



## Advancing international freedom of expression



Enrique Armijo  
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Assistant Professor of Law Enrique Armijo has taken on an advocacy role at an international level through his freedom of expression work in Rwanda, Jordan, Yemen and other countries throughout the Middle East and South America. His most recent work is in Myanmar (Burma), which is in the midst of democratic reforms after 50 years of oppressive military rule.

“In a period of real change in countries such as Myanmar, governments are making decisions that are determining what these countries will be like for the next several years,” said Armijo. “My role has been to work with journalists and lawmakers to create a climate receptive to free expression.”

Armijo’s work in Myanmar, undertaken for the U.S. Department of State, has included drafting and advising on new press laws and communication-related legislation. In furthering this work, he has investigated the media environment, interviewed key stakeholders in the Myanmar government and media, and met with journalists and other interest groups in the region. In Myanmar, the operation, publication and distribution of private, daily newspapers had been illegal until just a few months ago. According to Armijo, the freedom to speak drives self-governance even though that process can be slow.

“If there is more freedom of speech today than yesterday, then a country and its people will be closer to political and personal self-determination than they were the day before,” said Armijo.

Closer to home, Armijo’s research on U.S. law focuses on the area of prior restraint. Armijo’s forthcoming paper, “Going Once, Going Twice: The Dubious Legality and Necessity of North Carolina’s Auctioneer License Statute,” will be published in the *North Carolina Law Review* in fall 2013. The article discusses government restrictions on the speech of auctioneers in the form of a licensing requirement. Although the government’s intent in criminalizing the calling of an auction without a license is to keep fraud out of auctioning, Armijo maintains that the state has other,

less speech-restrictive ways to do so, and that the auction industry has long practiced self-regulation to protect buyers, potential buyers and sellers from fraudulent practices.

“This has occurred for as long as there have been auctions, from tobacco auctions in the 1800s here in the South to eBay,” said Armijo.

Armijo’s current research project looks at government provision of digital speech spaces such as municipal Wi-Fi connections, Internet access in public spaces and related technology, and how the First Amendment protects citizens using those spaces to communicate—in particular whether and when it is acceptable for the state to block content or people from these spaces. His article on these issues, “Kill Switches, Forum Doctrine, and the First Amendment’s Digital Future,” will be published in the winter 2014 issue of the *Cardozo Arts and Entertainment Law Journal*.

“Technology drives innovation in free speech law,” said Armijo. “These issues have become increasingly important and, as the law is always behind technology, we need to help the law keep up.”

In addition to First Amendment, media law and constitutional law, Armijo teaches torts to Elon’s 1L class.

“It’s an easy subject matter to make interesting and engage first-year students,” said Armijo. “You can make the cases and issues come alive.”

Armijo prefers for his students not to just sit back and listen, but to think hard about what the law should be and why it should be that way—especially about any weaknesses in court opinions and, more importantly, their own arguments.

“That’s what their adversaries will be doing once they get out into law practice. It’s critical for them to learn to identify the weaknesses in what they say and think and determine how to address those weaknesses. That’s what preparing for a life in the law is all about.”

## Developing experiential learning in the law school classroom

Professor of Law Steven Friedland is on a mission to boost experiential learning in law school classrooms through hands-on techniques like simulations, role-playing, small group problem solving and interactive workshops. His teaching “team” includes fingerprint experts, K-9 police officers and their dogs, prosecutors, defense attorneys and Elon Law graduates.

“In traditional legal education, experiential learning often is relegated to the latter half of the three year program and generally is designated as optional,” said Friedland. “There is value in embedding experiential learning in core offerings throughout legal education, starting with day one. To really do so, though, requires a change in rhetoric as well as a substantial modification of the overall educational narrative.”

One of 26 law teachers featured in the 2013 Harvard University Press book by Michael Hunter Schwartz, Gerald F. Hess and Sophie M. Sparrow, *What the Best Law Teachers Do*, Friedland considers interactive and experiential education not only superior in maximizing learning outcomes, but also a key dimension of each student’s pathway to practice.

