

Sentell's likeness finds home in the library



Sentell's former students who spearheaded the creation of the bust are third-year students Tiffany Smith (l.) and Knox Withers (second from l.), second-year student Michael Ruppensburg (second from r.) and third-year student J.L. King (r.). Also present are Professor Perry Sentell (LL.B.'58) and bust artist Kathryn Sekeres (to the l. of the bust).

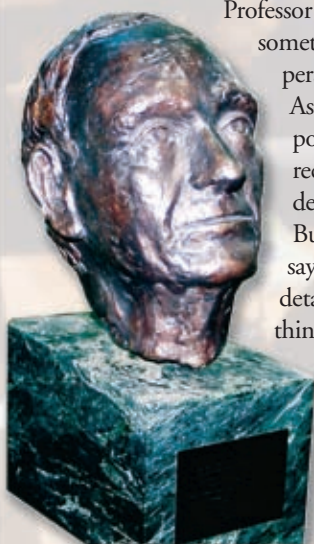
Bust artist Kathryn Sekeres congratulates Professor Perry Sentell (LL.B.'58) at the unveiling ceremony.



Earlier this year, the last students to take a class from the legendary R. Perry Sentell Jr. (LL.B.'58) presented the law school with a bust of the scholar. Former students of the professor were solicited to help create this lasting tribute, which now graces the Carl E. Sanders Reading Room of the law library.

At the unveiling ceremony, one of the organizers of the bust and current third-year student C. Knox Withers said, "...

Professor Sentell did succeed in teaching us something, though I imagine that to each person that something may be different. As for me, I remember him raking some poor soul over the coals for her inability to recall some seemingly minute and trivial detail of a case I've long since forgotten. But he then admonished the entire class, saying, 'Class, the life of the law is in the details.' That may be the most important thing I took away from his class, and it's something I will always remember."



GEORGIA LAW REVIEW

to sell Sentell Poetry

In its summer issue, the *Georgia Law Review* published "Torts in Verse: The Foundational Cases," written by Carter Chair Emeritus R. Perry Sentell Jr. (LL.B.'58). The section contains Sentell's unique poetry, familiar to all former Section T students, and will be sold to alumni and friends for \$4 per copy.

To place your order and to take a trip down memory lane, please contact the Georgia Law Review Office at (706) 542-7286 or galrev@uga.edu to place your order. All poetry reprints will be autographed by the professor.

Faculty Notes

The following will summarize the scholarly productivity of Georgia Law's distinguished faculty for 2004-05.

Peter A. Appel

"The Embarrassing Rule Against Perpetuities" in 54 *Journal of Legal Education* 264; "The Power of Congress 'Without Limitation' in the Twentieth Century" in 24 *Public Land and Resources Law Review* 25; and "The Louisiana Purchase and the Lewis and Clark Expedition: A Constitutional Moment?" in *Lewis and Clark: New Essays* (K. Fresonke and M. Spence eds.) (University of California Press).



Milner S. Ball (J.D.'71)

"Common Good in Performance" in *In Search of the Common Good* (P. Miller and D. McCann eds.) (T&T Clark International);

"A Southern Recipe for Scholarship and Politics" in *Loving God with our Minds* (M. Welker ed.) (Eerdmans) (Festschrift for W. Alston); a book review of L. MacDonald's *A Voting Rights Odyssey* in 10 *Georgia Bar Journal* 72; a book review of C. Weisbrod's *Emblems of Pluralism: Cultural Differences and the State* in 23 *Law and History Review* 228; and a book review of *Minding the Law* in 25 *Justice System Journal* 315.

J. Randy Beck

"Relaciones de medios y fines y el Poder Legislativo: Una perspectiva desde los Estados Unidos" in *LA LEY* (Argentine law journal), suplemento Actualidad, p.2 (Oct. 7, 2004), discussing the U.S. Supreme Court's use of means-end scrutiny to restrict legislative power (translated into Spanish by D. Latimer, M. Rojo and P. Esteban).



