

## Where Scholarship Flourishes

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*

**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

Davis S. Ardia, *Popular Sovereignty and a Right to Know About the Government*, 67 ARIZ. L. REV. (forthcoming 2024).

David S. Ardia, *Beyond the Marketplace of Ideas: Bridging Theory and Doctrine to Promote Self-Governance*, 16 HARV. L. & POL'Y REV. 275 (2022).

David S. Ardia & Evan Ringel, *First Amendment Limits on State Laws Targeting Election Misinformation*, 20 FIRST AMEND. L. REV. 291 (2022).



## Kevin Bennardo

*Clinical Professor of Law*

### ARTICLES AND POLICY PAPERS

Kevin Bennardo, *Administrability Over Freedom of Disposition*, 59 U. RICH. L. REV. (forthcoming 2025).

Kevin Bennardo, *Natural Objects and Testamentary Freedom*, 51 FLA. ST. U. L. REV. (forthcoming 2024).

Kevin Bennardo & Mark Glover, *Crimes Against Probate*, 75 FLA. L. REV. 375 (2023).

Kevin Bennardo, *The Law According to She-Hulk*, 2022 U. ILL. L. REV. ONLINE 70.

Kevin Bennardo & Kaity Emerson, *Unleashing Pets from Dead-Hand Control*, 22 NEV. L.J. 349 (2022).



## Kaci Bishop

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

### ARTICLES AND POLICY PAPERS

Kaci Bishop & Alexa Z. Chew, *Turducken™ Legal Writing: Deconstructing the Multi-State Performance Test Genre*, 22 LEGAL WRITING 113 (2022).



## Martin H. Brinkley

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

### ARTICLES AND POLICY PAPERS

Martin H. Brinkley, *Learning to Fly (Without an Umbrella)*, 46 DOUBLE REED, no. 3, 2023, at 91.







## John W. Brooker

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### ARTICLES AND POLICY PAPERS

John W. Brooker & Eleanor T. Morales, *Restoring Faith in Military Justice*, 55 *CONN. L. REV.* 77 (2022).



## Lissa Lamkin Broome

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

### BOOKS AND BOOK CHAPTERS

LISSA LAMKIN BROOME ET AL., *REGULATION OF BANK FINANCIAL SERVICE ACTIVITIES* (6th ed. 2022).

Lissa Lamkin Broome, *United States of America*, in *LIABILITY OF FINANCIAL SUPERVISORS AND RESOLUTION AUTHORITIES* (Danny Busch et al. eds., 2022).

### ARTICLES AND POLICY PAPERS

Lissa Lamkin Broome, *A Comparison of the Government's Response to the Two Financial Crises that Bookended the 2010 to 2020 Decade*, 18 *FIU L. REV.* (forthcoming 2024).

Lissa Lamkin Broome, *A U.S. Perspective on Equivalence*, *EUR. BUS. ORG. L. REV.*, Dec. 19, 2023, DOI: 10.1007/s40804-023-00305-2.



## Patricia L. Bryan

*Henry P. Brandis Distinguished Professor of Law*

### BOOKS AND BOOK CHAPTERS

PATRICIA L. BRYAN & TOM WOLF, *THE PLEA: THE TRUE STORY OF YOUNG WESLEY ELKINS AND HIS STRUGGLE FOR REDEMPTION* (2022).

Patricia L. Bryan, *The Hossack Murder and the Genesis of "Trifles,"* in *SUSAN GLASPELL IN CONTEXT* (J. Ellen Gainor ed., 2023).



## Ellie Campbell

*Clinical Associate Professor of Law and Reference Librarian*

### ARTICLES AND POLICY PAPERS

Ellie Campbell, *Critical Legal Research, Artificial Intelligence, and Systemic Racism: Teaching with Jim Crow Text-Mining*, 42 *LEGAL REFERENCE SERVICES Q.* 208 (2023).

Ellie Campbell, *Magic and Critical Librarianship*, 298 *VECTOR* 54 (2023).

