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1998-1999 Annual Report

Georgia State University College of Law

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ANNUAL

REPORT

1998 - 1999

GEORGIA STATE UNIVERSITY

ANNUAL REPORT

FY99

COLLEGE OF LAW'

JANICE C. GRIFFITH, DEAN

AUGUST, *1999*

Major Accomplishments

The 1999 fiscal year was one of progress and success for the College of Law. Although notable accomplishments were achieved in many areas across the law school, including supporting greater faculty research and scholarly activities and increasing community outreach and public service, the two dominant features of this past year were the strides made in integrating technology into all aspects of academic endeavors and expanding international relationships. These accomplishments were guided by the College's strategic plan and the articulated objectives of Dean Janice C. Griffith, who is concluding a third successful year as dean of the college.

Technology

Georgia State College of Law continues to be in the forefront of the technological revolution overtaking legal education. The college was recently names among the Top 25 "Most Wired" law schools in the country by *National* Jurist magazine. This past fall a renovation of the college's main lecture hall was completed, providing 140 workstations with electricity and data ports for access to the college's network and the internet. In a similar fashion this past year many of the Law Library's carrels and all of the study rooms were fitted with network access. By duplicating the offerings of the public lab and teaching lab at these remote locations via the network, the capacity of the computer laboratories has been expanded some six fold.

Computer projection systems and other audio-visual equipment continues to be installed in more and more of the college's classrooms. This permanently installed equipment, coupled with the use of portable projection systems and laptops, makes technology available to all instructional areas of the college. This past year saw the completion of the multi-year upgrade of the equipment in the courtroom with the installation of a new control board and additional cameras and microphones that allow the taping and editing of classroom presentations and courtroom simulations.

The web presence of the College of Law was expanded greatly this past year. Inquiries of incoming first year students showed a vast majority reviewed the college's web page during their deliberations as to which law schools to attend. An increasing number of new students utilized the online application process. Now found on the web are course descriptions, syllabi, class assignments, the college's bulletin, curriculum planning guides, information about faculty and administrators, notices of upcoming law school events, an on-line job placement bulletin for graduating students and alumni, and many other things. The Law Library's web site was upgraded to make its web subscriptions and resources for online research more centrally accessible to faculty and staff. Seven new computers were installed in the library for use by patrons other than law students and faculty, providing those patrons access to online databases for legal research. All the major law firms in Atlanta have internet access to Georgia State's online catalog. This past year also saw the initiation of an electronic reserve system in the library, whereby course materials placed on reserve by faculty for students in their courses are now available online for students to download electronically.

Extensive training for faculty and staff was conducted by the college's computer support

unit, including the first year writing instructors who will inaugurate in class computer editing of papers utilizing newly acquired laptops and projectors and faculty and their support staff for placing curricula materials on the web. Mandatory training for first year students in methods of online legal research continues to be conducted by the electronics services librarian. This same person was instrumental in the successful conversion of the law library to a new automation system in February of 1999. Another significant task of staff this past year was the conversion of all computers to Windows 98 to ensure Y2K compliance.

International relationships

The college has been fortunate in times past to have short-term visits by foreign faculty and dignitaries. This past year for the first time the College of Law hosted an international visiting professor of law for an entire semester. Professor Hans Dolinar of Johannes Kepler University of Linz, Austria taught two courses in international commercial arbitration and comparative law during the fall term of 1998. Professor Dolinar's visit was part of an ongoing exchange of faculty and students between Georgia State and this European university, providing a wonderful opportunity for comparing America's common law system with Europe's civil law system.

Linz, Austria is the principal site of the College of Law's foreign summer program headed by Georgia State's Professor E. R. Lanier. Professor Lanier conducted another successful session during the summer with students and faculty studying international commercial arbitration and visiting the major arbitration courts in Central Europe. The relationships resulting from program enhances the academic programs of the College of Law throughout the year. For this year in question, the College'was pleased to host short visits to the campus of Dr. Marie-Beatrix Tupy, Secretary-General of Vienna Arbitration Court, and Dr. Eva Horvath, President of the Hungarian Arbitration Court in Budapest which is attached to the Hungarian Chamber of Commerce.

Professor Charles Marvin, a specialist in administrative law and fluent in French, visited the Cote d'Ivoire in March as part of the university's ongoing relationship with that African country. He addressed business and government officials and lectured at the University of Bouake. The College of Law's Natsu Saito was invited to participate in international conferences in Mexico and Cuba.

Community outreach and public service

Two entities of the College of Law continue to provide important service to the community. The Georgia State University Tax Clinic serves low-income individuals who are involved with disputes with the Internal Revenue Service. Besides this public service, it is an important laboratory for the training of law students and graduate tax students from the College of Business Administration. More than 500 cases have been handled by students since the inception of the clinic, and it remains the only such entity in the southeast. Despite the adversarial role of the Georgia State Tax Clinic, the IRS respects the clinic for its success in providing equitable solutions for troubled taxpayers. This past year the clinic received a $100,000

grant from Internal Revenue Service to support the clinic's activities. The Atlanta office of the IRS presented to the clinic the "Spirit of America" award, and a national task force studying tax assistance for the poor traveled to Atlanta to visit Georgia State, with our institution being the only law school tax clinic in the nation visited by the team. Finally, the college was honored by a visit from the Commissioner of the Internal Revenue Service, who toured the clinic and discussed with Professor Ronald Blasi the plight of low-income taxpayers.

The Consortium on Negotiation and Conflict Resolution continued its rapid expansion of activities this past year. CNCR conducts research into the nature of conflict and the theories and principles of resolution while applying this knowledge in training and educating others in mediation and resolution. The consortium is an interdisciplinary and inter-university partnership which supports the Board of Regents Initiative and Policy Direction on Conflict Resolution. This past year CNCR sponsored a successful regional conference on the teaching of conflict resolution as well as offered numerous training session at units of the University System of Georgia and at private institutions such as Emory University and Columbia Theological Seminary. This past year was also a planning time for the implementation in the fall of 1999 of a conflict resolution program for the Atlanta Public Schools where students from Georgia State and other local universities are trained to teach conflict resolution to students, administrators, teachers, and parents.

The College of Law, together with Georgia State's Center for Digital Commerce, sponsors the Electronic Court Filing Project, a joint project to explore the automation of Georgia's courts through the electronic filing and signing of court documents. The project's research encompasses and impacts on the areas of digital signatures, electronic records and signature legislation, national legal and technical standards development, and courses at the College of Business in electronic commerce. This past year the project assisted in the drafting of Georgia Senate Bill 62, which amended Georgia's Electronic Records and Signatures Act and was signed into law in April.

The College continued its efforts in strengthening and increasing community outreach and public service. Faculty serve in leadership positions and on numerous committees for the Association of American Law Schools, the American Bar Association, and the State Bar of Georgia as well as other local and regional organizations where their legal training is of value. Ellen Podgor serves as Chair of the Criminal Justice Section of the AALS. Charity Scott completed her service this past year as Chair of the Health Law Section of the State Bar of Georgia. Anne Emanuel is President of the Board of the Georgia Center for Law in the Public Interest. Law Librarian Nancy Johnson continues to serve on the Executive Board of the American Association of Law Libraries. Dean Janice Griffith served as a facilitator at the annual Law School Deans Workshop of the ABA, moderated a panel discussion on southern violence at the annual Southeastern Association of American Law Schools meeting, and made a presentation at the Georgia Municipal Association's annual convention concerning Governor Barnes' regional transportation authority. Jack Williams is Vice-Chair of the Bankruptcy Taxation Committee of the American Bankruptcy Institute. Associate Dean Steven Kaminshine was a reporter to the Labor and Employment Law Reform Group of the Labor and Employment Section of the Georgia Bar and consulted on a pro bono basis to plaintiffs in a class action litigation in federal court in

California concerning age discrimination. Marjorie Girth continues to serve on the Georgia Supreme Court's Commission on Equality and most recently was elected Secretary of the commission. Marjorie Knowles is completing the second of her two year term as Chair of the AALS Committee on Academic Freedom and Tenure. Mary Radford is on the Executive Committee of the Georgia Appellate Practice Resource Center, which deals with death penalty cases in the Georgia courts. L. Lynn Hogue is a member of the Board of Directors of the Georgia Legal History Foundation.

Service is not limited to faculty activities. Each spring under the sponsorship of the Student Bar Association, students, and faculty as well, devote a week to a variety of community service projects in celebration of "Law Week", an expansion of the traditional Law Day celebration on May 1st. Of the many activities this past year, a new and noteworthy project addressed the problems in the Fulton County Courts. The court system has suffered delays for the past two years because of an enormous backlog of unfiled cases. During Law Week Georgia State student volunteers filed nearly 200 cases to help reduce the backlog.

Interdisciplinary activities

The College of Law continues to increase interdisciplinary and interdepartmental cooperation. Law faculty now teach courses in the Colleges of Arts and Sciences, Business Administration, and Education. A member of the Risk Management and Insurance faculty of the College of Business now provides an important addition to the law school's curriculum offerings by teaching insurance law to law students. The Tax Clinic continues to provide excellent training and learning opportunities to graduate tax students in the College of Business as well as to law students. **As** mentioned, the electronic filing of court documents project is an interdisciplinary research and outreach effort between Law and the College of Business Administration. The college faculty were pleased this past spring to approve a joint degree program with the Department of Philosophy, bringing to three such joint programs now functioning between the law school and other colleges at Georgia State.

Scholarship

The impressive record of scholarly research and publications by the faculty of the College of Law continues, building an ever greater professional reputation for themselves and contributing to an increasing scholarly reputation for the college and the university. Notable among the books published by the faculty was William Edmundson's Three Anarchical Fallacies: An Essay on Political Authority, issued by Cambridge University Press. Other books included Cases and Other materials on Corporations, coauthored by Georgia State's William Gregory and University of Florida's Thomas Hurst; Winning Research Skills, 4th edition by Nancy Johnson and others; Patricia Morgan's Tax Procedure and Tax Fraud; and two volumes on bankruptcy by Jack Williams.

The following represents faculty members who published scholarly articles this past year: Mark Budnitz, South Carolina Law Review; Andrea Curcio, University of Cincinnati Law Review; William Edmundson, Law and Philosophy; Shubha Ghosh, Fordham Intellectual

Property. Media & Entertainment Law Journal; L. Lynn Hogue, Creighton Law Review; Nancy Johnson, Georgia State University Law Review; Ellen Podgor, St. Thomas Law Review; Natsu Saito, Yale Human Rights Development Law Review; and Jack Williams, American Bankruptcy Institute Law Review.

Development

The past year was significant for the College of Law's development efforts with several major gifts raising the law school's assets in the University Foundation to over $4,000,000. The largest gift was *$2.5* for a chair in ethics and professional responsibility, resulting with a court settlement against the Dupont Corporation. In that same settlement was a $250,000 endowment for a symposium to rotate between the four Georgia law schools. Ben Johnson, the first dean of the College of Law, generously endowed a scholarship for the benefit of part-time students. The College, with contributions received through the annual campaign, established an endowed scholarship fund to be the future recipient of yearly alumni giving.

Major faculty or staff changes

Important personnel actions accomplished for the last year were the hiring of the following: Julian Juergensmeyer as the first chair holder of the Ben F. Johnson, Jr. Chair; Neil Kinkopf as assistant professor and director of the college's developing legislative affairs program; Kelly Tirnmons as assistant professor; Catherine Bennett and Wendy Hensel as new Reading, Writing, and Advocacy instructors; Terrance Manion as electronic services librarian; and Suzanne Mucklow as public services librarian.

Progress in Assessing Institutional Effectiveness

The College of Law has long identified several instruments or measures to assess institutional effectiveness. Success of student teams in moot court and mock trial competitions reflect the rigorous intellectual preparation and practical lawyer skills that student receive in class. The College of Law has a long record of student achievement, and the past year proved no different. College of Law students fielded ten teams in nine competitions around the country this past fiscal year. The most notable victory was winning the championship in the National Invitational Mock Trial Competition, besting teams from such schools as SUNY Buffalo, University of Houston, Emory University, and Northwestern University. The College of Law also won the Southeast Regionals of the National Moot Court Competition.

