

Temple Political & Civil Rights Law Review
Annual Symposium:
STATES AS LABORATORIES FOR SOCIAL CHANGE
October 20, 2007

Schedule

- 8:00-9:00 — REGISTRATION
- 9:00-9:30 — Introductory remarks by Dean Robert Reinstein
- 9:30-10:30 — Keynote address by James E. Pfander
- 10:30-10:45 — *Coffee Break*
- 10:45-12:15 – Panel #1 — FEDERALISM
- 12:15-12:45 — *Lunch*
- 12:45-2:15 – Panel #2 – SAME-SEX MARRIAGE
- 2:15-2:30 — *Coffee Break*
- 2:30-4:00 – Panel #3 — GLOBAL WARMING
- 4:00-5:15 – Panel #4 — HEALTHCARE

KEYNOTE ADDRESS

James E. Pfander

James E. Pfander is a professor of law at Northwestern University School of Law, where he has focused his teaching and research on federal jurisdiction and procedure. Much of his recent work deals with the history and structure of Article III of the Constitution and the role of the Supreme Court of the United States in relation to inferior courts and tribunals. A member of the American Law Institute, he currently serves as reporter/consultant to the Federal-State Jurisdiction Committee of the Judicial Conference of the United States. He has served as chair of the federal courts and civil procedure sections of the Association of American Law Schools. Previously, Professor Pfander has been the Prentice H. Marshall Professor of Law at the University of Illinois College of Law.

FEDERALISM

Neil Kinkopf

Neil Kinkopf is currently an Associate Professor of Law at Georgia State University's College of Law and the Director of the Center on State Law, Legislation and Policy since 1999. His areas of teaching and scholarly interest include: Civil Procedure, Constitutional Law, Legislation, Legislation Practicum, and Administrative Law.

His academic experience includes a Senior Fellowship in Public Law at Duke University School of Law and he served as a Visiting Assistant Professor of Law at Case Western Reserve University School of Law. In 1999, Professor Kinkopf was a Counselor to Senator Joseph Biden for the Impeachment Trial of President Clinton.

Professor Kinkopf's professional experience includes clerking for Judge Richard Suhrheinrich of the U.S. Court of Appeals, 6th Circuit; working as a Domestic Policy Specialist for the Clinton/Gore Campaign and Presidential Transition; serving as Special Assistant to the Attorney General in the U.S. Department of Justice and serving as a Special Assistant to the Office of Legal Counsel in the U.S. Department of Justice.

Professor Kinkopf received his J.D., magna cum laude, from Case Western Reserve University where he was Editor-Chief of the Case Western Reserve Law Review and in the Order of the Coif. He graduated summa cum laude and Phi Beta Kappa with an A.B. from Boston College.

Matthew J. Parlow

Professor Parlow joined the Chapman faculty in the fall of 2005 as an Assistant Professor of Law. Before coming to Chapman, he served as a Visiting Assistant Professor of Law at Whittier Law School, where he taught Property and Sports Law. He has taught courses on the undergraduate level at Yale University and Loyola Marymount University on Local Government Policy. He was also a Fellow at the Center for the Study of Los Angeles, where he researched the charter reform process in the City of Los Angeles. Prior to his academic career, Professor Parlow clerked for the Honorable Pamela Ann Rymer of the United States Court of Appeals for the Ninth Circuit. Before his clerkship, he worked as an associate at Manatt, Phelps & Phillips, LLP, in Los Angeles, where he specialized in Land Use, Real Estate, Environmental, and Local and State Government Law.

Professor Parlow received his J.D. from the Yale Law School, where he was an editor for the Yale Law and Policy Review and the Yale Journal on Regulation. While in law school, he served as a legal intern for the Office of the Legal Counsel in The White House during former President Bill Clinton's administration. He received his B.A., magna cum laude, from Loyola Marymount University. After college, Professor Parlow worked for Los Angeles Mayor Richard J. Riordan before attending law school.

