



 University at Buffalo  
School of Law

Faculty Scholarship  
2020 to 2023

## Message from the Dean

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Dear Colleagues,

We are pleased to update you on the scholarship produced by our faculty since 2020. Situated on the flagship campus of a premier, research-intensive public university, University at Buffalo School of Law has long been associated with innovative, interdisciplinary research and critical approaches to the study of law. Many of our faculty members hold doctorates in areas other than law, and the thoughtful scholarship catalogued here reflects this rich and diverse background. We hope you enjoy getting to know their work.

Yours sincerely,



S. Todd Brown  
Interim Dean and Professor of Law



[law.buffalo.edu/faculty](http://law.buffalo.edu/faculty)



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# Heather R. Abraham

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I investigate how the law influences where people live. My research centers on what legal tools exist, or should exist, to reduce racial segregation. My ambition remains practical as well as theoretical—creating a roadmap for litigators and policymakers to leverage existing laws to meaningfully deconstruct the systems that perpetuate racial segregation.”

## AREAS OF INTEREST

ADMINISTRATIVE LAW

CLINICAL LEGAL EDUCATION

CIVIL PROCEDURE

CIVIL LIBERTIES

CIVIL RIGHTS

CONSTITUTIONAL LAW

DISABILITY RIGHTS

FAIR HOUSING

FEDERAL COURTS

LEGISLATION

PROPERTY

RACE AND THE LAW

## ARTICLES

*Agencies “Shall Cooperate”: A Blueprint for Affirmatively Furthering Fair Housing*, 57 UIC LAW REVIEW (forthcoming Feb. 2024).

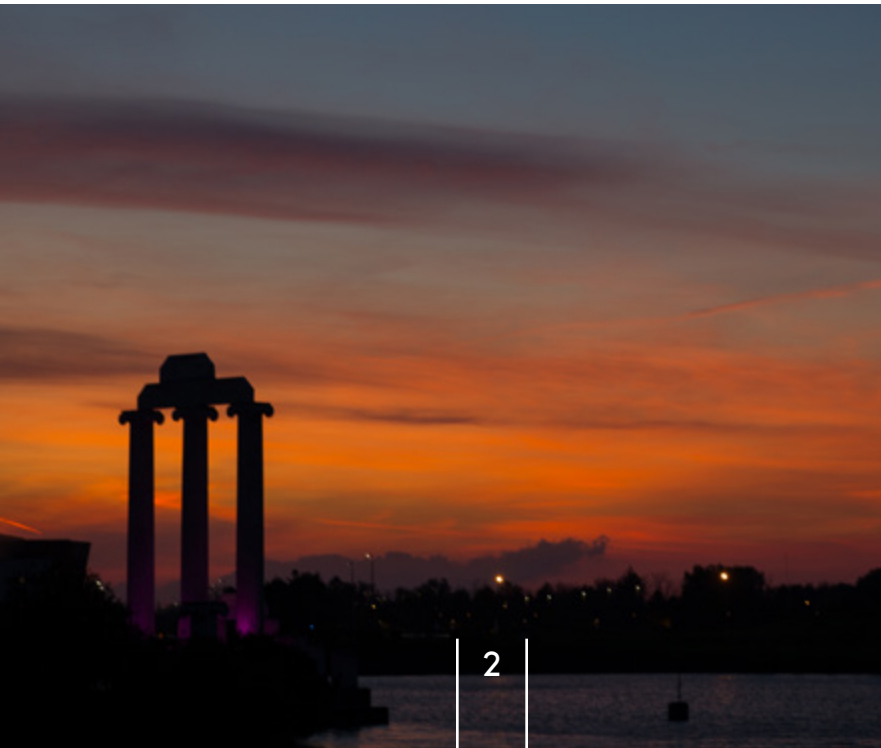
*Appraisal Discrimination: Five Lessons for Litigators*, 76(2) SMU LAW REVIEW (2023).

*Just a “Planning Rule”: Enforcing the Duty to Affirmatively Further Fair Housing* (with Jason Knight, Russell Weaver & Christopher Holtkamp), 31(2) JOURNAL OF AFFORDABLE HOUSING & COMMUNITY DEVELOPMENT LAW 203 (2022).

*Segregation Autopilot: How the Government Perpetuates Segregation and How to Stop It*, 107 IOWA LAW REVIEW 1963 (2022).

*“Don’t Blame Stokely Carmichael”: The Need for Federal Fair Housing Leadership*, 29(3) ABA JOURNAL OF AFFORDABLE HOUSING AND COMMUNITY DEVELOPMENT LAW 555 (2021).

*Fair Housing’s Third Act: American Tragedy or Triumph?*, 39 YALE LAW & POLICY REVIEW 1 (2021).



# Aviva Abramovsky

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## AREAS OF INTEREST

INSURANCE LAW  
COMMERCIAL LAW  
REGULATION OF FINANCIAL ENTITIES  
LEGAL ETHICS

## BOOKS/EDITED VOLUMES

UNIFORM COMMERCIAL CODE, WEST'S  
MCKINNEY'S FORMS FOR NEW YORK  
(the definitive set on the New York  
Uniform Commercial Code and  
official companion to MCKINNEY'S  
CONSOLIDATED LAWS OF NEW YORK  
ANNOTATED) (Thomson Reuters,  
2016-2022) (updated annually).

*Volume 4: Specific Types of Liability  
Insurance (Chs. 24-40)*, NEW APPLEMAN  
ON INSURANCE LAW LIBRARY EDITION  
(Aviva Abramovsky, ed., 2010- present).

NEW APPLEMAN ON INSURANCE,  
(Aviva Abramovsky, ed.,  
2nd ed., 2008- present).

## CHAPTERS

*Enforcement: A survey of the  
approaches taken to insurance  
regulatory enforcement in the United  
States of America and in the United  
Kingdom* (with Dan D. Kohane,  
Farhaz Kan KC & Paul Bonner  
Hughes), in RESEARCH HANDBOOK  
ON INTERNATIONAL INSURANCE  
AND REGULATION (Julian Burling  
and Kevin Lazarus, eds., Edward  
Elgar Publishing, 2nd ed., 2023).

*Transparency in the Insurance Contract  
in the United States* (with Peter  
Kochenburger), in TRANSPARENCY  
IN INSURANCE CONTRACT LAW  
683 (Pierpaolo Marano & Kyriaki  
Noussia, eds., Springer, 2020).

“

My research is focused on insurance law with emphasis on re-insurance. I am particularly interested in global insurance products and disaster and catastrophe liability. Insurance is a gatekeeper for all corporate behavior and as such the industry's laws and policies are relevant to every aspect of the world's economy.”





# Elizabeth G. Adelman

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The core of my scholarship focuses on the process of conducting legal research effectively. The fourth edition of my book, **NEW YORK LEGAL RESEARCH**, highlights the connections between sources, legal research, and analysis. Another area of interest is on the status of the academic law library. My recent scholarship examines the autonomy of academic law libraries, the status of the law library director, and the implications of both in the context of the ABA Standards.”

## AREAS OF INTEREST

LEGAL RESEARCH

STATUS OF ACADEMIC LAW LIBRARIES AND LAW LIBRARIANS

## BOOKS/EDITED VOLUMES

ORGANIZATIONAL STRUCTURES FOR ACADEMIC LAW LIBRARIES: PAST, PRESENT, AND FUTURE (Elizabeth G. Adelman & Jessica de Perio Wittman, eds., W.S. Hein, 2023).

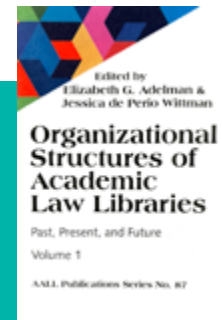
NEW YORK LEGAL RESEARCH (with Courtney L. Selby, Brian T. Detweiler & Kathleen Darvil) (Carolina Academic Press, 4th ed., 2020).

## ARTICLES

*Academic Law Library Director Status Since the Great Recession: Strengthened, Maintained, or Degraded?* (with Karen Shephard, Richard J. Patti & Robert M. Adelman), 112 **LAW LIBRARY JOURNAL** 117 (2020).

## CHAPTERS

*Centralization of the Academic Law Library: Is It Right For Your Institution?*, in **ACADEMIC LAW LIBRARIES WITHIN THE CHANGING LANDSCAPE OF LEGAL EDUCATION: A PRIMER FOR DEANS AND PROVOSTS** 189 (Michelle M. Wu, Scott B. Pagel, Joan S. Howard, eds., William S. Hein & Company, 2020).



## MAKING LAW LIBRARIES THE BEST THEY CAN BE

As law school libraries nationwide face increasing cost pressures, law schools are grappling with how to both contain costs and maintain high-quality service. In **ORGANIZATIONAL STRUCTURES FOR ACADEMIC LAW LIBRARIES: PAST, PRESENT, AND FUTURE** (W.S. Hein, 2023), **Elizabeth G. Adelman** and her co-editor, **Jessica de Perio Wittman**, present a history of and case studies about different law library structures.

The contributors assess their experiences with autonomous law school libraries, the semi-autonomous model (connected to the university library system) and a hybrid called the shared services model. They then lay out the advantages and disadvantages of each model, providing an invaluable resource for decision-makers in academic law librarianship.

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## AREAS OF INTEREST

PROPERTY LAW

IMMIGRATION LAW

NATURAL RESOURCES

ENERGY LAW

GLOBALIZATION & LEGAL PROFESSION

LAW & DEVELOPMENT

HUMAN RIGHTS

## ARTICLES

*Decolonizing Legal Influence: China's Role in the Changing Landscape of the Ethiopian Legal Profession, 2000-2018*, 13 NOTRE DAME JOURNAL OF INTERNATIONAL AND COMPARATIVE LAW 1 (2023).

*Tenants without Rights: Immigrants' Experiences in the U.S. Low-Income Housing Market*, 28 GEORGETOWN JOURNAL ON POVERTY LAW AND POLICY 159 (2021).

*Law and Social Conflict in Transitional Market Economies*, 18 INTERNATIONAL JOURNAL OF CONSTITUTIONAL LAW 988 (2020).

“

My research examines factors that impede the law's ability to achieve its intended objectives, particularly in the context of law and development reforms within the Global South. By integrating empirical studies derived from ethnographies of law and social practices, I aim to substantively contribute to the scholarship surrounding the protective potential of law and regulatory frameworks. In line with this overarching goal, my research spans various domains, encompassing topics such as tenant rights in the low-income housing market, land rights in plural legal settings, and the evolving role of African legal professionals in the continent's dynamic political sociology.”





# Samantha Barbas

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My work examines the interconnections between free speech law, American social and cultural history, and the history of mass communications. I have focused on the history of privacy, defamation, and First Amendment law, looking at topics ranging from the history of the ACLU and the career of famed civil liberties attorney Morris Ernst to the canonical First Amendment and libel case, *New York Times v. Sullivan* (1964).”

## AREAS OF INTEREST

FIRST AMENDMENT

LEGAL HISTORY

MASS MEDIA LAW

## BOOKS

ACTUAL MALICE: CIVIL RIGHTS AND FREEDOM OF THE PRESS IN *NEW YORK TIMES v. SULLIVAN* (University of California Press, 2023).

THE RISE AND FALL OF MORRIS ERNST: FREE SPEECH RENEGADE (University of Chicago Press, 2021).

## ARTICLES

*New York Times v. Sullivan: Perspectives From History*, 30 *GEORGE MASON LAW REVIEW FORUM* (June 2023).

*The Story of Beauharnais v. Illinois*, 2(2) *JOURNAL OF FREE SPEECH LAW* 419 (March 2023).

*The Rise and Fall of Group Libel: The Forgotten Campaign for Hate Speech Laws*, 54 *LOYOLA UNIVERSITY CHICAGO LAW REVIEW* 297 (2023).

*The Press and Libel Before New York Times v. Sullivan*, 44 *COLUMBIA JOURNAL OF LAW AND THE ARTS* 511 (2021).



## IN DEFENSE OF A ROBUST FREE PRESS

The 1964 U.S. Supreme Court case *New York Times v. Sullivan* was a landmark for defenders of the First Amendment, setting a high bar for libel claims by public officials. In the current environment of heightened hostility toward media, **Samantha Barbas’** new book defends the Court’s decision and its implications for public discourse.

In *ACTUAL MALICE: CIVIL RIGHTS AND FREEDOM OF THE PRESS IN NEW YORK TIMES V. SULLIVAN* (University of California Press, 2023), Barbas argues that the actual malice standard evoked by the Court has protected media organizations from lawsuits meant to stifle vigorous debate or shield officials from legitimate criticism. “I think *Sullivan* strikes the proper balance between protection of freedom of speech and protection of reputation,” she says. “Any alteration to the *Sullivan* line of cases would undermine the ability of the press to report on public figures and give the public the news it needs about important issues.”



# Christine P. Bartholomew

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## AREAS OF INTEREST

CIVIL PROCEDURE

ANTITRUST

EVIDENCE

CONSUMER PROTECTION

REMEDIES

## BOOKS

*LEGAL ARGUMENT: THE STRUCTURE AND EFFECTIVE LANGUAGE OF EFFECTIVE ADVOCACY* (with James A. Gardner) (Carolina Academic Press, 3rd ed., 2020).

## ARTICLES

*Antitrust Statements of Interest*, JOURNAL OF CORPORATION LAW (forthcoming 2024).

*Playing Nicely with Others: How and Why Antitrust Enforcers Should Work Together*, 85 ANTITRUST JOURNAL 2 (2023).

*Antitrust Class Actions in the Wake of Procedural Reform*, 97 INDIANA LAW JOURNAL 1315 (2022).

*Ford's Underlying Controversy* (with Anya Bernstein), 99 WASHINGTON UNIVERSITY LAW REVIEW 1175 (2022).

*Antitrust Norms in the United States and Financial Corruption*, 41 XLI JORNADAS INTERNACIONALES DE DERECHO PENAL, CRIMINAL, CONTEMPORÁNEA Y CORRUPCIÓN: ¿EFECTIVIDAD DEL LA PENA PRIVATIVA DE LA LIBERTAD? (Universidad Externado de Colombia, 2021) (translated into Spanish).

*Privilege and the Fight Against Corruption in the United States*, 41 XLI JORNADAS INTERNACIONALES DE DERECHO PENAL, CRIMINAL, CONTEMPORÁNEA Y CORRUPCIÓN: ¿EFECTIVIDAD DEL LA PENA PRIVATIVA DE LA LIBERTAD? (Universidad Externado de Colombia, 2021) (translated into Spanish).

## AMICUS BRIEFS

Brief of Complex Litigation Law Professors as Amici Curiae in Support of Respondent, *TransUnion LLC v. Ramirez* (U.S. 2021) (No. 20-297) (co-lead author).

“

My recent scholarship focuses on the intersection of antitrust, civil procedure, and evidence, specifically private enforcement of antitrust laws through class actions. On the one hand, judicial resources are far from absolute, and procedural rules restricting antitrust class actions can promote judicial efficiency. On the other hand, a raft of new procedural hurdles threatens class actions' potential to regulate corporate behavior. It is now harder to get into court; harder to plead a claim; and harder to certify a class. I analyze how such hurdles impact private antitrust enforcement, and then identify ways to balance efficiency and enforcement goals. Because rule interpretation is primarily left to the judiciary, my work analyzes judicial interpretation and decision making.”



# Mark Bartholomew

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My current research explores the implications of neuroscientific discoveries for intellectual property law. As a tool meant to improve our understanding of human behavior, brain science has the potential to transform our flawed regimes for regulating creative conduct and commercial communications. But it needs to be applied with careful attention to the reasons our system of intellectual property law exists in the first place. My work utilizes prior collisions between law and science to help diagnose the potential benefits and pitfalls in using neuroscience to recalibrate the balance of power between artists and copyists, businesses and consumers.”

## AREAS OF INTEREST

INTELLECTUAL PROPERTY  
LAW AND NEUROSCIENCE  
LAW AND TECHNOLOGY  
LEGAL HISTORY  
ADVERTISING LAW

## BOOKS

INTELLECTUAL PROPERTY AND THE BRAIN: HOW NEUROSCIENCE WILL RESHAPE LEGAL PROTECTION FOR CREATIONS OF THE MIND (Cambridge University Press, 2022).

## ARTICLES

*A New Addition to the Trademark Litigator's Toolkit: A Neuroscientific Index of Mark Similarity* (with Zhihao Zhang, Ming Hsu, Andrew Kayser & Femke van Horen) 113 TRADEMARK REPORTER (forthcoming 2024).

*A Right to Be Left Dead*, 112 CALIFORNIA LAW REVIEW (forthcoming 2024).

*From Scanner to Court: A Neuroscientifically Informed "Reasonable Person" Test of Trademark Infringement* (with Zhihao Zhang, Maxwell Good, Vera Kulikov, Femke van Horen, Andrew Kayser & Ming Hsu) 9 SCIENCE ADVANCES (Feb. 2023).

