

# Faculty Focus

September 2008



Gus Chan, *Leaves*  
from the PLAIN DEALER\*

## FACULTY PUBLICATIONS

**Dena Davis's** newest book, *HOW GENES TELL STORIES*, was accepted for publication by the Oxford University Press.

**Kathleen Engel** and Pat McCoy, University of Connecticut School of Law, have accepted an offer of publication from the Oxford University Press for their book *THE SUBPRIME VIRUS*.

**Deborah Geier** published a letter to the editor, *Loose Appreciation of Depreciation Doctrine*, in Volume 20 of *TAX NOTES*, released on September 8.

**Dennis Keating** co-authored *Greater Cleveland's First Suburbs Consortium: Fighting Sprawl and Suburban Decline*, published in *HOUSING POLICY DEBATE*.

**Browne Lewis's** article, *Dead Men Reproducing: Responding To The Existence Of Afterdeath Children*, has been accepted for publication by the *GEORGE MASON LAW REVIEW*, and is scheduled for publication in January 2009. The article analyzes the inheritance rights of posthumously conceived children, a "hot" issue in family law because more and more women, especially the wives of soldiers killed in Iraq, are trying to conceive children using sperm from their dead husbands. Browne also posted her article on the Legal Scholarship Network.

**Steve Steinglass** published a short article in the September 2008 issue of the *Bar Journal* of the Cleveland Metropolitan Bar Association (formerly the *Cleveland Bar Journal*) on

*Remedies and the Supreme Court's October 2007 Term.* The article discusses three cases: (a) *Chamber of Commerce of U.S. v. Brown*, (b) *Danforth v. Minnesota*, and (c) *Exxon Shipping Co. v. Baker*.

**Milena Sterio's** most recent article, *The Kosovar Declaration of Independence: "Botching the Balkans" or Respecting International Law?* has been accepted for publication by the GEORGIA JOURNAL OF INTERNATIONAL & COMPARATIVE LAW. Milena also posted her article on LSN, see <http://ssrn.com/abstract=1270637>.

**Mark Sundahl** will be publishing his article, *The Living Constitution of Ancient Athens: A Comparative Perspective on the Originalism Debate*, in the Winter 2008 issue of the JOHN MARSHALL LAW REVIEW.

## **SPEAKING ENGAGEMENTS**

On September 16, **Gordon Beggs** gave a talk to the Christian Legal Society student chapter at Cleveland-Marshall on "An Allegory for Life at Law School and at Law."

**Kathleen Engel's** speaking engagements:

- Commentator, "MOODY and POOR: The Rating Agencies and the Subprime Fiasco," Case Western Reserve University Center for Policy Studies, (September 2008).
- Presenter, "Insult and Injury: Race and Subprime Lending," Northeast People of Color Legal Scholarship Conference, Boston University (September 2008).
- Commentator, "Mortgaging Retirement: A Preliminary Analysis of the Role of Homeowner Race in Reverse Mortgage Transactions," Northeast People of Color Legal Scholarship Conference, Boston University (September 2008).
- Presenter, "The Impact of State Anti-Predatory Lending Laws: Policy Implications and Insights," Conference on Empirical Legal Studies, Cornell University (September 2008).
- Presenter, "The Origins of the Subprime Market and Crisis," NACA 2008 Mortgage Lending Litigation Conference, Cleveland, OH (September 2008).

On October 6, **David Forte** will be presenting at a conference, "The Presidency and the Courts," co-sponsored by The Cincinnati Lawyers Chapter of the Federalist Society and The Ashbrook Center for Public Affairs at Ashland University. The title of David's panel is "Interpreting the Constitution: The Founders and Today."

**Candice Hoke**, Speaker, ABA Section on State & Local Government Law, Fall Meeting and Teleconferenced Program; "Voting Technology Regulation and Litigation," September 19, 2008, Chicago.

**Dennis Keating** will be a featured speaker at the "New Strategies in Fair Housing" conference in November, sponsored by the Housing Research & Advocacy Center.

