

**SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS
ANNUAL MEETING
KIAWAH ISLAND RESORT (KIAWAH ISLAND, S. CAROLINA)
JULY 30-AUG. 5, 2004**

July 30	Noon- 6:00pm	Registration
	Noon - 12:05pm	Welcome Professor Paul Kurtz University of Georgia School of Law President, SEALS
	12:05pm- 2:00pm	Supreme Court and Legislative Update This program focuses on recent decisions from the U.S. Supreme Court's recently completed term, and also provides an update on important legislation. <i>Moderator:</i> Professor Blake Morant Washington & Lee University School of Law <i>Speakers:</i> Professor Margo Bagley Emory University School of Law Professor John Devlin Louisiana State University Paul M. Hebert Law Center Professor Christine Wells University of Missouri (Columbia) School of Law Professor Michael Floyd Samford University, Cumberland School of Law Professor Michael Allen Stetson University College of Law
	2:00pm- 2:15pm	Break (refreshments sponsored by ASPEN PUBLISHING Co.)
	2:15pm- 4:00pm	SEALS 2004 Call for Papers This year, once again, SEALS issued a "Call for Papers." From the submissions, the following papers were selected for presentation.

Moderator: Professor Florence Shu-Acquaye
Nova Southeastern University
Shepard Broad Law Center

Speakers: Professor J. Gordon Christy
Mississippi College School of Law
Federal Statutory Interpretation and Contemporary Linguistics

Professor Lisa Roy
University of Mississippi School of Law
The Establishment Clause and the Concept of Inclusion

Professor Jayne W. Barnard
College of William & Mary
Marshall-Wythe School of Law
Rule 10b-5 and the “Unfitness” Question

Professor Michael Vandenberg
Vanderbilt University Law School
Social Norms, Behavioral Change and Environmental Law

4:00pm-
4:15pm **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

4:15pm-
5:15pm **Concurrent Young Scholars Workshop Sessions**
This workshop is designed to give young scholars the chance to present and discuss works in progress with their peers at other member institutions.

Young Scholars Workshop (Session # 1)

Moderator: Professor Victoria Salzmann
Mercer University Law School

Speakers: Professor Becky L. Jacobs
University of Tennessee College of Law
***Dominion, Democracy, and Self-Determination:
How the MST is Transforming Brazil's Landscape***

Professor David Hricik
Mercer University Law School

***The Same Thing Twice: The Economic Loss
Doctrine and Negligent Misrepresentation Under
Restatement (Torts) Section 552***

Young Scholars Workshop (Session # 2)

Moderator: Professor Robert Moffat
University of Florida
Frederic G. Levin School of Law

Speakers: Professor Janice McClendon
Stetson University College of Law
***Bringing the Bulls to Bear: Regulating Executive
Compensation to Realign Management's and
Shareholders' Interests and Promote Corporate
Long-Term Productivity***

Professor Lori Ringhand
University of Kentucky College of Law
Judicial Review in Great Britain

5:15pm-
5:30pm **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

5:30pm-
7:00pm **Concurrent Young Scholars Workshop Sessions**

Young Scholars Workshop (Session # 3)

Moderator: Professor Robert C. Power
Widener University School of Law

Speakers: Professor Kathleen Bergin
South Texas College of Law
***Ghosts of Jim Crow: The Legacy of Separation in
a Post-Brown Era***

Professor Eloisa Rodriguez-Dod
Nova Southeastern University
Shepard Broad Law Center
***Lucy in the Sky with Diamonds - Airline Liability
for Checked-In Jewelry***

Professor Thomas Lambert
University of Missouri - Columbia School of Law

Behavioralism and Informational Regulation

Young Scholars Workshop (Session # 4)

Moderator: Professor Mary Clark
American University, Washington College of Law

Speakers: Professor Erica Hashimoto
University of Georgia School of Law
Standards for Determining the Competency of Pro Se Criminal Defendants

Professor Christopher Peterson
University of Florida
Fredric G. Levin College of Law
Creditor Malpractice Insurance and Predatory Home Mortgage Lending

Professor Orin S. Kerr
George Washington University Law School
Computer Crime and the Coming Revolution in Criminal Procedure

7:00pm-
8:00pm **CANADIAN LAW SCHOOL RECEPTION**
Three Canadian law schools (Laval University Faculty of Law, University of Western Ontario Faculty of Law & University of Windsor Faculty of Law) recently became affiliate members of SEALS. This reception, sponsored by the three schools in conjunction with the Canadian Consulate, is designed to introduce the three schools to SEALS.

