

Current Student Publications Listed by Year – as of April 2012

2012:

Erika A. Doot, *Oregon's Public Trust Doctrine: Public Rights in Waters, Wildlife, and Beaches*, 42 ENVTL. L. 375 (2012) (co-authored with Michael C. Blumm)

Keith Mosman, *Finalizing Failure: FWS Moves Toward Ending "Zonal Management" of the Southern Sea Otter*, 15 MARINE RESOURCES 10 (2012)

Benjamin Pepper, *Staub v. Proctor Hospital: A Tenuous Step in the Right Direction*, 16 LEWIS & CLARK L. REV. 363 (2012)

2011:

Nancy Alexander, *Saved by the States? The Vienna Convention on Consular Relations, Federal Government Shortcomings, and Oregon's Rescue*, 15 LEWIS & CLARK L. REV. 819 (2011)

Elizabeth B. Dawson, *The Florida Beach Case and the Road to Judicial Takings*, 35 WM. & MARY ENVTL. L. & POL'Y REV. 713 (2011) (co-authored with Michael C. Blumm)

Michael R. Deskins, *Benefit Corporation Legislation, Version 1.0 – A Breakthrough in Stakeholder Rights?*, 15 LEWIS & CLARK L. REV. 1047 (2011)

Lisa Farrell, *A Step in the Right Direction: Regulation of Debit Card Interchange Fees in the Durbin Amendment*, 15 LEWIS & CLARK L. REV. 1077 (2011)

Leigh Gill, *Manifest Disregard After Hall Street: Back from the Dead – The Surprising Resilience of a Non-Statutory Ground for Vacatur*, 15 LEWIS & CLARK L. REV. 265 (2011)

Nate Hausman, *Monsanto Co. v. Geertson Seed Farms: Breathing a Sigh of Equitable Relief*, 25 TUL. ENVTL. L. J. 155 (2011)

Jenny Keatinge, *2010 Legislative Review*, 17 ANIMAL L. 415 (2011) (co-authored with Richard Myers)

Sarah Kutil, *ANIMAL LAW IN A NUT SHELL*, Thomson/West (2011) (co-authored with Pamela D. Frasch, Katherine M. Hessler, and Sonia W. Waisman)

Jeffrey Matson, *Postjudgment "Water Interest": Lifting the Headgate to Let Appropriate Compensation Flow for Unlawful Diversions*, 15 U. DENV. WATER L. REV. 135 (2011)

Jessica Morgan, *Preventing Coal Companies from Using Compliance Schedules to Loophole*

Around the Mountains, 41 ENVTL. L. 1295 (2011)

Keith Mosman, *Urban Chickens and Bees – Coming to a Yard Near You*, 15 AGRIC. MGT. COMM. NEWSL. 10 (2011) (co-authored with Aurora Paulsen)

Richard Myers, *2010 Legislative Review*, 17 ANIMAL L. 415 (2011) (co-authored with Jenny Keatinge)

Michael Neal, *Securities Whistleblowing Under Dodd-Frank: Neglecting the Power of “Enterprising Privateers” in Favor of “Slow-Going Public Vessel”*, 15 LEWIS & CLARK L. REV. 1107 (2011)

Aurora Paulsen, *Welfare Improvements for Organic Animals: Closing Loopholes in the Regulation of Organic Animal Husbandry*, 17 ANIMAL L. 337 (2011)

Aurora Paulsen, *Urban Chickens and Bees – Coming to a Yard Near You*, 15 AGRIC. MGT. COMM. NEWSL. 10 (2011) (co-authored with Keith Mosman)

Aurora Paulsen, *Catching Sight of Credence Attributes: Compelling Production Method Disclosures on Eggs*, 24 LOY. CONSUMER L. REV. 280 (2011)

Erin Pounds, *State Trust Lands: Static Management and Shifting Value Perspectives*, 41 ENVTL. L. 1333 (2011)

2010:

Rachelle Adam, *Missing the 2010 Biodiversity Target: A Wake Up Call for the Convention on Biodiversity?*, 21 COLO. J. INT’L. ENVTL. L. & POL’Y 123 (2010)

Scott Aldworth, *Terror Firma: The Unyielding Terrorism Bar in the Immigration and Nationality Act*, 14 LEWIS & CLARK L. REV. 1159 (2010)