“Experiential learning ends up being what students are doing in the real world,” he said. “Students enjoy being participants and consequently become more engaged, promoting the learning process as a result.”

Friedland has written and edited a number of books. His books on legal education were co-edited and then published by the Carolina Academic Press, including *Techniques for Teaching Law*, *Techniques for Teaching Law 2* and *Teaching the Law School Curriculum*. His article, “The Rhetoric of Experiential Legal Education: Within the Context of Big Context,” was published in the *Northeastern University Law Journal* in summer 2013. Friedland’s substantive law scholarship includes a co-authored book chapter, “Privacy and the Fourth

Amendment,” which will be published in *Perspectives on Privacy: Social Networks and Increasing Regulation in European Countries* (de Gruyter 2013), and “Controversial Five-to-Four Supreme Court Decisions and the Politicization of the Majority of One,” to be published in the *Dartmouth Law Journal*, as well as text books in the Evidence, Criminal Law and Constitutional Law fields, such as the co-authored *Evidence Problems and Materials* (4th Ed. Lexis Pub.), *Constitutional Law: Cases, Materials, and Problems* (3rd Ed. Aspen Press) and *Criminal Procedure: Cases, Problems and Exercises* (5th Ed. West Pub. Co.).

Recently elected to the American Law Institute, Friedland says he has enjoyed analyzing and developing legal policy in the context of the changing dynamics of both lawyering and legal education. His current scholarly focus is on government surveillance and advancing technology, particularly facial recognition technology, cell phone searches, and whether there exists a field of protected privacy in public.

“The government surveillance issue brings up basic tensions in our freedom. We want freedom from terrorism and we also want freedom from excessive government intervention,” said Friedland. “But what does that mean in terms of data aggregation and what happens when we’re in public? Abuses of power need to be avoided, but at the same time government operations regarding the intervention of terrorism have to be secret.”

As the Director of the Center for Engaged Learning in the Law (CELL) at Elon Law, Friedland is planning an international conference to be held at Elon in the spring of 2014. Co-sponsored by the Alliance for Experiential Legal Education out of Northeastern University Law School, the conference will focus on how experiential learning can make law schools stronger in the years to come.



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Scott Gaylord  
Associate Professor of Law  
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B.A., Colgate University  
Ph.D., University of North  
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## Examining First Amendment rights regarding freedoms of speech and religion

Constitutional Law scholar Scott Gaylord's most recent scholarship examines the scope of First Amendment speech and religious liberty under the Roberts Court. His forthcoming *Washington University Law Review* article, "For-Profit Corporations, Free Exercise, and the HHS Mandate," explores the free exercise rights of corporations under the First Amendment and the Religious Freedom Restoration Act. Based on his research, Gaylord authored amicus briefs for cases in the U.S. Court of Appeals for the Third, Sixth, Seventh and Tenth Circuits, challenging the requirement under the Patient Protection and Affordable Care Act that most employers provide health insurance that covers all Food and Drug Administration-approved contraceptive methods and sterilization procedures.

"Consistent with the Court's treatment of corporations in *Bellotti* and *Citizens United*, for-profit and not-for-profit organizations have the right to uphold their religious views when deciding which pharmaceutical and medical choices should be made available to their employees through company healthcare plans," said Gaylord.

Gaylord's research also explores jurisprudence at the intersection of the Constitution's Free Speech and Establishment Clauses, examining the impact of the U.S. Supreme Court's newly minted government speech doctrine on legislative prayer and other forms of facially religious government speech. In his scholarship in this area, which is the basis for an amicus brief to the U.S. Supreme Court in *Town of Greece v. Galloway* on behalf of several county commissions in states across the country, Gaylord contends that certain prayer policies are constitutional under the Court's prior holdings in *Marsh v. Chambers* and *Pleasant Grove City v. Summum*, even though particular prayers may contain sectarian references.