*Historical Kinship & Categorical Mischief: The Use and Misuse of Doctrinal Borrowing in Intellectual Property Law* (with John Tehranian) 109 IOWA LAW REVIEW 51 (2023).

*Nonobvious Design*, 108 IOWA LAW REVIEW 601 (2023).

*Copyright and the Creative Process*, 97 NOTRE DAME LAW REVIEW 357 (2021).

*Disciplinary Power*, 22 ADVERTISING & SOCIETY QUARTERLY 1 (2021).

*Copyright and the Brain*, 98 WASHINGTON UNIVERSITY LAW REVIEW 525 (2020).

## CHAPTERS

*Academic Brands and Cognitive Dissonance*, in ACADEMIC BRANDS: DISTINCTION IN GLOBAL HIGHER EDUCATION 127 (Mario Biagioli & Madhavi Sunders, eds., Cambridge University Press, 2022).

## AMICUS BRIEFS

Brief of Amici Curiae Patent Law Professors, The Repair Association, Securepairs, Ifixit & US PIRG in Support of Appellants on En Banc Rehearing, *LKQ Corp. v. GM Global Technology Operations LLC* (Fed. Cir. 2023) (No. 2022-2348) (co-lead author).

# John Beatty

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## AREAS OF INTEREST

BIBLIOMETRICS

CITATION AND THE LAW

COPYRIGHT

LAW SCHOOL RANKINGS

SCHOLARLY COMMUNICATION

## ARTICLES

*Citation Sources for Legal Scholarship*, 39 LEGAL REFERENCE SERVICES QUARTERLY 56 (2020).

## CHAPTERS

*Citation Databases for Legal Scholarship: Ranking the Top 28 Law Faculties*, in THE ROLE OF CITATION IN THE LAW: A YALE LAW SCHOOL SYMPOSIUM (Michael Chiorazzi, ed., William S. Hein & Co., 2022).



My research is focused on the scholarly communication infrastructure as it applies to legal scholarship and on the role of citation. I am interested in expanding the audience for legal scholarship by making it more accessible through open access and other avenues. I have also explored the uses and misuses of citation in assessing the quality of legal scholarship and law faculties. My ongoing work is investigating the role of persuasive authority in law practice through citation analysis.”





# Guyora Binder

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*Police Killings as Felony Murder* considers how the double-edged sword of felony murder applies to unjustified killings by police. Observing that prosecutors relied on felony murder charges in prosecuting the officers who killed George Floyd and Rayshard Brooks, we show that limitations on felony murder liability and an absence of civil rights felonies preclude such felony murder prosecutions of police in most states. We also show that in a substantial minority of states, felony murder laws are used to shift blame for police violence onto its targets, by prosecuting surviving arrestees for felony murder. We show that the expansion of felony murder to permit such prosecutions is a recent legacy of the War on Crime, and that defendants in such cases are often Black. Noting data showing dramatic racial disparities in felony murder prosecution, we propose a racial justice frame for efforts to reform or abolish felony murder.”

## AREAS OF INTEREST

CRIMINAL LAW  
JURISPRUDENCE  
LAW AND LITERATURE

## BOOKS

CRIMINAL LAW: CASES AND MATERIALS  
(with John Kaplan & Robert Weisberg)  
(Wolters-Kluwer, 9th ed., 2021).

CRIMINAL LAW: TEACHER'S  
MANUAL (with Robert Weisberg)  
(Wolters-Kluwer, 9th ed., 2021).

## ARTICLES

*Dissenting Authority*, 35 YALE  
JOURNAL OF LAW & THE HUMANITIES  
(forthcoming 2024).

*Festschrift Symposium: Honoring  
Professor Sam Pillsbury* (with Michael  
Waterstone, Mary Graw Leary, Deborah  
W. Denno, Stephen J. Morse, Scott Wood,  
John T. Nockleby, Gary C. Williams,  
Samantha Buckingham, Samuel H.  
Pillsbury & Kevin Lapp), 56 LOYOLA OF  
LOS ANGELES LAW REVIEW 93 (2023).

*Police Funding as a Deficit of Democracy,  
not Deterrence* (with Anthony O'Rourke  
& Rick Su), 84 OHIO STATE LAW  
JOURNAL ONLINE 1 (2023).

*Re-tribute: Reconsidering the Moral  
Psychology of Culpability and Desert* (with  
Matthew Biondolillo), 56 LOYOLA OF LOS  
ANGELES LAW REVIEW 139 (2023).

*Defunding Police Agencies* (with Rick Su  
& Anthony O'Rourke) 71 EMORY LAW  
JOURNAL 1197 (2022).

*Police Killings as Felony Murder* (with  
Ekow Yankah), 17 HARVARD LAW &  
POLICY REVIEW 157 (2022).

*Disbanding Police Agencies* (with Anthony  
O'Rourke & Rick Su), 121 COLUMBIA  
LAW REVIEW 1327 (2021).

*Judicial Review of Strict Liability  
Local Ordinances* (with Brenner  
Fissell), 53 ARIZONA STATE  
LAW JOURNAL 425 (2021).

## CHAPTERS

*Crime Fiction*, in *ENCYCLOPEDIA OF LAW & LITERATURE* (Robert Spoo & Simon Stern, eds., Edward Elgar, forthcoming 2024).

## REVIEWS

*Book Review*, 93 *AMERICAN LITERATURE* 713 (2021) (reviewing Karla F. C. Holloway, *LEGAL FICTIONS* (Duke University Press, 2013) and Eric Bachman, *LITERARY OBSCENITIES* (Penn State University Press, 2018)).

*Book Review*, *CRIMINAL LAW AND CRIMINAL JUSTICE BOOKS* (Sept. 2020) (reviewing Lawrence Friedman, *CRIME WITHOUT PUNISHMENT: ASPECTS OF HISTORY OF HOMICIDE* (Cambridge University Press, 2018)).

## AMICUS BRIEFS

Brief of Legal Scholars of Felony Murder and Constitutional Proportionality as Amicus Curiae Supporting Petitioner, *Sellers v. State* (Colorado Supreme Court, 2023) (No. 2022SC738)(co-author).





# Joel E. Black

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My research takes a bottom-up view of law. In my published work I have focused on the ways that social practices structure legal relationships involving belonging, dependency, immorality, and exclusion. It is in this vein that my current book project, *GEOGRAPHIES OF RACE*, examines how non-planners have shaped cities and, in the process, generated and reinforced legal commitments to segregation.”

## AREAS OF INTEREST

LEGAL HISTORY

LAW AND INEQUALITY

COMMON LAW

LEGAL REASONING

## ARTICLES

*Healing the Sick City: Local Guides, Visiting Nurses, and Vernaculars of Pain on New York’s Lower East Side* (with Erin Cunningham), 48(2) *JOURNAL OF URBAN HISTORY* (2022).

*Inspired Filth: Working Blue in Vaudeville America* (with William Mercer), 53 *THE UNIVERSITY OF MEMPHIS LAW REVIEW* 37 (2022).

## REVIEWS

*Book Review, Social Planning in a Physical World* (with Ruth L. Steiner), 47(1) *JOURNAL OF URBAN HISTORY* 195 (2021) (reviewing Gregory L. Heller, *ED BACON: PLANNING, POLITICS, AND THE BUILDING OF MODERN PHILADELPHIA* (University of Pennsylvania Press, 2013); *ADVANCING EQUITY PLANNING NOW* (Norman Krumholz & Kathryn Wertheim Hexter, eds., University Press, 2018); Scott Larson, *BUILDING LIKE MOSES WITH JACOBS IN MIND: CONTEMPORARY PLANNING IN NEW YORK CITY* (Temple University Press, 2013); Harold Platt, *BUILDING THE URBAN ENVIRONMENT: VISIONS OF THE ORGANIC CITY IN THE UNITED STATES, EUROPE, AND*

*LATIN AMERICA* (Temple University Press, 2013); Heywood T. Sanders, *CONVENTION CENTER FOLLIES: POLITICS, POWER, AND PUBLIC INVESTMENT IN AMERICAN CITIES* (University of Pennsylvania Press, 2014)).



# Michael Boucai

PROFESSOR

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JD, Georgetown University Law Center  
BA, Yale University



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## AREAS OF INTEREST

GENDER AND SEXUALITY

LEGAL HISTORY

CONSTITUTIONAL LAW

FAMILY LAW

CRIMINAL LAW

## ARTICLES

*Talking about Talking about Surrogacy*,  
71 BUFFALO LAW REVIEW 55 (2023)  
(Symposium issue).

*Topology of the Closet*, 69(3)  
JOURNAL OF HOMOSEXUALITY 1 (2021).

*Before Loving: The Origins of the Right to Marry*, 20 UTAH LAW REVIEW 69 (2020).



My scholarship lies mainly in two fields. I study the law of marriage, family, gender, and sexuality, and I study queer history. The first branch of my research traverses multiple bodies of legal doctrine, including constitutional, criminal, and family law, and is strongly influenced by critical and sociolegal scholarly traditions. The second branch of my research focuses on queer identities, communities, and politics since the mid-nineteenth century.

The two branches of my scholarship are substantively and methodologically intertwined. I see law through a historian's eyes and history through the eyes of a legal scholar. In both guises I welcome frameworks and insights from other disciplines. Hence my scholarship's intense engagements with work in sociology, anthropology, philosophy, critical theory, and literature."





# Irus Braverman

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My research focuses on the relationship between law, science, and nature. My monographs include *PLANTED FLAGS: TREES, LAND AND LAW IN ISRAEL/PALESTINE* (2009), *ZOOLAND: THE INSTITUTION OF CAPTIVITY* (Independent Publisher Award Winner, 2012), *WILD LIFE: THE INSTITUTION OF NATURE* (2015), *CORAL WHISPERERS: SCIENTISTS ON THE BRINK* (2018), and *SETTLING NATURE: THE CONSERVATION REGIME IN PALESTINE-ISRAEL* (2023). My edited book collection, *LAWS OF THE SEA: INTERDISCIPLINARY CURRENTS*, was released in August 2022, and another edited collection titled *MORE-THAN-ONE HEALTH: HUMANS, ANIMALS, AND THE ENVIRONMENT POST-COVID* was released in January 2023.”

## AREAS OF INTEREST

MORE-THAN-HUMAN LEGALITIES

ENVIRONMENTAL HUMANITIES

CLIMATE JUSTICE

PALESTINE-ISRAEL

LEGAL ETHNOGRAPHY

SCIENCE AND TECHNOLOGY STUDIES

## BOOKS/EDITED VOLUMES

*SETTLING NATURE: THE CONSERVATION REGIME IN PALESTINE-ISRAEL* (University of Minnesota Press, 2023) (Recipient of a 2023 Clay Morgan Award for Best Book in Environmental Political Theory).

*MORE-THAN-ONE HEALTH: HUMANS, ANIMALS, AND THE ENVIRONMENT POST-COVID* (Irus Braverman, ed. Routledge Press, 2023).

*LAWS OF THE SEA: INTERDISCIPLINARY CURRENTS* (Irus Braverman, ed., Routledge Press, 2022).

*ENVIRONMENTAL JUSTICE, SETTLER COLONIALISM, AND MORE-THAN-HUMANS IN THE OCCUPIED WEST BANK* (Irus Braverman, ed., 4 Environment and Planning E: Nature and Space 3, 2021) (Special issue).

*ZOO VETERINARIANS: GOVERNING CARE ON A DISEASED PLANET* (Routledge Press, 2021).

*BLUE LEGALITIES: THE LIFE AND LAWS OF THE SEA* (Irus Braverman & Elizabeth R. Johnson, eds., Duke University Press, 2020).

## ARTICLES

*Ha-Shiva La-Teva, HA-ZMAN HA-ZE: THE VAN LEER INSTITUTE MAGAZINE* (forthcoming 2024) (in Hebrew).

*Regimes of Extraction at Sea: Marine Genetic Resources, ENVIRONMENT AND PLANNING C: SPACE AND POLITICS* (Symposium, forthcoming 2024).

*Green Gold: The Akkoub's Settler Ecologies, LA+* (forthcoming, Winter 2023).

*Mother Drone, Mother Nature, and the Military Makings of the Griffon Vulture in Palestine-Israel, SPRINGS 4* (Fall 2023).

*Amphibious Legal Geographies: Toward Land-Sea Regimes* (with Katrina Ronningen & Katrina Brown), *SOCIETY AND SPACE: ENVIRONMENT AND PLANNING D* (2023).

*Coralations: Back to the Breath, 28(2) QUEENSLAND REVIEW 94* (2022).

*Ethical, Legal, and Social Issues in the Earth BioGenome Project* (with Katharine Barker, Jacob Sherkow, Henry Greely, et al.) 119(4) PNAS (2022).





# THE ADMINISTRATION OF NATURE

In *SETTLING NATURE: THE CONSERVATION REGIME IN PALESTINE-ISRAEL* (University of Minnesota Press, 2023), Irus Braverman draws on more than seventy interviews with Israel's nature officials and observations of their work to explore the widespread ecological warfare practiced by the state of Israel. Recruited to the front lines as part of this warfare are the fallow deer, gazelles, wild asses, griffon vultures, pine trees, and cows on the Israeli side—against the goats, camels, olive trees, hybrid goldfinches, and akkoub on the Palestinian side. The state's use of these nonhuman organisms as soldiers in a human war is all the more effective because nature camouflages their tactical deployment as such. At the end of the day, the administration of nature by the state of Israel advances both the Zionist project of Jewish settlement and the corresponding dispossession of non-Jews from this space.

*Corals in the City: Cultivating Ocean Life in the Anthropocene*, 16(1) CONTEMPORARY SOCIAL SCIENCE 96 (2021).

*Wild Legalities: Animals and Settler Colonialism in Palestine/Israel*, 44 POLAR: POLITICAL AND LEGAL ANTHROPOLOGY REVIEW 7 (2021).

*Fleshy Encounters: Meddling in the Lifeworlds of Zoo and Aquarium Veterinarians*, 11(2) HUMANIMALIA 49 (2020).

*Shifting Baselines in Coral Conservation*, 3(1) NATURE AND SPACE: ENVIRONMENT AND PLANNING E 20 (2020) (Special issue).

## CHAPTERS

*The Microbial Zoo: How Small is Wild?*, in *A WILDER KINGDOM: RETHINKING THE WILD IN ZOOS, WILDLIFE PARKS, AND BEYOND* (Ben Minter & Harry Greene, eds., Columbia University Press, 2023).

*Introduction: More-than-One Health, More-than-One Governance*, in *MORE-THAN-ONE HEALTH: HUMANS, ANIMALS, AND THE ENVIRONMENT POST-COVID 1* (Irus Braverman, ed., Routledge Press, 2023).

*One Health, Surveillance, and the Pandemic Treaty: An Interview with John H. Amusai*, in *MORE-THAN-ONE HEALTH: HUMANS, ANIMALS, AND THE ENVIRONMENT POST-COVID 79* (Irus Braverman, ed., Routledge Press, 2023).

*Spillover Interfaces from Wuhan to Wall Street: An Interview with Chris Walzer*, in *MORE-THAN-ONE HEALTH: HUMANS, ANIMALS, AND THE ENVIRONMENT POST-COVID 55* (Irus Braverman, ed., Routledge Press, 2023).

*Amphibious Legal Geographies: Toward Land-Sea Regimes*, in *LAWS OF THE SEA: INTERDISCIPLINARY CURRENTS* (Irus Braverman, ed., Routledge Press, 2022).

*Citizen Scientists and Conservation in the Anthropocene*, in *THE NATURE OF DATA: INFRASTRUCTURES, ENVIRONMENTS, POLITICS* (Jenny E. Goldstein & Eric Nost, eds., Nebraska University Press, 2022).

*Genetic Freedom of the Seas in the Age of Extractivism: Marine Genetic Resources in Areas Beyond National Jurisdiction*, in *LAWS OF THE SEA: INTERDISCIPLINARY CURRENTS* (Irus Braverman, ed., Routledge Press, 2022).

*Contemplations on Dig Safe Markings: Law as Street Art*, in *FRICTION ATLAS* (Paolo Patelli, Giuditta Vendrame & Elise Limon, eds, Onomatopoe, 2022).

*Animals*, in *ROUTLEDGE HANDBOOK FOR LAW AND SOCIETY 73* (Mariana Valverde, Kamari M. Clarke, Eve Darian Smith & Prabha Kotiswaran, eds., Routledge Press, 2021).

*The Jewish National Fund, Trees, and Eco-Zionism*, in *JÜDISCHER ALMANACH 169* (2021) (in German).

*Blue Legalities: Governing More Than Human Oceans* (with Elizabeth R. Johnson), in *BLUE LEGALITIES: THE LAW AND LIFE OF THE SEA 1* (Irus Braverman & Elizabeth R. Johnson, eds., Duke University Press, 2020).

