2006

New Faculty & Faculty Publications, 200-2006

Golden Gate University School of Law

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I am pleased to introduce the new full-time faculty members at Golden Gate University School of Law and to present an overview of selected faculty publications and editorial activities since 2000.

Our faculty members bring practical experience and active engagement in the professional legal community to their teaching and their scholarship. When not teaching and working as advocates at the local, state, and federal levels, they are writing seminal law textbooks and producing important papers on a wide range of topics, such as intellectual property litigation and multimedia law; workplace harassment and discrimination law; California energy needs and environmental justice, and critical legal issues facing the European Union and several Asian and African nations.

Through our own publications (Golden Gate University Law Review, the Environmental Law Journal, and the Annual Survey of International and Comparative Law) and other prestigious US and international legal journals, our faculty are making important contributions to legal education and scholarship.

I invite you to peruse this sampling of faculty scholarship at our law school in recent years. For more complete listings of our faculty publications, please visit our website at www.ggu.edu/law.

Frederic White
Dean and Professor of Law
School of Law
MICHELE M. BENEDETTO joined Golden Gate in July 2006 as an associate professor. Her principal teaching subjects are business associations and professional responsibility. She received her BA (cum laude) as a valedictorian finalist from Santa Clara University and her JD from New York University Law School, where she was a Root-Tilden-Kern Public Service Scholar.

Professor Benedetto served as a judicial clerk for the Hon. Napoleon A. Jones Jr., US District Court. Following her clerkship, she received an Equal Justice Works fellowship to design and coordinate the Youth Outreach Project at the Legal Aid Society of San Diego. She represented former foster youth in court in a variety of civil legal matters, created and supervised youth outreach clinics, and advocated for larger policy issues on behalf of youth at the state and local levels.

Professor Benedetto has served as adjunct professor of law at Thomas Jefferson School of Law, where she designed and taught a public interest law course. Before joining GGU she was an associate in the San Diego office of Morrison & Foerster LLP, where she specialized in corporate labor and employment matters. Her publications include articles in the UC Davis Journal of Juvenile Law and Policy, Employment Law Commentary, and Youth Law News.

PUBLICATIONS:


Happy Birthday, You’re Homeless, National Center for Youth Law, Youth Law News (April-June 2003), co-authored with Phil Ladew.

ERIC C. CHRISTIANSEN joined Golden Gate in 2005 as an associate professor. His primary teaching interests are property law, constitutional law, and foreign and comparative law. Before joining GGU he was in private practice, specializing in international capital markets work for the London and San Francisco offices of Latham & Watkins. He has also worked for Thelen Reid & Priest, the Office of the San Francisco Public Defender, and Amnesty International.

Professor Christiansen attended New York University School of Law as a Root-Tilden-Kern Public Interest Law Scholar. His law school honors included serving as editor-in-chief of the *NYU Journal of International Law & Politics*, as supervising editor of the *International Citation Manual* (a joint publishing effort of the Library of Congress and NYU JILP); and receiving the Lipper International Law Award.

In 1999 he was named a Center for Distributive Justice Fellow and began his initial work in the area of South African law and in 2001 became a law clerk to Chief Justice Arthur Chaskalson of the South African Constitutional Court. He researches and speaks on topics related to South African law, comparative constitutional law, and the rights of sexual minorities. He received the Newman Prize for publishing in the field of international and comparative law for his article *Ending the Apartheid of the Closet: Sexual Orientation in the South African Constitutional Process*. Professor Christiansen holds a master’s degree from the University of Chicago, where he was an Andrew A. Mellon Fellow at The Divinity School, and a bachelor’s degree from the University of Notre Dame.

**PUBLICATIONS:**


*NYU Journal of International Law & Politics*, former editor-in-chief.
WILLIAM GALLAGHER, who has taught as a visiting professor at Golden Gate, became an associate professor in July 2006. His primary areas of teaching and research are intellectual property law and policy and legal ethics. He previously taught these subjects as a lecturer at the Santa Clara University School of Law and at GGU. He received his JD degree from the UCLA School of Law, his PhD from the University of California, Berkeley’s Jurisprudence and Social Policy Program (Boalt Hall), his MA from the University of Chicago, and his BA from the University of California, Berkeley.

Before joining GGU Gallagher was a partner in the litigation group of Townsend and Townsend and Crew LLP in San Francisco, where he represented clients in trials before both state and federal courts and before administrative agencies such as the Trademark Trial and Appeal Board and the International Trade Commission. His articles have appeared in such journals as the Pepperdine Law Review, Santa Clara Law Review, and Law and Social Inquiry. He is also editor of the forthcoming book International Library of Essays in Law and Society: Intellectual Property (Ashgate/Dartmouth Press, 2007).