July 31 8:00am-
Noon **Registration**

8:00am-
8:15am **AALS Report**
Professor Joyce Saltalamachia
Deputy Director, AALS

8:15am-
10:00am **Young Scholars Workshop (Session # 5)**

Moderator: Dean Daniel Polsby
George Mason University School of Law

Speakers: Professor Carol Brown
University of Alabama School of Law
Casting Lots and Distributive Justice in Property

Allocation

Professor Benjamin Madison
Regent University School of Law
Should Accused Terrorist Detainees, Facing the Death Penalty, Receive Trial by Jury or by Military Tribunal? An Examination of Principles that Transcend the Constitution

Professor Robert Chesney
Wake Forest University School of Law
Antiterrorism Prosecutions and the Demands of Prevention in Post-9/11 America

Professor Brant Hellwig
University of South Carolina School of Law
Taxing the Sale or Termination of Contract Rights

10:00am-
10:15am **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

10:15am-
Noon **Concurrent Sessions**

Southern History & Perspectives: A Retrospective on *Brown v. Board of Education*

This program commemorates the Fiftieth Anniversary of the historic Supreme Court decision in *Brown v. Board of Education*. It is appropriate that we not only do a panel on *Brown* but that we do it in South Carolina. The first case filed by the NAACP to desegregate the public schools was *Briggs v. Elliott*, which was litigated in South Carolina. Included on this panel are Joseph A. DeLaine, Jr., a son of the organizer of the *Briggs'* plaintiffs.

Moderator: Professor W. Lewis Burke, Jr.
University of South Carolina School of Law

Speakers: Professor Doug Rendleman
Washington & Lee University School of Law

Mr. Joseph Armstrong DeLaine, Jr.
Son of Rev. Joseph DeLaine &
Member, Presidential Commission on the *Brown*
decision

Professor Raymond T. Diamond

Tulane University School of Law

Professor Mildred Robinson
University of Virginia School of Law

Commentor: Professor Robert J. Cottrol
George Washington University Law School

From the Classroom to the Courtroom: The Legal System & the Gaming Industry

This program will focus on the many issues presented by the rapid growth of gambling in the United States. The discussion will focus on lotteries, illegal gambling, RICO, and problem gambling.

Moderator: Professor Stephen Durden
Florida Coastal School of Law

Speakers: Professor Robert Randall Bridwell
University of South Carolina School of Law

Professor Ronald Rychlak
University of Mississippi School of Law

Mr. Frank Quinn, Ph.D
Director, South Carolina Center for
Gambling Studies

Noon
1:00pm

SEALS' Course Sharing/Distance Learning Luncheon

SEALS is thinking about a course sharing/distance learning network. The network will allow member and affiliate schools to plug gaps in their curriculum when existing faculty members are on leave or unavailable, and will also allow schools to offer courses that they might not have the expertise to offer. Given the availability of distance technologies (e.g., video based and internet based technologies, it is possible to offer these courses by distance means (e.g., Georgia State might beam its International Criminal Course to Louisville, and Louisville might beam its First Amendment course to GSU). This luncheon will discuss how to establish the network.

1:00pm-
2:30pm

Technology: From the Courtroom to the Classroom

Technology has moved us into a new dimension in teaching. How can we improve our classes by using more and better forms of technology? The panelists will discuss use of PowerPoint, music, and other new technologies that can enhance the classroom discussion. Technology has also become a part of the courts.

What do students need to know to move into the technological age, and what are other countries doing in their courtrooms?