*Ocult a Plena Vista: La Geografía Jurídica Desde Una Perspectiva Visual* (with Elizabeth R. Johnson, Richard T. Ford, Mariana Valverde & Maria Victoria Castro Cristancho), in *DERECHO Y GEOGRAFÍA: ESPACIO, PODER Y SISTEMA JURÍDICO 251* (Bogotá D. C. & Siglo Del Hombre, eds., Universidad de los Andes, 2020).

*Robotic Life in the Deep Sea*, in *BLUE LEGALITIES: THE LAW AND LIFE OF THE SEA 147* (Irus Braverman & Elizabeth R. Johnson, eds., Duke University Press, 2020).



# Rebecca Chapman

SENIOR ASSISTANT LIBRARIAN  
CHARLES B. SEARS LAW LIBRARY

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The law is meant to be for the people and accessible to the people. We take that very seriously, and as part of my work, I seek to empower everyone in the law. The law should be easy to find, easy to understand, and easy to navigate. That is where librarians can help. We dedicate ourselves to the principle that the law should be available to everyone. Our teaching, our trainings, our work is dedicated to information literacy and empowering all students to grow and advance in these skills.”

## AREAS OF INTEREST

LEGAL RESEARCH

INDIGENOUS TOPICS  
AND NATIVE SOVEREIGNTY

## ARTICLES

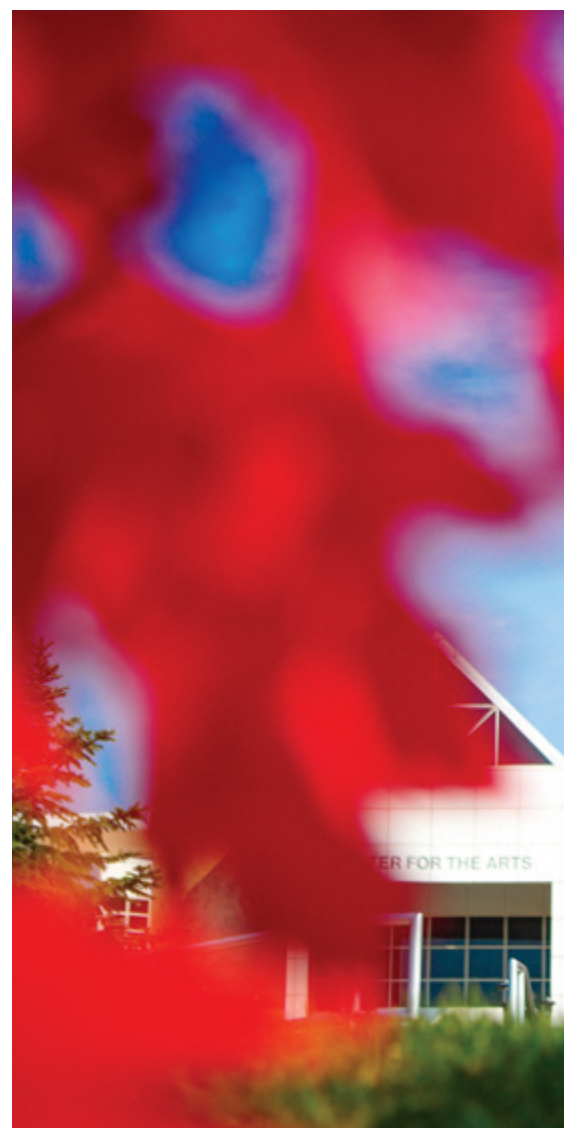
*When the Goalposts Move: Government Information, Classification and Censorship*, 41:3-4 LEGAL REFERENCE SERVICES QUARTERLY 117 (2022).

*Protecting Our Spaces of Memory: Rediscovering the Seneca Nation Settlement Act through Archives*, 113 LAW LIBRARY JOURNAL 173 (Summer 2021).

## CHAPTERS

*A Brief History of Law Libraries and Their Structures*, in 1 ORGANIZATIONAL STRUCTURES FOR ACADEMIC LAW LIBRARIES: PAST, PRESENT, AND FUTURE 1 (Elizabeth Adelman & Jessica de Perio Wittman, eds., William S. Hein, 2023).

*Native American and Indigenous Law: A Selected, Annotated Bibliography of Sources for Promoting and Maintaining Native American Law as Part of the Core Curriculum in Law School*, in INTEGRATING DOCTRINE & DIVERSITY: INCLUSION & EQUITY BEYOND THE FIRST YEAR (Genevieve Tung, Anna Russell, Suzanne Harrington-Steppen, Raquel Gabriel, and Nicole Dyszlewski, eds., Carolina Academic Press, 2023).



# Luis E. Chiesa

DR. TERESA A. MILLER PROFESSOR OF LAW  
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JSD, Columbia Law School

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## AREAS OF INTEREST

ANIMAL CRUELTY LAWS  
CRIMINAL LAW  
CRIMINAL PROCEDURE  
TORTS  
JURISPRUDENCE  
MINDFULNESS AND LAW

## ARTICLES

*Selective Incompatibilism, Free Will, and the (Limited) Role of Retribution in Punishment Theory*, 71 RUTGERS UNIVERSITY LAW REVIEW 977 (2020).

*Sexual Lynching*, 29 CORNELL JOURNAL OF LAW AND PUBLIC POLICY 759 (2020).



My research lies at the intersection of criminal law, philosophy, and comparative law. Drawing from my experience teaching and lecturing about criminal law in the United States, Canada, Latin America, Europe, and Asia, my work aims to understand and critique domestic criminal law doctrines by looking at how other countries approach basic concepts of criminal theory.”





# Joshua R. Coene

LECTURER IN LAW,  
UNDERGRADUATE PROGRAM

PhD, University of Michigan

JD, Osgoode Hall Law School, York University

MA, University of Michigan

BA, University of Pittsburgh

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My research interests include (1) writing a transnational account of prisoners' rights movements and the production of new forms of penal knowledge and management techniques since the 1970s; (2) rethinking the political economy of punishment, focusing specifically on the role of work and employment in treatment discourse and prisoner advocacy organizations; and (3) analyzing the role of carceral management technologies and risk assessment in immigration and refugee law and detention. I am also currently involved in a collaborative research project with a colleague at Osgoode Hall Law School on the relationship between disaster management, carceral state formation, and human displacement before and after the emergence of climate change discourse."

## AREAS OF INTEREST

CRIMINAL LAW

IMMIGRATION AND REFUGEE LAW

DISASTER MANAGEMENT

POLITICAL ECONOMY

SOCIOLOGY OF PUNISHMENT

## BOOKS/EDITED VOLUMES

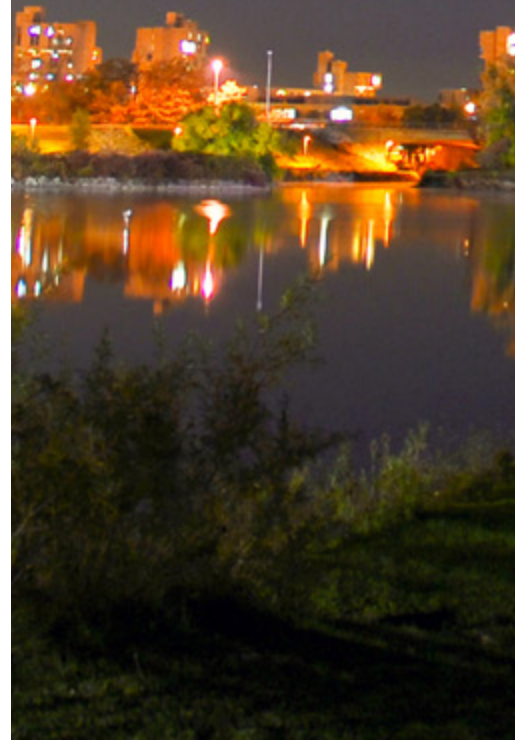
BUDDHISM, LAW & SOCIETY, vol. 7  
(Rebecca French, Joshua Coene & Petra Kieffer-Pülz, eds., William S. Hein & Co., Inc., 2021-22).

BUDDHISM, LAW & SOCIETY, vol. 6  
(Rebecca French, Joshua Coene & Petra Kieffer-Pülz, eds., William S. Hein & Co., Inc., 2020-21).

BUDDHISM, LAW & SOCIETY, vol. 5  
(Rebecca French, Joshua Coene & Petra Kieffer-Pülz, eds., William S. Hein & Co., Inc., 2019-20).

## ARTICLES

*Disaster Risk in the Carceral State*  
(with Saptarishi Bandopadhyay),  
42 STANFORD ENVIRONMENTAL  
LAW JOURNAL 171 (2023).







# Theophilus Edwin Coleman

VISITING ASSISTANT PROFESSOR OF LAW

LLD, University of Johannesburg, South Africa

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My research interest focuses on international commercial law, conflict of laws, labor and employment relations, social security law and African legal philosophy. My research reflects on the nexus between law and African traditional values/ethics/principles and its overall integration into the global legal order.”

## AREAS OF INTEREST

INTERNATIONAL COMMERCIAL LAW

PRIVATE INTERNATIONAL LAW  
(CONFLICT OF LAWS)

CONTRACT LAW

LABOR LAW

SOCIAL SECURITY LAW

AFRICAN JURISPRUDENCE

HUMAN RIGHTS

## BOOKS

LABOUR LAW IN GHANA (with Letlhokwa George Mpedi) (LexisNexis, 1st ed., 2022).

## ARTICLES

*A Rights-Based Critique of the Intolerance Against Lesbian, Gay, Bisexual, Transgender, Queer and/or Questioning, Intersex and Asexual LGBTQIA+ People in Cameroon, Ghana, Nigeria, South Africa, Tunisia and Uganda* (with A. A. Nkom, K. Appiagyei-Atua, P. C. Allen, T. Snyman, K. Besong, M. Baatour & J. Mordi), *AFRICAN HUMAN RIGHTS YEARBOOK* (forthcoming 2023).

*Accommodating New Modes of Work in the Era of the Fourth Industrial Revolution in Ghana: Some Comparative Lessons from the United Kingdom and South Africa* (with Letlhokwa George Mpedi), 56 *COMPARATIVE AND INTERNATIONAL LAW JOURNAL OF SOUTHERN AFRICA* 1 (2023).

*Collective Bargaining and Representation in the Gig Economy in South Africa: A Call for a Purposive Approach* (with Letlhokwa George Mpedi), 48 *JOURNAL OF JURIDICAL SCIENCE* 1 (2023).

*A Critique of Ghana's Anti-LGBTQ+ Bill of 2021* (with Ernest Yaw Ako & Joshua G. Kyeremateng), 23 *AFRICAN HUMAN RIGHTS LAW JOURNAL* 96 (2023).

*The Law Applicable to Tortious Liability: A Comparative Analysis of Article 4 of the Rome II Regulation and the Private International Law in Ghana* (with Michael K. Quartey), 10(1) *JOURNAL OF COMPARATIVE LAW IN AFRICA* 1 (2023).

*Towards the Practical Realisation of the Concept of Equal Pay for Equal Work in Ghana: Some Comparative Lessons from South Africa and the United Kingdom* (with Letlhokwa George Mpedi), 44 *INDUSTRIAL LAW JOURNAL* 29 (2023).

*Contractual Freedom and Autonomy under the CISG and UNIDROIT Principles as Legislative and Judicial Guidance in Commonwealth Africa*, 33 *SOUTH AFRICA MERCANTILE LAW JOURNAL* 319 (2021).

*Reflecting on the Role and Impact of the Constitutional Value of Ubuntu on the Concept of Contractual Freedom and Autonomy in South Africa*, 24 POTCHEFSTROOM ELECTRONIC LAW JOURNAL 1 (2021).

*Assessing the Efficacy of Forum Selection Agreements in Commonwealth Africa*, 7 JOURNAL OF COMPARATIVE LAW IN AFRICA 1 (2020).

## CHAPTERS

*Ghana's Proposed Anti-LGBTQ+ Bill and its Implication on Academic Freedom in Institutions of Higher Learning*, in THE BUSINESS OF HIGHER EDUCATION – INTEGRATING ACADEMIC FREEDOM, PEDAGOGICAL APPROACHES AND CONSTITUTIONALISM (M. Van Eck & W. Domingo, eds., University of Johannesburg Press, South Africa, 2023).

*Human Rights – Ethical Institutions/ Religious Bodies Between Foundation and Watering Down Legally Testified Rights* (with Letlhokwa George Mpedi), in HUMAN RIGHTS IN A CHANGING WORLD – REFLECTIONS ON FUNDAMENTAL CHALLENGES (Mehmet Okyayuz, Mao Junxian, Letlhokwa George Mpedi & Peter Hermann, eds., Springer, 2023).

*Pandemic-Exacerbated Youth Unemployment in Africa: Divergent Trends Between Developing and Developed Worlds* (with Letlhokwa George Mpedi), in SUSTAINABLE DEVELOPMENT IN ACTION: EXAMINING GLOBAL NORTH-SOUTH DIVERGENCES, 160 (Nilanjan Ghosh & Soumya Bhowmic, eds., Global Policy-Wiley, 2022).

*Revisiting the Freedom of Trade, Occupation, and Movement of Refugees in South Africa* (with Letlhokwa George Mpedi), in REVISITING THE 1951 REFUGEE CONVENTION: EXPLORING GLOBAL PERSPECTIVES 67 (Anasua Basu Ray Chaudhury, ed., Global Policy-Wiley, 2022).

*Reflecting on the Applicability and Impact of the Fourth Republican Constitution of Ghana on the Concept of Contractual Freedom and Autonomy*, in LIBER DISCIPULORUM FÜR MICHAEL MARTINEK (von Michael Anton, ed., Juris Publishing GMBH, Germany, 2021).

*Social Rights as Human Rights in Africa: Some General Thoughts from an Inclusive Social Citizenship Perspective* (with Letlhokwa George Mpedi), in JOYS OF HUMAN RIGHTS: ESSAYS IN HONOUR OF PROFESSOR JOY NGOZI EZEILO (Obiajulu Nnamuchi & Ndubuisi Nwafor, eds., Malthouse Law Books, Nigeria, 2021).

*Legal Documents in Chains of Blocks: Transmitting and Storing Legal Records via DLT*, in HCCH A|BRIDGED EDITION 2019: THE HCCH SERVICE CONVENTION IN THE ERA OF ELECTRONIC AND INFORMATION TECHNOLOGY 84 (Hague Conference on Private International Law, 2020).



# Kim Diana Connolly

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My substantive research focuses on a number of related areas, including both international wetlands law and policy as well as other environmental regulatory and related subjects. Another area in which I am active as a scholar is access to justice. Finally, I also conduct research and write on student learning and andragogical issues, including work on experiential and interdisciplinary learning. In all cases, I seek to bring serious and practical scholarly study to pressing issues facing people and ecosystems on various levels.”

## AREAS OF INTEREST

ADMINISTRATIVE LAW

ACCESS TO JUSTICE

CLINICAL LEGAL EDUCATION

ENVIRONMENTAL LAW

INTERNATIONAL LAW

LAW AND SCIENCE

LAW AND SOCIAL SCIENCE

LEGAL EDUCATION

LEGISLATION

NATURAL RESOURCES LAW

## ARTICLES

*The Buffalo Model: An Approach to ABA Standard 303(c)'s Exploration of Bias, Cross-Cultural Competency, and Antiracism in Clinical and Experiential Law* (with Elisa Lackey), 70 WASHINGTON UNIVERSITY JOURNAL OF LAW AND POLICY 71 (2023).





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BA, SUNY College at Brockport



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## AREAS OF INTEREST

LEGAL RESEARCH

LEGAL TECHNOLOGY

## BOOKS

NEW YORK LEGAL RESEARCH  
(with Beth Adelman, Courtney L.  
Selby & Kathleen Darvil) (Carolina  
Academic Press, 4th ed., 2020).

## ARTICLES

*May It Please the Court: A Longitudinal  
Study of Judicial Citation to Academic  
Legal Periodicals*, 39 LEGAL REFERENCE  
SERVICES QUARTERLY 87 (2020).

## CHAPTERS

*May It Please the Court: A Longitudinal  
Study of Judicial Citation to  
Academic Legal Periodicals*, in THE  
ROLE OF CITATION IN THE LAW: A  
YALE LAW SCHOOL SYMPOSIUM  
(Michael Chiorazzi, ed., William  
S. Hein & Co., Inc., 2022).

“

My scholarship centers on practical research skills as well as the scholarly discussion currently taking place at the intersection of legal technology and legal practice. I am interested in exploring the many ways that changes in technology have impacted the practice of law, and how we can use that knowledge to provide our students with the practical skills they will need to be successful as they embark on their careers.”

■



# Matthew Dimick

## PROFESSOR

PhD, University of Wisconsin-Madison

MS, University of Wisconsin-Madison

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My research studies the relationship between law and economic inequality.

