

**ANNUAL
REPORT**

2013-
2014



**NEW YORK UNIVERSITY
JOURNAL OF LEGISLATION
& PUBLIC POLICY**

NEW YORK UNIVERSITY

JOURNAL OF LEGISLATION AND PUBLIC POLICY

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Dear Friend,

I am pleased to write with good news: *Legislation* has had a banner year here at NYU Law.

Over the past year, we have produced more and better scholarship than ever before. Due to rising demand for publication in the Journal, as well as increased desire to partner with the Journal for programs and symposia at the law school, the Executive Board made the decision to transition from a three-issue publication to a quarterly. Not only did we publish an entire additional book this year, but Volume 16, Issue 4 holds pride of place as the largest single issue *Legislation* has ever published, with nine scholarly articles and student notes presented in well over four hundred pages of edited text. Additionally, *Quorum*, the Journal's online companion founded by the 2012–13 Executive Board, published five pieces, adding close to a fifth book of total content to the mix. *Legislation* claims nineteen scholarly articles and eight student notes over the past year.

The Journal's institutional presence at NYU Law has never been greater. This year, thanks to the joint effort of Senior Managing Editor Douglas Lindner and Senior Symposium Editor William Brewer, *Legislation* negotiated a partnership between the Law Alumni Association and the student journals whereby the LAA will join with a journal each year to plan and present its annual Fall Conference. As the progenitors of the partnership, *Legislation* was selected as the inaugural partner—and the resulting symposium on Shelby County and the future of voting rights in America was a smash hit.

Legislation additionally partnered with the NYU Chapter of the American Constitution Society to plan and execute NYU Law's first ever public policy and legislation drafting competition, held in the Spring 2014 semester. This competition—drawing over forty participants in its first year—was sponsored by Barbri, Lexis, and the Law School. The winner's policy paper and model legislation will be published in *Quorum* over the summer. The competition is now a permanent fixture in the Journal's work.

Next year, together with the Brennan Center for Justice, the Journal will present a symposium in the coming academic year examining judicial accountability and bias on the fifth anniversary of *Caperton v. Massey Coal Company, Inc.*

This increased visibility and rising interest in the Journal's activity led to an incredible recruiting season—well over half of all first-year NYU Law students applied to join *Legislation* in 2013, and our resulting staff editors were of the highest quality. A new committee program assigning all incoming second-year students to one of four unique non-production committees helped increase staff editor buy-in, resulting in nearly half of all eligible students applying for positions on *Legislation*'s Executive Board for the next year. We leave the Journal in good hands.

I am proud of the work we have done here in our small office in the basement of D'Agostino Hall this year, and proud to present this record of that effort. And I am confident when I say that when you read this Annual Report next year, the news will only be better.

On behalf of the Executive Board,

Peter R. Dubrowski
New York City
June 2014

Governance & Membership

As in past years, a thirteen-member Executive Board led the journal for the 2013–14 Academic Year. The remaining third-year students assisted the Journal as Articles Editors and Notes Editors. For the first time, a small cadre of highly qualified non-Board third-year students served as *Quorum* Editors, assisting Senior Notes Editor Eric Messinger in preparing *Quorum* Comments for publication.

Forty-five second-year students joined the Journal as Staff Editors in August 2013 after completing NYU Law’s Writing Competition over the summer.

The 2013 journal admission cycle was a highly successful one. Managing Editor Douglas E. Lindner served on the inter-journal Writing Competition Committee. He persuaded the committee to focus on the regulation of marijuana as the writing competition question and selected a large portion of sources for the 100-page prompt, ensuring the relevance of submissions to this Journal’s scope. Approximately 60% of NYU 1Ls who applied for journal membership applied to *Legislation*, and the vast majority of those who matched onto the Journal ranked it highly in their preferences.