Moderator: Professor Steven Kaminshine
Georgia State University College of Law

Speakers: Professor Thomas C. Folsom
Regent University School of Law

Professor Don A. Leatherman
University of Tennessee College of Law

Professor Susanna Fischer
Catholic University of America
Columbus School of Law

Mr. Jeffrey Apperson
Clerk, United States District Court
Western District of Kentucky

Professor Eugene Clark
University of Canberra Law School (Australia)

2:30pm-
2:45pm **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

2:45pm-
4:15pm **Concurrent Sessions**

Restatement (Third) of Torts

The panel will discuss the new *Restatement (Third) of Torts: Liability for Physical Harm*. Michael Green, one of the Co-Reporters of the project, will discuss the Restatement and then engage in dialogue with the other panelists about process, contents, changes, and more.

Moderator: Dean David F. Partlett
Washington & Lee University School of Law

Speakers: Professor Michael Green
Wake Forest University School of Law

Dean Thomas C. Galligan, Jr.
University of Tennessee College of Law

Professor Ronald W. Eades

University of Louisville
Louis D. Brandeis School of Law

Professor Andrew Klein
Indiana University School of Law, Indianapolis

Professor Jonathan Cardi
University of Kentucky College of Law

The Jurisprudence of Justice Sandra Day O'Connor

In recent years, Justice Sandra Day O'Connor has emerged as the "swing vote" on the United States Supreme Court. This panel examines her decisionmaking as well as her impact on the Court.

Moderator: Professor Michael Allen
Stetson University College of Law

Speakers: Professor Russell L. Weaver
University of Louisville
Louis D. Brandeis School of Law

Professor Eric J. Segall
Georgia State University College of Law

Professor Paul Salamanca
University of Kentucky College of Law

4:15pm-
4:30pm **Break**
(refreshments sponsored by ASPEN PUBLISHING Co.)

4:30pm-
6:00pm **Concurrent Sessions**

Bias & Profiling: From the Streets to the Courtroom

Should race or ethnicity ever be a basis for profiling, and if so, when? When is courtroom conduct biased if the issues being raised pertain to race, ethnicity, or sexual orientation? This program will examine profiling and bias as done by police and prosecutors, exploring lines of legitimacy and illegitimacy.

Moderator: Professor Alfredo Garcia
St. Thomas University School of Law

Speakers: Professor Russell L. Jones
Southern University Law Center

Professor Cynthia Jones
American University, Washington College of Law

Professor Andrew Taslitz
Howard University School of Law

Professor Cynthia Lee
George Washington University Law School

The History of Legal Education in the South: Three Perspectives

Over the last few decades, scholars have focused increasing attention on the intellectual, cultural, and political history of the American law school. This panel presents the work of three scholars who have recently been researching the institutional development and cultural mission of particular Southern law schools. Each panelist will present his own work and address broader themes regarding the ways in which the history of Southern legal education both reflects and diverges from the broader national narrative.

Moderator: Professor Paul Lund
Appalachian School of Law

Speakers: Professor Andrew Siegel
University of South Carolina School of Law

Professor Charles Oates
Regent University School of Law

6:00pm-
7:00PM

THOMSON/WEST GROUP RECEPTION

August 1

8:00am-
10:00am

Young Scholars Workshop (Session # 6)

Moderator: Professor Vincent Cardi
West Virginia University College of Law

Speakers: Professor Wendy F. Hensel
Georgia State University College of Law
***The Thin Line Between Life and Nonexistence:
Rethinking Wrongful Life from a Therapeutic
Jurisprudence Approach***

Professor Charlene Luke
Florida State University College of Law

The IRS Investor Control Doctrine in Relation to Other "Substance over Form" Theories

Professor Paul Secunda
University of Mississippi School of Law
The Propriety of Compelling Platonic Professors: The Constitutionality of Banning Faculty-Student Relationships at Public Universities in the Wake of Lawrence v. Texas

Professor Brian Holland
Barry University School of Law
Virtual Raz: Harmonizing Emerging Principles of Cyberlaw with a Razian Conception of the Rule of Law

10:00am-10:15am **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

10:15am-Noon **Concurrent Sessions**

The Intersection of Law and Business

Neither business nor business law exists in a void and neither can be meaningfully understood or practiced without an understanding of the other. Increased numbers of clinical and "skills" courses and students planning non-traditional legal careers as entrepreneurs or advisors to entrepreneurs make the teaching of business *within* law courses *across* the curriculum more important than ever. Law students need more than the classic Business Associations course and, perhaps, a tax course. The panel will discuss the interplay between business and law, focusing on practical, ethical, and contextual intersections of law and business in the law school environment.

