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ANNUAL

REPORT

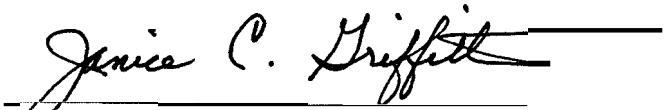
2003 - 2004

GEORGIA STATE UNIVERSITY

ANNUAL REPORT

FY04

COLLEGE OF LAW



JANICE C. GRIFFITH, DEAN
June, 2004

TABLE OF CONTENTS

EXECUTIVE SUMMARY . . . . . .

NARRATIVE SECTION 3

OVERVIEW OF THE COLLEGE OF LAW 3

SECTION A. SUMMARY OF MAJOR ACCOMPLISHMENTS 7

Planning for the Future. Priority Setting and the Creation of Centers 7
Interdisciplinary Programs 9
International Study and Fulbright Scholars 9
Urban and Community Outreach 9
Tax Clinic 10
Externship Program 10
State Law. Legislation & Policy 10
City of Atlanta Law Department Project 11
Criminal Justice Clinic 11
Consortium on Negotiation and Conflict Resolution (CNCR) 11
The Law School as an Intellectual Hub 12
Technology Enhancements 13
Increased Funding Achieved 14
Development and Cultivation of Graduates 15
Law Library Accomplishments 17
Faculty Scholarship 18
Faculty Community Service 18
Student Accomplishments 20

SECTION B. PROGRESS IN INSTITUTIONAL STRAGEGIC PLANNING 21

SECTION C. PROGRESS IN ASSESSING INSTITUTIONAL EFFECTIVENESS 21

SECTION D. IMPROVEMENT OF STUDENT RETENTION & GRADUATION 24

EXECUTIVE SUMMARY

During the 2003-2004 academic year, the College of Law:

- Created two new law centers: the Center for the Comparative Study of Metropolitan Government and the Center for Law, Health, and Society
    - Established environmental, land use and growth management law, and health law as priority areas of programmatic strength
- Created an Intellectual Property Task Force, comprised of graduates, to spearhead distinctive programmatic development in the IP area
    - Approved the offering of an Advanced IP Seminar and a course in Intellectual Property, Technology, and Media Licensing
- Approved the creation of a Criminal Justice Clinic to be offered in collaboration with the Georgia Justice Project
- Approved a pilot distance-education project involving our students and faculty and students and faculty at the University of Louisville School of Law
- Received approval of a joint degree program in law and health administration with the Georgia State University Robinson College of Business that offers a course of study for a joint Juris Doctor degree and either a Master of Science in Health Administration degree (MSHA) or a Master of Business Administration/Master of Health Administration (MBA/MHA) business degree
- Created two new judicial externships and added externships with the Georgia Technology Authority, the Georgia Secretary of State, and the Centers for Disease Control and Prevention
- Completed a two-year review of the curriculum resulting in the approval of a program for recognition of students' pro bono work and the adoption of more stringent requirements to satisfy the Upper Level Writing Requirement
- Adopted a new Learning Outcomes Assessment Plan
- Supported the Provost's RFP Areas of Focus initiative by submitting a proposal for a Center for the Comparative Study of Metropolitan Growth and a pre-proposal for a Center for Law, Health, and Society
- Successfully recruited a new College Administrative Officer
- Hosted Dr. Raymond Young, Professor of Municipal Law, in the Faculty of Law, at the University of British Columbia, Canada, the College's first Senior Fulbright Scholar in residence
- Celebrated the 10th anniversary of the Tax Clinic with a gala event
- Inaugurated an Annual Award for "Innovation and Excellence in Teaching Professionalism"
- Received approval for a dedicated law school $20 per credit hour tuition increase to support programmatic initiatives and enhanced communications/media staff support

- Developed an activity based budget for the college's non-instructional functions and re-justified 10% of the college's non-administrative budget
- Received approval of $272,329 in funding for five student technology fee proposals, including a smart technology upgrade for the new classroom, Room 201
- Received $233,173 in annual fund giving from graduates (54 giving $1,000 or more) and ended the year with endowments totaling $5,606,874
- Completed plans for the renovation of the courtroom to be equipped with state of the art technology and for the second phase of expansion on the Urban Life Building's sixth floor
- Planned and coordinated the development of an alumni data base with various University units
- Processed more than 3600 applications for 234 students enrolled in fall 2003
- Increased the diversity of the fall 2003 class with minorities making up 22% of the class, up from 16% in the fall 2002 class
- Improved applicant credentials of the entering 2003 class with median LSAT scores rising to 158 from 157 in the prior year
- Received a first place award for the "Smart Classroom Quick Reference Guide" from the Association for Computing Machinery's Division on University Computing
  Received a $10,000 grant from the SmarterKids Foundation to implement Sympodium technology that provides markup and touch control on PC monitors to capture and save any screen handwriting for future use
  Sponsored six academic seminars covering a range of topics: (1) "No Child Left Behind: Good Policy or Good Politics?"; (2) "Critical Issues in Georgia Water Law and Policy"; (3) "Rethinking the Licensing of New Attorneys: An Exploration of Alternatives to the Bar Exam"; **(4)** The W. Lee Burge Conference on Teaching Professionalism; (5) "Brown v. Board of Education: A Dream in the Balance" (with the Southern Regional Council); and (6) the First Annual Southeastern Symposium on "Equality: America's Struggle" (Georgia State and Emory University chapters of The Federalist Society)
- Hosted Southeastern Bankruptcy Law Institute visiting law professors, Kenneth Klee and David Epstein
- Sponsored three Henry J. Miller Distinguished lecturers, Professor Geoffrey Hazard, Judge Kenneth Starr, and Dean Stanley Fish
- Won the National Trial Advocacy Competition sponsored by the Michigan State University College of Law for the second time
- Launched the Legislative Caucus of the Student Bar Association, which hosted the first Annual Legislative Symposium that featured prominent Georgia legislative leaders engaged in an open discussion of 2004 state legislative issues

NARRATIVE SECTION

OVERVIEW OF THE COLLEGE OF LAW

The 2003-04 academic year was one of progress and achievements for the College of Law. Throughout the college's history the pursuit of excellence has been a pervasive theme. The college continues to thrive with a motivated and enthusiastic student body and a faculty that values teaching, scholarship, and community service. This academic enterprise enjoys strong staff support. Although no new dean was selected as a result of the dean search process, the college welcomed Interim Dean Steven Kaminshine on July 1, 2004. He has served as Associate Dean for Academic Affairs for the past seven years and has been a member of the faculty since 1984.

College of Law faculty members have earned a well deserved reputation as excellent teachers. Our students gave the faculty rave reviews for *The Princeton Review's* 2005 edition of *The Best* Law *Schools.* Law students described their education as "world class" and "top of the line —one that teaches them "key critical thinking and practical skills." One student commented, "Never before in my life have I been taught to think so abstractly and creatively." Students described their professors as "vibrant, enthusiastic people, involved in various parts of the legal community as well as being law school professors."

During 2003 almost one-third of the faculty published books or book supplements. About half of the faculty concentrates on the publication of traditional law review articles. Faculty development will continue to be important. During the college's early life major attention had to be directed at accreditation issues, the creation of the college's institutional structure, curricular development, and the need to build strong external relationships with our graduates, friends, the bench, and the bar. Now more focus needs to be directed at faculty development and, in particular, the faculty's scholarly productivity.

Amendments should be made to the Reappointment, Promotion and Tenure Document to provide for additional institutional support for untenured professors' scholarly pursuits and to reflect the current tenure norm that requires the publication of three rather than "two products of legal research that are of substantial legal academic merit." With new monies made available by the dedicated tuition increase next year, an amount has been allocated to support one-to-two day visits by law faculty from other schools to speak about their scholarship. This faculty workshop series should enhance intellectual discourse and provide opportunities for our faculty to collaborate with other members of the academy.

More women are represented on our faculty than is the case for most law schools. Women constituted half of the new faculty members hired in recent years for non-chaired positions. Although an African-American faculty member was successfully recruited in 2002, continued efforts need to be undertaken to increase the representation of minorities on the faculty.

Another challenge the faculty faces is the completion of more strategic action steps adopted by the faculty in the 2001-02 academic year. The faculty made substantial progress this year in establishing programmatic priorities called for by the college's strategic plan. It created a center for the comparative study of metropolitan growth and a health law center. Intellectual property law is another area that has been targeted for growth; the expansion of the curriculum in this area and the creation by our graduates of an Advisory IP Task Force to garner private support shows the potential for further development. A new criminal law clinic will begin operation in the fall in collaboration with the Georgia Justice Project. This clinic will further implement a strategic objective for the college to be involved in our urban community. The faculty also approved the creation of a joint degree program in health administration and law with the Robinson College of Business at Georgia State. This initiative is in keeping with the college's strategic action plans for interdisciplinary programs.

The college attracted a more highly credentialed student body in 2003 than it has in recent years. The quality of the students enrolled in the 2003 class increased in comparison to the last nine classes. The median LSAT score for the 2003 class was 158, up from 157 for the 2002 class, with 156 or 157 being the norm for a number of years. The college received a record number of applications—3,644 compared to 2,899 processed for the fall 2002 class. There were 17 students admitted in 2003 with LSATs over 163. Another striking figure was the climb in the highest score of the bottom 25% of the class. Since 1993 (a year in which the college received scholarship support from a number of law firms to help attract high quality applicants) the 25th percentile LSAT score usually has hovered between 153 and 154. For the fall 2003 class the 25th percentile LSAT score climbed to 156, up from 154 in fall 2002. These trends indicate that the college's reputation is growing. The credentials of the fall 2004 incoming students continued to rise with a median LSAT of 159 and a LSAT 25th percentile score of 157.

Despite the increase in student credentials, the college continues to struggle to attract a diversified student body. The college now has more than one million dollars in scholarship endowments, but much more is needed to enable it to attract minority students who are aggressively recruited by all law schools. There was a noticeable increase in minority enrollment in fall 2003. Minorities made up 22% of the fall 2003 entering class, compared to 16% for the fall 2002 class. For the past seven years, minorities typically have comprised 15% to 17% of the entering class.

The college's program of part-time legal study continues to attract top quality students whose maturity and motivation have a spillover effect upon the entire student body. These students enrich the intellectual growth of all students by bringing their workplace and life experiences to bear upon legal issues under discussion in the classroom or online. The bench and bar describe our students as hard workers who take ideas seriously and are eager to rise to the challenges of the legal profession.

Both bar passage rates and employment statistics indicate that graduates are well prepared for the market. All Georgia State graduates sitting for the July 2003 Georgia Bar examination achieved a pass rate of 89.9%; first time takers achieved a pass rate of 92.6%. The bar passage rate for all of our graduates sitting for the February 2004 Georgia Bar examination was 72.0%, and for first time takers, it was 81.8%. Georgia State graduates taking the February 2004 Georgia bar exam achieved a higher rate of passage for all applicants, for first time takers, and for the average Multi-state Bar Exam than did graduates of the three other accredited law schools in Georgia, Emory University, the University of Georgia, and Mercer University.

Placement statistics for College of Law 2003 graduates six months after graduation show that 94% of those responding were employed, up from 93% for the 2002 class. More of our graduates are finding employment in large law firms (51 or more lawyers). This trend indicates the market acceptability of our students. In the 2003 class, 19% found employment in large law firms. The next challenge is to place more of our graduates throughout the country. Many of our students chose to remain in the Atlanta metropolitan region due to the desirability of the area and high market demand for new law graduates. The percentage of 2003 graduates employed in Georgia is 90%, with 71% employed in the Atlanta metropolitan area. The median salary for the 2003 class was $55,000 and the mean salary was $67,049.

The college's most pressing needs are for additional funds to support the academic enterprise. With the exception of $50,000, which was added in Fiscal Year 1998 for technology equipment replacements, the college has not received any funding in at least the last decade for additional support for supplies, equipment, and photocopying. In addition, no increases in funding have been provided for technology instruction staff support even though the number of computers in the college has grown from 151 in 1996 to 215 in 2004 and classroom instruction now includes the use of technology in wired classrooms. In order to be able to continue to operate the college, one vacant faculty position line (made available due to a retirement) has been used to cover unbudgeted expenses, including technology instruction staff support. The college's budget is supplemented further by monies freed up when faculty members teach at other law schools. Fortunately, other law schools seek our talented faculty for temporary vacancies. Without this type of funding our budgetary picture would be extremely bleak.

The lack of funds for an effective communications program has hampered the college's ability to spread the word about how great it is. The dedicated law school tuition increase of $20 per credit hour, which was approved by the Board of Regents in 2004 to go into effect in Fiscal Year 2005, should enable the college to hire a staff person to make strides in increasing the visibility of the college. For Fiscal Year 2005, the college's budget was increased by $50,000 for faculty summer teaching and research. Although the Law Library's acquisition budget was increased by $112,000, bringing the total Law Library acquisitions budget up to $813,000 for Fiscal Year 2005, further progress is needed in funding the Law Library's acquisition budget, which until this year had not been increased since Fiscal Year 2000 when it was increased from $681,000 to $701,000.

The College of Law's development program has expanded enormously since 2000. Our graduates' contribution to the annual fund, in particular, has grown by leaps and bounds. Graduate giving for the 2004 fiscal year was at $233,173, up from $162,441 last year and up from $33,000 in 1999. This year the percentage of graduates who contributed to the annual fund also increased dramatically — 21%, the highest level attained in the law school's history and up from 17% last year. This support bodes well for the law school's future, one that will be increasingly dependent upon private funding due to cutbacks in state funding for higher education. Another indicator is the number of graduates who give at the $1000 level or above. For Fiscal Year 2004 the number of such graduates was 54, up from 46 last year. Once the law firm scholarship program ended in the mid-1990s, the law school was fortunate to receive scholarship funding from the Atlanta Law School (ALS) Foundation. Last year the college received $153,578 in funding for scholarships from the ALS Foundation; since August 1996 when the ALS funding began, the law school has received $1,071,638 (as of June 30, 2004) from the ALS Foundation. The Loridans and Trammel Foundations have also continued to support the law school. The Loridans Foundation made a $10,000 gift to the college's 20th anniversary scholarship fund, and the Trammel Foundation made a pledge for the same amount for this purpose, payable in the fall of 2004.

During 2003-04 plans for the expansion into the remaining half of the 6th floor were completed. It is hoped that the college can occupy this space no later than fall 2005. Additional classroom space has been made available to the college on the second and third floors in the space between the Urban Life building and the University Center building, including the addition of Room 201 this fall. This additional space has eased to some extent the college's classroom shortage, but a shortage of space for student gatherings and activities as well as adequate classroom space continues to exist. The law school can only progress to the next level of excellence with a dedicated building designed for legal education. Many law schools have modernized their facilities over the last decade creating a more competitive environment when it comes to legal education space. The

college also bears the a typical situation of sharing space with other colleges in the same building. It is most unusual for a law school not to be housed in its own building. *The Princeton Review* in its 2005 edition describes some of our facilities as "lackluster." On the positive side, the U.S. *News & World Report* moved the ranking of the college up to 89 (91 last year); the college is the youngest law school in the top 100 law schools list. The college also received ranking as among the "Best Schools for Your Money" by the *National Jurist* magazine in its February 2004 ranking. The *National Jurist* placed the law school in its "very good value" category for public legal education based on tuition, bar exam passage rates, unemployment rates, and faculty/student ratios, among other factors. The college continues to hold its ranking by the *National Jurist* as the 11th "most wired" law school in the country.

SECTION A. SUMMARY OF MAJOR ACCOMPLISHMENTS

Planning for the Future, Priority Setting and the Creation of Centers

Georgia State University's strategic goals call for selected graduate programs to "reflect our distinctiveness and our stated mission as a research university in an urban setting." They further direct the College of Law "to develop programs and curricula that bridge legal theory and practice, serve constituencies in the surrounding metropolitan area, and possess interdisciplinary dimensions." To achieve these goals, the college has developed areas of programmatic strength by taking advantage of our urban location in Atlanta. As part *of* a year-long strategic planning process during the 2003-04 academic year, several faculty members developed proposals that led to the creation of two law centers, one for the comparative study of metropolitan growth and the other for law, health and society. Both centers also carry out the University's strategic goals to "advance a multidisciplinary approach to future complex problems and needs," and they advance the University's existing academic excellence in policy as it relates to the environment, health, transportation, and law. The centers begin operation in Fiscal Year 2005 with dedicated funds made available by a law school tuition increase approved by the Board of Regents.

The Center for the Comparative Study of Metropolitan Growth will serve as a forum for research and advanced study related to the legal and institutional arrangements that shape the built and natural environments. By performing comparative studies of modern metropolitan areas, the center will identify and articulate solutions to the impact of urban growth upon the environment. The Center for Law, Health and Society will address contemporary issues arising in areas where law, ethics, and health intersect. With the recognition of the pivotal role that law and ethical considerations play in the development of health policies, the center will encourage interdisciplinary initiatives across health related disciplines to promote healthy communities. As part of the center, the college has partnered with the Atlanta Legal Aid Society to create an on-site legal

services clinic at a local hospital to serve the needs of low-income patients for access to medical, social, and legal services.

