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8-21-2015

## Collected Works, August 21, 2015

University of Michigan Law School

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To keep you informed of important updates, below is a summary of faculty activities, publications, and news that has been collected in the last two weeks. *Collected Works* is compiled by the Law Library and the Law Communications Office based on faculty submissions.

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## Upcoming Faculty Lunches

Monday, August 24

**Brown Bag**

Wednesday, August 26

**Dave Moran: *Elonis v. United States***

Friday, September 4

**Brown Bag**

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# Top 5 Repository Downloads: July 20-August 20

1. **135** Downloads – **Layman E. Allen**. "[Normalized Legal Drafting and the Query Method](#)." C. R. Engholm, co-author. *J. Legal Educ.* 29 (1978): 380-412.
  2. **126** Downloads – **Kyle Logue**. "[Understanding Insurance Anti-Discrimination Laws](#)." R. Avraham and D.B. Schwarcz, co-authors, (2013). *Law & Economics Working Papers*.
  3. **123** Downloads – **David Moran**. "[Shaken Baby Syndrome, Abusive Head Trauma, and Actual Innocence: Getting it Right](#)." K. A. Findley, P. D. Barnes, and W. Squier, co-authors. *Hous. J. Health L. & Pol'y* 12, no. 2 (2012): 209-312.
  4. **117** Downloads – **Michael Barr**. "[An Inclusive, Progressive National Savings and Financial Services Policy](#)." *Harv. L. & Pol'y Rev.* 1, no. 1 (2007): 161-84.
  5. **99** Downloads – **Kristina Daugirdas & Julian Davis Mortenson**, co-editors. "[Contemporary Practice of the United States Relating to International Law](#)." *Am. J. Int'l L.* 108, no. 3 (2014): 517-61.
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## SCHOLARSHIP

### Published

**Thomas Green**. "The Jury and Criminal Responsibility in Anglo-American History." *Crim. L. & Phil.* 9, no. 3 (2015): 423-42. [Full Text](#)

**Nicholas Howson**. Review of *Securities and Capital Markets Law in China*, by R. H. Hui. *J. Int'l Banking L. & Reg.* 30, no. 9 (2015): 521-2. [Full Text](#) (Westlaw password required)

## ACTIVITIES

**Robert Hirshon** gave a presentation about alternative approaches to delivering legal services to the middle class to the ABA's Commission on the Future of Legal Services on August 1. He later was interviewed about his presentation by the Lawyers Radio Network.

**Robert Hirshon** presented "Innovative Approaches to Compensation: More Than Just Alternative Fee Arrangements" at the Client-Centric

**Nicholas Howson.** "Return of the Prodigal Form? Partnerships and Partnership Law in the People's Republic of China." In *Research Handbook on Partnerships, LLCs and Alternative Forms of Business Organizations*, edited by R. W. Hillman and M. J. Loewenstein, 390-411. Edward Elgar Publishing, 2015. [Full Text](#)

Legal Services: Getting from Here to There conference, co-sponsored by the ABA and the Institute for the Advancement of the American Legal System in Denver on August 14-15.

**Nina Mendelson.** "Taking Public Access to the Law Seriously: The Problem of Private Control Over the Availability of Federal Standards." *Envtl. L. Rep.* 45, no. 8 (2015): 10776-82. [Full Text](#)

**Mark Osbeck.** "Using Data Analytics Tools to Supplement Traditional Research and Analysis in Forecasting Case Outcomes." *Legal Writing J.* 20 (2015): 33-6. [Full Text](#)

## Forthcoming

**Elizabeth Campbell.** "Michigan's First Human Trafficking Court." *St. Louis U. L. J.* (Forthcoming).

**Nicholas Howson.** "Protecting the State from Itself? Regulatory Interventions in Corporate Governance and the Financing of China's 'State Capitalism'." In *Regulating the Visible Hand? The Institutional Implications of Chinese State Capitalism*, edited by B. J. Liebmann and C. J. Milhaupt. Oxford University Press, Forthcoming, October 2015. [Book Info](#)

**Mark Osbeck.** *Impeccable Research: A*

*Concise Guide to Mastering Legal Research Skills*. 2nd ed. American Casebook Series. St. Paul, MN: West, Forthcoming.

**Richard Primus.** "Of Visible Race-Consciousness and Institutional Role: Equal Protection and Disparate Impact after *Ricci* and Inclusive Communities." In *Title VII of the Civil Rights Act After 50 Years: Proceedings of the New York University 67th Annual Conference on Labor*. LexisNexis, Forthcoming. [SSRN](#)

**Adam Pritchard.** "*Dirks* and the Genesis of Personal Benefit." *S.M.U. L. Rev.* 68 (Forthcoming). [SSRN](#)

**David Uhlmann.** "The Pendulum Swings: Reconsidering Corporate Criminal Prosecution." (Forthcoming) [SSRN](#)

## Works in Progress & Working Papers

**Reuven Avi-Yonah.** *Are We Trapped by Our Capital Gains?* D. Zelik, co-author. Working Paper. [SSRN](#)

**Samuel Bagenstos.** "Disparate Impact and the Role of Classification and Motivation in Equal Protection Law after Inclusive Communities." *Cornell L. Rev.* 101 (Forthcoming). [SSRN](#)

**Sherman Clark.** *The Seventh Letter and the Socratic Method*. University of Michigan Public Law & Legal Theory Research Paper No. 464. Working Paper. [SSRN](#)

**Daniel Crane.** "Antitrust and Wealth Inequality." *Cornell L. Rev.* 101 (Forthcoming). [SSRN](#)

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## MEDIA

**Michael Barr** mentioned on American Banker – [Lenders Unveil 'Bill of Rights' for Small-Business Borrowers](#)

**Marshall Goldberg** mentioned in the *ABA Journal* – [Planned documentary will look at the shortcomings of the public defender system](#)

**Steve Gray** quoted on Michigan Radio – [Michigan's unemployment system is an automated mess](#) (audio available)

**Samuel Gross** cited on DavisVanguard.org – [My View: Life Sentence For Aurora Theater Gunman Shows the Death Penalty Is Dead](#)

**Richard Lempert** authored post on Brookings Institution's FixGov blog – [Hillary's classified e-mails: Much ado about nothing \(most likely\)](#)

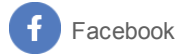
**David Moran** quoted in the *Detroit Free Press* – [Should Michigan pay exonerated inmates?](#), *The Times Herald* – [Bill would compensate wrongfully convicted](#)

**Len Niehoff** mentioned on law.umich.edu – [Emily Suran, '15. Pens Winning Paper in NAWL Writing Competition](#)

**Caitlin Plummer** mentioned in the *Battle Creek Enquirer* – [Judge agrees to hair test in 30-year-old murder case](#)

**Adam Pritchard** authored piece for Law360.com – [History Says Newman Is Faithful To Dirks](#); quoted in *The Wall Street Journal* – [Trading Investigation Eyes Ex-Chairman of Dean Foods and Golfer Phil Mickelson](#)

**David Uhlmann** authored post for Columbia Law School's Blue Sky Blog – [Reconsidering Corporate Criminal Prosecution](#); quoted in *The Washington Post* – [Unlikely Allies](#), the *Kansas City Star* – [Previous environmental disasters show the long road ahead for Colorado mine waste cleanup](#), *Corporate Crime Reporter* – [David Uhlmann on the Lack of Resolve to Prosecute Corporate Crime and the Expressive Function of the Criminal Law](#)



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