Daniel M. Bodansky

"The Use of International Sources in Constitutional Interpretation" in 32 *Georgia Journal of*

International and Comparative Law 421; "Rules vs. Standards in International Environmental Law" in 98 *American Society of International Law Proceedings* 275; "Book Review: Sharing Transboundary Resources" in 99 *American Journal of International Law* 280; *International Climate Efforts Beyond 2012: A Survey of Approaches* (Pew Center on Global Climate Change) (with S. Chou and C. Jorge); *Legal Authority of the United States to Adopt Measures to Protect North Atlantic Right Whales from Ship Strikes* (Marine Mammal Commission) (with A. Rieser); "Deconstructing the Precautionary Principle" in *Bringing New Law to Ocean Waters* (D. Caron and H. Scheiber eds.); and "Potential Subject-Matters and Areas of Non-Treaty Lawmaking" in *Developments of International Law in Treaty-Making* (R. Wolfrum and V. Roben eds.).



Lonnie T. Brown, Jr.

"May It Please the Camera, . . . I Mean the Court' -- An Intrajudicial Solution to an Extrajudicial Problem" in 39 *Georgia Law Review* 83.

Ronald L. Carlson

"Confronting the Accused with His Past Convictions" in 5 *Georgia Prosecutor* 10 (Spring 2004) (with M. Carlson); "The Right to Open and Conclude Final Arguments: When is Evidence Introduced?" in 5 *Georgia Prosecutor* 1 (Fall 2004) (with M. Carlson); *A Student's Guide to Elements of Proof* (Thomson/West); *Criminal Justice Procedure*, 7th ed. (LexisNexis).



Beird receives Cleveland Award

In January, the Institute of Continuing Legal Education presented Dean Emeritus J. Ralph Beird with the A. Gus Cleveland Award for Excellence in Continuing Legal Education. The award recognizes "Georgia attorneys who, through outstanding contributions to CLE, have made a profound difference" in the legal profession. This is only the third time the award has been given. The first presentation was made to Gus Cleveland in 1990 and the second was to John Marshall in 1992. Pictured above with Beird (l.) is ICLE's Board of Trustees Chair William D. Barwick (J.D.'74).

Dan T. Coenen

Constitutional Law: The Commerce Clause (Foundation Press); various articles for the *New Georgia Encyclopedia* (online); and *Hamilton, Madison and Their Federalist Papers* (Twelve Tables Press) (forthcoming).

Anne Proffitt Dupre (J.D. '88)

"School Funding Litigation: Who's Winning the War" in 57 *Vanderbilt Law Review* (with J. Dayton); and "Education Finance Litigation" in 186 *Education Law Reporter* 1 (with J. Dayton and C. Kiracofe).



Thomas A. Eaton

"Foreword: Scholarship and Service," introduction to the "Report of the Governor's Workers' Compensation Review Commission" in 38

Georgia Law Review 1245; "Report of the Governor's Workers' Compensation Review Commission" in 38 *Georgia Law Review* 1241 (with D. Mustard); *Constitutional Torts*, 2d ed., and teacher's manual (LexisNexis) (with S. Nahmod and M. Wells); *Cases and Materials on Workers' Compensation*, 5th ed. (Thomson/West) (with J. Little and G. Smith); and "The Effects of Seeking Punitive Damages on the

Processing of Tort Claims" in the *Journal of Legal Studies* (with D. Mustard and S. Talarico) (forthcoming).

Paul J. Heald

"A Transaction Costs Theory of Patent Law" in the *Ohio State Law Journal* (forthcoming); "A Skeptical Look at Mansfield's Famous 1994 Survey" in *Intellectual Property Rights: Critical Concepts in Law* (D. Vaver ed.) (Routledge) (forthcoming) (reprinted from 15 *Information Economics and Policy* 57); "American Corporate Copyright: A Brilliant, Uncoordinated Plan" in *New Directions in Copyright Law* (F. MacMillan ed.) (Elgar Press) (forthcoming); and "Pollen Drift and the Bystanding Farmer: Harmonizing Patent Law and Common Law on the Technological Frontier" in *Seeds of Resistance/Seeds of Change* (V. Nazarea and R. Rhoades eds.) (with J. Smith) (forthcoming).