Professor Parlow is a commissioner on the Local Government Services Commission for the County of Los Angeles. He is a founding member of the Cesar E. Chavez Foundation and serves as the Chair of the Board of Directors for the Hobart Shakespearians, a non-profit organization that works with inner-city kids to provide them with better educational and cultural opportunities. He also is an advisor to many local and state elected officials.

Mark Graber

Mark A. Graber holds a joint appointment as a professor of law at the University of Maryland School of Law and as a professor of government at the University of Maryland, College Park. He is the author of *TRANSFORMING FREE SPEECH* (Univ. of California, 1991), *RETHINKING ABORTION* (Princeton Univ. Press 1996), *DRED SCOTT AND THE PROBLEM OF CONSTITUTIONAL EVIL* (Univ. Press Cambridge 2006), and many articles on constitutional law, politics, development, and theory.

Max Stearns

Maxwell Stearns is an interdisciplinary scholar who applies novel methodologies to study a wide range of doctrines in public law, with a particular emphasis on judicial decision making processes and structural constitutional law. His specific methodological expertise centers on public choice, social choice, and game theory. Professor Stearns teaches Constitutional Law, Federal Courts, Federal Civil Rights, and, most recently, he taught a special topics seminar entitled “Evolutionary Psychology and the Law.”

Professor Stearns’s articles appear in several leading journals, including the *Yale Law Journal*, the *University of Pennsylvania Law Review*, the *California Law Review*, the *Stanford Law Review*, and the *Vanderbilt Law Review*. Professor Stearns is author of *CONSTITUTIONAL PROCESS: A SOCIAL CHOICE ANALYSIS OF SUPREME COURT DECISION MAKING* (University of Michigan Press, paperback ed. 2002), the first book length analysis of how collective decision making processes shape doctrines and case outcomes in the United States Supreme Court. As Marbury Research Professor of Law, a rotating three-year research professorship, Professor Stearns is working on a course book entitled *PUBLIC CHOICE CONCEPTS AND APPLICATIONS IN LAW* (West Publishing Co. 2008) (with Todd Zywicki). This book, which will supersede Professor Stearns own earlier public choice course book, will provide a comprehensive introduction to public choice and social choice, along with some elementary game theory, and will apply these concepts to a wide range of topics in both public and private law.

Professor Stearns served as Distinguished Visiting Professor at University of Maryland School of Law during the 2005-06 academic year, before joining the faculty as a permanent member in the Fall 2006. Before joining this faculty, Professor Stearns was a faculty member at the George Mason University School of Law since 1992. Before teaching, Professor Stearns practiced law as a litigation associate with Palmer & Dodge in Boston and with Pepper, Hamilton & Scheetz in Philadelphia. Professor Stearns earned his B.A., summa cum laude, from the University of Pennsylvania and his J.D. from the University of Virginia, where he was a member of the Virginia Law Review and the Order of the Coif. He then

clerked for the Honorable Harrison L. Winter, Chief Judge of the U.S. Court of Appeals for the Fourth Circuit. Professor Stearns has taught condensed courses in public choice and constitutional law at the Buchmann Faculty of Law, Tel Aviv University, and at Griffith University, Brisbane, Australia. He also has been a visiting professor at the University of Florida, Fredric G. Levin College of Law, and the University of Michigan Law School.

R. Craig Green, *Moderator*

R. Craig Green is an Assistant Professor at Temple University Beasley School of Law. He teaches federal courts, administrative law, and civil procedure. In 1999, Professor Green received his JD from Yale Law School. Following law school, Prof. Green clerked for Hon. Louis H. Pollak of the Eastern District of Pennsylvania, and for Hon. Merrick B. Garland of the D.C. Circuit.

