

DANAYA C. WRIGHT

Clarence J. TeSelle Professor of Law
Associate Director, Center for Governmental Responsibility
University of Florida Levin College of Law
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http://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=184268.

EDUCATION

PhD	Johns Hopkins University (Political Science)	Nov, 1998
JD	Cornell University School of Law New York University School of Law (third year)	May, 1991
MA	St. Johns College (Liberal Education)	Aug, 1989
MA	University of Arizona (English Literature)	Aug, 1986
BA	Cornell University (English Literature)	May, 1983

TEACHING SUBJECTS

Large Enrollment Courses

Trusts and Estates
Property
Constitutional Law

Upper Level Courses

Advanced Constitutional Law of Property (Takings and Due Process)
Future Interests and Trust Drafting
English Legal History
History of Women in the Law
Theories of Property
Feminist Jurisprudence

TEACHING EXPERIENCE

University of Florida Levin College of Law, Gainesville, Florida – (5/98 – present)

Endowed Professor – (2008 – present)

Professor – (8/04 – present)

Associate Professor – (8/01-8/03)

Assistant Professor – (5/98-8/01)

Georgetown Law Center, Washington, D.C. – Visiting Professor of Law (2010-2011)

Indiana University School of Law, Indianapolis, Indiana – (8/96 - 5/98)

Adjunct Professor -- Property I and II, Feminist Jurisprudence, and supervised advanced research in theories of property.

Arizona State University College of Law, Tempe, Arizona – (8/93 - 5/94)
Visiting Assistant Professor of Law -- History of Women in the Law, English Legal History,
Franchise Law, and Conflict of Laws

SCHOLARSHIP

Books

Romanticism and Revolution: Percy Shelley's Children, the *Parens Patriae*, and the Development of the Modern Paternalist State (in progress).

Wills, Trusts, and Estates: An Integrated Approach, with Michael Higdon and Bridget Crawford (Foundation Press, 2021)

Trusts and Estates: Simulations, co-authored with Silvia Menendez, West Bridge to Practice Series (Spring 2015, West Academic).

The Law of Succession: Wills, Trusts, and Estates, (Lee-ford Tritt and Patricia Stallwood-Kendall – contributing authors), Foundation Press, 2013.

Estates and Future Interests: Cases, Examples, and Explanations – Foundation Press, 2014.

Florida Probate Code, Aspen, 2010, with D. Kelly Weisberg and Lee-ford Tritt.

Book Chapters

Beneficiary Deeds for Real Estate: Transfer on Death, Enhanced Life Estate, and Ladybird Deeds, Chapter 25 POWELL ON REAL PROPERTY (Michael Allan Wolf ed.), 2020

Coverture and Women's Agency: Lessons Learned from a Century and Half of Marital Discord, in *Married Women and the Law: Coverture in England and the Common Law World*, ed. Tim Stretton and Krista Kesselring (McGill-Queen's Univ Press, 2013).

"Hogwarts, the Family, and the State: Forging Identity and Virtue in Harry Potter," in *The Law and Harry Potter* (Thomas and Snyder, eds), Carolina Academic Press, (2008).

"Rails-to-Trails: Conversion of Railroad Corridors to Recreational Trails," Wolf (ed), *78A Powell on Real Property*, 78A1-78A123 (2007) (plus updates).

Law Review Articles

Drone Airspace in Railroad Corridors: Repurposing Nineteenth-Century Property Law for the Twenty-First Century, in progress, with Ethan Moore.

Adventures in the Article V Wonderland: Justiciability and Legal Sufficiency of the ERA Ratifications, under submission.

"An Atrocious Way to Run a Constitution:" *The Destabilizing Effects of Constitutional Amendment Rescissions*, forthcoming in __ DUQUESNE L. REV. (2021)

What Happened to Grandma's House: The Real Property Implications of Dying Intestate, forthcoming U. C. DAVIS L. REV. (2020).

The Demographics of Intergenerational Transmission of Wealth: An Empirical Study of Testacy and Intestacy on Family Property, 88 UMKC L. Rev. 665 (2019).

“Great Variety of Relevant Conditions, Political, Social and Economic”” *The Constitutionality of Congressional Deadlines on Amendment Proposals under Article V*, 28 W. & M. BILL OF RIGHTS J. 1 (2019).