Non-Production Standing Committees

Early in its tenure, the 2013–2014 Executive Board made a strong commitment to community engagement among *Legislation* members. For the first time, all Staff Editors were required to serve on committees unrelated to production. The goal was to involve 2Ls in *Journal* work beyond their standard bluebooking and substantiation duties. With their preferences in mind, each Staff Editor was assigned to one of the following four committees:

- **Content Committee** – Tasked with reviewing content submitted for publication consideration over the course of the academic year.
 - Co-Chair: Peter R. Dubrowski, Editor-in-Chief
 - Co-Chair: Joel D. Todoroff, Senior Articles Editor
- **Development Committee** – Tasked with planning and executing Journal special projects, including the Law Alumni Lecture and the Legislation Competition.
 - Co-Chair: Douglas E. Lindner, Managing Editor
 - Co-Chair: Eric G. Messinger, Senior Notes Editor
- **Social Committee** – Tasked with planning Journal social events and book release parties.
 - Co-Chair: Sean C. Robinson, Executive Editor
 - Co-Chair: Samantha M. Rubin, Senior Notes Editor
- **Symposium Committee** – Tasked with the execution of the Journal’s 2014 symposia and the preparation of the Journal’s 2015 Symposium Application.
 - Co-Chair: William A. Brewer, Senior Symposium Editor
 - Co-Chair: Douglas E. Lindner, Managing Editor

Publications

This year, *Legislation* published four full issues—adding a summer issue to its rotation for the first time since the Journal’s inception. Of these books, two presented the fruits of events and symposia supported by the Journal and its staff over the past year. In all, *Legislation* published nineteen academic articles by scholars, practitioners, and judges, and eight notes by current or recently graduated members of the editorial staff. Below, we provide synopses of the issues we’ve published, and the content contained therein.

Volume 16, Issue 3

Legislation’s inaugural summer issue opened with a presentation of remarks from **The CPLR at Fifty: Its Past, Present, and Future**, a joint Symposium cohosted by the Journal and the Institute of Judicial Administration (IJA). Speakers included **The Honorable Jack B. Weinstein**, discussing his experience writing the New York CPLR; **The Honorable Judith S. Kaye**, discussing her experience applying it, **Professors William E. Nelson** and **Vincent C. Alexander**, discussing the historic development and unique features of New York state civil procedure, respectively, and **David L. Ferstendig**, remarking on the CPLR’s quirks—and the impact those quirks have on practitioners within the state. Also included were the introductory remarks by NYU **Professor Oscar G. Chase**, Director of the IJA.

The Issue also contained:

- *When Can You Teach an Old Law New Tricks?*
 - By **Philip A. Wallach**, Fellow, the Brookings Institution
 - This Article tackles the problem of judicial interpretation of statutes given sustained congressional inaction in the face of changing circumstances. Wallach argues that many judicial opinion concerning themselves with discussions of statutory meaning are actually court struggling to rectify legislative dysfunction with the needs of present circumstances, and offers an institutionalist analysis for understanding when, and why, courts attempt to “teach an old law new tricks.”
- *Making it to Class: Socioeconomic Diversity and the Statutory Authority of the Department of Education*
 - By **Britton Kovachevich**, J.D. 2013, N.Y.U. School of Law
 - This Note considers the statutory authority of the Department of Education to regulate admissions policies at American universities, and argues for a broad, novel interpretation of said authority to authorize radical changes to admissions policies in order to promote greater socioeconomic diversity in postsecondary degree programs. This set of reforms, designed to sit alongside existing diversity-enriching admissions policies, is argued to be necessary to effectively tap American talent in lower socioeconomic bands, at a demonstrably higher risk of losing out on postsecondary education altogether.

Issue 16.4

Volume 16, Issue 4 featured seven articles produced in response to a major criminal defense symposium, **Criminal Justice in the 21st Century: Eliminating Racial and Ethnic Disparity in the Criminal Justice System**. This symposium was presented by the National Association of Criminal Defense Lawyers in partnership with the Foundation for Criminal Justice, the Brennan Center for Justice, the Association of Prosecuting Attorneys, the Center for NuLeadership on Urban Solutions, and the New York County Lawyers' Association. The Journal was selected to edit and publish all academic material produced from the symposium. More information regarding this event is available on the Journal's website, on Issue 16.4's main archive page.

The Journal expresses sincere condolences at the death of Andrew Taslitz, whose work we had the great honor to publish in this issue, in early 2014. Our thoughts and prayers remain with his family, friends, and faculty at American University.

