

Church, State & Society receives large gift. New faculty papers.

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NDLS Communicator

Week of 1.31.22

Good afternoon! We have a lot of news to share, please read below.

[The Latest News](#)



ND Law's Program on Church, State & Society receives transformational gift

Thanks to the generous benefaction from an anonymous donor, the Program on Church, State & Society is poised to further establish Notre Dame Law School as the leader in the area of law and religion. This endowed gift will permanently support the program as it prepares and trains students to defend religious institutions and religious freedom, produces scholarship, and nurtures dialogue and public engagement. Read more [here](#).



Randy Kozel publishes new paper

Randy Kozel's new paper, "Content Under Pressure," argues that restrictions on the content of speech are often valid — so long as they don't discriminate on the basis of viewpoint. Read it [here](#).



A.J. Bellia to present paper at conference at the University of San Diego

A.J. will be presenting his paper, "The Forgotten Nature of the United States Constitution" (with Brad Clark), at the 13th Annual Hugh & Hazel Darling Foundation Originalism Works-in-Progress Conference at the University of San Diego on February 18-19. A link to the event is [here](#).



Roger Alford mentioned in Committee on the Judiciary Hearings

Last week Senators Amy Klobuchar and Mike Lee mentioned Roger during a Senate Judiciary markup on the bipartisan American Innovation and Choice Online Act. See the video [here](#) at 1:47:45 and 2:01:45.



Emily Bremer publishes new paper

Emily's paper, "The Rediscovered Stages of Agency Adjudication," has been published by Washington University Law Review. Modern administrative law understands the Administrative Procedure Act to establish an informal and a formal procedural mode of two types of agency action: rulemaking and adjudication. Her article argues that this understanding, which is sound as applied to rulemaking, is wrong as applied to adjudication. Read her paper [here](#).



Felicia Caponigri publishes article and co-edited Symposium in the International Journal of Constitutional Law

Felicia co-edited the Symposium "Securing cultural heritage? Understanding the law for our monuments, artworks, and archives today" with Professor Lorenzo Casini and Professor Sabino Cassese. The Symposium was recently published in the International Journal of Constitutional Law and is available [here](#).

As part of the Symposium she wrote the article "Malleable monuments and comparative cultural property law: The Balbo monument between the United States and Italy" which explores the Balbo monument in Chicago as a malleable monument through a comparative legal analysis of historic property in the US and cultural property in Italy. Read the article [here](#).



Jimmy Gurulé writes op-ed for Indianapolis Star

Jimmy argues in an op-ed for the Indianapolis Star that Indiana should require preservation of all biological evidence from major felonies. Read the piece [here](#).

Jimmy was also quoted by the Indianapolis Star on a bill that could make it easier for exonerees in Indiana to receive compensation for the years they spent in prison. Read the story [here](#).



Mary Ellen O'Connell discusses Russia-Ukraine crisis

Mary Ellen was one of the experts who discussed the Russia-Ukraine crisis this week in a flash panel organized by the Nanovic Institute. Read a recap in ND Magazine and watch a video of the discussion [here](#).



Carter Snead speaks about his book on two podcasts

Carter appeared on the PloughCast episode, "Disability, Embodiment, and What It Means to Be Human" [here](#).

He also appeared on the Georgetown University "Cardinal O'Connor Conference on Life" speaking about his book. Listen [here](#).



Lloyd Mayer to present at ABA Midyear Tax Meeting

Lloyd will present at the ABA Midyear Tax Meeting on February 1 regarding the Supreme Court's donor disclosure decision last summer in *AFPF v. Bonta*. More information is [here](#).

Diane Desierto and Carter Snead speak at

ND Day for Life



Diane Desierto spoke at Notre Dame's Day for Life on January 21, saying Notre Dame's "leadership, faculty and students — as we see today — are inspiring examples of embracing authentic human dignity that draws in every member of the human family, without distinction or discrimination."

Carter Snead also spoke saying, "The culture of life leads to the creation of a civilization of love, where everyone counts and no one is left behind, as Pope Francis has reminded us many times. That is what we are doing."



Last week's Law Review Symposium: "Re-Thinking the Law to Ensure the Protection of Religious Minorities" is available at the link above.

Private Law Workshop

The Private Law Workshop, hosted by Jeff Pojanowski and David Waddilove, brings leading private law scholars from across the United States and around the world to discuss their latest scholarship with Notre Dame students and faculty. See the schedule [here](#).

Dear faculty and staff,
We want to share your scholarship and other news and accomplishments with the ND Law community. If you have a new research piece, receive an award, or have anything else to share please let us know. You can email news [here](#).

Events

Wednesday, February 2

The Program on Ethics, Compliance & Inclusion Speaker Series with SEC Enforcement Attorneys Brittany Hamelers and Sonia Torrico, 12:30 p.m., [via Zoom](#).

Trademarks: Does fair use extend to NFTs, with Mark McKenna, 12:30 p.m., location TBD

Flash International Internship Panel: International Fund for Agricultural Development, Rome, Italy, 10 a.m. [via Zoom](#)

Thursday, February 3

Clerkship Panel: State Courts, 12:30 p.m., 1130 Eck Hall of Law and [via Zoom](#)
Speakers include: Judge Mary Rochford, Illinois Court of Appeals; Judge Beth Tavitias, Indiana Court of Appeals; Justice Carlos Muniz, Florida Supreme Court; and Justice John Lopez, Arizona Supreme Court

Friday, February 4

Diversity & Inclusion Town Hall, 11 a.m., 2172 Eck Hall of Law

Save the Dates: Commencement Ceremonies for the Class of 2022 and Class of 2020

Saturday, May 14

Commencement for the Class of 2022

We hope to learn the time and location we'll be given in the next few weeks. As soon as we have more information, we will share it.

Saturday, May 28

Commencement for the Class of 2020

Diploma and Hooding Ceremony, 10 a.m., Danhke Ballroom in Duncan

There will be other activities this weekend including a reception with faculty and students. We will share more information in the coming weeks.

Around the Watercooler

Get Engaged with the Staff Advisory Council

The Staff Advisory Council (SAC) is a group of Notre Dame nonexempt employees that serves as a pipeline of information between the University administration and staff and as an advisory group that does not form policy, but shares important information about the University and also collects ideas and thoughts from staff. [Review the SAC staff feedback form.](#)

We would love to share more news, milestones, and accomplishments of our Law School colleagues. Drop us a note [here](#).

Have a great week!



Contact Denise Wager with suggestions, comments, and content.
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