

Recently Published Faculty Scholarship

Paul M. Anderson, *Sports Betting: Law and Policy* (2012) (with Ian Blackshaw et al.); “Gambling in Sports,” in *Handbook on International Sports Law*; “Legal Responsibilities” and “Legal Rights and Business Responsibilities,” in *Successful Sports Officiating* (2011); “Sonic Bust: Trying to Retain Major League Franchises in Challenging Times,” 21 *J. Legal Aspects of Sport* 117 (2011).

Alison Barnes, *Elder Law: Cases and Materials* (5th ed. 2011).

Irene Calboli, “Reviewing the (Shrinking) Principle of Trademark Exhaustion in the European Union (Ten Years Later),” 16 *Marq. Intellectual Prop. L. Rev.* 257 (2012); “Balancing Individualism and Collectiveness in Trademark Merchandising,” in *Individualism and Collectiveness in Intellectual Property Law* (2011).

Patricia A. Cervenka, “Library Without Walls—A Year Later,” 21 *Trends in Law Library Management and Technology* 31 (2011); “Wisconsin Supreme Court and Legislative History,” 30 *Legal Reference Services Q.* 141 (2011).

Jay E. Grenig, *Electronic Discovery and Records Management* (2011–2012 ed.); *Wisconsin Practice: Elder Law* (2011–2012 ed.); *California Code Forms: Corporations* (3d ed. 2011); *How to Cost Your Labor Contract* (2d ed. 2011) (with Michael H. Granof and Moira J. Kelly); *International Commercial Arbitration* (2011 ed.); *Wisconsin Pleading and Practice*, Vols. 6A and 7 (5th ed. 2011).

J. Gordon Hylton, “Before the Redskins Were the Redskins: The Use of Native American Team Names in the Formative Era of American Sports,” 86 *N.D. L. Rev.* 879 (2010).

Joseph D. Kearney, “Private Rights in Public Lands: The Chicago Lakefront, Montgomery Ward, and the Public Dedication Doctrine,” 105 *Northwestern U. L. Rev.* 1417 (2011) (with Thomas W. Merrill).

Judith G. McMullen, “Alimony: What Social Science and Popular Culture Tell Us About Women, Guilt, and Spousal Support After Divorce,” 19 *Duke J. Gender L. & Pol’y* 41 (2011).

Matthew J. Mitten, *Sports Law in the United States* (2011); “Athlete Eligibility Requirements and Legal Issues,” in *Handbook on International Sports Law* (2011) (with Timothy Davis); “A Review of Post-PGA Tour, Inc. v.

Martin Legal Developments Regarding Participation Rights of Disabled Athletes,” 4 *J. Intercollegiate Sport* 101 (2011); “A Roundtable Discussion for the Digital Age: *Brady v. NFL*,” 29 *Ent. & Sports Lawyer* 1 (2011) (with Roger Ian Abrams et al.); “From *Dallas Cap* to *American Needle* and Beyond: Antitrust Law’s Limited Capacity to Stitch Consumer Harm from Professional Sports Club Trademark Monopolies,” 86 *Tulane L. Rev.* 901 (2012).

Michael M. O’Hear, “Not So Sweet: Questions Raised by Sixteen Years of the PLRA and AEDPA,” 24 *Fed. Sent. Rep.* 223 (2012); “Solving the Good-Time Puzzle: Why Following the Rules Should Get You Out of Prison Early,” 2012 *Wis. L. Rev.* 195; “Beyond Rehabilitation: A New Theory of Indeterminate Sentencing,” 48 *Am. Crim. L. Rev.* 1247 (2011); “Drug Courts as Communicative Punishment,” in *Retributivism Has a Past: Has It a Future?* (2011); “Mandatory Minimums: Don’t Give Up on the Court,” 2011 *Cardozo L. Rev. de novo* 67.

Selected Additional Faculty Activities

Susan M. Bay presented a paper at the Annual Conference of the Association for the Study of Law, Culture, and the Humanities.

Rebecca K. Blemborg presented a paper at the Central States Legal Writing Conference.

Bruce E. Boyden presented papers at the University of Arkansas School of Law, the University of St. Thomas School of Law, and the ACM Conference on Computer and Communications Security.

Irene Calboli presented papers at the Chinese University in Hong Kong, Law Society of Singapore Intellectual Property Section, Loyola University New Orleans, University of Houston Law Center, University of Wisconsin Law School, and the Marquette Law School International Intellectual Property Scholars Roundtable.