While we may well condemn inequality as an injustice in itself, it also has many negative side effects: a corrosion of the political process, skewed public policies, and an unstable financial system, to name a few. While the causes of rising income inequality are many and complex, the law undoubtedly plays a role. Traditionally, the economic analysis of law has focused on efficiency—how the law can make society’s economic pie larger. While using many of the same economist-inspired tools, my research uses a more sociologically-inspired set of questions to ask how the law distributes—slices up—the economic pie.”

### AREAS OF INTEREST

LABOR AND EMPLOYMENT LAW

CONTRACTS

TAX POLICY

LEGAL THEORY

LAW AND ECONOMICS

### BOOKS

THE LAW & ECONOMICS OF INCOME INEQUALITY: A CRITICAL APPROACH (Cambridge University Press, forthcoming 2024).

### ARTICLES

*While Waiting for Capital to Rain*, 71(5) BUFFALO LAW REVIEW (forthcoming 2023) (Symposium issue on John Henry Schlegel’s WHILE WAITING FOR RAIN: COMMUNITY, ECONOMY, AND THE LAW IN A TIME OF CHANGE).

*Conflict of Laws? Tensions Between Antitrust and Labor Law*, 90 UNIVERSITY OF CHICAGO LAW REVIEW 379 (2023).

*Race and Reification*, 31(3) HISTORICAL MATERIALISM 69 (2023).

### CHAPTERS

*Inframarginalism and the Distributive Corollary of the Coase Theorem*, in TOWARD AN INFRAMARGINAL REVOLUTION: MARKETS AS WEALTH DISTRIBUTORS (Ramsi Woodcock, ed., Cambridge University Press, forthcoming 2024).

*The Minimum Wage and Wage Protection*, in THE OXFORD HANDBOOK OF THE LAW OF WORK (Guy Davidov, Gillian Lester & Brian Langille, eds, Oxford University Press, forthcoming 2024).

*Evgeny Pashukanis’ Commodity-Form Theory of Law*, in RESEARCH HANDBOOK ON LAW AND MARXISM 115 (Umut Özsu & Paul O’Connell, eds., Edward Elgar Publishing, 2021).

### REVIEWS

*Book Review*, 41(3) COMPARATIVE LABOR LAW & POLICY JOURNAL 795 (2021) (reviewing PHILOSOPHICAL FOUNDATIONS OF LABOUR LAW (Hugh Collins, Gillian Lester, & Virginia Mantouvalou, eds., Oxford University Press, 2019)).

*Book Review*, 85(2) SCIENCE & SOCIETY 286 (2021) (reviewing Seth Donnelly, THE LIE OF GLOBAL PROSPERITY: HOW NEOLIBERALS DISTORT DATA TO MASK POVERTY AND EXPLOITATION (Monthly Review Press, 2019)).

# Helen A. Drew

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## AREAS OF INTEREST

SPORTS LAW  
COLLECTIVE BARGAINING

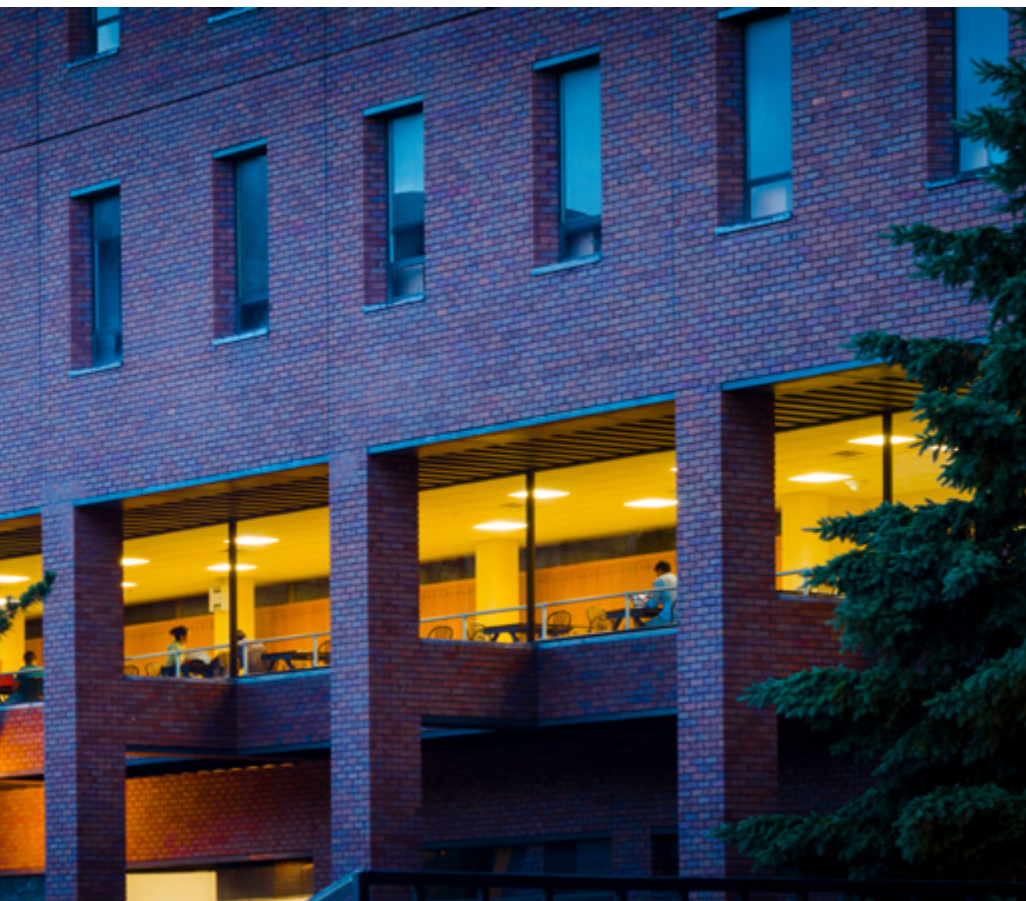
## ARTICLES

*Title IX in Historical Context: 50 Years of Progress and Political Gamemanship* (with Marissa Egloff & Josie Middione), 29 WILLIAM & MARY JOURNAL OF RACE, GENDER AND SOCIAL JUSTICE 103 (2022).

*Title IX's Impact Upon Collegiate Coaching: The Unfortunate Unintended Consequences of Title IX*, 33 MARQUETTE SPORTS LAW REVIEW 1 (Fall 2022).



In my role as director of the UB Center for the Advancement of Sport, I am interested in a variety of cross-disciplinary sports law matters, including the impact of NILs upon Title IX compliance, researching and developing policy to improve athlete safety and health, and the increasing role of analytics in all areas of sport. I am especially invested in improving access and equity in sports participation from youth to professional levels.”





# David M. Engel

SUNY DISTINGUISHED SERVICE PROFESSOR EMERITUS

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MA, University of Michigan

AB, Harvard University

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My research traces the ways in which rights become active, identities are forged, and law is woven into the fabric of day-to-day experiences. One line of work examines the earliest stages of the tort law system, when individuals suffer traumatic physical harms and, in most cases, refuse to lodge a claim or even consult a lawyer. I explain this overwhelming preference for law avoidance by drawing on interdisciplinary studies of injury and cognition. Another line of work explores recent transformations in law, culture, and society in Southeast Asia, with particular attention to Thailand. I have also attempted to chronicle the evolution of law and society research in all the regions of Asia and to feature some of the most significant work, particularly among younger scholars.”

## AREAS OF INTEREST

TORTS

LAW AND SOCIETY

ASIAN LEGAL CULTURES

LEGAL ETHNOGRAPHY

RIGHTS CONSCIOUSNESS

## BOOKS/EDITED VOLUMES

RESEARCH HANDBOOK ON THE CIVIL JUSTICE SYSTEM (Anne Bloom, David M. Engel & Richard Jolly, eds., Edward Elgar Publishing, forthcoming 2024).

THE ASIAN LAW AND SOCIETY READER (Lynette J. Chua, David M. Engel & Sida Liu, eds., Cambridge University Press, 2023).

## ARTICLES

*Judging and Judgment in Contemporary Asia: Editor's Introduction to Special Issue*, 8 *ASIAN JOURNAL OF LAW AND SOCIETY* 1 (2020).

*Legal Consciousness Reconsidered* (with Lynette Chua), 15 *ANNUAL REVIEW OF LAW AND SOCIAL SCIENCE* 335 (2020).

*States of Uncertainty: The Origins of "Law and Community in Three American Towns,"* *POLAR: POLITICAL AND LEGAL ANTHROPOLOGY REVIEW ONLINE* (July 2020) (Special issue: Festschrift for Carol Greenhouse).

## CHAPTERS

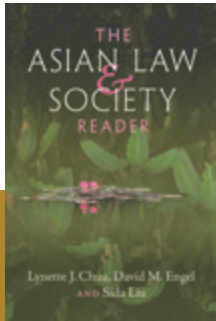
*Ghost Claims: Lumping in the Civil Justice System*, in *RESEARCH HANDBOOK ON THE CIVIL JUSTICE SYSTEM* (Anne Bloom, David M. Engel & Richard Jolly, eds., Edward Elgar Publishing, forthcoming 2024).

*Blood Curse and Belonging in Thailand: Law, Buddhism, and Legal Consciousness*, in *THAI LEGAL HISTORY: FROM TRADITIONAL TO MODERN LAW* 89 (Andrew Harding & Munin Pongsapan, eds., Cambridge University Press, 2021).

*Legal Consciousness* (with Lynette Chua), in *ROUTLEDGE HANDBOOK OF LAW AND SOCIETY* 187 (Marianna Valverde, Kamari M. Clarke, Eve Darian Smith & Prabha Kotiswaran, eds., Routledge Press, 2021).

## REVIEWS

*Book Review*, 57 *LAW & SOCIETY REVIEW* 553 (2023) (reviewing Susan Shapiro, *SPEAKING FOR THE DYING: LIFE-AND-DEATH DECISIONS IN INTENSIVE CARE* (University of Chicago Press, 2019)).



## A LOOK AT EMERGING LAW AND SOCIETY SCHOLARSHIP IN ASIA

Law and Society, a research approach that examines the place of law in social, political, economic and cultural life, is well-established in the Western Hemisphere but still new to many in Asia. **David M. Engel** has been an active mentor to promising scholars as they apply these insights to Asian societies.

In *THE ASIAN LAW AND SOCIETY READER* (Cambridge University Press, 2023), co-edited with Lynette J. Chua and Sida Liu, the editors bring together some of the most perceptive Law and Society scholarship being done in Asia today. It's the first collection of its kind featuring that entire region and includes extensive commentaries on each topic discussed.

Among other issues, the contributors address the legacies of colonial rule among Asian nations, and the rapid legal and social transformation those societies have undergone.





# Jorge Luis Fabra-Zamora

ASSOCIATE PROFESSOR

PhD, McMaster University, Canada

MA, McMaster University, Canada

LLB, Universidad de Cartagena, Colombia

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jorgefab@buffalo.edu



My primary research project develops a unified theory of state and non-state legal phenomena (i.e., intra-state, international, transnational, supranational, and global law). This theoretical framework seeks to resolve vexing questions concerning the nature and legal character of non-state legal phenomena and establish a firmer ground for doctrinal and practical inquiries regarding state and non-state law.

My secondary research project explores theoretical questions at the intersection between torts, administrative law, and political philosophy. I aim to develop a theory of collective responsibility for wrongs committed by state officials derived from a politico-moral account of the duties of liberal states. I am also interested in compensation systems for human rights infringements.”

## AREAS OF INTEREST

LEGAL THEORY  
 JURISPRUDENCE  
 TORTS  
 GLOBALIZATION  
 INTERNATIONAL HUMAN RIGHTS LAW  
 TRANSITIONAL JUSTICE

## BOOKS/EDITED VOLUMES

KELSEN’S LEGACY: ESSAYS ON LEGAL NORMATIVITY, DEMOCRACY, AND INTERNATIONAL LAW (Jorge Nunez and Gonzalo Villa, eds., Oxford: Hart Publishing, forthcoming 2024).

TRUTH, JUSTICE, AND NON-REPETITION IN THE COLOMBIAN CONFLICT (Jorge Fabra-Zamora, Andrés Molina-Ochoa and Nancy Doubleday, eds., Bogotá: Tirant Lo Blanch, 2023) (in Spanish).

OBJECTIVITY IN JURISPRUDENCE, LEGAL INTERPRETATION AND PRACTICAL REASONING (Jorge Fabra-Zamora & Gonzalo Villa Rosas, eds., Cheltenham: Edward Elgar Publishing, 2022).

THE COLOMBIAN PEACE AGREEMENT: A MULTIDISCIPLINARY ANALYSIS (Jorge Fabra-Zamora, Andrés Molina-Ochoa & Nancy C. Doubleday, eds., Routledge, 2021).

CONCEPTUAL JURISPRUDENCE: METHODOLOGICAL ISSUES, CLASSICAL QUESTIONS, AND NEW APPROACHES (Jorge Fabra-Zamora & Gonzalo Villa Rosas, eds., Dordrecht: Springer - Law and Philosophy Library 137, 2021).

JURISPRUDENCE IN A GLOBALIZED WORLD (Cheltenham: Edward Elgar Publishing, 2020).

LAW’S TRANSFORMATION IN GLOBALIZATION (México: UNAM, 2020) (in Spanish).

## ARTICLES

*The Conceptual Problems Arising from Legal Pluralism*, 36 CANADIAN JOURNAL OF LAW AND SOCIETY 1 (2022).

*Legal Pluralism and Analytical Jurisprudence*, 67(2) MCGILL LAW REVIEW 157 (2021).

*Legal Positivism as a Theory of Law’s Existence: A Comment on Margaret Martin’s Judging Positivism*, 55 ISONOMIA 193 (2021).

*The Theoretical Puzzles of Non-State Legal Phenomena*, 12 (1) TRANSNATIONAL LEGAL THEORY 110 (2021).

*The Democratic Dilemma of Peace Processes*, 52 DIÁLOGOS DE SABERES 27 (2020) (in Spanish).

## CHAPTERS

*A Hartian Theory of Officials, in* LEGAL COMPETENCE: CONCEPT, NORMS, FORMALIZATION, AND EXERCISE 207 (Torben Spaak, et al, eds., Dordrecht: Springer, 2023).

*Colombia: Recent History* (with Andrés Molina-Ochoa), in EUROPA WORLD: THE GLOBAL REFERENCE SOURCE, VOL: SOUTH AMERICA, CENTRAL AMERICA AND THE CARIBBEAN 2023 (London: Routledge, 2022).

*Introduction, in* OBJECTIVITY IN JURISPRUDENCE, LEGAL INTERPRETATION AND PRACTICAL REASONING 1 (Jorge Fabra-Zamora & Gonzalo Villa-Rosas, eds., Cheltenham: Edward Elgar Publishing, 2022).

*Introduction, in* CONCEPTUAL JURISPRUDENCE: METHODOLOGICAL ISSUES, CLASSICAL QUESTIONS, AND NEW APPROACHES 1 (Jorge Fabra-Zamora & Gonzalo Villa Rosas, eds., (Dordrecht: Springer, 2021).

*Introduction: The Colombian Peace Agreement, in* THE COLOMBIAN PEACE AGREEMENT 1 (Jorge Fabra-Zamora, Andrés Molina-Ochoa & Nancy Doubleday, eds., London: Routledge, 2021).

*Introduction, in* JURISPRUDENCE TO A GLOBALIZED WORLD 1 (Jorge Luis Fabra-Zamora, ed., Cheltenham: Edward Elgar Publishing, 2020).

*Three Models of Reparations for Victims of the Internal Armed Conflict in Colombian Law, in* REPARACIÓN EN LOS SISTEMAS TRANSICIONALES EN COLOMBIA: LOS RETOS DE UN CONCEPTO EN CONSTRUCCIÓN 73 (Paola Sánchez et al, eds., Bogotá: Comisión Colombiana de Juristas, 2020) (in Spanish).



## ASSESSING COLOMBIA'S NEW ERA OF PEACE

Five decades of armed conflict came to an end in 2016 with the signing of the Colombia Peace Accord between that country's government and the insurgent Revolutionary Armed Forces of Colombia, or FARC. It was the longest and most violent conflict ever to occur in the Western Hemisphere.

TRUTH, JUSTICE, AND NON-REPETITION IN THE COLOMBIAN CONFLICT (Bogotá: Tirant Lo Blanch, 2023), co-edited by **Jorge Fabra-Zamora**, Andrés Molina-Ochoa and Nancy Doubleday, makes a sweeping appraisal of the peace agreement. Published in Spanish, it includes contributors from many spheres of Colombian society, including justices of the country's Special Jurisdiction of Peace and representatives of civil society. Also included are a wide array of experts in many disciplines: international and domestic criminal law, human rights, transitional justice, international law, history, philosophy, political science and psychology.

The authors look forward as well as back, exploring strategies for avoiding a repeat of the conflict.