Moderator: Professor Hanson Lawton
South Texas College of Law

Speakers: Professor George W. Kunev
University of Tennessee College of Law

Professor Robert E. Atkinson, Jr.
Florida State University College of Law

Professor Mitchell Crusto
Loyola University, New Orleans, School of Law

Professor Lars Smith
University of Louisville
Louis D. Brandeis School of Law

Comparative Perspectives

This panel will present comparative perspectives on a variety of issues. Professor Radan will examine “Lincoln, Secession and the Constitution” from an Australian perspective. Professor Tettenborn will present a paper entitled “Damages for Non-Monetary Loss: An English Perspective.” Professor Hancock will present a paper on comparative criminal procedure.

Moderator: Dean Samuel M. Davis
University of Mississippi School of Law

Speakers: Professor Peter Radan
Macquarie University
Division of Law (Sydney, Australia)

Professor Andrew Tettenborn
University of Exeter Faculty of Law
(Exeter, England)

Professor Catherine Hancock
Tulane University School of Law

Noon-
1:00pm

TWEN LUNCHEON AND PRESENTATION

Professor Steve H. Nickles
Wake Forest University School of Law

1:00pm-
1:15pm

ABA Report

Dean John Sebert
ABA Consultant on Legal Education

1:15pm-
3:00pm

Supreme Court and Legislative Preview

This program focuses on cases and legislation that may come before either the United States Supreme Court or Congress during the upcoming terms of each.

Moderator: Professor John Cross
University of Louisville
Louis D. Brandeis School of Law

Speakers: Professor Steven Gey
Florida State University College of Law

Professor Darryl Brown
Washington & Lee University School of Law

Professor Mechele Dickerson
College of William & Mary
Marshall-Wythe School of Law

Professor Irma Russell
University of Memphis
Cecil C. Humphreys School of Law

Professor Geraldine Moohr
University of Houston Law Center

3:00pm-
3:15pm **Break**
(refreshments sponsored by ASPEN PUBLISHING Co.)

3:15pm-
4:15pm **Center for Computer Assisted Legal Instruction (CALI)**
Presentation
This presentation will update participants regarding the latest developments from CALI.

Mr. John Mayer, Executive Director, CALI

4:15pm-
4:30pm **Break**
(refreshments sponsored by ASPEN PUBLISHING Co.)

4:30pm-
6:00pm **Concurrent Sessions**

The *Lawrence* Decision

The Supreme Court's recent landmark decision in *Lawrence v. Texas* raises many important questions, including the direction and scope of substantive due process protection, the source and scope of constitutionally protected privacy rights, and the definition of "family" in the contemporary United States. This panel will examine and critique *Lawrence* from a variety of perspectives and should provide important insights into its implications for both constitutional and family law.

Moderator/ Professor Mary Crossley
Discussant: Florida State University College of Law

Speakers: Professor Arnold Loewy

University of North Carolina School of Law

Professor Ronald Krotoszynski
Washington & Lee University School of Law

Professor Robin Wilson
University of Maryland School of Law

Professor William Araiza
Loyola Law School, Los Angeles

Sarbanes-Oxley: Two Years Later

In the wake of corporate scandals involving Enron, WorldCom, and other public companies that threatened to undermine investor confidence and questioned the integrity of our capital markets, Congress overwhelmingly passed--and President Bush signed--the Sarbanes-Oxley Act of 2002. At its core, this broad-based federal legislation was designed to change the ways that public companies conduct business. Through this legislation, Congress hoped to dramatically change corporate governance and corporate ethics, while at the same time ensuring that accounting firms be independent of the companies that they audit and that lawyers exercise enhanced professional responsibility in the public company context. Sarbanes-Oxley will have been in effect for two years in July 2004. This panel will discuss some of the essential provisions of Sarbanes-Oxley, identify key concepts and provisions not included in Sarbanes-Oxley, and explore whether, at its two-year anniversary, Sarbanes-Oxley has accomplished or will accomplish its lofty ambitions.