The college's strategic action steps call for it to develop priorities. Certain programmatic decisions made this year have helped to develop priorities for future years. The creation of the two centers will provide additional support for the curricular areas of health law, growth management law, environmental law, and land use law where strong faculty expertise exists. Further, the activities of both of these centers should strengthen our existing State Law, Legislation and Policy program, sometimes termed the Capital City program. The creation of a Criminal Justice Clinic in collaboration with the Georgia Justice Project, initiated by the college's Burge Chair in Law and Ethics, meets the college's strategic action step to promote professionalism and combine pedagogy with public involvement and service. Two new courses in Health Legislation and Advocacy will provide additional focus to the college's Legislation Clinic and Practicum by providing instruction in how health legislation becomes enacted into law at the state level, including drafting legislation, legislative organization and procedure, and health advocacy. These courses further the college's strategic action step of "participating in law reform initiatives and other activities involving the processes of state and local government." In addition, the Intellectual Property curriculum was expanded during the 2003-2004 academic year with the creation of two new courses, Advanced Intellectual Property Seminar and Intellectual Property, Technology, and Media Licensing.

The above actions set priorities and established law school distinctiveness; other action steps were completed as well. The faculty completed a two-year review of the curriculum. The Curriculum Committee examined required courses and programs of study at over 30 other law schools to evaluate trends and new approaches to legal education. Following extensive discussion, the faculty decided to keep the first-year curriculum as presently constituted, to retain the Litigation Workshop course, and to specify recommended courses, in addition to required courses, that form the core of a legal education. As part of its curricular review, the faculty adopted a new policy to encourage students to participate in pro bono activities. Students who complete 50 hours or more of pro bono work receive a certificate and recognition at graduation ceremonies. This year the committee explored methods to improve students' written communication skills. As a result, the faculty approved more stringent guidelines for the upper level writing requirement.

The Center for the Comparative Study of Growth Management will help fulfill another action step of "expand[ing] on-going initiatives to find solutions to pressing urban problems created by urban sprawl." Center plans call for visiting foreign scholars to provide courses and engage our faculty in comparative approaches to growth management. The college has long aspired to develop a program of visiting scholars capable of "offering enrichment courses" that prepare our students "for practice in a globalized environment."

Interdisciplinary Programs

The College of Law continues to make great strides in fulfilling the University's strategic goal to advance "a multidisciplinary approach to future complex problems and needs." A joint degree program in law and health administration with Georgia State's Robinson College of Business was created this year. This joint degree program enables students to earn jointly a Juris Doctor degree and either a Master of Science in Health Administration degree (MSHA) or a Master of Business Administration/Master of Health Administration (MBAIMHA) business degree. The college now has five joint degree programs; the other programs are in law and business administration with the Robinson College of Business, in law and public administration with Georgia State's Andrew Young School of Policy Studies, in law and philosophy with the University's College of Arts and Sciences, and in law and city and regional planning with the Georgia Institute of Technology's City and Regional Planning Program in its College of Architecture. This year, as in past years, law students studied in the same classroom with Georgia Tech's city and regional planning students. Professor Scott continued to teach Emory medical students as a faculty fellow with Emory's Center for Ethics in Public Policy and the Professions.

International Study and Fulbright Scholars

This summer, the college again provided students with the opportunity to study abroad in its Summer Academy in International Commercial Arbitration in Linz, Austria. Students further had the opportunity to visit arbitration courts in Budapest, Munich, Prague, and Vienna. The College of Law was delighted to have Dr. Ray Young, our first Fulbright Senior Scholar, in residence during the spring semester. Professor Young is a Professor of Municipal Law in the Faculty of Law at the University of British Columbia, Canada (UBC) and teaches the graduate course in Planning and Land Use Law in the School of Community and Regional Planning at UBC. During his visit he did research on the impact of NAFTA's Chapter 11 (investor protection) on growth management legislation and land use controls at the local government level. Dr. WanPyo Hong, Associate Professor in Real Estate Management at Myongji College in Seoul, Korea, who is a recipient of a 2004-05 Fulbright Scholarship award, will begin his visit at the college in February 2004. He requested affiliation with the college "because of [its] impressive work on land use law."

Urban and Community Outreach

The college has a strong tradition of community outreach to the Atlanta region and the state of Georgia. This year the college again engaged in programmatic initiatives and activities in furtherance of its strategic goal to capitalize on its

capital city, urban location and to use the metropolitan Atlanta area as a resource to invigorate teaching, scholarship, and community service. The creation of centers in growth management and in health law and ethics will help fulfill the law school's goal "to integrate itself into the local community by identifying areas in which the strengths of its faculty complement its urban, capital city environment and to improve that environment through educational initiatives and research." As an urban, public law school, it is our mission to find solutions to pressing social problems, especially those metropolitan-wide and state problems that involve the law. Examples of how the law school is meeting these goals next follow:

1. Tax Clinic: The college celebrated the tenth anniversary of the Tax Clinic on October 30, 2003 at a gala reception and dinner that brought together law faculty, students, graduates, and members of the bench and bar. Arlene Kay, Executive Director Systemic Advocacy, of the Internal Revenue Service's Taxpayer Advocate Service was the keynote speaker. Since qualifying for an I.R.S. funding program in 1999, the Tax Clinic's case load has nearly tripled. Today, the Clinic operates with the assistance of 15 to 20 students each semester and serves approximately 170 low-income taxpayers who are involved in tax disputes with the I.R.S. The Clinic has received $544,656 in I.R.S. grants since first qualifying for funding; this year's grant was $75,000. These funds have helped the college expand the Clinic's operation and have enabled the college to establish a permanent endowment fund to support the Clinic in future years.

2. Externship Program: The college's very successful Externship Program has expanded significantly in recent years. We now have 80 placements. This year the law school created two new judicial externships and added externships with the Georgia Technology Authority, the Georgia Secretary of State, and the Centers for Disease Control and Prevention.

3. State Law, Legislation & Policy: Students interned at the State Capitol and performed legal research for Georgia General Assembly committees again this year as part of the college's Legislation Practicum and Clinic. The students analyzed and provided legal research on such key topics as proposals to change the regime of water rights and permits, Governor Sonny Perdue's ethics proposals, MARTA financing options, and a proposal to limit liability of nursing homes. This year a health legislation track was added to the Practicum, and students provided research on proposed reforms to Medicaid and to the Medicare prescription drug program involving access by senior citizens.

4. City of Atlanta Law Department Proiect: Under the leadership of Atlanta's City Attorney, Linda DiSantis, a 1988 graduate of the college, collaboration has begun between the college and the City Law Department to research specific city legal issues. Students in Professor Colin Crawford's Urban Environmental Law Seminar, for example, drafted model ordinances for use by city attorneys. Future plans call for law professors to provide specialized training for city attorneys, guest lectures from city attorneys in courses related to municipal law, and joint research projects. Last year our special relationship with the city of Atlanta began when Professor Mark Kadish served on a commission that studied the City of Atlanta municipal court system. Recommendations made by the commission showed the city how to realize $10 million in savings.

5. Criminal Justice Clinic: This clinic will begin operation this fall under the supervision of Professor Clark Cunningham, the Burge Chair in Law and Ethics, in collaboration with the Georgia Justice Project, which provides legal representation to persons accused of crimes and provides post-prison release support to clients who contract with the Project to address their social service needs.

6. Consortium on Neqotiation and Conflict Resolution (CNCR): CNCR is an inter-institutional, interdisciplinary program that supports theory building and practice in conflict prevention and resolution. CNCR supports three primary programs, all of which have research and service components: (I) the Conflict Resolution in Higher Education program assists the 34 institutions of higher education within the University System of Georgia to design and implement conflict management programs; (2) the Conflict Resolution in Schools Program (CRiSP) examines the institutionalization of conflict resolution education in K-12 schools; and (3) the Environmental Dispute Resolution program focuses mostly on international environmental conflict. In Fiscal Year 2004, CNCR staff intervened in several major campus conflicts and conducted numerous training workshops for the Board of Regents. As part of its CRiSP program, CNCR staff presented at several conferences, hosted a conference, and created the Conflict Management in Education Legislation Database that provides access to current and pending school conflict management legislation for school stakeholders, conflict management practitioners, and policy makers. In collaboration with the Permanent Court of Arbitration in The Hague, CNCR hosted a conference on resolving international environmental disputes. In addition, CNCR staff published a number of scholarly articles in the field and filled leadership positions on related board and associations.

The Law School as an Intellectual Hub

The number of outstanding speakers brought to campus has steadily increased. This year the college hosted the annual professionalism program that rotates among Georgia's four accredited law schools. Professor Clark Cunningham, the Burge Chair in Law and Ethics, inaugurated a national competition to recognize innovation and excellence in the teaching of professionalism by law professors. At a January 30, 2004 Conference on Teaching Professionalism and Award Ceremony, the three law school professors, who were finalists for the award, made presentations on their innovative methods of teaching professionalism. The Law Review Symposium, held the day before the professionalism program, explored "Alternatives to the Bar Exam." Various licensing models were discussed in different formats involving panel presentations, small group discussions, and open discussion sessions. Speakers, including representatives from Scotland and England, discussed international licensing models; other speakers presented alternative licensing models in the United States. The fall Henry J. Miller Distinguished lecturers, Judge Kenneth Starr and Professor Geoffrey Hazard, presented clashing views on the regulation of judicial campaign speech, and spring lecturer, Dean Stanley Fish, enlightened us on the timeliness of a study of Hobbes.

The law school offered seminars on such important policy issues as: "No Child Left Behind: Good Policy or Good Politics?", co-hosted with Georgia State's College of Education. The seminar focused on educational accountability in Georgia as a result of recently enacted federal legislation. A symposium, on January 7,2004, brought together renowned experts and scholars to analyze critical issues left unresolved by Georgia's water law and policy. A number of law professors from around the country provided a primer on the divergent approaches to water law among the states. Experts offered their views on such diverse topics as the impacts of water markets upon the environment, the practicalities of interstate water compacts, and the challenges of water planning in large metropolitan areas. In April, the college in partnership with the Southern Regional Council, commemorated the 50th anniversary of *Brown* v. *Board of Education* and brought a number of community organizations to Georgia State to explore the impact of this landmark desegregation case and its still unfilled goal for racial equality.

The endowment established by the Southeastern Bankruptcy Law Institute (SBLI) to support visits by nationally known experts in the bankruptcy field once again supported a program in which the visitors taught classes at the law school, shared some of their research interests with faculty, met with members of the SBLI, and made a presentation on a bankruptcy related topic to bankruptcy lawyers and judges. Professor Kenneth Klee of the University of California at Los Angeles School of Law returned during the fall of 2003 for a second visit, and Professor David Epstein of the Southern Methodist University School of Law served as the SBLI visitor during the 2004 spring semester.

The college was pleased to honor Justice Robert Benham of the Supreme Court of Georgia as the 1[illegible]th recipient of the Ben F. Johnson, Jr. Public Service Award. Named in honor of the college's founding dean, this award recognizes a Georgia lawyer who has made outstanding contributions to his profession and community. Justice Benham was the first African-American to serve on the Georgia Court of Appeals and on the Supreme Court of Georgia. He is a wonderful friend of the college and regularly comes to campus to provide advice and encouragement to the college's students.

Technology Enha[illegible]

The college is proud of the technological improvements that have been made to our facilities in the past few years and our willingness to embrace new technological innovations. In fall 2002, each of the law school's classrooms was upgraded with Smart Podiums containing multimedia equipment to operate ceiling mounted LCD projections systems, PCs with DVD players, VCRs, laptops, and e-Beam dry erase recording systems. This year, a new classroom, Room 201, will be remodeled with similar technology, and the courtroom will also be completely modernized with the latest technology including a new audio system, a new projection system, a plasma display unit, a Smart Podium, a camera recording system, and video-conferencing capability. The new equipment enables faculty to enhance classroom instruction with the use of technology in a user friendly environment.

In spring 2004, new software and an interactive computer monitor were added to the Smart Podium classroom technology systems. The interactive monitor enables users to project onto a whiteboard what they handwrite with a stylus on the computer screen. In addition to functioning as an electronic whiteboard, this new technology permits professors to add additional screens when the whiteboard is filled, to annotate over a variety of documents, images, and web pages using the stylus, and to make screen captures of all handwritten material projected on the whiteboard. Gone are the days when professors wrote and made erasures on a blackboard with their backs to the class! Today they project their stylus handwriting while facing their students. But perhaps the greatest feature of this software is its capability to capture and save any screen handwriting for future use.

Student technology fee revenues in recent years helped fund a number of other improvements in addition to the ones highlighted above. The college submits proposals to a University Technology Fee Subcommittee for approval. Over the last five years (Fiscal Years 2001-2005), the college has been allocated $1,426,799 in funding from University administered student technology fees. The classroom upgrades added 375 computer ports for student use in class or for study. We have also upgraded our student computer lab, added two computer training labs, created six public e-mail computer stations in the law school's lobby

area, networked 113 law library carrels with data and electricity ports, and wired study tables in two law library study group rooms providing both electricity and network access for laptop computers, with three more study rooms in the pipeline for wiring over the summer of 2004. Computer-based test taking, offered for the first time in the fall of 2001, has grown rapidly. For the 2003-04 academic year, over one third of the college's law students utilized proprietary exam software to take over 1350 exams on laptop computers. In the prior academic year, 2002-2003,400 such exams were administered to 185 students.

Increased Funding chie

State cutbacks for higher education funding in recent years have adversely affected our academic programs and have stymied growth in areas of strategic importance. The University expects to receive a net appropriation in Fiscal Year 2005 of $4 million, an amount less than the University received in the academic year, 2002-2003. As part of its May 2002 Plan of Improvement prepared in connection with the college's accreditation review in 2000 by the American Bar Association and the Association of American Law Schools and the University's Academic Review Program, the college has sought funding for:

1. A fifth first-year writing instructor
2. Interdisciplinary and urban focused initiatives, including additional funding for the State Law, Legislation & Policy program; initiatives that address the problems of cities such as urban sprawl; interdisciplinary linkages with Georgia Tech and Emory University's Medical School; and the Consortium on Negotiation and Conflict Resolution
3. Visits and exchanges in connection with the American Bar Association's Central and East European Law Initiative (CEELI), including visits and exchanges of lawyers, judges, and students from former communist countries
4. Instruction by foreign law professors to add a comparative and international component to various parts of the curriculum
5. Exploration of a graduate program for training foreign lawyers or law students in United States law
6. More graduate research assistant appointments to improve the diversity of the student body
7. A dedicated staff position to handle administrative and academic responsibilities for the Summer Skills Program and the Academic Enrichment Program
8. A dedicated staff position to assist and foster student life activities
9. Increased support for summer research and teaching
10. Eminent scholar status for the Ben F. Johnson, Jr. Chair in Law
11. A visiting faculty member during each academic year
12. Staff support for the State Law, Legislation & Policy program and new urban focused initiatives

13. A joint faculty appointment in the college and the University's Andrew Young School of Policy Studies
14. Dedicated full and part-time staff support to provide instructional technology support to faculty using the technology now installed in college classrooms
15. Increases to the Law Library's acquisitions budget and an increase in law librarians to handle routine Law Library functions and the research needs of faculty, students, and staff; and
16. A new staff position with responsibilities for public relations and print media management and additional funds to produce competitive publications and multi-media instructions for recruitment, public relations, and development.

The University approved funding for the following Plan of Improvement action items: $100,000 for increased support for summer research and teaching - $50,000 each for Fiscal Year 2004 and Fiscal Year 2005; $50,000 + fringes for a staff person to support faculty with instructional technology in Fiscal Year 2004; and $40,000 + fringes for a non-tenured track writing instructor for Fiscal Year 2004. No funding was made available in Fiscal Year 2004 for any of these approved activities and no salary increases were made as well. In Fiscal Year 2005, which begins on July 1, 2004, the University allocated $50,000 to the college for increased summer research and teaching support. In addition, the University allocated $113,000 for Law Library acquisitions, bringing the total Law Library acquisitions budget up to $813,000 in Fiscal Year 2005; this budget had not been increased since Fiscal Year 2000 when it increased from $681,000 to $701,000.

The college was allocated $251,495 in student technology fees for expenditure during Fiscal Year 2004, of which $138,078 was designated for the courtroom modernization. For the coming year, Fiscal Year 2005, the college received an allocation of $272,329, including $205,806 for the renovation of a new classroom, Room 201.

Development and Cultivation of Graduates

With the assistance of the college's Development Director and her staff, the Dean again devoted considerable time to fund raising and alumni and community cultivation. Significant progress was made this year in increasing both the percentages of graduates who give to the annual fund and in the total amount of graduate giving. Again this year, the Dean visited a number of law firms to seek 20th anniversary scholarship funding and to encourage volunteers to increase the participation of their fellow Georgia State colleagues in the college's annual fund. Here are the figures:

Overall graduate giving:	$233,173	(last year: $162,441)
Overall graduate participation:	21%	(last year: 17%)

Class years with 20% participation or better:	14	(last year: 6)
Number of law firms at 100% alumni participation:	14	(last year: 2)
Number of graduates giving $1,000 or more:	54	(last year 46)

These figures are quite remarkable given the fact that graduate giving was $33,000 in the 1998-1999 academic year. It has grown as follows: $33,000 (1998-1999); $53,000 (1999-2000); $69,000 (2000-2001); $147,902 (2001-2002); $162,441 (2002-2003); and $233,173 (2003-2004).