A valuable tool for measuring institutional effectiveness for the College of Law is the success rate of students sitting for the Georgia Bar examinations. Successfbl passage of such examinations are a requirement for entry into the legal profession. From its inception, the College of Law at Georgia State has built an impressive record of success on bar examinations. The principle date for taking the exam is in July after the spring commencement. Another testing is done in February for the few who graduate in December or who are repeating the test. For the July 1998 administration of the Georgia Bar Exam participants trained at Georgia State University had a 84.6% pass rate with those taking the test for the first time having a passage rate of 88.1%.

For the February 1999 administration of the test all takers affiliated with Georgia State had a rate of 64.2% and first time takers had a rate of 70.5%.

Employment statistics six months after graduation are a standard measure used for assessing legal education and are annually collected by the College's accrediting agency, the American Bar Association, and by U.S. News and World Report for its edition on rating graduate and professional schools in America. The figures for the class of 1998 show an employment rate of 94.12%. Employment in large (51 to 100 lawyers) and very large (over 100) firms is prized and highly competitive. The percentage of Georgia State graduates employed in this category has been steadily increasing and represents 17.37% of the 1998 class. This means that our chosen graduates were picked from regional and national pools of graduates representing some of the most prestigious law schools in the country.

Another measure of the effectiveness of legal instruction received as a student at Georgia State's College of Law is the success of graduates in achieving partner in prestigious law firms, appointment of election to the bench, and service as legal counsel for major corporations. Georgia State graduates are now partners in Alston & Bird; Arnall, Golden & Gregory; Holland & Knight; Jones, Day, Reavis & Pogue; Kilpatrick & Stockton; Powell, Goldstein, Frazier & Murphy; Long, Aldridge & Norman and others. A number of Georgia State College of Law graduates serve a assistant district attorneys and magistrate judges, and Beverly Collins sits on the State Court of Cobb County. Numerous corporate legal offices employ College of Law graduates including AT&T, BellSouth, Cox Enterprises, Equifax, Federal Reserve Bank, Georgia Power, and Georgia-Pacific.

Retention & Graduation

The summer skills program and the academic enrichment program are two valuable activities at Georgia State University College of Law to assist with student retention and graduation. Both of these entities are intended to improve the success rate of students who are deemed to be at risk of experiencing academic difficulty in law school. The summer skills program is a pre-start program that takes place prior to the beginning of the academic year for first year students. The academic enrichment program takes place during the regular school year and consists of tutorials offered by upper level students under the direction of a faculty committee.

APPENDICES TO
COLLEGE OF LAW **1998-99** ANNUAL REPORT

A. Publications and Other Printed Materials

1. Books

Ronald Blasi

Fall 1998: Updated and significantly revised the 1999 edition of the CCH **Bank** Tax Guide that I author.

Mark **Budnitz**

The Law of Lender Liability, Cumulative Supplements No. 1 & 2, New York, A.S. Pratt

William Edmundson

Three Anarchical Fallacies: An Essav on Political Authority (Cambridge: Cambridge University Press, 1998)

William Gregory

Cases and Other Materials on **Corporations**(Anderson Publishing Co. 1999) (co-author, Prof Thomas Hurst, University of Florida College of Law).

Nancy Johnson

Nancy P. Johnson, Robert C. Berring, Thomas A. Woxland, ***Winning Research Skills,*** 4th edition, St. Paul, MN: West Group, 1999.

Michael Landau

A. Lindey & M. Landau, Lindey on Entertainment, Publishing & the Arts: Agreements and the Law (2d. ed), 5 Volume Set (WEST Group)

Release **43** - March 1998 (approx. 600 pages)
Release **44** - June 1998 (approx. 600 pages)
Release **45** - October 1998 (approx. 600 pages)

1998 Annual Supplement to Entertainment Law by Robert Fremlin (WEST Group 1998)(234 pages)

Paul Milich

Courtroom Handbook on Georgia Evidence, 1999 Edition (West Group 1998) (334 pages).

1988 Pocket Part (Supplememt) to Milich, Georgia Rules of Evidence (West Group) (108 pages).

Patricia Morgan

Tax Procedure and Tax Fraud, West Publishing, December 1998, 376 pages.

Georgia Corporation. Partnerships, Limited Partnerships and Limited Liability Companies 1998 (materials on nonprofit corporations), annual update, Harrison Company, approximately 50 pages.

Mary Radford

Brown, "Georgia Pleading, Practice and Legal Forms - Annotated," Vol. 10, 1999 Revision (Title 53: Wills, Trusts, and Administration of Estates" (Harrison Co., Norcross, GA)

"Georgia Probate Court Benchbook," 3d Ed. (with Judge Floyd E. Propst, completely revised from 1994 edition)

Jack Williams

Volume 1: Partnerships, Partners, and Limited Liability Entities Under the Bankruptcy Code in Kennedy, Countryman, and Williams on Bankruptcy Law & Procedure (Six Volumes)(Aspen Law & Business*formerly* Little, Brown & Company) (with Vern Countryman & Frank R. Kennedy)

McQueen & Williams on Tax Aspects of Bankruptcy Law and Practice (3d ed.) (Two Volumes)(Clark Boardman Callaghan)(with C. Richard McQueen) with Cumulative Supplement Mar. 1998 and **Dec.** 1998.

Douglas Yarn

Alternative Dispute Resolution: Practice and Procedure in Georgia (2d edition, The Harrison Company Publishers, 1998 Supplement, 47 pages).

Alternative Dispute Resolution: Practice and Procedure in North Carolina (The Harrison Company Publishers, 1998 Supplement, 83 pages).

2. Articles, Essays and Chapters

James Bross

1998 Supplement to *Servitudes*, 7 THOMPSON ON REAL PROPERTY 499 (D. Thomas, ed., 1994).

1998 Supplement to *Georgia*, 6 WATERS AND WATER RIGHTS (R. Beck, ed., 2d ed, 1995).

Mark Budnitz

"Privacy Protection for Consumer Transactions in Electronic Commerce: Why Self-Regulation is Inadequate," 49 So. Caro. L. Rev. 847 (1998)

"Recent Developments in Consumer Arbitration Case Law: 1997-May 1998," in Drafting: Enforceable Arbitration Clauses in Consumer Contracts, **Am.** Bar Assoc. Section of Business Law (1998)

"Privacy Protection for Consumers Using Electronic Commerce: Is Self-Regulation Adequate?" 2 Consumer Financial Services Law Rep. (Aug. 7, 1998)

"Recent Developments in Consumer Arbitration Case Law: 1997-1998," Consumer Financial Services Litigation, Practicing Law Institute (1998).

Andrea Curcio

Rule 412 Laid Bare: *Why* This Procedural Rule Fails to Adequately Protect Sexual Harassment *Plaintiffs from* Embarrassing *Exposure,* 67 U. Cinn. L. Rev. 125 (1998).

William Edmundson

"Legitimate Authority Without Political Obligation," 17 Law and Philosophy 43-60 (1998)

Victor Flatt

"A Dirty River Runs Through It (The Failure of Enforcement in the Clean Water Act)", 25 B.C. Env. Aff. L. Rev. (Silver Anniversary Edition) 1-45 (1998).

Shubha Ghosh

"The Morphing of Property Rules & Liability Rules: An Intellectual Property Optimist Examines Article 9 and Bankruptcy," 8 **Fordham Intellectual Property, Media & Entertainment Law Journal** 99-172 (1997) was published in July 1998 and was cited in several legal bibliographies.

L. Lynn Hogue

"State Common-Law Choice of Law Doctrine and Same-Sex 'Marriage': How Will States Enforce the Public Policy Exception?" 32 Creighton Law Review 29-44 (1998)

Nancy Johnson

Nancy P. Johnson and Nancy Adams Deel, Researching Georgia Law (1998 Edition), 14 Georgia State University Law Review 545 (1998).

Mark Kadish

Article 36 of the Vienna Convention On Consular Relations: A Search for the Right to Consul 18 Mich. Journal of Inter. Law 566-613.

Michael Landau

Copyright, Sound Recordings, Musical Compositions, and "Publication." (Chapter 10) Askew & Jacobs, 1998 Wilev Intellectual Property Update (Aspen 1998)(pages 183- 218)

"Internet Jurisdiction: Does World Wide Volkswagen Ride on the Information Superhighway?" (Part 11), 20 Licensing Law & Business Report 9 (Mar.- Apr. 1998) (pages 9-15)

"Internet Jurisdiction: Does World Wide Volkswagen Ride on the Information Superhighway?" (Part I), 20 Licensing Law & Business Report 1 (Jan. - Feb. 1998) (pages 1-8)

Ellen Podgor

Chapter 22, of Roman L. Weil, Michael J. Wagner, & Peter B. Frank, LITIGATION SERVICES HANDBOOK (2d Ed.) (co-authored with Joel R. Podgor) (1998 Cumulative Supp.).

Mail Fraud: *Redefining the* Boundaries, 10 ST. THOMAS L. REV. 557 (1998) (Criminal Law Symposium)

Mary Radford

"The Affirmative Action Debate," in "Government Regulation of the Employment Relationship," Kaufman, ed., Industrial Relations Research Association Series (1997 research volume, published in 1998)

Natsu Saito

Crossing the Border: The Interdependence of Foreign Policy and Racial Justice in the United States, 1 Yale Hum. Rts. Dev. L.J. 4 (1998) (web-based journal).

Eric Segall

"The Skeptic's Constitution", UCLA Law Review (June 1998).

Jack Williams

Bankruptcy Crimes and Bankruptcy Practice, 6 Am. Bankr. Inst. L. Rev.317-358 (1998)(symposium)

National Bankruptcy Review Commission Recommendations on Tax Policy: Corporate and Partnership Debtors, 14 Bankr. Dev. J. 261-309 (1998);

Title **VII** and the Reserve Clause: A Statistical Analysis of Salary Discrimination in Major League Baseball, 52 U. Miami L. Rev.461-528 (1998)(with Jack C. Chambless)

Bankruptcy Implications of Member and Member-Manager Interests in Limited Liability Companies, 1 Asset Protection J. ___ (1998);

Charitable Contributions as Fraudulent Transfers, 3 J. Asset Protection 49-53 (1998).

A Comment on the Tax Provisions of the National Bankruptcy Review Commission Report: The Good, The Bad, and The Ugly, 5 Am. Bankr. Inst. L. Rev. 445-462 (1997)(symposium)

National Bankruptcy Review Commission Recommendations on Tax Policy: Individual Debtors, Discharge, and Priority of Claims, 14 Bankr. Dev. J. 101-171 (1997)

A Statistical Approach to Claims Estimation in Bankruptcy, 32 Wake Forest L. Rev. 1119-1155 (1997)(with David S. Salsburg).

Partick Wiseman

"The Virtual Teacher," Jurist, October 1998 (peer-reviewed)
"The Top 10 Ways the Internet will affect legal education," in *The Complete Internet Handbook for Lawyers* by Jerry Lawson (ABA, 1998)

Douglas Yarn

"Does a Mediator Have an Affirmative Duty to Assure That Consent to Settle is Truly Informed," 3 Just Resolutions 8 (essay in newsletter of the ABA Section of Dispute Resolution, Jan. 1998).

3. Published and Printed Conference Proceedings and Abstracts

a. Invited Papers

Ronald Blasi

Presented material on the taxation of S Corporations at the mid-year meeting of the ABA Tax Section and at a seminar sponsored by Executive Enterprises. (Attached are the materials that I prepared for those meetings.) Winter and Spring 1998.

Michael Landau

"Personal Jurisdiction on the Internet: Does World Wide Volkswagen Ride on the Information Superhighway?" in Patent, Trademark. and Copyright Law: Litigation and Corporate Practice (American Bar Assn 1998) (pages 363 - 397).

Mary Radford

"Recent Developments in Georgia Fiduciary Law," published in the proceedings of the Fiduciary Law Institute, ICLE in Georgia (St. Simon's Island, July 1998), pp. 8-01 through 8-44.

b. Contributed Papers

Ronald Blasi

Presented an annual update on the changes in the federal income tax law affecting banks at the annual meeting of the Bank Tax Institute attended by 400 bank tax specialists. (Attached are the materials that I prepared for that Conference.) Fall 1998.

