Intellectual Life at the Sturm College of Law

The Sturm College of Law is a research institution that takes the pursuit and dissemination of knowledge through scholarly discourse quite seriously. We boast a long tradition of rigorous legal scholarship, which has always been a central component of our academic mission.


The College of Law also has an extensive presence at the annual meeting of the Association of American Law Schools (AALS), where our faculty members routinely present papers and play leadership roles in a variety of AALS sections. In addition, we enjoy a long history of interdisciplinary scholarship, following in the tradition of our role as one of the founding law schools of the Law and Society Association.

Martin J. Katz
Interim Dean & Professor of Law
Rachel Arnow-Richman

Books

Articles


Jerome Borison

Books


Jay Brown

Books

Book Chapters & Supplements


Articles


Arthur Best

Books


Book Chapters & Supplements

Articles

“Impediments to Reasonable Tort Reform: Lessons from the Adoption of Comparative Negligence,” 40 Ind. L. Rev. 1 (2007).

Phoenix Cai

Articles

Kristen Carpenter*

**Book Chapter**


**Articles**


Federico Cheever

**Books**


**Book Chapters & Supplements**

“The United States and Sustainable Forest Law: The First Years of the Twenty-First Century,” in *Agenda For A Sustainable America*, with Ward Scott, John Dernbach, ed. (Environmental Law Institute, 2009).


**Articles**


Alan Chen

**Articles**


Christine Cimini

**Articles**


Roberto Corrada

**Books**

*Labor Law In The Contemporary Workplace*, with Kenneth Dau-Schmidt, Christopher Cameron, Martin Malin and Catherine Fisk (Thomson West, 2009).


**Book Chapters & Supplements**


**Articles**


Wendy Duong

**Books**  
*Daughters of the River Huong* (Ranvensyard Ltd., 2009).

**Articles**  


Rashmi Goel

**Articles**  


Robert Hardaway

**Books**  
*Crisis at the Polls: The Case for Reform of America’s Antiquated Electoral System* (Greenwood Press, 2008).

*Preventive Law In Corporate Practice* (LexisNexis, 2008-09).


**Book Chapters & Supplements**  

**Articles**  


Mike Harris

**Articles**  

Nancy Ehrenreich

**Books**  

**Articles**  

Sheila Hyatt

Books
Colorado Evidence Law, Vol. 23 (Thomson West, Colorado Practice Series, 2008).


Sam Kamin

Articles


Martin Katz

Articles


Tamara Kuennen

Articles


Jan Laitos

Books
The Right of Non-Use (Oxford University Press and Cambridge University Press, 2010).

The Regulation of Toxic Substances and Hazardous Wastes, 2nd ed. (Foundation Press, 2009).

Cases and Materials on Natural Resources Law (Thomson West, 2006).


Book Chapters & Supplements
“Takings Law,” in Environmental Regulation of Colorado Real Property (Bradford Press, 2008).


Environmental Regulation of Colorado Real Property, supplement, Stephen A. Bain, ed. (Bradford Press, 2007).

Articles

Justin Marceau

**Articles**


Lucy Marsh

**Books**


G. Kristian Miccio

**Articles**


Michael Mireles*

**Articles**


Ved Nanda

**Books**

*Litigation of International Disputes in U.S. Courts*, with David Pansius (Thomson West, 2008).


**Book Chapters**


**Articles**


Julie Nice*

**Articles**


Steve Pepper

**Book Chapters**

**Raja Raghunath**

**Articles**


**John Reese**

**Articles**


**Edward Roche, Jr.**

**Articles**


**Laura Rovner**

**Articles**

“The Unforeseen Ethical Ramifications of Classroom Faculty Participation in Law School Clinics,” *75 U. Cin. L. Rev.* 1113 (2007).


**Nantiya Ruan**

**Articles**


**Ann Scales**

**Books**

*Legal Feminism: Activism, Lawyering, & Legal Theory* (New York University Press, 2006).