# Lucinda M. Finley

FRANK G. RAICHLER PROFESSOR OF  
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My research focuses on the gender-based impact of seemingly neutral tort doctrines. I am studying caps on non-economic damages to demonstrate that caps have a disparate impact on women, the elderly, and children's death cases. I'm also exploring why non-economic damages are an under-sustained challenge, and why women tend to receive greater proportions of their tort awards in non-economic damages. And I am investigating other important empirical questions about the hidden or unintended consequences of tort reform, including how it will affect lawyers' case selection and settlement strategies. Better understanding of the actual consequences of legal change on the institutional players and the people who seek access to the civil justice system can lead to sounder and more equitable law reform."

## AREAS OF INTEREST

- TORT LAW AND GENDER ISSUES
- FEMINIST LEGAL THEORY
- REPRODUCTIVE RIGHTS
- EQUAL PROTECTION LAW AND EQUALITY THEORY
- FIRST AMENDMENT AND LIMITS ON PROTEST ACTIVITY

## BOOKS

FEMINIST JUDGMENTS: REWRITTEN TORT OPINIONS (with Martha Chamallas) (Cambridge University Press, 2020).

## CHAPTERS

*Commentary on Emerson v. Magendantz*, in FEMINIST JUDGMENTS: REWRITTEN TORT OPINIONS 291 (Martha Chamallas & Lucinda Finley, eds., Cambridge University Press, 2020).

*Introduction* (with Martha Chamallas), in FEMINIST JUDGMENTS: REWRITTEN TORT OPINIONS 3 (Martha Chamallas & Lucinda Finley, eds., Cambridge University Press, 2020).





# Rebecca R. French

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### AREAS OF INTEREST

PROPERTY LAW

BUDDHISM AND LAW

ANTHROPOLOGY OF LAW

COMPARATIVE LAW

LAW AND RELIGION

### BOOKS/EDITED VOLUMES

BUDDHISM, LAW & SOCIETY, vol. 7  
(Rebecca French, Joshua Coene & Petra Kieffer-Pülz, eds., William S. Hein & Co., Inc., 2021-22).

BUDDHISM, LAW & SOCIETY, vol. 6  
(Rebecca French, Joshua Coene & Petra Kieffer-Pülz, eds., William S. Hein & Co., Inc., 2020-21).

BUDDHISM, LAW & SOCIETY, vol. 5  
(Rebecca French, Joshua Coene & Petra Kieffer-Pülz, eds., William S. Hein & Co., Inc., 2019-20).

### ARTICLES

*Buddhist Legal Documentation: Viharas and Inscriptions in Stone and Metal*,  
7 *BUDDHISM, LAW & SOCIETY* (2021-22).

*Comparative Law and Buddhist Legal Systems*, 6 *BUDDHISM, LAW & SOCIETY* (2020-21).

*The Role of Pilgrimages, Travelogues and Scholarly Reports in Buddhist Law*, 5 *BUDDHISM, LAW AND SOCIETY* vii (2020).

### CHAPTERS

*Preface*, in *BUDDHISM AND COMPARATIVE CONSTITUTIONAL LAW* (Tom Ginsburg & Benjamin Schonthal eds., Cambridge University Press, 2022).



In the course of my investigation of the Tibetan legal system, I discovered a hole in the substantial discipline of Religious Legal Studies — the study of Buddhist Legal Systems. Very little has been written on the legal systems that were influenced by Buddhism, one of the largest world religions with a 2,500 year history and 500 million followers. My project for the last several years has been to write books and articles in this area, to edit a journal called *BUDDHISM, LAW & SOCIETY* available through Hein Publishing, and to organize conferences with international scholars to talk, think and write in this exciting new subject matter.”



# James A. Gardner

BRIDGET AND THOMAS BLACK  
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The Trump presidency, and the social and political movements it summoned forth, have drastically altered the constitutional, democratic, and political landscapes. My most recent work, drawing heavily on comparative sources tracing the rise of authoritarianism around the globe, focuses on the impact that American populism and authoritarianism have had, and are having, on the U.S. system of constitutional democracy. The questions I seek to address are basic, and alarming: Will American democracy survive? Will Americans continue to enjoy the liberties to which they have become accustomed? Will the long American project to perfect a liberal democracy of equal citizens continue in any form, or will it be abandoned?"

## AREAS OF INTEREST

CONSTITUTIONAL STRUCTURE OF POLITICS  
LAW AND DEMOCRATIC THEORY  
ELECTION LAW  
FEDERALISM  
STATE CONSTITUTIONAL LAW

## BOOKS/EDITED VOLUMES

ELECTION LAW IN THE AMERICAN POLITICAL SYSTEM (with Guy-Uriel Charles) (Aspen, 3rd ed., 2023).  
COMPARATIVE ELECTION LAW (James A. Gardner, ed., Edward Elgar Publishing, 2022).  
LEGAL ARGUMENT: THE STRUCTURE AND LANGUAGE OF EFFECTIVE ADVOCACY (with Christine Bartholomew) (Carolina Academic Press, 3rd ed., 2020).

## ARTICLES

*Dividing the Body Politic*, UNIVERSITY OF CHICAGO LAW FORUM (forthcoming 2024).  
*New Challenges to Judicial Federalism*, 112 KENTUCKY LAW JOURNAL (forthcoming 2024).  
*Waiting for Virtue: Comments on Schlegel's Waiting for Rain*, 71(5) BUFFALO LAW REVIEW (forthcoming 2023) (Symposium issue on John Henry Schlegel's WHILE WAITING FOR RAIN: COMMUNITY, ECONOMY, AND THE LAW IN A TIME OF CHANGE).

*Why Law Isn't Jazz: A Response*, 71 BUFFALO LAW REVIEW DOCKET D1 (2023).

*Federalism and the Limits of Subnational Political Heterogeneity*, 2021 WISCONSIN LAW REVIEW 1097 (2021).

*Illiberalism and Authoritarianism in the American States*, 70 AMERICAN UNIVERSITY LAW REVIEW 829 (2021).

*The Illiberalization of American Election Law: A Study in Democratic Deconsolidation*, 90 FORDHAM LAW REVIEW 423 (2021).

*Transmission of Mastery*, 69 BUFFALO LAW REVIEW 55 (2021).

*Democratic Legitimacy under Conditions of Severely Depressed Voter Turnout*, UNIVERSITY OF CHICAGO LAW REVIEW Online 24 (2020).

*Lessons from a Journey through Subnational Constitutional Law*, 72 RUTGERS UNIVERSITY LAW REVIEW 1187 (2020).

## CHAPTERS

*Election Law and Democratic Theory*, in OXFORD HANDBOOK OF AMERICAN ELECTION LAW (Eugene R. Mazo, ed., Oxford University Press, forthcoming 2024).

*Equilibrium and Sustainability in Federal Systems*, in HANDBOOK OF FEDERATIONS AND FEDERAL STUDIES (César Colino, ed., Edward Elgar, forthcoming 2024).

*How Federal Systems Endure: Dynamic Equilibrium and Its Challenges*, in THE LAW AND POLITICS OF FEDERALISM (Erin F. Delaney, ed., Edward Elgar, forthcoming 2024).

*Strongmen and Neurotics: Visible Struggle and the Construction of Judicial Ethos*, in THE RHETORIC OF JUDGING WELL: THE CONFLICTED LEGACY OF JUSTICE ANTHONY M. KENNEDY 155 (David Frank & Francis J. Mootz, III, eds., Pennsylvania State University Press, 2023).

*El Misterioso Éxito de una Democracia Federal*, in DECISIÓN DEMOCRÁTICA Y FORMA CONSTITUCIONAL 337 (Pablo C. Riberi and Pedro Salazar, eds.) (Instituto de Investigaciones Jurídicas, Universidad Nacional Autónoma de México, 2022) (in Spanish).

*Electoral Systems and Conceptions of Politics*, in COMPARATIVE ELECTION LAW 140 (James A. Gardner, ed., Edward Elgar Publishing, 2022).

*Introduction: Election Law - Universal or Particular?*, in COMPARATIVE ELECTION LAW 2 (James A. Gardner, ed., Edward Elgar Publishing, 2022).

*Principios de la libertad de expresión en los Estados Unidos*, in UNA PERSPECTIVA GLOBAL DE DERECHO PENAL 781 (Dulce María Santana Vega, et al., eds.) (Atelier, 2022) (in Spanish).

*Subnational Constitutionalism in the United States*, in HANDBOOK OF SUBNATIONAL CONSTITUTIONS AND CONSTITUTIONALISM 294 (Patricia Popelier, Giacomo Delladone & Nicholas Aroney, eds., Routledge, 2021).

*Presidential Selection: Historical, Institutional, and Democratic Perspectives*, in THE BEST CANDIDATE: PRESIDENTIAL NOMINATION IN POLARIZED TIMES 10 (Eugene Mazo & Michael Dimino, eds., Cambridge University Press, 2020).

#### REVIEWS

*Book Review, Can Liberal Constitutionalism Survive the Rise of the Megacity?*, 47 LAW AND SOCIAL INQUIRY 1055 (2022) (reviewing Ran Hirschl, CITY, STATE: CONSTITUTIONALISM AND THE MEGACITY (Oxford, 2020)).



## AMERICAN ELECTORAL POLITICS IN PERSPECTIVE

Law students and legal scholars seeking a thorough and accessible introduction to U.S. election law will find it in the third edition of *ELECTION LAW IN THE AMERICAN POLITICAL SYSTEM* (Aspen, 2023), edited by **James A. Gardner** and **Guy-Uriel Charles**. At 1,164 pages, this intellectually rich casebook offers comprehensive coverage of the legal rules and doctrines that shape democratic participation in the modern American political system.

The new edition foregrounds the profound challenges that have come to face American democracy in recent years, products of a political environment in which partisan attempts to undermine longstanding democratic processes have become a new norm. The authors also examine the rise of populism, authoritarianism and election denialism worldwide, providing important context for the recent American political experience.



# John Harland Giammatteo

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My current research focuses on the court-like procedures deployed by mass adjudicatory agencies. These adjudication systems process high volumes of vital and important claims, and they deploy procedures that resemble courts and whose closest analogy is court-centric procedure. At the same time, we justify removing these claims from generalist, independent Article III courts based on the perceived efficiency and subject-matter expertise underpinning much of administrative law.

I'm interested in the ways in which these adjudicatory systems both build on and trouble our understanding of procedure and administrative law, primarily through qualitative and ethnographic research about how they function in practice."

## AREAS OF INTEREST

CIVIL PROCEDURE

FEDERAL COURTS

IMMIGRATION

ADMINISTRATIVE LAW

APPELLATE PROCEDURE

PUBLIC BENEFITS LAW

## ARTICLES

*The New Comity Abstention*, 111

CALIFORNIA LAW REVIEW 1705 (2023).

*A Poll Tax By Another Name:*

*Considering the Constitutionality of*

*Conditioning Naturalization and the*

*"Right to Have Rights" On An Ability*

*to Pay*, 95 NEW YORK UNIVERSITY

LAW REVIEW ONLINE 259 (2020).



# Thomas Hare

LECTURER IN LAW,  
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## AREAS OF INTEREST

LEGAL REASONING  
BUSINESS LAW  
SECURITIES REGULATION  
EMPLOYMENT LAW

## ARTICLES

*Misappropriation Theory: How the  
World's Two Largest Economies  
Regulate Insider Trading*, 18(1)  
DARTMOUTH LAW JOURNAL 6 (2020).



My research addresses business law, employment law, criminal law and racial justice issues, with a primary focus on the intersectionality of these areas of law. For example, my published research in 2020 dealt with the intersection of securities regulation and criminal law, specifically, the use of misappropriation theory to regulate insider trading. Another example is my forthcoming research in 2024, which will concentrate on the marginalization of black women in the workplace through family responsibilities discrimination.”





# Alexandra Harrington

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My research explores the aims of sentencing and how these goals influence opportunities for back-end sentence review or ‘second-looks’ for people who are incarcerated. Whether we aim, in incarcerating someone, to rehabilitate, to incapacitate, to deter, or to punish informs how we view the sentence and any later efforts to modify it.

My research and writing have developed from my own practice representing individuals at parole and resentencing hearings, in clemency proceedings, and in lawsuits against prison systems. I run a clinic that allows me to select cases from legal areas ripe for reform and development, so my scholarly interests have developed in tandem with my legal practice. My hope in writing is that the pieces will both contribute to the academic discourse about the issues they center, and also assist attorneys representing incarcerated individuals.”

## AREAS OF INTEREST

CRIMINAL LAW

CRIMINAL PROCEDURE

CONSTITUTIONAL LAW

JUVENILE JUSTICE

PRISONERS’ RIGHTS

SENTENCING & PAROLE

## ARTICLES

*The Constitutionalization of Parole: Fulfilling the Promise of Meaningful Review*, 106 CORNELL LAW REVIEW 1173 (2021).

## REPORTS

TIME-IN-CELL: A 2019 SNAPSHOT OF RESTRICTIVE HOUSING BASED ON NATIONWIDE SURVEYS OF U.S. PRISON SYSTEMS (with Judith Resnik, et al.)(2020).

## AMICUS BRIEFS

Brief of Legal Scholars of Felony Murder and Constitutional Proportionality as Amicus Curiae Supporting Petitioner, *Sellers v. State* (Colorado Supreme Court, 2023) (No. 2022SC738)(co-lead author).

**Nan L. Haynes**  
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#### AREAS OF INTEREST

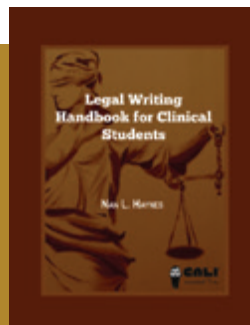
TOXIC TORT  
CIVIL RIGHTS LITIGATION

#### BOOKS

*Legal Writing Handbook for Clinical Students* (CALI, 2023).



I am a legal practitioner, so I research practical legal issues that are ripe for litigation and are in the public interest. I then apply the results of my research to support toxic tort and civil rights litigation.”



## A WRITING COMPANION FOR CLINIC STUDENTS

Law students enrolled in legal clinics need to draft legal memorandums, briefs, client letters and pleadings, often with minimal supervision. Real-world clients depend on their legal writing skills.

To support that important work, **Nan Haynes’** *LEGAL WRITING HANDBOOK FOR CLINICAL STUDENTS* (CALI, 2023) provides a clear and cogent guide to legal writing in the clinical context. Providing copious examples, Haynes covers the key writing skills that clinical students need to master, one chapter at a time.

Sections include “Organization and Reasoning,” “Persuasive Writing,” “Headings and Issue Statements” and “Your Client’s Story,” as well as solid advice on improving one’s writing by using concrete subjects and active verbs.



# Alfred S. Konefsky

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Alfred S. Konefsky, a UB Distinguished Professor Emeritus, joined the University at Buffalo School of Law faculty in 1977 after serving as the Charles Warren Fellow in American Legal History at Harvard Law School and as editor of *Legal Papers of Daniel Webster* at Dartmouth College.

He taught contracts and a variety of courses in American legal history, including the subject areas of the 19th century (from the Revolution to the Civil War), the colonial period, law and American labor history, American constitutional history, and Melville and the law.”

## AREAS OF INTEREST

AMERICAN LEGAL HISTORY

AMERICAN CONSTITUTIONAL HISTORY

CONTRACTS

MELVILLE AND THE LAW

## ARTICLES

*John Henry Schlegel and The Muppet Show*, 69 BUFFALO LAW REVIEW 101 (2021).









# Meredith Kolsky Lewis

PROFESSOR

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My research focuses on international trade law, particularly issues relating to the World Trade Organization, plurilateralism, free trade agreements, trade policy and dispute settlement. I approach much of my scholarship through an international political economy lens. I also have a strong interest in East Asia and the Pacific, a result of having lived and worked in New Zealand and Japan.”

## AREAS OF INTEREST

INTERNATIONAL ECONOMIC LAW

INTERNATIONAL TRADE LAW

PLURILATERALISM

FREE TRADE AGREEMENTS

INTERNATIONAL DISPUTE SETTLEMENT

INTERNATIONAL COMMERCIAL  
ARBITRATION

INTERNATIONAL BUSINESS TRANSACTIONS

DISSENTING OPINIONS IN DOMESTIC  
AND INTERNATIONAL ADJUDICATION

## BOOKS/EDITED VOLUMES

A POST-WTO INTERNATIONAL  
LEGAL ORDER: UTOPIAN, DYSTOPIAN  
AND OTHER SCENARIOS (Meredith  
Kolsky Lewis, Junji Nakagawa,  
Rostam J. Neuwirth, Colin B.  
Picker & Peter Tobias Stoll, eds.,  
Springer Nature, 2020).

## ARTICLES

*International Trade Agreements:  
Laboratories of Innovation or Propellers  
of Fragmentation?* 26 JOURNAL OF  
INTERNATIONAL ECONOMIC LAW (2023).