The publication included:

In Search of Racial Justice: The Role of the Prosecutor

- By **Angela J. Davis**, Professor of Law, American University
- This Article examines the role of prosecutors in establishing and maintaining racial disparities in the criminal justice system, especially focusing on how seemingly race neutral charging and plea-bargaining decisions by prosecutors can actually cause and perpetuate racial disparities.
- *Across the Hudson: Taking the Stop and Frisk Debate Beyond New York City*
 - By **David A. Harris**, Professor of Law, University of Pittsburgh
 - This Article presents the results of a survey of 56 police departments concerning the practice of data collection on stop and frisk practices.
- *Stop Terry: Reasonable Suspicion, Race, and a Proposal to Limit Terry Stops*
 - By **Renee McDonald Hutchins**, Associate Professor of Law, University of Maryland
 - This Article discusses the history and legal justifications for the *Terry* doctrine, which grants a police officer the authority to stop and frisk based on reasonable suspicion, and proposes a new limitation which addresses the doctrine's well-documented racial disparities.
- *"Gives Us Free": Addressing Racial Disparities in Bail Determinations*
 - By **Cynthia E. Jones**, Associate Professor of Law, American University
 - This Article considers racial disparities that occur nationally in the bail determination process, due in large part to the lack of uniformity, resources, and information provided to officials in bail proceedings, and suggests reforms to the bail system which could begin to address the symptoms and causes.
- *Criminal Records, Race and Redemption*
 - By **Michael Pinard**, Professor of Law, University of Maryland
 - This Article calls for greatly expanding laws that allow individuals to remove their criminal records from public access in order to address the disproportionate burden of criminal records on poor individuals of color.

- *Implicitly Unjust: How Defenders Can Affect Systematic Racist Assumptions*
 - By **Jonathan A. Rapping**, Assoc. Professor, John Marshall Law School
 - The Article suggests a strategy to criminal defense lawyers who must fight the systematic racial assumptions built into the American court system.
- *"Curing" Own Race Bias: What Cognitive Science and the Henderson Case teach About Improving Jurors' Ability to Identify Race-Tainted Eyewitness Error*
 - By **Andrew E. Taslitz**, Professor of Law, American University
 - The article examines the role of eyewitness identification tainted by own race bias may play in jury deliberation and suggests criterion for drafting effective cautionary instructions regarding such bias.

The issue also included two student notes:

- *Good Intentions: A National Survey of Life Sentences for Nonviolent Offenses*
 - By **Caitlyn Lee Hall**, J.D. 2013, N.Y.U. School of Law
- *Verisimilitude In National Security Cases*
 - By **Joel Todoroff**, J.D. 2014, N.Y.U. School of Law

Issue 17.1

Issue 17.1 is an unthemed issue carrying articles and notes on a variety of legal topics. Content for this issue includes:

- *An Analysis of FDA's Drug Safety Authorities: Challenges and Opportunities Under a New Regulatory Framework*
 - By **Kevin Fain, Keeve E. Nachman, & Lanie Rutkow**
 - This Article examines significant examples of risks emerging for FDA-approved drugs that had not been identified in studies conducted for drug approval. In 2007, the FDA Amendments Act provided FDA with greater legal authorities to address such safety risks. This article analyzes FDA's implementation of its Risk Evaluation and Mitigation Strategies (REMS) authorities from March 2008 through March 2010 and offer recommendations.
- *"Conditional Admission" and Other Mysteries: Setting the Record Straight on the "Admission" Status of Refugees and Asylees*
 - By **Laura Murray-Tjan**, Visiting Faculty at Boston College
 - This article explores the rules attaching to refugees and asylees living within the United States, and argues for their being deemed unconditionally admitted under the Immigration and Nationality Act. This article examines inconsistencies between statutory language and decisions of the Board of Immigration, and offers an historical analysis of the concept of admission to support the unconditional admission of the aforementioned groups.
- *Mandatory Informed Consent Disclosures in the Diagnostic Context: Sometimes Less is More*
 - By **Krista J. Sterken, Michael B. Van Sicklen, & Norman Fost**
 - This Article uses the recent decision in *Jandre v. Wisconsin Injured Patients & Families Compensation Fund* and the subsequent amendment to Wisconsin's informed consent

statute to answer the question of whether a physician's informed consent obligation may extend to require disclosure of alternative diagnostic tests for conditions already ostensibly excluded by another test. The article concludes that disclosures would usually provide low-quality information at high systemic costs.

