CONTENTS

ARTICLES

Administrative Sabotage ..................... David L. Noll 753

Contractual Inequality ...................... Manisha Padi 825

NOTES

Rent Strikes and Tenant Power:
Supporting Rent Strikes in Residential Landlord-Tenant Law ...... Samantha Gowing 877

Unfair Collection: Reclaiming Control of Publicly Available Personal Information from Data Scrapers .... Andrew M. Parks 913
Except where otherwise expressly provided, the author of each Article, Essay, and Note in this issue has granted permission for copies of that Article, Essay, or Note to be made for educational use, provided that (i) copies are distributed at or below cost; (ii) copies identify the author, the *Michigan Law Review*, the volume, the number of the first page, and the year of the publication; and (iii) proper notice of copyright is affixed to each copy, attributing copyright to the author.

*Michigan Law Review* (ISSN 0026-2234) is published in October, November, December, February, March, April, May, and June. Subscriptions: United States, $60 per year in advance, eight numbers; Foreign, $70. Editorial and Business Offices: University of Michigan Law Library, 801 Monroe St., Ann Arbor, Michigan 48109-1210; MLR-business@umich.edu (Business); 734/647-5817 (Fax). Website: https://www.michiganlawreview.org. Periodicals postage paid at Ann Arbor, Michigan and additional mailing offices. POSTMASTER: send address changes to University of Michigan Law Library, 801 Monroe St., Ann Arbor, Michigan 48109-1210.

Printed by Sheridan, Hanover, PA 17331.


Volumes 1 through 112, as well as single issues in those volumes, are available in print and microform from William S. Hein & Co., Inc., 2350 North Forest Road, Getzville, New York 14068.

Because back stock of the *Review* is turned over to a dealer, back numbers are available to the *Review* for a short time only. We must therefore ask that subscribers report the nonreceipt of copies within six months of the mailing date.

We gladly consider unsolicited manuscripts for publication via Scholastica. Citations in manuscripts should follow the form prescribed in *The Bluebook: A Uniform System of Citation* (21st ed. 2020) and *The Chicago Manual of Style* (17th ed. 2017). Please see our website for submission instructions.
The editors of the *Michigan Law Review* invite essay submissions on current areas of legal thought and research for the *Michigan Law Review Online*. *

*Michigan Law Review Online* publishes short articles and op-ed style pieces by academics, judges, practitioners, and law students, as well as timely responses to articles in the print journal of the *Michigan Law Review*. Our online companion quickly disseminates the legal community’s initial impressions of important judicial decisions and legislative developments.

*Michigan Law Review Online* prefers submissions under 6,000 words inclusive of footnotes and can only very rarely accept longer pieces. Submissions should be written in a style accessible to a general audience of practitioners and policymakers. Pieces will be published on an expedited production schedule.


Please send questions and comments to the Executive Online Editors at mlr.online@umich.edu
The editors of the *Michigan Law Review* are pleased to announce

**2022 SURVEY OF BOOKS RELATING TO THE LAW**
published April 2022


Please address inquiries to:

Michigan Law Review
University of Michigan Law School
Attn: Book Review Editors
801 Monroe Street
Ann Arbor, MI 48109-1210

Visit our website at
UNIVERSITY OF MICHIGAN LAW SCHOOL

Administrative Officers

Mark Schlissel, B.A., M.D., Ph.D., President of the University
Mark D. West, B.A., J.D., Nippon Life Professor of Law, David A. Branch Dean of Law
Debra Chopp, B.A., J.D., Clinical Professor of Law, Associate Dean for Experiential Education
Kristina Daugirdas, A.B., J.D., Associate Dean for Academic Programming
Monica Hakimi, B.A., J.D., James V. Campbell Professor of Law, Associate Dean for Faculty and Research
Kimberly L. D’Haene, B.A., J.D., Assistant Dean for Student Services
Michael Dubin, B.S., M.A., Assistant Dean for Development and Alumni Relations
Theresa Kaiser-Jarvis, B.A., B.S.J., Ed.M., J.D., Assistant Dean for International Affairs
Ramji Kaul, B.A., J.D., Assistant Dean for Career Planning
Lindsey Stetson, B.A., J.D., Assistant Dean for Student Life
Sarah C. Zeafoess, B.A., J.D., Senior Assistant Dean for Admissions and Financial Aid