Walter Hellerstein

"The European Commission's Report on Company Income Taxation: What the EU Can Learn from the Experience of the US States" in 11 *International Tax and Public Finance* 1 (with C. McLure); "Lost in Translation: Contextual Considerations in Evaluating the Relevance of US Experience for the European Commission's Company Tax Proposals" in 58 *Bulletin for*

International Fiscal Documentation 86 (with C. McLure); "Congressional Intervention in State Taxation: A Normative Analysis of Three Proposals" in 102 *Tax Notes* 1375 (with C. McLure), also published in 31 *State Tax Notes* 721; "Travels with Charlie: Charles E. McLure Jr.'s Contributions to the Law of Taxation" in 35 *State Tax Notes* 897; *Streamlined Sales and Use Tax* (Warren Gorham & Lamont) (with J. Swain); *State and Local Taxation, Cases and Materials*, 8th ed. (Thomson/West) (with the late J. Hellerstein); supplements to *State Taxation* (3d ed., 1998), vols. I and II; "U.S. Subnational State Sales Tax Reform: The Streamlined Sales Tax Project" in the *Bulletin for International Fiscal Documentation* (forthcoming); "International Income Allocation in the Twenty-first Century: The Case for Formulary Apportionment" in the *International Transfer Pricing Journal* (forthcoming); and the revision of chapters 190, 191 and 192 on state taxation of minerals in *American Law of Mining* (forthcoming).



Paul M. Kurtz

"Annual Survey of Periodical Literature" in 37 *Family Law Quarterly* 727; and *Family Law: Cases, Text, Problems*, 4th ed. (LexisNexis) (with I. Ellman, E. Scott, B. Bix and L. Weithorn).

Edward J. Larson

Evolution: The Remarkable History of a Scientific Theory (Random House); *Property: Cases and Materials* (Aspen) (with J. Smith, J. Nagle and J. Kidwell); "Wonderful Life: Debating Evolution in the Age of DNA" in 80 *Virginia Law Review* 71; "Evolution's New Look" in 28 *Wilson Quarterly* 60 (with M. Arnold), reprinted in *Current* (Nov. 2004); "Euthanasia in America – Past, Present and Future, A Review of A Merciful End and Forced Exit" in 102 *Michigan Law Review* 1245; "Poles Apart" in 15 *Science and Spirit* 26; "The Art of Debating Darwin" in 48 *Christianity Today* 89; "The Implications of HSAs for Health Care Reform: Preliminary Results after



Larson receives honorary doctorate

Georgia Law Talmadge Chair Edward J. Larson was presented with an honorary doctorate in humane letters at Ohio State University's Dec. 12 commencement ceremony.

This degree, one of Ohio State's highest honors, recognizes Larson's lifetime accomplishments as a historian and his efforts to promote the understanding of historical and contemporary issues in bio-science, medicine, politics and law.

Larson, who is also the Russell Professor of American History at UGA, was the 1998 recipient of the Pulitzer Prize in History for his book *Summer for the Gods: The Scopes Trial and America's Continuing Debate Over Science and Religion*. An internationally-renowned authority, he has authored five books, coauthored or co-edited six other books, published more than 60 articles and frequently lectures and speaks on history, law and bio-science for academic, professional and public audiences. He has been invited to give endowed or funded lectures at 40 colleges and universities, including the California Institute of Technology, Harvard University and Vanderbilt University.

One Year” in the *Wake Forest Law Review* (forthcoming); and *The Constitutional Convention: A Narrative History from the Notes of James Madison* (Random House) (forthcoming).



E. Ann Puckett

Bibliography of Law Review Articles on Disability Law at <http://www.law.uga.edu/cgi-bin/disdb/dynddb.pl> (updated continuously); *Searchable Bibliography*

of Law Review Articles on Disability Law at <http://www.law.uga.edu/academics/profiles/bib/disbib/disdatabase.htm> (updated continuously); and *Staffing for Law School Computing Services* at: <http://www.law.uga.edu/cgi-bin/library/staffcomp.pl> (annual survey).