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

- Alexa Z. Chew, *The Fraternity of Legal Style*, 20 LEGAL COMM. & RHETORIC 39 (2023).
- Alexa Z. Chew et al., *Reimagining Langdell's Legacy: Puncturing the Equilibrium in Law School Pedagogy*, 101 N.C. L. REV. F. 118 (2023).
- Alexa Z. Chew & Aaron S. Kirschenfeld, *Citation Stickiness, Computer-Assisted Legal Research, and the Universe of Thinkable Thoughts*, 19 LEGAL COMM. & RHETORIC 1 (2022).
- Alexa Z. Chew & Kaci Bishop, *Turducken™ Legal Writing: Deconstructing the Multi-State Performance Test Genre*, 22 LEGAL WRITING 113 (2022).
- Alexa Z. Chew & Rachel Gurvich, *Saying the Quiet Parts Out Loud: Teaching Students How Law School Works*, 100 NEB. L. REV. 887 (2022).



## John M. Conley

William Rand Kenan Jr. Professor of Law

### ARTICLES AND POLICY PAPERS

- John M. Conley et al., *The Public-Private Research Ecosystem in the Genome Editing Era*, ISCIENCE (forthcoming 2024).
- John M. Conley et al., *Public Participation in Human Genome Editing Research Governance: What Do Scientists Think?*, J. CMTY. GENETICS (forthcoming 2024).
- John M. Conley et al., *The Promise and Reality of Public Engagement in the Governance of Human Genome Editing Research*, 23 AM. J. BIOETHICS, no. 7, 2023, at 9.
- John M. Conley et al., *Scientists' Views on Scientific Self-Governance for Human Genome Editing Research*, 33 HUM. GENE THERAPY 1157 (2022).
- John M. Conley & Arlene Davis, *The Role of Bioethics in Public Health Decision-Making: Evidence from the Pandemic*, 23 N.C. J.L. & TECH. 701 (2022).



## John F. Coyle

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

### BOOKS AND BOOK CHAPTERS

- John F. Coyle, *United States*, in PUBLIC POLICY AND PRIVATE INTERNATIONAL LAW: A COMPARATIVE GUIDE (Olaf Meyer ed., 2022).

### ARTICLES AND POLICY PAPERS

- John F. Coyle, *Financial Hardship and Forum Selection Clauses*, 103 N.C. L. REV. (forthcoming 2024).
- John F. Coyle & F. Andrew Hessick, *Erie and Forum Selection Clauses*, 2024 U. ILL. L. REV. (forthcoming).
- John F. Coyle et al., *Choice of Law in the American Courts in 2023: Thirty-Seventh Annual Survey*, 72 AM. J. COMP. L. (forthcoming 2024).
- John F. Coyle, *The Temporal Aspects of Choice-of-Law Clauses*, 60 WILLIAMETTE L. REV. (forthcoming 2024).
- John F. Coyle et al., *Choice of Law in the American Courts in 2022: Thirty-Sixth Annual Survey*, 71 AM. J. COMP. L. 251 (2023).
- John F. Coyle, "Contractually Valid" Forum Selection Clauses, 108 IOWA L. REV. 127 (2022).
- John F. Coyle, *The Mystery of the Missing Choice-of-Law Clause*, 56 U.C. DAVIS L. REV. 707 (2022).
- John F. Coyle et al., *Choice of Law in the American Courts in 2021: Thirty-Fifth Annual Survey*, 70 AM. J. COMP. L. 318 (2022).





## Maxine Eichner

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### ARTICLES AND POLICY PAPERS

Maxine Eichner et al., *The New Law and Politics of Parental Rights*, 123 MICH. L. REV. (forthcoming 2024).

Maxine Eichner, *Free Market Family Policy and the New Parental Rights Laws*, 101 N.C. L. REV. 1305 (2023).

Maxine Eichner, *COVID-19 and the Perils of Free-Market Parenting*, 90 FORDHAM L. REV. 2509 (2022).



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### ARTICLES AND POLICY PAPERS

Kate Sablosky Elengold, *Debt, Work, and the State*, 109 MINN. L. REV. (forthcoming 2024).