Shubha Ghosh

"Fragmenting Knowledge, Misconstruing Rule 702" (abstract) Fall 1998 Evidence Newsletter for the Association of American Law Schools Section on Evidence, page 3.

c. Abstracts

William Edmundson

Abstract of John Rawls, The Idea of Public Reason," (64 University of Chicago Law Review 765-807 (1997)), in 97 APA Newsletter on Law and Philosophy 108 (Spring 1998)

4. Edited Books, Journals, Journal Issues or Monograph Series

E. R Lanier

5 CROATIAN ARBITRATION YEARBOOK (1998)

Charity Scott

Georgia Health Law Developments, Spring 1998 issue, bi-annual publication of Health Law Section of State Bar of Georgia (copy previously forwarded with interim [Aug. 1998] summer research report).

5. Creative Writings
6. Encyclopedic Entries
7. Public and Government Documents

Marjorie Girth

Girth, M. L. and Moore, M., Instructor's Manual, A Video Teaching Guide, for "Let Justice Be Done", Georgia Supreme Court's Commission on Equality, 1998.

8. Bibliographies
9. Reviews

William Edmundson

18 Philosophy in Review/Comptes rendus philosophiques 182-83 (1998)(reviewing Jaap C. Hage, Reasoning with Rules: An Essay on Legal Reasoning and Its Underlying Logic)

Ellen Podgor

Each column is one page.

Reviews In Review 22 THE CHAMPION 40 (December 1998)

Reviews In Review 22 THE CHAMPION 33 (November 1998)

Reviews In Review 22 THE CHAMPION 35 (September/October 1998)

Reviews In Review 22 THE CHAMPION 48 (August 1998)

Reviews In Review 22 THE CHAMPION 32 (July 1998)

Reviews In Review 22 THE CHAMPION 61 (June 1998)

Reviews In Review 22 THE CHAMPION 61 (May 1998)

Reviews In Review 22 THE CHAMPION 66 (April 1998)

Reviews In Review 22 THE CHAMPION 39 (March 1998)

10. **Reprints**
11. **Tapes/Records**
12. **Computer Software**

Michael Landau

CD-ROM: ABA Intellectual Property Law Section Working Papers on CD (BNA 1998) Contributing Author - "Personal Jurisdiction on the Internet: Does World Wide Volkswagen Ride on the Information Superhighway?"

Floppy Disk: Landau, Lindey on Entertainment : Forms on Disk (5 disk set) (WEST Group 1998)

13. **Additional Publications**

William Edmundson

"Clinton & the Jones Case," letter to the editor, The New York Review of Books, April 23, 1998, at 65, with response by Irangate Special Counsel Lawrence Walsh

Charity Scott

"Report of the Chair," in *Georgia Health* Law *Developments*, Spring 1998 issue, pp. 1-2

14. **Other Disseminated Materials**

James Bross

Cases & Materials on Property, Vols. I, II, III. [annually updated editions since 19741

Mark Budnitz

"Summary of Article 2B," presented to the Uniform Commercial Code Committee of the State Bar of Georgia, June 3, 1998.

"Cyberspace Consumers' Need for Privacy Protection: Recent Developments," presented at symposium on electronic commerce, University of South Carolina College of Law, June, 1998.

William Edmundson

"The Duty to Obey the Law: Selected Readings"

William Gregory

Preparation of a Teacher's Manual for **Cases and Other Materials on Corporations** (Anderson Publishing Co. 1999) (co-author, Prof. Thomas Hurst, University of Florida College of Law).

Mark Kadish

A case file prepared by Professor Kadish for use in Advanced Domestic Relations was sold to students through the Georgia Book Store; forms for use in Criminal Procedure II to assist students in understanding discovery practices and sentencing guidelines were prepared by Professor Kadish and distributed to students; a case file for a domestic relations litigation course was submitted to the National Institute of Trial Advocacy by Professor Kadish, but has not been published.

Steven Kaminshine

The Evolving Law of Sexual Harassment in the Workplace, (September 11, 1998) (paper presented at the Fifth Annual Supreme Court Update sponsored by the State Bar of Georgia).

Current Developments in Employment Law (December 4, 1998) (paper presented at annual employment law seminar sponsored by the Georgia ICLE and the Individual Rights Law Section of the State Bar of Georgia)

Michael Landau

"Copyright Law and Performance: Knowing the Scope and Subject Matter of Protection", distributed at the American Society for Theatre Research Annual Meeting, November 20, 1999 THEATRE, PERFORMANCE, AND THE RULE OF LAW SEMINAR, Professor P. Auslander, Seminar Leader. (Invited Paper).

Charles Marvin

Presidents, Premiers and Legislatures in Representative Governments. Contribution to the ABA-CEELI Concept Paper for the Draft Albanian Constitution, February, 1998. 3 pp.

Analytical Comments on the Draft Albanian Constitution. Contribution to the ABA-CEELI Report on the Draft Albanian Constitution, September, 1998. 2 pp.

Legal Assessment of the Draft Moldovan Law on Free Access to Information. Contribution to the ABA Report on the Draft Moldovan Law on Free Access to Information, November, 1998. 4 pp.

Paul Milich

"Georgia Evidence" (10 pages) prepared for the Institute of Continuing Judicial education

October 1998 program for Georgia State Court Judges.

"Ten Often Overlooked Rules of Evidence" (# pages) prepared for the Institute of Continuing Legal Education for its Fall, Statewide Boradcase Trial Advocacy Seminar.

"Evidence" (19 pages) prepared for the Institute of Continuing Judicial Education March 1998 program for Workers Compensation Judges.

"Special Evidentiary Issues" (10 pages) prepared for the Prosecuting Attorneys Council of Georgia for their Summer 1998 statewide conference.

Ellen Podgor

1998 Update, WHITE COLLAR CRIME: LAW & PRACTICE, Jerold H. Israel, **Ellen** S. **Podgor,** Paul Borman (West Publishing is distributing the Update to those individuals adopting the casebook.)

Mary Radford

"The Use of Alternative Forms of Dispute Resolution in Probate, Trust, and Guardianship Matters," American College of Trust & Estate Counsel Southeastern Regional Meeting (Charleston, S.C., October, 1998)

Charity Scott

Annual Report of the Health Law Section, State Bar of Georgia, submitted to Board of Governors (copy previously forwarded with interim [Aug. 1998] summer research report).

B. Presentations at Professional Meetings

Ronald Blasi

Principal Speaker at the Annual Bank Tax Institute. Fall 1988.

Panelist at the mid-year meeting of the ABA Tax Section. Winter 1988.

Principal speaker at seminar on S Corporations sponsored by Executive Enterprises. Spring 1988.

Principal speaker at seminar on bank taxation sponsored by Executive Enterprises. Fall 1988.

James Bross

Senior Citizens and the Fair Housing Act Amendments: A Full Retirement Plan or Assisted

Livingfor Single-Family Zoning, Rocky Mountain Land Use Institute, University of Denver, selected from more than 100 proposals (March, 1998) [with Prof. Patrick Wiseman].

Mark Budnitz

"Drafting Enforceable Arbitration Clauses in Consumer Contracts", Am. Bar Assoc. Annual Meeting, Aug. 1998

William Edmundson

"Civility as Political Constraint" (principal paper, AMINTAPHIL Conference, Montreal, Quebec, September 24-27, 1998)

Shubha Ghosh

Professor Ghosh presented an invited paper entitled "Economics in Law Through an Evidentiary Lens" at the 1998 Annual Meeting of the Law & Society Association in Aspen, Colorado, June 1998. The paper was part of a panel entitled "Law and Market Economy: Interpretation Theory and the Market" and was commented upon by Alan Childress of Tulane Law School.

Professor Ghosh presented two invited papers at the Tenth John M. Olin Annual Conference in Law and Economics held at the University of Toronto September 25-26, 1998. His papers were entitled "Gray Markets in Cyberspace" and "Private Transfers in the Family." The first paper was part of a panel on Intellectual Property; the second was part of a panel on recent developments in Law and Economics scholarship. The conference was attended by economics and law faculty representing such schools as Yale Law School, University of Pennsylvania, Harvard, and University of Florida as well as the major Canadian law schools.

Professor Ghosh presented an invited paper at the First Annual Meeting of the Society for the Evolutionary Analysis of the Law, held at Pace Law School, October 1998. The title of his paper was "Legal and Economic Approaches to the Family: Altruism, Agency, and Evolution." The meeting was the first for a newly formed society of law professors interested in application of evolutionary theory and the theory of complex systems to legal institutions. Attendants included faculty from several major law schools including Yale School, University of Pittsburgh, Vermont Law School, George Washington University, and Arizona State.

Professor Ghosh presented an invited paper entitled "Markets and Cyberspace" at the Fifth Annual Asian Pacific American Law Professor Conference at Boston College, October 1998. His paper was commented upon by professors from University of Oregon, Boston College, and New York University.

Marjorie Girth

May, 1998: Invited presentation as discussion facilitator, "Let Justice Be Done", video presentation, Atlanta Bar Association, Judicial Section

William Gregory

Prof Gregory obtained a contract from the West Group for the publication of the 3d Edition of his **Hornbook on the Law of Agency & Partnership.** The manuscript is due to be delivered to the publisher in 2001.

L. Lynn Hogue

Invited paper presented on "State Common-Law Choice of Law Doctrine and Same-Sex Marriage" at Conference Inte jurisdictional Marriage Recognition held at Creighton University School of Law, Omaha, Nebraska, June 18-20, 1998 (presentation on June 19).

Nancy Johnson

Invited Speaker, Southwestern Law Library Association Meeting, Dallas, TX, April 10,1998.
-Representative of AALL Executive Board and presentation on "Legal Reference Sources."

Invited Speaker, Southern California Law Library Association Meeting, L.A., April 20, 1998.
-Representative of AALL Executive Board.

Invited Speaker, Philadelphia Law Library Association Meeting, Philadelphia, PA, May 10, 1998
-Representative of AALL Executive Board.

Mark Kadish

Professor Kadish was invited to the Georgia Bar Media and Judiciary Conference given by ICLE on May 1, 1998. Professor Kadish was a panelist on the issue of high profile cases.

Annual Practice Seminar in May 1998 for the Federal Bar Association/Atlanta Chapter. Professor Kadish as an invited guest and spoke on the issue of Grand Jury Secrecy.

Atlanta Bar Association - Criminal Law Section Meeting in October 1998: Professor Kadish , as an invited guest spoke on the prosecution and defense achieving "harmony" in and out of court.