Professor Gallagher’s recent activities include presenting a paper titled “Strategic Intellectual Property Litigation and Free Speech: Studying Plaintiff’s Lawyers and the Enforcement of IP Rights,” on his ongoing research at the Michigan State University College of Law Intellectual Property Roundtable; and speaking on “Reality Bytes: Digital Copyright in the 21st Century” at the 35th Annual Meeting of the Society of American Archivists.

PUBLICATIONS:


RACHEL VAN CLEAVE joined the faculty at Golden Gate in July 2006 as a professor after teaching for 11 years at Texas Tech University School of the Law, where she held the J. Hadley Edgar Professorship. She graduated from UC Hastings College of the Law in 1989, after receiving her BS from Stanford University. After law school she clerked for the Hon. Sam D. Johnson, US Court of Appeals for the Fifth Circuit in Austin, Texas. She then taught legal research and writing at Santa Clara University School of Law from 1990 to 1992 and at Stanford Law School from 1992 to 1994, where she also obtained her JSM.

Professor Van Cleave has been a visiting faculty member at University of Richmond School of Law and at UC Hastings College of the Law. In 1996, she researched Italian criminal justice on a J. William Fulbright Research Grant. She and her family returned to Italy in 2003, where she spent her sabbatical researching the history of violence against Italian women. She has written several articles on comparative criminal justice and on state constitutional law. She teaches comparative criminal justice, gender and the law, property, wills and trusts, and criminal law.

**PUBLICATIONS:**


ASSOCIATE PROFESSOR MICHELE BENEDETTO
(page 2)

PROFESSOR ROGER BERNHARDT

*California Mortgage & Deed of Trust Practice*, 3d ed. (CEB 2000).


*Bernhardt's California Real Estate* (Lexis, Annual).


*Real Property Law Reporter*, editor and commentator (CEB Annual).


PROFESSOR EMERITUS ALLAN BROTSKY

*Discovery* (ch. 72), *California Torts* (LexisNexis Matthew Bender 2005), Levy et al.

PROFESSOR LESLIE BURTON


*To Bomb or Not to Bomb: The Legality is the Question* (regarding United Nations' peacekeeping efforts in Yugoslavia), 7 Annual Survey of International & Comparative Law 49 (2001).


PROFESSOR AND ASSOCIATE DEAN
ROBERT CALHOUN

Police Departments Should Record Custodial Interrogations, San Francisco Daily Journal (Sept. 13, 2004), with GGU Law Professor Susan Rutberg.


ASSOCIATE PROFESSOR HELEN CHANG


ASSOCIATE PROFESSOR ERIC C. CHRISTIANSEN (page 3)

PROFESSOR MARKITA COOPER


ASSOCIATE PROFESSOR WILLIAM GALLAGHER (page 4)

ASSOCIATE PROFESSOR MARC GREENBERG


Internet Legal Issues, videotape (The Center for Continuing Education spring 2001).


First Amendment Restrictions – Vo v. City of Garden Grove (Case Note), 27 Real Property Law Reporter 75 (May 2004).
Intellectual Property and Golden Gate University, West Indian Lawyer (May/June 2004).

Head Games in IP, Experts Column, ggu magazine (summer 2002).

PROFESSOR HELEN HARTNELL


Margins in European Integration (ch. 2), European Integration through the Kaleidoscope: The View from the Central and Eastern European Margins (St. Martin's Press 2000), Noel Parker and Bill Armstrong, eds.

ASSOCIATE PROFESSOR HELEN KANG


Federal Impact on State Resources; Fighting the Feds for Clean Air, San Francisco Chronicle (Sept. 10, 2003).

PROFESSOR MYRON MOSKOVITZ


Get It Right the First Time: Tips from an Appellate Lawyer, 23 California Lawyer 34 (Sept. 2003).


The Problem Method of Teaching Law, Journal of Judicial Reform in Japan (Feb. 2001), and also in 4 Waseda Proceedings of Comparative Law 75 (Tokyo 2001).


ASSOCIATE PROFESSOR DORIS NG


ASSOCIATE PROFESSOR CHRISTIAN OKEKE

Annual Survey of International & Comparative Law, co-editor in chief.


PROFESSOR AND ASSOCIATE DEAN
DAVID OPPENHEIMER

Whitewashing Race: the Myth of a Color-Blind Society
(University of California Press 2003, paperback 2005), with
M. Brown, M. Carnoy, E. Currie, T. Duster, M. Schultz & D.
Wellman. Winner of the 2004 Benjamin L. Hooks
Outstanding Book Award, finalist for the 2004 C. Wright
Mills Award, honorable mention in the 2004 Myers
Outstanding Book Awards.

Employer Liability for Sexual Harassment by Supervisors (ch. 17), Directions in Sexual Harassment
Law (Yale University Press 2003), MacKinnon and Siegel, eds.


Stories (Foundation Press 2006).

At Will Employment under U.S. Law, No. 1, Revue de Droit du Travail (Daloz) (June 2006).

