



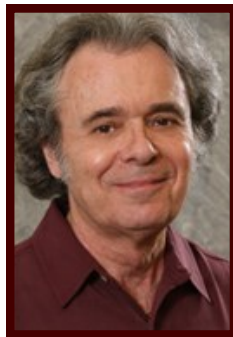
FACULTY HIGHLIGHTS



Associate Dean Cassandra Hill's article on student responsibility in assessment, *Elephant in the Law School Assessment Room: The Role of Student Responsibility and Motivating Our Students to Learn*, 56 How. L.J. 447, 451 (2013), was recently cited in the Journal of Law and Education by Sarah Valentine, professor at City University of New

York School of Law, in her article *Flourish or Founder: The New Regulatory Regime in Legal Education*, 44 J.L. & Educ. 473, 495 (2015). Additionally, Associate Dean Hill's proposal, *Playing to Win the Book Proposal Game: Getting Your Idea Noticed and Your Book Published*, was accepted for presentation at the Biennial Conference of the Legal Writing Institute in Portland, Oregon. The presentation will address the content of a book proposal and share strategies on crafting a submission that will get noticed and accepted.

Professor Tom Kleven presented his book *Equitable Sharing: Distributing the Benefits and Detriments of Democratic Society* at a book talk at Yale Law School on November 11, 2015. He also presented the book on a panel entitled "Defining Democratic Theory and the Meaning of Democracy" at the



Northeastern Political Science Association annual conference in Philadelphia on November 13, 2015. At the conference he also served as chair and discussant

on a panel entitled "Workings of Democracy: Potential Conflicts and Theory."



Professor SpearIt has accepted an invitation to publish a piece on prisons and higher education in *Criminal Justice Magazine*, which is published quarterly for the members of the American Bar Association's Criminal Justice Section. Professor SpearIt's work was recently cited in the article *Recent Legal*

Developments: Correctional Case Law: 2014 by James E. Robertson in 40 *Criminal Justice Review* (2015). His work was also cited in a letter to the U.S. Sentencing Commission written by Families Against Mandatory Minimums, <http://www.ussc.gov/sites/default/files/pdf/amendment-process/public-comment/20150727/FAMM.pdf>.

Additionally, Professor SpearIt's work was also cited in the report: *Change the Story--A Shared Framework for the Primary Prevention of Violence Against Women and Their Children in Australia*, <http://assets.justice.vic.gov.au/ccp/resources/5b01194a-35bc-47fb-a875-c7543b6407cb/change+the+story+a+framework+for+the+primary+prevention+of+violence+against+women+and+their+children.pdf>.

Furthermore, his oped *Ben Carson: Islamophobe Extraordinaire* was republished in the *Eastside Daily News*, found at <http://www.eastsidedailynews.com/October%2023.pdf>.

Finally, Professor SpearIt published *Concealed Handgun Laws: (Fire)power to the People?* in the *Huffington Post*, http://www.huffingtonpost.com/spearit/concealed-handgun-lawsfir_b_8576538.html.

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FACULTY HIGHLIGHTS *Cont'd.*



Professor Katherine Vukadin accepted an invitation to present at John Marshall School of Law's Thirteenth Annual Employee Benefits Symposium in Chicago. Her symposium article, *Can the ACA's Independent Review of ERISA Health Claims Co-exist with the Abuse of Discretion Standard?*, will be published in the 2016 edition of the New York Review of Employee Benefits & Executive Compensation. Professor Vukadin's article explores the effect of the Affordable Care Act's new independent medical review procedure on the abuse-of-discretion standard in courts' review of ERISA health claims. In addition, Professor Vukadin's proposal, *Legal Writing Without Borders: How to Cultivate Your Second Research and Teaching Subject*, was accepted for presentation at the Biennial Conference of the Legal Writing Institute in Portland, Oregon. The presentation will explain how legal writing professors can delve into a companion research area while enhancing their expertise in legal writing.

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Professor L. Darnell Weeden has accepted an offer from the Utah OnLaw, The Utah Law Review Online Supplement, to publish his article entitled *"In Fisher V. University of Texas Derrick Bell's Interest Convergence Theory Is on a Collision Course with the Viewpoint Diversity Rationale in Higher Education."* Weeden asserts Professor Bell's interest convergence theory in the context of diversity in higher education merits reconsideration. The interest convergence theory, promoted by the late Professor Derrick A. Bell, without giving any deference to context, unrealistically contends that the interest of African Americans in seeking racial equality is supported only if policy makers determine that the interest of African Americans converges with a greater political and economic interest of whites in America. Simply stated, Professor Bell asserts the white/majority will promote racial advances for a racial minority only when it also promotes perceived white self-interest. Under Professor Bell's narrow treatment of the



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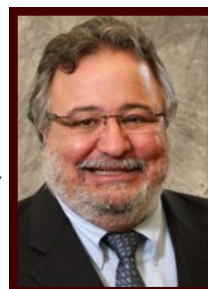
interest convergence theory racial justice for racial minorities is an incidental by product of white self-interest. According to Weeden, *Fisher* is a direct challenge to the interest convergence theory, that historically subordinated racial groups will only receive a substantial viewpoint diversity benefit in the admission process at UT if the policy primarily promotes white self-interest.