Kate Sablosky Elengold, *Debt and Physical Mobility*, 112 CALIF. L. REV. (forthcoming 2024).

Kate Sablosky Elengold, *Mobility Matters: Where Higher Education Meets Transportation*, 13 U.C. IRVINE L. REV. 619 (2023).

Kate Sablosky Elengold & Jonathan Glater, *Qualified Sovereignty*, 97 WASH. L. REV. 155 (2022).



## Luke Everett

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### ARTICLES AND POLICY PAPERS

Luke Everett & Glenn Gerding, *Satellite-Based Monitoring in North Carolina and Beyond After State v. Grady*, 100 N.C. L. REV. F. 209 (2022).



## Barbara A. Fedders

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### ARTICLES AND POLICY PAPERS

Barbara A. Fedders, *Conceptualizing an Anti-Mother Juvenile Delinquency Court*, 101 N.C. L. REV. 1351 (2023).

Barbara A. Fedders, *The Anti-Parent Juvenile Court*, 69 UCLA L. REV. 746 (2022).



## Deborah R. Gerhardt

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### BOOKS AND BOOK CHAPTERS

Deborah R. Gerhardt, “It’s How You Made Us Feel”: Consumer Investment Theory Explains the Toppling of Racist Brands, in RESEARCH HANDBOOK ON THE LAW AND ECONOMICS OF TRADEMARK LAW (Glynn S. Lynney ed., 2023).

Deborah R. Gerhardt & John J. Lee, *The Story of USPTO Trademark Data*, in RESEARCH HANDBOOK ON EMPIRICAL STUDIES IN INTELLECTUAL PROPERTY LAW (Estelle Derclaye ed., 2023).



### ARTICLES AND POLICY PAPERS

Deborah R. Gerhardt & John J. Lee, *Sound Marks*, MINN. L. REV. (forthcoming 2024).

Deborah R. Gerhardt et al., *The Gender Gap in Academic Patenting*, 56 U.C. DAVIS L. REV. 759 (2022).

Deborah R. Gerhardt & Jon J. Lee, *A Tale of Four Decades: Lessons from USPTO Trademark Prosecution Data*, TRADEMARK REP., Nov.–Dec. 2022, at 865.

Deborah R. Gerhardt, *The Last Breakfast with Aunt Jemima and its Impact on Trademark Theory*, 45 COLUM. J.L. & ARTS 231 (2022).

## 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, *THE LAW OF PRESIDENTIAL IMPEACHMENT: A GUIDE FOR THE ENGAGED CITIZEN* (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, *The Trump Impeachments: Lessons for the Constitution, Presidents, Congress, Justice, Lawyers, and the Public*, 64 WM. & MARY L. REV. 1309 (2023).

Michael J. Gerhardt, *How Impeachment Works*, 87 MO. L. REV. 743 (2022).

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



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### ARTICLES AND POLICY PAPERS

Rachel Gurvich et al., *Reimagining Langdell’s Legacy: Puncturing the Equilibrium in Law School Pedagogy*, 101 N.C. L. REV. F. 118 (2023).

Rachel Gurvich & Alexa Z. Chew, *Saying the Quiet Parts Out Loud: Teaching Students How Law School Works*, 100 NEB. L. REV. 887 (2022).





## Thomas Lee Hazen

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### BOOKS AND BOOK CHAPTERS

THOMAS LEE HAZEN, TREATISE ON THE LAW OF SECURITIES REGULATION (8th ed. 2023).

THOMAS LEE HAZEN, FEDERAL SECURITIES LAW (4th ed. 2022).

THOMAS LEE HAZEN, ADVANCED INTRODUCTION TO U.S. SECURITIES LAW (2022).

### ARTICLES AND POLICY PAPERS

Thomas Lee Hazen, *Little Ripples or Big Waves? Two Recent Cases on Crypto Currency as a Security*, 27 WALL STREET LAW., Sept. 2023, at 1.