- *Unaccountable Midnight Rulemaking? A Normatively Informative Assessment*
 - By **Edward H. Stiglitz**, Associate Professor, Cornell University
 - Despite popular belief that the “midnight” period of a President’s administration is used to issue unpopular and controversial rules, there is little evidence that this actually occurs. This Article examines the context of notice-and-comment rules issued between 1983 and 2010 to assess whether midnight rulemaking reflects a failure of political accountability, and concludes that the midnight period is actually used to “rise above” ordinary politics rather than dole out regulatory favors.

This issue also included two student notes:

- *The Foster Care System Looking Forward: The Growing Fiscal and Policy Rationale for the Elimination of the “AFDC Look-back”*
 - By **Philip Armstrong**, J.D. 2014, N.Y.U. School of Law
- *Transparency and the Office of Legal Counsel*
 - By **Eric Messinger**, J.D. 2014, N.Y.U. School of Law

Issue 17.2

Volume 17, Issue 2 is an unthemed issue that includes publications on a variety of topics. It is presently in production, and will release in late July of 2014. The issue will include:

- *The Independence of the Vice Presidency*
 - By **Roy E. Brownell**
 - This Article examines the Office of the Vice President from a historical, legal, and political perspective, offering legal arguments and highlighting examples of Vice Presidential behavior to dispel the popular misconception of the subservient role of the Vice Presidency.
- *Evolution, Not Revolution: A Legislative History of the New York Prudent Management of Institutional Funds Act*
 - By **Harvey P. Dale, Victoria B. Bjorklund, Jennifer I. Reynoso, & Jillian P. Diamant**
 - This Article analyzes the impact of the New York Prudent Management of Institutional Funds Act to trust administration within the state of New York, and provides a complete historical analysis of its passage and interaction with other state fund management laws. The Article further explores additional reforms to the Act which could improve its efficacy, and provides model amendments to that end.
- *Lowering the Bar: How Lawyer Discipline in New York Fails to Protect the Public*
 - By **Stephen Gillers**
 - This Article, as featured in the *New York Times*, critiques the woefully ineffective New York Bar Association’s disciplinary process. Through the presentation of examples of extraordinarily bad lawyer behavior that either went entirely unpunished or punished far

too long after the fact, Professor Gillers reveals major flaws in the Bar's self-policing system and offers several concrete steps the Bar can take towards correcting the problem.

- *Making Victims Whole: Compensation of Nuclear Incident Victims in Japan and the United States*
 - By **Ken Lerner & Edward Tanzman**
 - This Article, a product of Argonne National Laboratories, compares the disaster relief mechanisms in both Japan and the United States and discusses whether the United States would be prepared to compensate victims of a nuclear disaster should one occur in the immediate future. Using lessons taken from Japan in the wake of the Fukushima disaster, the Article recommends major reforms to the United States' present nuclear victim compensation scheme.

The issue will also include one student Note:

- *A Sustainable Budget Should Endure Any Storm*
 - By **Philip Shapiro**, J.D. 2014, N.Y.U. School of Law

The Production Process

The Journal's production process has seen substantial changes this semester under the leadership of Managing Editor Joshua Lee. The Journal has streamlined and modernized the traditional law review editing process, without sacrificing *Legislation's* high editorial standards. During the winter, the Journal piloted a fully electronic citation and substantiation check with one of the articles in Issue 17.1. The goal of this program was to allow our Staff Editors to fulfill their journal obligations from any computer, as well as allow our Executive Editors to review the Staff Editors' work from their own computers, rather than force them to remain in the office to review the intractable number of documents in person. A secondary, but equally important, goal was to prevent thousands of sheets of paper from being wasted every semester to print citation and substantiation documentation, and to continue to move the Journal towards a completely paperless editorial environment.

The pilot program was a huge success and received strong, positive feedback across the board from both the pilot-program Staff Editors and their Executive Editor supervisor. As of February 2014, the Journal has transitioned all of the articles and notes in Issue 17.2 into the electronic citation and substitution system—and has continued to receive positive feedback from staff. The new system has already produced a dramatic improvement in Staff Editor work-product quality. We are excited to see the Journal continue to improve both in quality and procedure in the years to come.