## CHAPTERS

*Import and Export Controls, in  
INTERNATIONAL COMMERCIAL  
CONTRACTS* (Petra Butler, ed., Oxford  
University Press, forthcoming 2024).

*Multilateral Rules and the Legality  
of Regional Integration, in THE  
INTERNATIONAL LAW OF ECONOMIC  
INTEGRATION* (Julien Chaisse &  
Christoph Herrmann, eds., Oxford  
University Press, forthcoming 2024).

*New Zealand* (with Tracey Epps &  
Daniel Kalderimis), in THE ELGAR  
ENCYCLOPEDIA OF INTERNATIONAL  
ECONOMIC LAW (Thomas Cottier  
& Krista Nadakavukaren  
Schefer, eds., Edward Elgar,  
2d ed., forthcoming 2024).

*Winning Strategy or Own Goal?  
Reflections on the United States  
Exiting the Trans-Pacific Partnership,*  
in RETHINKING, REPACKAGING AND  
RESCUING WORLD TRADE LAW IN  
THE POST-PANDEMIC ERA 251 (Amrita  
Bahri, Daria Boklan & Weihuan  
Zhou, eds., Hart Publishing, 2021).

*The TPP as a Potential New Paradigm  
for Trade Agreements: Implications and  
Opportunities, in EL TLCAN FRENTE A  
NUEVAS NEGOCIACIONES COMERCIALES  
REGIONALES: EL TPP Y EL TTIP 55*  
(María Celia Toro Hernández, ed.,  
2020) (translated into Spanish).

## OTHER

*Proceedings of the 2023 APEC Study Centers Consortium Conference: November 15, 2023* (Meredith Kolsky Lewis & Jessie Poon, eds., University of California – Berkeley, forthcoming 2024).

*Final Report: Committee on Sustainable Development and the Green Economy in International Trade Law* (Mary Footer, Meredith Kolsky Lewis & Greg Messenger, eds., International Law Association, 2022).

*Geopolitical Implications of the Regional Comprehensive Economic Partnership (RCEP)*, in *AFRONOMICS LAW SYMPOSIUM ON THE REGIONAL COMPREHENSIVE ECONOMIC PARTNERSHIP* (2021).

*Interim Report: Committee on Sustainable Development and the Green Economy in International Trade Law* (Mary Footer, Meredith Kolsky Lewis & Locknie Hsu, eds., International Law Association, 2020).



# Paul Linden-Retek

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AB, Harvard University

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Combining interests in critical theory with international socio-legal studies, I study transformations of legal and political form under contemporary globalization. My recent research focused on the European Union, and my first book developed an account of postnational constitutionalism that reimagined the nature of solidarity, legal interpretation, and sovereignty beyond the nation-state. My current research poses similar questions in the field of international human rights law, asking how we might rethink the purposes and ambitions of international refugee protection. My present work traces the implications of contemporary border control policies not just for the rights of refugees but also for the legitimacy of state power and the future of international legal order.”

## AREAS OF INTEREST

CONSTITUTIONAL LAW AND THEORY  
INTERNATIONAL HUMAN RIGHTS  
REFUGEE AND ASYLUM LAW  
COMPARATIVE LAW  
EUROPEAN UNION LAW  
CRITICAL LEGAL THEORY  
LAW AND LITERATURE  
TRANSFORMATIONS OF SOVEREIGNTY

## BOOKS

POSTNATIONAL CONSTITUTIONALISM:  
EUROPE AND THE TIME OF LAW  
(Oxford University Press, 2023).

## ARTICLES

*Europe and the Federal Conceit*,  
13(3) JURISPRUDENCE 458 (2022).

*Neither Trumps nor Interests: Rights,  
Pluralism, and the Recovery of  
Constitutional Judgment*, 70(3) CLEVELAND  
STATE LAW REVIEW 393 (2022).

*History, System, Principle, Analogy:  
Four Paradigms of Legitimacy in  
European Law*, 26(3) COLUMBIA  
JOURNAL OF EUROPEAN LAW 1 (2021).

*The Refugees We Are: Solidarity,  
Asylum, and Critique in the European  
Constitutional Imagination*, 22(4)  
GERMAN LAW JOURNAL 506 (2021).

*The Subjects of Spatial Statism:  
Reclaiming Politics and Law in  
International Entanglement*, 18(1)  
INTERNATIONAL JOURNAL OF  
CONSTITUTIONAL LAW 36 (2020).

## CHAPTERS

*‘Safe Third Country’: Democratic  
Responsibility and the Ends of  
International Human Rights*, in  
LAWLESS ZONES, RIGHTLESS SUBJECTS:  
MIGRATION, ASYLUM, AND SHIFTING  
BORDERS (Seyla Benhabib & Ayelet  
Shachar, eds., Cambridge University  
Press, forthcoming 2024).

*At the Borders of the Self: Democratic  
Iterations as a Theory of Post-  
National Sovereignty*, in SEARCH OF  
THE CONCRETE UNIVERSAL (Stefan  
Eich, Anna Jurkevics, Nishin  
Nathwani & Nica Siegel, eds.,  
Columbia University Press, 2023).

*Constitutional Patriotism as  
Europe’s Public Philosophy? On the  
Responsiveness of Post-National  
Law*, in EU CONSTITUTIONAL  
IMAGINARIES: BETWEEN IDEOLOGY  
AND UTOPIA 259 (Jan Komárek, ed.,  
Oxford University Press, 2022).

*Judith Shklar’s Critique of Legalism* (with  
Seyla Benhabib), in THE CAMBRIDGE  
COMPANION TO THE RULE OF LAW 295  
(Jens Meierhenrich & Martin Loughlin  
eds., Cambridge University Press, 2021).

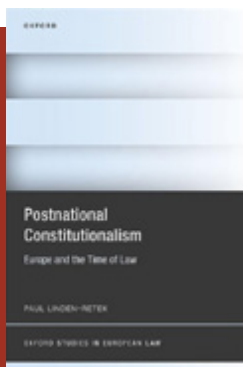
## REVIEWS

Book Review, *The Burdens of Love and Time*, 198 TELOS 162 (2022) (reviewing Paul W. Kahn, TESTIMONY (Cascade Books, 2021)).

Book Review, *Our Fleeting Moments: Legal Thought in a Confessional Key*, LAW, CULTURE, AND THE HUMANITIES 1 (2020) (reviewing James Boyd White, KEEP LAW ALIVE (Carolina Academic Press, 2019)).

## OTHER

*Whose Suffering Matters*, BOSTON REVIEW ONLINE FORUM (September 2020). [bostonreview.net/law-justice/paul-linden-retek-whose-suffering-matters](https://bostonreview.net/law-justice/paul-linden-retek-whose-suffering-matters)



## RETHINKING WHAT UNITES THE EUROPEAN UNION

In a polyglot continent with a complicated history and sometimes very different cultures and traditions, what holds the 27 member states of the European Union together?

It's more than a common currency and a shared interest in security and trade, argues **Paul Linden-Retek**. In *POSTNATIONAL CONSTITUTIONALISM: EUROPE AND THE TIME OF LAW* (Oxford University Press, 2023), he develops an understanding of the EU and its constitutional order as an aspiration to a particular kind of political life. Such a life asks citizens to understand their identities, histories, and legacies to be unfinished, as sites of possibility and transformation, and always developing in relation to the lives of others.

Linden-Retek argues that the EU's present troubles have come about because social and historical relationships are often misattributed in European law as timeless relations—and thus are closed off to the possibility of reform and change.



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BA, Vassar College

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My research examines the appropriate role of courts and agencies in efficiently regulating risks to public health and safety. I combine insights from law and economics theory and empirical and statistical approaches to investigate the incentives the law provides to entities that create risks to public health and how institutions value those risks.”

#### AREAS OF INTEREST

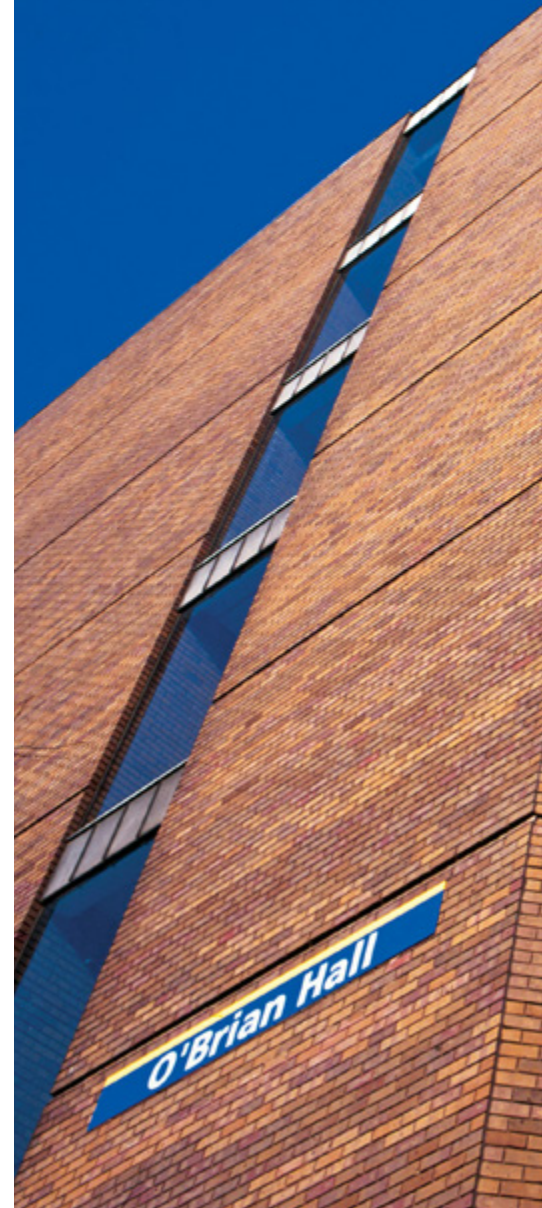
HEALTH LAW  
TORT LAW  
ADMINISTRATIVE LAW  
LAW AND ECONOMICS

#### ARTICLES

*COVID-19 Tort Reform*, 34 HEALTH MATRIX: JOURNAL OF LAW-MEDICINE (forthcoming March 2024).

*Publication Selection Biases in Stated Preference Estimates of the Value of a Statistical Life* (with W. Kip Viscusi) 11 JOURNAL OF BENEFIT-COST ANALYSIS 357 (2020).

*The Specific Consumer Expectations Test for Product Defects* (with W. Kip Viscusi) 95 INDIANA LAW JOURNAL 183 (2020).



# Lynn Mather

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BA, University of California, Los Angeles

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## AREAS OF INTEREST

LEGAL ETHICS  
LEGAL PROFESSION  
LAW AND SOCIAL POLICY  
COURTS AND CONFLICT RESOLUTION  
LAW AND SOCIETY

## ARTICLES

*“Who’s the Fairest One of All?” The Construction of Ethical Hierarchy in the Legal Profession* (with Leslie C. Levin), *ANNUAL REVIEW OF LAW AND SOCIAL SCIENCE* (forthcoming 2024).

*Communities of Scholars and Communities of Practice*, 48 *JOURNAL OF LAW AND SOCIETY* 25 (2021).

*What is a ‘Case’?*, 11(2) *ONATI SOCIO-LEGAL SERIES* 355 (2021).

## CHAPTERS

*When and Why Do Lawyer Organisations Seek to Influence Law?* (with Leslie C. Levin), in *LAWYERS IN 21ST-CENTURY SOCIETIES*, vol. 2 (Richard Abel et al., eds., Bloombury Publishing, 2022).



What influences lawyers in their decisions at work and how do those factors vary in different fields of legal practice? My research has explored these questions empirically in studies of lawyers working in different areas. Also, what values do bar associations pursue through lawyer regulation and other efforts to influence law? One recent article compared international lawyer organizations and a second article compared national lawyer organizations in different countries. The role of courts in conflict resolution and policy-making constitutes another central research area for me. What is a ‘case’? The concept of a case in court reflects multiple perspectives, from a litigant’s interest in filing a claim to the government’s interest in designating certain conduct as “illegal.”



# Martha T. McCluskey

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I explore questions of social and economic policy and regulation using insights from feminist legal theory, vulnerability theory, heterodox economics, and other critical theories. As part of the growing Law and Political Economy movement, I am active in several scholarly organizations addressing the legal underpinnings of contemporary crises of environment, health, inequality, and democracy. My work challenges the division between economics and social justice, recognizing that ideas about production and value are interrelated with issues of race, gender, class, sexuality, and disability status.”

## AREAS OF INTEREST

LAW AND ECONOMICS  
LAW AND POLITICAL ECONOMY  
CLIMATE JUSTICE  
CONSTITUTIONAL LAW  
WELFARE LAW  
GENDER AND LAW  
CRITICAL LEGAL STUDIES  
HEALTH LAW  
EMPLOYMENT LAW  
FAMILY LAW  
DISABILITY LAW  
CIVIL RIGHTS LAW  
RACE AND THE LAW  
INSURANCE AND THE LAW  
OCCUPATIONAL SAFETY AND HEALTH  
GOVERNMENT ETHICS  
REGULATION  
ENERGY LAW  
HIGHER EDUCATION LAW  
FINANCE

## ARTICLES

*Association for the Promotion of Political Economy and the Law: Transforming Law and Economic Power*, 4 JOURNAL OF LAW AND POLITICAL ECONOMY 663 (2023).

*Gender, Violence, and the Rule of Law: Remembering Isabel Marcus*, 71 BUFFALO LAW REVIEW 15 (2023).

*Rethinking Economics for Tax Law and Political Economy*, 83 OHIO STATE LAW JOURNAL ONLINE 94 (2022).

## CHAPTERS

*Restructuring the Constitution for Human Resilience*, in LAW, VULNERABILITY, AND THE RESPONSIVE STATE: BEYOND EQUALITY AND LIBERTY 13 (Martha Albertson Fineman & Laura Spitz, eds., Routledge, 2024).

*Autonomy*, in THE FOUNDATIONS OF VULNERABILITY THEORY: FEMINISM, FAMILY, AND FINEMAN 103 (Jennifer Hickey, ed., Routledge, 2024).

*Critical Legal Power for Twenty-First Century Change*, in DE LEGE 2020: VOICES ON LAW AND ACTIVISM (Maria Grahn-Farley, eds., Iustus, 2021).

*Law and Economics Against Feminism*, in OXFORD HANDBOOK ON FEMINISM AND LAW IN THE U.S. (Deborah L. Brake, Martha Chamallas & Verna L. Williams, eds., Oxford University Press, 2021).



# Errol Meidinger

SUNY DISTINGUISHED PROFESSOR EMERITUS

MARGARET W. WONG PROFESSOR EMERITUS

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## AREAS OF INTEREST

ADMINISTRATIVE LAW

ENVIRONMENTAL LAW

INDIGENOUS PEOPLES' LAW

INTERNATIONAL BUSINESS TRANSACTIONS

INTERNATIONAL ENVIRONMENTAL LAW

INTERNATIONAL TRADE AND ENVIRONMENT

LEGAL THEORY

SOCIOLOGY OF LAW

## ARTICLES

*On Preparing the Soil for Rain*, 71(5)

BUFFALO LAW REVIEW (forthcoming

2023) (Symposium issue on John

Henry Schlegel's WHILE WAITING FOR

RAIN: COMMUNITY, ECONOMY, AND

THE LAW IN A TIME OF CHANGE).

## CHAPTERS

*Private Environmental Regulation and*

*Resurgent State Authoritarianism,*

in RESEARCH HANDBOOK ON

ENVIRONMENTAL REGULATION (David

Williamson, Gary Lynch-Wood &

Agne Prochorskaite, eds., Edward

Elgar Publishing, forthcoming 2024).



My research focuses on how non-governmental actors interact with each other and with governments to establish and maintain transnational regulatory programs in fields where governments have typically been the main regulators—e.g., environmental protection, human rights, and food safety. I am studying how effective, fair, and democratic the emerging governance ecosystems are, and particularly, how competition and cooperation among the different regulators affects the overall system. It is important to understand these processes because the nation states have had great difficulty in creating effective international environmental and social regulatory programs. As non-governmental programs become more important, we may also need to revise some of our main assumptions about what counts as law and how law is made and implemented.”





# Tanya J. Monestier

PROFESSOR

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My general research is in the areas of conflict of laws, transnational litigation and contract law. Private law operates within a procedural framework. The content of that procedure—often dismissed as mere ‘rules’—actually has tremendous importance for the parties and defines the contours of whether, and how, parties can obtain redress for civil wrongs. I look at how these rules are best calibrated to balance the interests involved: that of the plaintiff in access to justice; that of the defendant in predictability and finality; and that of society in institutional efficiency.”