A Requiem for Regulatory Takings: Reclaiming Eminent Domain for Constitutional Property Claims, 49 ENVTL L. 307-377 (2019).

Disrupting the Wealth Gap Cycles: An Empirical Study of Testacy and Wealth, 2019 WISCONSIN LAW REVIEW 101 (2019).

Tearing Down the Wall: How Transfer-on-Death Real Estate Deeds Challenge the Inter Vivos/Testamentary Divide, 79 MARYLAND LAW REVIEW (2019) (with Stephanie Emrick).

Commentary on Reid Kress Weisbord and David Horton, Boilerplate and Default Rules in Wills Law: An Empirical Analysis, 103 IOWA LAW REVIEW ONLINE 123 (2018).

Response to Professor Horton, Mr. James Pressly and Mr. J. Grier Pressly, 43 AMERICAN COLLEGE OF TRUST AND ESTATE COUNSEL LAW JOURNAL 351 (2018) (with Beth Sterner).

Honoring Probable Intent in Intestacy: An Empirical Assessment of the Default Rules and the Modern Family, 42 ACTEC LAW JOURNAL 341-379, 2017 (with Beth Sterner).

Inheritance Equity: Reforming the Inheritance Penalties Facing Children In Non-Traditional Families, 25 CORNELL JOURNAL OF LAW AND PUBLIC POLICY 1-93, 2015. Also awarded the Stu Walter Prize of the Dukeminier Awards for 2016.

Doing a Double Take: Rail-Trail Takings Litigation in the Post-Brandt Trust Era, 39 VERMONT LAW REVIEW 703-752, 2015.

A New Era of Lavish Land Grants: Taking Public Property for Private Use and Brandt Revocable Trust v. United States, PROBATE AND PROPERTY, September/October 2014, 30-35.

Reliance Interests and Takings Liability for Rail-Trail Conversions: Marvin M. Brandt Revocable Trust v. United States, 44 ENVTL. L. REP’R. 10173-10184 (3/2014).

“The Shifting Sands of Property Rights, Federal Railroad Grants, and Economic History: *Hash v. U.S.* and the Threat to Rail-Trail Conversions,” 38 ENVIRONMENTAL LAW 711-766 (2008).

“Charitable Deductions for Rail-Trail Conversions: Reconciling the Partial Interest Rule and the National Trails System Act” (co-authored with Scott Bowman), 32 WM. & MARY ENVTL L & POL’Y REV. 1-57 (2008).

“The Legacy of Colonialism: Religion, Law, and Women’s Rights in India” (co-authored with Varsha Chitnis), 64 WASHINGTON & LEE LAW REVIEW 1315-1348 (2007)

“Collapsing Liberalism’s Public/Private Divide: Voldemort’s War on the Family,” in *The Harry Potter Panel: Harry Potter and the Law*, 12 *TEXAS WESLEYAN LAW REVIEW* 434-441, (2005).

“Well-Behaved Women Don’t Make History: Rethinking Family, Law, And History Through An Analysis Of The First Nine Years Of The English Divorce And Matrimonial Causes Court (1858-1866),” 2005 *WISCONSIN WOMEN’S LAW JOURNAL* 211-318, (2005).

“The Logic and Experience of Law: *Lawrence v. Texas* and the Politics of Privacy,” 15 *FL. J. OF LAW & PUB. POL’Y* 423-441 (2004).

“A New Time For Denominators: Toward A Dynamic Theory Of Property In Regulatory Takings’ Relevant Parcel Analysis,” 34 *ENVIRONMENTAL LAW* 175-245, (2004), reprinted in *2005 Planning and Zoning Law Handbook*, (Thomson/West).

“Untying the Knot: An Analysis of the English Divorce and Matrimonial Causes Court Records, 1858-1866,” 38 *UNIV. OF RICHMOND LAW REVIEW* 903-1010, (2004).

“Shaken, Not Stirred: Has *Tahoe-Sierra* Settled or Muddied the Regulatory Takings Waters? 32 *ENVIRONMENTAL LAW REVIEW* 11177-11189 (2002).

“The Crisis of Child Custody: A History of the Birth of Family Law in England,” 11 *COLUMBIA JOURNAL OF GENDER AND THE LAW* 175-270 (2002).