## Carissa Byrne Hessick

*Anne Shea Ransdell and William Garland "Buck" Ransdell, Jr. Distinguished Professor of Law*

### BOOKS AND BOOK CHAPTERS

JONATHAN KRAVIS & CARISSA BYRNE HESSICK, PUBLIC CORRUPTION (2022).

### ARTICLES AND POLICY PAPERS

Carissa Byrne Hessick, *Democracy in the Criminal Justice System: An Assessment*, 107 MARQ. L. REV. 241 (2023).

Carissa Byrne Hessick & Rick Su, *The (Local) Prosecutor*, 2023 WIS. L. REV. 1669.

Carissa Byrne Hessick, *Pitfalls of Progressive Prosecution*, 50 FORDHAM URB. L.J. 973 (2023).

Carissa Byrne Hessick, *Legality, Legal Standards, and the Legacy of Marvin Frankel*, 35 FED. SENT'G REP. 249 (2023).

Carissa Byrne Hessick, *Introduction to Symposium on Pleas*, 20 OHIO ST. J. CRIM. L. 209 (2023).

Carissa Byrne Hessick, *The Real Problem with Plea Bargaining*, 101 TEX. L. REV. ONLINE 123 (2023).

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.

Carissa Byrne Hessick & F. Andrew Hessick, *Constraining Criminal Laws*, 106 MINN. L. REV. 2299 (2022).

Carissa Byrne Hessick, *Judges and Mass Incarceration*, 31 WM. & MARY BILL RTS. J. 461 (2022).

THE PROSECUTORS AND POLITICS PROJECT & THE DRUG ENFORCEMENT AND POLICY CENTER, ENFORCING MARIJUANA PROHIBITIONS: PROSECUTORIAL 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

- F. Andrew Hessick & Michael T. Morley, *Against Associational Standing*, 91 U. CHI. L. REV. (forthcoming 2024).
- F. Andrew Hessick & Sarah Benecky, *Standing and Criminal Law*, 50 B.Y.U. L. REV. (forthcoming 2024).
- F. Andrew Hessick & John F. Coyle, *Erie and Forum Selection Clauses*, 2024 U. ILL. L. REV. (forthcoming).
- F. Andrew Hessick & Carissa Byrne Hessick, *Constraining Criminal Laws*, 106 MINN. L. REV. 2299 (2022).
- F. Andrew Hessick, *Saying What the Law Should Be*, 48 B.Y.U. L. REV. 777 (2022).



## Jeffrey M. Hirsch

*Geneva Yeagan Rand Distinguished Professor of Law*

### BOOKS AND BOOK CHAPTERS

- JEFFREY M. HIRSCH ET AL., PUBLIC SECTOR EMPLOYMENT (2022).
- 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).
- Jeffrey M. Hirsch, *Age Discrimination and Faculty Retirement: The Situation in the United States*, in WOHLSTANDSSICHERUNG DURCH FREIWILLIGE LÄNGERBESCHÄFTIGUNG [Securing Prosperity Through Voluntary Long-Term Employment] (Lars P. Feld & Thomas M.J. Möllers eds., 2023).

### ARTICLES AND POLICY PAPERS

- Jeffrey M. Hirsch, *Labor Law's Impact on the Post-Dobbs Workplace*, EMP. RTS. & EMP. POL'Y J. (forthcoming 2024).



## Donald T. Hornstein

*Thomas F. Taft Distinguished Professor and Aubrey L. Brooks Professor of Law*

### ARTICLES AND POLICY PAPERS

- Donald T. Hornstein & Eli Hornstein, *Climate Change and Biotechnology*, 25 N.C. J.L. & TECH. 109 (2023).
- Donald T. Hornstein, *Resiliency Rising: Lessons from the Law and Economics of Natural Disasters*, 49 ECOLOGY L.Q. 137 (2022).



## Melissa B. Jacoby

*Graham Kenan Professor of Law*

### BOOKS AND BOOK CHAPTERS

- MELISSA B. JACOBY, JUST DEBTS (forthcoming 2024).