Moderator: Professor Linda Jellum
Mercer University Law School

Speakers: Professor James D. Cox
Duke University School of Law

Professor Carl A. Pierce
University of Tennessee College of Law

Professor Christopher M. Pietruszkiewicz
Louisiana State University
Paul M. Hebert Law Center

6:30pm-
7:30pm

NEW MEMBER RECEPTION

The University of Baltimore School of Law, University of Missouri-Columbia School of Law, and Saint Louis University

School of Law are SEALS' newest members. They jointly host this reception to introduce themselves to SEALS.

August 2
8:00am-
10:00am

Young Scholars Workshop (Session # 7)

Moderator: Professor Michael Kelly
University of San Diego School of Law

Speakers: Professor Jonathan Nash
Tulane University School of Law
Aggregating Appellate Judges' Votes and the Nature of Certification

Professor Andrea Carroll
Louisiana State University
Paul M. Hebert Law Center
Rights of Public Access to Waterways

Professor Timothy Hall
University of Louisville
Louis D. Brandeis School of Law
Rethinking the Learned Intermediary Rule for the New Pharmaceutical Marketplace

Professor Michelle Alexandre
University of Memphis
Cecil C. Humphreys School of Law
Polygamous Unions and Inheritance Laws: Rethinking Decedents' Estate's Classification of the Surviving Spouse

10:00am-
10:15am

Break
(refreshments sponsored by ASPEN PUBLISHING CO.)

10:15am-
Noon

Concurrent Sessions

Law Review Publishing

This panel will discuss the “ins” and “outs” of law review publishing.

Moderator: Dean John L. Carroll
Samford University, Cumberland School of Law

Panelists: Professor Joan Krause
University of Houston Law Center

Professor J.B. Ruhl
Florida State University College of Law

Professor Camille Nelson
Saint Louis University School of Law

Professor Thomas Plank
University of Tennessee College of Law

The Aging of the Academy: Issues for Law Schools as the Baby Boom Generation Ages

This program focuses on the profound issues facing law schools as the baby boom generation ages and approaches retirement. Given that federal mandatory retirement ages have been mostly abolished, law schools will face difficult problems as faculty members and their families confront medical issues typical of older people. Challenges include institutions' needs to find creative ways to maximize the talents of highly experienced but older law teachers, create opportunities for young people, and (in a few cases) encourage retirement.

Moderator: Professor Michael Floyd
Samford University, Cumberland School of Law

Panelists: Professor Rebecca Morgan
Stetson University College of Law

Dean R. Lawrence Dessem
University of Missouri - Columbia, School of Law

Professor Howard Eglit
Illinois Institute of Technology
Chicago-Kent College of Law

Dean Donald Polden
Santa Clara University School of Law

Noon-	CODEC (CONSORTIUM FOR DISTANCE LEGAL EDUCATION - CALI) LUNCHEON
1:00pm	
1:00pm-	LEXISNEXIS Presentation
2:00pm	
2:00pm-	Break

2:15pm **(refreshments sponsored by ASPEN PUBLISHING CO.)**

2:15pm-
3:45pm **Concurrent Sessions**

Law & Films: The Use of Films in the Classroom

This panel will focus on the use of films in substantive classes. In addition to a general discussion of the topic, panelists will focus on particular classes including health law, employment discrimination, civil procedure, and trial practice. Professor Metzloff will talk about his documentary video on United States Supreme Court cases.

Moderator: Professor Richard Saver
University of Houston Law Center

Speakers: Professor Thomas Metzloff
Duke University School of Law

Professor Elaine Shoben
University of Illinois College of Law

Professor Robert Felix
University of South Carolina School of Law

Professor Mark Niles
American University, Washington College of Law

Incorporating "Law &" Scholarship into the Classroom

Judge Harry Edwards has famously suggested a serious "disjunction" between law and emerging trends in legal scholarship. Various "Law and" disciplines have enjoyed growing prominence at law schools throughout the United States. This panel will consider ways in which "Law and" scholarship can be integrated into the standard law school curriculum – thereby bridging, at least to some degree, the "disjunction" that Judge Edwards has posited. Speakers at this roundtable will provide discussions of various "Law and" methodologies and ways in which these schools of thought can enrich both classroom teaching and scholarship.