“Eminent Domain, Exactions, and Railbanking: Can Recreational Trails Survive the Court’s Fifth Amendment Jurisprudence?” 26 *COLUMBIA JOURNAL OF ENVIRONMENTAL LAW*, 399-481 (2001).

“Foreword: Toward a Multicultural Theory of Property,” introduction to AALS 2000 Panel on Property Law, symposium in 12 *FLORIDA JOURNAL OF LAW AND PUBLIC POLICY* 1-12 (Spring 2001).

“Pipes, Wires, and Bicycles: Rails-to-Trails, Utility Licenses, and the Shifting Scope of Railroad Easements from the Nineteenth to the Twenty-First Centuries,” (co-authored with Jeffrey M. Hester), 27 *ECOLOGY LAW QUARTERLY* 351-465 (May, 2000).

“Trains, Trails and Property Law: Indiana Law and the Rails-to-Trails Controversy,” 31 *INDIANA LAW REVIEW* 753-780 (1998)

“Private Rights and Public Ways: Property Disputes and Rails-to-Trails in Indiana,” 30 *INDIANA LAW REVIEW* 723-761(1997).

“Captive Gas and Condemned Trash: Highs and Lows in Indiana Property Law in 1996,” 30 *INDIANA LAW REVIEW* 1269-1289 (1997).

“The Golden Arches Meet the Hallowed Halls: Franchise Law and the Law School Curriculum,” 45 *JOURNAL OF LEGAL EDUCATION* 119-129 (1995).

Refereed Journal Articles

After *Obergefell V. Hodges*: Continuing the Battle over Equal Rights for Sexual Minorities in the United States, 2015/2 *GENIUS* 18-38, (online international journal on sexuality and the law, with Simone Chriss). Available at SSRN: <http://ssrn.com/abstract=2710969> or

<http://dx.doi.org/10.2139/ssrn.2710969> and <http://www.articolo29.it/wp-content/uploads/2015/12/genius-2015-02.pdf>.

Policing Sexual Morality: Percy Shelley and the Expansive Scope of the Parens Patriae in the Law of Custody of Children, 8.2 NINETEENTH CENTURY GENDER STUDIES online journal, (Summer, 2012), available at: <http://www.ncgsjournal.com/issue82/wright.htm>.

Theorizing History: Separate Spheres, the Public/Private Binary and a New Analytic for Family Law History, 2012 ANZLHS EJOURNAL, Refereed Paper #2, available at: <http://www.anzlhsejournal.auckland.ac.nz/papers/papers-2012.html>.

“Legal Rights and Women’s Autonomy: Can Family Law Reform in Muslim Countries avoid the Contradictions of Victorian Domesticity?” 5.1 HAWWA: JOURNAL OF WOMEN OF THE MIDDLE EAST AND THE ISLAMIC WORLD 33-54 (2007) (refereed journal)

“The ‘Anti-Boomer Effect:’ Property Rights, Regulatory Takings, and a Welfare Model of Land Ownership” 6 AUSTRALIA JOURNAL OF LEGAL HISTORY 1-28 (Summer, 2000).

"*De Manneville v. De Manneville*: Rethinking the Birth of Custody Law Under Patriarchy," 17 LAW AND HISTORY REVIEW 247-307 (1999) (refereed journal).

BOOK REVIEWS and COMMENTARY

The Equal Rights Amendment: An Unprecedented Constitutional Moment, U. Minn. Gender Policy Report, July 14, 2020; <https://genderpolicyreport.umn.edu/the-equal-rights-amendment-an-unprecedented-constitutional-moment/>

Danaya C. Wright, *Moore v. City of East Cleveland*, FEMINIST JUDGMENTS: PROPERTY, ed. by Eloisa Rodriguez-Dod and Elena Marty-Nelson, Cambridge UP, forthcoming 2020.

Commentary on *Est. of Myers*, for FEMINIST JUDGMENTS: REWRITTEN TRUSTS AND ESTATES OPINIONS, ed. by Deborah Gordon, Bridget Crawford, and Carla Spivak.

Commentary on Reid Kress Weisbord and David Horton, *Boilerplate and Default Rules in Wills Law: An Empirical Analysis*, 103 IOWA L. REV. 663 (2018), forthcoming in Iowa Law Review online.