The 20th anniversary scholarship funding initiative concluded this year with an endowment of $180,136 as of June 30,2004. Both the Jones Day law firm and the Trammel Foundation made pledges for a substantial contribution in the next fiscal year to this fund, and Jones Day also made a gift this year to the 20th Anniversary fund. Another initiative was to increase funding of the Pat Morgan and David Maleski scholarship endowments. As of June 30, 2004, the Morgan endowed scholarship fund had reached $32,488 and the Maleski endowed scholarship account was at $93,788.

Each of this year's reunion classes (1988, 1993, 1998) undertook special initiatives last year. While the 1988 and 1998 classes sought to increase class giving and participation, the class of 1993, with a challenge gift from classmate Alan Rosenberg's family foundation, raised funds for an endowed scholarship in memory of Johans Droogmans, a 1993 graduate, who was killed in an automobile accident in September 2003. Graduates at the Alston & Bird law firm, at which Mr. Droogmans practiced law as head of the International Group, also raised funds for this endowment. At the end of the 2004 Fiscal Year, $39,912 had been donated to this fund.

Another new fund raising initiative involved the activities of a group of graduates who created an advisory task force to support Intellectual Property Law developments at the law school. The task force raised over $28,000 as of June 30th and secured an additional $42,800 in pledges.

The Board of Visitors continued to support the endowed scholarship they have created. As of June 30, 2004, the fund had reached $159,345 with $40,375 in additional outstanding pledges. The Atlanta Law School Foundation provided $153,578 in scholarship funding during Fiscal Year 2004.

This year the first installment on a pledge to establish a $10,000 endowment to support the Ben F. Johnson, Jr. Public Service Award ceremony was also received.

As of June 30, 2004 the college's endowment was $5,606,874, up from $431,893 at the end of the 1995-1996 Fiscal Year, and the college's 14 endowed scholarship funds had reached $1,146,162.

Law Library Accomplishments

As reported to the American Bar Association in Fall 2003, the Law Library recorded a net gain of 1738 hardcopy titles (added 2,123 titles and withdrew 385 titles), 5 microform titles, and 46 audiolvisual titles. The total volume count (including volume equivalents) is 330,727 volumes of which 147,995 volumes are hard copies and 182,732 volumes are microform. The attendance record in our Law Library has remained fairly constant over time. The total number of patron entries and exits to the Law Library totaled 315,472 during the 2003-2004 academic year.

In recent years the Law Library's electronic services have expanded. Our Electronic Service Librarian creates and manages information including databases, integrated library systems, client-server applications, hardware, software, networks, and electronic information resources. He provides students, faculty, and librarians with training on reference and research technologies, educates them in the use of law library information systems, and coordinates Westlaw and LexisNexis training for law students and faculty. In addition, he develops and maintains the Law Library's web site. Students have access to both a computer lab and a computer training lab in the Law Library.

For equipment funds, the Law Library continues to rely on the law school's ability to obtain one-time funding during the year. As reported to the American Bar Association in Fall 2003, the base acquisitions budget was $701,000 and the University made an additional $131,433 available during the year for library acquisitions, equipment, supplies, and other needs. In Fiscal Year 2005, the University allocated an additional $113,000 for Law Library acquisitions, bringing the total acquisitions base budget up to $813,000. Again this year the Law Library hopes that the University will allocate money during the year to realize a total budget of at least $850,000. While the base budget for each year is more substantial than the continuing funding, it is extremely difficult to plan purchases wisely when such a significant proportion of each year's library acquisitions budget is subject to supplementary, one-time funding during the academic year.

The renovation and expansion of the Law Library in 2002 added 7,500 gross square feet. In this space wired seating for 50 library users and shelving for 20,000 books now exists. The number of wired carrels throughout the Law Library presently totals 113. The Law Library now contains 32,486 feet of shelving capacity for library materials, a capacity, however, that is below the median shelving capacity of 41,583 for southeastern libraries. The new shelving space should provide about eight to ten years of growth space. In addition, the new space houses an expanded microforms room and a copylprinting room. Various other enhancements have improved the look of the library. The teal green carpet, well worn with age, has been replaced throughout the second floor. A light colored carpet and better lighting give the Law Library a brighter look.

Faculty Scholarship

The impressive record of scholarly research and publications by faculty members continues to build ever greater professional reputation for themselves, the College of Law, and the University. Legal scholarship constitutes an important part of the college's mission to provide new knowledge on molding the law to better serve our society as well as fulfilling the University's overarching goal to become one of the nation's premiere research universities located in an urban setting. Many faculty members engage in original and influential scholarly inquiry. The appendix indicates the productivity of the faculty in their scholarly endeavors. Only a portion of faculty endeavors can be mentioned in this summary.

The following represents faculty members who had published products of their scholarship this past year: Ronald Blasi, 2003 *Bank Tax Guide;* Colin Crawford, articles in the *Tulane Environmental Law Journal* and the *Temple Law Review;* Clark Cunningham, articles in *Clinical Law Review, South Carolina Law Review, A Journal of South Asian American Political Identity, Emory Law Journal,* and a book chapter in *Liberty, Equality and Justice: Struggles for a New Social Order;* William Edmundson, *Locke and Load, 22 Law and Philosophy;* Janice Griffith, an article in *The University of Toledo Law Review;* Lynn Hogue, *National Security and Military Law in a Nutshell* (co-authored); Nancy Johnson, *Legal Research Exercises* (co-authored); Julian Juergensmeyer, *Property: Quick Review Sum & Substance* and an article in *Natural Resources Journal* (co-authored); Michael Landau, a book chapter in *Understanding Computer Ethics;* Paul Milich, *Courtroom Handbook on Georgia Evidence;* Ellen Podgor, *White Collar Crime: Law and* Practice (with two other authors) and an article in *Georgia Journal of International and Comparative Law;* Mary Radford, an article in *Mercer Law Review* and in *National College of Probate Judges Life and Times;* Natsu Saito, articles in *Asian Law Journal* and the *Third World Legal Studies-2000-2003 Into the 21st Century: Reconstruction and Reparations in International Law;* Kelly Timmons, an article in the *Nebraska Law Review;* Jack Williams, an essay in *Courting the Yankees: Legal Essays on the Bronx Bombers;* Douglas Yarn, articles in *Vanderbilt Law Review* (co-authored) and *Judicature* (co-authored).

Faculty Communitv Service

One of the college's goals is "to have a notable presence. . . in the geographical, professional, public service, and university communities in which the College operates." Law faculty members serve in leadership positions and on numerous committees for the Association of American Law Schools (AALS), the American Bar Association (ABA), the State Bar of Georgia (Georgia Bar), and for other local and regional organizations where their legal expertise is of value. The appendix indicates faculty community service. Only a portion of faculty endeavors can be mentioned in this summary. Marjorie Girth served on the Professional Development Committee of the AALS; Janice Griffith served on the

Executive Committee and as Treasurer of the AALS Section on State and Local Government Law and was the liaison to the AALS for the ABA Section of State and Local Government Law; Bernadette Hartfield served on the AALS Committee on Sections and Programs; Charles Marvin served as a Board Member of the AALS Law and Africa Interest Group and the AALS Law and Religion Interest Group; Mary Radford was the Chair-Elect of the AALS Section on Donative Transfers, Fiduciaries and Estate Planning; Charity Scott served as Chair, Medical Research, Biotechnology, and Clinical Ethics Interest Group of the AALS Section on Health Law; Ron Blasi served as chair of the Commercial Bank Subcommittee of the ABA Taxation Section's Committee on Banking and Savings Institutions and was a member of the editorial advisory board of the Journal of Taxation of Financial Institutions; Marjorie Fine Knowles served as a member of the ABA's Subcommittee on International Developments in Corporate Governance; Charles Marvin served as Co-Chair of the ABA's Central and East European Law Committee of the International Law and Practice Section; Douglas Yarn served on the Committee on Ethics of the ABA's Section on Dispute Resolution; Clark Cunningham served on the State Bar of Georgia Committee on Indigent Defense; Anne Emanuel was a member of the Georgia Bar's Formal Advisory Opinion Board; Marjorie Girth and Janice Griffith served as members of the Georgia Bar's Standards of the Profession Committee, which continues to develop a Transition into Practice program for newly admitted Georgia lawyers; Janice Griffith served on the Georgia Bar's Institute of Continuing Judicial Education and its Institute of Continuing Legal Education; Mary Radford served as a Reporter for the Georgia Bar's Trust Code Revision Committee and for the Georgia Bar's Guardianship Code Revision Committee; Natsu Saito served on the Georgia Bar's Access to Justice Committee; Clark Cunningham and Roy Sobelson served on the Georgia Chief Justice's Commission on Professionalism; Andrea Curcio served as a Reporter for the Georgia Supreme Court Commission on Equality and as a member of the Society of American Law Teachers sub-committee on state bar examinations; Anne Emanuel served as Secretary of the Board of the Georgia Center for Law in the Public Interest; Majorie Girth served as a member of the Georgia Supreme Court's Commission on Equality and of the Law School Admission Council's Audit Committee; Bernadette Hartfield served on the Board of Trustees of the Law School Admission Council and chaired its Minority Affairs Committee; Wendy Hensel served as the College of Law's liaison to the National Women Lawyer's Association; Nancy Johnson served as Chair of the CALI Legal Research Authoring Project and is an Editorial Board Member of the Legal Reference *Services* Quarterly; Majorie Fine Knowles served as a Member of the Atlanta Women's Foundation's Investment Committee, as a Board Member of the Center for Working Capital, as a Board Member of the International Institute for Corporate Governance and Accountability, and as a Member of the Investment Committee of the Rockdale Foundation; Paul Milich was appointed as the Official Reporter for the Georgia State Bar Evidence Study Committee; Mary Radford served on the American College of Trust & Estate Counsel; Natsu Saito was Co-Director of the Human Rights Research Fund, served on the Board of Directors of the Conference of

Asian Pacific American Law Faculty, and was elected to the Board of Directors of the Society of American Law Teachers; Roy Sobelson served as Special Master of the Georgia Supreme Court (to hear disciplinary cases) and was a member of the Georgia Bar's Committee on Professionalism; Kelly Timmons served as a Master of the Bleckley Inn of Court; Jack Williams chaired the Bankruptcy Taxation Committee of the American Bankruptcy Institute; Mark Budnitz served on the Board of Directors of the Atlanta Legal Aid Society and on the Board of Directors of the National Consumer Law Center, and as a member of the editorial board of *Consumer Financial Services Law Report;* Colin Crawford was a member of the Georgia Water Pollution Control Association; Michael Landau served on the editorial boards of *GigaLaw.com* and the *Journal of Digital Content* and was a member of the Board of Directors of the Georgia Lawyers for the Arts; Patrick Wiseman served as a member of the CALI Editorial Board; Douglas Yarn served on the Editorial Board of the *Conflict Resolution Quarterly;* Lynn Hogue served as a member of the Board of Directors of the Georgia Legal History Foundation; Charity Scott was a member of the Georgia Collaborative to Improve End-of-Life Care; Jack Williams served on the Board of Advisors of the *American Bankruptcy Institute Bankruptcy Law* Journal.

Student Accomplishments

Competing in over 15 moot court and mock trial competitions, our teams left an impressive record this year. A Georgia State team won the Fourth Annual National Trial Advocacy Competition sponsored by the Michigan State University College of Law for the second time. Other Georgia State teams: (1) advanced to the semi-finals, competing against 26 law student teams, in the 2003 Sixth Annual National Entertainment Law Moot Court Competition at Pepperdine University School of Law; (2) advanced to the semi-finals in the Southeastern Regional (Region V) Competition of the ABA National Appellate Advocacy Competition; (3) advanced to the quarter-finals in the William B. Sponge, Jr. Invitational Moot Court Tournament at the College of William and Mary's Marshall-Wythe School of Law; (4) advanced to the quarter-finals, competing against 36 law schools, in the 19th Annual Dean Jerome Prince Memorial Evidence Competition hosted by the Brooklyn Law School; and (5) took fourth place in the 19th Annual William E. McGee National Civil Rights Competition hosted by the University of Minnesota Law School with Georgia State student, Petrina Hall, receiving recognition as the Best Oral Advocate in the competition.

A newly formed student group, the Legislative Caucus of the Student Bar Association, promoted the law school's developing relationship with the Georgia General Assembly. The caucus hosted on campus the first Annual Legislative Symposium that featured a panel of prominent Georgia state legislative leaders who made remarks and engaged in an open discussion of issues under consideration at the 2004 session of the Georgia legislature. The caucus also hosted Senator Bill Stephens, Majority Leader of the Georgia State Senate, who

discussed the future of Georgia's HOPE scholarship program before a large student audience.

Student organizations brought a number of outstanding speakers to campus throughout the year. Atlanta's City Attorney, Linda DiSantis, kicked off the Student Bar Association's annual Law Week with her keynote address. Over 10 speakers came to campus during Law Week addressing such topics as professional ethics, the importance of pro bono work, public interest law practice, tobacco litigation, the work of a lobbyist during Georgia's 2004 Session of the General Assembly, same sex marriage, and challenges faced by minorities in the practice of law. Georgia State's Chapter of the Federalist Society, in collaboration with the Chapter at the Emory University School of Law, inaugurated the First Annual Southeastern Symposium on "Equality: America's Struggle." During Law Week, the Federalist Society also hosted Professor Randy Barnett of the Boston University School of Law who spoke about his new book *Restoring the Lost Constitution.* The Black Law Student Association's alumni brunch included guest speakers, Linda Chastang, the first black professor at the College of Law, and A.J. Cooper, founder of the National Black Law Students Association. In March, Richard Jaffe, defense counsel to Eric Rudolph, the accused bomber of Centennial Olympic Park and abortion clinics, addressed our students.

Students engaged in pro bono work and participated in many community activities throughout the year. Students collected donations for "My House," a non-profit organization that cares for medically fragile abandoned babies, and for the Georgia Law Center for the Homeless. Students ran several clothing and food drives and planted trees in the Atlanta community of Reynoldstown under the auspices of Trees Atlanta. The Public Interest Law Association's annual auction was a huge success again this year. Proceeds from the auction support students working in an area of public interest during the summer.

The mentoring program for Morehouse and Spelman college students continued again this year. Black Law Student Association (BLSA) students met with pre-law Morehouse and Spelman students to give them insights into what it is like to be a law student. In February, students from these colleges toured the law school's facilities and sat in on one of Professor Corneill Stephens's classes. Professor Neil Kinkopf served as a guest lecturer in Dr. Abraham Davis's survey course on Constitutional Law at Morehouse College.

SECTION B. PROGRESS IN INSTITUTIONAL STRATEGIC PLANNING (done centrally)

SECTION C. PROGRESS IN ASSESSING INSTITUTIONAL EFFECTIVENESS

In April 2004, the faculty approved a new Learning Outcomes Assessment Plan. It provides for expected learning outcomes in the following areas: communication

skills, legal research, analysis and critical thinking, knowledge of legal doctrine, lawyering skills, professionalism and ethics, and preparation for a legal career or a career in a non-legal area that is related to graduate law study. The Plan then outlines the assessment methods to obtain each of the above outcomes. For example, the outcome of effective oral and written communication should be obtained by the following assessment methods: the first-year research, writing, and advocacy program; the upper level writing requirement; and litigation and moot court programs including completion of the required Litigation Workshop course and participation in mock trial and moot court competitions.

The Learning Outcomes Assessment Plan calls for the Associate Dean for Academic Affairs to have overall responsibility for the collection of data and the dissemination of reports on the various assessment results. The Curriculum Committee will be responsible for recommending curricular changes in response to assessment findings. Implementation of the plan is further buttressed by the requirement that reports and data be regularly prepared on the assessment methods; these include a report on overall student legal writing performance in the research, writing and advocacy course prepared by the Legal Writing faculty; a grade analysis report for all courses, showing mean and median grade distribution; a report on student attrition and probation; a report on State Bar of Georgia examination results; exit surveys; the development of surveys to be used in the preparation of a self-study to be completed in connection with accreditation review every seven years; and a report prepared by the directors of the Externship Program summarizing feedback from externship supervisors.

Although the new Learning Outcomes Assessment Plan should assist in the identification of student learning outcomes and non-academic outcomes, the college will continue to rely upon several traditional benchmarks (some of which are incorporated in the Plan) used in the past that provide valuable information on the effectiveness of instruction and the subsequent success of our students. These include student participation in moot court and mock trial competitions, bar passage rates, employment statistics of graduates, placement of graduates in judicial clerkships, and the success of our graduates in obtaining employment and partnerships in prestigious regional and national law firms.

The college enjoys a long record of student achievement, and the past year proved no different with one national championship victory, advancement to the semi-finals in two competitions, advancement to the quarter-finals in two other competitions, and one fourth place position in which a Georgia State student was recognized as the Best Oral Advocate in the competition. Students continued to exercise leadership in a number of areas; they hosted symposia, created a Legislative Caucus to develop a stronger relationship with members of the Georgia General Assembly, mentored Morehouse and Spelman college students, and engaged in pro bono work throughout the year.