### ARTICLES AND POLICY PAPERS

- Melissa B. Jacoby, *Sorting Bugs and Features in Mass Tort Bankruptcy*, 101 TEX. L. REV. 1745 (2023).
- Melissa B. Jacoby, *Unbundling Business Bankruptcy Law*, 101 N.C. L. REV. 1703 (2023).
- Melissa B. Jacoby, *Fake and Real People in Bankruptcy*, 39 EMORY BANKR. DEV. J. 497 (2023).
- Melissa B. Jacoby, *Other Judges' Cases*, 72 N.Y.U. ANN. SURV. AM. L. 39 (2022).







## Eisha Jain

*Henry P. Brandis Distinguished Professor of Law*

### ARTICLES AND POLICY PAPERS

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

Eisha Jain, *Prosecutorial Discretion and Immigration Arrest: How Criminal Arrests Set Immigration Enforcement Priorities*, 37 MD. J. INT'L L. 10 (2022).



## Osamudia James

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### ARTICLES AND POLICY PAPERS

Osamudia James, *White Injury and Innocence: On the Legal Future of Antiracism Education*, 108 VA. L. REV. 1689 (2022).

Osamudia James, *Superior Status: Relational Obstacles in the Law to Racial Justice and LGBTQ Equality*, 63 B.C. L. REV. 199 (2022).



## Thomas Kelley

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

### ARTICLES AND POLICY PAPERS

Thomas Kelley, *What Ever Happened to the Africa in African Human Rights?*, 4 RUTGERS INT'L L. & HUM. RTS. J. 83 (2023).

Thomas Kelley, *Truth or Consequences (The Deadly Kind): Oath Swearing in Nigerien Customary Law*, 47 N.C. J. INT'L L. 331 (2022).



## Joseph E. Kennedy

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

### BOOKS AND BOOK CHAPTERS

JOSEPH E. KENNEDY, *A SHORT AND HAPPY GUIDE TO CRIMINAL LAW* (3d ed. 2024).

JOSEPH E. KENNEDY & ARNOLD H. LOWEY, *CRIMINAL LAW IN A NUTSHELL* (7th ed. 2024).

## 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).

Aaron S. Kirschenfeld, *The Flower and the Fever: Judges' Posies at the Old Bailey*, 2022 GREEN BAG ALMANAC & READER 104.



## Joan H. Krause

Dan K. Moore Distinguished Professor of Law

### BOOKS AND BOOK CHAPTERS

Joan H. Krause, *Commentary on State v. Norman*, in FEMINIST JUDGMENTS: REWRITTEN CRIMINAL LAW OPINIONS (2023).

Joan H. Krause, *Commentary on Bouvia v. Superior Court*, in FEMINIST JUDGMENTS: REWRITTEN HEALTH LAW OPINIONS (Seema Mohapatra & Lindsay F. Wiley eds., 2022).

### ARTICLES AND POLICY PAPERS

Joan H. Krause, *Fraud and Abuse Law: Missed Opportunities to Enhance Health Equity*, Annals Health L. (forthcoming 2024).

Joan H. Krause, *Beyond Roe: Implications for End-of-Life Decision-Making During Pregnancy*, J.L. MED. & ETHICS 538 (2023).

Joan H. Krause, *Pregnancy Advance Directives*, 44 CARDOZO L. REV. 805 (2023).

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.

Joan H. Krause, *Revisiting Health Care Fraud in the Biden Administration*, 15 ST. LOUIS U. J. HEALTH L. & POL'Y 361 (2022).



## 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 & Mara Malagodi, *Legal Gender Recognition in Nepal and Comparative Context*, 45 U. PA. J. INT'L L. 269 (2024).

Holning Lau & Xavier Dyer, *Comparative Law and Freedom to Marry in Hong Kong*, 53 HONG KONG L.J. 51 (2023).

Holning Lau et al., *A Scoping Review of LGBT+ Inclusion in Thailand: Policy Proposals and Recommendations*, 19 SEXUALITY RES. & SOC. POL'Y 1731 (2022).