**Kermit Lind** and Matthew Rossman, a professor at Case Western School of Law, organized the inaugural meeting of The Cleveland Roundtable on Housing and Community Development Law on September 12 at Cleveland-Marshall. The initiative is co-sponsored by the Urban Development Law Clinic at Cleveland-Marshall and the Community Development Clinic at Case Western. It is intended to bring together law students and practitioners engaged in housing and community development law for discussion of legal issues and practice. The topic for the inaugural roundtable was "*Hot Button Legal Issues for the LIHTC Arising From the New Housing Bill.*"

On October 16, **Reginald Oh** will be speaking at a Rutgers Race and Law Review symposium on Obama, Race, and the Law. He will be on a panel with Derrick Bell.

On September 17, **Reginald Oh** presented Cleveland State University's Constitution Day address: "Constitutional and Urban Transformations from 1968 to 2008 and Beyond: The Future of Civil Rights, Cities, and Democracy in America." President Michael Schwartz introduced Reggie at the event in the Moot Court Room.

On September 12, **Steve Steinglass** made a presentation at the annual meeting of the Ohio Judicial Conference on "What Every Judge Should Know About the Ohio Constitution."

On October 25, **Milena Sterio** will present at the Central States Law Schools Association Annual Conference at Southern Illinois University; the title of her talk is "The Kosovar Declaration of Independence: Problems and Dilemmas Under International Law."

## **IN THE NEWS**

"A group of soon-to-be ninth-graders from the Cleveland schools spent much of their summer in a special program at the **Cleveland-Marshall College of Law** at Cleveland State University, and program organizers couldn't have planned their speakers any better if they had tried." Janet Okoben, "Pre-pre-law students to put Ohio justice on the spot," the PLAIN DEALER, August 27, 2008.

"Because Patrick Perotti paid close attention to his civil procedure professor at **Cleveland-Marshall College of Law**, 34 Ohio charitable organizations and thousands of people they serve are getting nearly \$14 million." "Settling for more," the PLAIN DEALER, July 22, 2008.

"JEERS . . . to us for a Wednesday editorial that contained an unfairly negative description of **Cleveland-Marshall College of Law**. Although until recently the school struggled with unacceptably low pass rates on the bar exam, it did turn out hundreds of first-rate lawyers." "Cheers & Jeers," the PLAIN DEALER, June 27, 2008.

**Michael Borden** was quoted in an article by reporter Alison Grant that appeared in the September 12 issue of the PLAIN DEALER, "Cuyahoga County Common Pleas to try out a special business court." You may read the article on this link:

<http://www.cleveland.com/plaindealer/stories/index.ssf?/base/business-7/1221294801284330.xml&coll=2>

**Kathleen Engel** was in the September 27 edition of the COLUMBUS DISPATCH in an article by Steve Wartenberg, "Local credit can be had but pinch is tightening," which you may read on the link below:

[http://dispatch.com/live/content/local\\_news/stories/2008/09/27/local\\_credit.html?print=yes&sid=101](http://dispatch.com/live/content/local_news/stories/2008/09/27/local_credit.html?print=yes&sid=101)

**Kathleen Engel** was interviewed about the financial crisis for a story on FOX 8 News at 5:30 p.m. and 6:30 p.m. on September 24. You may see her interview on the link below:

<http://www.myfoxcleveland.com/myfox/pages/News/Detail?contentId=7504969&version=1&locale=EN-US&layoutCode=VSTY&pageId=3.6.1>

**Kathleen Engel** continued her September 24 interview about the national financial crisis on FOX-8 News in a segment aired on September 25, which began with a picture of the law school's new Euclid Avenue entrance and several comments by CSU students.

Watch it here:

<http://www.myfoxcleveland.com/myfox/pages/News/Detail?contentId=7514265&version=2&locale=EN-US&layoutCode=VSTY&pageId=3.1.1>

**Kathleen Engel** was quoted in an article by Stan Bullard in the September 22 issue of CRAIN'S CLEVELAND BUSINESS. You may read the article, "Too little, too Late?" on this link: <http://www.crainsicleveland.com/article/20080922/FREE/809229965/1022>

**Kathleen Engel** was quoted in the September 21 issue of the CHICAGO TRIBUNE in an article by David Greising, "Enough blame for all to share: Trying to pinpoint a culprit in the meltdown is difficult because so many had a role." You may read the article here:

<http://www.chicagotribune.com/business/chi-sun-greed-analysissep21,0,7876159.story>