Reviewed J. R. Pole, Contract and Consent: Representation and the Jury in Anglo-American Legal History, 52 AMERICAN JOURNAL OF LEGAL HISTORY 532-535, October, 2012.

Reviewed Yvonne Pitts, *Family, Law and Inheritance in America: A Social and Legal History of Nineteenth-Century Kentucky*, (New York: Cambridge University Press, 2013), 33 LAW AND HISTORY REVIEW 239 (2015).

A Response to Keith Cunningham-Parmeter, 67 FLORIDA LAW REVIEW FORUM (ONLINE), 2016, available at: http://www.floridalawreview.com/wp-content/uploads/Wright_Response.pdf

OTHER LEGAL WRITINGS

Expert Commentary on *Hash v. U.S.* and *Brandt Revocable Trust v. U.S.*, Lexis/Nexis, summer, 2014.

Amicus Brief to U.S. Supreme Court in *Brandt Revocable Trust v. U.S.* by National Conference of State Legislatures and National League of Cities, et. al.

Amicus Brief to Court of Appeals, Federal Circuit in *Hash v. U.S.*, No. 03-1395 (Oct. 2003)

Amicus Brief to Iowa Supreme Court in *Lowers v. U.S.*, 1-99-CV-90039 (March, 2002).

Amicus Brief to New Hampshire Supreme Court in *Malnati v. U.S.* (October, 2001).

Amicus Brief to S. D. Indiana in *Schmitt v. U.S.* (August 2002)

COURT CITATIONS

Federal Courts

Murr v. Wisconsin, 137 S.Ct. 1933 (2017) (Kennedy, J.)

King County v. Rasmussen, 299 F.3d 1077 (9th Cir. 2002)

Hynek v. MCI World Communications, Inc. 202 F.Supp.2d 831 (N.D. Ind. 2002)

King County v. Rasmussen, 143 F.Supp.2d 1225 (W.D.Wash. 2001)

Moffitt v. United States, 147 Fed. Cl. 505 (2020)

Brooks v. United States, 138 Fed.Cl. 371 (2018)

Lucier v. United States, 138 Fed. Cl. 423 (2018)

State Supreme Courts

Kiely v. Graves, 173 Wash.2d 926 (Wash., 2012)

Kershaw Sunnyside Ranches, Inc. v. Yakima Interurban Lines Ass'n, 156 Wash.2d 253 (Wash., 2006)

Michigan Dept. of Natural Res. v. Carmody-Lahti Real Estate, Inc., 472 Mich. 359 (Mich. 2005)

Gove v. Zoning Bd. Of Appeals of Chatham, 444 Mass. 754 (Mass. 2005)

State v. Hess, 684 N.W.2d 414 (Minn. 2004)

Lowers v. U.S. 663 N.W.2d 408 (Iowa, 2003)

Buffalo Tp v. Jones, 571 Pa. 637 (Pa. 2002)

Chevy Chase Land Co. v. U.S., 355 Md. 1055 (Md. 1999)

State Lower Courts

KT Group, LLC v. Lowe, 578 S.W.3d 1 (Ct.App. Tenn. 2018)

Hawkeye Land Company v. City of Iowa City, 2018 WL 1858401 (Ct.App. Iowa 2018)

Conover v. Conover, 146 A.3d 433 (Ct.App. Md. 2016)

Washington Securities and Investment Corp. v. Horse Heaven Heights, Inc. 130 P.3d 880 (Wash.App. 2006)

Kershaw Sunnyside Ranches, Inc. v. Yakima Interurban Lines Ass'n, 91 P.3d 104 (Wash.App. 2004)

Ray v. King County, 86 P.3d 183 (Wash.App. 2004)

ENCYCLOPEDIA ARTICLES

Cultural Sociology of Divorce - 2011

History of Marriage

Uniform Marriage and Divorce Act

Uniform Marital Property Act

Fault in Divorce v. Child Custody

Fault in Divorce v. Property Division

Fault in Divorce v. Spousal Support

Divorce Law – UK

Custody Law – U.S., History of

Reader's Guide to the Social Sciences – 1999
Child Custody
Guardianship

Dissertation: From Feudalism to Family Law: Inter-Spousal Custody Disputes and the Repudiation of Mother's Rights.