Marjorie Knowles

Invited Speaker on Panel on Shareholder Resolutions, Southern Institute on Business and Ethics, February 13, 1998, Atlanta, GA

Invited Speaker on Board Composition, Stanford Director's College, March **23,** 1998

Invited Keynote Luncheon Speaker on Corporate Governance, American Society of Corporate Secretaries, October 29, 1998, Atlanta, GA

Invited Speaker on Panel on Developments in Corporate Governance, Corporate Counsel Institute, December 11, 1998, ICLE, Atlanta, GA

Invited Speaker on Panel "Becoming a Corporate Director: The Inside Scoop," International Alliance, Baltimore, December 16, 1998

Michael Landau

November 20, 1998 (Invited), American Society for Theatre Research, THEATRE, PERFORMANCE, AND THE RULE OF LAW SEMINAR, OMNI Shoreham Hotel, Washington, D.C. Topic: *Copyright* Law *and Performance*

March 30, 1998 (Invited) American Bar Association (ABA) Section on Intellectual Property Law Annual Meeting, Omni Shoreham Hotel, Washington, D.C. Topic: *Internet Jurisdiction: Does World Wide Volkswagen Ride on the Information Superhighway?*

E. R Lanier

Co-produced Program on *"International Commercial Arbitration at the Hungarian Arbitral Court"* with Dr. Eva Horvath, Continuing Legal Education Lecture (Atlanta, Georgia, October 1998) for **ORGANIZATION OF WOMEN IN INTERNATIONAL TRADE**

Co-produced Program on *"International Commercial Arbitration at the Hungarian Arbitral Court"* with Dr. Beatrice Tupy, Continuing Legal Education Lecture (Atlanta, Georgia, April 1998) for **ORGANIZATION OF WOMEN IN INTERNATIONAL TRADE**

Official Liaison meetings with:

Hungarian State Court of Arbitration, June 1998 (Budapest)
Slovenian State Court of Arbitration, June 1998 (Ljubljana)
Croatian State Court of Arbitration, July 1998 (Zagreb)
Austrian State Court of Arbitration, May 1998 (Vienna)
International Arbitration Court of Venice, July 1998 (Venice)

Charles Marvin

Panel Commentator at GSU Law Review Symposium on Judicial Review and Judicial Independence: The Appropriate Role of the Judiciary, February 26, 1998, Atlanta, GA

Mary Radford

"Georgia's New Probate Code," Atlanta Bar Estate Planning & Probate Section (Atlanta, Ga., January, 1998) (by invitation)

"Georgia's New Probate Code," (with William Linkous), Sixth District Probate Judges Meeting (Cordele, Ga., February 23, 1998) (by invitation)

"Probate Code Revision," ICLE in Georgia (Atlanta, Ga., March 19, 1998) (by invitation)

"Georgia's New Probate Code," (with William Linkous) NationsBank Private Client Group (Atlanta, Ga., March 16, 1998) (by invitation)

"Revisions to Georgia's Guardianship Code," Savannah Estate Planning Council (Savannah, Ga. March 23, 1998) (by invitation)

"Recent Georgia Developments," Wachovia Tax & Estate Planning Seminar (Atlanta, GA, March 31, 1998) (by invitation)

"Recent Developments in Georgia Fiduciary Law," Fiduciary Law Institute, ICLE in Georgia (St. Simon's Island, July, 1998) (by invitation)

"The Use of Alternative Forms of Dispute Resolution in Probate, Trust, and Guardianship Matters," American College of trust & Estate Counsel Southeastern Regional Meeting (Charleston, S.C., October, 1998) (by invitation)

"Georgia's New Probate Code," (with William Linkous), Lawyers Title Insurance Corporation, Atlanta, Ga., October 16, 1998 (by invitation)

"Inheritance Rights of Children Born Out of Wedlock," Decatur-Dekalb Estate Planning Council, Decatur, Ga., November 4, 1998 (by invitation)

Natsu Saito

The President's National Discussion on Race: Critique and Commentary, panel presentation at Conference of Western Law Professors of Color, sponsored by Univ.of Oregon Law School, March 1998 (by invitation).

Litigation Strategies: The Mochizuki Case and International Law Claims in Domestic Litigation, panel presentation at Bringing It Home: International Human Rights Conference, CUNY School of Law, May 1998 (by invitation).

Justice Still Denied: International Law and the WWII Internment of Japanese Peruvians, paper presentation at Boston College Law School Symposium: The Long Shadow of Korematsu, October 1998 (by invitation).

The Case for Implementing International Human Rights Law in ***U.S.*** *Courts,* panel presentation at The Universal Declaration of Human Rights at 50: The State of Human Rights Today, Georgia State University, October 1998 (by invitation).

Charity Scott

"From the Bedside to the Boardroom: Law and the Ethical Evolution of Health Care Organizations," Annual Conference of the Health Care Ethics Consortium of Georgia (HCECG), Sept. 9, 1998, Atlanta. (By special invitation; copy of speech previously forwarded with final [Jan. 1999] summer research report). HCECG is a comprised of approximately 100 member health care organizations in Georgia.

"The Evolution of Patients' Rights: The Influence of Law on Medicine and Ethics," Health Care Law Special Focus Conference for state and federal judges sponsored by the Federal Judicial Center in Washington D.C., March 9, 1998, Atlanta. (By special invitation, copy of short update attached, copy of basic long outline previously forwarded).

"Experimental Medical Treatment and Health Insurance Coverage," breakout session leader in morning program for judges at conference described above (III.B.2), March 11, 1998.

Eric Segall

Paper, "Religion, Guns & Federalism", ICLE United States Supreme Court Seminar, Colony Square Hotel, Atlanta, September 1998.

Moderator, Georgia State Federalism Symposium.

Paper on gay rights after Romer v. Evans at the annual Council of Appellate Staff Attorneys' Seminar (CASA), Burlington, Vermont, July 1998.

Georgia Public Television Program "The Layman's Lawyer" discussion on freedom of religion.

Roy Sobelson

"Excessive Fees in Georgia: How to Avoid Discipline in Billing," presented at the Atlanta Bar Association's program on Billing (May 1998)

Paper on Ethics of Multiple Representation in Local Federal Courts, entitled The Ten Degrees of Separation: Ten Ways to Get Disaualified. Disciplined or Disgorged," presented to the Atlanta Chapter of the Federal Bar Association (May 1998)

"Then Ten Statements that Mav Make You Wish You Were a Law Professor," presented at the

Annual Auto Torts seminar of the South Carolina Trial Lawyers Association, Atlanta (December 1998)

"Billing and Fees after Zaleon", presented to the Roswell Bar Association (November 1998)

Jack Williams

Invited Speaker, ***Tax Issues*** in ***Bankruptcy,*** American Bankruptcy Institute Winter Leadership Conference, Tucson, AZ (December 1998).

Patrick Wiseman

Invited Speaker, CALI Conference on Law School Computing, "Automating Career Services" (June 1998)

Demonstrated ***The WWWeBBB*** System, the software Prof. Wiseman has developed to create interactive and programmable websites, and which has had its most robust test as the software driving the Career Services Office's Employment Opportunities Online webpages.

Invited Speaker, Georgia Association of Administrative Law Judges, Annual Meeting (Fall 1998), "Statutory Interpretation"

Douglas Yarn

Special Invitation Presentation, Society for Professionals in Dispute Resolution Annual Meeting, Topic: Current Research in Conflict Resolution (Portland, OR, Oct. 17, 1998).

Special Invitation Presentation, Conference on Market Forces in Dispute Resolution Choices, Gruter Institute for Law and Behavior Research, Topic: Irrational Choice and Evolutionary Biology (Washington, D.C, Nov. 6, 1998).

C. Colloquia and Seminar Presentations

Mark Budnitz

Faculty, Consumer Financial Services Litigation, Practicing Law Institute, April 30-May 1, 1998.

Organizer & presenter, "Law Professors as Expert Witnesses," GSU College of Law, Program sponsored by Faculty Development Committee, March 19, 1998.

Presenter, Symposium on Electronic Commerce, South Carolina University College of Law, sponsored by the College and the State Bar of South Carolina, June, 1998.

Andrea Curcio

Gave an invited one day presentation to the University of North Carolina Law School Curriculum Committee regarding how to develop a successful externship program (February, 1998).

Bernadette Hartfield

"Juvenile Law," Fulton County Juvenile Court, Truancy Intervention Project, Atlanta, Georgia, March 22, 1998 and November 6, 1998, Continuing Legal Education Program.

SE/SW Law Teachers of Color Scholarship Conference, May 1998, Atlanta Georgia. Planning Committee and Moderator.

"The Struggle Continues: The Role of Minority Faculty in Preserving Educational Opportunity for Minority Students," - Organized program for Minority Groups Section to be presented At 1999 AALS meeting.

"Race and Crime" - Organized program with Ellen Podgor for Criminal Law and Minority Groups Sections to be presented at 1999 AALS meeting.

L. Lynn Hogue

"5th Annual United States Supreme Court Update" Institute of Continuing Legal Education in Georgia, Marriott Gwinnett Place Hotel, Atlanta, Georgia September 11, 1998.

Mark Kadish

Phi Alpha Delta Legal organization comprised of students from the Southeastern Chapters invited Professor Kadish to speak on the subject of the Clinton Investigation.

Steven Kaminshine

Invited presenter at the Fifth Annual Supreme Court Update, sponsored by the State Bar of Georgia on September 11, 1998. Presentation addressed the Supreme Court's 1997-98 term and the cases involving sexual harassment and sex discrimination.

Invited presenter at annual program on Employment Law, sponsored by the Individual Rights and Responsibilities Section of the State Bar of Georgia on December 4, 1998. Presentation addressed the Employment Law cases from the Eleventh Circuit and the Supreme Court's 1997-98 term, focusing primarily on sexual harassment, and on age, disability, and race discrimination.

Marjorie Knowles

Presentation on Corporate Governance to MBA class on the Environment of Business, Emory Business School, Atlanta, GA

Michael Landau

September 24, 1998, Georgia Volunteer Lawyers for the Arts, Topic: Copyright and Trademark Basics for Artists, Atlanta College of **Art,** Atlanta, GA

February 17, 1998, Atlanta College of Art, invited by Nancy Solomon (" Principles of Gallery Management" Instructor), Topic: *Copyright and Trademark Basics for Artists and Galleries*

Charles Marvin

Presentation on "Challenges Posed to Affirmative Action by House Bill 99" before the Black Caucus of the Georgia Legislative Assembly, January 13, 1998, Atlanta, GA.

Lecture to Ivoirian College of Magistrates First Year Students on "Transparency in the elaboration and declaration of the law - the importance of reporting and information-sharing systems for the education of judges, governmental administrators and the private sector", March 2, 1998, Abidjan, Cote d'Ivoire.

Seminar Presentation to the Ivoirian Government Procurement and Contracting Agency on "Carrying Out Government Procurement Contracts and Development Projects in the Public Interest", March 3, 1998, Abidjan, Cote d'Ivoire.

Round-table discussion with African Development Bank Officers on "Cleaning Up Transnational Markets - Recent International Initiatives in the Development of Multilateral Anticorruption Rules", March 4, 1998, Abidjan, Cote d'Ivoire.

Lecture to 600 students in Law and Economics at the University of Bouake on "Recent OECD Initiatives to Fight Corruption in International Trade and Development Activities", March 6, 1998, Bouake, Cote d'Ivoire.

Lecture to 70 graduate law students at the University of Bouake on "The Importance of Transparency in the Elaboration and Application of the Laws", March 6, 1998, Bouake, Cote d'Ivoire .

Basil Mattingly

Rights of Disabled Students in Academic Settings Under the ADA, Emory University Office of Disability Services, October 1998.

Paul Milich

"Georgia Evidence" (10 pages) prepared for the Institute of Continuing Judicial education October 1998 program for Georgia State Court Judges.

"Ten Often Overlooked Rules of Evidence" (# pages) prepared for the Institute of Continuing Legal Education for its Fall, Statewide Boradcase Trial Advocacy Seminar.

"Evidence" (19 pages) prepared for the Institute of Continuing Judicial Education March 1998 program for Workers Compensation Judges.

Ellen Podgor

Yale Law School - Seminar for LLMs, JSDs, and Visiting Scholars
Topic: Criminal Discovery of *Jencks* Witness Statements (New Haven, December 1998)

Quinnipiac College School of Law - Faculty Luncheon Speaker
Topic: Criminal Fraud (Hamden, November 1998)

Georgia State University College of Law - Symposium on Federal Criminal Discovery
Moderator: Symposium on Federal Criminal Discovery (Atlanta, November 1998)

Federal Defenders' Conference
Speaker: Mail and Wire Fraud: Redefining the Boundaries (Detroit, September 1998)

Annual Federal Defenders' Conference (Sponsored by the Federal Judicial Center)
Speaker: Mail and Wire Fraud: Redefining the Boundaries (Atlanta, March 1998)

Annual Investigators and Paralegal Seminar (Sponsored by the Federal Judicial Center)
Speaker: Mail and Wire Fraud: Redefining the Boundaries (San Diego, March 1998)

St. Thomas University School of Law-Symposium on Criminal Law
Speaker: Mail Fraud: Redefining the Boundaries (Miami, February 1998)

Charity Scott

Chair, Annual CLE Conference on Health Law, co-sponsored by ICLE and the Health Law Section of the State Bar of Georgia, Sept. 11, 1998, in Atlanta. Prof. Scott organized the conference, selected programs, invited speakers, and moderated panel presentations (copy of program previously forwarded with interim [Aug. 1998] summer research report).

"Decisions Near the End of Life: Working with the Law," Floyd Medical Center, Rome, Georgia, August *25*, 1998. Prof. Scott gave this presentation to over 100 members of medical, nursing, and social work staffs and members of hospital administration in conjunction with series of national programs for hospitals sponsored by "Decisions Near the End of Life" continuing medical education institute. (By special invitation; copy of presentation and description of national

program previously forwarded with interim [Aug. 1998] summer research report.)

