

# AALS SECTION ON CHILDREN AND THE LAW

JULY 23, 2010

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THIS NEWSLETTER PROVIDES A FORUM FOR ANNOUNCEMENTS & OPINIONS WHICH ARE NOT NECESSARILY THOSE OF THE SECTION & WHICH DO NOT NECESSARILY REPRESENT THE POSITION OF THE ASSOCIATION OF AMERICAN LAW SCHOOLS.

## CALL FOR PAPERS

### OUR CHILDREN – THE WORLD’S CHILDREN: THE EFFECTS OF GLOBALIZATION ON CHILDREN

The AALS Section on Children and the Law will hold a program during the AALS 2011 Annual Meeting in San Francisco, California on transnational legal issues affecting children. The program is co-sponsored by the Sections of Family and Juvenile Law, International Law, Immigration Law and International Human Rights. It is scheduled for 4:00 –5:45 pm on Friday, January 7, 2011. The Section seeks three presenters for this program. It is hoped that the chosen presenters will shed light on the legal circumstances of children in the United States and abroad whose lives are increasingly impacted by the movement of people, goods and wealth around the globe.

The Section invites all interested faculty members of AALS member and fee-paid schools to submit papers dealing with any aspect of the foregoing topic. A review committee consisting of members of the Executive Committee of the Section on Children and the Law will review submissions and select papers for inclusion in the program. Papers will be selected on the basis of their quality, originality and engagement with the program theme.

If you are interested in presenting a paper, please submit an abstract of not more than 500 words by September 1, 2010. In addition to an abstract, you may also submit a complete draft of your paper. Please email your submission to [Cochrand@wlu.edu](mailto:Cochrand@wlu.edu). Please also include the phrase “Children and the Law Call for Papers” in the subject line of your email. Authors of selected papers will be notified by October 1, 2010.

Papers that have already been selected for publication are eligible for consideration, provided that they will not have been published by the time of the annual meeting. Papers posted on SSRN or similar prepublication resources before the annual meeting are eligible. Participating panelists are free to publish their papers wherever they choose. For interested panelists, *The Whittier Journal of Child and Family Advocacy* has expressed a willingness to publish papers from the program. Call for Papers participants will be responsible for their annual meeting registration fee and travel expenses.

Please direct questions and requests for additional information to:

(continued on page 3)

## SECTION AWARDED PERMANENT STATUS!

This spring the American Association of Law Schools approved the Section on Children and the Law for full permanent status. A hearty thank you goes to Sacha Coupet, Shaun Shaughnessy, and William Patton and the 2009-2010 Executive Committee for all their hard work in making this a reality. The Section is encouraged to build a robust communication platform with an announcement and discussion listserv, upload helpful documents to section members, post news and links to other websites, and respond to our members’ interests. We have already launched our discussion listserv (see page 2), and the Section is looking for members interested in organizing a mentor program for new teachers and scholars as well as formulating a Section website. If you are interested in becoming more involved with our newly established Section, please contact our Chair, Shaun Shaughnessy at [shaughnessyj@wlu.edu](mailto:shaughnessyj@wlu.edu). We welcome your input and suggestions about what tools and services to provide in order to make the Section useful for members.



## LETTER FROM THE CHAIR

The Section on Children and the Law has had an exciting year. We began with a great full day program at AALS in New Orleans. Organized by 2009-2010 Section Chair Professor Sacha Coupet, the program, "Meeting the Needs of Children During Times of Crisis: Hurricane Katrina and Beyond" was both informative and moving. It included speakers from a range of disciplines. Law faculty, both classroom and clinical, were joined by practicing lawyers and specialists in psychiatry, psychology and education. The program is available on the AALS website and many of the papers from the program will be published in the Whittier Journal of Child & Family Advocacy.

This spring, we applied for and were awarded permanent status as a section. We can now concentrate on building the sections and increasing our services to members. We would like to offer additional services to members, beyond the newsletter and discussion list serve. In particular, we are interested in establishing a mentoring program to link junior and senior faculty. We also would like to build our AALS website into an active resource for all of our members. If you are interested in either of those projects, please contact me at [shaughnessy@wlu.edu](mailto:shaughnessy@wlu.edu).

We have exciting plans for the upcoming annual meeting in San Francisco. For the first time, we will be issuing a call for papers in advance of the annual meeting. The program "Our Children – The World's Children: The Effect of Globalization on Children" will examine the legal circumstances of children in the United States and abroad whose lives are increasingly impacted by the movement of people, goods and wealth around the globe. We hope to receive papers on international law, human rights law, immigration law, and comparative law, among many others. Watch for the call for papers this summer and consider submitting if your work touches on these topics. Feel free to contact me for further information about the call for papers. The program is scheduled for 4:00 to 5:45 on Friday January 7, 2011. It is co-sponsored by the sections on Family and Juvenile Law, International Human Rights Law, Immigration Law and International Law.