**Kathleen Engel** was quoted in an article by Michael Hirsh in the September 17 issue of NEWSWEEK, "Greenspan's Folly: The former Fed chief's culpability in Wall Street's woes," which you may read on this link: <http://www.newsweek.com/id/159346>

**Kathleen Engel** was quoted in an article by Debra Cassens Weiss, "A Lesson Unlearned: Sixteen Years after Watershed Case, Lawyers May Yet be Subprime Targets," in the September issue of the ABA JOURNAL. You may read the article on this link:

[http://www.abajournal.com/magazine/a\\_lesson\\_unlearned/print/](http://www.abajournal.com/magazine/a_lesson_unlearned/print/)

**Joan Flynn** had a letter to the editor published in the NEW YORK TIMES on September 6. You may read the letter on the link below:

[http://www.nytimes.com/2008/09/06/opinion/106gop.html?\\_r=1&scp=1&sq=joan flynn cleveland&st=cse&oref=slogin](http://www.nytimes.com/2008/09/06/opinion/106gop.html?_r=1&scp=1&sq=joan flynn cleveland&st=cse&oref=slogin)

**Deborah A. Geier** was quoted in the September 27 issue of THE WALL STREET JOURNAL in an article by Ruth Simon, “Consumer Groups Push Tax Relief for Homeowners in Bailout.” You may read the article on the link below:

<http://wsj.net/article/SB122247700683381307.html>

**Deborah Geier** had a letter to the editor published in the WALL STREET JOURNAL on September 12, “The Complexities of Indexing Gains.” You may read the letter on the link below:

<http://online.wsj.com/article/SB122118676186126601.html>

On September 6, **Candice Hoke** was quoted in an article by Associated Press Writer M.R. Kropko, “Cuyahoga official at ease ahead of November vote,” that appeared in the AKRON BEACON JOURNAL, the COSHOCTON TRIBUNE, the CHRONICLE-TELEGRAM, and the HUNTINGTON HERALD DISPATCH. You may read the article on the link below:

[Cuyahoga official at ease ahead of November vote](#)

**Kevin O’Neill** was quoted in an article, written by Karen Sandstrom and James F. McCarty, “Standing, with hope, on the doorstep of history,” that appeared in the PLAIN DEALER on August 27.

## **DID YOU KNOW?**

**Pamela Daiker-Middaugh** was just elected to be a member (a "barrister" actually) of the William K. Thomas American Inn of Court.

**Candice Hoke** was the co-author of a proposal (dated September 11, 2008) to the Ohio Secretary of State, the Ohio Attorney General, and the Ohio Auditor for post-election auditing in November 2008.

**Candice Hoke** helped to organize a presentation by Bill Sheil, Channel 8 I-Team Reporter, on “Achieving Government Accountability Via the Power of the Press,” on September 18. Sheil often focuses his investigative reporting on governmental mismanagement. Using video clips, Sheil demonstrated how media reporting can help achieve governmental reforms and greater government accountability. An attorney, Sheil is the recipient of more than a half-dozen national journalism awards; his coverage of election problems in Cuyahoga County has been nominated for an Emmy. The lecture was co-sponsored by the Entertainment and Sports Law Association and the Student Public Interest Law Organization (SPILO).

The Ohio State Bar Association (OSBA) and the Federal Bar Association, Northern District of Ohio Chapter (FBA), co-sponsored a CLE program entitled “Iron Lawyer Competition” on August 27 at the Carl B. Stokes U.S. Courthouse as an innovative way to help lawyers learn the art of the closing argument. **Kenneth Kowalski** served as the

master of ceremonies for the program. Four prominent local lawyers competed for the title of “Iron Lawyer,” presenting closing arguments that were voted on by seminar attendees. Following the closing arguments, and while the jury deliberated, a panel of judges discussed closing arguments. The program closed with an analysis of the deliberations led by a member of the National Jury Project. Ken’s duties also included preparing materials for the reference manual and moderating the panel discussion of four federal judges on closing arguments.

\*To view other photographs from the PLAIN DEALER archive, use the link below:  
[http://secure.plaind.com/pdphotostore/cart.php?target=category&category\\_id=1](http://secure.plaind.com/pdphotostore/cart.php?target=category&category_id=1)