In 2001, Professor Green worked in the Office of the Solicitor General as a Bristow Fellow. He then served as a member of the Department of Justice's Civil Appellate Staff. During his government service, Prof. Green briefed and argued several cases in the federal courts of appeals, and he worked with the Solicitor General's Office in drafting merits briefs for the Supreme Court.

Professor Green's primary interests concern federal courts' role in overseeing executive activities. He has also been published in the area of equal protection, and is preparing scholarship analyzing the Supreme Court's recent cases *Blakeby v. Washington* and *United States v. Mead Corp.*

SAME-SEX MARRIAGE

Marc R. Poirier

Professor Poirier received his B.A, magna cum laude, from Yale University, his J.D., cum laude, from Harvard Law School, and his LL.M. from Yale Law School. In private practice as a partner with Spiegel & McDiarmid in Washington, D.C., he served as President of the Committee on Hydroelectric Regulation of the Federal Energy Bar Association. He has published in the areas of environmental law, environmental justice, property law and theory, coastal land use, gender discrimination, and law and sexual orientation. He joined the faculty at Seton Hall School of Law in 1991

M. V. Lee Badgett

M. V. Lee Badgett is the director of the Center for Public Policy and Administration at the University of Massachusetts Amherst, as well as associate professor of economics. She is also the research director of the Williams Institute for Sexual Orientation Law and Public Policy at UCLA. Her research focuses on family policy issues and on labor market discrimination based on sexual orientation, race, and gender. She is the co-editor of the new book, *SEXUAL ORIENTATION DISCRIMINATION: AN INTERNATIONAL PERSPECTIVE* (Routledge). Her first book, *MONEY, MYTHS, AND CHANGE: THE ECONOMIC LIVES OF LESBIANS AND GAY MEN* (University of Chicago Press), presented her groundbreaking work debunking the myth of gay affluence. She's finishing a third book on whether marriages of same-sex couples will change the institution of marriage, drawing on the U.S. and European experiences with marriage equality for gay couples. Professor Badgett's policy-related work includes testifying as an expert witness in legislative matters and litigation, analyzing public policies, consulting with regulatory bodies, briefing policymakers, writing op-ed pieces, speaking with journalists, and advising businesses.

Nancy J. Knauer

Nancy J. Knauer is the Peter J. Liacouras Professor of Law. She teaches in the areas of Property, Sexuality and the Law, Taxation, and Trusts and Estates. In 2002 Professor Knauer was named a University "Great Teacher" and was a co-recipient of the first annual CPR Dispute Resolution Award for teaching problem solving in the law school. Professor Knauer is also a three-time recipient of the George P. Williams Award for excellence in teaching. In 2004, Professor Knauer received the Friel-Scanlon award for scholarship for her article *Science, Identity and the Construction of the Gay Political Narrative* 12 *LAW & SEXUALITY* 1 (2003).

Professor Knauer has written and lectured widely on issues involving same-sex relationships, including domestic violence, estate planning, and survivor benefits. Professor Knauer's most recent publications include: *A Marriage Skeptic Responds to the New Pro-Marriage Proposal for the Abolition of Civil Marriage* 27 *CARDOZO L. REV.* (forthcoming 2006); *The*

Recognition of Same-Sex Relationships: Comparative Institutional Analysis, Contested Social Goals, and Strategic Institutional Choice 26 HAW. L. REV. (forthcoming 2006); The September 11 Relief Efforts and Surviving Same-Sex Partners: Reflections on Relationships in the Absence of Uniform Legal Recognition, 26 WOMEN'S RIGHTS L. RPT. (forthcoming Spring 2005) (Symposium issue: Same-Sex Relationships); and *Lawrence v. Texas: When "Profound and Deep Convictions" Collide with Liberty Interests*, 10 CARDOZO WOMEN'S L. J. 325 (2004) (Symposium issue: Privacy Rights in a Post-Lawrence World).