In addition, Gaylord's research engages the debate across dozens of states about the best method for selecting judges. Through reviews of the interaction between recent First Amendment decisions of the U.S. Supreme Court relating to judicial independence and state laws regulating judicial selection, Gaylord has defended the public election of judges against challenges made by supporters of "merit" selection systems.

"Given that state courts hear roughly ninety-five percent of all cases filed, judicial selection is an important topic in North Carolina and nationally," said Gaylord. "We need to define what we want from our judges, what makes a strong judiciary, and then analyze what is the best selection method to achieve those goals."

Gaylord has analyzed the judicial selection issue for numerous national and statewide media outlets, including the NPR-distributed Diane Rehm Show and several major newspapers, as well as in scholarship, including a *Michigan State Law Review* article, titled "Unconventional Wisdom: The Roberts Court's Proper Support of Judicial Elections," and a *North Carolina Law Review* Addendum article, titled "Judicial Independence Revisited: Judicial Elections and Missouri Plan Challenges."

Recently, Gaylord has been exploring the scope of the government speech doctrine in the context of specialty license plates. In particular, his research considers whether the government can control which messages are disseminated on specialty plates or whether these plates are quasi-public spaces such that private individuals have a right to express their preferred messages.

"Is it constitutionally acceptable for one group to be represented on a license plate while another group with an opposing view is denied the opportunity to express its message?" said Gaylord. "Whose First Amendment freedom of speech right is at stake when issuing and displaying specialty plates—that of the government or the license plate holder?"

Recently named the Jennings Professor and Emerging Scholar at Elon, Gaylord says that his primary passion is working with students to investigate the intricacies and nuances of our rights under the First Amendment and the Constitution generally.

"I am blessed to have the opportunity to work with students," he said, "and to help them grow as thoughtful and ethical advocates who serve their clients, the courts and their larger communities."

"I enjoy working with students and helping them grow to success," he said. "That is the greatest reward I have."

## Preparing students for practice and serving the most vulnerable

Every year hundreds of refugees and asylum seekers enter the Triad region of North Carolina in hope of a better life. Persecuted in their countries of origin on account of race, religion, nationality, political opinion or membership in a particular social group, they seek refuge in the United States.

Each semester, Heather Scavone, Assistant Professor of Law and Director of the Humanitarian Immigration Law Clinic, oversees a new crop of upper level law students who represent refugees, asylees, asylum seekers, parolees and victims of human trafficking with federal immigration benefits. Under Scavone's supervision, law students handle approximately 400 federal immigration cases per year. The clinic's clients come from 47 countries to date, including Afghanistan, Bhutan, Burma, Cuba, the Democratic Republic of Congo, Somalia and Vietnam.

"The case selection and volume of annual cases make our program stand out from other similar programs nationwide," says Scavone, noting that Elon's focus on engaged learning and innovation has allowed her to structure a unique model for practical legal skills education in the clinic.

Scavone's approach to clinical legal education focuses on teaching transferable lawyering skills that make students ready for any area of legal practice.

"One of the ways that the clinic promotes 'practice ready' students is by giving them the opportunity to manage a large and varied caseload," Scavone says. "Instead of working on one case for the entire academic semester, students often represent multiple clients with different types of federal immigration cases. This way they're not just learning skills for immigration legal practice—they are learning firsthand how to balance the different responsibilities of lawyering, which include research, writing, depositions and courtroom advocacy, as well as client service, adhering to firm protocols and meeting multiple deadlines."

Equally important to Scavone's teaching philosophy is the emphasis on client-centered practice and service learning.

"By representing some of the most vulnerable members of our community, students are able to see how their own advocacy efforts bring significant benefit to a traditionally underrepresented segment of society. This empowers both the student and the client, and prepares students for challenging but rewarding careers."

"It's an incredible privilege to work with and mentor students as they cultivate their legal practice skills," says Scavone. "Working in the clinic is a transformative event for students since, in many cases, it's the first time they're able to put their skills into practice with a live client."