We are undertaking another new venture in San Francisco. We will be sponsoring poster presentations from our members. This is an opportunity for interested members to get exposure for their work beyond the section programs. Please consider presenting a poster. You should already have received an e-mail from the AALS about this opportunity, but if you need further information, please let me know.

Thank you for all your work for children and for your support of our new section. I hope to see you all in San Francisco. Tell your colleagues about our new section and invite them to join!

## AALS SECTION ON CHILDREN AND THE LAW— EXECUTIVE COMMITTEE

Warren Binford, Willamette University

Sacha Coupet, Loyola University

Nancy Dowd, University of Florida

James Forman, Georgetown University

Martin Guggenheim, New York University

Leslie Harris, University of Oregon

Mary Jo Hunter, Hamline University

Randi Mandelbaum, Rutgers University at

Susan Mangold, University of Buffalo

Ellen Marrus, University of Houston

Odeana R. Neal, University of Baltimore

Elizabeth S. Scott, Columbia University

**Chair-Elect:** William W. Patton, Whittier Law School

**Secretary/Treasurer:** Jessica Dixon Weaver, SMU Dedman School of Law



**CHAIR SHAUN  
SHAUGHNESSY,  
WASHINGTON AND  
LEE UNIVERSITY  
SCHOOL OF LAW**

**A CHILD  
IS THE  
ROOT OF  
THE  
HEART.**

**CAROLINA  
MARIA DE  
JESUS**



San Francisco Bridge

## UPCOMING CONFERENCES

- ◆ The Coalition for Juvenile Justice is hosting a National Conference on Disproportionate Minority Contact (DMC), “Fundamental Fairness: Eliminating Racial and Ethnic Disparities in Juvenile Justice” on October 23-25, 2010 in Jersey City, New Jersey. More info at [www.juvjustice.org](http://www.juvjustice.org).
- ◆ AALS Annual Meeting will be in San Francisco, California on January 5–8, 2011. The theme this year is AALS Core Educational Values: Guideposts for the Pursuit of Excellence in Challenging Times. More information and early registration is available at [www.aals.org](http://www.aals.org). **Call for Posters and Papers** – See page 5 for more details.
- ◆ On February 25, 2011, the American University, Washington College of Law is hosting a symposium, “Keeping the Needs of Students with Disabilities on the Agenda: Current Issues in Special Education Advocacy,” presented by The American University Journal of Gender, Social Policy & the Law and The Washington College of Law Disability Rights Law Clinic. **Call for Panelists & Papers** – See page 5 for more details.
- ◆ The National Council of Juvenile and Family Court Judges is sponsoring the National Conference on Juvenile and Family Law on March 27-30, 2011 in Reno, Nevada. **Call for Presentations** – See page 5 for more details.



San Francisco, California

## NEW PUBLICATIONS

- ◆ Melissa Breger, *Making Waves Or Keeping The Calm: Analyzing The Institutional Culture Of Family Courts Through The Lens Of Social Psychology Theory* (forthcoming University of Alabama Law School Law & Psychology Review, volume 34, Spring/Summer 2010)
- ◆ Melissa Breger, *Against The Dilution Of A Child's Voice In Court* (forthcoming The Indiana International and Comparative Law Review, volume 20, Spring 2010) –
- ◆ Melissa Breger, Hon. Lee Elkins & Fosbinder, **NEW YORK LAW OF DOMESTIC VIOLENCE**, Volumes 1 and 2, Supplement (Reuters-Thomson-West, 2010)
- ◆ William Wesley Patton, *Viewing Child Witnesses Through A Child And Adolescent Psychiatric Lens: How Attorneys' Ethical Duties Exacerbate Children's Psychopathology* [to be published in the Widener Law School Symposium on Child Witnesses, Spring 2010, V. 16:2)
- ◆ Jessica Dixon Weaver, *The Texas Mis-Step: Why the Largest Child Removal in Modern U.S. History Failed*, 16 Wm & Mary J. Women & L. 449 (2010).

## CALL FOR PAPERS OUR CHILDREN – THE WORLD'S CHILDREN: THE EFFECTS OF GLOBALIZATION ON CHILDREN

Professor Joan M. Shaughnessy  
 Chair, AALS Section on Children and the Law  
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 Lexington, VA 24450  
 540-458-8512  
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If we are to teach  
 real peace in this  
 world, and if we  
 are to carry on a  
 real war against  
 war, we shall  
 have to begin  
 with the children.  
**Mohandas  
 Gandhi**



Chair-elect, William W. Patton,  
 Whittier Law School  
[bpattson@law.whittier.edu](mailto:bpattson@law.whittier.edu)