SELECT PRESENTATIONS

The Unconstitutionality of Article V Deadlines, A New Era for the Equal Rights Amendment, Richmond University Law School, Oct. 26, 2019; Constitutional Law Colloquium, Oct. 8, 2019; AALS WILE Section, January 4, 2020; ACS Constitutional Law Scholars Forum, Feb. 28, 2020; UF Cross-Cutting Exercises, Nov. 2019-Jan. 2020.

What Happened to Grandma's House: The Real Property Implications of Dying Intestate, Trusts and Estates Section of the AALS, January 3, 2019 and ACTEC/Davis Law Review Symposium, October 10, 2019.

The Demographics of Dying, Trusts and Estates Section of the AALS, January 4, 2018 and Wisconsin Law Review Symposium, October 11, 2018.

Romanticism and Revolution: Percy Shelley's Children and the Development of the Parens Patriae, North American Conference on British Studies Annual Conference, November 5, 2017.

Preserving Vital Transportation and Recreation Infrastructure: Navigating the Legal Hurdles to Rail-Trail Conversion, Public Interest Environmental Conference, February 10, 2017.

Intestacy Laws on the Ground: Default Rules and the Modern Family, Critical Wills, Trusts, and Estates Conference, Oklahoma City, September 8, 2016.

Romanticism and Revolution: Percy Shelley's Children and the Origins of the Parens Patriae, American Society for Legal History annual conference, Washington, DC, Oct. 31, 2015.

Rail Trail Takings Liability post Brandt Trust, presented at the 17th annual Conference on Litigating Takings Challenges, U.C. Davis College of Law, September 19, 2014.

The Inheritance Penalty for Children of Non-Traditional Parents, presented at the 2014 AALS Midyear Meeting Workshop on Sexual Orientation and Gender Identity Issues, June 5-7, 2014.

Gendered Rail Trails as Public Spaces, presented at the 2014 law and Society Annual Conference, Minneapolis, May 28-June 1, 2014.

Marvin S. Brandt Revocable Trust v. U.S. and Takings Liability for Rail-Trail Conversions, presented at the 16th Annual Conference on Litigating Takings Challenges, NYU Law School, November 22, 2013. Also presented to the faculty of the University of Florida College of Law on January 24, 2014.

Inheritance Law, Trusts, and Patriarchy: The Growth and Use of Trust Law Doctrines to Promote Public Welfare and Family Formation, presented at the American Society for Legal History Annual Conference, Nov. 7-9, 2013.

The History of Reproductive Rights in U.S. Constitutional Law, presented at Reproductive Rights in the U.S., 1973-2013, presented at the U.F. College of Law, October 3, 2013.

The Sins of their Fathers and Mothers: The Inheritance Penalty for Children of Non-Traditional Parents, invited speaker at Wills, Trusts & Estates Meets Gender, Race & Class, Ok. City Univ School of Law, September 28, 2013.

Curses, Crimes and Covenants: The Law and Harry Potter, presented as part of lecture series on Harry Potter organized by the University of Florida Health Sciences Library (September 27, 2012). Also presented to Oak Hammock Retirement Community's continuing education lecture series in the law (April 23, 2013)

From Trust to Parens Patriae: Public Patriarchy and Family Law in the Eighteenth-Century Chancery, presented at the North American Conference on British Studies, Nov. 11, 2012, Montreal, Quebec.

Theorizing History: Separate Spheres, the Public/Private Binary and a new Analytic for Family Law History, presented to the DC Area Legal History Roundtable (April 13, 2012) and to 2012 Law & Society Conference, Honolulu, Hawaii (June 6, 2012).

Shelley v. Westbrook: The Role of Public Patriarchy and the Best Interests Standard in Redefining the Private Sphere, presented to Wollstonecraft Symposium, Center for Women's Studies and Gender Research, University of Florida, Feb. 22, 2012.

Is the Trope of Separate Spheres Useful in Post-Modern Family Law History?: a Question, an Excursus, and a Hypothetical, presented at Australia and New Zealand Legal History Society Conference, Dec. 12-13, 2011, Brisbane, Australia.

Coverture and Women's Agency: Lessons Learned from 100 Years of Marital Discord, at Married Women and the Law in Britain, North America and the Common Law World, June 22-25, 2011, Halifax, (invited speaker).