Holning Lau & Suzanne Kim, *Nonmarriage and Choice in South Africa and the United States*, 99 WASH. U. L. REV. 1983 (2022).

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年)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).





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### ARTICLES AND POLICY PAPERS

Dustin Marlan, *Service Dress*, 58 UC DAVIS L. REV. (forthcoming 2024).

Dustin Marlan, *The Nightmare of Dream Advertising*, 65 WM. & MARY L. REV. 259 (2023).

Dustin Marlan, *Psychedelic Capitalism and the Perceptual Threshold*, 103 B.U. L. REV. 643 (2023).

Dustin Marlan, *The Dystopian Right of Publicity*, 37 BERKELEY TECH. L.J. 807 (2022).



## William P. Marshall

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### ARTICLES AND POLICY PAPERS

William P. Marshall, *Cheap Speech, Freedom of Speech, and the War Against Disinformation*, 20 FIRST AMEND. L. REV. 418 (2022).



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### ARTICLES AND POLICY PAPERS

Jonas J. Monast & Brian Murray, *Carrots, Sticks, and the Evolution of U.S. Climate Policy*, 11 TEX. A&M L. REV. 431 (2024).

Jonas J. Monast, *Emerging Technology Governance in the Shadow of the Major Questions Doctrine*, 24 N.C. J.L. & TECH. 1 (2023).

Jonas J. Monast, *Precautionary Ratemaking*, 69 UCLA L. REV. 520 (2022).

Jonas J. Monast & John Virdin, *Pricing Plastics Pollution: Lessons from Three Decades of Climate Policy*, 54 CONN. L. REV. 345 (2022).



## Eric L. Muller

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### BOOKS AND BOOK CHAPTERS

ERIC L. MULLER, *LAWYER, JAILER, ALLY, FOE: COMPLICITY AND CONSCIENCE IN AMERICA'S WOULD WAR II CONCENTRATION CAMPS* (2023).



## Peter Nemerovski

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### ARTICLES AND POLICY PAPERS

Peter Nemerovski, *McConnell's Gamble*, 83 LA. L. REV. 493 (2023).



## Gene R. Nichol

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### BOOKS AND BOOK CHAPTERS

GENE R. NICHOL, *LESSONS FROM CAROLINA: RACE, RELIGION, TRIBE AND THE FUTURE OF AMERICA* (2023).

Gene R. Nichol, *Enforcing the Constitution: Bayard Rustin and the Journey of Reconciliation*, in *BAYARD RUSTIN: A LEGACY OF PROTEST AND POLITICS* (Michael Long ed., 2024).

### ARTICLES AND POLICY PAPERS

Gene R. Nichol, *Politics and the North Carolina Supreme Court*, 102 N.C. L. REV. (forthcoming 2024).

Gene R. Nichol, *Judge Wynn and the Essential Safeguard of Independent Federal Judicial Review*, 100 N.C. L. REV. F. 240 (2022).



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### BOOKS AND BOOK CHAPTERS

JOHN V. ORTH, *THE TREE OF LEGAL KNOWLEDGE: IMAGINING BLACKSTONE'S COMMENTARIES* (2023).

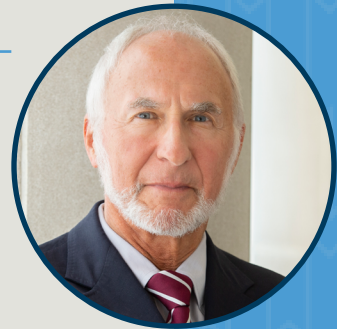
### ARTICLES AND POLICY PAPERS

John V. Orth, *The Right to an Impartial Judge and "Involuntary Recusal,"* 101 N.C. L. REV. F. 105 (2023).

John V. Orth and Paul T. Babbie, *Not Child's Play: A Constitutional Game of Pass the Story in Dobbs, Shurtleff, and Kennedy*, 127 PENN ST. L. REV. PENN STATIM 50 (2022).