Leslie Farber

Leslie Farber is an attorney at law practicing in Montclair concentrating primarily in the areas of personal injury, workers compensation, employment law, real estate, contracts, LGBT rights (lesbian, gay, bisexual and transgender), small estate planning, and general litigation.

Ms. Farber received her law degree in 1991 from Pace University School of Law where she was an editor of the Pace Law Review.

Currently, Leslie is Chairperson of the Gay, Lesbian, Bisexual and Transgender Rights Section of the New Jersey State Bar Association, a member of the board of directors of the National Association of Employment Lawyers - New Jersey (NELA-NJ), and the National Lesbian & Gay Law Association's (NLGLA), where she also serves as NLGLA's liaison to the American Bar Association's Commission on Women in the Profession.

Outside of the practice of law, Leslie is member of the board of directors of Garden State Equality (a non-partisan LGBTI political action organization).

Theresa Glennon, Moderator

Theresa Glennon is a Professor of Law at Temple University Beasley School of Law, where she joined the law faculty at Temple in 1993. She is a graduate of Yale Law School and clerked for Hon. Maryanne Trump Barry, U.S.D.C., District of New Jersey, immediately following law school. Prior to joining the Temple faculty in 1993, she was an Assistant Professor at the University of Maryland School of Law, where she taught in the Legal Theory and Practice Program. She was a staff attorney at the Education Law Center in Philadelphia from 1985-89. Professor Glennon's courses at Temple include Family Law, Professional Responsibility, Education Law, and International and Comparative Perspectives on Family Law. Her publications in the area of education law include Her publications in the area of education include: *Knocking Against the Rocks: Evaluating Institutional Practices Towards African American Boys*, 5 J. HEALTH CARE L. & POLICY 10 (Winter, 2002); *Evaluating OCR's Efforts to Protect Minority Students from Inappropriate Identification and Placement in Special Education, in Racial Inequity in Special Education* (eds. Daniel J. Losen and Gary Orfield, Harvard Education Publishing Group, 2002); *Race, Education, and the Construction of a Disabled Class*, 1995 WISC. L. REV. 1237; and *Disabling Ambiguities: Confronting Barriers to the Education of Students with Emotional Disabilities*, 60 TENN. L. REV. 295 (1993). Her family law publications include *Walking with Them: Advocating for Parents with Mental Illnesses in the Child Welfare System*, 12 TEMPLE POL. & CIV. RTS. L. REV. 101 (2003); *Expendable Children: Defining Belonging in a*

Broken World, 8 *Duke Journal of Gender Law & Policy* 269 (2001); *Somebody's Child: Evaluating the Erosion of the Marital Presumption of Paternity*, 102 *W.VA. L. REV.* 547 (2000); and *Binding the Family Ties: Securing Second Parent Adoptions*, 7 *TEMPLE POL. & CIV. RTS. L. REV.* 255 (1998). She is also the author of *Lawyers and Caring: Building an Ethic of Care into Professional Responsibility*, 43 *HASTINGS L. J.* 1175 (1992). Her research interests include legal issues involving equal educational opportunity, substantive legal issues affecting children and families, and the ethical responsibilities of lawyers in representation involving children and families.

Professor Glennon is currently a member of the Institutional Review Board for Public/Private Ventures, a nonprofit that conducts demonstration projects and research on programs for children. In the past she has also served as a member of the Governing Board of the Society of American Law Teachers, as a member of the Executive Committee of the Board of Trustees for Community Legal Services, and as a member of the advisory boards for the Philadelphia Urban Law Student Experience and the Legal Clinic for the Disabled. She is admitted to practice in Pennsylvania and Maryland.

GLOBAL WARMING

William L. Andreen

William L. Andreen is currently the Edgar L. Clarkson Professor of Law at the University of Alabama School of Law and an Adjunct Professor of Law at the Australian National University College of Law.