Jack Williams

Lecturer, ***Ambush Marketing in Sports,*** Federalist Society, Georgia State University, Atlanta, Georgia (April 1998).

Lecturer, ***Rights of Disabled Students in Academic Settings Under the ADA,*** Emory University, Atlanta, Georgia (October 1998).

Lecturer, ***Salary Discrimination in Major League Baseball,*** Federalist Society, Georgia State University, Atlanta, Georgia (April 1998).

Patrick Wiseman

Addressed Westminster students on "Individualism, Republicanism, and Justice." (Spring 1998)

Douglas Yarn

Conference on Reflective Practice in the Institutionalization of Conflict Resolution in Higher Education, Consortium on Negotiation and Conflict Resolution and the University System, Atlanta, GA, May, 1998 (I was the organizer of this conference).

D. Submissions for Publication/Presentation

William Edmundson

"Liberating the Future from the Past? Liberating the Past from the Future?" (entered in the International Essay Prize

Contest, sponsored by Lettre International, Berlin, and Weimar 1999, European City of Culture)

"Civility as Political Constraint," on submission to Cogito.

"The Social Enforcement of Morality," accepted for presentation to the Working Group on Law, Culture, and the Humanities, Wake Forest University, March 22, 1999

The Duty to Obev the Law: Selected Philosophical Readings, (editied volume with introdution) accepted for publication by Rowman & Littlefield

Victor Flatt

Abstract for workshop at The Institute for Law School Teaching, "Bringing the Practical into the

Classroom," accepted for presentation in 1999.

"Saving the Lost Sheep, Bringing Environmental Values Back into the Fold with a new EPA Decision Making Paradigm," accepted by the University of Washington Law Review, to be published, 74 Wash. L. Rev. Vol. 1 (1999).

Shubha Ghosh

Professor Ghosh's paper "Methods, Conclusions and the Search for Scientific Validity in Economics and Other Social Sciences"is under review at Legal Theory, a peer review journal published at Yale Law School. (See Binder, Tab 1)

Professor Ghosh's paper "Fragmenting Knowledge, Misconstruing Rule 702" is under review at The Law and Society Review, a peer review journal published at Wesleyan College. (See Binder, Tab 1)

Professor Ghosh's paper "Courts, Legislatures and the Quest for Efficiency" is under review at the International Review of Law and Economics, a peer review journal published at Boalt Hall. (See Binder, Tab 1)

Professor Ghosh's paper "Gray Markets in Cyberspace" was completed in December 1998 and is currently circulating among student edited law reviews. (See Binder, Tab 1)

Marjorie Girth

Essay, "Looking at Female Lawyers in the 1990's", accepted by the Buffalo Women's Law Journal in October, 1998.

Invited article, "Re-thinking Fairness in Bankruptcy Proceedings", accepted by the American Bankruptcy Law Journal in December, 1998.

Marjorie Knowles

"Share-owner Affairs at The Coca-Cola Company: A New Approach to Institutional Investors," submitted to Corporate Governance Advisor

Michael Landau

A. Lindey & M. Landau, Lindey on Entertainment, Publishing & the Arts: Agreements and the Law (2d. ed), 5 Volume Set (WEST Group)

Release 46 - (to be published March, 1999) (approx. 600 pages)

"Copyrights" (Chapter 43) West's Federal Practice Manual (3d Edition)(currently in final galley proofs).

"Trademarks" (Chapter 44) West's Federal Practice Manual (3d Edition)(currently in final galley proofs).

"The Need for a Specialized Copyright Court: Eliminating the Jurisdictional Advantage" to be published at 21 Hastings Communications & Entertainment Law Jnl. ___ (1999)(co-authored with D.Biederman)

Basil Mattingly

The Re-Establishment of Bankruptcy Review of Oppressive Foreclosure Sales: The Interaction of Avoidance Powers as Applied to Creditor Bid-Ins, 50 S.C.L.Rev___ (accepted for publication, forthcoming 1998) (symposium)

Natsu Saito

Justice Held Hostage: U.S. Disregard for International Law in the WWII Internment of Japanese Peruvians -- A Case Study, __ Boston Coll. L. Rev. ___ , ___ Boston Coll. Third World L. J. ___ (1998) (joint issue) (accepted for publication).

Jack Williams

A Collision of Policy: Chapter *13* and Taxes, 49 S.C. L. Rev. ____ (1998)(symposium).

Douglas Yarn

Dictionary of Conflict Resolution (Submitted to and accepted by Jossey-Bass Publications, release in Summer, 1999).

"Law, Love, and Reconciliation: Searching for Natural Conflict Resolution in Homo Sapiens, in Natural Conflict Resolution." In F. Aureli & F.B.M. de Waal, (ed.). University of Calif. Press: Berkley, to be published 1999-2000.

E. Fellowships

Marjorie Girth

Travel Fellowship to attend the May, 1998 Board meeting and the December, 1998 Curriculum Committee meeting of the national Coalition of Consumer Bankruptcy Debtor Education for a total of $1000. This group is developing materials for financial education nationwide for individuals in bankruptcy proceedings.

Patrick Wiseman

Center for Technology and Dispute Resolution, Online Fellow, 1998-99, $1500, to participate in and advise on collaborative online methods for dispute resolution.

F. Grants and Contracts

1. Grants/Contracts funded by GSU or the University System

Nancy Johnson

GSU - Author of a Quality Improvement Fund grant to network carrels - successfully granted for $28,000

E. R Lanier

Application: Provost's "Internationalizing Education" Grant Fund (awarded approximately $5,000)

Jack Williams

Faculty Development Institute, Connecting Teachers with Technology.

Patrick Wiseman

One of three Georgia State faculty awarded grant to participate in the University System of Georgia Faculty Development Institute, AY 1998-99.

2. Grants/Contracts funded by External Sources

Ronald Blasi

$50,000 grant from the Trammell Foundation. Summer 1988.

$5000 (approx.) contributions from various donors to the clinic, including the Georgia Bar Association's Tax Section and several individual contributors, who responded to a personal solicitation.

Michael Landau

Contract with the University of Georgia Law School to teach the Intellectual Property Survey Course during the Fall 1998 Semester.

Contracts with WEST Group to: continue the updates to Lindev on Entertainment. Publishing, and the Arts; write the 1998 and 1999 Annual Supplement to Entertainment Law by Robert Frernlin

Charles Marvin

The Professor received a Visiting Lecturer Grant from the United States Information Agency to travel to Cote d'Ivoire to meet with, and lecture to various organizational groups. The grant included round trip air tickets, and combined expenses and per diem allowances amounting to $2,300 from the U.S. Government for the 8 day period covered by the grant.

Natsu Saito

Original Legal Research Project grantee funded by the Civil Liberties Public Education Fund of the U.S. Congress. (April 1997-June 1998)

Douglas Yarn

Co-Investigator - Two-year research grant from the Hewlett Foundation to the Consortium on Negotiation and Conflict Resolution to study best practices and institutionalization of conflict resolution systems, $120,000.00 total.

G. Honors and Awards

Mark Budnitz

Announcement of 1998 American College of Consumer Financial Services Lawyers Writing Award.

Marjorie Girth

Stonewall Bar Association of Georgia: Award for Conspicuous Assistance to the Gay and Lesbian Community, October, 1998.

Listed in the current edition of Who's Who in America.

Charity Scott

Achievement Award, awarded to Health Law Section of State Bar of Georgia, Annual State Bar Meeting, June 1998, during Prof Scott's tenure as Chair of the Health Law Section.

Georgia Women Pioneers In Health Care, individually awarded to selected women who have contributed significantly to the health care community in Georgia, through nomination by the

Georgia Women's History Month Committee. Prof. Scott was honored at a special awards ceremony presided by Secretary Lewis Massey, March 10, 1998. This year's focus of Women's History Month was on health care in Georgia.

H. Professional Service

1. Current Offices and Committee Assignments in Professional Organizations

a. Association of American Law Schools

William Edmundson

Secretary, Law and Interpretation Section, Association of American Law Schools, 1998-99

Victor Flatt

Subcommittee for AALS environmental program proposal

Bernadette Hartfield

Association of American Law Schools, Minority Groups Section, Chair-Elect, 1998.

Nancy Johnson

Member, **AALS,** Section on Libraries.

Marjorie Knowles

Chair, A.A.L.S. Committee on Academic Freedom and Tenure, 1997-1999

Charles Marvin

Elected member of the Executive Board of the North American Cooperation Section. Helped to plan the 1999 Section panel.

Basil Mattingly

Member, AALS Real Property Law Section
Member, AALS Creditors' and Debtors' Rights Section

Ellen Podgor

Chair, Criminal Justice Section, American Association of Law Schools (January 1998 - January

1999); (Served as coordinator for collecting and distributing exam bank on diskette for the A.A.L.S. Criminal Justice Section) (Prepared two co-sponsored programs for 1999 A.A.L.S. Conference)

Mary Radford

Member, AALS Committee on Sections and the Annual Meeting (1996-99)
Executive Committee Member, AALS Section on Employee Benefits (1996-98)

Eric Segall

Executive Officer, AALS Section on Federal Courts

Jack Williams

Member, AALS Consulting Committee on Empirical Research (1996-present)

b. American Bar Association

Ronald Blasi

Chair, Tax Section, American Bar Association, Banking and Savings Association Committee, Subcommittee on Commercial Banks.

Member, American Bar Association, Section Officers Committee Pro Bono Project.

Mark Budnitz

Co-Chair, Working Group on Consumer Protection, Electronic Commerce Subcommittee, Cyberspace Law Committee, Business Law Section, **Am.** Bar Assoc.--organized group.

Co-Chair, Task Force on Consumer Involvement, Uniform Commercial Code Committee, Business Law Section, **Am.** Bar Assoc., organized and led Aug. meeting

Marjorie Girth

Member, Consumer Bankruptcy Committee

Charles Marvin

Administrative Law and Regulatory Practice Section - member of the Governmental Operations and Separation of Powers Committee, working with other members to develop institutional proposals alternative to the existing statutory provision for the Office of Independent Counsel.

International Law and Practice Section - member of the International Trade Committee, working with other members to study and comment on the operations and effects of work of World Trade Organization Dispute Resolution Panels.

Public Utility, Communications and Transportation Law Section - member of the TelecommunicationsLaw Committee, studying the kinds of amendment to make to the 1996 Telecommunications Act to make it more effective.

Ellen Podgor

Pre-Legal Education Committee, Legal Education Section, American Bar Association (Examined pre-legal education statement)

Mary Radford

State Reporter, ABA Section of Real Property, Probate, & Trust Law (1996-present)

Douglas Yarn

Member and co-reporter, Ethics 2000, Subcommittee on Lawyer/Neutrals (1998 -)

c. State Bar of Georgia

Marjorie Girth

Committee on Standards of the Profession, where I serve on the Curriculum Subcommittee which is devising materials to ease the transition to the profession for new lawyers.

Bernadette Hartfield

State Bar of Georgia, Commission on Family Courts, 1994-Present; Blueprint Committee since 1997.

L. Lynn Hogue

Member of the American Bar Association Continuing Legal Education Committee, 1998-99

Charles Marvin

Administrative Law Section - working to prepare a quarterly newsletter for the Section.

Steven Kaminshine

Reporter to Labor and Employment Law Reform Group, an ad hoc committee of the Labor and Employment Section of the State Bar of Georgia. Group's purpose is to work with the Geogia legislature to help enact employment law reform.

Invited presenter at the Fifth Annual Supreme Court Update, sponsored by the State Bar of Georgia on September 11, 1998. Presentation addressed the Supreme Court's 1997-98 term and the cases involving sexual harassment and sex discrimination.

Invited presenter at annual program on Employment Law, sponsored by the Individual Rights and Responsibilities Section of the State Bar of Georgia on December 4, 1998. Presentation addressed the Employment Law cases from the Eleventh Circuit and the Supreme Court's 1997-98 term, focusing primarily on sexual harassment, and on age, disability, and race discrimination.