Associate Dean Faith Jackson and Professor Edith Wu published their article *Must We Deploy Drones In the Twenty-First Century To Target Under the Radar Discrimination Against Minority Women At Law Schools At Historically Black Colleges and Universities (HBCUS)?*, 31 Colum. J. Gender & L. 164 (2015).



Professor Kindaka Sanders published his article *A Reason To Resist: The Use of Deadly Force in Aiding Victims Of Unlawful Police Aggression*, 52 San Diego L. Rev. 695 (August-September 2015).

Upon invitation by SMU's United Student Association and the Student Senate Diversity Committee, **Professor Fernando Colon-Navarro** presented on the topic *Discrimination Against Latino/Latina Americans in Higher Education* and led a mock law Property class on November 12, 2015, as a part of the school's United Voices Speaker Series.





FACULTY HIGHLIGHTS *Cont'd.*



Professor Craig Jackson wrote and posted an entry on *Spokeo v. Robins*, the standing case pending before the United States Supreme Court, on the American Constitution Society (ACS) blog on November 18, 2015. The site and Professor Jackson's entry can be found at www.acslaw.org/acsblog.

Professor Emeka Duruigbo's latest publications are now in print. His article on Africa's contribution to international law through oil and gas governance was published recently in Northwestern University's *Journal of International Law and Business*. Another paper on Energy Access from a United States perspective appears in the proceedings of the 7th Annual Conference of the Nigerian and International Association of Energy Economics held on February 16-18, 2014 in Abuja, Nigeria. The full citations of the two works are:



- *Nunc Dimittis or Chief Cornerstone?: Evaluating Africa's International Norm-Development Experiment in the Chad-Cameroon Pipeline Project*, 35 NW. J. INT'L L. & BUS. 297 (2015).
- *Sustainable Energy in the United States: Access, Efficiency and Private Rights*, in ENERGY ACCESS FOR ECONOMIC DEVELOPMENT: POLICY, INSTITUTIONAL FRAMEWORKS AND STRATEGIC OPTIONS, PROCEEDINGS OF THE 2014 NAAEE/IAEE CONFERENCE 882 (Adeola Adenikinju et al eds., 2014).

One of Professor Duruigbo's latest corporate law articles, *Tracking Shareholder Short-Termism and Managerial Myopia*, 100 KY. L.J. 531 (2012), was cited, *inter alia*, in a treatise, *Publicly Traded Corporations Handbook* (2015) and by the Chief Justice of the Delaware Supreme Court, Justice Leo Strine, in an article in the *Harvard Business Law Review*. The citation is: Leo E. Strine, Jr., *Making It Easier for Directors to "Do the Right Thing"?*, 4 HARV. BUS. L. REV. 235, 252 (2014).

Professor Ashraf Mozayani, Professor and Director of Forensic Science at TSU's School of Public Affairs (Administration of Justice), presented her work on the importance of forensic science to the legal system as part of TMSL's **Interdisciplinary Bridges Faculty Series**.



The Interdisciplinary Bridges program is a new series where TSU faculty from other colleges or schools who research on topics related to law are invited to present their scholarship and projects. Professor Mozayani hopes to continue the conversation about forensic science and possibly move forward on a joint project that provides law students with training in forensic science to combat the many inequities present in the judicial system.





FACULTY HIGHLIGHTS *Cont'd.*

TMSL Hosts Resident Scholar D. Wendy Greene



TMSL hosted **Scholar-in-Residence D. Wendy Greene**, Professor of Law at Cumberland School of Law (Samford University) and Chair of the AALS Section on Women in Legal Education, for two days this Fall semester, during which she presented her research to faculty, students, and community members. Professor Greene has produced an authoritative body of scholarship on race and gender-based grooming codes discrimination in the workplace in addition to the socio-legal construction of race and its import to contemporary anti-discrimination law protections. During her first presentation as our Scholar-in-Residence, Professor

Greene spoke to university faculty, students, and the community on “Beyond Passing: A Reflection on #AskRachel, Racial Fluidity and the State of U.S. Anti-Discrimination Law.” In this presentation, she discussed grooming codes discrimination and misperception discrimination in the workplace as well as how racial fluidity may impact constitutional jurisprudence. This first presentation was co-sponsored by the Thurgood Marshall Law Review and the Thurgood Marshall School of Law Journal

on Race, Gender, and Justice. Later that same day, Professor Greene gave an engaging presentation to faculty about her current book project on hair equality. Then, on the last day of her visit to TMSL, Professor



Greene was a guest speaker in Professor L. Darnell Weeden’s Constitutional Law class and, over lunch, she shared her experiences as a litigator, educator, and scholar with our law review and law journal students.