Distinguishing Five Models of Affirmative Action, reprinted as chapter in Healey & O'Brien, Race,

Workplace Harassment and the First Amendment: A Response to Professor Volokh, reprinted as chapter
in Sexual Harassment: Cases, Case Studies & Commentary (Peter Lang Publishing 2002), Paul I.
Weizer, ed.

Understanding Affirmative Action, reprinted as chapter in
Davis, Johnson & Martinez, A Reader on Race, Civil Rights and
2001).

Evaluating the U.S. Policy of Using Private Lawsuits to Remedy
Employment Discrimination, 49 2005/1 Droit et Cultures 109
(2005).

Verdicts Matter: An Empirical Study of California Employment
Discrimination and Wrongful Discharge Jury Verdicts Reveals
Low Success Rates for Women and Minorities, 37 UC Davis Law


Terminating the Partisanship in Judicial Nominations, The San Francisco Recorder (Feb. 6, 2006).


PROFESSOR ANTHONY PAGANO

ASSOCIATE DIRECTOR CHRISTINE PAGANO

PROFESSOR ALAN RAMO
Note on Martin v. City & County of San Francisco, 29 Real Property Law Reporter 251 (March 2006).

Everyday Heroes Protect the Air We Breathe, the Water We Drink, and the Natural Areas We Prize (ch.) CEQA Promotes Environmental Justice (Planning and Conservation League 2005), Karen Douglas, et al., eds.


The Environmental Justice Clinic at the Golden Gate University School of Law: Profile of Environmental Justice Activism, Human Rights, Section of Individual Rights and Responsibilities, American Bar Association (fall 2003).

PROFESSOR CLIFFORD RECHTSCHAFFEN


*Reinventing Environmental Enforcement and the State/Federal Relationship* (Environmental Law Institute 2003), with David L. Markell.


*The Evidence of Environmental Injustice*, Environmental Law News (Environmental Law Section, California State Bar 2003).


Once an Environmental Leader, U.S. Now Barely Follows, San Francisco Chronicle (Jan. 4, 2006).


Environmental Justice (Center for Progressive Regulation, White Paper #505 March 2005), with Catherine O'Neill and Eileen Gauna.


 Appearing on the Next California Ballot: An Initiative to Ban Information, Urban Habitat (Sept. 2003).


ASSOCIATE PROFESSOR LESLIE ROSE

PROFESSOR SUSAN RUTBERG


Using DNA to Free the Innocent, San Francisco Chronicle (Nov. 6, 2005), with Janice Brickley.

Justice System Must Be Held to Account for Wrongful Convictions, San Francisco Daily Journal (Nov. 2, 2005), with Janice Brickley.

Police Departments Should Record Custodial Interrogations, San Francisco Daily Journal (Sept. 13, 2004), with GGU Law Professor Robert Calhoun.

PROFESSOR MARCI SEVILLE


Developing Issues in Retaliation Law, American Bar Association Section on Labor & Employment Law, midwinter meeting publication prepared in conjunction with ABA panel presentation (2002).


ASSOCIATE PROFESSOR AND ASSOCIATE DEAN KIMBERLY STANLEY

Travel Expenses (ch 1D:3) in LexisNexis Tax Advisor—Federal Topical (forthcoming 2006).


PROFESSOR AND ASSOCIATE DEAN SOMPONG SUCHARITKUL

Selected Publications Since 2003:

Annual Survey of International & Comparative Law, editor in chief.

American Journal of Comparative Law, editor.

International Legal Materials (Asian Pacific Region), editor.
Chinese Journal of International Law, editor.

Asian Year Book of International Law, editor.


National Treaty Law and Practice (ch. 18), National Treaty Law and Practice: Thailand (Martinus Nijoff 2005).

Dispute Settlement in International Trade, Investment and Intellectual Property—Regional Approaches, 6.3 ASEAN, course taught at UN Conference on Trade and Development (UNCTAD 2003).

Declaration of ASEAN Concord II (Bali Concord II) 43 International Legal Materials 18 (2004).

International Law at the Dawn of the Third Millennium from an Asian Perspective: Thailand, 1 Chinese Yearbook of International Law (March 2003).

Las Inmunidades de Jurisdiccion en el Derecho Internacional Contemporaneo, 6 Curso Euromediterraneo Bancaja de Derecho Internacional (2002).

PROFESSOR AND ASSOCIATE DEAN JON SYLVESTER

Annual Survey of International & Comparative Law, co-editor in chief.

Revising the Arbitration Clause in Real Estate Contracts, Real Property Law Reporter (Sept. 2004), with GGU Law Professor Roger Bernhardt.


It's Not Just a Job, It's an Adventure! 34 Univ. Toledo LR 165 (2002), with GGU Law Professor Anthony Pagano.

PROFESSOR RACHEL VAN CLEAVE (page 5)

PROFESSOR AND DEAN FREDERIC WHITE

The Trouble with Email: Suspect Every Negative Declaration, 37 Toledo Law Review 191 (2005).