Mary Radford

Reporter, Guardianship Code Revision Committee, Fiduciary Law Section of the State Bar of Georgia

Member, Committee on the Duties of Guardians ad Litem, State Bar of Georgia (appointed by 1998-99 State Bar President Bill Cannon)

Member, Committee on Unmet Legal Needs, State Bar of Georgia (appointed by 1997-98 State Bar President Linda Klein)

Natsu Saito

Access to Justice Committee of the State Bar of Georgia

Charity Scott

Chair, Health Law Section, Sept. 1997- Sept. 1998. The Health Law Section currently serves over 500 attorney members. Prof. Scott's Annual Report (see III.A.14 above) submitted to Board of Governors outlines the Section's activities during 1998 when she was Chair of the Section. Prof. Scott was also involved in the following Health Law Section activities:

> Member, Nominating Committee, to nominate slate of officers for the coming year.
>
> Participant, Retreat and Planning Workshop for Section Leaders, in conjunction with Spring 1998 Board of Governors Meeting of State Bar of Georgia, Augusta, March 27, 1998.
>
> Program Organizer, Section Breakfast with CLE credit, State Bar of Georgia Annual Meeting, June 19, 1998, with invited speaker GSU Regents Professor Donald Ratajczak

on the health care economy.

Program Consultant and Attendee, Second Annual Health Care Fraud Conference, co-sponsored by ICLE and Health Law Section, April 1998, Brasstown Valley, Georgia

Roy Sobelson

State Bar of Georgia Committee on Professionalism (member)

Fee Arbitration Hearing Officer, State Bar of Georgia, June 1998

Douglas Yarn

Member by appointment of the Georgia Supreme Court to its Commission on Dispute Resolution (1996-)

Member of Long Range Planning Committee (1997- ; completed a long-range strategic plan)

Member of the Ethics Committee (1998- ; conducted several ethics violation hearings)

Chair of the Evaluation Committee (1998- ; assisted in obtaining a grant from the State Justice Institute and in developing an evaluation plan for the court-connected ADR programs)

d. Organizations other than AALS and Bar Associations

James Bross

Member, Drafting Committee, Model State Water Code, American Society of Civil Engineers (1992-1999).

William Edmundson

Committee on Philosophy and Law, American Philosophical Association, 1999-2002

Anne Emanuel

President of the Board, Georgia Center for Law in the Public Interest
Vice-Chairperson, Formal Advisory Opinion Board, State Bar of Ga.

Executive Committee, Criminal Justice Section, AALS

Steering Committee, Atlanta Legal Aid Annual Fund Raising Campaign

Victor Flatt

Elected to the Board of Directors of Georgia Center for Law in the Public Interest.

Elected to the Board of Directors of the Stonewall Bar Association of Georgia.

Marjorie Girth

American Law Institute; member of the Consultative Group for the Transnational Insolvency Project, which is attempting to devise coordinated insolvency proceedings for the NAFTA participants.

Georgia Supreme Court's Commission on Equality. Elected Secretary and co-authored the Instructor's Manual for the video "Let There Be Justice", mentioned above.

Law School Admissions Council, member of the Finance and Legal Affairs Committee, which is developing materials on the issue of affirmative action and reviewing proposed computerized enhancements of the admissions process.

Lawyers' Committee for Civil Rights Under Law, Atlanta Steering Committee, which places cases with volunteer lawyers and coordinates training programs.

Bernadette Hartfield

Family Law Inn of Court, Co-Chair, Program Committee, 1997 - Present.

Fulton County Superior Court, Court Futures Participant, since 1998.

Nancy Johnson

Member, Executive Board, American Association of Law Libraries, 1996-98. This board meets three times per year and is the governing board of the AALL. Prof. Johnson servers on several task forces and committees. Additionally, Prof Johnson travels to several chapter meetings as a representative and speaker of AALL.

Chair, Nominating Committee, Atlanta Law Library Association, 1997-98

Member, Nominating Committee, Southeastern Law Library Association, 1997-98.

Member, Task Force on Law Library Education, American Association of Law Libraries, 1997-98. This task force is responsible for gathering information on types of law librarianship courses taught in library schools; compiling information for web site on law librarian education; and reporting to the AALL Executive Board.

Steven Kaminshine

Incoming Vice-Chair and Executive Board Member of Labor and Employment Law Section of Atlanta Bar Association. Just appointed to fill vacancy on Board reserved for "neutral." Will serve as vice-chair from May 1999-May 2000. Will serve as Chair in May 2000.

E. R Lanier

Member, Board of Trustees, **INSTITUTE FOR CONTINUING LEGAL EDUCATION IN GEORGIA**

Chair, Quality Assurance Committee, Board of Trustees, **INSTITUTE FOR CONTINUING LEGAL EDUCATION IN GEORGIA**

Charles Marvin

American Society of International Law - member of the International Economic Law Working Group, critiquing the ongoing research of other members of the Group and helping to organize annual Group meetings and biannual conferences.

International Law Association, American Branch - member of the International Trade Committee, working to prepare analyses and recommendations for annual Branch meetings and biannual international conferences.

Basil Mattingly

Advisory Board for Attorney's Title Guaranty Fund

Georgia LRE Consortium

Member, American Bankruptcy Institute

Member, American Bankruptcy Institute Subcommittee on Real Estate

Ellen Podgor

American Law Institute. Part of group assisting on preparation of letter on whether the ALI should undertake a project in the criminal area

National Association of Criminal Defense Lawyers. Discovery Reform Committee (co-chair) (worked on possible avenues for future legislation)

Natsu Saito

American Society of International Law, Program Committee for 1999 Annual Conference (responsible for human rights panels).

Jack Williams

American Bankruptcy Institute/Bankruptcy Taxation Committee (Vice-Chair 1997- Present)

Co-Chair, Texas Indian Bar Association Indian Gaming Committee

2. Memberships and Editorial Boards

Ronald Blasi

Member, American Bar Association, Tax Section, Committee on Government Submissions.

Mark Budnitz

Editorial Board, Consumer Financial Services Law Report

Board of Directors, Atlanta Legal Aid Society

Member, Uniform Commercial Code Committee, State Bar of Georgia

Member, Consumer Financial Services Committee, **Am.** Bar Assoc.

Member, Uniform Commercial Code Committee, Am. Bar Assoc.

Member, Cyberspace Law Committee, Am. Bar Assoc.

Member, Board of Advisors, Journal of Bank Taxation.

William Edmundson

State Bar of Georgia, since 1985

South Carolina Bar, since 1986 (inactive since 1995)

American Society for Political and Legal Philosophy

American Philosophical Association

AMINTAPHIL

American Association of University Professors

Atlanta Bar Association

American Bar Association

Southern Society for Philosophy and Psychology

The Aristotelian Society

Marjorie Girth

Journal of Bankruptcy Law and Practice

Nancy Johnson

Editorial Board Member, Legal Reference Services Quarterly, 1981-present.

Member, Consortium of Directors of Georgia's Law School Libraries.

E. R Lanier

Member, Editorial Board, CROATIAN ARBITRATION YEARBOOK

Arbitrator, CROATIAN STATE COURT OF ARBITRATION, Zagreb, Croatia

Ellen Podgor

American Bar Association, Criminal Justice Section (White Collar Crime Committee) (attended ABA White Collar Crime Conference in San Francisco)

Douglas Yarn

Panel of Neutrals, Georgia Department of Community Affairs (1992-).

Board of Foreign Correspondents, Arbitration and Dispute Resolution Law Journal (1994-).

International Environmental Negotiation Network, Salzburg (1990-).

National Roster of Neutrals, American Arbitration Association (1987-).

3. Memberships on Advisory Boards or Permanent Review Boards

William Edmundson

Advisory Board, The Jean Beer Blumenfeld Center for Ethics, Georgia State University

L. Lynn Hogue

Member of the Board of Directors of the Georgia Legal History Foundation

Nancy Johnson

Member, WESTLAW KeyCite Advisory Board, 1997-

Ellen Podgor

BNA Criminal Practice Manual, Advisory Board (Attended advisory Board Meeting in Washington, D.C.)

The Champion Magazine, Advisory Board (co-chair)

Mary Radford

Executive Committee, Georgia Appellate Practice Resource Center (1995-present)

Charity Scott

Member, Board of Trustees, ICLE in Georgia, co-extensive with term as Chair of Health Law Section, Sept. 1997-Sept. 1998.

Member, Clinical Ethics Dialogue Group, Emory University Center for Ethics in Public Policy and the Professions, Spring Semester 1998 (interdisciplinary faculty from universities and health care organizations in Atlanta).

Jack Williams

Board of Advisors, American Bankruptcy Institute Bankruptcy Law Journal

4. Membership on Academic and Professional Accreditation, Certification or Review Bodies

Jack Williams

Dean of Faculty and Member of Executive Committee, American Board of Certification (1997 - Present)

5. Additional Significant Professional Service Activities

William Edmundson

Manuscript review for Cambridge University Press

Victor Flatt

Referee for the Journal of Land Use and Environmental Law (synopsis of the best of land use and environmental law articles).

Selected as one of five law professors nationwide by Environmental Partners to teach environmental law to the U.S. Army Corps of Engineers.

Consultant on Public Commenting with Eco-Action.

Consultant on Confined Animal Feed Lots for the Southern Environmental Law Center.

Testified on public commenting proposal to the Georgia Board of the Department of Natural Resources.

Shubha Ghosh

Professor Ghosh was interviewed by Donna Higgins, a writer for **Software Law Bulletin**, an Andrews Publication, on how rules regarding admissibility of expert testimony would affect Y2K litigation. Professor Ghosh was cited in the October 1998 issue of the bulletin in an article entitled "Pending U.S. Supreme Court Decision Will Weigh Heavily in Y2K Litigation." The bulletin is read extensively in the software industry and is available on Westlaw. (See Binder, Tab 4).

Professor Ghosh offered extensive comments on a manuscript authored by Professor Peter Marguiles of St. Thomas University School of Law. The article was accepted by **Rutgers Law Journal** and cites Professor Ghosh's work and thanks him for his input.

Professor Ghosh offered editorial expertise and extensive comments on an essay written by Professor Alfred Brophy of Oklahoma City University School of Law for the Oklahoma City University Law Review's symposium on Native American Law published in December 1998.

Professor Ghosh solicited articles and wrote a brief introductory essay to Oklahoma City University Law Review's Symposium on Pynchon and Law to be published in May 1999.

Professor Ghosh organized two panels of papers to be presented at the 1999 Annual Law and Society Meeting in Chicago during May 1999. Professor Ghosh wrote the proposal and contacted participants, which include full faculty from Indiana University Law School at Bloomington, Syracuse University, Tulane University, Stetson, and The University of Iowa. The panels are entitled "Culture and Property I" and "Culture and Property II." Professor Ghosh will present preliminary research on the historical and cultural origins of the phrase "intellectual property" as a participant on the panel. (See Binder, Tab 4).

Professor Ghosh prepared four abstracts of papers for the American Law and Economics Association at Yale Law School to be considered for presentation at the 1999 Annual Meetings in New Haven. Final selections will be made in February.

Professor Ghosh took over responsibility for running Ylopearl, an email listserv that allows member Asian-American professors in law and other disciplines to communicate among themselves. The listserv is housed in and managed from Georgia State University College of Law after being at Seattle University for the past three years and Syracuse University for two years prior.

Professor Ghosh was invited in October 1998 to participate as a panelist on a roundtable as part of the First National Meeting of the Six Regional People of Color Legal Scholarship Conference in Chicago from March 25-27, 1999. The roundtable is entitled "Celebrating Our Emerging Voices: Coherence or Tower of Babble?" Professor Ghosh will speak on law and economics and its application to issues of ethnicity and race. Professor Ghosh will participate on the roundtable with Randall Kennedy of Harvard Law School, Cheryl Harris of UCLA, Fred Yen of Boston College, and Frank Valdes of Miami.

Marjorie Girth

Review of Andi Curcio's draft manuscript on federal evidentiary rules in the context of sexual harassment cases.

William Gregory

Prof. Gregory has done significant consulting in the area of professional malpractice as well in the area of alter ego(agency law). He limits his consulting to legal issues related to his teaching areas. He is a member of the Geogia Bar(active)(by Attorneys' Examination)(1991) and California Bar(inactive.)(By examination)(1970).

Prof. Gregory prepared model answers to Georgia Bar exam questions which were published in the Fulton Daily Report.