John V. Orth, *Easements: Creation, Location, Overburden* (noting *Gribble v. Bostian*, 2021 WL 3625357 (N.C. App. 2021)), 30 AUSTL. PROP. L.J. 59 (2022).

John V. Orth, *"Shall Not be Construed": Reversal of Supreme Court Decisions by Constitutional Amendment*, 72 FLA. L. REV. F. 114 (2022).





## Leigh Osofsky

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### ARTICLES AND POLICY PAPERS

Leigh Osofsky & Joshua D. Blank, *Democratizing Administrative Law*, DUKE L.J. (forthcoming 2024).

Leigh Osofsky & Joshua D. Blank, *Democratic Accountability and Tax Enforcement*, HARV. J. ON LEGIS. (forthcoming 2024).

Leigh Osofsky & Joshua D. Blank, *Automated Agencies*, MINN. L. REV. 2115 (2023).

Leigh Osofsky & Joshua D. Blank, *Simplicity Lost*, 19 PITT. TAX REV. 105 (2022).

Leigh Osofsky & Kathleen DeLaney Thomas, *Implicit Legislative Bias: The Case of the Mortgage Interest Deduction*, 56 U.C. DAVIS L. REV. 641 (2022).

Leigh Osofsky & Joshua D. Blank, *The Inequity of Informal Guidance*, 75 VAND. L. REV. 1093 (2022).

LEIGH OSOFSKY & JOSHUA D. BLANK, REPORT FOR THE ADMINISTRATIVE CONFERENCE OF THE UNITED STATES: AUTOMATED LEGAL GUIDANCE AT FEDERAL AGENCIES (2022).



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### ARTICLES AND POLICY PAPERS

Mary-Rose Papandrea, *Law Schools, Professionalism, and the First Amendment*, 76 STAN. L. REV. (forthcoming 2024).

Mary-Rose Papandrea & Clay Calvert, *The End of Balancing? Text, History & Tradition in First Amendment Speech Cases After Bruen*, 18 DUKE J. CONST. L. & PUB. POL'Y 59 (2023).

Mary-Rose Papandrea, *The Future of the First Amendment Foretold*, 57 WAKE FOREST L. REV. 897 (2022).



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### ARTICLES AND POLICY PAPERS

Stacey Lane Rowland, *Understanding Our Digital Fingerprints: Metadata, Competency, and the Future of the Practice of Law*, 20 U. ST. THOMAS L.J. 276 (2024).



## Oscar J. Salinas

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### 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).

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---

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### BOOKS AND BOOK CHAPTERS

Richard S. Saver, *Patients First, Public Health Last*, in *COVID-19 AND THE LAW: DISRUPTION, IMPACT, AND LEGACY* (2023).

Richard S. Saver, *Human Subjects Research*, in *LAWS OF MEDICINE* (Amirala S. Pasha ed., 2022)

### ARTICLES AND POLICY PAPERS

Richard S. Saver, *Physicians Spreading Medical Misinformation: The Uneasy Case For Regulation*, 108 *MINN. L. REV.* 9211 (2023).



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---

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### ARTICLES AND POLICY PAPERS

Theodore M. Shaw et al., *Does U.S. Federal Employment Law Now Cover Caste Discrimination Based on Untouchability?: If All Else Fails, There is the Possible Application of Bostock v. Clayton County*, 46 *N.Y.U. REV. L. & SOC. CHANGE* 117 (2022).



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---

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### BOOKS AND BOOK CHAPTERS

RICK SU ET AL., *CASES AND MATERIALS ON STATE AND LOCAL GOVERNMENT LAW* (9th ed. 2022).

### ARTICLES AND POLICY PAPERS

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

Rick Su & Carissa Byrne Hessick, *The (Local) Prosecutor*, 2023 *WIS. L. REV.* 1669.

Rick Su et al., *Defunding Police Agencies*, 71 *EMORY L.J.* 1197 (2022).

Rick Su et al., *Preemption of Police Reform: A Roadblock to Racial Justice*, 94 *TEMP. L. REV.* 663 (2022).