FACULTY HIGHLIGHTS *Cont'd.*

Faculty Series Calendar

TMSL

2015-16 FACULTY SERIES

SCHEDULE OF EVENTS

All Events are on Wednesdays 12pm-1pm in the Dean's Conference Room at TMSL unless otherwise noted, and lunch is provided.

SPRING 2016

1/20/16

Faculty Roundtable Series (Research)

"So You've Published Your Article: How to Market Your Work and You"

Professor Craig Jackson and Assistant Dean Susan Bynam

1/27/16

TMSL Student Publications Review—a new series in which TMSL students present their published articles and forthcoming publications

2/3/16

TMSL Quodlibet Series

"Scientific Sentencing: Using Research to Recalibrate the Scale"

Professor Spearit

2/10/16

Faculty Research Series (Special Guest)

"The Role of the Judiciary in Developing Democracies in Nigeria and other African Countries"

Professor Wahab Egbewole, Professor and Former Dean, Department of Jurisprudence & International Law, University of Ilorin (Ilorin, Nigeria)

2/17/16

Faculty Roundtable Series (Teaching)

Law School Assessment Update

Director Docia Rudley

2/24/16

Interdisciplinary Bridges Series

"Breaking Apart the Laws of the Land: A Sociological Discourse on Inequality, Policy & Progress in America"

Professor Carla Brailey, Visiting Assistant Professor, TSU Department of Sociology

3/2/16-3/3/16

TMSL Scholar-in-Residence

Catherine E. Smith, Associate Dean of Institutional Diversity and Inclusiveness and Professor of Law, University of Denver Sturm College of Law

Tentative Schedule:

- (1) Faculty & Student Talk on Wednesday, March 2, 12-1 pm (co-sponsors: Thurgood Marshall Law Review, the Thurgood Marshall School of Law Journal on Gender, Race, and Justice & OUTLaw) — *"Rights of Unmarried Children After Obergefell"*;
- (2) Dinner and Talk with Faculty on Wednesday, March 2, 4-7 pm— *"From Brown to Obergefell: Moving Children from the Margins to the Center of Equal Protection Doctrine"*;
- (3) Class Guest Lecture (Craig Jackson's International Law Class) on Thursday, March 3, and
- (4) Lunch and Q&A with Law Review and Journal members on Thursday, March 3, 12-1 pm

3/9/16

TMSL/Concordia Law Faculty Exchange Series

"The Judicial Role in Filling the Justice Gap"

Professor Jodi Nafzger, Director of Experiential Learning and Assistant Professor, Concordia University School of Law

3/23/16

SCALS Faculty Exchange

"Three Is Not A Crowd in Plea Negotiations: Evading Judicial Participation in Plea Negotiations As A Necessary Evil"

Professor Prentiss White, Associate Professor, Southern University Law Center

3/30/16

TMSL/STCL Faculty Exchange Series

"State Judicial Sovereignty"

Professor Josh Blackman, Associate Professor, South Texas College of Law

4/6/16

TMSL Quodlibet Series

"Teaching Cultural Competence in Law Schools"

Professor Stephanie Ledesma

4/13/16

TMSL Quodlibet Series

"Asset Forfeitures: Are They Really Predatory Police Tactics or True Efforts to Prevent Crimes?"

Professor Lydia Johnson

4/20/16

TMSL Law Week Activities

4/27/16

TMSL/STCL Faculty Exchange Series

"The Impact of Legalization of Marijuana on Public Schools"

Professor Amanda Cooley, Associate Professor, South Texas College of Law



FACULTY HIGHLIGHTS *Cont'd.*

Faculty Spotlight

Institute for International and Immigration Law



Professor Emeka Duruigbo has been appointed to the Educational Advisory Board of the Association of International Petroleum Negotiators (AIPN). He also serves as the law school's representative on the Advisory Board of the Institute of Energy Law, Center for American and International Law in Dallas, Texas. His service in these preeminent global organizations for oil and gas professionals and firms provides, among others, avenues for TMSL students to attend conferences for free, receive up to 18 scholarships in the 2016-17 school year valued at \$5,000 each, get paid summer research assistance to work under Professor Duruigbo, and host an energy expert from anywhere in the world with expenses of up to \$10,000 covered by the sponsoring organization.

As Co-director of the Institute for International and Immigration Law, Professor Duruigbo organized the 3rd Energy Symposium hosted by TMSL on October 1-2, 2015. The symposium featured presentations from leading experts in energy law, economics, business and government from prominent energy institutions, including the University of Texas, University of Oklahoma, South Texas College of Law, Southern Methodist University, Texas Tech School of Law, University of Houston, University of Calgary and University of Ibadan, among others. There were also participants from the U.S. Department of Commerce, Shell Oil Company, Noble Energy, Anadarko, FAR Ltd and major law and accounting firms, including King & Spalding, LLP, Norton Rose Fulbright, LLP, K&L Gates, LLP and Ernst & Young, LLP. The symposium was partly sponsored by Shell Oil Company, U.S.A.