Professor Andreen received his B.A. degree from the College of Wooster (1975) and his J.D. degree from Columbia University School of Law (1977). At Columbia, Professor Andreen was the Special Projects Editor of the Columbia Journal of Transnational Law and a Harlan Fiske Stone Scholar. After two years of litigation practice with an Atlanta law firm, he joined the U.S. Environmental Protection Agency, Region 4, as Assistant Regional Counsel where he remained for four years. In 1983, Professor Andreen joined the faculty at the University of Alabama School of Law where he currently serves as the Edgar L. Clarkson Professor of Law. During the Spring of 1991, he served as a Visiting Fellow in the Law Faculty at the Australian National University (ANU); during the Spring of 2005, he served as a Visiting Professor at Washington and Lee University School of Law; and during the Fall of 2005, he was a Fulbright Senior Specialist in Law at the ANU and a Visiting Fellow with the ANU's National Europe Centre. In 2006, he was appointed as an Adjunct Professor of Law by the ANU.

Professor Andreen has served as a legal advisor to the National Environment Management Council of Tanzania (1994-1996); has been a faculty member in a Joint Legal Education Development Project at the Law Faculty, Mekelle University, Ethiopia (2001; 2003-2004); is past chair of the Environmental Law Section of the American Association of Law Schools; is a member of the Environmental Law Commission of the World Conservation Union (IUCN); is past President and currently Of Counsel to the Alabama Rivers Alliance; and is a scholar member of the Center for Progressive Reform. Professor Andreen teaches and writes in the areas of Environmental Law, International Environmental Law, and Administrative Law.

Lawrence Kogan

Lawrence A. Kogan is an international business, trade and regulatory attorney licensed to practice law in the States of New York and New Jersey and the District of Columbia. Mr. Kogan has counseled public as well as private closely held international businesses operating within the commercial and financial sectors for more than twenty years, specializing in the areas of business, commercial, corporate, customs, tax and trade law.

Mr. Kogan currently represents foreign and domestic companies and trade associations on international trade, regulatory and intellectual property matters, and has extensively investigated the use of health and environmental regulations as disguised barriers to international trade. He has also advised Bush Administration officials, Congressional

subcommittee chairs and foreign trade officials about WTO, EU, US and Brazilian regulatory, technical standards and intellectual property laws, international environmental treaty law, and customary international law issues. Mr. Kogan has prepared a number of globally recognized white papers and international law and policy journal articles. Mr. Kogan also operates the Institute for Trade, Standards and Sustainable Development (ITSSD), a nonprofit educational organization that examines the impact of evolving international law on free enterprise and private property rights. He also serves as an Adjunct Faculty member at the John C. Whitehead School of Diplomacy and International Relations at Seton Hall University, South Orange, New Jersey, where he teaches graduate level students international trade law and policy.

Mr. Kogan is a member of the Association of the Bar of the City of New York, the District of Columbia Bar Association, the Customs and International Trade Bar Association, the International Law Association, American Branch, and previously served as a member of the U.S. Advisory Group on Rulemaking, in connection with the American Bar Association's Project on EU Administrative Law and Process.

Mr. Kogan obtained his Juris Doctor degree from the University of Miami School Of Law, Coral Gables, Florida, his Masters of Laws in Taxation from Georgetown University, Washington, DC, and his Bachelors of Arts in Philosophy and Political Theory from Boston University College of Liberal Arts, Boston, Massachusetts.

James R. May

James R. May is a Professor of Law at Widener University. Professor May teaches and publishes in the areas of Constitutional, Environmental, Natural Resources, Hazardous Substances, Administrative, Civil Procedure, International Environmental, Environmental Justice, Hazardous Wastes and Substances, and Engineering Law. Professor May directed the law school's Environmental and Natural Resources Law Clinic from 1992-2004, during which time the clinic successfully litigated more than 200 cases for 50 non-profit environmental groups in a dozen federal and state courts across the country. Professor May is also the founder and co-director of the law school's Master's of Marine Policy (MMP) program, a joint program with the University of Delaware.