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### 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 & Jay Soled, *Predictive Analytics & the Tax Code*, 51 FLA. ST. U. 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.

Kathleen DeLaney Thomas & Erin Scharff, *Fake News and the Tax Law*, 80 WASH. & LEE L. REV. 803 (2023).

Kathleen DeLaney Thomas et al., *Revising Form 1040 for the 21st Century*, 178 TAX NOTES FED., Mar. 13, 2023.

Kathleen DeLaney Thomas & Jay Soled, *AI, Taxation, and Valuation*, 108 IOWA L. REV. 651 (2023).

Kathleen DeLaney Thomas & Leigh Osofsky, *Implicit Legislative Bias: The Case of the Mortgage Interest Deduction*, 56 U.C. DAVIS L. REV. 641 (2022).



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### 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, *Green Bonds, Empty Promises*, 102 N.C. L. REV. 131 (2023).

W. Mark C. Weidemaier & Greg Makoff, *Mass Sovereign Debt Litigation: A Computer-Assisted Analysis of the Argentina Bond Litigation*, 56 U.C. DAVIS L. REV. 1233 (2023).

W. Mark C. Weidemaier et al., *The Odious Haitian Independence Debt*, 13 J. GLOBALIZATION & DEV. 339 (2022).

W. Mark C. Weidemaier et al., *A Silver Lining to Russia's Sanctions-Busting Clause*, 108 VA. L. REV. ONLINE 326 (2022).

W. Mark C. Weidemaier et al., *A Debt of Dishonor*, 102 B.U. L. REV. 1247 (2022).

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### BOOKS AND BOOK CHAPTERS

Deborah M. Weissman & Christina Cowger, *Transatlantic “Torture Taxis” and the Problem of Legal Accountability: The Case of North Carolina*, in *TERRORISM AND TRANSATLANTIC RELATIONS: THREATS AND CHALLENGES* (Klaus Larres & Tobias Hof eds., 2022).

### ARTICLES AND POLICY PAPERS

Deborah M. Weissman & L.A. Pérez, *The Art Belongs to the Artists*, 84 *MD. L. REV.* (forthcoming 2025).

Deborah M. Weissman et al., *The Uptake and Measurement of Alternative Approaches to Domestic Violence Intervention Programs: A Scoping Review*, *TRAUMA, VIOLENCE, & ABUSE*, Apr. 9, 2024, DOI: 10.1177/15248380241244398.

Deborah M. Weissman et al., *Questioning Gender Assumptions of Domestic Violence Intervention Programs: A Qualitative Study*, *VIOLENCE & GENDER*, Dec. 22, 2023, DOI: 10.1089/vio.2023.0009.

Deborah M. Weissman et al., *Program Providers’ Perceptions of Restorative and Transformative Justice in the Context of Domestic Violence Offender Treatment in North Carolina*, *VICTIMS & OFFENDERS*, Nov. 23, 2023, DOI: 10.1080/15564886.2023.2282979.

Deborah M. Weissman, *Who Needs the State? We Do (Maybe)*, 101 *N.C. L. REV.* 1261 (2023).

Deborah M. Weissman, *Gender Violence as Legacy: To Imagine New Approaches*, 34 *HASTINGS J. ON GENDER & LAW* 55 (2023).

Deborah M. Weissman, *Gender Violence as a Penalty of Poverty*, 54 *U. MIAMI INTER-AM. L. REV.* 39 (2023).

Deborah M. Weissman, *Social Justice as Desistance: Rethinking Approaches to Gender Violence*, 72 *AM. U. L. REV.* 215 (2022).

DEBORAH M. WEISSMAN ET AL., “GUANTÁNAMO TWO:” UPHOLDING THE RIGHTS OF RESETTLED FORMER DETAINEES (2023).



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### ARTICLES AND POLICY PAPERS

Erika K. Wilson, *White Cities, White Schools*, 123 *COLUM. L. REV.* 1221 (2023).

Erika K. Wilson, *Racialized Religious School Segregation*, 132 *YALE L.J. F.* 598 (2022).