Scavone is an expert on immigration legal issues affecting family reunification benefits for asylees and refugees. In addition to authoring a work-in-progress practice manual on this subject, she has presented on the matter at multiple national forums, including the American Immigration Lawyers Association 2012 National Conference on Immigration Law and the bi-annual Conference on Effective Representation of Refugees and Asylees at Creighton University School of Law.

During the past three years, Scavone has organized an annual immigration law seminar featuring legal experts from government and non-profit agencies as well as immigration law scholars. The seminar has been well attended by law students, members of the immigration bar and members of the broader immigration services community in the region.

"The clinic successfully dovetails the mutually beneficial goals of practical legal skills development and community service, simultaneously broadening the global perspectives of law students, increasing their post-graduation employment prospects and serving the community," Scavone says, summing up the clinic's value. "Working with law students in this capacity gives me enormous personal and professional gratification."



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### David M. Crowe delivers BB&T Heritage Lecture at Barton College

Professor of legal history David M. Crowe presented the 2013 BB&T Heritage Lecture at Barton College. In his address, Crowe examined the role of the United States in the growing body of international humanitarian law, discussing examples from the Civil War-era Lieber Code to the Nuremberg and Tokyo trials in the aftermath of World War II. Crowe also

discussed more modern issues in international humanitarian law, including the current military commission trials in Guantanamo, Cuba and the impending trial of Khalid Sheikh Mohammed, the architect of the 9/11 attacks on the United States, and his four co-conspirators.



### Leary Davis, Faith Rivers James and Roland Smith present at leadership roundtable

On March 22, 2013, Elon Law professors Faith Rivers James, Roland Smith and founding dean and professor of law emeritus Leary Davis presented at Santa Clara University School of Law's fifth Leadership Education Roundtable. The Roundtable included leading academics, law school administrators, professional development experts and practicing lawyers who discussed the value of teaching leadership competencies in law school and in the profession.

Davis presented a paper titled, "Understanding Change in Legal Education and the Legal Profession." Rivers James, professor of law and director of Elon Law's leadership programs, participated in a panel titled, "Building Structures for Leadership Education." Smith, professor of leadership and senior faculty member at the Center for Creative Leadership, delivered a presentation titled, "Leadership in Legal Education: Moving Forward Through Network Collaboration."



### Erik Fink appointed to farm labor arbitration commission

In October 2012, associate professor of law Eric Fink was appointed the Farm Labor Organizing Committee's (FLOC) designated member of the North Carolina Agricultural

Arbitration Commission, an organization that resolves grievances between the FLOC and the North Carolina Growers Association.



### Andy Haile coauthors article on e-commerce taxation

Andy Haile, associate dean for academic affairs and associate professor of law, coauthored a March 11 article in *State Tax Notes* examining proposed federal legislation to address restrictions on states to collect sale or use taxes on electronic commerce. Coauthored with University of California-Berkeley School of Law Professor David Gamage

and University of California-Hastings College of the Law Professor Darien Shanske, the article explains how innovations in federal law could incentivize states to simplify sales and use tax statutes and resolve concerns about states overburdening interstate commerce.



### Peter Hoffman provides insight on trial advocacy nationally

Peter Hoffman, professor of law, delivered the Geoffrey Fieger Trial Practice Institute's Seventh Annual Lecture titled, "What Do Trial Advocacy Teachers and Buggy Whip Manufacturers Have in Common?" at Michigan State University College of Law. Hoffman also coauthored a

National Institute for Trial Advocacy (NITA) video catalog on effective depositions, supplementing content from the top-selling book on deposition practice titled *The Effective Deposition: Techniques and Strategies That Work*, which he also coauthored.

### George Johnson delivers Bennett College Charter Day Convocation address

George R. Johnson, Jr., dean and professor of law, spoke on March 14 to commemorate the 124th anniversary of the chartering of Bennett College by the state of North Carolina, reflecting on the significance of Bennett's contributions to

American higher education. Bennett College is a small, private, historically black liberal arts college for women.