Patricia A. Cervenka served as a speaker at the Wisconsin Library Association Annual Conference and served on panels at the triennial Law School Facilities Conference sponsored by the American Bar Association Section of Legal Education and Admissions to the Bar.

Chad M. Oldfather, “Judging, Expertise, and the Rule of Law,” 89 Wash. U. L. Rev. 847 (2012); “Till Death Do Us Part: Chief Justices and the United States Supreme Court,” 95 Marq. L. Rev. 709 (2012) (with Todd C. Peppers); “The Prospect of Open Deliberations in the Wisconsin Supreme Court,” 95 *Judicature* 94 (2011).

David Ray Papke, “Skepticism Bordering on Distrust: Family Law in the Hollywood Cinema,” 50 *Fam. Ct. Rev.* 13 (2012); “Lincoln as Lawyer,” 107 *Indiana Mag. Hist.* 269 (2011).

Andrea K. Schneider, *Dispute Resolution: Beyond the Adversarial Model* (2011) (with Carrie Menkel-Meadow et al.); *Examples and Explanations: Dispute Resolution* (2011) (with Michael Moffitt); “Likeability v. Competence: Why Political Candidates Face It but Lawyers Do Not,” 17 *Duke J. Gender L. & Pol’y* 363 (2011) (with Catherine H. Tinsley et al.).

Paul M. Secunda, “The Wisconsin Public-Sector Labor Dispute of 2011,” 27 *ABA J. Lab. & Emp. L.* 293 (2012); “Constitutional Contracts Clause Challenges in Public Pension Litigation,” 28 *Hofstra Lab. & Emp. L.J.* 263 (2011); “The Forgotten Employee Benefits Crisis: Multiemployer Benefit Plans on the Brink,” 21 *Cornell J. L. & Pub. Pol’y* 77 (2011); “Lessons from Other Countries: Comparative Pension Law,” 33 *Comp. Lab. L. & Pol’y J.* 1 (2011); “Neoformalism and the Reemergence of the Right-Privilege Distinction in Public Employment Law,” 48 *San Diego L. Rev.* 907 (2011); “Promoting Employee Voice in the New American Economy,” 94 *Marq. L. Rev.* 757 (2011).

Michael P. Waxman, “Wisconsin’s Antitrust Law: Outsourcing the Legal Standard,” 94 *Marq. L. Rev.* 1173 (2011).



Melissa L. Greipp presented papers to the Central States Region Legal Writing Conference and the New England Consortium of Legal Writing Teachers.

Jay E. Grenig served as a speaker at the American Arbitration Association Conference on Labor Arbitration.

J. Gordon Hylton presented papers at the Fordham University School of Law, Mid-Atlantic People of Color Legal Scholarship Conference, and University of Wisconsin–Milwaukee. He also became chair of the Section on Law and Sports of the Association of American Law Schools and was reappointed to the Diversity Subcommittee of the American Bar Association’s Committee of Legal Education and Admission to the Bar.

Matthew J. Mitten presented papers to the Sports Lawyers Association and the Chicago Chapter of the Association for Conflict Resolution, presented a CLE program for Chicago judges, and served as a panelist for the Dallas Bar Association Entertainment and Sports Law Section and the Harvard Sports Law Symposium.

Kali N. Murray presented papers at the Drake University School of Law, Michigan State University School of Law, and University of Wisconsin Law School.

Julie A. Norton presented a paper to the Law Librarians Association of Wisconsin and the University of Wisconsin–Milwaukee School of Information Studies.

Chad M. Oldfather presented papers at the University of Baltimore School of Law and the University of Wisconsin Law School and served as a roundtable participant at the University of San Diego Institute for Law and Philosophy.

Matthew J. Parlow presented a paper at the Georgia State University College of Law.

Andrea K. Schneider presented papers at the Charleston School of Law, Annual Spring Conference of the American Bar Association Section of Dispute Resolution, and Career Development Institute for Psychiatry.

Paul M. Secunda presented papers at McMaster University, University of Iowa Law School, University of Western Ontario, University of Wisconsin Law School, and Washington University School of Law; served as a speaker for the Milwaukee Bar Association’s Labor & Employment Section; and was a debate participant at the Loyola University Chicago Law School Law and Religion Program.

Michael P. Waxman served as contributing editor for two volumes of *ALR International*.