Margaret V. Sachs

“Women Corporate Law Professors: The First Two Generations” in 65 *Maryland Law Review* (symposium issue) (forthcoming).

R. Perry Sentell Jr. (LL.B. '58)

“Local Government Liability Litigation: Numerical Nuances” in 38 *Georgia Law Review* 633; “Georgia Local Government Law” in 56 *Mercer Law Review* 1; “Appellate Conflicts in Local Government Law: The Disagreements of a Decade” in 56 *Mercer Law Review* 351; *Essays on the Supreme Court of Georgia* (Carl Vinson Institute of Government, University of Georgia); “Torts in Verse: The Foundational Cases” in the *Georgia Law Review* (forthcoming); “Local Government Law” in the *Mercer Law Review* (forthcoming); and “Official Immunity in Local Government Law: A Quantifiable Confrontation” in the *Georgia State University Law Review* (forthcoming).



David E. Shipley

Introductory remarks at the From Autocracy to Democracy: the Effort to Establish Market Democracies in Iraq and Afghanistan

Conference in 33 *Georgia Journal of*

International and Comparative Law 115; “Rulemaking” in *South Carolina Administrative Practice and Procedure* (South Carolina Bar) (with R. Lowell); and “What Do Flexible Road Signs, Children’s Clothes and the Allied Campaign in Europe During WWII Have in Common?: The Public Domain and the Supreme Court’s Intellectual Property Jurisprudence in 13 *University of Baltimore Intellectual Property Law Journal* (forthcoming).

James C. Smith

Property: Cases and Materials (Aspen 2004) (with E. Larson, J. Nagle and J. Kidwell); supplements to three books - *Federal Taxation of Real Estate*, *Friedman on Contracts and Conveyances of Real Property* and *Neighboring Property Owners*; “Leases of Personal Property” in *Secured Transactions under the Uniform Commercial Code*; and a book review of J. Getzler’s *A History of Water Rights at Common Law in the Law and History Review* (forthcoming).



Peter J. Spiro

“Disaggregating U.S. Interests in International Law” in 67 *Law & Contemporary Problems* 195; “9/11: Insinuating Constitutional and

International Norms” in *The Maze of Fear: Security and Migration after 9/11* (J. Tirman ed.) (The New Press); “Unpacking NGO Accountability” in *From Government to Governance: The Growing Impact of Non-State Actors on the International and European Legal System* (W. Heere ed.) (TMC Asser Press); “International Law and Citizenship: Mandated Membership, Diluted Identity” in *People Out of Place: Globalization, Human Rights and the Citizenship Gap* (Routledge); “Realizing Constitutional and International Norms in the Wake of September 11” in *The Constitution in Wartime: Beyond Alarmism and Complacency* (M. Tushnet ed.) (Duke University Press); “Perfecting Political Diaspora in the *New York University Law Review* (forthcoming); and “The Story of *Afroyim*: Vaunting Citizenship, Presaging



Forum created for scholarly exchange

Demonstrating a commitment to scholarly engagement, Georgia Law has inaugurated the Faculty Colloquium Series through which some of the nation’s top legal academics will present substantial works in progress to the law school faculty. The guest speakers, both rising younger commentators and established senior ones, reflect the law school’s growing reputation in academic circles.

The series will provide a forum for provocative and innovative legal scholarship and will give Georgia Law faculty the opportunity to collaborate on works in progress, exchange ideas and foster relationships with other institutions.

Legal scholars who visited Georgia Law this spring as part of the program include:

- Ryan Goodman, Harvard University
- Jim J. Brudney, Ohio State University
- Tung Yin, University of Iowa
- Polly J. Price, Emory University
- John O. McGinnis, Northwestern University
- Kent Greenfield, Boston College
- Orin S. Kerr, George Washington University
- Sanford V. Levinson, University of Texas
- Allison M. Danner, Vanderbilt University

This program is made possible through the Kirbo Trust Endowed Faculty Enhancement Fund.