Prof. Gregory advised reporters on various legal issues including the conversion of Blue Cross into a for-profit corporation. His comments were printed in the Fulton Daily Report as well as the

Atlanta Constitution.

L. Lynn Hogue

Served in U.S. Army Reserve, Lieutenant Colonel in Judge Advocate General's Corps, 2 weeks active duty

General Counsel, Southeastern Legal Foundation in Atlanta, Georgia, a non-profit, public interest law firm.

Steven Kaminshine

Consultant (on a pro bono basis) to plaintiffs in class action litigation in federal court in California concerning whether disparate impact theory of discrimination is available under the Age Discrimination in Employment Act. Coordinating with the American Association of Retired Persons (AARP). Plaintiffs survived motion for summary judgment; case pending before 9" Circuit; parties pursuing mediation.

Consultant/Expert witness in sexual harassment/defamation action in state superior court. Served as witness for state, represented by attorney general's office. Case settled before trial.

Michael Landau

May 19-20, 1998, National Endowment for the Arts /ArtsLink, Performing Arts Grant Review Panel, Collaborative Projects 1998 (Central & Eastern Europe), National Endowment for the Arts, Washington, D.C.

May 6, 1998, WXIA Television (Channel 11) Local Evening News (6:00 p.m. broadcast), Topic: *Invasion of Privacy*

E. R Lanier

Professor Lanier has been active in an *of counsel* capacity in the case *of St. Mary's Orthodox Church et al. v. Townsend,* an action for equitable and declaratory relief now pending in the Superior Court of DeKalb County, which centers on significant issues of first impression in Georgia under the First Amendment to the U. S. Constitution. I have devoted over 300 hours to this matter since November of 1997 and we expect the case to be resolved in the Georgia Supreme Court in late 1999.

Professor Lanier has been active as co-counsel or *of counsel* in approximately six (6) other pro bono matters in Georgia trial courts in 1998.

Charles Marvin

External Facilitator for the preparation and drafting of the Strategic Plan for 1999 for the Office of State Administrative Hearings (OSAH) for the Government of Georgia. This job was performed gratis, and required five working sessions with a group of OSAH employees plus drafting time.

Paul Milich

Review of colleagues' drafts of articles" Andrea Curcio and Shubha Ghosh.

Prepared an Amicus Brief for the Georgia Trial Lawyers Association for a case in the 11th Circuit.

Mary Radford

Member, National College of Probate Judges Advisory Committee on Interstate Guardianship Issues

Review of portfolio of Associate Professor Knauer, Temple University School of Law, in connection with her promotion to the rank of Professor (Fall, 1998)

"The Inheritance Rights of Women under Muslim and Jewish Law," presentation by invitation at the California Western School of Law (November, 1998)

Testimony before the Judiciary Committee of the House of Representatives and the Special Judiciary Committee of the Senate of the Georgia General Assembly on revisions to Georgia's Probate Code (February, 1998)

Linda Robinson

Creation of moot court problem & drafting of accompanying bench brief for The Honorable Thomas Tang National Moot Court Competition; July & September, 1998

Co-director of Course of Study on Effective Bar Exam Writing sponsored by Continuing Education Division of Georgia State University; responsibilities consist of recruiting faculty, revising course materials, and administering program: Jan-Feb 1998 and June-July 1998

Natsu Saito

Served as counsel of record and filed brief for ***amicus*** curiae on question of international human rights law in ***Harris*** v. ***Gamer,*** 11th Circuit Court of Appeals.

Charity Scott

Primary consultant and organizer, 2-1/2 day conference on Health Care Law for state and federal judges, sponsored by the Federal Judicial Center in Washington, D.C. (March 9-11, 1998, Atlanta). This was the third and last in a series of special-focus health care conferences which Prof. Scott was

asked to plan and organize for the Federal Judicial Center since 1996.

Roy Sobelson

Chief Justice's Commission on Professionalism (member)

Chief Justice's Commission on Professionalism, Budget Committee (member)

Moderator of Legal Ethics Discussion List on Lexis Counsel Connect

Frequent commentator on ethics issues for Fulton Daily Report, Atlanta Journal/Constitution

Member, Speakers Bureau (State Bar of Georgia Foundations of Freedom project)

Listed as Georgia State University Expert on Legal Ethics and Litigation

Corneill Stephens

Dekalb Lawyer's Association

State Bar of Georgia

American Bar Association

Arbitrator for Fulton County and the American Arbitration Association

Judge in the Magistrate Court of Dekalb County

Jack Williams

Referee, American Bankruptcy Institute Law Review.

Douglas Yarn

The Asia Foundation and USAID: Consultation on developing domestic commercial arbitration in Sri Lanka (1998-).

6. Reviews of Published Works and Significant Citations

William Edmundson

Abstract of "The Antinomy of Coherence and Determinacy," (82 Iowa Law Review 1-20 (1996)) in 98 APA Newsletter on Philosophy and Law 92 (1998)

Victor Flatt

A Dirty River Runs Through It (The Failure of Enforcement in the Clean Water Act), 25 B. C. Env. Aff. L. Rev. (Silver Anniversary Edition) 1 (1998) is cited as evidence for the proposition that environmental laxity in enforcement exists, in Plater, Abrams, Goldfarb, and Graham, Environmental Law and Policy: Nature Law and Society (second edition 1998) pp. 314-315.

Shubha Ghosh

Professor Ghosh's scholarship continues to be cited on Westlaw and LEXIS. His 1994 piece in **The University of Pennsylvania Journal of International Business Law** was recently cited by Neil Netanel of The University of Texas Law School in the **Vanderbilt Law Review** and continues to be cited in several notes and comments on parallel importation.

Steven Kaminshine

Significant Citations: The following books and articles have cited to Kaminshine, The Cost of Older Workers. Disparate Impact and the Age Discrimination in Employment Act, 42 Fla. L. Rev. 229.

Books:

Zimmer Sullivan and Calloway, Cases and Material on Employment Discrimination, pp. 420-21 (Little Brown & Co.)(4th Edition)

Estreicher & Harper, The Law Governing the Employment Relationship, p. 406 (West Publishing Co.)(Second Edition)

Friedman & Strickler, The Law of Employment Discrimination, p. 933 (Foundation Press)

Player, Shoben and Liebowitz, Employment Discrimination Law, p. 627 (West Publishing Co.)(Second Edition)

Rothstein & Liebman, Employment Law: Cases and Materials, p. 334 (Foundation Press)(Fourth Edition)

Wilhorn, Schwab, & Burton, Employment Law , p. 424 (Michie Press)

Articles:

The Continuing Validity of Disparate Impact Analysis for Federal Sector ADEA Claims, 47 **Am.** U. L. Rev 1071 (1998).

Downsizing and Employee Rights, 50 Rutgers, L. Rev. 943 (1998).

The Family and Medical Leave Act: Unlocking the Door to the Key Employee Exception, 15 Hofstra Labor and Empl. L. J. 13 (1998).

Downsizing — Employee Rights or Employer Prerogative, 2 Employee Rts. and Empl. Policy J. 1 (1998).

The Prerogative to Downsize, 2 Employee Rts. and Empl. Policy J. 417 (1998).

Citations: The following article has cited to, Kaminshine, Court's Aae Discrimination Case Fails to Resolve Several Kev questions under the ADEA, West's Legal News 3210, Apr 26, 1996, 1996 WL 260504.

The Effect of O'Connor v. Consolidated Coin Caterers Corp. On the Requirement for a Prima Facie Case under the ADEA, 29 Rutgers L.J. 647 (1998).

Michael Landau

Lindey on Entertainment. Publishing & the Arts: Agreements and the Law, 5 Volume Set (WEST 1998)

cited in : Yu, "Fictional Persona Test: Copyright Preemption in Human Audiovisual Characters" 20 Cardozo L. Rev. 355 (1998)

Tavel, Becker et al, "Development of An Entertainment Law Practice" 513 PLI/Pat 421 (PLI 1998)

Blackstone, Seigel et al, "Music Publishing" 513 PLI/Pat 503 (PLI 1998)

Y'Barbo, "Aesthetic Ambition Versus Commercial Appeal: Adapting Novels to Film and the Copyright Law" 10 St. Thomas L. Rev. 299 (1998)

"Problems Arising out of the Use of 'www.trademark.com': The Application of Principles of Trademark Law to Internet Domain Name Disputes" 13 Georgia State Law Rev. 455 (1997)

cited in: Whatley, "The Basics of Internet Domain Names and Trademark Infringement" 21 **Am.** Jnl. Trial Advocacy 585 (1998)

Burk, "Trademark Doctrines for Global Electronic Commerce" 49 S.C. L. Rev. 695 (1998)

Kuester & Nieves, "Hyperlinks, Frames and Meta Tags : **An** Intellectual

Property Analysis" 38 IDEA: Jnl. of Law & Technology 243 (1998)

"Reconciling Qualitex with Two Pesos : Ambiguity and Inconsistency From the Supreme Court" 3 U.C.L.A. Entertainment Law Rev. 219 (1996)

cited in: Sloane, Ehrlich, et al., "Trademark Prosecution in the Patent and Trademark Office and Litigation in the Trademark Trial and Appeal Board" 8 Fordham I.P., Media & Ent. L.J. 451 (1998)

"Trademark Protection for Color Per Se After Qualitex Co. v. Jacobson Products, Inc.: Another Grey Area in the Law" 2 U.C.L.A. Entertainment Law Review 1 (1995) (lead article).

cited in: Hammersley, The Smell of Success: Trade Dress Protection for Scent Marks, 2 Marquette Intell. Prop. L.Rev. 105 (1998).

"Multicellular Vertebrate Mammals as "Patentable Subject Matter" Under 35 U.S.C.§101: Promotion of Science and the Useful Arts or an Open Invitation for Abuse?" 97 Dickinson Law Rev. 203 (1993)(lead article)

cited in: Hofmeyer, Everybody's Got Something to Hide Except Me and My Patented Monkey: Patentability of Cloned Organisms, 16 John Marshall J. Computer & Info. Law 971 (1998)

Walter, Beyond the Harvard Mouse: Current Patent Practice and the Necessity of Clear Guidelines in Biotechnology Patent Law, 73 Indiana L.J. 1025 (1998)

"The Colorization of Black and White Motion Pictures: A Grey Area in the Law" 22 Loyola L.A. Law Rev. 1161 (1989).

cited in: "References" to 17 U.S.C.A §102. Copyright, Title 17 U.S.C.A. (WEST 1998).

Paul Milich

Georgia Rules of Evidence (West 1995) has been increasingly cited by Georgia appellate courts over the past year (twice as often as in 1997).

Ellen Podgor

Tenure Review of faculty member at St. Thomas University School of Law

Tenure Letter for faculty member at U. of Cincinnati School of Law

Promotion Letter for faculty member at U. of Houston School of Law

Internal Review of Article of GSU faculty member going for Tenure

Mary Radford

Works of Professor Radford were cited in 1998 in the following articles:

Bernstein, "Treating Sexual Harassment with Respect," 111 Harvard Law Review 445 (Dec. 1997) (published in 1998)

Deitrich, "Work Reform: The Other Side of Welfare Reform," 9 Stanford Law & Policy Review 53 (Winter, 1998)

Zappo, "A Causal Nexus Approach to Title VII Disparate Treatment Claims," 50 Rutgers Law Review 1067 (Spring, 1998)

Thompson, "The Putative Father's Rights to Notice of Adoption Proceedings: Has Georgia Finally Solved the Adoption Equation?" 47 Emory La Journal 1475 (Fall 1998)

Hogue, "State Common-Law Choice-of-Law Doctrine and Same-Sex Marriage," 32 Creighton Law Review 29 (October, 1998)

Mazur, "Women, Responsibility, and the Military," 74 Notre Dame Law Review I (October 1998)

14 Georgia State University Law Review 313 ("Peach Sheet" on amendments to the Georgia Probate Code) (December 1997) (published in 1998)

Patrick Wiseman

The Meta-Index for U.S. Legal Research continues to be favorably mentioned in several publications, and continues to garner awards.

7. Other Significant Activities

Ronald Blasi

Sponsored six students from Germany and supervised their papers. Most of the papers contributed to my teaching and research interests and, thus, resulted in informing my teaching.