A valuable tool for measuring institutional effectiveness for the college is the success rate of students sitting for the State Bar of Georgia examinations. Entry into the legal profession is conditioned upon successful passage of a state bar examination. From its inception, the college has built an impressive record of success on state bar examinations. July is the principal date for taking the Georgia Bar exam, and another testing is done in February for December graduates and those who are repeating the exam. For the July 2003 administration of the Georgia Bar exam all Georgia State University graduates had a 89.9% pass rate, and those taking the test for the first time had a passage rate of 92.6%. Georgia State graduates taking the February 2004 bar exam exceeded all of the other Georgia law schools in passage rates. For this exam, the college was number one in the overall bar passage rate (72.0%), the first timer pass rate (81.8%), and the Multi-state bar exam average (141.5%).

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. The figures for the class of 2003 show an employment rate of 94%. The percentage of graduates obtaining judicial clerkships at the local, state, or federal level was 8%, up from 6% for 2002 graduates. Employment in large firms (over 50 lawyers) is an indication of law school graduates' competitiveness; 19% of the college's 2003 graduates were so employed. 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 Georgia State's program of legal education is the success of graduates in achieving partner in prestigious law firms, appointment or election to the bench, and service as legal counsel for major corporations. The March edition of Super Lawyers Magazine recognized 13 of our graduates as top lawyers in Georgia. Georgia State graduates are now partners in Alston & Bird; Arnall, Golden & Gregory; Balch & Bingham; Drew Eckl & Farnham; Fisher & Phillips; Holland & Knight; Jones Day; Kilpatrick Stockton; King & Spalding; McKenna Long & Aldridge; Needle & Rosenberg; Powell, Goldstein, Frazer & Murphy; Seyfarth Shaw; Sutherland Asbill & Brennan; Swift, Currie, McGhee & Hiers; Troutman Sanders; Thomas, Kayden, Horstemeyer & Risley; and others. A number of Georgia State College of Law graduates serve as assistant district attorneys, solicitor generals, and magistrate judges. Several graduates hold State Court and Superior Court judgeships. Numerous corporate and governmental legal offices employ college graduates including AT&T, BellSouth, Cox Enterprises, Equifax, Federal Reserve Bank, Georgia Power, and Georgia-Pacific. Several of our graduates are serving in the Georgia General Assembly as well; Representative Glenn Richardson, class of 1984, serves as Minority Leader of the Georgia House of Representatives.

Susan Colussy, a 1986 law graduate, received the 2004 Sam Williamson Mentor Award from the American Immigration Lawyers Association in recognition for her

service as a mentor to law students with an interest in immigration law and to Atlanta immigration lawyers.

SECTION D. IMPROVEMENT OF STUDENT RETENTION AND GRADUATION

The summer skills program and the academic enrichment program serve as two valuable types of activities at the Georgia State University College of Law that assist with retention and graduation. Both of these programs were designed 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. Law professors participate in both programs and provide guidance on the development of fundamental skills such as reading law cases and developing course outlines.

College of Law
Annual Report 2003-2004 Appendices

A. Publications

1. Books:

Ronald Blasi

2003 Bank Tax Guide, Commerce Clearing House, Chicago, IL. In 2003, Professor Blasi substantially updated and revised this annual tax reference book.

Mark Budnitz

The Law of Lender Liability, two supplements, Arlington, VA, A.S. Pratt & Sons, approximately 35 pages of new text per supplement.

Consumer Banking and Payments Law, Supplement, Boston, National Consumer Law Center, 163 pages. Co-authored with Margot Saunders.

Lynn Hogue

Charles A. Shanor and L. Lynn Hogue, National Security and Military Law (West/Thomson 2003).

The Chief Justiceship of Salmon P. Chase **1864 – 1873,** under contract with the University of South Carolina Press.

Nancy Johnson

Nancy P. Johnson, Susan T. Phillips, Legal Research Exercises, 8th edition, West, 2003.

Nancy P. Johnson, Sources of Compiled Legislative Histories, 2003 Supplement, Rothman, 2003.

Julian Juergensmeyer

Land Use Planning and Development Regulation Law, (with T. Roberts) [Practitioner Treatise Series, West Pub Co.] (2003) [934 pages]

Hornbook on Land Use Planning and Development Regulation Law (with T. Roberts)(West Pub.Co. 2003). (645 pages)

Property: Quick Review Sum & Substance Series (Thomson/West, 4'' edition, 2003) (356 pages).

Michael Landau

March 2003 Supplement to Lindey on Entertainment, Publishing & the Arts: Agreements and the Law (2d. ed), 6 Volume Set (WEST 2003).

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October 2003 Supplement to Lindey on Entertainment, Publishing & the Arts: Agreements and the Law (2d. ed), 6 Volume Set (WEST 2003).

2003 Annual Supplements to Entertainment Law (WEST 2003).

Charles McManis, Michael Landau, et *al*, 2003 Supplement to WEST'S Federal Administrative Practice (3d. ed), Vol.4 (WEST 2003).

Paul Milich

Courtroom Handbook on Georgia Evidence, 2003 Edition (West Group 2003) (389 pages).

2003 Pocket Part (33 pages) for Georgia Rules of Evidence, 2d ed. (West Group, 2002).

Ellen Podgor

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Jerold H. Israel, Ellen S. Podgor, Paul D. Borman, & Peter Henning, STATUTORY AND DOCUMENTARY SUPPLEMENT FOR WHITE COLLAR CRIME: LAW AND PRACTICE, 2d Ed., (ThomsonNVest 2003) (363 pages, not including table of contents).

Edward M. Wise & Ellen S. Podgor, INTERNATIONAL CRIMINAL LAW -2003 Supplement (Lexis 2003) (169 pages, not including table of contents).

Mary Radford

2003 Supplement to Vols. I & II, Radford, Mary F., Redfearn: Wills and Administration in Georgia, Thomson-West (formerly published by Harrison Co. 2000), 48 pages (Vol. I), 26 pages (Vol. II).

B. Ellen Taylor

Jerome L. Kaplan,et al., Kaplan's Georgia Corporations, Limited Partnerships and Limited Liability Companies, with Forms (2003 ed.) (co-author) ThomsonNVest (formerly Harrison).

Jack Williams

Partnerships, Partners, and Limited Liability Entities Under the Bankruptcy Code in Kennedy, Countryman, and Williams on Bankruptcy Law & **Procedure** (Two Volumes)(Aspen Law & Business formerly Little, Brown & Company) (with Vern Countryman & Frank R. Kennedy) (2003 **Cumulative Supplement).**

McQueen & **Williams on Tax Aspects of Bankruptcy Law and Practice (3d ed.)** (Two Volumes)(Clark Boardman Callaghan)(with C. Richard McQueen)(**Cumulative Supplement Mar.** 2003 **and Dec.** 2003).

2. **Articles, Essays, and Chapters:**

Ronald Blasi

Professor Blasi contributed to an article that was published in The Tax Lawyer, Summer 2002, Vol. 55, No. 4, pp. 1023-1037, entitled Banking and Savings Institutions, Important Developments.

James Bross

2003 Supplement to Servitudes, 7 THOMPSON ON REAL PROPERTY 499 (D. Thomas, ed., 1994).

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Colin Crawford

Cyberplace: Defining a Right to *Internet* Access Through Public Accommodation Law, 76 TEMPLE L. REV. 225-280 (2003).

Necessity Makes the Frog Jump: Environmental Law and Sustainable Development in *21st* Century Cuba, 16 TULANE ENV. L.J. 733-781 (2003).

Clark Cunningham

How to Explain *Confidentiality?*, 9 CLINICAL LAW REVIEW 579-621 (2003).

Clark D. Cunningham & Adrian Evans, Speciality *Certification* as an Incentive for Increased Professionalism: Lessons from Other Disciplines and Countries, 54 SOUTH CAROLINA LAW REVIEW 987-1009 (2003).

Lessons on *Affirmative* Action from India, 1 THE SUBCONTINENTAL: A JOURNAL OF SOUTH ASIAN AMERICAN POLITICAL IDENTITY 51-56 (2003) (Special Issue on Affirmative Action).

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William Edmundson

Locke and Load, LAW AND PHILOSOPHY 22:195-216 (2003).

Anne Emanuel

The Tuttle Trilogy: Habeas Corpus and Human Rights, X JOURNAL OF SO. LEGAL HISTORY 5 (2002).

Janice Griffith

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Julian Juergensmeyer

Market Based Approaches to Environmental Preservation: To Environmental Mitigation Fees and Beyond, 43 NATURAL RESOURCES JOURNAL837 (2003) (with J.Nicholas).

Michael Landau

Book Chapters:

Questions and Answers About the Napster Case (Chapter 16) in John Fodor, Understanding Computer Ethics (Prentice Hall 2003) (reprint of GigaLaw.com – Legal Information for Internet Professionals http://www.gigalaw.com/articles/2001/landau-2001-05-p1.html (May 2001).

Articles

Silencing Content Providers: They're Coming From Everywhere And Under Every Theory. 17 The International Review of Law, Computers & Technology 285 (November 2003).

Why Grokster Does Not Infringe Copyright and Napster Does, GigiLaw.com – Legal Information for Internet Professionals (Aug. 2003) http://www.gigalaw.com/articles/2003/landau-2003-08.html.

Jurisdiction and Choice of Law in Internet Defamation Cases, GigiLaw.com – Legal Information for Internet Professionals (July 2003) http://www.gigalaw.com/articles/2003/landau-2003-07.html.

E. R. Lanier

Business Law in Georgia, New Georgia Encyclopedia (University of Georgia).

Ellen Podgor

"Defensive Territoriality": A New Paradigm for the Prosecution of Extraterritorial Business Crimes, 31 GA. J. INT'L & COMP. L. 1-30 (2003) (lead article).

Schemes to Defraud, 27 THE CHAMPION 12 (2003) (invited).

Extraterritorial Criminal Jurisdiction: Replacing "Objective Territoriality With "Defensive Territoriality," 28 STUD. L., POL., & SOC'Y 117 (2003) (invited).

Mary Radford

Radford, Mary *F., Wills, Trusts, Guardianships, and Fiduciary Administration,* 55 MERCER LAW REV. 459-80 (Annual Survey of Georgia Law edition), Fall 2003.

Radford, Mary *F., Mediation in Adult Guardianship Cases,* National College of Probate Judges LIFE AND TIMES, Vol. 2, NO. 7, pp. 20-22 (Spring 2003).

Natsu Saito

Will Force Trump Legality After September 11? American Jurisprudence Confronts the Rule of Law, 17 GEO. IMMIG. L. J. 1 (2002) (pp. 1-62).

Whose Liberty? Whose Security? The USA PATRIOT Act in the Context of COINTELPRO and the Unlawful Repression of Political Dissent, 81 ORE. L. REV. 1051 (2002) (pp. 1051-1131).

The Symbolism and Substance of Redress and Reconstruction, THIRD WORLD LEGAL STUDIES 2000-2003 161 (Valparaiso University School of Law) (pp. 161-168).

From Chinese Exclusion to the "War on Terrorism"? The Plenary Power Doctrine and the Constitution, 10 ASIAN L.J.13 (2002) (pp. 13-36).

The Plenary Power Doctrine: Subverting Human Rights in the Name of Sovereignty, 52 CATH. U. L. REV. 101 (2002) (pp. 1115-1175).

Charity Scott

Should Professors Profess in the Classroom?, LAW AND BIOETHICS REPORT (June 2003).

A Tribute to Patricia Taber Morgan, 19 GEORGIA STATE UNIVERSITY LAW REVIEW ix (published in Winter 2002 volume, appeared in 2003).

Kelly Timmons

Kelly Cahill Timmons, *Sexual Harassment and Disparate Impact: Should Non-Targeted Workplace Sexual Conduct Be Actionable Under Title VII?, 81* Neb. L. Rev. 1152-1257 (2003).

Jack Williams

The Tax Man Cometh: New York Yankees and Taxes, collected in New York Yankees and the Law (Carolina Press 2002).

Douglas Yarn

R. William Ide III & Douglas H. Yarn, Public Independent Fact-Finding: A Trust-Generating Institution for an Age of Corporate Illegitimacy and Public Mistrust, 56 Vanderbilt Law Review 1113-1178 (2003).

3. Published and Printed Conference Proceedings and Abstracts

a. Invited Papers

Colin **Crawford**

Comments delivered at the South-North Exchange on Law, Theory and Culture, held at the Law School of the Inter-American University in San Juan Puerto Rico, December 11-13, 2003.

William Edmundson

Abstract of Transvision 2003 paper posted at:
http://www.transhumanism.org/tv/2003usa/panelgov.htm

Neil Kinkopf

10th Annual Supreme *Court* Update (Sept. 2003) (published by the Institute of Continuing Legal Education in Georgia).

Michael Landau

Copyright, The First Amendment, And The Right Of Publicity: The Expansion Of "Transformative Uses" in Legal Problems of Museum Administration (ALI-ABA 2003)(Westlaw Citation: SHO42 ALI-ABA 215 (2003)(Presented at "Legal Problems of Museum Administration" in New Orleans, LA sponsored bv the ABA and the Smithsonian Institution.

Digital Music Downloads and Copyright Infringement, 758 PLI/Pat 405 (2003) Presented at the Crowne Plaza, Atlanta, GA.

Mary Radford

"Use of Disclaimers in Estate Planning," published in the proceedings of the Georgia Federal Tax Conference, Summer, 2003.

"The Changing American Family and Its Effect on Probate Law," published in the proceedings of the Georgia Society of CPAs Annual Conference, Fall, 2003 and of the Annual Meeting of the National Association of Personal Financial Advisors, Fall, 2003.

"Recent Developments in Fiduciary Law," published in the proceedings of the State Bar of Georgia Fiduciary Law Institute, July, 2003.

Jack Williams

Perfection of Liens (Region 21 Bankruptcy Trustee Training Session)(January 2004).

Piercing the Corporate Veil and Adequate Capitalization Requirements (AICPA Meeting October 2003)(with Glenn Pomerantz).

Hot Issues in Bankruptcy and Commercial Lending (Association of Commercial and Finance Attorneys May 2003)(with Susan H. Seabury).

Ethical Issues Faced by In-House Counsel in the Commercial Lending Practice (Association of Commercial and Finance Attorneys May 2003).

Excessive Compensation: A Critique (Society of Business Editors and Writers April 2003).

Tax Issues in Bankruptcy (American Bankruptcy Institute Annual Meeting April 2003).

Consumer Bankruptcy Nuts and Bolts (American Bankruptcy Institute Annual Meeting April 2003).

Sovereign Immunity in Bankruptcy (American Bankruptcy Institute Annual Meeting April 2003).

Life Just Got Worse: The Interface of Domestic Relations with Bankruptcy Law (Southeastern Bankruptcy Law Institute March 2003) (with Susan H. Seabury).

Bankruptcy and Taxes (Southeastern Bankruptcy Law Institute March 2003).

Business Bankruptcy Hot Topics (American Bankruptcy Institute March 2003) (with Susan H. Seabury).

Consumer Issues: Year in Review (American Bankruptcy Institute March 2003) (with Susan H. Seabury).

The Year in Review: Professional Responsibility and Ethics (American Bankruptcy Institute March 2003) (with Susan H. Seabury).

Financial Testimony in Bankruptcy After Daubert (Georgia Bankruptcy Bar Association February 2003) (with Susan H. Seabury).

Sarbanes-Oxley: A Policy Critique (The Seminar Group February 2003) (with Susan H. Seabury).

Bankruptcy Year in Review – 2002 (Atlanta Bankruptcy Bar Association January 2003) (with Susan H. Seabury).

b. Contributed Papers

None.

c. Abstracts

Colin Crawford

"The Environmental Justice Implications of Foreign Tourism in Cuba in the 21st Century", abstract submitted in response to a call for papers at a conference entitled "Whither Goes Cuba?, sponsored by the University of Iowa Center for International Finance and Development and the University of Iowa College of Law" from February 5-7, 2004. Accepted for presentation, October 2003.

Submitted two abstracts for presentation at the American Public Health Association Annual Meeting, in Washington, DC in November, 2004, as follows: (1) "Environmental Benefit or Public Health Peril? The Case for and Against Decentralized Wastewater Treatment Infrastructure", and (2) "From Victory Gardens to Designing Livable Greenspace: the Public Health Benefits of Urban Agriculture".

Abstract submitted to the Georgia Water Pollution Control Association Annual Conference and Expo, to be held at Jekyll Island in April 2004, on the topic of "Legal and Regulatory Obstacles to Decentralized Wastewater Treatment."

Abstract submitted for presentation in the main panel of the annual meeting of the Southeastern Association of Law Schools, entitled "Is There a Constitutional Basis for Local Environmental Law?"

Andrea Curcio

Reporter and principle author of: *Report of the Georgia Supreme Court Commission on Equality, The Georgia Justice System's Treatment of Adult Victims of Sexual Violence: some Problems and Some Proposed Solutions,* Feb. 21, 2003.

Georgia's Public Service Bar Exam Alternative, SALT EQUALIZER, Vol. 2003, Issue **4,** Nov. 2003 (with Cunningham).