Transnationality” in *Immigration Law Stories* (D. Martin and P. Schuck eds.) (Foundation Press) (forthcoming).

Erwin C. Surrency (J.D.'48)

“The Transition from Colonialism to Independence” in 46 *American Journal of History* 49; and *Consolidation of Treaties and International Agreements: United States*, vol. 04-1.



Travis M. Trimble (J.D.'93)

“Environmental Law” in 55 *Mercer Law Review* 1201, a survey article in a volume devoted to 11th circuit cases decided in 2004.

Alan Watson

The Shame of American Legal Education (Dosije); “Legal Culture v. Legal Tradition” in *Epistemology and Methodology of Comparative Law* (Hart Publishing); and “Transformations of Law: Justinian’s Institutes 1.2 pr. 1” in *Miscellany Four* (Stair Society).



Camilla E. Watson

Federal Tax Practice and Procedure: Cases, Materials and Problems (Thomson/West) (with B. Billman); and *Federal Tax Procedure*

and *Tax Fraud* (Nutshell Series) (Thomson/West) (forthcoming).

Michael L. Wells

“Identifying State Actors in Constitutional Litigation: Reviving the Role of Substantive Context” in 26 *Cardozo*

Law Review 99; “International Norms in Constitutional Law” in 32 *Georgia Journal of International and Comparative Law* 429; and *Constitutional Torts*, 2d ed., and teacher’s manual (LexisNexis) (with T. Eaton and S. Nahmod).

Rebecca H. White



“Affirmative Action in the Workplace: The Significance of *Grutter?*” in 92 *Kentucky Law Journal* 263; and “I Do Know How She Does It (But Sometimes I Wish

I Didn’t)” in 11 *William and Mary Women’s Law Journal* 205.

Donald E. Wilkes Jr.

Federal Postconviction Remedies and Relief Handbook, 2004 ed. (Thomson/West).



Dupre leads consortium that received grant to create online legal journal

The Education Law Consortium (ELC) at UGA has been awarded a \$23,500 grant to create the nation’s first online interdisciplinary student journal for education law and policy.

The journal, titled *Education Law and Policy Forum*, will be a searchable and comprehensive online database of research on law and policy issues in education aimed at scholars, attorneys, students, administrators and faculty at all levels – including K-12 and higher education.

This new resource will stretch the boundaries of the uses of new media and information technology in research and instruction, according to ELC Co-director Anne Proffitt Dupre (J.D.'88), who holds a J. Alton Hosch Professorship at the law school. “The *Education Law and Policy Forum* will enable those interested in education to have immediate access to the latest research findings in the field without the delay that is experienced with traditional journals,” she said.

Graduate and professional students from across the nation are invited to submit works for the journal, which will be officially launched in the fall of 2005. The authors of selected papers will also present their work at a conference to be held in Athens in September 2005.

The ELC provides ready access to non-partisan information, research and analysis to assist those setting education policy at the local, state and federal levels. ELC members coordinating the project are Dupre; co-director John P. Dayton, a professor at the UGA College of Education; and J. Douglas Toma, a fellow of the ELC and an associate professor at the university’s Institute of Higher Education.



Cook becomes faculty member with Finding Words Georgia

The National Center for Prosecution of Child Abuse and the CornerHouse have partnered to develop a forensic interviewing program targeting child abuse victims.

Their goal is to have 25 states certified to deliver this training to local prosecutors, law enforcement officers, child protection workers and forensic interviewers by the year 2010.

The state of Georgia is among the first six states in the nation to adopt this innovative program, and Alan A. Cook (J.D.'84), the director of Georgia Law’s Prosecutorial Clinic, serves as a member of its nine-person faculty.

The intensive five-day Finding Words Georgia course will train legal and social work professionals to work together throughout child abuse investigations, from the receipt of initial reports to the interviews of the children as well as the prosecutions.