Introducing *Quorum*: Legislation's Online Companion

In 2013, *Legislation* launched *Quorum*, an online companion to the journal designed to publish short, timely legal scholarship. Managing Editors for 2012-13 Julia Bell and Britt Kovachevich conceived of the project, recognizing that “to be faithful to our founding mission to provide timely and practical scholarship to inform public debate on important issues, we must bring legal scholarship into modern, concise, and technology-driven discourse.” In keeping with this commitment, *Quorum* aims to publish shorter articles than the main journal, at a correspondingly accelerated production schedule. With quick turnaround times and lower word counts, *Legislation* hopes *Quorum* can provide a valuable outlet for faculty, practitioners, and students to address present-day legal controversies as they unfold, while maintaining the rigor and substance of traditional legal scholarship.

Legislation has sought to provide *Quorum* with greater institutional resources to meet these goals. On the 2013-14 Board, one of our two Senior Editors, Eric Messinger, has supervised *Quorum*'s content generation and production. Eric worked with four 3L staffers designated as “*Quorum* editors” to develop the methods and processes to allow *Quorum* to publish on an accelerated timescale. So far, *Quorum* has proven able to move articles from selection to online publication in five weeks. Articles published have received positive attention, and Lexis has begun including *Quorum* in its index, with West expected to do so by the year's end.

To build on these innovations, and to increase the amount of material published, the 2014-15 Board will include for the first time a full-time Senior *Quorum* Editor, whose sole responsibility will be to build *Quorum* and increase the volume and notoriety of its work. Sean Petterson will serve as the inaugural SQE, and *Legislation* is confident Sean will be able to secure *Quorum*'s place as a fitting centerpiece of *Legislation*'s online identity.

In its inaugural 2013 volume, *Quorum* published four pieces of scholarship from a diverse array of contributors, and the 2014 volume has begun strong, with two works thus far:

- Stephen Gillers, *The Two-Year Law Degree: Undesirable but Perhaps Unavoidable*, 2013 N.Y.U. J. LEGIS. & PUB. POL'Y QUORUM 4.
- Sally Katzen with Julian Ginos, *A Response to Professors Adler and Siegel Addressing the Constitutionality of the REINS Act*, 2013 N.Y.U. J. LEGIS. & PUB. POL'Y QUORUM 13.
- Paul John DeSena, *Comment, Substantial, Purposeful, or Material? Defining the Contours of Support for Terrorism*, 2013 N.Y.U. J. LEGIS. & PUB. POL'Y QUORUM 20.
- Jonathan Peters & Edson C. Tandoc, Jr., “*People who aren't really reporters at all, who have no professional qualifications*”: *Defining a Journalist and Deciding Who May Claim The Privileges*, 2013 N.Y.U. J. LEGIS. & PUB. POL'Y QUORUM 34.
- Patrick Andriola, *Comment, Irreparable Harm to Whom? Parsing Utah's Odd Argument*, 2014 N.Y.U. J. LEGIS. & PUB. POL'Y QUORUM 1.
- Gary Stein, *Pension Forfeiture and Prosecutorial Policy-Making*, 2014 N.Y.U. J. LEGIS. & PUB. POL'Y QUORUM 9.

The Law Alumni Fall Conference

Immediately after the Supreme Court released its opinion in *Shelby County v. Holder*, *Legislation* began planning a symposium examining the impact of the decision on voting rights nationwide in a hope to take advantage of the Journal's deep relationships with the ACLU and the Brennan Center for Justice. In the middle of planning this event, the Journal was informed that the NYU Law Alumni Association was planning something similar for its annual Fall Conference—one of the largest events the Law School holds each year.

Instead of holding competing events, *Legislation* and the Law Alumni Association agreed—thanks in no small part to Managing Editor **Doug Lindner**'s skilled negotiation—to instead merge their events, and bring *Legislation*'s panel to the Law Alumni Association's audience. The resulting event on November 13, 2014, **The Future of Voting Rights**, attracted over two hundred attendees. Speakers included **Robert Bauer** and **Ben Ginsberg**, co-chairs of the Presidential Commission on Election Administration, charged by President Obama with identifying best practices in election administration and to make recommendations to improve the voting experience. Both spoke about their experience serving on the panel, and on their planned recommendations—which have since been presented to the President.