The Rails to Trails Statute: Update on Takings Cases presented at Regulatory and Judicial Takings, CLE, Tampa, Florida, May 20, 2011 (invited speaker).

Shelley v. Westbrook: The Role of Public Patriarchy and the Best Interests Standard in Redefining the Private Sphere, presented to Law, Culture, and the Humanities Conference, March, 2011. Also discussant on two other panels at the same conference.

From Feudalism to Family Law, Faculty Workshop at Georgetown Law Center, January 31, 2011.

Panel on *Feminist Scholarship Now* – University of Florida Center For Women's Studies and Gender Research, Oct. 8, 2010, Gainesville, Florida.

Commentary on works by John Echeverria and James Ely, Jr. at Nelson Symposium on Local Government, February 13, 2009, Gainesville, Florida.

Family Law in Harry Potter, at Law, Culture and the Humanities Conference, April, 2008

Making a HASH of Federal Transportation and Railbanking Policies, Amer. Const. Society, UF Levin College of Law, Feb. 20, 2008.

Power, Intimacy, and Rights: The Legalization of Family Discourse in one Victorian Marriage, Cornell University Faculty Colloquium, Nov. 3, 2007.

Rail-Trails and Railbanking: How Can Something so Simple be so Complex, Sept. 28, 2007 - UF Levin Coll. of Law.

The Legacy of Colonialism: Religion, Law, and Women's Rights in India, presented to Symposium on Gender-Relevant Legislative Change in Muslim and non-Muslim Countries, Washington and Lee University, March 30-31, (2007).

Power, Intimacy, and Rights: The Legalization of Family Discourse in the Victorian Marriage, presented to the American Society for Legal History, Annual Conference, Baltimore, MD, November 16-19, 2006.

Family Law and the Unfulfilled Promise of the 1858 Divorce Court, presented to the American Society for Legal History, Annual Conference, Cincinnati, Ohio, November 11-12, 2005.

"Institutional Barriers to Women's Rights in Nineteenth-Century English Family Law," invited to present at a workshop on gender-relevant legislation in Muslim and non-Muslim countries by the Islamic Legal Studies Program at Harvard Law School. (October 1-3, 2005)

"Domestic Relations in Mid-Century: A History of the First Nine Years of the Divorce and Matrimonial Causes Court (1858-1866)," American Society for Legal History, Annual Conference, Washington, DC, October 13-16, 2003.

Commentator at Third annual Nelson Symposium, University of Florida, October 3, 2003.

"Current Issues in Rail-Trail Litigation," Trailink 2003 – Rails- to-Trails Conservancy's biannual National Conference, June 27-29, 2003, Providence, Rhode Island.

"Legal Aspects of Rail-Trail Development after TEA-21," International Right-of-Way Association's National Conference, June 19, 2003, Kansas City, Kansas.

"Domestic Relations in Mid-Century: A History of the First Nine Years of the Divorce and Matrimonial Causes Court (1858-1866)," 3rd annual Stanford/Yale Jr. Faculty Forum, May 31-June 1, 2002.

"Domestic Relations in Mid-Century: A History of the First Nine Years of the Divorce and Matrimonial Causes Court (1858-1866)," Univ. of Florida, Levin College of Law, (November 16, 2001); Washington and Lee College of Law (January 21, 2002) and New York University Legal History Colloquium (February 6, 2002).

"Legal Issues Workshops on railroad corridors and railbanking statute," Trailink 2001: 3rd International Trails and Greenways Conference, St. Louis, Missouri, September 26-29, 2001.

"Legal Issues Workshop," Indiana Parks and Recreation Assn., all-day forum on legal issues related to trails, railroad and utility rights of way, and federal takings, June 5, 2001.

"Gendered Expectations in Early Nineteenth-Century English Family Law Reform," presented to the Young Scholars Workshop of the Southeastern Conference of the AALS, July 30-Aug 4, 2000.

"The Crisis of Child Custody: A History of the Birth of Family Law in England," presented at the Women and the Law Conference, University of Westminster, London, England, June 23, 2000.

"The Crisis of Child Custody: A History of the Birth of Family Law in England," presented to the First annual Stanford/Yale Jr. Faculty Forum, May 13, 2000.

"Gendered Expectations in Early Nineteenth-Century English Family Law Reform," presented to the Center for Women's Studies and Gender Research, Univ. of Florida, Colloquium Series, April 7, 2000.