"You cannot be familiar with American higher education and not know about the towering history of Bennett College,"

Johnson said. "When you think seriously about it, the notion of a Bennett College is an audacious idea. In some parts of the world it remains to this day a very radical idea that women would be educated to think, to achieve, to lead."

In his remarks, Johnson highlighted several significant contributions of Bennett's alumnae to industry, public life

and higher education, including Dr. Frances Jones Bonner, the first African-American physician to train and to be a faculty member at Massachusetts General Hospital, Dr. Joyce Martin Dixon, co-founder of Creative Management Technology, Inc., and Yvonne Johnson, the first African-American mayor of Greensboro, N.C.



### David Levine challenges secrecy in fracking

In 2013, associate professor of law David S. Levine co-authored a law scholars letter to the Alaska Oil & Gas Conservation Commission (AOGCC), supporting the Commission's proposed hydraulic fracturing (fracking) regulations to require corporations to disclose trade secret information, such as chemical ingredients used in fracking activity in Alaska. Signed by ten law professors with expertise in intellectual

property and trade secrecy, the letter expressed no position as to whether fracking operations should or should not take place in Alaska. Levine has advised on similar matters in California and in North Carolina, where he was recently appointed to the N.C. Division of Energy, Mining and Land Resources Study Group on Protection of Trade Secrets and Proprietary Information.



### Tom Molony delivers annual North Carolina business law update

In 2013, Tom Molony, associate professor of law, delivered his fourth consecutive North Carolina Business Law Update at the annual meeting of the Business Law Section of the North Carolina Bar Association (NCBA). Molony's update examined significant cases decided in the past year by North Carolina, Delaware and federal courts on topics such as

corporate law, limited liability company law, securities law and commercial law. Additionally, Molony continued his long running "Business Law Developments" article series for members of the Business Law Section of the NCBA, summarizing key aspects of judicial decisions regarding business and commercial law.



### Michael Rich examines ethics of technologies to prevent crime

In December 2012, several news publications in North Carolina and Virginia published a column authored by associate professor of law Michael Rich discussing a trend toward what he called the "perfect prevention of crime," an act achieved by deploying technologies that make crime impossible. As an example, Rich discussed technology called Driver Alcohol Detection System for Safety (DADSS),

a standardized ignition interlock system that prevents a car from starting if a driver is intoxicated. Rich argues that, while such technologies have obvious benefits, they have the potential to detract from society's moral growth in some contexts by taking away a person's ability to choose to obey the law.



### Catherine Wasson continues leadership in multinational legal writing association

Catherine Wasson, associate professor of law and director of the legal method and communication program, has been elected to a second term on the Board of Directors of the Association of Legal Writing Directors (ALWD). The ALWD is an organization that supports research and scholarship in the field of legal writing. It is comprised of legal educators who are primarily responsible for designing and coordinating legal research and writing curricula in American,

Canadian and Australian law schools. During her time with the ALWD, Wasson has advocated for position and compensatory security for legal writing professors, in addition to rigorous instruction in professional writing for law students. Wasson is the co-author of *A Practical Guide to Legal Writing & Legal Method*, a textbook first published in 1981, now in its fifth edition.



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David M. Crowe

*Book Reviews:*

Book Review of *The Roma Struggle for Compensation in Post-war Germany*, by Julia von dem Knesebeck. 26 *Holocaust and Genocide Studies* 505-507 (2012).

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Leary Davis

*Journals:*

"Competence as Situationally Appropriate Conduct: An Overarching Concept for Lawyering, Leadership, and Professionalism," 52 *Santa Clara Law Review* 725-794 (2012).

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Eric Fink

*Journals:*

"No Money, Mo' Problems: Why Unpaid Law Firm Internships Are Illegal & What To Do About It," 47 *University of San Francisco Law Review* 1-25 (2013).

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Steven Freidland

*Books:*

*Constitutional Law: Cases, Materials and Problems*, 3rd ed. New York: Aspen, 2013 [with Russell L. Weaver, Catherine Hancock, Bryan Fair, John Knechtle, and Richard A. Rosen].