Professor May is the founder, and immediate past executive director and president of the Mid-Atlantic Environmental Law Center, for whom he still serves as co-counsel, and co-founder and past co-director of the Eastern Environmental Law Center. He is the former director of Widener University's Summer Institute at the MacQuarie University Environmental Law Centre in Sydney, Australia, Visiting Associate Director of the Institute for Public Representation at Georgetown Law Center, Visiting Professor at Georgetown University Law Center, and summer faculty at Vermont Law School. In 2006 he will teach in Widener's Institute in Nairobi, Kenya.

Professor May is Chair of the ABA's Section on Environment and Energy Resources' Inaugural Task Force on Constitutional Law, Vice-Chair to its Rapid Response Committee, a past Vice-Chair for its Water Quality and Wetlands Committee, and program Vice Chair for its 34th and 35th Annual Conference on Environmental Law. He is a member of the

Committee on Environmental Law to the International Union for the Conservation of Nature, for whom he has spoken on the environmental features of constitutions worldwide. He served as a Master to the Delaware Valley Environmental American Inn of Court until 2004.

Professor May is frequently invited to talk about Environmental and Constitutional Law subjects, including most recently more than a dozen conferences sponsored by the American Law Institute, the American Bar Association, and the Rocky Mountain Mineral Law Institute.

Professor May has published extensively on environmental law topics. His most recent publications include *Discharges from Historic Mining Properties: Asserting and Defending Citizen Suits Under the Clean Water Act*, 50 ROCKY MT. MIN. L. INST. 23-1 (2004); *The Availability of State Environmental Citizen Suits* 18 Nat'l Res. & ENV. 53 (2004); *The Rise and Repose of Assimilation-Based Water Quality*, 34 ENVT. L. REP. 10247 (2004); *Now More Than Ever: Environmental Citizen Suits at 30*, 10 WIDENER L. REV. 1 (2003); *Where the Water Hits the Road: Recent Developments in Clean Water Act Litigation*, 33 ENVTL. L. REP. 10369 (2003).

He earned his B.S. in Mechanical Engineering, where he won the Bowman Award, his J.D. from the University of Kansas, where he was a national champion in the National Environmental Moot Court Competition, and his LL.M. from Pace University School of Law, where he was the Feldshuh Environmental Fellow and graduated first in his class.

Alex Geisinger

Alex Geisinger is currently a Professor of Law at Drexel University College of Law in Philadelphia, Pennsylvania. He has taught Commercial Law, Secured Transactions, Environmental Law, Environmental Law Clinic, Hazardous Waste Law, International Environmental Law, Products Liability, Regulated Industries and Torts.

He is the former Associate Dean for Faculty Development and a former Professor of Law at Valparaiso University School of Law, in Valparaiso, Indiana. Professor Geisinger also taught in various capacities at William and Mary Law School in Williamsburg, Virginia, Northwestern University School of Law in Chicago, Illinois and at the University of Connecticut School of Law in Hartford, Connecticut.

Prior to teaching, Professor Geisinger was an associate at Day, Berry & Howard, in Hartford, Connecticut. Additionally, he was an assistant editor at Cambridge University Press in New York, New York and an Undergraduate Fellow at the Metropolitan Museum of Art.

Professor Geisinger received an LL.M from Harvard Law School and a J.D. with High Honors from the University of Connecticut School of Law. While at the University of Connecticut, he was awarded with the Connecticut Bar Association Award for Scholarship in Real Property and Environmental Law, the Milton Hurwitz Award for achievement in Torts, the American Jurisprudence Awards for achievement in Property and Torts, the Dean's Fellowship and the Starr Fellowship (research fellowship). He obtained his B.A. in

History with High Honors from Franklin and Marshall College, where he was honored with the Dana Scholarship.

