



THURGOOD THURGOOD MARSHALL SCHOOL OF LAW TODAY

TEXAS SOUTHERN UNIVERSITY

FACULTY HIGHLIGHTS



Professor Emeka Duruigbo recently accepted offers to publish the following articles: *Small Tract Owners and Shale Gas Drilling in Texas: Sanctity of Property, Holdout Power or Compulsory Pooling?* with Baylor Law Review and *Fracking and the NIMBY Syndrome* with the NYU Environmental Law Journal.

Both articles will be published in 2018. Additionally, Professor Duruigbo completed and published the following book chapter: *Should Nigeria Have Sought Revision of the Bakassi Decision by the International Court of Justice?* in *The Bakassi Dispute and the International Court of Justice: Continuing Challenges* (Edwin Egede & Mark Igiehon eds.) (Routledge, 2017).



Professor SpearIt has accepted an invitation to join the AALS Section on Law and Religion, and has accepted an invitation to participate in the conference, *Racism, Racialization and African American Islam in Americas*, which will take place on April 12, 2018, at George Mason University. On 1/18/18, he spoke at Gonzaga University School of Law on his work in progress, *Firepower to the People: Gun Rights and the Law of Self-defense to Curb Police Misconduct*, which he also presented to HLSA at TMSL on 1/24/18. Professor SpearIt has accepted a request to serve as a subject matter expert for a Doctor of Juridical Science (J.S.D.) dissertation on gender violence at Thomas Jefferson School of Law. The requesting student is Leslie Harrison-Williams, who is a 2016 graduate of TMSL. Finally, Professor SpearIt was acknowledged in Khaled Beydoun's book, *American Islamophobia: Understanding the Roots and Rise of Fear* (University of California Press 2018), and was cited in *Restore, Revert, Repeat: Examining the Decompensation Cycle and the Due Process Limitation on the Treatment of Incompetent Defendants*, 71 Vanderbilt L. Rev. 319 (2018) and the online article, "Why the Stories of Latinx Muslims Matter," <http://latinomuslim.com>.



Professor Peter V. Marchetti's article entitled, *Amending the Flaws in the Safe Harbors of the Bankruptcy Code: Guarding Against Systemic Risk in the Financial Markets and Adding Stability to the System*, 31 EMORY BANKR. DEV. J. 305 (2015) was recently cited by the Connecticut Supreme Court in *CCT Communications, Inc. v. Zone Telecom, Inc.*, 327 Conn. 114, 151, 164 (2017). The court cited Professor Marchetti's article for its analysis of the rights of parties to executory contracts under the U.S. Bankruptcy Code. Additionally, on January 6, 2018, Professor Marchetti presented his work in progress: *All About the Students, or All About the Benjamins? -The Need to Regulate For-Profit Law Schools to Prevent Inherent Conflicts of Interest*, at the Professional Responsibility Works in Progress Section that took place during the 2018 AALS Annual Meeting in San Diego, California. His paper was selected from a call for papers by the AALS Section on Professional Responsibility.



Professor L. Darnell Weeden's article entitled, *Employing Race-Neutral Affirmative Action to Create Educational Diversity While Attacking Socio-Economic Status Discrimination*, 19 ST. JOHN'S J. LEGAL COMMENT. 297, 334 (2005), was recently quoted by Professors Eboni S. Nelson, Ronald Pitner and Carla D. Pratt in their article entitled *Assessing The Viability Of Race-Neutral Alternatives In Law School Admissions*, 102 Iowa L. Rev. 2187, 2191-92 (2017). Professors Nelson, Pitner and Pratt assert Professor Weeden would like the Supreme Court to reconsider its decision in *Grutter* because according to Professor Weeden, "the conceptual framework for effective race-neutral educational diversity demonstrated by the success of the Texas Top Ten Percent Plan could be designed to create true educational diversity based on socio-economic status."



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Professor Lydia Johnson's article, *The Politics of the Bail System: What's the Price for Freedom?*, was cited by Mel Gonzalez, J.D., in *Consumer Protection for Criminal Defendants: Regulating Commercial Bail in California*, 106 Calif. L. Rev. ____ (August 2018) (forthcoming), which is available at SSRN: <https://ssrn.com/abstract=2927128> or <http://dx.doi.org/10.2139/ssrn.2927128>.

Gonzalez's article addresses how the framework regulating the commercial bail industry fails to mitigate the wide-ranging variety of harms that bail agents can and often do inflict on their customers. Gonzalez cites to Professor Johnson's work for its discussion on the widespread legislative efforts to induce decision makers to support policies favorable to the bail industry under the guise of taxpayer savings and public safety propaganda. Mel Gonzalez also cited Professor Johnson's article on the bail system in *Litigating Money Bail Away: A Dim Future for the Status of the Poor under the 14 Amendment*, 23 n.81 (March 3, 2017), which is available at SSRN: <https://ssrn.com/abstract=2927170> or <http://dx.doi.org/10.2139/ssrn.2927170>. Gonzalez's essay is the first to analyze the possibility of ongoing litigation around bail reform to resurface 14th amendment jurisprudence regarding the status of the poor. Gonzalez cited to Professor Johnson's article for her discussion on the abolishment of the money bail system.

Also, Professor Johnson served as the Opening Plenary Speaker on February 18, 2018, for the 45th Annual TASSP (Texas TRIO) Conference held in League City, Texas. The title of her speech was *The What, Why and How of Building a Mindful Culture—Can We Talk?* Professor Johnson discussed the state of education and the tension academic freedom and the right of free speech.