**Book Chapters & Supplements**


**Articles**


**Catherine Smith**

**Articles**


**Don Smith**

**Articles**


**John Soma**

**Books**

*Privacy Law Nutshell*, with Stephen D. Rynerson (Thompson West, 2008).


**Articles**


**Michael Sousa**

**Book Chapters**


**Articles**


**Joyce Sterling**

**Book Chapters & Supplements**


**Articles**

Celia Taylor

Articles


David Thomson

Books
Law School 2.0: Legal Education For A Digital Age (LexisNexis, 2009).

Articles
"Using a Wiki to Increase Student Engagement in Administrative Law," The Law Teacher (2007).

Eli Wald

Articles


"Lawyer Mobility and Legal Ethics: Resolving the Tension Between Confidentiality Requirement and Contemporary Lawyers’ Career Paths," 31 J. Legal Prof. 199 (2007).

Edward Ziegler

Books


Book Chapters and Supplements


“Urban Planning and Place-Based Crime Prevention,” in Crime Prevention In India (ICFAI, India, 2008).

Articles


IN MEMORIAM

ERIK BLUEMEL

The Sturm College of Law community mourns the loss of Assistant Professor Erik Bluemel, who died May 6, 2009.

Bluemel came to DU last fall for the 2008/09 academic year. He taught courses in administrative, environmental and indigenous peoples law. His research interests included environmental federalism, climate governance, international administrative law and environmental rights.

In honor of Erik and the many lives he touched during his too-short tenure at DU Law, an international scholars program has been created in his name. The Erik Bluemel Environmental Law Clinic—LLM International Scholar will work on a docket of international projects within the Environmental Law Clinic (ELC). The inaugural scholar, Ms. Leandra Zanqueta, will work under the supervision of Prof. Michael Harris, director of the ELC. Zanqueta, a native of Brazil, will research and write about developing legal strategies in the international sphere regarding the impacts of mega dam projects.

Book Chapters & Supplements

Articles

Faculty Speaker Series

The Sturm College of Law is proud to host a wide variety of prominent legal scholars and members of the bench and bar from around the country at our faculty colloquia, where our speakers present papers describing their most recent research or on other topics of current interest. The following is a list of speakers who recently visited our school.


September 10, 2009: Lois R. Lupica, Maine Law Foundation Professor of Law, University of Maine School of Law: “The Consumer Debt Crisis and the Reinforcement of Class Position.”

April 24, 2009: Faculty Scholar-In-Residence, Lee Epstein, Henry Wade Rogers Professor, Northwestern University School of Law: “Empirical Legal Research: An Introductory Workshop.”

April 23, 2009: Faculty Scholar-In-Residence, Lee Epstein, Henry Wade Rogers Professor, Northwestern University School of Law: “Untangling the Causal Effects of Sex on Judging.”


March 26, 2009: Professor Oonagh Breen, University College of Dublin Law School: “Conceptions of Charity and the Role of Human Rights Organizations.”


February 26, 2009: Jim Chalat, JD’77, Chalat, Hatten, & Koupal, LLC: “Thoughts on the Future of Legal Education.”


February 12, 2009: José E. Alvarez, Hamilton Fish Professor of International Law & Diplomacy & Director, Center on Global Legal Problems, Columbia Law School: “Contemporary International Law: An Empire of Law or the Law of Empire?,” 2009 Myres McDougal Distinguished Lecture.

February 6, 2009: Susan Bryant, Director of Clinical Programs and Professor of Law, CUNY School of Law: “Rounds on Teaching: Building a Faculty Learning Community.”

October 21, 2008: Marc D. Falkoff, Assistant Professor of Law, Northern Illinois University College of Law: “Guantanamo and Habeas Corpus After the Military Commissions Act.”