William Edmundson
Abstract of "Privacy" posted at:
http://papers.ssrn.com/so13/papers.cfm?abstract_id=4796 81
and at:
http://lsolum.blogspot.com/2003_12 01 lsolum archive.html

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

None.

5. Creative Writings:

None.

6. Encyclopedic Entries:

Ellen Podgor

Counterfeit Access Device and Computer Fraud and Abuse Act of *1984,* MAJOR ACTS OF CONGRESS (B. Landsberg, ed.)(2003)

7. Public and Government Documents:

None.

8. Bibliographies:

E. R. Lanier

Bibliography, "Griffin Bell," in New Georgia Encyclopedia (Univ. Of Georgia)
Bibliography, "Bert Lane," in New Georgia Encyclopedia (Univ. Of Georgia)

9. Reviews:

E. R. Lanier

Book Review [Paul DeForest Hicks' *Joseph Henry Lumpkin: Georgia's First Chief Justice: A* Review], Atlanta History Journal

Ellen Podgor

Columns - *Reviews In Review,* CHAMPION MAGAZINE

Murder and the Reasonable Man, 27 THE CHAMPION (Nov. 2003) (review of C. LEE, MURDER AND THE REASONABLE MAN (2003)).

10. Reprints:

Michael Landau

Professor Landau's have been reprinted or "linked" by literally hundreds of Internet websites all over the world, in countries including, but not limited to, the United Kingdom, Germany, Italy, Norway, Australia, New Zealand, China, and Japan. Please see section 6 for a list of citations and publications.

Mary Radford

Portions of Radford, Mary F., "Is Mediation Appropriate for Adult Guardianship Cases?" reprinted in Frolik and Barnes, ElderLaw: Cases and Materials (2003), pp. 475-77

11. Tapes/Records:

None.

12. Computer Software:

Michael Landau

Lindey on Entertainment, Publishing, and the Arts Forms on CD-ROM (WEST 2003)

13. Additional Publications:

William Edmundson

"She," Letter to the Editor, *The Times Literary Supplement,* August 22, 2003, at 13

Ellen Podgor

Iraq: Evidence, Victims are There, Atl. Jrl. Const., Tues., Dec. 16, 2003, at A19.

Should Ashcroft, Who Trusts No One, Be Trusted?, L.A. Daily Jrl., Thurs, Oct. 16, 2003, at 6.

Electing Indigent Defense Counsel Weakens System, Atl. Jrl. Const., Wed., Feb.19, 2003, at A15.

Douglas Yarn

Are Arbitrators Bound to Follow the Law? Vacating Arbitral Awards for "Manifest Disregard of Law in Georgia, Annual ADR Institute, Lake Lanier Islands, GA (State Bar of Georgia Dispute Resolution Section and ICLE in GA, Nov. 20, 2003).

Gregory Todd Jones & Douglas H. Yarn, New studies provide insight into how disputants value case evaluation by third *parties*," 87 Judicature 3:147 (2003).

14. Other Disseminated Materials:

James Bross

Cases & Materials on Property; Vols. I, II, III. [annually updated editions since 1974]

Andrea Curcio

Revising the First Year Curriculum: Material distributed at the SEALS Annual Conference, July, 2003.

Steven Kaminshine

Labor and Employment Cases in the Supreme Court. Paper presented at the State Bar's annual Labor and Employment Law Institute, December 22, 2003.

The Supreme Court's Employment Law Decisions. Paper presented at the Tenth Annual Supreme Court Update, sponsored by the ICLE of Georgia, September 2003.

E. R. Lanier

Lanier, E. R, "Some Preliminary Thoughts on Legal History, Georgia Legal History, and the Historiography of Early Georgia Law" (unpublished paper).

Lanier, E. R, "Colonial Courts of Georgia, 1733-1776: A Sketch," (unpublished paper)

Lanier, E. R, "Love, Law and Litigation in Colonial Georgia: The Trial and The Tribulation of John Wesley in Savannah" (unpublished paper).

Lanier, E. R, "A History of Arbitration in Georgia: 1733-2002" (unpublished paper).

Paul Milich

"Introduction to Georgia Evidence" (8 pages) prepared for the Institute of Continuing Judicial Education January 9,2003, program for new Georgia Probate Law Judges;

"Georgia Evidence" (23 pages) prepared for the Institute of Continuing Judicial Education January 24,2003 program for Superior Court Judges;

"10 Often Overlooked Rules of Evidence" (5 pages) prepared for the Institute of Continuing Legal Education's February 21,2003 program;

"Expert Witnesses at Trial" (5 pages) prepared for the Center for Georgia Studies for its March 1, 2003 program;

"Evidentiary Issues in Administrative Hearings" (11 pages) prepared for the Institute of Continuing Judicial Education for its February 28, 2003 program for Administrative Law Judges;

"Evidence in Workers Comp Hearings" (13 pages) prepared for the Institute of Continuing Judicial Education April 7, 2003 program for Workers Compensation Judges;

"Hearsay in Federal and Georgia Courts" (5 pages) prepared for the Institute of Continuing Legal Education's April 16, 2003 program;

"Georgia Evidence for Magistrate Judges" (14 pages) prepared for the Institute of Continuing Judicial Education's October 10 and November 14 programs for Magistrate Court Judges;

"Georgia Evidence" (14 pages) prepared for the Institute of Continuing Judicial Education for its October 17,2003 program for State Court Judges.

"A New Evidence Code for Georgia?" (12 pages) prepared for the Georgia State Bar, Evidence Study Committee and presented to the Georgia Appellate Courts seminar for Judges and Staff Attorneys;

"Georgia Evidence: Res Gestae" (4 pages) prepared for the Institute of Continuing Legal Education for its December 5, 2003 program;

"*Daubert* and Expert Testimony" (6 pages) prepared for the Georgia Trial Lawyers Association's December 12,2003 program.

Mary Radford

"Proposed Revisions to Georgia's Guardianship Code," distributed to members of the Georgia House of Representatives, Probate Subcommittee of the House Judiciary Committee, July, 2003.

"The Construction of Wills," outline distributed to the Georgia Probate Judges Council, Spring Meeting, April, 2003.

Materials on Teaching Confidentiality Issues, presented to the ACTEC Legal Education Committee, March, 2003.

B. Presentations at Professional Meetings:

Ronald Blasi

Featured speaker at the May 2003 meeting of the Banking Committee of the American Bar Association Tax Section.

Featured speaker at the 2003 Annual Meeting of the Bank Tax Institute Annual Meeting.

Mark Budnitz

Special invitation, conference, *No Access to Lawyers or Courts: A Significant Cause of Poverty,* The Poverty Coalition, Atlanta, Sept. 19,2003.

Colin Crawford

"A Defense of Local Environmental Law in Latin American Law, " delivered at the South-North Exchange on Law, Theory and Culture, held at the Law School of the Inter-American University in San Juan Puerto Rico, December 11-13, 2003 (invited conference).

Clark Cunningham

"What is Their *Story*?", 2003 Conference on Ethics and Professionalism, Emory Law School (March 14,2003).

"From Ideology to Facts: Shifting Legal Discourse about Affirmative Action in U.S. Higher Education," International Conference on Discrimination, Diversity and Public Policy, Washington University in St. Louis (March 29 - 30, 2003).

"Re-Examining the Bar Exam: A Workshop to Explore Alternative Licensing Proposals," Society of American Law Teachers (University of Minnesota Law School October 11, 2003) (discussant).

2003 Symposium on Advanced Issues in Dispute Resolution, Hamline University School of Law (November 2-3, 2003) (discussant).

"After the *Grutter* Decision Things Get Interesting! The American Debate over Affirmative Action Is Finally Ready For Some Fresh Ideas from Abroad," Affirmative Action: An

International Perspective on a Global Dilemma, Annual Law Review Symposium, University of Connecticut (November 6,2003) (Opening Speaker).

Andrea Curcio

Invited presentation: *Revising the First Year Curriculum,* SEALS conference, July, 2003.

Invited presentation: *Potential Alternatives to Georgia's Bar Exam,* Society of American Law Teacher's Workshop, October, 2003.

Marjorie Girth

Invited presentation of commentary in response to Professor Elizabeth Warren's paper titled "The New Economics of the American Family" at the American Bankruptcy Institute's national conference celebrating the 25th Anniversary of the Enactment of the 1978 Bankruptcy Code, Washington, D.C., October 10, 2003.

Lynn Hogue

Presented a paper on "The Limits of Environmental Regulation" as part of a symposium panel for the ICLE Environmental Law Summer Seminar at Amelia Island, Florida August 2, 2003.

Nancy Johnson

Curriculum Discussion, KeyCite Inside Look, Atlanta, May 7, 2003.
Presentation to Georgia Advocacy Office, Parent Advocates, May ▮ ,2003.

Neil Kinkopf

Invited Presentation, Supreme Court decisions limiting congressional power, American Bar Association continuing legal education program (2003).

E. R. Lanier

Organized half day program (as Chair, AALS Section on International Legal Exchange) at January 2004 Annual Meeting of AALS (New ABA Guidelines on Accreditation for Foreign programs)

Offtcial Liaison meetings with:

Hungarian State Court of Arbitration, May 2003 (Budapest)
Austrian State Court of Arbitration, May 2003 (Vienna)
International Arbitration Court of Venice, June 2003 (Venice)

Czech State Arbitration Court, May 2003 (Prague)
Deutsche Institution fuer Schiedsgerichtsbarkeit, December 2003 (Cologne)

Michael Landau

Recent Developments in Trademark Litigation, Law Seminars International Trademarks: Transactions and Litigation Seminar, Renaissance Atlanta Downtown Hotel, Atlanta, GA, December 8,2003.

New Developments in Copyright Law, Southern Regional Sports & Entertainment Law Conference (State Bars of Georgia, Florida, and Tennessee) Ritz Carlton Rose Hall, Montego Bay, Jamaica, November 14, 2003.

Trends in *Intellectual* Property and Technology, State Bar of Georgia Intellectual Property Section's Annual IP Institute, November 15, 2003.

Copyright and Digital Music Downloading, Practicing Law Institute (PLI) Understanding Basic Copyright Law 2003, Crowne Plaza Ravinia, Atlanta, GA, October 9, 2003.

Copyright Renewal, Termination, and Derivative Works, State Bar of Georgia Intellectual Property Law Section Spring Copyright CLE, Atlanta, GA, May 28, 2003.

The Expansion of Transformative Use: First Amendment, Copyright, and Right of Publicity *Issues* for Museums, ALI-ABA / Smithsonian Institution Conference on Legal Issues in Museum Administration, Astor Crown Plaza Hotel, New Orleans, LA, March 28,2003.

Charles Marvin

Professor Marvin served as both chair and a presenter at a panel on "Recent Developments in Eastern European Law" at the Spring Meeting of the American Bar Association International Law and Practice Section in Washington, D.C., on May 8, 2003.

Ellen Podgor

Speaker, "Jurisdiction", ABA Criminal Justice Fall Seminar- International Criminal Law Primer Washington, D.C., November, 2003 (invited).

Speaker, "Patriot Act", Unitarian Universalist Congregation of Atlanta, Atlanta, April 2003 (invited).

Southeast Association of American Law Schools (SEALS).

Moderator: Representing Indigent Defendants (Amelia Island, July, 2003).
Moderator: Using Technology in Teaching Law (Amelia Island, July, 2003).

Speaker, "Who Should Prosecute Cybercrime?", Center for International Legal Studies, Steamboat Springs, February 2003 (invited).

Mary Radford

All Presentations were invited:

"Use of Disclaimers in Estate Planning," Georgia Federal Tax Conference, Atlanta, GA, Summer, 2003.

"The Changing American Family and Its Effect on Probate Law," Georgia Society of CPAs Annual Conference, Fall, 2003 and Annual Meeting of the National Association of Personal Financial Advisors, Fall, 2003.

"Recent Developments in Fiduciary Law," State Bar of Georgia Fiduciary Law Institute, July, 2003; Estate Planning & Probate Section of the Atlanta Bar Association, August, 2003.

"The Construction of Wills," three-hour presentation to the Georgia Probate Judges Council, Spring Meeting, April, 2003.

"Teaching Confidentiality Issues in Estate Planning Courses," ACTEC Legal Education Committee, March, 2003.

Natsu Saito

Immigrants in the United States: Puffing Recent Developments in Context, Keynote Speaker, Phi Beta Delta Honor Society for International Society, Georgia State University, Atlanta, April 2003 (invited lecture).

This "Nation of Immigrants". War on Terror in the Land of the Free, University of Colorado-Boulder, March 2003 (invited lecture).

NEWINTELPRO? The USA PATRIOT Act and the Repression of Political Dissent in the U.S., presentation at Georgia State University, Atlanta, September 2003 (invited lecture).

The USA PATRIOT Acts I and II in Historical Confexf, at Georgia State University, Atlanta, April 2003 (invited panel presentation).

War on Terror in the Land of the Free, at Reclaiming Civil Rights: Access to Justice, Hastings Race and Poverty Law Journal Symposium, San Francisco, April 2003 (invited panel presentation).

The USA Patriot Act: Current Developments, KPFA radio interview, Oakland, California, April 2003.

Race, Civil Liberties and the War on Terrorism, at Race in the 21st Century: 3rd National Conference, Michigan State University, East Lansing, April 2003 (invited conference presentation).

Putting Post-September 11 Executive Actions and Laws in Context, at Teach-In Against the War, Emory University, Atlanta, March 2003 (invited panel presentation).

Post-9/11 Perspectives, Takings: Second Joint Conference of the Asian Pacific American Law Faculty and Western Regional Law Teachers of Color, Seattle, March 2003 (invited conference plenary presentation).

Asian American Women Activists, Takings: Second Joint Conference of the Asian Pacific American Law Faculty and Western Regional Law Teachers of Color, Seattle, March 2003 (invited conference panel presentation).

Coalition Building in Post-September 11 America, Third Annual Bay Area Asian Pacific American Law Students Associations Conference, Hastings Law School, San Francisco, February 2003 (invited conference plenary presentation).

Current Immigration and National Security Policies, radio interview on "Currents of Resistance," WREK Radio, Atlanta, February 2003.

From the Japanese American Internment to the Detention of Arab Americans Today, at Enter at Your Own Risk: Facing Racial Profiling in America, Chicago Area Conference of Asian Pacific American Law Students Associations, DePaul University College of Law, Chicago, January 2003 (invited conference panel presentation).

Charity Scott

Presentation: "Health Law Partnership", Health Law Section, Mid-Year Meeting of State Bar of Georgia (Atlanta, Jan. 2003).

Organization and moderation of panel program: "Human Research Subjects: Assessing the Adequacy of Protections and the Need for Reform," at the ABA Health Law Section's 4th Annual Mid-Year Conference on Emerging Issues in Healthcare Law 2003 (Miami, February 2003).

Presentation: "Law and Public Health", workshop to develop funding opportunities for GSU research community and CDC (Atlanta, April 2003) (power point slides available).

Organization and moderation of panel program: "Joseph M. Healey Memorial Session an Teaching Health Law," plenary session at annual Health Law Teachers Conference, American Society of Law, Medicine, and Ethics (Wilmington, DE, June 2003).

Presentation: "What Does the Law Say? Guidelines for Ethics Committees," Health Care Ethics Consortium of Georgia, Ethics Committee Conferences (Macon, Sept. 2003) (power point slides available).

Eric Segall

Speaker, SEALS panel on Law and Technology, July 20,2003.

Speaker, Supreme Court Seminar on Lawrence v. Texas (Georgia CLE Program), September 5, 2003.

Speaker, Joint Emory University/Georgia State University Federalist Society's Southeast Symposium on Equality: America's Struggle, October 10, 2003.

Speaker, Bleckley Inn of Court Program on Lawrence v. Texas, October 20, 2003.

Tanya Washington

Lecturer, Grutter v. Bollinger (in advance of the Supreme Court's decision), Gate City Bar Association (2003).

Jack Williams

Lecturer, Perfection of Liens (Region 21 Bankruptcy Trustee Training Session January 2004).

Lecturer, Active Credit Management and Distressed Accounts (Georgia Credit Managers October 2003).

Lecturer, Creative Techniques in Assessing Ordinary Course Transactions (Georgia Credit Managers October 2003).

Lecturer, *Hot Issues in Bankruptcy and Commercial Lending* (Association of Commercial and Finance Attorneys May 2003).

Panelist, *Ethical Issues in the Commercial Lending Practice* (Association of Commercial and Finance Attorneys May 2003).

Panelist, *Excessive Compensation* (Society of Business Editors and Writers April 2003).

Lecturer, *Tax Issues in Bankruptcy* (American Bankruptcy Institute Annual Meeting April 2003).

Panelist, *Consumer Bankruptcy Nuts and Bolts* (American Bankruptcy Institute Annual Meeting April 2003).

Lecturer, *Sovereign Immunity in Bankruptcy* (American Bankruptcy Institute Annual Meeting April 2003).

Lecturer, *Life Just Got Worse: The Interface of Domestic Relations with Bankruptcy Law* (Southeastern Bankruptcy Law Institute March 2003).