**2ND ANNUAL FAMILY/CHILDREN & THE LAW JUNIOR FACULTY WORKSHOP, SPONSORED BY WILLIAM & MARY SCHOOL OF LAW JULY 2010 PARTICIPANTS & PRESENTATIONS**

- Ann Cammett, Associate Professor of Law & Co-Director, Family Justice Clinic, University of Nevada-Las Vegas, William F. Boyd School of Law, *In Pursuit of the General Welfare: Rethinking Child Support Enforcement and Cooperative Federalism*
- Sarah Jane Forman, Faculty Fellow, Criminal Justice Clinic, Washington University School of Law, *We Don't Need No Ghetto Education: Educating for Citizenship Through A Youth Development Approach to School Searches*
- Cynthia Godsoe, Instructor of Law, Brooklyn Law School, *Parents, Children and Lawyers: Competing Paradigms of Representation*
- Vivian Hamilton, Associate Professor of Law, William & Mary School of Law, *(Six) Teen Suffrage?: The Democratic Ideal, Developmental Science, and the Age of Electoral Majority*
- Pamela Laufer-Ukeles, Associate Professor of Law, University of Dayton School of Law, *Common Law Marriage, Common Law Parents?: Using Lessons from Common Law Marriage to Shape De Facto Parenthood*
- Browne Lewis, Assistant Professor of Law & Acting Director, Center for Health Law & Policy, Cleveland-Marshall College of Law, *Surrogacy: Using Traditional Contract Theory to Resolve Disputes Over Legal Motherhood*
- Shari Motro, Associate Professor of Law, University of Richmond School of Law, *Preglimony*
- Rachel Rebouche, Assistant Professor of Law, University of Florida-Levin College of Law, *Parental Involvement Laws and Informal Governance*
- Jonathan Todres, Associate Professor of Law, Georgia State University College of Law, *Fixing the One-Way Ratchet: An Exploration of Legal and Cultural Conceptions of Maturity*

**COMMENTATORS:** James G. Dwyer, Professor of Law, William & Mary School of Law

Vivian Hamilton, Associate Professor of Law, William & Mary School of Law

Joan Shaughnessy, Professor of Law, Washington & Lee University School of Law

Robin Fretwell Wilson, Class of 1958 Alumni Professor of Law, Washington & Lee University School of Law

**RECENT EVENTS & NEWS**

- The Center for Children and Families at the University of Florida held its first Juvenile Justice Conference in February 2010, focusing on issues of prevention and avoiding the juvenile justice system. Out of this conference will come a volume to be published by NYU Press entitled, *Justice for Kids: Keeping Kids Out of the Juvenile Justice System*, edited by Nancy Dowd. CCF plans a second conference on the juvenile justice system in the spring of 2013, and in the intervening years will host targeted workshops, with the first on disproportionate minority contact.
- As of July 1st, Professor Melissa Breger will be stepping down as Director of the Family Violence Litigation Clinic at Albany Law School to teach Evidence, Family Law, Children & the Law, Gender & the Law and related courses at the law school.
- Erik Pitchal will be teaching a course, "Children and the Law in Comparative Perspective," in the Suffolk University Law School summer abroad program at the University of Lund, Sweden.
- SMU Dedman School of Law recently received a \$2.5 million grant to continue the W.W. Caruth, Jr. Child Advocacy Clinic. The Clinic will expand to create a Pro Se Kinship Clinic, which will assist relatives gain legal custody of children living with them, and an Institute for Children's Rights, which will serve as a legal and policy think tank.



A person's a person, no matter how small.

Dr. Suess

## REQUEST FOR PUBLIC COMMENTS ON JUVENILE JUSTICE PRIORITIES

The Coordinating Council on Juvenile Justice and Delinquency Prevention has published a Request for Public Comments on the examination of federal policies and practices that affect children, youth and families in four priority areas:

1. education and at-risk youth
2. Juvenile reentry and transitions into adult-

hood

3. Racial/ethnic disparities in juvenile justice and related systems
4. Tribal youth and juvenile justice.

Interested individuals and organizations are invited to submit ideas, insights, reflections, and suggestions related to juvenile justice and related sectors. Comments must be received by August

9, 2010 to be considered.

Go to [www.gpo.gov/fdsys/pkg/FR-2010-07-08/pdf/2010-16696.pdf](http://www.gpo.gov/fdsys/pkg/FR-2010-07-08/pdf/2010-16696.pdf) to view the Coordinating Council's Request for Public Comments and access its detailed guidance on submitting comments.