Moderator: Professor Steven Hobbs
University of Alabama School of Law

Speakers: Professor James W. Fox, Jr.
Stetson University College of Law

Professor Sharon Rush
University of Florida
Fredric G. Levin College of Law

Professor Daniel Cole
Indiana University School of Law, Indianapolis

Professor Ronald Turner
University of Houston Law Center

Professor David Caudill
Washington & Lee University School of Law

3:45pm-
4:00pm **Break**
(refreshments sponsored by ASPEN PUBLISHING Co.)

4:00pm-
5:30pm **Concurrent Sessions**

Law School Architecture

This panel will discuss modern approaches to law school architecture. The panel includes faculty and deans who have been involved in building projects, as well as a prominent architect.

Moderator: Professor Jon Mills
University of Florida
Fredric G. Levin College of Law

Speakers: Dean Robert Jerry
University of Florida
Fredric G. Levin College of Law

Mr. Peter Saylor
Dagit Saylor Architects
Philadelphia, Pennsylvania

Professor Michael Whipple
Loyola University, New Orleans
School of Law

Professor Patrick Hardin
University of Tennessee College of Law

Accountability in Bureaucracies: Agency Problems and Proposed Solutions

This panel will examine problems of accountability in modern

bureaucracies from a variety of perspectives. Social organization demands task specialization and this necessitates relying on others to accomplish a common goal. Because organizational decisions and actions are undertaken as a group, through complex interactions of individuals, usually mediated by smaller internal groups, responsibility is diffuse. This creates problems of accountability that will be addressed in the contexts of corporate governance, insider trading, special interest group lobbying, and the role of trust in repeated transactions.

Moderator: Professor Douglas Williams
Saint Louis University School of Law

Speakers: Professor Joan Heminway
University of Tennessee College of Law

Professor Ann Bartow
University of South Carolina School of Law

Professor Erica Beecher-Monas
University of Arkansas at Little Rock
William H. Bowen School of Law

Professor Erin O'Hara
Vanderbilt University Law School

Professor Claire Hill
Illinois Institute of Technology
Chicago-Kent College of Law

6:00pm-
7:00pm

LEGAL EDUCATION HOLDING CORPORATION RECEPTION
Legal Education Holding Corporation recently acquired Florida Coastal School of Law and is in the process of opening new law schools in Phoenix and Charlotte. It is hosting this reception to introduce itself to member schools.

August 3
8:00am-
10:00am

Young Scholars Workshop (Session # 8)

Moderator: Dean William F. Fox, Jr.
Catholic University of America
Columbus School of Law

Speakers: Professor Brannon Denning
Samford University, Cumberland School of Law
***Confederation-Era Discrimination Against
Interstate Commerce and the Dormant Commerce***

Clause Doctrine

Professor Michael Scott Boone
Appalachian School of Law
Private Ordering and Wealth, Copyright and Free Expression

Professor Elizabeth Pendo
St. Thomas University School of Law
Images of Health Insurance in Popular Film: The Dissolving Critique

Professor Cleveland Ferguson III
Florida Coastal School of Law
Of Oligarchy and Representative Democracy: What Would Plato Say About the U.S. Campaign Finance System?

10:00am-10:15am **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

10:15am-Noon **Concurrent Sessions**

Planning for Retirement

This program will explore financial planning and other issues that individual faculty members, at various stages of their careers, should consider as they think about their retirement planning.

Moderator: Professor Constance Wagner
Saint Louis University School of Law

Speakers: Mr. Brian H. Fenn, CFP, CLU, ChFC
NAPFA-Registered Financial Advisor
Carolina Capital Consulting, Inc.

Ms. Marylyn K. Gavin
Director of Human Resources
Samford University

Mr. Mike Mulkeen
TIAA-CREF

Reparations Talk: Evaluating Reparations for Slavery

Discussion of reparations for slavery has dramatically increased in the legal academy and there are even a few lawsuits that are

gaining attention. There is now sufficient literature to have a serious discussion about the moral and legal case for reparations, as well as about the form they might take. This panel discusses the moral case for reparations and more recent Jim Crow-era racial crimes, as well as the legal (e.g., statutes of limitation and standing) and moral problems (e.g., requesting current taxpayers to pay for reparations), and concludes with discussion of how reparationists have responded to those problems. Although both sides will be presented, this panel will present a sympathetic and compelling case for reparations.