October 14, 2008: Michael Hunter Schwartz, Associate Dean for Faculty and Academic Development and Professor of Law, Washburn University School of Law: “Workshop on Formative Assessment.”

September 4, 2008: Frederick Mark Gedicks, Guy Anderson Chair and Professor of Law, J. Reuben Clark Law School, Brigham Young University: “Truth and Consequences: Theological Candor in Electoral Politics.”

August 22, 2008: Hadar Aviram, Associate Professor of Law, Hastings College of Law, University of California: “Trapped in the Law? How Lawyers Reconcile the Legal and Social Aspects of their Work.”
The Sturm College of Law has hosted and co-sponsored numerous academic conferences during the past year.

**2009-2010 Academic Year**

April 23-24, 2010: *Access to Justice Conference*

The College of Law will co-sponsor a conference with the Colorado Access to Justice Commission on contemporary issues relating to expanding access to and enhance the quality of justice in civil legal matters for persons who encounter barriers in gaining access to Colorado's civil justice system.

March 12-13, 2010: *Motherhood: Reclaiming Our Past, Transforming Our Future*

In the 1970s, a host of feminist scholars raised issues about motherhood – the cultural, political, and legal ramifications of mothering in the 20th Century. Now, in the 21st Century, we are revisiting this issue by reclaiming the past to focus on the future. This conference will examine the issues that frame the economic, legal, political, and cultural position of motherhood in the 21st Century, both here and abroad. This conference will be co-sponsored by the Sturm College of Law, the University College of Dublin Law School, and the School of Social Justice, Republic of Ireland. It will bring together scholars/activists from the Republic of Ireland and from Northern Ireland to help reconceptualize mothering and motherhood in the 21st Century.

March 4-5, 2010: *The Rocky Mountain Land Use Institute 19th Annual Land Use Conference “The New American Landscape”*

Climate change, peak oil, economic turmoil, increasing ethnic diversity, robust population growth and shifting market preferences are creating the most significant change to our human settlements in half a century. The conference will explore the emerging character of the New American Landscape in its urban, suburban and rural contexts.

February 15-18, 2010: *Brazilian Federal Judges Association*

The Brazilian Federal Judges Association–Associação dos Juízes Federais do Brasil (AJUFE)–has selected DU Law for a comparative 'foreign law' conference. The AJUFE is composed of the national government’s justices and judges of their Supreme, Appeals, and Trial Courts. The conference will provide field trips to meet with Denver Federal and State Court judges and others.

February 12-13, 2010: *Sustainable Development, Corporate Governance, and International Law*

The International Legal Studies Program, the Nanda Center for International Law, the Denver Journal of International Law & Policy at the Sturm College of Law, and the International Law Section of the Colorado Bar Association will host the American Branch International Law Association’s International Law Weekend West. At the conference, leading international law, environmental and natural resources scholars, teachers, and practitioners from all over the country will participate in the deliberations on issues of sustainability in areas such as energy, minerals, trade, water and human rights. The conference is in conjunction with the College of Law’s annual Sutton Colloquium in International Law.

January 22, 2010: *Government Speech in Transition*

The DU Law Review and the University of Colorado’s Byron R. White Center for the Study of American Constitutional Law will co-sponsor the 17th Annual Ira C. Rothgerber, Jr. Conference, which will address how constitutional standards for evaluating government’s control of its own speech differ dramatically from those that apply to the government’s regulation of private expression. While the First Amendment’s Free Speech Clause does not permit government to discriminate on the basis of viewpoint when regulating private speech (unless it meets the demanding requirements of strict scrutiny), government remains generally free to adopt and deliver whatever message it chooses when it speaks on its own behalf. Because the Court’s government speech doctrine is relatively new and decidedly incomplete, a number of important questions remain unresolved. These are the questions that the 2010 Rothgerber Conference seeks to explore.