Duncan B. Hollis, *Moderator*

Duncan B. Hollis is an Assistant Professor at Temple University Beasley School of Law. He teaches in the areas of international law, foreign affairs law and property. He specializes in the international law of treaties and the role of treaties in U.S. law. He is co-editor and co-author of a new book, *National Treaty Law and Practice* (Martinus Nijhoff), which examines how various nation states incorporate rules concerning the negotiation, conclusion and implementation of treaties into their national laws.

Professor Hollis received an A.B., summa cum laude, from Bowdoin College. In 1996, he completed a joint-degree program, receiving a Masters in International Law and Diplomacy from the Fletcher School at Tufts University and a Juris Doctorate, summa cum laude, from Boston College Law School. At Boston College, he was an Executive Editor of the Law Review and received the James W. Smith Award for Highest Academic Rank.

Following graduation, Professor Hollis worked for the International Department of Steptoe & Johnson LLP. In 1998, Professor Hollis joined the Office of the Legal Adviser at the U.S. Department of State. During his tenure at the State Department, Professor Hollis served for several years as the attorney-adviser for treaty affairs, working on various legal and constitutional issues associated with the negotiation, conclusion and implementation of U.S. treaties. More recently, Professor Hollis acted as legal counsel for the Department's Bureau of Oceans, International Environmental and Scientific Affairs, specializing in U.S.-Canada environmental issues and U.S. participation in multilateral environmental agreements. Professor Hollis' work has also involved litigation before the International Court of Justice. He served as Counsel to the United States in the provisional measures phase of the *Case Concerning Avena and Other Mexican Nationals (Mexico v. United States)* and contributed to the U.S. presentation in the *Oil Platforms Case (Iran v. United States)*.

HEALTH CARE

Robert I. Field

Robert I. Field, J.D., M.P.H, Ph.D., is chair of the Department of Health Policy and Public Health and professor of health policy at University of the Sciences in Philadelphia. He is also a senior fellow of the Leonard Davis Institute of Health Economics at the University of Pennsylvania and a member of the adjunct faculty of the Wharton School. His research and publications have focused on ethical and legal issues in managed care, genetic screening, and health care industry restructuring. He is the author of *HEALTH CARE REGULATION IN AMERICA: COMPLEXITY, CONFRONTATION AND COMPROMISE*, a comprehensive overview of the regulation of the health care industry that was recently published by Oxford University Press.

Prior to joining University of the Sciences in Philadelphia, Dr. Field was in charge of business planning and development for the primary care network of the University of Pennsylvania Health System. He led many of the acquisitions of physician practices that created the network, directed other business development transactions, and developed business and marketing plans for the network's growth. He has also conducted health policy research at the Institute of Medicine of the National Academy of Sciences and the Center for Law and Health Sciences at Boston University and has practiced health law with the Philadelphia firm of Ballard Spahr Andrews & Ingersoll.

Dr. Field received a Ph.D. in psychology from Boston University, a master's in public health from the Harvard School of Public Health, a law degree from Columbia University, and an undergraduate degree magna cum laude from Harvard College.

Barry Furrow

Barry Furrow is a Professor of Law at Drexel University and Director of the Health Law Institute. He received his A.B. from Harvard College and his J.D. from Harvard Law School.

Barry Furrow's scholarship has helped form the field of health law. He was the lead author in 1987 of the casebook, *HEALTH LAW — CASES, MATERIALS AND PROBLEMS*, which was the first to use the title of "health law." Now in its 5th edition, the book has been used in more than 150 universities in the United States and has been cited more than 500 times in scholarly articles and court opinions. Furrow is also co-author of the treatise, *HEALTH LAW*, which the U.S. Supreme Court has cited three times — a rarity for such publications.