Professors Emeriti of Law

David L. Chambers, A.B., LL.B.,
Wade H. McCree, Jr. Collegiate Professor of Law
Edward H. Cooper, A.B., LL.B.,
Thomas M. Cooley Professor of Law
Donald N. Duquette, B.A., J.D.,
Clinical Professor of Law
Phoebe C. Ellsworth, A.B., Ph.D.,
Frank Murphy Distinguished Professor of Law and Psychology
Philip M. Frost, B.A., J.D.,
Clinical Professor of Law
Thomas A. Green, B.A., Ph.D., J.D.,
John Philip Dawson Collegiate Professor of Law
Samuel R. Gross, A.B., J.D.,
Thomas G. and Mabel Long Professor of Law
Jerold H. Israel, B.A., B.A., L.L.B.,
Alene and Allan F. Smith Professor of Law
Douglas A. Kahn, B.A., J.D.,
Paul G. Kauper Professor of Law
Yale Kamisar, A.B., LL.B., L.L.B.,
Clarence Darrow Distinguished University Professor of Law
Thomas E. Kauper, A.B., J.D.,
Henry M. Butzel Professor of Law
James E. Krier, B.S., J.D.,
Earl Warren DeLano Professor of Law
Richard O. Lempert, A.B., J.D., Ph.D.,
Eric Stein Distinguished University Professor of Law and Sociology

Professors of Law

Reuven S. Avi-Yonah, B.A., A.M., Ph.D., J.D.,
Irwin I. Cohn Professor of Law
Samuel Bagenstos, B.A., J.D.,
Frank G. Millard Professor of Law
Nicholas Bagley, B.A., J.D.
Michael S. Barr, B.A., M.Phil., J.D.,
Roy F. and Jean Humphrey Proftitt Professor of Law
Laura N. Beny, B.A., M.A., J.D., Ph.D.
Evan H. Caminker, B.A., J.D.,
Branch Rickey Collegiate Professor of Law
Maureen Carroll, B.S., J.D.
Albert Choi, B.A., J.D., Ph.D.
Sherman J. Clark, B.S., J.D.,
Kirkland and Ellis Professor of Law
Nicolas Cornelius, A.B., Ph.D., J.D.
Daniel Crane, B.A., J.D.
Frederick Paul Furth, Sr. Professor of Law
Alicia Davis, B.S., M.B.A., J.D.
Rebecca S. Eisenberg, B.A., J.D.,
Robert and Barbara Luciano Professor of Law
Sallyanne Payton, B.A., LL.B.,
William W. Cook Professor of Law
Margaret Jane Radin, A.B., M.F.A., J.D., LL.D.,
Henry King Ransom Professor of Law
Paul D. Reingold, B.A., J.D.
Nicholas J. Rine, B.A., J.D.,
Clinical Professor of Law
Terrance Sandalow, A.B., J.D.,
Edson R. Sunderland Professor of Law
Suelynn Scameecchia, B.A., J.D.,
Clinical Professor of Law
E. Philip Soper, B.A., M.A., J.D., Ph.D.,
James V. Campbell Professor of Law
Theodore J. St. Antoine, A.B., J.D.,
James E. and Sarah A. Degan Professor of Law
Joseph Vining, B.A., M.A., J.D.,
Harry Burns Hutchins Collegiate Professor of Law
Lawrence W. Waggoner, B.B.A., J.D., D.Phil.
Lewis M. Simes Professor of Law
Peter K. Westen, B.A., J.D.,
Frank G. Millard Professor of Law
James Boyd White, A.B., A.M., LL.B.,
L. Hart Wright Collegiate Professor of Law
James J. White, B.A., J.D.,
Robert A. Sullivan Professor of Law
Christina B. Whitman, A.B., M.A., J.D.,
Francis A. Allen Collegiate Professor of Law