Lecturer, Bankruptcy and Taxes *(Southeastern Bankruptcy Law Institute March 2003).*

Lecturer, *Financial Testimony in Bankruptcy After Daubert* (Georgia Bankruptcy Bar Association February 2003).

Panelist, *Sarbanes-Oxley:* A *Policy Critique* (The Seminar Group February 2003).

Panelist, *Bankruptcy Year in Review – 2002* (Atlanta Bankruptcy Bar Association January 2003).

C. Colloquia and Seminar Presentations:

Ronald Blasi

Presented continuing legal education seminars for the Internal Revenue Service on bank taxation.

Clark Cunningham

"Affirmative Action," Annual United States Supreme Court Update, Georgia Institute of Continuing Legal Education, Atlanta (September 4, 2003).

"Indigent Defense in Misdemeanor and Traffic Court Proceedings," Chief Justice's Commission on Indigent Defense (September 24, 2003).

"Indigent Defense in Misdemeanor and Traffic Court Proceedings," Georgia Public Defender Standards Council (October 3, 2003).

Andrea Curcio

Georgia State College of Law Faculty Colloquia, *Improving the Georgia Jusfice System's Treatment of Sexual Violence Victims,* February, 2003.

William Edmundson

Presented "Posterity and Embodiment" at *Transvision* 2003: *The Adaptable Human Body,* Yale University, June 29, 2003.

Anne Emanuel

Presentation: "A Piece of 11th Circuit History: Judge Tuttle," Staff Attorneys, U.S. Court of Appeals for the Eleventh Circuit, September 23, 2003.

Presentation, "Making a Difference: Judge Tuttle," Law Faculty Colloquia, Indiana University, Bloomington, October 9, 2003.

Janice Griffith

"National Laws in Arbitration", Class taught as part of the Georgia State University College of Law Summer Academy in International Commercial Arbitration, May 29, 2003 (invited).

"Globilization and Legal Education", Lecture given at Georgia State University College of Law Summer Academy in International Commercial Arbitration, May 27, 2003 (invited).

"The Urban Environment: Economic, Political and Social Forces at Play", Lecture given that was sponsored by the University of Cincinnati Department of Economics and the University of Cincinnati College of Law (invited), Cincinnati, Ohio, March 10, 2003.

Julian Juergensmeyer

Three presentations at the National Impact Fee Roundtable held in Phoenix, AZ.

Michael Landau

The Supreme Court and the Lanham Act: Now You See It, Now You *Don't!,* Tulane Law School, New Orleans. LA, 2003 Tulane Intellectual Property Colloquium, October 18, 2003.

Patent Inventorship and Ownership Issues for Academics, Emory University School of Public Health, Atlanta, GA, Ethics and Medicine Seminar, April 21, 2003.

Silencing Content Providers: They're Coming From Everywhere and Under Every Theory., 18th Annual British & Irish Law, Education, and Technology Association Conference ("BILETA") "Controlling Information in the Online Environment", University of London, Institute of Computer and Communications Law, Center for Commercial Law Studies, Queen Mary College, LONDON, UK, April 15, 2003.

Charles Marvin

Professor Marvin spoke on "Challenges to Latvia's Accession to the European Union" at the Annual Metro Atlanta Latvian National Day Meeting in Marietta, GA , on November 16, 2003.

Paul Milich

"Introduction to Georgia Evidence" (2 hours) Institute of Continuing Judicial Education January 9, 2003, program for new Georgia Probate Law Judges;

"Georgia Evidence" (3 hours) Institute of Continuing Judicial Education January 24,2003 program for Superior Court Judges;

"10 Often Overlooked Rules of Evidence" (1 hour) Institute of Continuing Legal Education's February 21, 2003 program;

"Expert Witnesses at Trial" (2 hours) Center for Georgia Studies' March 1, 2003 program;

"Evidentiary Issues in Administrative Hearings" (2 hours) Institute of Continuing Judicial Education February 28, 2003 program for Administrative Law Judges;

"Evidence in Workers Comp Hearings" (4 hours) Institute of Continuing Judicial Education April 7,2003 program for Workers Compensation Judges;

Hearsay in Federal and Georgia Courts" (1 hour) Institute of Continuing Legal Education's April 16, 2003 program;

"Georgia Evidence for Magistrate Judges" (2 hours) institute of Continuing Judicial Education's October 10 program for Magistrate Court Judges;

"Georgia Evidence for Magistrate Judges" (2 hours) Institute of Continuing Judicial Education's November 14,2003 program for Magistrate Court Judges

"Georgia Evidence" (3 hours) Institute of Continuing Judicial Education October 17, 2003 program for State Court Judges;

"A New Evidence Code for Georgia?" (1 hour) Georgia Appellate Courts seminar for Judges and Staff Attorneys;

"Georgia Evidence: Res Gestae" (1 hour) Institute of Continuing Legal Education December 5, 2003 program;

"*Daubert* and Expert Testimony" (1 hour) Georgia Trial Lawyers Association's December 12, 2003 program.

Ellen Podgor

Speaker, Department of Justice Guidelines: Balancing "Discretionary Justice", Indiana University School of Law at Indianapolis - Faculty Colloquium, Indianapolis, November, 2003 (invited).

Speaker, CyberCrime: National, Transnational, or International?, Wayne State Law School-Symposium: International Justice, Detroit, October 2003 (invited).

Moderator, Symposium: The Future of Internet Surveillance Law, The George Washington University Law School Washington, D.C., October, 2003 (invited).

Speaker, Gay Panic, Student Law Day Program for GLBT Student Organization, Georgia State University College of Law, Atlanta, April 2003.

Moderator, Setting the Stage: Background on the Case of Gideon v. Wainwright, Gideon at 40: Facing the Crisis, Fulfilling the Promise, Georgetown University Law School, Washington, D.C., March 2003.

Corneill Stephens

Instructor-and Participant, Seventh Annual Jury Trial Seminar, Presented by the Atlanta Volunteer Lawyers Foundation.

B. Ellen Taylor

Commentator, Randolph W. Thrower Symposium: Business Law: The Impact of Competition on Regulation, Emory University, February 20, 2003.

Douglas Yarn

Presenter, "Neuro-aesthetics and a Sense of Justice," Second Annual Conference on Neuro-aesthetics (UCLA-Berkley Jan. 10, 2003.

Presenter, "Conflict Management Systems Design," Human Resources Roundtable, Ga. State Univ. COBA, Atlanta, GA (Swiss Hotel, Nov. 12, 2003).

Panelist, "Where We Have Been and Where Are We Going," Annual ADR Institute, Lake Lanier Islands, GA (State Bar of Georgia Dispute Resolution Section and ICLE in GA, Nov. 20, 2003).

Panel Organizer, Presenter, and Moderator, "Manifest Disregard of the Law: How This New Standard for Vacatur Will Change the Arbitral Process," Annual ADR Institute, Lake Lanier Islands, GA (State Bar of Georgia Dispute Resolution Section and ICLE in GA, Nov. 20, 2003)

Co-Presenter, "Evaluative Mediation: How Much Do They Really Value What You Say?" Annual ADR Institute, Lake Lanier Islands, GA (State Bar of Georgia Dispute Resolution Section and ICLE in GA, Nov. 21,2003).

D. Submissions for Publication/Presentation:

Mark Budnitz

The High *Cost* of Mandatory Arbitration Denies Consumers Access to All Dispute Resolution Forums, invited article, submitted to LAW & CONTEMPORARY PROBLEMS

Colin Crawford

Discussant, Globalization and the Environment: Common Property Resource Problems, seminar by invitation of the Foundation for Research on Economics and the Environment, Bozeman, MT, July 2003 (invited participant).

Clark Cunningham

Brenda Sims Blackwell & Clark D. Cunningham, "Taking the Punishment out of the Process: From Substantive Criminal Justice Through Procedural Justice To Restorative Justice, " 67 LAW & CONTEMPORARY PROBLEMS *No.* 4 (to appear Fall 2004).

Andrea Curcio

The Georgia Roundtable Discussion Model: Another Way to Approach Reforming Rape Laws, forthcoming Georgia State University College of Law Law Review, Spring, 2004.

William Edmundson

An Introduction to *Rights* (Cambridge University Press: publication date February 29, 2004).

Introduction to *The Blackwell Guide* to *Philosophy of Law and Legal Theory* (forthcoming December 2004).

The Duty to Obey the Law (a "state of the art" essay commissioned by *Legal Theory).*

Body and Soul in the Year 2020: Moral and Ethical Considerations in our Biological Future (on submission to the *Journal of Evolution and Technology).*

Liberating the Future from the Past? Liberating the Past from the Future? (on submission to the *Journal of Evolution and Technology).*

Posterity and Embodiment: book proposal on submission to Westview Press.

Michael Landau

Copyright and the First Amendment : Conflict or Peaceful Co-Existence (Chapter___) in Hugh Hansen, INTERNATIONAL INTELLECTUAL PROPERTY LAW & POLICY (Volume 8) (Juris 2004)(forthcoming).

Lindey on Entertainment, Publishing & the Arts: Agreements and the Law (3d. ed) (Volume **1** finished and submitted. Volume 1 will be published in June 2004).

March 2004 Supplement Lindey on Entertainment, Publishing & the Arts: Agreements and the Law (2d. ed), 6 Volume Set (WEST 2004).

2004 Annual Supplement to Entertainment Law (by Robert Fremlin (WEST 2004)(forthcoming in July2004).

2004 Supplement to WEST'S Federal Administrative Practice (3d. ed), Vol.4 (WEST)(Copyright and Trademark Law Chapters),

Charles Marvin

Professor Marvin was one of a number of current legal academics who were contemporaries of Linda Brown who, upon request from an academic group at the University of Virginia, prepared and submitted an autobiographic reflection-essay on the subjective impressions made by the famous case of Brown v. Board of Education. The anthology of essays is to be published in some format, as yet undecided.

Ellen Podgor

Cybercrime-Cyberterrorism (being published in the International Institute of Higher Studies in Criminal Sciences (ISISC) - Siracusa Conference Proceedings).

Government Surveillance of Attorney-Client Communications: Invoked *in* the Name of Fighting Terrorism (co-authored w/ John Wesley Hall) (to be published in the Georgetown Journal of Legal Ethics).

Department of Justice Guidelines: Balancing "Discretionary Justice," (to be published in the Cornell Journal of Law & Public Policy) (lead article),

Essay, Cybercrime: National, Transnational, or International? (to be published in Symposium of Wayne State Law Review),

Natsu Saito

Books accepted for publication:

We Have Met the Enemy. . . American Exceptionalism and Subversion of the Rule of Law-(New York University Press, 2004) (contracted and in process).

Violating Human Rights in the Name of Sovereignty: The Courts' Use of the Plenary Power Doctrine to Subvert the Rule of Law (University Press of Colorado, 2004) (contracted; manuscript submitted).

Ward Churchili, Natsu Taylor Saito and Jim Vander Wall, eds., Cages of Steel: The Politics of Imprisonment in the *United* States (AK Press, 2d ed. 2004) (contracted and in process).

Book chapter accepted for publication:

"Rendered Invisible: The Genocidal Implications of the U.S. Imposition of identity on the Black Seminoles," chapter in *African-Americans and Native Americans: Explorations in Narrative, Identity, and Place* (Temple University Press, 2004) .

Law review article accepted for publication:

For "Our" Security: Who is an "American" and What is Protected by Enhanced Law Enforcement and Intelligence Powers? 2 Seattle J. Soc. Just. (2003) (forthcoming).

Conference presentation accepted for publication:

Enhancing Whose Security? People of Color and the Post-September 11 Expansion of Law Enforcement and Intelligence Powers, Michigan State Univ. 2003 Conference on Race in the New Millenium (forthcoming).

Beyond Reparations: Accommodating Wrongs or Honoring Resistance?, 1 U.C. Hastings Race & Poverty L. J. (2002) .

Eric Segall

Why I Still Teach Marbury And So Should You: A Response to Professor Levinson, U . Pa. J. Const. Law ___(2004) (accepted in 2003).

Douglas Yarn

Douglas H. Yarn, *The Death of ADR: A Cautionary Tale of Isomorphism Through Institutionalization*, 108 Penn St. L. Rev. (2004). [accepted]

Douglas H. Yarn, *Evaluative Dispute Resolution under Uncertainty: An Empirical Look at Bayes' Theorem and the Expected Value of Perfect Information,* J. Dispute Resolution (co-authored with Gregory Todd Jones, 2003). [accepted]

E. Fellowships:

Charity Scott

Prof. Scott was granted a continuing appointment for the academic year August 2003-July 2004 by the Emory University Center for Ethics in Public Policy and the Professions.

Douglas Yarn

Research Fellow for the Gruter Institute for Law and Behavioral Research; provides travel and access to funding for hosting small research workshops; this award is continuing from the previous year.

F. Grants and Contracts:

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

None.

2. Grants/contracts funded by external sources

Ronald Blasi

Prepared all documents required to request grants from the Internal Revenue Service for the operation of the College of Law's Tax Clinic.

Worked on the establishment of the Paul Covedell Tax Clinic Service Award, which will provide a student with a $1000 scholarship each year.

Worked on establishing the Trankina Family Fellowship, which will provide one or more students with a total of $5000 of support during the summer of 2004.

William Edmundson

Under contract to serve as General Editor of the series, Cambridge Introductions to Philosophy and Law 2003-08.

Michael Landau

Professor Landau received grants and contracts from the following sources:

WEST Publishing – entered into a new contract with WEST to prepare the 3rd edition of Lindey on Entertainment, Publishiang and the Arts.

WEST Publishing – entered into a new contract with WEST for the preparation of the Copyright and Trademark Chapters of the 2004 WEST Federal Administrative Practice Manual.

EchoStar Satellite Television – entered in an agreement with EchoStar to consult in connection with a lawsuit filed against them by 20th Century Fox. (approximately 40 hours total over the course of six months)

Fellows, LaBriola & Johnson – retained as a consultant for the firm representing White Wolf Productions in their lawsuit against Sony Pictures. (approximately 10 hours).

Charles Marvin

Professor Marvin received a combined Fulbright Senior Specialist Grant amounting to $10,400.00 to teach courses in Law and the Public Interest (March 3 to 14, 2003) and Law and Development in Theory and Practice (May 19 to June 6, 2003) at the Riga Graduate School of Law in Latvia.

Natsu Saito

Renewal Grant from Edna Wardlaw Trust for establishment of Human Rights Research Fund; $15,000 received November, 2003.

G. Honors and Awards

Ellen Podgor

National Association of Criminal Defense Lawyers - Certificate of Appreciation Award

Charity Scott

Outstanding Teacher of the Year" Award at College of Law, given by Student Bar Association (April 2003).

Kelly Timmons

Professor Timmons was one of five College of Law faculty members selected by the 2003 graduating class to serve on the hooding team during the Hooding Ceremony.

Jack Williams

Fellow, American College of Bankruptcy; Selected as one of the Top Ten Bankruptcy Academics in the United States (2003, 2002,2001) and one of the Top Ten Bankruptcy Taxation and Accounting Specialists in the United States (2003, 2002, 2001, 2000).

H. Professional Service

1. Current Offices and Committee Assignments in Professional Organizations:

a. Association of American Law Schools

Colin Crawford

Although not formally an officer of the Environmental and Natural Resources Sections, was asked by Co-Chairs and Professors Eileen Gauna (Southwestern), Marc Poirier (Seton Hall) and Rena Steinzor (Maryland) to organize the annual field trip for the Joint Sections on Environmental, Natural Resource and Property Law to be held January 3, 2004, during the Annual Meeting of the AALS in Atlanta.

Marjorie Girth

Member, Professional Development Committee.

William Gregory

Prof. Gregory continued his work to found a new section of the AALS, Section on Agency, Partnership, LLC's and Incorporated Associations.

Janice Griffith

Section on State and Local Government Law: (1) Treasurer, (2) Member of Executive Committee.

Bernadette Hartfield

Committee on Sections and Programs, until January 2004.

E. R. Lanier

Chair, AALS Section on International Legal Exchange.

Basil Mattingly

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

Charles Marvin

Board Member, Law and Africa Interest Group.
Board Member, Law and Religion Interest Group.

Ellen Podgor

Criminal Justice Section, American Association of Law Schools.
Criminal Justice Section - Executive Committee.

Mary Radford

Program Chair and Chair-Elect of the Section on Donative Transfers, Fiduciaries and Estate Planning (2003) (planned Section's program for the AALS Annual Meeting).

Charity Scott

Chair, Medical Research, Biotechnology, and Clinical Ethics Interest Group, Health Law Section.

b. American Bar Association

Ronald Blasi

Appointed to serve as chair of the ABA Tax Section Committee on Banking and Savings Associations Commercial Bank Subcommittee.

Mark Budnitz

Chaired meeting of Working Group on Consumer Protection of the American Bar Association's Cyberspace Committee.

Janice Griffith

Section of State and Local Government Law: Section's liaison to: (1) Association of American Law Schools, (2) American Bar Association Coordinating Committee on Legal Technology.

Senior Lawyers Division, Advisory Member, Legal Education Committee.

Marjorie Knowles

Member, Subcommittee on International Developments in Corporate Governance, American Bar Association.

Charles Marvin

Co-Chair, Central and East European Law Committee of the International Law and Practice Section.

