

BIBLIOGRAPHY

of

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Articles in links are available online. "SSRN" links show additional availability via Social Science Research Network

Article, [*Privacy and the Right of Free Expression*](#), 11 First Amendment Law Review 16 (2012). ([SSRN](#))

Article/Chapter, [*Privacy Rights: The Virtue Protecting False Reputations*](#), in *The Right to Privacy in Light of Media Convergence*, (Dieter Doerr & Russell Weaver, eds. 2012). ([SSRN](#))

Paper, [*The Possibility of Moral Absolutes: Some Thoughts in Response to Jeremy Waldron on Torture*](#) (2011). ([SSRN](#))

Article, [*Director Liability for Corporate Crimes: Lawyers as Safe Haven?*](#), 55 N.Y.L. Sch. L. Rev. 437 (2010/2011). ([SSRN](#))

Article, [*Teens, Porn and Videogames: Time to Rethink Ginsberg?*](#) Harvard Civil Rights-Civil Liberties Law Review, Amicus (10/30/2010) ([SSRN](#))

Article, [*"Sexting" and the First Amendment*](#), 37 Hastings Const. L.Q. 433 (2010). ([SSRN](#))

Working Paper, [*Free Will Ideology: Experiments, Evolution and Virtue Ethics*](#), (June 7, 2010). ([SSRN](#))

Working Paper, [*Doubting Free Will: Three Experiments*](#), (January 12, 2010). ([SSRN](#))

Working Paper, [*Responding to Kelo v New London: Avoiding Intrinsic Injustice by Paying a Fairer Price*](#), (Rev. March 10, 2010). ([SSRN](#))

Article, [*Shifting Paradigms of Lawyer Honesty*](#), 76 Tennessee L. Rev. 993 (2009). ([SSRN](#))

Online Learning (free), [*The Estate System*](#) and [*Basic Future Interests*](#) (2008).

Easements, computer-based law tutorials, published by Law Study Systems, Chicago, Illinois (2008).

The Estate System and Future Interests, computer-based law tutorials, published by Law Study Systems, Chicago, Illinois (2008).

Landlord and Tenant, computer-based law tutorials, published by Law Study Systems, Chicago, Illinois (2007).

Adverse Possession, computer-based law tutorials, published by Law Study Systems, Chicago, Illinois (2007).

Book, [*Whose Monet?: An Introduction to the American Legal System*](#), including a “teacher’s manual” (Aspen: 2007).

Online Learning (free), [*The Estate System-Review Exercises*](#) and [*The Estate System-Proficiency Test*](#) (2006).

Article (with Charles C. Morrison), [*Public Navigation Rights in New York State*](#), 12 Adirondack Journal of Environmental Studies, Fall/Winter 2005, at.31.

Article, [*The MacCrate Report in Legal Education After 10 Years: A Response to Russell Pearce*](#), 23 Pace L. Rev. 599 (2004).

Article, [*The Takings Clause and the Separation of Powers*](#), 21 Pace Env. L. Rev. 3 (2003).([pdf version](#))

Chapter, [*The Humane Principle and the Biology of Blame \(Evolutionary Origins of the Imperative to Inflict\)*](#), in Proceedings of 3rd Annual Global Conference on Perspectives on Evil and Human Wickedness (2003).

Review, *Just Being a Lawyer: Reflections on the Legal Ethics of a President under Impeachment*, reviewing “An Affair of State: The Investigation, Impeachment and Trial of President Clinton,” by Richard A. Posner, 4 Legal Ethics 155-71 (2001). ([SSRN](#))

Essay, *Towards a Natural Justice of Right Relationships*, in Human Rights in Philosophy and Practice, pp. 41-61 (Burton M. Leiser and Tom D. Campbell, eds., 2001). ([SSRN](#))

Article, *Criminal Prosecution of HMO Treatment Denial*, 11 Health Matrix 147 (2001). ([SSRN](#))

Article, *Abuse of Confidentiality and Fabricated Controversy: Two Proposals*, in The Professional Lawyer, vol. 11, no. 4 (Summer, 2000). ([SSRN](#))

Article, *The National Association of Honest Lawyers: An Essay*, 20 Pace L. Rev. 93 (1999). ([SSRN](#))

Article, *Should Taxpayers Pay People to Obey Environmental Laws?* 6 Fordham Env. L.J. 423 (1995).

Short Article, *The New Compensation Laws: What's Behind Them?* Metro Planner, Newsletter of the Metropolitan Chapter, American Planning Association, October, 1995.