David Allen, *The Klamath Hydroelectric Settlement Agreement: Federal Law, Local Compromise, and the Largest Dam Removal Project in History*, 16 HASTINGS W-NW J. OF ENVTL. LAW & POLICY 101 (2010)

Shannon Calt, *A., B. & C. V. Ireland: “Europe’s Roe v. Wade”?*, 14 LEWIS & CLARK L. REV. 1189 (2010)

Crystal Chase, *The Illinois Central Public Trust Doctrine and Federal Common Law: An Unconventional View*, 16 HASTINGS W-NW J. OF ENVTL. LAW & POLICY 113 (2010)

Adrienne DelCotto, *Suction Dredge Mining: The United States Forest Service Hands Miners the Golden Ticket*, 40 ENVTL. L. 1021 (2010)

Brook Detterman, *Rumors of Conley's Demise Have Been Greatly Exaggerated: The Impact of Bell Atlantic Corporation v. Twombly on Pleading Standards in Environmental Litigation*, 40 ENVTL. L. 295 (2010)

Bridget Donegan, *The Great Lakes Compact and the Public Trust Doctrine: Beyond Michigan and Wisconsin Common Law*, 24 J. ENVTL. L. & LIT. 455 (2010)

Krista Evans, *Income-Based Approaches to Valuing Businesses for Tax Purposes*, Third Place in FEDERAL BAR ASSOCIATION TAXATION SECTION WRITING CONTEST (2010)

Mackenzie Keith, *Judicial Protection for Beaches and Parks: The Public Trust Doctrine Above the High Water Mark*, 16 HASTINGS W-NW J. OF ENVTL. LAW & POLICY 165 (2010)

Caroline Livett, *28 U.S.C. § 2254(j): Freestanding Innocence as a Ground for Habeas Relief: Time for Congress to Answer the Court's Embarrassing Question*, 14 LEWIS & CLARK L. REV. 1649 (2010)

Debra Cohen Maryanov, *Sweatshop Liability: Corporate Codes of Conduct and the Governance of Labor Standards in the International Supply Chain*, 14 LEWIS & CLARK L. REV. 397 (2010)

Jennifer O'Brien, *2009 Legislative Review*, 16 ANIMAL L. 371 (2010) (co-authored with Randall Szabo)

Stephen Raher, *The Business of Punishing: Impediments to Accountability in the Private Corrections Industry*, 12 RICH. J. L & PUB. INTEREST 209 (2010)

Holly Rudolph, *Horse Sense and High Competition: Procedural Concerns in Equestrian Doping Arbitration*, 2 KY. J. EQUINE AGRI. & NAT. RESOURCES L. 47 (2010)

Christina Schuck, *A New Use for the Responsible Corporate Officer Doctrine: Prosecuting Industry Insiders for Mortgage Fraud*, 14 LEWIS & CLARK L. REV. 371 (2010)

Christina Schuck, *The Plain View Doctrine and Computer Searches: Balancing Law Enforcement's Investigatory Needs with Privacy Rights in the Digital Age*, THE CHAMPION 18 (2010) (co-authored with David Angeli and Avalyn Taylor)

Jane Steadman, *Indian Treaty Fishing Rights and Habitat Protection: The Martinez Decision Supplies a Resounding Judicial Reaffirmation*, 49 NAT. RESOURCES J. 653 (2010) (co-authored with Michael Blumm)

Randall Szabo, *2009 Legislative Review*, 16 ANIMAL L. 371 (2010) (co-authored with Jennifer O'Brien)

Aubrey Thomas, *Nonsignatories in Arbitration: A Good-Faith Analysis*, 14 Lewis & Clark L. Rev. 953 (2010)

Sara Werboff, *Halting the Sudden Descent into Brutality: How Kennedy v. Louisiana Presents a More Restrained Death Penalty Jurisprudence*, 14 LEWIS & CLARK L. REV. 1601 (2010)

2009:

Kathy Black, *Trashing the Presumption: Intervention on the Side of the Government*, 39 ENVTL. L. 481 (2009)

Kevin Boston, *An Argument of Placing Logging Roads Under the NPDES Program*, 36 ECOLOGY LAW CURRENTS 169 (2009) (co-authored with Matt Thompson)

Suzanne Bostrom, *Halting the Hitchhikers: Challenges and Opportunities for Controlling Ballast Water Discharges and Aquatic Invasive Species*, 39 ENVTL. L. 867 (2009)