The main panel was moderated by Professor **Richard Pildes**. Panelists included: **Julie Fernandez**, a senior policy analyst at Open Society Foundations, **Spencer Overton**, a law professor at George Washington University, **Dale Ho**, director of the ACLU's Voting Rights Project, and **Myrna Perez**, the deputy director of the Democracy Program at the Brennan Center for Justice. Conversation topics included the role of national identification laws in the policy debate surrounding voting rights, the wider ramifications of *Shelby County* on race relations and equal access to the polls, possible legislative and litigious responses to the decision, and how the academic and practitioner communities have responded to the sudden wave of state laws aimed at restricting voter access in the wake of the Supreme Court's decision.

The collected remarks from this event will be published in Volume 17, Issue 3 of *Legislation* this summer. A video of the proceedings is available on the Journal's website, and is featured on the Law School's website as well.

The Law Alumni Association was so pleased with its partnership with *Legislation* that it has agreed to make its annual Fall Lecture a continuing, rotating partnership with the student journals at NYU Law, creating a new bridge between students and the LAA. *Legislation* is honored to have served as the catalyst for this change, and looks forward to its next opportunity to co-host an event with the LAA in the near future.

Other Events and Symposia

Spring 2013

The *Journal* held two symposia in the spring of 2013. The first, “Celebrating the 50th Anniversary of the New York Civil Practice Law and Rules,” was a partnership with N.Y.U.’s Dwight D. Opperman Institute of Judicial Administration. Among other leading lights, the event featured U.S. District Judge Jack B. Weinstein of the Eastern District of New York, who led the initial drafting of the C.P.L.R., and retired Chief Judge Judith S. Kaye of the New York Court of Appeals, whose legacy in New York procedure is monumental. Remarks from that event were published in our first annual summer book.

Also in spring 2013, *Legislation* hosted “Democracy Unfiltered: Discussing 100 Years of Direct Elections and Modern Issues Affecting the Law of Democracy.” The event was intimate and in-depth, bringing together leading election law scholars with political scientists whose work impacts the law of democracy. In addition to celebrating a century of direct senatorial elections, participants presented findings on a range of electoral issues they study. As a result, this symposium engaged the audience in policy nuance far beyond front page fodder.

Planned Event

In Fall 2014, *Legislation* will co-host a symposium on judicial recusal in the wake of the 2009 Supreme Court decision *Caperton v. A.T. Massey Coal Co.* with the Brennan Center for Justice. The majority in *Caperton* held that a litigant’s due process rights can be violated when an elected judge refuses recusal in a case in which that judge received significant campaign contributions from a litigant. The dissent warned that the decision would lead to a deluge of “*Caperton*” motions seeking recusal based on campaign donations, swamping state court systems. This symposium will invite well-credentialed speakers who participated in the *Caperton* case or who have since analyzed the impact of *Caperton* in the five years since the Supreme Court handed down its ruling.

The Legislation Competition

Shortly after its appointment in Spring 2013, the 2013–14 Executive Board began conversations with NYU Law student groups and administrators regarding the possibility of running a moot court-style intraschool legislation drafting competition at NYU Law, in response to a perceived niche to be filled in a law school that prides itself in its commitment to fostering interest in government work in the public service.

These conversations led to a formal partnership between the Journal and the NYU chapter of the American Constitution Society. A joint committee chaired by **Adam Axler** (Staff Editor 2013–14, J.D. Candidate 2015) and **Sarah Molinoff** (J.D. Candidate 2015) convened in October of 2013 to architect the entire competition from the ground up, planning the form of the question and content of the record, designing the competition rules and grading parameters, determining the nature of work product to be required from competitors, and soliciting cash prizes from sponsors in the wider legal community. In January of 2014, *Legislation* received final approval from the Law School to execute the Competition with the administration's full blessing, and publicity commenced.

In its inaugural year, forty-three NYU Law students from all three class years registered to participate in the Competition. They were tasked with writing a policy paper and piece of model legislation in response to a factual record concerning access to justice for low-income individuals, in one of several broad categories: lawyer pro bono requirements, programs assisting indigent clients in accessing civil courts, questions of ethical rules surrounding the admission of undocumented immigrants to state bars, and model rules regarding the qualifications a lawyer must possess in order to practice law in the public service. The Competition's parameters were intentionally left broad so as to encourage maximum diversity in response, and competitors took full advantage of this flexibility.