## CALL FOR PAPERS & PRESENTATIONS

**Keeping the Needs of Students with Disabilities on the Agenda: Current Issues in Special Education Advocacy** — This symposium conference at Washington College of Law (WCL) at American University will focus on current issues in special education advocacy. It is targeted at clinical faculty, non-clinical law faculty, and practitioners who represent parents and children in special education matters. Ideas for panel topics and submission of papers are welcome. The American University Journal of Gender, Social Policy & the Law will publish articles presented or related to this symposium. The Journal will consider traditional law review-style articles, as well as recent development pieces and shorter essays. Please send panel topic proposals to Yael Cannon, [ycannon@wcl.american.edu](mailto:ycannon@wcl.american.edu). Paper submissions should be submitted in final and complete format to the journal directly by January 17, 2011 at [SpecialEdAd@gmail.com](mailto:SpecialEdAd@gmail.com).

**National Conference on Juvenile and Family Law** — The conference will provide presenters with a forum to address a multidisciplinary audience of professionals working in America's juvenile and family courts. To submit a presentation proposal, visit [www.surveymonkey.com/s/O@GSNL9](http://www.surveymonkey.com/s/O@GSNL9). Proposals should be transmitted by September 15, 2010, and questions may be addressed to Diane Barnette, Director, Conference Planning and Marketing, at [dbarnette@ncifci.org](mailto:dbarnette@ncifci.org).

**AALS Section on Children and the Law** — See page 1.

**AALS 2011 Mid-Year Workshop on Women Rethinking Equality** — The AALS Section on Women and the Law is seeking proposals for presentations, papers, and posters for this workshop which will be held in Washington, D.C. The feature presentations will be on equality-related themes including Gender and International Human Rights, Gender and Economic Inequality, Gender and Criminal Law, Gender and the Justice System, Gender and Family Law, Reproductive Rights & Reproductive Justice. Proposed presentations along with a resume should be sent to [11wwcfp@aals.org](mailto:11wwcfp@aals.org) by July 31, 2010. The Section is encouraging women across all academic specialties to submit works-in-progress to receive comments in small group sessions with assigned commentators. A précis of the paper (no more than 2500 words) along with a resume should be sent to [11wwcfp@aals.org](mailto:11wwcfp@aals.org) by July 31, 2010.

**AALS Annual Meeting Call for Posters** — The Section on Children and the Law is sponsoring posters for this year's AALS Annual Meeting. The poster proposal should state your name, the name of your law school, the Section for which you are submitting, a title of the poster, a description of what you will be presenting, and an actual electronic copy of the poster itself. Please send your proposal by email to [sections@aals.org](mailto:sections@aals.org) by September 3, 2010.

We have a powerful potential in our youth, and we must have the courage to change old ideas and practices so that we may direct their power towards good ends.

Mary McLeod  
Bethune

# AALS Section on Children and the Law

## DISCUSSION LISTSERVE

Our discussion list serve, launched by Professor Odeana Neal, is another service to our members. If you haven't yet joined, please complete the subscription form at

<http://lists.ubalt.edu/mailman/listinfo/aalschildlaw>.

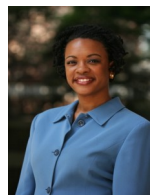


**ODEANA NEAL,  
UNIVERSITY OF  
BALTIMORE SCHOOL  
OF LAW**

## JOB OPPORTUNITIES

The University of Richmond Law School seeks a full-time clinical faculty member to direct its in-house Juvenile Delinquency Clinic, a part of the Law School's Children's Law Center and National Center for Family Law. This position is for appointment on the University's clinical teaching track, which provides for long-term contracts, and typically involves the supervision of eight students in an intensive 6-credit hour clinical experience. Applicants must have a J.D. degree, significant practice experience in the juvenile and/or criminal law area, and a license to practice law in Virginia by August 15, 2011. Applicants should submit a letter of interest and resume no later than September 30, 2010 to Professor Adrienne Volenik, [avolenik@richmond.edu](mailto:avolenik@richmond.edu).

The Mid-Atlantic Juvenile Defender Center (MAJDC) is seeking an Interim Director to grow a regional juvenile resource center. The Interim Director will collaborate with the National Juvenile Defender Center in Washington, D.C. to develop and expand the reach of the regional center. The Interim position will begin as a volunteer position for a recent law school graduate seeking professional experience, or an experienced attorney returning to the work-force or in a transition phase. The Interim Director will be compensated for work on projects for which funding is secured during his or her employment with the Center, and will be eligible to apply for the Director position when posted. A law degree and experience in juvenile justice or non-profit business development is preferred. Program planning, grant writing, and research/procedural experience would be helpful. Please submit a resume, cover letter, and three references to Kris Henning, [hennink@law.georgetown.edu](mailto:hennink@law.georgetown.edu).



If you have an event, publication, presentation, or other ideas that you would like included in the next newsletter distributed by our Section, please contact me at [jdweaver@smu.edu](mailto:jdweaver@smu.edu). I would be happy to hear any ideas that you have about how to make our newsletter more informative and interesting.

Secretary/Treasurer — Jessica Dixon Weaver, SMU Dedman School of Law