Rachel Buker, *Customary International Law: An Alternative Theory for the Repatriation of Stolen and Illegally Exported Cultural Property*, First Place in DAVIS WRIGHT TREMAINE WRITING CONTEST (2009)

Jennifer Butler, *Cloned Animal Products in the Human Food Chain: FDA Should Protect American Consumers*, 64 FOOD & DRUG L. J. 473 (2009)

Brent Carpenter, *Warm is the New Cold: Global Warming, Oil, UNCLOS Article 76, and How an Arctic Treaty Might Stop a New Cold War*, 39 ENVTL. L. 215 (2009)

John Cathcart-Rake, *The Friends of Yosemite Valley Saga: The Challenge of Addressing the Merced River's User Capacities*, 39 ENVTL. L. 833 (2009)

Casey Charles, *Landlords, Dance Halls, and the UGC Hosts: Direct Financial Benefit and the Digital Millennium Copyright Act*, 13 LEWIS & CLARK L. REV. 1085 (2009)

Graeme Dinwoodie, *Lewis & Clark Law School Ninth Distinguished IP Lecture: Developing Defenses in Trademark Law*, 13 LEWIS & CLARK L. REV. 99 (2009)

Kathryn Douglass, *Add One to the Arsenal: Corporate Securities Laws in the Fight to Slow Global Warming*, 13 LEWIS & CLARK L. REV. 1119 (2009)

Patrick Foran, *Adoption of the Uniform Collaborative Law Act in Oregon: The Right Time and the Right Reasons*, 13 LEWIS & CLARK L. REV. 787 (2009)

Christopher Fulmer, *A Critical Look at the H-1B Visa Program and Its Effects on U.S. and Foreign Workers – A Controversial Program Unhinged from its Original Intent*, 13 LEWIS & CLARK L. REV. 823 (2009)

Tarah Heinzen, *Stopping the Campaign to Deregulate Factory Farm Air Pollution*, 17 NYU ENVTL. L. J. 1482 (2009)

Amy Heverly, *Conference: Celebrating the 40th Anniversary of the Federal Judicial Center*, 13 LEWIS & CLARK L. REV. 433 (2009)

Nancy Hoffman, *2007-2008 Legislative Review*, 15 ANIMAL L. 265 (2009) (co-authored with Robin McGinnis)

Robert Insley, *Computer Software Subclasses: A Derivative Works Dilemma for the Open Source Movement*, NATHAN BURKAN WRITING CONTEST WINNER (2009)

Stephanie Lindsay, *Counting Every Drop: Measuring Surface and Groundwater in Washington and the West*, 39 ENVTL. L. 193 (2009)

Robin McGinnis, *2007-2008 Legislative Review*, 15 ANIMAL L. 265 (2009) (co-authored with Nancy Hoffman)

Alison Osterberg, *Removing the Dead Hand on the Future: Recognizing Citizen Children's Rights Against Parental Deportation*, 13 LEWIS & CLARK L. REV. 751 (2009)

Kalyani ROBBINS, *Strength in Numbers: Setting Quantitative Criteria for Listing Species Under the ESA*, 27 UCLA J. ENVTL. L. & POL'Y 1 (2009)

Laura Schroeder, *Domestic Groundwater Exemptions: Competing Uses Pressure Requirements for Water Rights, But Constitutional Right to Life May Trump the Prior Appropriation Doctrine*, 17 NEV. LAW 36 (2009)

Mark Sherman, *Wave New World: Promoting Ocean Wave Energy Development Through Federal-State Coordination and Streamlined Licensing*, 39 ENVTL. L. 1161 (2009)

Michelle Smith, *Keeping Indian Claims Commission Decisions in Their Place: Assessing the Preclusive Effect of ICC Decisions in Litigation Over Off-Reservation Treaty Fishing Rights*, 31 U. HAW. L. REV. 475 (2009) (co-authored with Janet Neuman)

Avalyn Taylor, *Rethinking the Irreparable Harm Factor in Wildlife Mortality Cases*, 2 STAN. J. ANIMAL L. AND POLICY 113 (2009)

Mark Wilson, *Why Private Remedies for Environmental Torts Under the Alien Tort Statute Should Not Be Constrained by the Judicially Created Doctrines Jus Cogens and Exhaustion*, 39 ENVTL. L. 451 (2009)

Joanna Wymyslo, *Legitimizing Peer Review in ESA Listing Decision*, 33 FALL ENVIRONS 135 (2009)