Ellen Podgor

Criminal Justice Section, American Bar Association.
International Criminal Law Committee (Vice-Chair 2001-03).

Douglas Yarn

Section on Dispute Resolution, Committee on Ethics (2003).

c. State Bar of Georgia

Clark Cunningham

State Bar Committee on Indigent Defense, Member.

Anne Emanuel

Member, Formal Advisory Opinion Board, State Bar of Ga.

Marjorie Girth

Member, Standards of the Profession Committee, which continues to develop a Transition into Practice program for newly-admitted Georgia lawyers.

Janice Griffith

Institute of Continuing Judicial Education (member).
Institute of Continuing Legal Education (member).
Standards of the Profession Committee (member).

Mary Radford

Reporter, Trust Code Revision Committee (July 2003-present).

Reporter, Guardianship Code Revision Committee (July, 1997 - present) (principal presenter in 2-hour testimony on proposed revisions to the Georgia Guardianship Code before the Probate Subcommittee of the Judiciary Committee of the Georgia House of Representatives, July, 2003.

Natsu Saito

Access to Justice Committee, State Bar of Georgia.

Roy Sobelson

State Bar of Georgia (Fee Arbitration panel member hearing cases in which lawyers and clients dispute fees owed or paid).

d. Organizations other than AALS and Bar Associations

Clark Cunningham

Chief Justice's Commission on Professionalism, Member

Andrea Curcio

Reporter, Georgia Supreme Court Commission on Equality, Spring, 2003.
Member, Society of American Law Teachers (SALT) sub-committee on the bar exam, Spring and Fall.

Anne Emanuel

Secretary of the Board, Georgia Center for Law in the Public Interest.

Marjorie Girth

Member, Georgia Supreme Court's Commission on Equality.
Member, Law School Admission Council's Audit Committee.

Bernadette Hartfield

Board of Trustees, Law School Admission Council, until June 2003 Chair, Minority Affairs Committee, until June 2003. Committee of Chairs for Grant Awards under the Initiative to Enhance Education About the LSAT. Prelaw Undergraduate Scholars Sub-committee.

National Conference for Minority Faculty on Admissions and Retention of Minority Students, until November 2003.

Wendy Hensel

College of Law liaison to the National Women Lawyer's Association.

Nancy Johnson

President, Southeastern Association of Law Libraries, 2002-2003.
Chair, CALI Legal Research Authoring Project, 2003.

Steven Kaminshine

Atlanta Bar Association, Executive Board Member and Immediate Past Chair of Labor and Employment Section.

Southeastern Association of American Law Schools, Secretary, Member of Executive Board, and Member of the Annual Program Committee.

Marjorie Knowles

Member, Investment Committee, Atlanta Women's Foundation.
Board Member, Center for Working Capital, Washington, DC.
Board Member, International Institute for Corporate Governance and Accountability, Washington, D.C.
Member, Investment Committee, The Rockdale Foundation, Atlanta, GA.

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.

Elected Vice-president, Georgia Legal History Foundation (September, 2003).

Paul Milich

Appointed Official Reporter for the Georgia State Bar Evidence Study Committee which is exploring a major reform of the Georgia Rules of Evidence.

Ellen Podgor

National Association of Criminal Defense Lawyers
- Board of Directors (2002-03)
- Gideon Symposium Committee - Co-Chair
- Federal Circuit Oral Argument Panel (I 1th Circuit Co-coordinator)
- Public Affairs Council

Anti-Defamation League (ADL) (served on S.E. civil rights committee)

International Society for the Reform of Criminal Law, Board of Directors (2002-03).

American Law Institute (1998-present).

Members Consultative Group - Model Penal Code Sentencing (2002-present).

International Association of Penal Law- American National Section, Executive Board (2003-2004).

The Center for International Studies - Congress of Fellows (2003).

Mary Radford

American College of Trust & Estate Counsel:
- Program Chair, SE Regional Meeting (June - October, 2003)
- Co-Chair, Legal Education Committee (June 2002 - present)
- Member, ElderLaw Committee American College of Trust & Estate Counsel (March, 2002-present)

Georgia Resource Center, Member, Board of Directors (1997 - present).

Natsu Saito

Co-Director, Human Rights Research Fund.
Board of Directors, Conference of Asian Pacific American Law Faculty.
Eelected to Board of Directors, Society of American Law Teachers.

Roy Sobelson

Special Master, Georgia Supreme Court (to hear disciplinary cases).

Corneill Stephens

Dekalb Lawyer's Association.
Arbitrator, Fulton County and the American Arbitration Association.
Judge, Dekalb County Magistrate Court.

Kelly Timmons

Bleckley Inn of Court, Master, since August 2003.

Jack Williams

American Bankruptcy Institute/Bankruptcy Taxation Committee (Chair 1997- Present); Co-Chair, Texas Indian Bar Association Indian Gaming Committee.

Douglas Yarn

Association for Conflict Resolution, Research Section, Committee for Next Generation Research (Co-Chair, 2003).

2. Memberships and Editorial Boards

Ronald Blasi

Member of the editorial advisory board of the Journal of Taxation of Financial Institutions.

Mark Budnitz

Editorial Board, *Consumer Financial* Services *Law Report.*

Colin Crawford

Member, Georgia Water Pollution Control Association.

William Edmundson

Law and Philosophy, Editorial Board
State Bar of Georgia, since 1985 (inactive)
American Society for political and Legal Philosophy
American Philosophical Association
AMINTAPHIL
American Association of University Professors

American Bar Association
Southern Society for Philosophy and Psychology
The Aristotelian Society

Nancy Johnson

Editorial Board Member, Legal Reference Services *Quarterly*, 1981-present.
Member, Consortium of Directors of Georgia's Law School Libraries.
Member, AALS, Section on Libraries.
Member, American Association of Law Libraries.

E. R. Lanier

Member, Editorial Board, Croatian Arbitration Yearbook.
Arbitrator, Croatian State Court of Arbitration, Zagreb, Croatia.
Arbitrator, appointed by Vienna Arbitral Centre, Vienna, Austria.

Michael Landau

Editorial Board of GigaLaw.com.
Editorial Board of the Journal of Digital Content.
Board of Directors of Georgia Lawyers for the Arts.

Ellen Podgor

American Bar Association, Criminal Justice Section (White Collar Crime Committee)
National Lesbian and Gay Law Association (2000-Present)
Georgia Association of Criminal Defense Lawyers (1992-Present)
Stonewall Bar Association (1999-Present)
Indiana Bar Association (1976- Present)
Society of American Law Teachers
American Society of International Law

Jack Williams

Academic Member, Journal of Corporate Renewal.

Patrick Wiseman

Member of CALI Editorial Board. Duties include review of CALI lessons for style and content; attendance at Board meetings at the annual CALI and AALS conferences.

Douglas Yarn

Editorial Board, CONFLICT RESOLUTION QUARTERLY (one of two interdisciplinary scholarly journals in the field) (2001-).

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, Jean Beer Blumenfeld Center for Ethics.

Bernadette Hartfield

Advisory Board, Georgia Court Appointed Special Advocates.

Lynn Hogue

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

Nancy Johnson

Member, WESTLAW Library School Educators Advisory Board, 2000-

Michael Landau

Advisory Board of the Copyright Society of the USA (Southeastern Chapter).

Basil Mattingly

Advisorv Board for Attorney's Title Guaranty Fund.

Ellen Podgor

Criminal Practice Manual, Advisory Board.

The Champion Magazine, Advisory Board (co-chair) (Reviewed several articles for publication in the magazine).

Charity Scott

Member, Georgia Collaborative to Improve End-of-Life Care.

Roy Sobelson

State Bar of Georgia, Committee on Professionalism (creation of hypothetical for Incoming Law Students Professionalism Orientation).

Chief Justice's Commission on Professionalism, Budget Subcommittee (making and approving yearly budget).

Tanya Washington

Appointed by Atlanta Mayor Shirley Franklin to a three (3) year term on the City of Atlanta's Human Relations Committee.

Jack Williams

Board of Advisors, American Bankruptcy Institute Bankruptcy Law Journal.

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

Marjorie Girth

AALS Reporter and Member of the Joint ABA/AALS accreditation review site team for Northern Illinois University's College of Law. Contributed significant sections to the joint site team's report and completed an extensive report for the AALS on issues that reflect that organization's priorities.

5. Additional Significant Professional Service Activities:

Mark Budnitz

Board of Directors, Atlanta Legal Aid Society, attended quarterly meetings, assisted on major litigation.

Board of Directors, National Consumer Law Center, attended meetings, author of one of their publications, assist on major projects.

William Edmundson

Manuscript reviewer for:

Law and Philosophy
Ethics
Cambridge University Press
Blackwell Publishers
Legal Theory

Reviewed and prepared written comments on materials in manuscript for Prof. Jane Winn (U. of Washington, Law); David Lefkowitz (U. of Maryland, Philosophy); Prof. Brian Bix (U. of Minnesota, Law and Philosophy); Prof. Mark Murphy (Georgetown U., Philosophy).

Lynn Hogue

Sewed as a judge for the state-wide "We the People Competition" held at the Georgia State Capitol (Dec. 13, 2003).

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

Steven Kaminshine

Developed Program on "Labor Relations under the Railway Labor Act," co-sponsored by the GSU Usery Center for Workplace Cooperation, the GSU College of Law, and the National Mediation Board, November 2003.

E. R. Lanier

Active in an of counsel capacity in the case of Ukrainian Orthodox Church v. Holy Ascension Orthodox Church.

Co-counselor of counsel in approximately two (2) other pro bono matters in Georgia trial courts in 2003.

Basil Mattingly

Consultant for Atlanta Journal Constitution news reports pertaining to real estate and property issues, quoted in two articles.

Paul Milich

Books on Georgia evidence cited 7 times by the Georgia Supreme Court and 2 times by the Georgia Court of Appeals.

The Institute of Continuing Judicial Education provided copies of treatise, Georgia Rules of Evidence, and Courtroom Handbook on Georgia Evidence for all judges attending ICJE training programs.

Mary Radford

Continued representation of convicted death row inmate in his habeas corpus proceedings (1987-present)

Expert Witness & consultation on appellate briefing, Wachovia Bank of Ga. v. Namik (Ga. App. 2003)

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

Charity Scott

Invited workshop participant: 2-day invitation-only workshop for health law faculty and public health practitioners convened by CDC and Northeastern law school to examine the development of a public health law curriculum in law schools across country and to foster "public health law literacy" (April 2003).

Invited workshop participant: I-day invitation-only workshop for legal scholars and health care practitioners convened by the University of Maryland law school to examine solutions to the medical malpractice insurance premium crisis (October 2003).

Invited peer-reviewer: 2-day invitation-only Young Scholars in Health Law workshop; Prof. Scott was a member of peer review panel of senior health law faculty to review developing scholarship at peer-review workshop, sponsored by St. Louis University law school and the American Society of Law, Medicine, and Ethics (October 2003).

Kelly Timmons

Interview on tort implications of cellphone-cameras, Atlanta's NBC affiliate's 11 p.m. news broadcast, November 9,2003.

Moderated panel discussion on enforcement of employment agreements in Georgia, which was published in a special "In Practice" section of the Fulton County Daily Report, November 10, 2003.

Jack Williams

Referee, American Bankruptcy Institute Law Review.

Douglas Yarn

Consultation with the Permanent Court of Arbitration, The Hague, on organizing an international conference for the Court in collaboration with the University System of Georgia.

6. Reviews of Published Works and Significant Citations

Colin Crawford

The noted land use law scholar Professor James Kushner (Southwestern) emailed on September 2, 2003, to say that he plans to cite the article "Necessity Makes the Frog Jump: Environmental Law and Sustainable Development in 21st Century Cuba," 16 Tulane Env. L.J. 733 (2003)(see "Professional Development (A)(2) above) in the next edition of his *Comparative Urban Planning Law* casebook (Carolina Academic Press).

William Edmundson

The *Contextualist* Answer to Skepticism and What a Lawyer Cannot Know, FLORIDA STATE UNIVERSITY LAW REVIEW 30:1-23 (2002)

discussed:
27 J. Legal Prof. 273, Journal of the Legal Profession 2002-2003 Compilation *Recent Law Review Articles Concerning the Legal Profession,* Mark *D.* Erdberg

44 *S.* Tex. L. Rev. 127, South Texas Law Review Winter 2002 Symposium: the Ethics of Litigation *Moral Activism Manque,* Paul *R.* Tremblay fn161

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

cited:
Toward a Liberal Theory of Political Obligation, Christopher Heath Wellman, Ethics, Vol. 111, No.4. (Jul., 2001), pp. 735-759

The Duty to Obey the Law: Selected Philosophical Readings (Lanham, Md.: Rowman & Littlefield, 1999).

cited:

71 Fordham L. Rev. 1807, Fordham Law Review April, 2003 Symposium *Constitutional (Ir)responsibility* Abner S. Greene [FN51]

52 Case W. Res. L. Rev. 655 (2002), Case Western Reserve Law Review Spring 2002 Article *Ethics in the Shadow of the Law: the Political Obligation of a Citizen* Robert P. Lawry

35 Vand. J. Transnat'l L. 549 (2002) Vanderbilt Journal of Transnational Law March, 2002 Corporate Governance,Stakeholder Accountability, and Sustainable Peace *War and the Business Corporation* Eric W. Orts

80 Or. L. Rev. 1245, Oregon Law Review Winter 2001 Articles *the Constitution as Based on the Consent of the Governed--or, Should We Have an Unwritten Constitution?* Thomas *B.* Mcaffee

The Antinomy of Coherence and Determinacy

cited in:

25 Wm. Mitchell L. Rev. 913, William Mitchell Law Review 1999 Article *Commencement of State Claims in Federal Court: an Eighth Circuit Analysis* Benjamin A. Kahn [FNd1] William R. Skallerud [FNdd1]

Is Law Coercive?

cited in:
New Journals in Political Philosophy and Related Fields (Survey Article) David McCabei Ethics, Vol. 106, No.4. (Jul., 1996), pp. 800-816.

Legitimate Authority without Political Obligation

cited in:

> 2 U. Pa. J. Const. L. 422, University of Pennsylvania Journal of Constitutional Law March, 2000 Article *Bill Clinton Was No Andrew Johnson:* Keith E. Whittington]. See Ronald Dworkin, The Wounded Constitution, N.Y. Rev. Books, Mar. 18, 1999, at 8 (quoting William A. Edmundson).

Michael Landau

The DMCA and Access Rights

Siskind, Lawrence J., *How To prosecute and Defend Hot Issues in Copyright Cases* 20 No. 6 Computer & Internet Law. 25 (June, 2003)

Siskind, lawrence J., Practising Law Institute Pli Order No. G0-014p October 2, 2002, New York City October 23, 2002, San Francisco strategies for Litigating copyright, Trademark & Unfair Competition Cases 2002 *How to Prosecute and Defend Hot Issues In Copyright Cases*

Lindey on Entertainment Publishing and Arts

Robyn Axberg, *File-Sharing Tools and Copyright Law: a Study of in re Aimster Copyright Litigation and MGM Studios, Inc. V. Grokster, Ltd.,* 35 Loy. *U.* Chi. L. J. 389 (Fall 2003)

Schriefer, Bonnie L., 71 Fordham L. Rev. 2283 (April, 2003) *"Yelling Fire" and Hacking: Why the First Amendment Does Not Permit Distributing DVD Decryption Technology.*

Jaffke, Cheyanna L., 32 U. Balt. L. Rev. 51 (Fall 2002) *Sleeping with the Enemy? The Irs' Advanced Notice of Rulemaking Regarding Capitalization* Murphy, Todd M., 35 J. Marshall L. Rev. 795 (summer 2002) comment Crossroads: Modern Contract Dissatisfaction as Applied to Songwriter and Recording Agreements.

Olander, Erika T., 12 Marq. Sports L. Rev. 885 (Spring 2002) *Stop the Presses! First Amendment Limitations of Professional athletes' Publicity Rights*
Perry, Christopher R., 37 Gonz. L. Rev. 451 (200112002) Exporting American Copyright Law.

Joyner, Jeffrey K., 31 Sw. U. L. Rev. 575 (2002) *Future Technology Clauses: Would Their Lack Of compensation Have Discouraged Shakespeare's creativity and Denied Society's Access to His Works in New Media*? .
Schaumann, Niels 28 Wm. Mitchell L. Rev. 1001 (2002) *Copyright Infringement and Peer-to-peer Technology.*

Jones, III, Henry W. ("Hank") Practising Law Institute Pli Order No. GO-OOpw October 15-16, 2001 November 12-13, 2001 January 7-8,2001 *Understanding the Intellectual Property License 2001 Internet Content Licensing: New Challenges and Best Practices.*

Becker, Suzette T., Burns, Cara R. & Lange, Maggie A., Practising Law Institute Pli Order No. GO-OOmd March-April 2001 *Counseling Clients in the entertainment Industry 2001 development of an Entertainment Law Practice.*

Biederman, Donald E., et Al., Practising Law Institute Pli Order No. GO-OOmd March-April 2001 counseling Clients in the entertainment Industry 2001 music Publishing

Cited Online:

Search Resulted in a Number of Sites Selling the Book.