## AREAS OF INTEREST

CONTRACTS

SALES

CONFLICT OF LAWS

TRANSNATIONAL LITIGATION

## BOOKS

SH\*T NO ONE TELLS YOU

ABOUT LAW SCHOOL (Carolina Academic Press, 2022).

## ARTICLES

*Cake-and-Eat-It-Too Clauses*, 2024 WISCONSIN LAW REVIEW (forthcoming 2024).

*The Scope of Generic Choice of Law Clauses*, 56 UC DAVIS LAW REVIEW 959 (2023).

*Amazon as a Seller of Marketplace Goods Under Article 2*, 107 CORNELL LAW REVIEW 705 (2022).

*Damages for Breach of a Forum Selection Clause*, 58 AMERICAN BUSINESS LAW JOURNAL 271 (2021).

## AMICUS BRIEFS

Brief of Professor Tanya Monestier as Amicus Curiae in Support of Respondent, *Mallory v. Norfolk Southern Railway Co.* (U.S. Supreme Court, 2022) (No. 21-1168).



# Athena D. Mutua

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## AREAS OF INTEREST

BUSINESS ASSOCIATIONS

CIVIL RIGHTS LAW

CONSTITUTIONAL LAW

CRITICAL RACE AND FEMINIST  
LEGAL THEORY

LAW AND POLITICAL ECONOMY

## ARTICLES

*An Exegesis of the Meaning of Dobbs: Despotism, Servitude & Forced Birth*, 27 THE CITY UNIVERSITY OF NEW YORK (CUNY) LAW REVIEW (forthcoming 2023).

*Reflections on Critical Race Theory in a Time of Backlash*, 100 DENVER LAW REVIEW 553 (2023).

*Introduction: Special Issue on Racial Capitalism and Law*, 2 JOURNAL OF LAW AND POLITICAL ECONOMY 121 (2022).

*Mapping Racial Capitalism: Implications for Law* (with Carmen G. Gonzalez), 2 JOURNAL OF LAW AND POLITICAL ECONOMY 127 (2022).

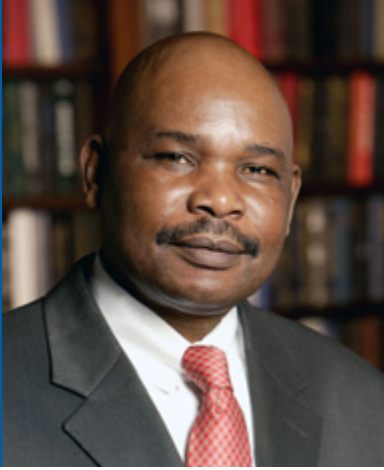
*ClassCrits Time?: Building Institutions, Building Frameworks*, 1 JOURNAL OF LAW AND POLITICAL ECONOMY 333 (2021).

*Liberalism's Identity Politics: A Reply to Fukuyama*, 23 UNIVERSITY OF PENNSYLVANIA JOURNAL OF LAW AND SOCIAL CHANGE 27 (2020).



My work is inspired by much of the activism (both recent and historical) in pursuit of human dignity, democracy, justice, and prosperity. My scholarship focuses specifically on issues related to racial, economic, and gender justice. In it, I seek to map the mechanisms by which law, together with other social structures, works to both hinder and support these justice pursuits.”





# Makau W. Mutua

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My scholarship has centered on state legitimacy, postcolonialism, constitutionalism, and the critiques of the human rights idiom. In a world that is increasingly defined by relativism — and the expansion of the meaning and content of freedom — shackles of state power are constantly being loosened. Human rights are the medium of choice for this discourse which has become indispensable in post-colonial societies, by far the overwhelming majority of the earth's inhabitants. How societies resolve the questions I tackle may very well determine the pace at which the chasm between power and powerlessness shrinks or grows.”

## AREAS OF INTEREST

PUBLIC INTERNATIONAL LAW

HUMAN RIGHTS

INTERNATIONAL BUSINESS TRANSACTIONS

POST-COLONIALISM

THIRD WORLD APPROACHES TO INTERNATIONAL LAW (TWAII)

STATE RECONSTRUCTION

POST-CONFLICT SOCIETIES

CONSTITUTION-MAKING

TRANSITIONAL JUSTICE

## BOOKS/EDITED VOLUMES

THE PALGRAVE HANDBOOK OF DEMOCRACY, GOVERNANCE AND JUSTICE IN AFRICA (Romola Adeola & Makau W. Mutua, eds., Palgrave Macmillan, 2022).

## CHAPTERS

*A Problem of Utopia: Human Rights and Transitional Justice*, in THE OXFORD HANDBOOK OF TRANSITIONAL JUSTICE (Jens Meierhenrich & Alexander Lahan Hinton, eds., Oxford University Press, forthcoming 2024).

*Illiberalism, Human Rights, and the Rule of Law: A Kenyan Paradox*, in THE PALGRAVE HANDBOOK OF CONTEMPORARY KENYA 331 (Wanjala Nasong'o, ed., Palgrave MacMillan, 2023).

*The Fraud of John Locke: Subnational Challenges to Democratic Theory*, in COMPARATIVE ELECTION LAW 90 (James A. Gardner, ed., Edward Elgar Publishing, 2022).

*Reparations for Slavery: A Productive Strategy?*, in TIME FOR REPARATIONS: A GLOBAL PERSPECTIVE 19 (Jacqueline Bhabha, Margareta Matache & Caroline Elkins, eds., University of Pennsylvania Press, 2021).

*Die Rolle von Nichtregierungsorganisationen bei der Rechtserzeugung [The Role of NGOs in the Creation of Norms]*, in DEKOLONIALE RECHTSKRITIK UND RECHTSPRAXIS 223 (Karina Theurer & Wolfgang Kaleck eds., Nomos, 2020) (in German).

# Pamela Newell

LECTURER IN LAW, LEGAL ANALYSIS, WRITING AND RESEARCH

LLM, American University Washington College of Law

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## AREAS OF INTEREST

LEGAL ANALYSIS, WRITING,  
AND RESEARCH

CRIMINAL LAW

CRIMINAL PROCEDURE

EVIDENCE

JUVENILE JUSTICE

## BOOKS/EDITED VOLUMES

UNDERSTANDING CRIMINAL PROCEDURE  
(Great River Learning, 2022).

CRIMINAL EVIDENCE (Pamela  
Newell, ed., Cognella, 2021).



I am interested in recognizing the systemic racism in our criminal justice system. I would like to pinpoint the areas where simple improvements can be made, while acknowledging that most areas need a comprehensive overhaul, and discussing what that may look like. While working on UNDERSTANDING CRIMINAL PROCEDURE, a digital publication, I was able to input videos and interactive exercises that discuss the difficult topics and more! Accordingly, students will receive instruction from several points of view and learn that criminal law and procedure is not black and white.”





# Anthony O'Rourke

JOSEPH W. BELLUCK AND LAURA L. ASWAD  
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Much of my research lies at the intersection of criminal procedure and institutional design. I am currently exploring how political and economic conditions affect the capacity of courts to solve difficult doctrinal problems as well as how these conditions help structure policing and the criminal legal system more broadly. Using a methodological approach that integrates doctrinal analysis with legal theory and social science, my work challenges some common assumptions concerning how institutional pressures shape policing, constitutional doctrine, and statutory interpretation.”

## AREAS OF INTEREST

CRIMINAL LAW AND PROCEDURE

CONSTITUTIONAL LAW

LEGISLATION

STATUTORY INTERPRETATION

LEGAL THEORY

## ARTICLES

*Police Funding as a Deficit of Democracy, Not Deterrence* (with Guyora Binder & Rick Su) 84 OHIO STATE LAW JOURNAL ONLINE 1 (2022-23).

*Defunding Police Agencies* (with Guyora Binder & Rick Su) 71 EMORY LAW JOURNAL 1197 (2022).

*Disbanding Police Agencies* (with Guyora Binder & Rick Su), 121 COLUMBIA LAW REVIEW 1327 (2021).

*The Ostensible (and, at times, Actual) Virtue of Deference*, 131 YALE LAW JOURNAL FORUM 615 (2021).

## CHAPTERS

*Pretrial Self-Incrimination, Miranda, and Truth*, in INTERROGATION, CONFESSION AND TRUTH 29 (Lutz Eidam, Michael Lindemann & Andreas Ransiek, eds., Nomos Verlagsgesellschaft, 2020).



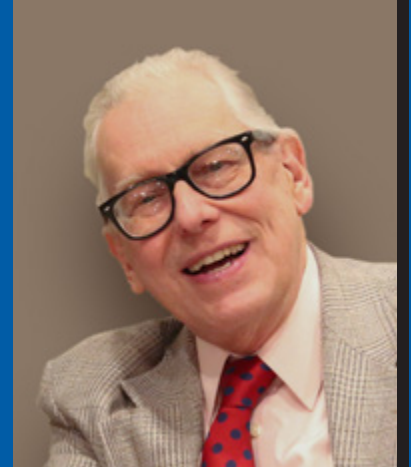
# John Henry Schlegel

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## AREAS OF INTEREST

AMERICAN LEGAL REALISM

LEGAL HISTORY OF THE  
AMERICAN ECONOMY

FINANCE AND BANKING

ECONOMIC REDEVELOPMENT  
OF RUST BELT CITIES

## BOOKS

WHILE WAITING FOR RAIN:  
COMMUNITY, ECONOMY AND LAW  
IN A TIME OF CHANGE (University  
of Michigan Press, 2022).

## ARTICLES

*With Thanks and a Note of Caution*, 71(5)  
BUFFALO LAW REVIEW (forthcoming  
2023) (Symposium issue on John  
Henry Schlegel's WHILE WAITING FOR  
RAIN: COMMUNITY, ECONOMY, AND  
THE LAW IN A TIME OF CHANGE).

*Humor, A Meditation*,  
26 THE GREEN BAG 2D 51 (2022).

*Meeting Willard Hurst in the Seminar  
Room: On the Humility in Historical  
Judgment*, THE DOCKET/LAW AND  
HISTORY REVIEW 5.3 (2022).

*If the Music Hadn't Stopped, or  
Reflections on the Great Kerfuffle:  
Historicism's Continuing Grasp for  
Truth*, 31 YALE JOURNAL OF LAW  
AND HUMANITIES 276 (2021).

*Saying Thanks with Some Self-Reflection*,  
69 BUFFALO LAW REVIEW 201 (2021).

## CHAPTERS

*Wesley Newcomb Hohfeld: On  
the Difficulty of Becoming a Law  
Professor*, in WESLEY HOHFELD A  
CENTURY LATER: EDITED MAJOR  
WORKS, SELECT PERSONAL PAPERS,  
AND ORIGINAL COMMENTARIES  
494 (Shyamkrisha Balganeshe,  
Ted Sichelman & Henry Smith, eds.,  
Cambridge University Press, 2022).

## REVIEWS

*Book Review*, 39 LAW & HISTORY  
REVIEW 615 (2021) (reviewing Susan  
Bartie, FREE HANDS AND MINDS:  
PIONEERING AUSTRALIAN LEGAL  
SCHOLARS (Hart Publishing, 2019)).

*Book Review*, 84 MODERN LAW REVIEW  
946 (2021) (reviewing Bruce A. Kimball  
& Daniel Coquillette, INTELLECTUAL  
SWORD: HARVARD LAW SCHOOL: THE  
SECOND CENTURY (Belknap Press, 2020)).

“

Having finally published my book about community, economy and law since the Civil War, I have turned my attention to an area of inquiry that completely occupied me for the first 22 years of my academic life – American Legal Realism. I have begun this new work with a little-known member of the group, the historian, Walter Nelles. Next, I will attend to Thurman Arnold and Walton Hale Hamilton. The work of this group expressed a social scientific understanding of law in society that might be called anthropological, in contrast to that of the work of the scholars in my earlier work whose sensibility was quantitative.”



# Amy Semet

## ASSOCIATE PROFESSOR

PhD, Columbia University  
MPhil, Columbia University  
JD, Harvard Law School  
MA, Columbia University  
BA, Dartmouth College

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My research focuses on studying legal institutions in intellectual property law (particularly patent law) and administrative law from an empirical and statistical perspective. I have created several databases of administrative agency and court decisions in intellectual property law, immigration law, labor law, and environmental law so as to better understand how agencies and courts make decisions. This empirical research then allows me to posit how these institutions can best be reformed.”

### AREAS OF INTEREST

ADMINISTRATIVE LAW  
CIVIL PROCEDURE  
EMPIRICAL LEGAL METHODS  
EMPIRICAL LEGAL STUDIES  
INTELLECTUAL PROPERTY LAW  
LAW AND SOCIAL SCIENCE  
LEGISLATION  
PATENT LAW  
PROPERTY

### ARTICLES

*Overqualified and Underrepresented: Gender Inequality in the Pharmaceutical Patent Field* (with S. Sean Tu & Paul Gugliuzza), 48(1) BRIGHAM YOUNG UNIVERSITY LAW REVIEW (forthcoming 2022).

*Statutory Interpretation and Chevron Deference in the Appellate Courts: An Empirical Analysis*, 12 UC IRVINE LAW REVIEW 621 (2022).

*An Empirical Study of Political Control Over Immigration Adjudication* (with Catherine Y. Kim ), 108(2) GEORGETOWN LAW JOURNAL 579 (2020).

*Presidential Ideology and Immigrant Detention* (with Catherine Y. Kim), 69 DUKE LAW JOURNAL 1855 (2020).





# Matthew Steilen

PROFESSOR

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PhD, Northwestern University

BA, Carleton College



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## AREAS OF INTEREST

LEGAL HISTORY

CONSTITUTIONAL LAW

LEGAL THEORY

## BOOKS

LEGISLATIVE POWER IN EARLY  
ENGLISH PARLIAMENTS:

A CONSTITUTIONAL HISTORY  
(Routledge, forthcoming 2024-25).

## ARTICLES

*Genteel Culture, Legal Education,  
and Constitutional Controversy in  
Early National Virginia*, 41(4) LAW  
AND HISTORY REVIEW 709 (2023).

*Life and Afterlife in the Steel Seizure Case*,  
70(2) BUFFALO LAW REVIEW 875 (2022).

*Normativity and Objectivity in  
Historical Writing (My Dinner  
with Schlegel)*, 69(1) BUFFALO  
LAW REVIEW 133 (2021).

*Response: Our Imperial Federal Courts*,  
74 VANDERBILT LAW REVIEW EN BANC  
125 (2021) (responding to Christian  
R. Buset, *Advisory Opinions and  
the Problem of Legal Authority*, 74  
VANDERBILT LAW REVIEW 621 (2021)).

*The Constitutional Convention  
and Constitutional Change:  
A Revisionist History*, 24 LEWIS  
AND CLARK LAW REVIEW 1 (2020).

*Presidential Whim*, 46(3)  
OHIO NORTHERN UNIVERSITY  
LAW REVIEW 489 (2020).

## CHAPTERS

*The Bill of Attainder Clause of  
Article I, sections 9 and 10*, in THE  
HERITAGE GUIDE TO THE CONSTITUTION  
(3rd ed., forthcoming 2025).

## REVIEWS

*Book Review*, 39 LAW & HISTORY  
REVIEW 612 (2021) (reviewing Edward  
A. Purcell, Jr., *ANTONIN SCALIA AND  
AMERICAN CONSTITUTIONALISM: THE  
HISTORICAL SIGNIFICANCE OF A JUDICIAL  
ICON* (Oxford University Press, 2020)).



My central research interest is the development of legal institutions and ideas. I am currently at work on a book on the early history of Parliament.”





# Mihreteab Tsighe Taye

## LECTURER

PhD, University of Copenhagen

LLM, Erasmus University, Rotterdam

LLB, Addis Ababa University

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My research has focused on human rights, the evolution of international courts, the role of the legal profession in regional integration and international courts, and the threats posed to supranational legal entities, particularly international courts.

My scholarly work currently focuses on the backlash and resistance directed towards international courts. Specifically, I am inquiring into instances where individual access to international courts is revoked.

This investigation involves a comparative analysis to discern distinct patterns: why some states retract individual access to certain international courts while maintaining it for other international courts.

Furthermore, I am exploring environmental and climate change litigation in regional courts in a separate yet interconnected research strand. This additional pursuit aligns with my interest in legal dynamics, focusing specifically on the intersection of environmental concerns and legal frameworks at the regional level.”

## AREAS OF INTEREST

PUBLIC INTERNATIONAL LAW

HUMAN RIGHTS

SOCIOLOGY OF LAW

INTERNATIONAL CRIMINAL LAW

ENVIRONMENTAL LAW

INTERNATIONAL WATER LAW AND  
THE LAW OF TRANSBOUNDARY AQUIFERS

INTERNATIONAL ARBITRATION

LAW OF INTERNATIONAL ORGANIZATIONS

INTERNATIONAL DISPUTE SETTLEMENT

INTERNATIONAL COURTS

## ARTICLES

*The Grand Ethiopian Renaissance Dam: An Appraisal of Colonial Agreements, Issues of Existence and Forum for Negotiation* (with Amare Kenaw & Yidnekachew Mitiku), HORN REVIEW (2023).