*Criminal Procedure: Cases, Problems and Exercises*, 5th ed. St. Paul, MN: West Academic Publishing, 2013 [with Russell L. Weaver, John M. Burkoff, Catherine Hancock, Janet C. Hoeffel, and Stephen Singer].

*Criminal Procedure: Cases, Problems and Exercises: Adjudicative Processes*, 5th ed. St. Paul, MN: West Academic Publishing, 2013 [with Russell L. Weaver, John M. Burkoff, Catherine Hancock, Janet C. Hoeffel, and Stephen Singer].

*Criminal Procedure: Cases, Problems and Exercises: Investigative Processes*, 5th ed. St. Paul, MN: West Academic Publishing, 2013 [with Russell L. Weaver, John M. Burkoff, Catherine Hancock, Janet C. Hoeffel, and Stephen Singer].

*Skills and Values: Constitutional Law*. New Providence, NJ: LexisNexis, 2013 [with Paul Caron, Olympia Duhart, Samuel Estreicher, Joan Heminway, Edward Imwinkelried, Paul Marcus, John Sprankling, and Melissa Weresh].

2012 Supplement to *Criminal Procedure: Cases, Problems and Materials*, 4th ed. St. Paul, MN: Thomson Reuters, 2012 [with Russell L. Weaver, John M. Burkoff, Catherine Hancock, Janet C. Hoeffel, and Stephen Singer].

*Criminal Procedure: Cases, Problems and Materials*, 4th ed. St. Paul, MN: Thomson Reuters, 2012 [with Russell L. Weaver, John M. Burkoff, Catherine Hancock, and Janet C. Hoeffel].

*Journals:*

"Controversial Five-To-Four Supreme Court Decisions and the Politicalization of a Majority of One." (2012) [SSRN Elon University Law Legal Studies Research Paper No. 2012-08].

"Trumpeting Change: Replacing Tradition with Engaged Legal Education," 3 *Elon Law Review* 93-131 (2011).

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Henry Gabriel

*Books:*

Bender's Uniform Commercial Code Service: Sales and Bulk Transfers, Volumes 3 and 3A. New York: Matthew Bender, 2001-- [with William H. Henning] [2012 & 2013 semi-annual updates].

*Journals:*

"The 2003 Amendments of Article Two of the Uniform Commercial Code: Eight Years or a Lifetime After Completion," 52 South Texas Law Review 478-518 (2011).

"An American Perspective on the 2010 UNIDROIT Principles of International Commercial Contracts," 77 *Rechtszeitschrift für Ausländisches und Internationales Privatrecht* 158 (2013).

"The Application of the Geneva Convention for Intermediated Securities," 9 *Macquarie Journal of Business Law* 166 (2012).

"The UNIDROIT Principles 2010: An American Perspective," 2012 *Uniform Law Review* 507 (2012).

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Scott Gaylord

*Journals:*

"For-Profit Corporations, Free Exercise, and the HHS Mandate." (2013) [SSRN Elon University Law Legal Studies Research Paper No. 2013-02].

"Casey and a Woman's Right to Know: Ultrasounds, Informed Consent, and the First Amendment," 45 *Connecticut Law Review* 595-652 (2012) [with Thomas J. Molony].

"Unconventional Wisdom: The Roberts Court's Proper Support of Judicial Elections," 2011 *Michigan State Law Review* 1521-1568 (2011).

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Andrew J. Haile

*Journals:*

"Landmark Settlements and Unintended Consequences," 44 *University of Toledo Law Review* 145-178 (2012) [with Matthew W. Krueger-Andes].

"Sales Tax Exceptionalism," 4 *Columbia Journal of Tax Law* 136-173 (2013).

*Chapters, Essays and Other Works in Compilations:*

"A Potential Game Changer in E-Commerce Taxation" 67 (10) *State Tax Notes* 747-752 (2013) [with David Gamage and Darien Shanske].