Richard D. Friedman, B.A., J.D., D.Phil.,
Alene and Allan F. Smith Professor of Law
Bruce W. Frier, B.A., Ph.D.,
John and Teresa D’Arms Distinguished University Professor of Classics and Roman Law
Daniel Halberstam, B.A., J.D., Eric Stein Collegiate Professor of Law
James C. Hathaway, LL.B., LL.M., J.S.D.,
James E. and Sarah A. Degan Professor of Law
Scott Hershovitz, A.B., M.A., D.Phil., J.D.
Donald J. Herzog, A.B., J.D.,
Edson R. Sunderland Professor of Law
James Hines Jr., B.A., M.A., Ph.D.,
L. Hart Wright Collegiate Professor of Law
Nicholas C. Howson, B.A., J.D.
Ellen D. Katz, B.A., J.D.
Ralph W. Aigler Professor of Law
Vikramaditya S. Khanna, B.C.A., LL.B., S.J.D.
William W. Cook Professor of Law
Jessica D. Litman, B.A., M.F.A., J.D.,
John F. Nickoll Professor of Law
Kyle D. Logue, B.A., J.D.,
Wade H. and Dores M. McCree Collegiate Professor of Law
Catharine A. MacKinnon, B.A., J.D., Ph.D.,
Elizabeth A. Long Professor of Law
Nina A. Mendelson, A.B., J.D.,
Joseph L. Sax Collegiate Professor of Law
Gabriel Mendlow, A.B., Ph.D., J.D.,
Thomas G. Long Professor of Law
William I. Miller, B.A., Ph.D., J.D.,
Charles F. and Edith J. Clyne Professor of Law
John A.E. Pottow, A.B., J.D.,
John Philip Dawson Collegiate Professor of Law
James J. Prescott, B.A., J.D., Ph.D.
W. Nicholson Price, II, A.B., J.D., Ph.D.
Eve Brensike Primus, B.A., J.D.
Richard A. Primus, A.B., D.Phil., J.D.,
Theodore J. St. Antoine Collegiate Professor of Law
Adam C. Pritchard, B.A., M.P.P., J.D.,
Frances and George Skastos Professor of Law
Steven R. Ratner, A.B., M.A., J.D.,
Bruno Simma Collegiate Professor of Law
Gabriel Rauterberg, B.A., J.D.
Donald H. Regan, A.B., LL.B., B.Phil., Ph.D.,
William W. Bishop, Jr. Collegiate Professor of Law
Mathias W. Reimann, Dr.Jur., LL.M.,
Hessel E. Yntema Professor of Law
Veronica Santarosa, LL.B., B.A., M.A., LL.M., Ph.D
Margo Schlanger, B.A., J.D.,
Henry M. Butzel Professor of Law
Edward Fox, A.B., J.D., Ph.D.
Daniel Fryer, B.S., M.A., J.D., Ph.D., ABD
Leah Litman, A.B., J.D.
Eve Brensike Primus, B.A., J.D.,
Julian Davis Mortenson, A.B., J.D.
William Novak, B.A., M.A., Ph.D.,
Charles G. and Edith J. Clyne Professor of Law
John A.E. Pottow, A.B., J.D.
John Philip Dawson Collegiate Professor of Law
James J. Prescott, B.A., J.D., Ph.D.
W. Nicholson Price, II, A.B., J.D., Ph.D.
Eve Brensike Primus, B.A., J.D.
Richard A. Primus, A.B., D.Phil., J.D.
Theodore J. St. Antoine Collegiate Professor of Law
Edward Fox, B.A., J.D., Ph.D.
Daniel Fryer, B.S., M.A., J.D., Ph.D., ABD
Leah Litman, A.B., J.D.

Clinical Professors of Law
Nicole Appleberry, A.B., J.D., LL.M.
Edward R. Becker, B.A., J.D.
Howard Bromberg, B.A., J.D., J.S.M.
Bridgette Carr, B.A., J.D.
Margaret Hannon, B.A., J.D.
Joshua Kay, B.A., M.A., Ph.D., J.D.
David A. Moran, B.S., B.A., M.A., M.S., J.D.
Mark K. Osbeck, A.B., M.A., J.D.
Timothy Pinto, B.A., J.D.
Vivek Sankaran, B.A., J.D.
David Santacroce, B.A., J.D., LL.M.
Kimberly A. Thomas, B.S., J.D.
Dana Thompson, B.S., J.D.
Frank E. Vandervort, B.A., J.D.
Nancy Vettorello, B.A., M.U.P., J.D.
Beth H. Wilensky, B.A., J.D.

Clinical Assistant Professors of Law
Matthew Andres, B.A., J.D.
Patrick Barry, B.A., J.D., Ph.D.
Elizabeth Campbell, B.A., J.D.
Mira Edmonds, B.A., J.D.
David Guenther, B.A., M.A., J.D.
Kerry Kornblatt, B.A., J.D.
Jessica Lefort, B.A., J.D.
Tifani Sadek, B.S., J.D.
Oday Salim, B.A., J.D., LL.M.
Amy Sankaran, B.A., J.D.
Imran Syed, A.B., J.D.

Professors from Practice
J. Phillip Adams, B.A., J.D., LL.M
Luis C.deBaca, B.A., J.D.
Timothy L. Dickinson, B.A., J.D., LL.M.
Jennifer Haverkamp, B.A., M.A., J.D.
Robert Hirshon, B.A., J.D.,
Frank G. Millard Professor from Practice
Barbara McQuade, B.A., J.D.
Leonard Niedhoff, A.B., J.D.
Michael Steinberg, B.A., J.D.
David Uhlmann, B.A., J.D.

L. Bates Lea Global Professors of Law
Susanne Baer, LL.M.
Christine Chinkin, LL.B., LL.M., Ph.D.
John G. H. Hudson, M.A., D.Phil.
Caroline Humfress, B.A., M.A., Ph.D.
Haw-Jin Kim, B.S., Dr. Jur., LL.M.
J. Christopher McCrudden, LL.B., LL.M., D.Phil
Anne Peters, LL.M.