*Human Rights, the Rule of Law, and the East African Court of Justice: Lawyers and the Emergence of a Weak Regional Field*, 34(2) TEMPLE INTERNATIONAL AND COMPARATIVE LAW JOURNAL 339 (Spring 2020).

## CHAPTERS

*Tigray and the (Un)Conditional Right to Self-determination, including the Right to Secession: Constitutional and International Law Perspective*, in CONSTITUTIONAL LAW AND POLITICS OF SECESSION (Antoni Abat i Ninet, ed., Routledge, 2023).



# Tiffany Walsh

INSTRUCTIONAL SERVICES  
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CHARLES B. SEARS LAW LIBRARY

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BA, Niagara University

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## AREAS OF INTEREST

LEGAL RESEARCH  
LAW LIBRARIANSHIP  
LIBRARY INSTRUCTION  
REFERENCE LIBRARIANSHIP  
RELIGIOUS STUDIES

## BOOKS

INTELLECTUAL CURIOSITY AND THE  
ROLE OF LIBRARIES: THE FIRST AND  
SECOND YEAR COLLEGE STUDENT  
EXPERIENCE, (Tiffany Walsh  
& Cynthia Tysick, eds., SUNY  
Create PressBooks, 2023).



Coming from a background of teaching undergraduates, my research interests still closely align with library instruction and engaging teaching practices. Having come back to my legal roots this year and returning to working as a reference librarian in addition to teaching, has re-inspired my thirst for legal research. Moving forward, I endeavor to combine my interests in instruction with my passion for legal research and look forward to many years ahead of working in law librarianship and legal education.”





# Austin Waters

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My research involves delving into the intersection between librarians, community building, and the success of law students within legal education. I am specifically exploring the role librarians play in shaping a holistic educational landscape for law students. My articles, *Fostering Community* and *Infinite Archives, Infinite Possibilities*, look at the different ways librarians interact with and support student educational needs in academic and non-academic contexts. Additionally, my work involves surveying the current landscape of how librarians are trained to support instruction in higher education and legal education.”

## AREAS OF INTEREST

LEGAL RESEARCH

LIBRARY INSTRUCTION

## ARTICLES

*Fostering Community: The Library as a Third Space and the Effect of Social Capital on the Flow of Information among Law Students*, 42(2) LEGAL REFERENCE SERVICES QUARTERLY 120 (June 2023).

*Infinite Archives, Infinite Possibilities: Learning Research and Databases with Archive of our Own* (with Alayna Vander Veer), 10.1 PROCEEDINGS FROM THE DOCUMENT ACADEMY (2023).

## REVIEWS

Book Review, *Kate Kelly's Ordinary Equality: The Fearless Women and Queer People Who Shaped the U.S. Constitution and the Equal Rights Amendment*, 115 LAW LIBRARY JOURNAL 316 (2023)(reviewing ORDINARY EQUALITY: THE FEARLESS WOMEN AND QUEER PEOPLE WHO SHAPED THE U.S. CONSTITUTION AND THE EQUAL RIGHTS AMENDMENT (Gibbs Smith, 2022)).



# David A. Westbrook

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CO-DIRECTOR OF THE NEW YORK CITY PROGRAM  
IN FINANCE AND LAW

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BA, Emory University

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## AREAS OF INTEREST

GLOBALIZATION AND THE CONTEMPORARY  
CORPORATIONS AND CAPITAL MARKETS  
ENVIRONMENT AND TECHNOLOGY  
POLITICAL ECONOMY AND SOCIAL THEORY

## BOOKS

GETTING THROUGH SECURITY:  
COUNTERTERRORISM, BUREAUCRACY,  
AND A SENSE OF THE MODERN (with  
Mark Maguire) (Routledge Press, 2020).

## ARTICLES

*The Corporation*, ELGAR ENCYCLOPEDIA  
OF FINANCIAL ANTHROPOLOGY  
(forthcoming 2024).

*Dizzying: An Introduction*, 71(5)  
BUFFALO LAW REVIEW (forthcoming  
2023) (Symposium issue on John  
Henry Schlegel's WHILE WAITING FOR  
RAIN: COMMUNITY, ECONOMY, AND  
THE LAW IN A TIME OF CHANGE).

*Anticipation, Social Theory, and the  
Stories We Tell Ourselves* (with Mark  
Maguire) 205 TELOS: CRITICAL THEORY  
OF THE CONTEMPORARY (Winter 2023).

*Progressive Corporate Governance  
Under Social Capitalism: Do the Right  
Thing or Share the Wealth?* (with Amy  
D. Westbrook), 17 VIRGINIA LAW  
AND BUSINESS REVIEW 145 (2023).

*From the Ivory Tower to the Football  
Stadium: A Rueful Response to Michael  
Hüther*, 200 TELOS: CRITICAL THEORY  
OF THE CONTEMPORARY 171 (2022).

*Afghanistan, "We Hardly Knew Ye":  
Why the Lessons of Vietnam Were  
Not Learned*, 197 TELOS 147 (2021).

*Foreword, Symposium: Serious Fun:  
A conference with & around Schlegel!*,  
69(1) BUFFALO LAW REVIEW 1 (2021).

*Social Capitalism: A Descriptive  
Sketch*, 194 TELOS: CRITICAL THEORY  
OF THE CONTEMPORARY 27 (2021).

*The Public Problem With  
Counterterrorism* (with Mark  
Maguire), SAPIENS (Sept. 2020).

*Security by Design: Counterterrorism  
at the Airport*, 12:3 ANTHROPOLOGY  
NOW 122 (2020).

## CHAPTERS

*Machine Learning and Artificial  
Intelligence in Counterterrorism: The  
"Realities" of Security Practitioners and  
Technologists* (with Mark Maguire), in  
DIGITAL TECHNOLOGIES AND STATES  
OF SURVEILLANCE: ETHNOGRAPHIES  
IN POLICING AND JUSTICE (Maya Avis,  
Daniel Marciniak & Maria Sapignoli,  
eds., Routledge, forthcoming 2024).

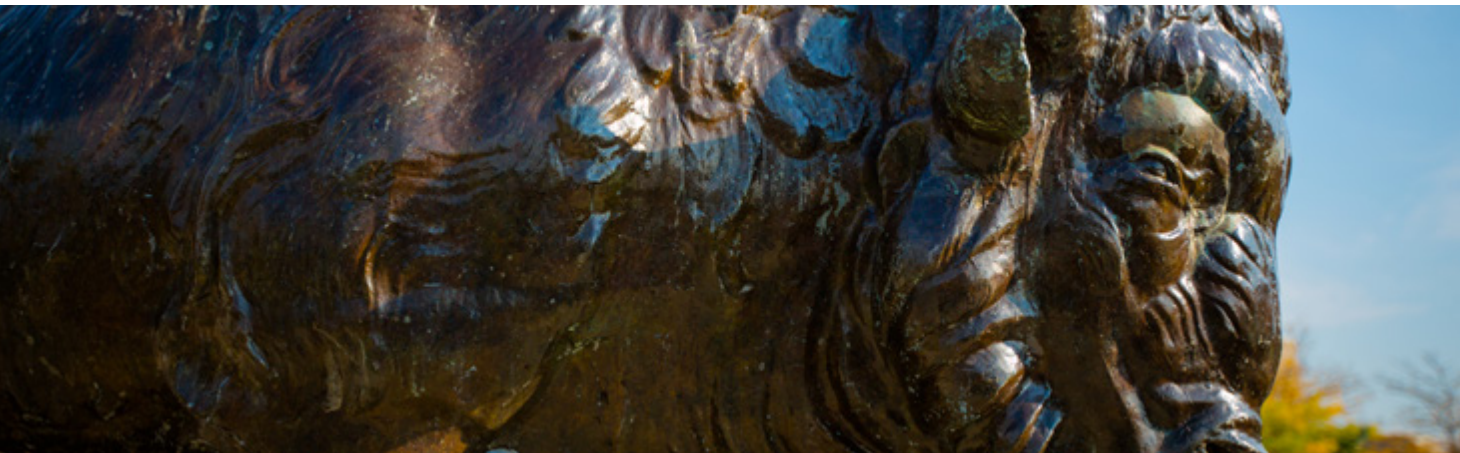
*Climbing to 10 to the 11th: Globalization,  
Digitization, Shareholder Capitalism  
and the Summits of Contemporary  
Wealth*, in THE INEQUALITY CRISIS  
151 (Edward Fullbrook & Jamie  
Morgan eds., World Economics  
Association Books, 2020).

“

The last few years have been especially collaborative, lots of learning from others as I worry the same old questions and try to make worthy things. Blessed by many conversations, I'm obliged to leave out dear friends and important interlocutors, but for examples, Amy Deen Westbrook and I have written law review articles on the significance of developments in the equity markets and corporate governance for our understanding of this commercial society. Computer scientist Perry Alexander and philosopher John Symons have introduced me to a bunch of folks who are struggling with what 'computing,' 'data' and 'technology' mean. Mark Maguire and I are struggling with a book exploring the possibilities for humanizing bureaucracy, as a political matter, and the life of the mind, as a personal one, once the university no longer enchants. Some of my more literary work is reappearing as audiobooks or podcasts. More information is available at [davidawestbrook.com](http://davidawestbrook.com).”

# The Baldy Center Fellows in Interdisciplinary Legal Studies

The Baldy Center for Law & Social Policy is an endowed academic center for interdisciplinary research on law and legal institutions. The mission of The Baldy Center is to advance interdisciplinary research on law, legal institutions, and social policy. It does so by supporting research projects, conferences, workshops, fellowships, visiting scholars, speakers, grant proposals, and other promising initiatives.



## OUR 2023-24 SENIOR AND MID-CAREER FELLOWS

The Baldy Center Senior and Mid-Career Fellows are accomplished academics and professionals, usually faculty members at other universities, who pursue intensive scholarly projects closely related to the mission of The Center. They utilize UB's extensive research resources, participate regularly in The Baldy Center events, and share their expertise with the larger community.

### SENIOR FELLOWS 2023-24



#### Alan W. Clarke

**PHD, OSGOODE HALL LAW SCHOOL,  
YORK UNIVERSITY**  
**LLM, QUEEN'S UNIVERSITY**  
**JD, COLLEGE OF WILLIAM AND MARY**  
**BA, COLLEGE OF WILLIAM AND MARY**

Alan Clarke is a professor emeritus in the Integrated Studies Program at Utah Valley University. His academic research since 1997 has revolved around several broad, connected themes in international and transnational criminal law and human rights, criminology and criminal justice policy, civil rights, legal history, law and society, critical legal studies, climate change, and survival refugees.

As a Senior Baldy Fellow, Clarke is analyzing interdisciplinary legal studies on the boundaries of human rights, international criminal law, immigration law, demography, human and cultural geography, and political science. Clarke's recent focus on policy and legal responses to human migration and refugees influenced by climate change has been published in an article *Climate Change, Migration and Pandemics: Human Rights in the Anthropocene*, 47 VERMONT LAW REVIEW 1 (2022).

While continuing his work related to survival migrants, Clarke will also investigate the evolving international legal issues surrounding Russia's war of aggression with a particular focus on the need to create a hybrid international court.



#### Melissa Crouch

**PHD, MELBOURNE LAW  
SCHOOL, UNIVERSITY OF  
MELBOURNE**  
**BA, UNIVERSITY OF MELBOURNE**

Melissa Crouch is a member of the Faculty of Law & Justice at the University of New South Wales in Sydney, Australia. As a Senior Baldy Fellow, her research contributes to the interdisciplinary fields of law and society and comparative constitutional law, with a focus on Asia. She is currently working on a manuscript on constitutional endurance and how past constitutions matter to contemporary reform debates in Myanmar. Based on her field research, the manuscript offers a constitutive approach to the relationship between constitutions and societies in the postcolony, with a focus on how periods of military rule and unconstitutional rule shape constitutional futures.

Crouch won the Podgorecki Prize in 2022 for outstanding scholarship by an early career socio-legal scholar, awarded by the International Sociological Association's Research Committee on the Sociology of Law. She is the 2023-24 president of the Asian Studies Association of Australia, the leading academic body for the study of Asia in Australia.

## MID-CAREER FELLOW 2023-24



### Greta LaFleur

PHD, UNIVERSITY OF PENNSYLVANIA

JD, UNIVERSITY OF CONNECTICUT  
SCHOOL OF LAW

MA, UNIVERSITY OF TORONTO

BA, BRYN MAWR COLLEGE

Greta LaFleur is an associate professor of American Studies at Yale University. LaFleur's research and teaching focus on eighteenth-century North America, with special emphasis on the histories of science, the histories of race, the history and historiography of sexuality, and queer & trans studies.

At The Baldy Center, LaFleur will work on a scholarly monograph, tentatively titled *HOW SEX BECAME GOOD: THE FEMINIST MOVEMENTS AND RACIAL POLITICS THAT MADE MODERN SEXUALITY* (under contract with The University of Chicago Press). The work tracks how cultural and legal responses to the problem of sexual violence shaped the politicization of sexuality in the modern period.

LaFleur is also the co-editor of *Origins of Biopolitics in the Americas*, a special issue of *AMERICAN QUARTERLY* (Johns Hopkins University Press, 2019); *Trans Exclusionary Feminisms and the Global New Right*, a special issue of *TRANSGENDER STUDIES QUARTERLY* (Duke University Press, 2022); and *The Science of Sex Itself*, a special issue of *GLQ: A JOURNAL OF LESBIAN AND GAY STUDIES* (Duke University Press, 2023).



## Our Multimedia Library

The Baldy Center brings the work of our scholarly community to you through our podcast series, our blog, and our online magazine. Learn more about our research at:

[buffalo.edu/baldycenter/multimedia](https://buffalo.edu/baldycenter/multimedia)

## RESEARCH FELLOWS 2023-24

The Baldy Center's scholarly community is closely connected to regional, national, and global sociolegal scholars. The Baldy Center seeks to facilitate the work of scholars with law and policy related interests by linking them to The Baldy Center community and its substantial scholarly resources.



### Daniel B. Ferreira

PHD, PONTIFICAL UNIVERSITY  
OF RIO DE JANEIRO

MA, PONTIFICAL UNIVERSITY  
OF RIO DE JANEIRO

BA, PONTIFICAL UNIVERSITY  
OF RIO DE JANEIRO

Brantes Ferreira is a professor at Universidade Cândido Mendes and Vice-President for Academic Affairs at the Brazilian Center of Arbitration and Mediation (CBMA), where he is an arbitrator. He is also a partner at Bruno Freire Law Firm where he practices labor law and torts. Ferreira's main research publications are concentrated in the areas of legal theory, legal history, legal education, comparative studies, and Alternative Dispute Resolution (ADR). At The Baldy Center, he is researching American Legal Realism.



### Jennifer L. Gaynor

PHD, UNIVERSITY OF MICHIGAN,  
ANN ARBOR

MA, UNIVERSITY OF

SOUTHERN CALIFORNIA

BA, WESLEYAN UNIVERSITY

Gaynor is an historian and anthropologist of Southeast Asia and its surrounding seas from the seventeenth century to the present. Her current projects assess both historical and contemporary dynamics of how coastal ecotones shape social, economic, and political relations, as well as how humans continue to reshape coasts. Building on her previous research, she is examining the history of capture, slavery, and piracy in maritime Asia, as well as the recent history of global land reclamation.



### Charles J. Whalen

PHD, UNIVERSITY OF TEXAS  
AT AUSTIN

BS, CORNELL UNIVERSITY

Whalen, an economist with a career spanning three decades, has contributed to national economic policy discussions, equitable regional development, and business success based on employee involvement. He has been active—as president, past president, and now trustee—in the Association for Evolutionary Economics, an international group of scholars in the tradition of those who fashioned the New Deal and Great Society. He is currently editing two books that explore the frontiers of that tradition; his own chapters examine the notion of reasonable value and apply institutional law and economics to the problem of worker insecurity.

# Areas of Scholarly Interest

Page numbers for faculty profiles by area of interest are indicated by ( ).

**Access to Justice** – Connolly (22)

**Administrative Law** – Abraham (2), Connolly (22), Giammatteo (34), Masterman (44), Meidinger (47), Semet (54)

**Advertising Law** – Bartholomew, M. (8)

**American Legal History** – Konefsky (38)

**American Constitutional History** – Konefsky (38)

**American Legal Realism** – Schlegel (53)

**Animal Law/Studies** – Chiesa (17)

**Anthropology of Law** – French (31)

**Antitrust** – Bartholomew, C. (7)

**Appellate Procedure** – Giammatteo (34)

**Asian Legal Cultures** – Engel (26)

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**Civil Procedure** – Bartholomew, C. (7), Giammatteo (34), Semet (54)

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