Chair, Property Section, AALS Annual Meeting, January, 2000, speaking on the history of property rights.

"Private Land and Public Spaces: Can Liberalism Cure the Regulatory Takings Muddle?" presented to Australia and New Zealand Legal History Society, Annual Meeting, July 10, 1999.

"Recent Developments in Takings and Greenways Law," Annual Meeting of Florida Trust for Historic Preservation, Gainesville, Florida, May 6, 1999.

"Recent Developments in Takings and Greenways Law," 2nd Annual Indiana Greenways Conference, Indianapolis, Indiana, February 22, 1999.

"Railroad Conversions, Rails-To-Trails, and Property Law: A National Perspective," International Trails and Greenways Conference, San Diego, California, January 29, 1998.

"Railroad Conversions to Linear Trails: Indiana Property Law and the Rails-to-Trails Movement," Indiana Continuing Legal Education Seminar, July 16, 1997.

"Railroad Conversions to Linear Trails: Enduring Easement Problems in Abandoned Railroad Corridors," International Right-of-Way Association, June 6, 1997.

"Theorizing History: Rethinking the Birth of Custody Law," Law and Society Annual Meeting, May 29, 1997

"Legal Issues of Rails-to-Trails," Legal Seminar for the Hoosier Rails-to-Trails Council, May 3, 1997.

OTHER LEGAL EXPERIENCE

Invited to Submit Testimony, U.S. House Judiciary Committee's Subcommittee on Administrative Law, regarding railbanking statute, June, 2002.

Expert Witness and Consultant for U.S. Dept. of Justice in nine cases involving challenges to the federal railbanking statute (October, 2000 – 2005).

Expert Witness and Consultant for Internal Revenue Service in 6 cases involving railroad title disputes, (Spring, 2003 – present).

Consultant to Rails-to-Trails Conservancy, Washington, D.C., non-profit organization facilitating conversion of abandoned railroad corridors to recreational trails, (1998-present)

Expert Witness for Penn. Central Transportation Co. on Railroad Deed Interpretation for Firestone, et. al. v. Penn. Central, et. al., Superior Court, Hamilton County, Indiana (July, 1999 – 2001) and Maas v. Penn Central, et. al., Superior Court, Ohio (October 2001-present). Also consultant in takings case against Amtrak filed by Penn. Central Transportation Co. in September, 2008.

Expert Witness for Penn Central Transportation Co. on Railroad Deed Interpretation for Greene v. APU, Pennsylvania Superior Court, Crawford County, PA. (2009-2011).

Expert Witness for Union Pacific Railroad on nationwide class action case involving telecommunications licenses in railroad corridors (July, 2000 – 2003, and 2015- present).

Expert Witness for Camas Prairie RailNet, Inc. on Railroad Deed Interpretation for abandonment proceedings before the Surface Transportation Board, (July, 2000 – October, 2000).

Brownstein Zeidman & Lore, Washington, DC – (7/91-8/92)

Contract Attorney - worked part-time in litigation department of premier franchise law firm. Duties included researching and writing memoranda and court briefs, preparing cases for trial, and researching and writing appellate memoranda.

Summer Associate for summer 1990. Completed assignments in areas of litigation, franchising, commercial real estate, and securities. Wrote numerous memoranda, assisted with securities closing, attended depositions, and wrote articles for trade journals and Federal Publications Manuals.

REVIEWS

Peer reviewed articles for:

American Political Science Review
Law and History Review
Law and Social Inquiry
Journal of Law and Religion
Southern History Review
New York University Press

MEMBERSHIPS

Law and Society Association
American Society for Legal History
Assoc. of American Law Schools Section on Property (Chair -2001) (Past Chair – 2002)
Assoc. of American Law Schools Section on Legal History (Chair – 2015) (Chair-elect 2014)
National Women’s Studies Assn.
Society of American Law Teachers
Association of Academic Women – Univ. of Florida Branch (Treasurer, June 2000 - 2003)
Berkshires Conference of Women Historians