Articles (Print):

Digital Downloads, Access Codes, and United States Copyright Law
Cited Online:

It.can Newsletters, www.it-can.ca/newsletters/100302.pdf.

Bileta Conference Papers 2001, www.bileta.ac.uk/01papers/papers01.html.

Bibliography, LLNE Annual Conference www.aallnet.org/chapter/llne/resources/diglib03.pdf.

Early Childhood Literacy Bibliography, www.lib.virginia.edu/education/instruction/ Earlyliteracycodedkay.doc.

University of Waikato School of Law, www.waikato.ac.nz/law/online/infotech/ Portal%20pages/portal-music.htm.

Information Technology Law at the LSE Home Page, www.100megsfree4.com/andrewmurray/masters/nmrhand2.pdf.

Has the DMCA Really Created a New Exclusive Right of Access: Attempting to Achieve a Balance Between Balancing Users' and Content Providers' Right

***Cited on* Westlaw:**

Liu, Joseph P., 18 Berkeley Tech. L.j. 501 (spring 2003) Symposium: the Law & Technology of Digital Rights Management the Dmca and the Regulation of Scientific Research

Gasaway, Laura N., 10 J. Intell. Prop. L. 269 (Spring, 2003) the New access Right and its Impact on Libraries and library Users.

Liu, Joseph P. 44 B.c. L. Rev. 397 (March, 2003) Copyright Law's Theory Of the Consumer .

Madison, Michael J., 44 B.c. L. Rev. 433 (March, 2003) Rights of Access and the shape of the Internet.

Crews, Kenneth D., 49 J. Copyright Soc'y U.s.a. 549 (winter, 2001).

Part Ii Looking Ahead and Shaping the Future: Provoking Change in Copyright Law.

Beard , Joseph J. 49 J. Copyright Soc'y U.s.a. I (Fall, 2001) Editor's Note from the Desk of the editor-in-chief.

The Importance of Electronic Rights Revisited

Cited Online:

Medieratt: yttrandefrihet, Immaterialrätt, Offentlighet & It ,
Www.jurosam.net/mrett5.htmlBpubs.com.

www.bpubs.com/industry_publications/ Advertising/more3.html.

"Publication," Musical Composition, and the Copyright Act of 1909: Still Crazy After All These Years

Lichtman, Douglas, 52 Duke L.j. 683 (February, 2003) Copyright as a Rule of Evidence .

Quinn, Jr., Eugene R. , 41 Brandeis L.j. 33 (Fall, 2002) an Unconstitutional Patent
In disguise: Did Congress Overstep its Constitutional Authority in Adopting the Circumvention Prevention provisions of the Digital Millennium Copyright Act?

Quinn, Jr., Eugene R. & Beveridge, Michelle 26 Hamline L Rev. 83 (fall 2002) Legal Issues in Building Course web Sites: Copyright Law for Academics.

Quinn, Jr., Eugene R., 2 Barry L. Rev. 37(summer 2001) Web Surfing 101: the Evolving Law Of hyperlinking.

Referenced Case, www.ccnmtl.columbia.edu/projects/law/library/
Cases/case_lacienegazztop.html.

LP Watchdog, www.ipwatchdog.com/coursematerials/ Reading_1_copyrights_patents.pdf.

The Case for a Specialized Copyright Court: Eliminating the Jurisdictional Advantage

Tomlinson, Don E. 23 Loy. L.a. Ent. L. Rev. 55 (2002) Federal Versus State Jurisdiction and Limitations Versus Laches in Songwriter Disputes: the Split among the Federal Circuits in Let the Good Times roll, Why Do Fools Fall in Love?, and Joy to the world.

Kondo, Leroy L. 2002 Ucla J.l. & Tech. I (2002) Untangling the Tangled Web: Federal Court Reform Through Specialization for internet Law and Other High Technology Cases.

Hazlett, Thomas W., 14 Harv. J.l. & Tech. 335 (Spring, 2001) the Wireless Craze, the Unlimited Bandwidth Myth, the spectrum Auction Faux Pas, and the Punchline To ronald Coase's "Big Joke": an Essay on Airwave allocation Policy.

Dawson ,Gwendolyn, 79 Tex. L. Rev. 1257 (april, 2001) Matchmaking in the Realm of Patents: A call for the Marriage of Patent Theory and Claim construction Procedure.

Janis, Mark D., 2001 U. Ill. L. Rev. 387 (2001) Symposium: Intellectual property Challenges in the Next Century patent law in the Age of the Invisible Supreme Court.

Cited Online:

International Intellectual Property Institute, www.iipi.org/activities/forums/ipcourts/ Article%20-%20landau.pdf, and Www.iipi.org/activities/ipcourts_agenda.htm.

www.jmls.edu/ripl/vol2/issue2/peterson-bottom.html.

Southwestern University School of Law, www.swlaw.edu/faculty/activities99-00.htm

Problems Arising out of the Use of Www.trademark.com: the Application of Principles of Trademark Law to Internet Domain Name Disputes

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Julian Juergensmeyer

During 2003, my publications were cited by the Supreme Court of Hawaii and the Supreme Court of Wyoming and received at least 1 citation in at least 24 law reviews.

Ellen Podgor

Promotion Review of faculty member at Houston Law School

Promotion Review of faculty member at Hawaii Law School
Several Articles cited by other authors

Mary Radford

Works by Professor Radford cited in:

Suntrust Bank v. Peterson, 587 S.E.2d 849 (Ga. App., 2003)

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Kathleen A. Portuan Miller, The Other Side of the Coin: a Look at Islamic Law as Compared to Anglo-American Law–Do Muslim Women Really Have Fewer Rights than American Women? 16 New York International Law Review 65, Summer, 2003

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Fiona M. Kay, John Hagan, Building Trust: Social Capital, Distributive Justice, and Loyalty to the Firm, 28 Law and Social Inquiry 483, Spring 2003

Nancy J. Knauer, Defining Capacity: Balancing the Competing Interests of Autonomy and Need, 12 Temple Political and Civil Rights Law Review 321 (Symposium: Lawyering for the Mentally Ill), Spring 2003

Muhamad Mugraby, Some Impediments to the Rule of Law in the Middle East and Beyond, 26 Fordham International Law Journal 771, March, 2003

Judith Kilpatrick, Ethical Issues in Representing Clients with Diminished Capacities, 2003 Arkansas Law Notes 57

Judith J. Johnson, License to Harass Women: Requiring Hostile Environment Sexual Harassment to Be "Severe or Pervasive" Discriminates among "Terms and Conditions" of Employment, 62 Maryland Law Review 85,2003

Seth Gassman, Direct Democracy as Cultural Dispute Resolution: the Missing Egalitarianism of Cultural Entrenchment, 6 NYU Journal of Legislation and Public Policy 525 (2003)

Robert Whitman, Fiduciary Accounting after Arthur Andersen and Enron, 16 Quinnipiac Probate Law Journal 289,2003

Andrew Stimmel, Mediating Will Disputes: a Proposal to Add a Discretionary Mediation Clause to the Uniform Probate Code, 18 Ohio State Journal on Dispute Resolution 197 (2002)

Patrick Wiseman

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

Douglas Yarn

The following cited Professor Yarn's forthcoming Penn. St. L. Rev. article:
Penn State Law Review Summer, 2003 Article *Interdisciplinary Collaboration and the Beauty of Surprise: a Symposium Introduction* Robert M. Ackerman [FNal] Nancy A. Welsh .

The following cited Professor Yarn's Vand. L. Rev. article on public independent fact-finding:
Mercer Law Review Winter 2003 Lessons From Enron: A Symposium on Corporate Governance *Post-Enron Corporate Governance Opportunities: Creating a Culture of Greater Board Collaboration and Oversight,* R. William Ide.

The following cited Professor Yarn's Wash. L. Rev. article on apology:
Idaho Law Review 2003 The 2003 Symposium Edition: Modern Methods in Legal Ethics Theoretical and Practical Approaches *Lawyer Ethics must Keep Pace with Pracfice: Plurality in Lawyering Roles Demands Diverse and Innovative Ethical Standards,* Kimberlee K. Kovach.

American University Journal of Gender, Social Policy and the Law 2003 Symposium *Battering, Forgiveness, and Redemption,* Brenda V. Smith

Harvard Law Review May, 2003 Notes *Shame, Stigma, and Crime: Evaluating the Efficacy of Shaming Sanctions in Criminal Law*

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Ohio State Journal on Dispute Resolution 2003 Article *Ethics and Collaborative Lawyering: Why Put Old Hats on New Heads?,* Christopher M. Fairman

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The following cited Professor Yarn's article on dueling as authority:

Fordham Law Review March, 2003 Symposium *Regulation of Lawyers Without the Code, the Rules, or the Restatement: Or, What Do Honor and Shame Have to Do with Civil Discovery Practice?,* W. Bradley Wendel

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The following cited Professor Yarn's Dictionary of Conflict Resolution:

Tennessee Law Review Fall, 2002 Symposium *the Lawyer as Consensus Builder: Ethics for a New Practice,* Carrie Menkel-Meadow

Ohio State Journal on Dispute Resolution 2003 Note *a Proposal to End the Stalemate in the Caspian Sea Negotiations,* Julie M. Folge

Dispute Resolution Journal November, 2002-January, 2003 Feature *Reframing and its Uses,* A Close Look at "Reframing" -- One of the Most Powerful Tools in a Conflict Resolution Practitioner's Tool Kit. The Author Explains the Concept and Explores the Many Opportunities for its Effective Use. John M. Livingood

The following cited Professor Yarn from an interview:

Ohio State Journal on Dispute Resolution 2003 Article *At the Intersection of Public Policy and Private Process: Court-ordered Mediation and the Remedial Process in School Funding Litigation,* Molly Townes O'Brien

7. Other Significant Activities:

Ronald Blasi

Expanded the contribution that the Clinic makes to the lawyer skills program of the College and to the local community. During the past few years the number of cases handled and the number of students working in the clinic greatly increased. The clinic has been visited by representatives of the Internal Revenue Service and the General Accounting Office. Professor Blasi continues to work to improve the operation of the clinic and to maintain it as one of the highest quality clinics in the nation.

Mark Budnitz

Works in Progress:

Supplement to *Consumer Banking and Payments Law*

Hosted and coordinated the Southeastern Bankruptcy Law Institute visitor, Ken Klee, Spring & Fall semesters.

Spent substantial time talking to reporters, often being quoted, including those for the following news organizations and publications: Pittsburgh Post Gazette (two articles), Consumer Reports, Dallas Morning News, Time, Money Magazine, Miami Herald, NBC6News Miami, A/Payable Network.

George Carey

Research on comparison and structural analysis of nonrecognition exchanges in the income tax; current developments and changes in federal tax law especially international aspects.

Colin Crawford

Completed draft of "Environmental Justice in Cuba: Capital Needs, Developing a Tourist Infrastructure, and Equality of Access to National Resources:, to be published in 2004 in the J. TRANSNAT'L L. & CONTEMP PROBS. (invited symposium essay) in 2004. See (A)(3)(c)(1) above in this section. A copy of the current draft is attached as Appendix M.

On October 8, 2003, met three directors of the Georgia Municipal Association to discuss possible collaborations between the GMA and the COL on infrastructure issues, along with Institute of Health Associate Director Valerie Hepburn.

Clark Cunningham

Volunteer Attorney, Georgia Justice Project, Atlanta (represented several indigent defendants and consulted on numerous cases).

Consultant on Ethics and Professionalism, Needle & Rosenberg, P.C., Atlanta (drafting model client engagement letter).

Expert Witness on Conflict of Interest, Motion for New Trial, State of Georgia v. Michael Abernathy (Hall County Superior Court).

Investigation of the Atlanta Traffic Court leading to new procedures guaranteeing that defendants will not be imprisoned more than 48 hours after arrest without a probable cause hearing (see FULTON COUNTY DAILY REPORT, October 10,2003).

Andrea Curcio

Faculty Advisor to the College of Law Law Review on the symposium issue and the

symposium on Alternatives to the Bar Exam. Although the symposium occurred in the Spring, 2004, much of the work for the symposium necessarily happened in the Fall of 2003.

Helped organize the SALT workshop on Alternatives to the Bar Exam which occurred in the Fall, 2003.

William Edmundson

Appointed General Editor of the Cambridge Introductions to Philosophy and Law.

Anne Emanuel

Continued work on the authorized biography of Judge Elbert Tuttle.

Marjorie Girth

Work accepted for publication: "Remarks Prepared by Professor Marjorie L. Girth as a Response to Professor Warren's Presentation," at the American Bankruptcy Institute's Conference Celebrating the 25th Anniversary of the Enactment of the 1978 Bankruptcy Code, 12 *American Bankruptcy Institute Law Review* (forthcoming, Spring, 2004). **A** copy of this manuscript accompanied Professor Girth's recent final report on accomplishments supported by summer research funding in 2003.

Work in progress: Draft of law review article, currently titled "Facing Ethical Issues with Law Students in an Adversary Context." A copy of the current draft accompanies this report.

William Gregory

Prof. Gregory is continuing his work on his article on the law of fiduciary duty. The article should be submitted to law reviews this year. Prof. Gregory has begun his research on corporate governance. This work will continue during Summer 2003 and the following academic year.

Prof. Gregory and his co-author Prof. Tom Hurst of the University of Florida have a contract to revise their existing Casebook on Corporations. The new publisher is Lexis-Nexis, which acquired the former publisher, Anderson Publishing Company.

Bernadette Hartfield

Works in Progress:
"Grandparent Visitation Statutes Revisited"
"The Best Interests Standard and African American Children"

Wendy Hensel

Conducted significant research and begun writing an article entitled "The Thin Line Between Life and Nonexistence: Rethinking Wrongful Life from a Therapeutic Jurisprudence. Approach."

Lynn Hogue

Numerous television, radio appearances and OpEds in connection with activities growing out of my work as Executive Director of the Southeastern Legal Foundation.

Mark Kadish

Appeared on radio and television broadcasts as a legal commentator. He appeared on WAGA-N, WIA-TV, WGNX-N and WGST-AM Radio and discussed a variety of legal topics.

Completed the final draft of his law review article on Article 36 of the Vienna Convention on Consular Relations. His first work in this area appeared in the Michigan Journal of International Law in 1997. Since that time, nearly 50 cases have addressed this issue resulting in a variety of both state and federal decisions. Professor Kadish is in the process of preparing the final draft for submission to various law reviews and is seeking to publish the article in the fall of 2004.

Steven Kaminshine

Member of GSU College of Law Faculty Mock Trial Team for mock trial demonstration and competition sponsored by Atlanta Volunteer Lawyers Foundation, December 2003.

Neil Kinkopf

Continued editorial work on a forthcoming book on the impeachment of President Clinton, which has received approval from UNC Press.

E. R. Lanier

A 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.

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

Worked on a draft article on regulation of telecommunications mergers under European Union

antitrust law, and on a paper for publication in the Riga Graduate School of Law's Discussion Paper Series on the subject of the continuing transitional role of the Prokuratura in the enforcement of administrative law in Latvia.

Ellen **Podgor**

Worked the AALS Recruitment Room for Section on Sexual Orientation.

Reviewed Draft Work of faculty member at George Washington University Law School.

Reviewed Draft Work of faculty member at Roger Williams School of Law.

Reviewed Draft Work of faculty member at St. Thomas U. School of Law.

Reviewed a colleague's class for P & T committee.

Introduced Anthony Lewis at ALI breakfast.

Works In Progress:

UNDERSTANDING INTERNATIONAL CRIMINAL LAW, (to be published in the summer/fall of 2004 by Lexis-Nexis Publishing Co.).

WHITE COLLAR CRIME IN A NUTSHELL, 3rd Ed., (co-authoring with Professor Jerold H. Israel) (to be published in the spring of 2004 by West Publishing).

CRIMINAL LAW: CONCEPTS AND PRACTICE, (to be published with Peter Henning, Alfredo Garcia, and Andrew Taslitz) (to be published in 2005 by Carolina Press).

Charity Scott

Proposal for Center on Law, Health & Society: based on 5-year plan, developed proposal to create an interdisciplinary Center on Law, Health & Society at GSU and submitted to COL Strategic Planning Committee.

Conference attendance: Attended annual meeting on Public Health Law sponsored by CDC (Atlanta, June 2003).

Conference attendance: Attended 3-day conference sponsored by University of Georgia and federal Office of Human Research Protection, on legal and ethical protections for human subjects in research involving the behavioral and social sciences (July 2003, in connection with service as Chair of the GSU Blue Ribbon Committee on Human Subject Protections).

B. Ellen Taylor

Research on legal parentage of children of gay parents.

Kelly Timmons

Professor Timmons conducted research for an article on the "misconduct" defense recognized by courts in cases brought under the Americans with Disabilities Act.

Tanya Washington

Professor Washington attended the AALS Conference on Civil Procedure in New York.

Professor Washington attended the LSAC Conference focusing on the uses of LSAT performance indicators in the wake of Grutter v. Bollinger and Gratz v. Bollinger.

Jack Williams

Native American Bar Association

Patrick Wiseman

Editor, JURIST's Lessons from the Web.
Prof. Wiseman continues to develop software for online collaboration.