Mark Budnitz

Invited participant at meeting of the Committee on the Federal Reserve in the Payments System, a committee of the Board of Governors of the Federal Reserve System, Dec. 1998

Invited participant in meeting of Federal Reserve Board to consider electronic check return, Nov. 1998.

Andrea Curcio

Current work in progress regarding the proper evidentiary uses of a sexual harassment plaintiffs history of childhood sexual abuse.

William Edmundson

Attended Legal Analytical Philosophy Conference, University of San Diego, April 2-4, 1998, by invitation.

Faculty advisor, Squash Club of GSU

Faculty advisor, Chess Club of GSU

Anne Emanuel

Continued work on the authorized biography of Judge Elbert Tuttle.

Shubha Ghosh

Professor Ghosh's article "The Legal, Economic, and Policy Implications of Immigrant Entrepreneurs" is in the final stage of editing and will be appearing in the **UCLA Asian Pacific American Law Journal** in the Spring of 1999.

An abridged version of Professor Ghosh's article "Fragmenting Knowledge, Misconstruing Rule 702" has been accepted for publication by **The Journal of Intellectual Property Law,** a new on-line journal published at Chicago-Kent School of Law. The journal is fully web-based and cited on Westlaw and LEXIS. The article is a shorter version of the piece under review at **The Law and Society Review,** described above, and is currently being edited for publication in February 1999.

Professor Ghosh's article "Whistling Dixie," co-written with Alfred Brophy, was accepted for publication by **The Villanova Environmental Law Journal** and the **Boston College Environmental Law Journal.** It will be appearing in **Villanova** during Spring 1999.

Professor Ghosh's article "Federal and State Resolutions of the Problem of Daubert and 'Technical or Other Specialized Knowledge'" was accepted by the **American Journal of Trial Advocacy** and will appear in early 1999.

Professor Ghosh's article "Whither Daubert?" was accepted by **Trial Lawyers Quarterly** upon the recommendation of Abraham Fuchsberg, Esq., a trial lawyer in New York City, and will appear in early 1999. (See Binder, Tab 1).

Professor Ghosh was invited by **Judicature,** a peer review journal, to write an article on Kumho Tire v. Carmichael upon the publication of the U.S. Supreme Court's decision in that case. (See Binder, Tab 1).

Professor Ghosh was invited by Professor Michael Richmond, the faculty editor of the **Nova Law Forum** published at Nova Southeastern Law School, to write a book review of two newly published readers in Law & Economics: the first is authored by Kenneth Dau-Schmidt of Indiana University at Bloomington and Thomas Ulen of University of Illinois and the second by Avery Katz of Georgetown University. The Dau-Schmidt and Ulen anthology was published by Anderson; the Katz anthology, by Oxford University Press. The manuscript was completed in December 1998 and will appear in Spring 1999.

Bernadette Hartfield

Proposal to Initiate a Cross-Cultural Examination of Child Abuse Protocols in the U.S. and South Africa.

"The Best Interests Standard and African American Children"

"Grandparent Visitation Statutes Revisited"

"Delimiting Marital Property: The Divergence of Practice and the Partnership Theory"

Nancy Johnson

Nancy P. Johnson and Susan Phillips, Legal Research Exercises, 6th edition, St. Paul, MN: West Group, (expected completion March 1999, published May 1999).

Nancy P. Johnson, Sources of Compiled Legislative Histories (Supplement in progress)

Mark Kadish

Professor Kadish appeared on radio and television broadcasts as a legal commentator. He appeared on WAGA-TV, WXIA-TV, WGNX-TV, CNN News, CNN Radio, and WGST-AM Radio and discussed a variety of topics including the Clinton Investigation, the Jon-Benet Ramsey

case, and other legal cases of national and local interest.

Professor Kadish has begun work on a law review submission which will update the Article 36 of the Vienna Convention on Consular Relations Article recently published. United States Case law and international legal opinions are developing rapidly in this controversial area of the law.

Steven Kaminshine

Work in progress: Discriminatory Speech. Workplace Harassment. and the Uncertain Role First Amendment (draft in progress attached)

Marjorie Knowles

Served as Special Master in Marshall v. Planz, U.S.D.C. (M.D. Ala.)

Board Member, Atlanta Women's Fund (now Foundation) Chair, Strategic Planning Committee, Member, Executive Committee, Investment Committee, and Personnel Committees

Continuing Consultation with The Ford Foundation on Women's Studies Research Centers

E. R Lanier

Co-authored piece on divorce procedure in Civil Law jurisdictions, with Professor Walter Buchegger of the University in Linz

Arbitration of Bankruptcy Claims in American Law, will be published in the fourth volume of the CROATIAN ARBITRATION YEARBOOK in Fall, 1999

Co-authored piece on third party practice, consolidation, and intervention in common law and civilian practice, with Professor Alfred Burgstaller of the University of Linz; and

An encyclopedia entry on the *United Nations Convention on the Recognition and Enforcement of Foreign Arbitral Awards of June 10,* 1958, to be published by Mansche Verlag in Vienna in spring, 1999.

A monograph on the application of the religion clauses of the First Amendment to the U.S. Constitution in the context of church property disputes in the event of schisms.

Charles Marvin

The Professor continues to work on a book on Georgia Administrative Law and an article on the (Non-) Recognition of Standing by the U.S. Supreme Court.

Ellen Podgor

Yale Law School, Visiting Scholar (fall 1998)

Temple University, L.L.M. Alumni Newsletter -produced the graduate fellow newsletter

Reviewed draft of article of colleague at Wayne State University College of Law

Criminal Fraud (to be published in the American University Law Review 1999)

Criminal Discovery of Jencks *Witness Statements: Timing Makes a Difference* (to be published in the Georgia State Law Review, Discovery Symposium, 1999)

Overview- Permanent International Criminal Court (to be published as part of A.A.L.S. Panel Discussion, to be published in the American Criminal Law Review, 1999)

Forward, Race and Criminal Justice (to be authored or co-authored as part of A.A.L.S. Presentation, to be published in the Boston College Law Review 1999)

Forward, Discovery Symposium (to be authored and published in Georgia State Law Review, Discovery Symposium, 1999)

CRIMINAL FRAUD (to be co-authored with Professor Peter Henning; prospectus presently under consideration at two presses; to date we have only completed the first chapter)

Mary Radford

Pro bono representation of Georgia death row inmate in habeas corpus action

Lecturer, BAR-BRI (Bar Review) Courses, Georgia, Alabama

Guardian ad litem (pro bono) for 5 Atlanta charitable organizations in Estate of Malissa Bell (Fulton County Probate Court, Summer, 1998)

"The Uses of Alternative Forms of Dispute Resolution in Wills, Trust & Guardianship Matters," article to be submitted in March, 1999 to *ABA Real Property, Probate & Trust Journal*

"The Inheritance Rights of Women under Jewish and Islamic Law" (article)

"The Changing American Family and its Effect on Wills, Trust & Guardianship Law" (article)

Linda Robinson

Consulting contract in effective legal writing with Atlanta law firm of King & Spalding: February 1998 — May 1998; work consisted of reviewing writing projects of first-year associates & counseling the associates on improving their writing skills

Consulting contract in effective legal writing with Atlanta law firm of Powell, Goldstein, Frazer & Murphy: May 1998 — July 1998; work consisted of reviewing writing projects of summer associates & counseling the associates on improving their writing skills

Bi-monthly column on effective legal writing for Atlanta law firm of Powell, Goldstein, Frazer & Murphy: January 1998 — December 1998

Charity Scott

Research outline, Georgia law concerning patients' rights to consent to, refuse, and receive medical treatment. Prof. Scott is frequently asked in both legal and medical communities in Georgia about the impact in Georgia law in this area. (Copy forwarded previously with interim [Aug. 1998] summer research report.)

Article, based on speech given to Health Care Ethics Consortium of Georgia on Sept. 9, 1998

Eric Segall

Article on originalism.
Article about judicial review.

B. Ellen Taylor

Research in progress on the importance of fiduciary duty, and whether states should permit members of limited liability companies to contract it away; whether viatical contracts are securities; and whether, how, and to what extent the SEC should regulate day trading and online trading by unsophisticated traders.

Jack Williams

Arbitrator, United States Olympic Committee Arbitration Panel (1998); Native American Bar Association.

Douglas Yam

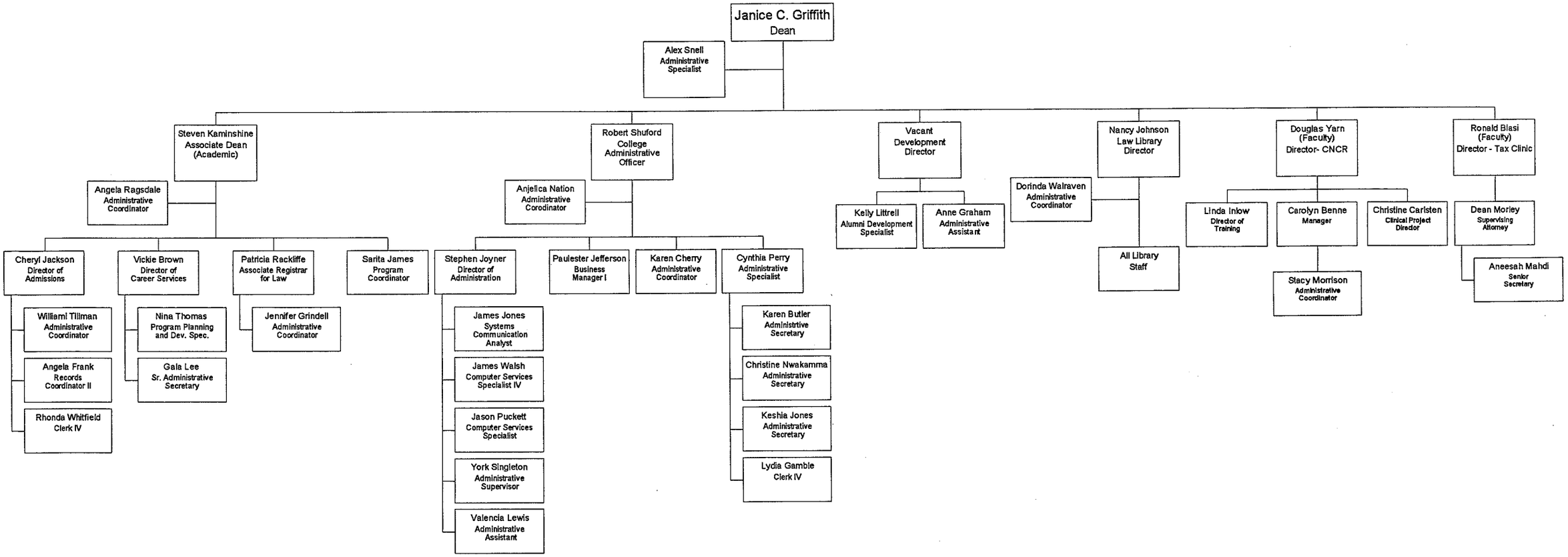
Book: Conflict Resolution in Higher Education: Contributions to the Conference on Conflict Resolution in Higher Education (editor).

Articles: **An** Evolving Standard of "Manifest Disregard" to Vacate Arbitral Awards: Judicial

Absorption of Contractual Arbitration as Manifest Destiny; Designing a System for National Reconciliation: The Case of Nicaragua; The Death of ADR: Evolution of Dispute Resolution Processes; Evaluating Process, in Resolving International Environmental Disputes (Working Paper Series, Consortium on Negotiation and Conflict Resolution, with Gregory Bourne).

Empirical Research: Study of Effects of Court-Connected ADR on Practice and Professionalism in the Georgia Bar (in collaboration with the Chief Justice's Commission on Professionalism); Longitudinal Study of Law Student Traits and Choice of Practice Specialities (in collaboration with Dr. James Dabbs, Department of Psychology, GSU); Evaluation of Court-Connected Mediation Programs in Georgia (in collaboration with the Georgia Supreme Court's Office of Dispute Resolution and Dr. Elizabeth Gordon, Political Science Department, Kennesaw State Universtiy).

Georgia State University
COLLEGE OF LAW
Organizational Chart



June 1999