Professor Furrow's research interests include patient safety, hospital liability, bioethics, legal issues of pain management, and health care regulation generally. He has had a Mayday Fund grant for several years to explore the liability and regulatory issues of pain management. A prolific writer, he has written more than three dozen law review articles on state and federal regulation of medical errors and patient safety, pain management, sports medicine, tort

reform, medical privacy, and regulation of scientific research. His articles have appeared in the University of Pennsylvania Law Review, Duke Law Journal, Harvard Civil Rights-Civil Liberties Law Review, Journal of Law, Medicine & Ethics, Health Matrix, Houston Journal of Health Law & Policy, St. Louis University Law Review and the Widener Law Review.

Furrow is on the editorial board of the Journal of Law, Medicine, and Ethics and Health Law and Policy Abstracts. He serves as a peer reviewer for the Journal of the American Medical Association, the Journal of Health Policy, Politics, and Law, and Health Affairs. He is a frequent commentator on health law issues for the media, including newspaper op-ed pieces and television interviews.

While on the faculty of Widener University's School of Law, he served as both Associate Dean and Interim Dean, and founded its Health Law Institute. He has also taught as either a full-time or visiting faculty member at the University of Detroit (where he founded its Health Law Center), the University of Michigan, American University, George Mason University, and the University of North Carolina. Prior to entering legal education, he was an associate with the Boston firm of Palmer & Dodge, and served as a law clerk to the Judges of the Superior Court of the Commonwealth of Massachusetts.

Andrew Fichter

Andrew J. Fichter is Associate Professor of Law at Widener's Delaware campus and Executive Director, Institutes. Professor Fichter received a B.A. from Yale University in 1967; a B.A. from Cambridge University in 1969, an M.A. from Cambridge University in 1971, a Ph.D. in English Literature from Yale Graduate School in 1974, and a J.D. from Yale Law School in 1985.

Following graduation from law school, Professor Fichter was an associate at Dechert in Philadelphia, Pennsylvania, in the firm's business practice, concentrating in corporate, health law, mergers and acquisitions. Professor Fichter also practiced at Hanglely Connolly Epstein Chicco Foxman & Ewing in Philadelphia, Pennsylvania, and was Chairperson of the firm's Health Care Group. Most recently, Professor Fichter practiced at Salvo, Russell, Fichter & Landau in Blue Bell, Pennsylvania.

Professor Fichter joined the faculty at Widener University School of Law in January 2003. He previously taught at the University of the Sciences in Philadelphia, Villanova University Law School, Princeton University and Yale University.

Professor Fichter has been the recipient of several academic and research fellowships, including those awarded by the Woodrow Wilson Foundation, the Danforth Foundation, the Mellon Foundation, the National Endowment for the Humanities and the American Council for Learned Societies. Dr. Fichter has several academic publications in the area of English literature, the subject of his doctorate.

Professor Fichter's principal area of teaching and research is health care. He is currently conducting research in legal issues involving health care professions. His publications in

other areas include a book on epic poetry in the Renaissance, published by Yale University Press, and several articles relating to English literature.

Professor Fichter is admitted to practice in Pennsylvania and New Jersey.

Mark F. Anderson, *Moderator*

Mark F. Anderson is an Associate Professor at Temple University Beasley School of Law. He received his Bachelor of Arts degree in political science summa cum laude from Colorado College in 1976. After college, Professor Anderson worked for the United States Department of Transportation. He helped design and evaluate programs meant to encourage safer driving behavior (seatbelts, child restraints, sober driving, the 55 mph speed limit). He earned his J.D. magna cum laude from the University of Michigan School of Law in 1983. While at Michigan, Professor Anderson was an editor of the Michigan Law Review and a member of the Order of the Coif. Following graduation, Professor Anderson clerked for Judge Boyce Martin of the Sixth Circuit of the United States Court of Appeals. He then joined the Boston law firm of Palmer & Dodge, where he was an associate for five years specializing in tax-exempt finance.

Professor Anderson has been a member of the faculty of Temple Law School since 1989. He currently teaches Torts, Contracts, Environmental Law and Health Law. His recent scholarly publications have focused on organ transplantation.