Op-Ed, *Alternative Punishment for White Collar Crime*, Gannett Westchester Papers (1995).

Op-Ed, *Private Property and Civic Responsibility*, Scripps-Howard Wire (1995).

The Estate System (Computer-Assisted Teaching Materials), by published Center for Computer-Assisted Legal Instruction (1994).

Basic Future Interests (Computer-Assisted Teaching Materials), published Center for Computer-Assisted Legal Instruction (1995).

Opinion, *Keep Our Forest Preserve for the "Free Use of All the People"*, in Adirondac, vol 63, No. 6 (1994)

Editorial, in Common Ground, Conservation News from the Conservation Fund, Vol. 5, No. 3 (March/April 1994)

Article, *"Taking" the Imperial Judiciary Seriously: Segmenting Property Interests and Judicial Revision of Legislative Balancing*, in Court of Federal Claims Symposium, 42 Catholic Univ. L. Rev. 771 (1993).

Article, *Evolving Thresholds of Nuisance and the Takings Clause*, 18 Columbia Journal of Environmental Law 1 (1993).

Short Article, *Private Property and Community Rights: What Communities Can Still Do After Lucas*, in Planning and Zoning News, et al. (April, 1993).

Article, *What is Behind the "Property Rights" Debate?*, 10 Pace Environmental Law Review 21 (1992).

Short Article, *Existing Use Zoning*, in Zoning News published by the American Planning Association (December, 1992).

Short Article, *Owners' Rights to Use Land "As They See Fit,"* 10 NYSBA Environmental Law Section Journal 12 (1990)

Essay, *Legal Status of Tidal Flats in New York*, chapter 3 of *Intertidal Flats: Their Value and Legal Status*, published by The Sounds Conservancy (1990)

Article, *Law and a New Land Ethic*, 74 Minnesota Law Review 339 (1989) ([for an abridged version](#)) ([pdf version](#))

Article, *Public Rights in the Navigable Streams of New York*, 6 Pace Environmental Law Review 461 (1989).

Article, *Economic Due Process and the Takings Clause*, 4 Pace Environmental Law Review 311 (1988).

Article, *Constitutional Limits on the Power to Take Private Property: Public Purpose and Public Use*, 66 Oregon Law Review 547 (1988).

Pre-Existing Duty, Contract Modification, and Accord & Satisfaction (Computer-Assisted Teaching Materials), published by Center for Computer-Assisted Legal Instruction (1986).

Problems in Property Law, Series I, II and III (Computer-Assisted Teaching Materials), published by Center for Computer-Assisted Legal Instruction (1984).

Article, *The Common Law Conception of Leasing: Mitigation, Habitability and Dependence of Covenants*, 60 Washington Law Quarterly 1213 (1983). ([SSRN](#))

Article, *A Unifying Theory for the Just Compensation Cases: Takings, Regulation and Public Use*, 34 Rutgers Law Review 243 (1982).

Article, *Serving the Public Interest: An Overstated Objective*, 65 A.B.A. Journal 564 (1979).

Article, *What is Taught in the First-Year Property Course? Report of a Survey*, 29 Journal of Legal Education 459 (1978).

Book Review (Bruce A. Ackerman, *Private Property and the Constitution*), 39 University of Pittsburgh Law Review 793 (1978).

Article, *Landlord Control of Tenant Behavior: An Instance of Private Environmental Regulation*, 45 Fordham Law Review 223 (1976). ([SSRN](#))

Article, *Prudence, Information and Trust Investment Law*, 62 A.B.A. Journal 1309 (October, 1976) (co-author with S. Dresch, Director of Research of Institute for Demographic and Economic Studies, Inc.).

Article, *Tidal Title and the Boundaries of the Bay*, 4 Fordham Urban Law Journal 91 (1975) (co-author with J. Gale).

Landlord and Tenant, Cases and Text (approx. 450 pages), course materials for landlord-tenant law (mimeograph).

Outline of New York Corporation Law (approx. 60 pages; 1973).

Securities Regulation (Highlights of 1972 in Second Circuit Review), 39 Brooklyn Law Review 1187 (1973).

Book Review (*F. H. O'Neal, Close Corporations*), 39 Brooklyn Law Review 507 (1972).

Book Review (*H. Baruch, Wall Street: Security Risk*), 38 Brooklyn Law Review 1303 (1972).

Comment, *Fair Trade: The Ideal and Reality*, 27 Ohio State Law Journal 144 (1966).

Note, *Surviving Spouse's Distributive Share of Amendable Trusts*, 25 Ohio State Law Journal 612 (1964).