November 20, 2009: *Cyber Civil Rights: New Challenges for Civil Rights and Civil Liberties in our Networked Age*

The law school will host a one-day symposium, sponsored by the DU Law Review. The symposium is inspired by Professor Danielle Citron’s recent article “Cyber Civil Rights” and the spirited online conversations that followed. The symposium will continue and expand on the discussion about cyber harassment, cyber civil rights more generally, and the civil liberties, privacy, security, and regulatory issues implicated by the development of a cyber civil rights agenda.
October 15, 2009: **Cox Price Human Rights Award**

The International Legal Studies Program and the Nanda Center for International Law at the University of Denver Sturm College of Law presented the Cox Price Human Rights Award to Paul Hoffman, Esq., a leading international human rights lawyer.

September 11-13, 2009: **Assessment Conference: Legal Education at the Crossroads v. 3.0**

This conference was organized to respond to the calls for better methods of assessment made in the Carnegie Report, Sullivan, et al., *Educating Lawyers: Preparation For The Profession Of Law* (2007) and affirmed in Stuckey et al., *Best Practices For Legal Education* (2007). It also sought to help those who have begun to engage in institutional assessment and to help illuminate the intersection of curricular reform with assessment methodologies. Participants were given the opportunity to develop and/or expand law school assessment projects anywhere along the spectrum from assessment of student work to program and institutional assessment efforts.

2008-2009 **Academic Year**

April 17-18, 2009: **Conceptualizing Substantive Justice**

Post-modern critiques have thoroughly discredited many of the Anglo-American legal norms in which modernism finds expression – formal equality, procedural justice, negative liberty, etc. But much room (and need) remains for discussion of new prescriptive paradigms of law and policy – for moving beyond critique to alternatives. For example, is it possible to articulate an alternative vision of justice that relies on positive notions of liberty, substantive notions of equality, and distributive notions of justice—and yet avoids the pitfall of claiming universal applicability or objective legitimacy? Does critical race theory’s endorsement of “looking to the bottom” suggest a methodology for identifying a set of concrete commitments that could ground a substantive notion of justice? How would that methodology be operationalized? Those interested in these or related questions attended and participated in this workshop-styled conference.

April 2-4, 2009: **Critical Race Theory 20: Honoring Our Past, Charting Our Future**

Prominent legal scholars gathered at the University of Iowa for the commemoration of the twentieth anniversary of Critical Race Theory (CRT). Co-sponsored by the University of Denver Sturm College of Law, the CRT20 Conference couldn’t have been more timely: With the election of Barack Obama, numerous pundits have declared that the U.S. has entered a post-racial society. The event afforded an opportunity not only to examine the ongoing meaning of race and difference in our society, but also to honor the ways in which CRT has and continues to shape race discourse within the legal academy. The CRT20 Conference brought together the movement’s founders and its inheritors, provided a venue to help ensure that CRT principles will continue to be mainstays in legal literature, and served as a much-need reminder in this new era that ignoring race can only perpetuate injustice.

February 27, 2009: **Native Americans, Race & the Constitution** (Co-sponsor with University of Colorado School of Law)

Scholars and practitioners with particular expertise on issues of race and constitutional law as applied in cutting-edge Indian Country cases presented at this conference.

August 29, 2008: **Obama Phenomena: Facets of a Historic Campaign**

This conference brought together a diverse, inter-generational group of scholars to examine the meaning of Barack Obama’s presidential candidacy. The symposium considered aspects ranging from race, gender, religion and difference in contemporary politics, to the changing nature of campaign organizing, to Obama’s potential impact on affirmative action law, election law and U.S. foreign policy.
Faculty Publications and Intellectual Life

Project POTICO (Palm Oil, Timber, Carbon Offsets) is a bold, three-year, multi-million dollar initiative fully funded by NewPage to preserve endangered virgin rainforests in Indonesia. NewPage sources only legally harvested fiber from suppliers under strict standards, without exception. None of their wood fiber comes from old growth forests, rainforests or forests of exceptional conservation value.

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