The winning entry will be published in *Quorum* during the Fall semester of 2014. The Journal looks forward to watching this competition grow into a centerpiece of its non-production portfolio in the years ahead.

Convocation Awards

The Journal was honored to bestow convocation awards upon two of our graduating members:

- **Joel Todoroff** was awarded the *Flora S. and Jacob L. Newman Prize* for the most outstanding Note in the Journal of Legislation and Public Policy, as voted by the Journal's membership.
- **Douglas Lindner** was awarded the *Thomas Stoddard Award* for making the greatest contribution by a third-year editor the Journal of Legislation and Public Policy, as voted by the Journal's membership.

Editor-in-Chief's Post Graduation Plans

2013–14 Editor-in-Chief Peter R. Dubrowski will join Cleary, Gottlieb, Steen & Hamilton, LLP in New York City as an associate in the fall of 2014.

Final Note: Greetings From Our 2014–15 Editor-in-Chief

To the Reader:

This year, the Journal turns eighteen, and we intend to mark its 'legality' (so to speak) by building upon the strong foundation laid by previous Executive Boards. Already we have been actively partnering with the Brennan Center for Justice and the American Bar Association on this year's Symposium, which will be on the occasion of the fifth anniversary of *Caperton v. A.T. Massey Coal Co.* We have filled content for half of the issues to be published under the purview of the 2014-2015 Executive Board. We have committed to publishing at least one piece on Quorum every month, and increased our staff to have the capacity to do so. We will again be co-hosting the Legislation Writing Competition at the law school, and look forward to this coming year's crop of submissions.

This year the Journal will also embark on significant projects in institutional memory and outreach. We have undertaken the creation of a comprehensive alumni database and have begun targeted outreach to solicit content from authors who work in the Journal's areas of specialization. On a personal note, I have also had the opportunity to meet the Journal's founding Editor-in-Chief, and together we are laying the groundwork for events that capitalize on the rich and varied experiences of Journal alumni from the past eighteen years. It promises to be a community full of intelligent, driven, and interesting lawyers, policymakers, and professionals.

It is with great honor and joy that I and my fellow Executive Board members take up the helm of the Journal of Legislation and Public Policy, and we look forward to updating you on all we have accomplished this time next year.

On behalf of the Executive Board of 2014-2015,
Alessandra N. Baniel-Stark
Editor-in-Chief

Acknowledgments

It takes a village to print a Journal. *Legislation* wishes to recognize those members of the NYU Law community who make our work possible, especially:

HELEN HERSHKOFF

Our Faculty Advisor, without whom the Journal simply would not be printed.
Thank you, thank you, thank you.

PAUL BRACHMANN

Our Alumni Advisor, available through the entire year to answer questions minor to major, and even lend a hand when crises threatened to spin out of control.

DEAN TREVOR MORRISON

Thank you for your tireless support of the student journals at NYU Law. We hope to prove ourselves worthy of that support over the course of your tenure at the Law School.

PAUL O'GRADY

Thank you for being an incredible resource for student editors, and an incredible advocate for the student journal program in the administration. Your work makes our work possible.

SUE ANDERSON

Thank you for spearheading the formation of the partnership between the Law Alumni Association and the student journals, and for seeing the Fall Lecture through.

THE NYU LAW ALUMNI ASSOCIATION

Thank you for taking a leap of faith and sharing your Fall Lecture with us this year! We're thrilled the event was such a success, and were more thrilled to work with you.

THE BRENNAN CENTER FOR JUSTICE

Thank you for your continued support, institutionally and interpersonally. We look forward to our programming partnership next year with great interest.

THE NATIONAL ASSOCIATION OF CRIMINAL DEFENSE LAWYERS

Thank you for entrusting us with the publication of your scholarship on racial disparities in the criminal justice system in Volume 16, Issue 4. Your work inspires us all.

THE N.Y.U. LAW REVIEW FOURTH LINE DEPARTMENT

Thanks for the Bluebooking scores. Seriously.