Moderator: Professor Alfreda Robinson
George Washington University Law School

Speakers: Professor Alfred Brophy
University of Alabama School of Law

Professor Kevin Outterson
West Virginia University College of Law

Professor Keith Hylton
Boston University School of Law

Professor Reginald Oh
Appalachian School of Law

Noon-
2:00pm

Steering Committee Luncheon

(Member schools are invited to send one representative to this luncheon. Schools that have a faculty member who is an officer of SEALS are invited to send two faculty (the officer and a school representative).)

2:00pm-
3:45pm

Concurrent Programs

Terrorism & Civil Liberties

Finding the appropriate balance between maintaining civil liberties and fighting terrorism is not easy. The panelists will discuss issues that arise in both the national and international sphere of how best to maintain security and also provide fundamental civil liberties.

Moderator: Professor Ellen Podgor
Georgia State University College of Law

Speakers: Professor Clive Walker
University of Leeds Faculty of Law (Leeds,
England)

Professor William Bradford
Indiana University School of Law, Indianapolis

Professor Larry Thompson
Former Deputy U.S. Attorney General
Senior Fellow, The Brookings Institution
University of Georgia School of Law

Dean Bruce P. Elman
University of Windsor Faculty of Law (Canada)

Chief Reuben M. Greenberg
City of Charleston Police Department

Distance Learning

This program will focus on the distance learning movement and its many manifestations.

Moderator: Professor James Klebba
Loyola University, New Orleans, School of Law

Speakers: Professor Michael Adams
University of Technology - Sydney
School of Law (Sydney, Australia)

Professor Gail Richmond
Nova Southeastern University
Shepard Broad Law Center

Dean Barry Currier
Concord Law School

Dean Ian Holloway
University of Western Ontario
Faculty of Law (London, Canada)

3:45pm-
4:00pm **Break**
(refreshments sponsored by ASPEN PUBLISHING Co.)

4:00pm-
6:00pm **Is Legal Education in a Period of Dramatic Transition?**
Recent years have seen a resurgence of proprietary (“for profit”) law schools, as well as an emergence of internet law schools (e.g., Concord). Some proprietary law schools are trying to go “national” with multiple law schools. At least one proprietary organization hopes to compete based on size, price *and* quality.

The rise of internet alternatives and proprietaryism has led some to suggest that as many as 40 or 50 existing law schools will go “belly up.” This panel examines the rise of proprietaryism and internet education, the implications for traditional legal education, and the development of the “consortium movement” at existing law schools (in response to the proprietary movement).

Moderator: Dean Richard Hurt
Barry University School of Law

Principal Speakers: Dean Richard A. Matasar
New York Law School

President Don LeDuc
Thomas M. Cooley Law School

President James Alfini
South Texas College of Law

Dean Peter Goplerud
Florida Coastal School of Law

Responders: Dean Nancy Rapoport
University of Houston Law Center

President Steven Smith
California Western School of Law

Dean Daniel Rodriguez
University of San Diego School of Law

August 4 8:00am-
Noon

West Group golf tournament

LEXISNEXIS tennis tournament

1:00pm-
2:30pm

Young Scholars Workshop (Session # 9)

Moderator: Dean Parham H. Williams, Jr.
Chapman University School of Law

Speakers: Professor David Sloss
Saint Louis University School of Law
***Judicial Enforcement of the Geneva Conventions
in U.S. Courts***

Professor A. Felecia Epps

University of Arkansas at Little Rock
William H. Bowen School of Law
Procreation Limits on Probationers: Is the Love of Money The Root of This Evil?

Professor Andre Cummings
West Virginia University College of Law
I (not so) Respectfully Dissent: An Examination of the Dissenting Opinions in Grutter v. Bollinger

2:30pm-
2:45pm **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

2:45pm-
4:15pm **Young Scholars Workshop (Session # 10)**

Moderator: Professor D. Christopher Wells
Mercer University Law School

Speakers: Professor Eugene Kontorovich
George Mason University School of Law
An Economic Theory of Constitutional Remedies

Professor Michael Pinard
University of Maryland School of Law
Distorted Truths and Collateral Consequences: Reconsidering the "Indirect" Costs of Criminal Convictions

Professor Christine Haight Farley
American University
Washington College of Law
Judging Art

4:15pm-
4:30pm **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

4:30pm-
6:30pm **Concurrent Sessions**

The Administrative Procedure Act at 58: Is There a Case for Amending It?