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Peter Hoffman

*Books:*

The Effective Deposition, 4th ed. New York: LexisNexis, 2012 [with David M. Malone].

*Journals:*

"Teaching Theory Versus Practice: Are We Training Lawyers or Plumbers?" 2012 *Michigan State Law Review* 625-646 (2012).

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Faith Rivers James

*Journals:*

“Leadership and Social Justice Lawyering” 52 Santa Clara Law Review 971-1002 (2012).

“Nonprofit Pluralism and Public Trust: Constructing a Transparent, Accountable, and Culturally Competent Board Governance Paradigm” 9 Berkeley Business Law Journal 1 & 2 (2012).

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Howard Katz

*Books:*

Constitutional Law: Cases in Context, 2nd ed. New York: Wolters Kluwer, 2013 [with Randy E. Barnett].

Constitutional Rights: Cases in Context. New York: Wolters Kluwer, 2013 [with Randy E. Barnett].

Constitutional Structure: Cases in Context. New York: Wolters Kluwer, 2013 [with Randy E. Barnett].

Starting Off Right in Torts, 2nd ed. Carolina Academic Press, 2012 [with Carolyn J. Nygren].

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David S. Levine

*Journals:*

“Intellectual Property Law Without Secrets,” 1 The Law of the Future and the Future of the Law: Volume II 337-347 (2012) [editors Sam Muller, Stavros Zouridis, Morly Frishman, and Laura Kistemaker].

“The Social Layer of Freedom of Information Law,” 90 North Carolina Law Review 1687-1734 (2012).

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Thomas Molony

*Journals:*

“Beyond the Target Market: Product Advertising and Rule 10b-5’s ‘In Connection With’ Requirement.” [SSRN Elon University Law Legal Studies Research Paper No. 2012-05].

“Casey and a Woman’s Right to Know: Ultrasounds, Informed Consent, and the First Amendment,” 45 Connecticut Law Review 595-652 (2012) [with Scott Gaylord].

“Making a Solid Connection: A New Look at Rule 10b-5’s Transactional Nexus.” [SSRN Elon University Law Legal Studies Research Paper No. 2012-04].

“Still Floating: Security-Based Swap Agreements After Dodd-Frank,” 42 Seton Hall Law Review 953-1008 (2012).

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Robert Parrish

*Journals:*

"How Quickly We Forget: The Short and Undistinguished Career of Affirmative Action." [SSRN Working Papers Series May 29, 2013].

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Michael Rich

*Journals:*

"Limits on the Perfect Preventive State." [SSRN Elon University Law Legal Studies Research Paper 2013].

"Should We Make Crime Impossible?" 36 Harvard Journal of Law & Public Policy 795-848 (2013).

"Brass Rings and Red-Headed Stepchildren: Protecting Active Criminal Informants," 61 American University Law Review 1433- 1502 (2012).

"Lessons of Disloyalty in the World of Criminal Informants," 49 American Criminal Law Review 1493-1540 (2012).

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Catherine J. Wasson

*Books:*

A Practical Guide to Legal Writing and Legal Method, 5th ed. New York: Wolters Kluwer Law & Business, 2013 [with John C. Dernbach, Richard V. Singleton, Cathleen S. Wharton and Joan M. Ruhtenberg].

A Practical Guide to Legal Writing and Legal Method, 5th ed. Teachers Manual. New York: Wolters Kluwer Law & Business, 2013 [with John C. Dernbach, Richard V. Singleton, Cathleen S. Wharton and Joan M. Ruhtenberg].

*Journals:*

"How Metacognitive Deficiencies of Law Students Lead to Biased Ratings of Law Professors," 28 Touro Law Review 1305-1338 (2012) [with Barbara J. Tyler].

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Alan D. Woodlief

*Books:*

North Carolina Law of Damages, 5th ed. Eagan, MN: Thomson West, 2012.

North Carolina Civil Practice and Procedure with Appellate Advocacy, 6th ed. Eagan, MN: Thomson West, 2013.

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