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Editor's Note

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EDITOR'S NOTE

Dear Reader:

On behalf of the Suffolk University Law School Moot Court Honor Board, I am honored to present the first issue in Volume XXVIII of the *Suffolk Journal of Trial & Appellate Advocacy*. This issue contains eight student-written pieces from Moot Court Honor Board's third-year staff. Each piece is designed to provide insight and be of practical use to lawyers and judges at both the trial and appellate levels.

The student-written pieces discuss the following legal topics and cases:

- An examination of the real-life experience test as it applies to incarcerated transgender people's access to gender confirmation surgery in the First, Seventh, and Ninth Circuit, with a critique of the test's application in relation to the Eighth Amendment's deliberate indifference standard (Allison Eddy);
- A comprehensive discussion of ADA Title III jurisprudence in light of disparate protections for individuals with disabilities and inconsistent online guidance for American businesses, as well as an endorsement of a uniform standard that is most appropriately addressed by legislative mechanisms (Benjamin Holman);
- An analysis of the leading tests for causation in multiple-cause tort cases, including topics ranging from the Restatement of the Law (Third), the judicial elimination of substantial factor tests, and a suggestion for reviving and better implementing such tests in the context of medical malpractice cases (Michayla Woodward);
- An analysis of the First Circuit's recent decision on public high schools' abilities to combat cyberbullying while weighing students' First Amendment rights (Rebecca Brownell);
- An analysis of due process concerns in cases where noncitizens are denied bail because they are deemed a flight risk or danger to the community (Shannah Colbert);
- An analysis of Fourth Amendment rights and whether police officers have the authority to step within the bounds of the home under the community caretaking doctrine (Angela Bartucca);
- An analysis of whether the collateral order doctrine should extend to fugitive disentitlement orders (Ian Luciano); and
- An exploration of the statutory interpretations in the Unfair Practices section of the Fair Debt Collection Practices Act and a rejection of the literal interpretation that some circuit courts have adopted (Shiri Pagliuso)

I sincerely appreciate the hard work of our twenty-four staff members of the Moot Court Honor Board, who worked diligently to edit and cite-check these pieces throughout the semester. A special thanks to our Managing Editor, Angela Bartucca, who provided exceptional support for our staffers and editors; our Executive Editor, Ian Luciano, whose dedication was vital throughout the editing process; and our Associate Managing Editor, Rebecca Brownell, who provided essential editing assistance and diligently formatted this issue. I would also like to thank our President, Christina Batista, and Vice President, Trevor Larned Stark, for their continued support throughout the compilation of this Journal; Michayla Woodward and Connor Krupke, for their assistance during executive editing; and our Associate Executive Editors, Shannah Colbert, Connor Krupke, Julia Nasiek, and Shiri Pagliuso for providing quality editorial

feedback and encouraging staff members throughout the editing process. Thank you to Kori Dean, the prior Editor-in-Chief of the *Suffolk Journal of Trial & Appellate Advocacy*, for supporting this publication post-graduation and for being consistently generous in providing guidance. Finally, I extend my utmost gratitude to our Board's advisor, Professor Richard G. Pizzano, the Board's Staff Assistants, Janice Quinlan and Janine LaFauci, and the Deans and Faculty of Suffolk University Law School for their continued support of the *Suffolk Journal of Trial & Appellate Advocacy*.

I sincerely thank you for reading our first issue in Volume XXVIII of the *Suffolk Journal of Trial & Appellate Advocacy*. I am confident that judges, practitioners, professors, and students will benefit from our scholarship. I hope that you will find this Issue through-provoking, relevant, and useful.

Sincerely,



Allison Eddy

Editor-in-Chief