The federal Administrative Procedure Act is the major charter of the administrative state. Some fear that amending it would needlessly open up questions that should not be raised. Others believe that targeted amendments could significantly improve the

law. The panel will analyze these competing views with reference to current controversies about key aspects of the APA.

Moderator: Professor Mark Niles
American University, Washington College of Law

Speakers: Professor William Funk
Lewis & Clark Law School

Professor Ronald Levin
Washington University School of Law

Professor Michael Asimow
University of California at Los Angeles
School of Law

Mr. David Fontana
Oxford University (Oxford, England)

International Law in the Domestic Realm: the Role of the Judiciary

Domestic courts apply international law more frequently than international tribunals. This panel will examine how domestic courts interact with international law, including how the U.S. Supreme Court has incorporated international law into its recent decision making.

Moderator: Dean Claudio Grossman
American University, Washington College of Law

Speakers: Professor James Cavallaro
Associate Director, Human Rights Program
Harvard Law School

Professor Mark Drumbl
Washington & Lee University School of Law

Professor Linda Malone
College of William & Mary
Marshall-Wythe School of Law

6:30pm-
7:30pm

CHARLESTON SCHOOL OF LAW RECEPTION

The Charleston School of Law, which will begin operation in the fall of 2004, is the newest law school in the region. This reception will introduce member schools to our newest neighbor.

7:30pm-
9:00pm

LEXISNEXIS DINNER

August 5

8:00am-
8:30am

**Presentation of New Officers & Discussion of Possible Topics
for the 2005 Annual Meeting**

Professor Robert Felix
University of South Carolina School of Law
President-Elect, SEALS

8:30am-
10:15am

Concurrent Sessions

**Dealing with Substance Abuse in the Academy and the
Profession**

Law students begin using drugs and alcohol in response to law school pressures, and these habits carry over post-law school. This program focuses on the need for faculty to be aware of substance abuse problems, the warning signs of abuse, and a discussion of appropriate responses.

Moderator: Professor Robert Wilcox
University of South Carolina School of Law

Speakers: Dean Jeffrey Brauch
Regent University School of Law

Mr. Cravens Ravenel
South Carolina Committee on Character and Fitness

Mr. Don Carroll
Director, North Carolina Lawyer Assistance
Program

Dean Rachel Inman
University of Tennessee College of Law

**The Attorney Discipline Process: Is It Working and Does It
Shape Public Opinion Regarding Lawyers?**

This panel will focus on the attorney self-regulation model. Discussions will include the attorney discipline process from state to state and review the lack of standardization within and among states. The panel will also focus on the availability of attorney discipline information to the public, and the impact of the discipline process and self-reporting by state bar associations on public opinion of attorneys.

Moderator: Professor James Underwood

Stetson University College of Law

Speakers: Professor Debra Moss Curtis
Nova Southeastern University
Shepard Broad Law Center

Professor Timothy Chinaris
Appalachian School of Law

Professor Billie Jo Kaufman
American University, Washington College of Law

10:15am-10:30am **Break**
(refreshments sponsored by ASPEN PUBLISHING CO.)

10:30am-12:15pm **Integrating Clinical Methodology into Non-Clinical Courses**
Teaching modern law students can be a challenge. This panel will share ideas as to how to effectively engage students through integrating teaching methodologies and pedagogical styles (lecture, simulations, role plays, small group discussions, links to practical experience, and other methods). Scholarship shows that varied approaches have proven valuable to both engage students and encourage long-term retention of important concepts. The panel will also provide insights for integrating multiple methods while covering essential substantive matters.

Moderator: Professor Michelle Slack
Southern Illinois University School of Law

Speakers: Professor Kim Diana Connolly
University of South Carolina School of Law

Professor Alexander Scherr
University of Georgia School of Law

Professor Paulette Williams
University of Tennessee College of Law

Professor Kathy Hessler
Case Western Reserve University School of Law

12:15pm **Adjournment**