SERVICE

Levin College of Law

2020-2021 – Diversity and Community Relations Committee (Chair)
2019-2020 – Diversity and Community Relations Committee (Chair)
2018-2019 – Adjunct Committee
2017-2018 – Curriculum/Strategic Planning Committee (Chair)
2016-2017 – Curriculum Committee (Chair), Strategic Planning Committee, Endowed Chair Reading Group, Diversity Coordinator
2015-2016 – Diversity & Community Relations Committee, Diversity Coordinator,
2014-2015 – P&T Committee, Diversity Coordinator
2013-2014 – Diversity & Community Relations Committee, P&T Committee
2012-2013- Sabbatical
2011-2012 – Faculty Development Committee
2010-2011 – Visiting at Georgetown Law Center
2009-2010 – Chair, P&T File Committee, Community Relations Committee
2008-2009 – Appointments Committee (Co-Chair)
2007-2008 – P&T File Committee
2006-2007 – Shared Governance Task Force, P& T file committee
2005-2006 – Financial Aid Committee (Chair)
2004-2005 – Faculty Development Committee (Chair – spring 2005); Appointments Committee, Academic Programs, E&T Program
2003-2004 – Appointments Committee, Academic Programs, Non-Tenure-track Appointments and Review Committee, E&T Program
2002-2003 – Academic Programs, Academic Standards, E&T Program
2001-2002 – Appointments Committee, E&T Program
2000-2001 – Appointments Committee, Honor Committee
1999-2000 -- Ad Hoc Committee on Adjuncts, Facilities Committee, Honor Committee
1998-2000 – Honor Committee

UF Campus:

2019-2022 – Faculty Senate
2009-2010 – Academic Policy Council (Chair)
2008-2009 – Senate Steering Committee, Academic Policy Council (Chair)
2007-2008 – Senate Steering Committee, Academic Policy Council
2006-2007 – Chair, University of Florida Faculty Senate, Senate Steering Committee, Faculty Representative to University of Florida Board of Trustees
2005-2006 – Chair-Elect of Faculty Senate, Senate Steering Committee, Constitution Committee, Joint Task Force on Shared Governance
2004-2005 – University Constitution Committee, Faculty Senate, Ad Hoc Joint Senate Committee on Tenure
2003- 2004 – Senate Committee on Senate Structure and Effectiveness, Faculty Senate
2002-2003 – Faculty Senate, Treasurer of Assn. of Academic Women
2001-2002 – Committee on Preservation of Historic Buildings and Sites, Treasurer of Assn. of Academic Women.
2000-2001 – Committee on Preservation of Historic Buildings and Sites, Assn. of Academic Women.
1999-present – Executive Committee, Center for Women’s Studies and Gender Research

Gainesville and Surrounding Community:

Big Brothers, Big Sisters of Greater Gainesville
Board Member, 2000-2006

Secretary and member executive committee, 7/2001-6/2002
President and member executive committee, 7/2003 – 7/2005
Elected to Town Council, Town of McIntosh, Nov. 2003 – July, 2006

Pro Bono Legal Activities:

Submitted testimony before the U.S. Surface Transportation Board, July, 2009
Submitted testimony (by invitation) before U.S. House Judiciary Committee's Subcommittee on Administrative Law, regarding railbanking statute, June, 2002.
Consultant for the National Rails to Trails Conservancy, Washington, DC (1998 – present).
Submitted six expert declarations for various pending lawsuits on behalf of the Rails To Trails Conservancy.
Consultant for the Indiana Trails Action Group (1997 – 2004).
Consultant for the Indiana General Assembly on revisions and amendments to state statutes on rail corridor lands and trail development (1998-1999).

GRANTS AND HONORS:

Inheritance Equity: Reforming the Inheritance Penalties Facing Children In Non-Traditional Families, 25 Cornell Journal of Law and Public Policy 1-93, 2015. Recipient of a Dukeminier Award (the Stu Walter Prize) for 2016.

Awarded a UF Term Professorship (Spring, 2017 – present)

Awarded the Clarence J. TeSelle Professorship of Law (Oct. 2008 – present)

Awarded the University of Florida Research Foundation Professorship (2007-2009).

“Well-Behaved Women Don’t Make History: Rethinking Family, Law, and History Through an Analysis of the First Nine Years of the English Divorce and Matrimonial Causes Court (1858-1866),” received the Donald Sutherland Prize for best article in English Legal History for 2005 by the American Society for Legal History.

Domestic Relations in Mid-Century: A History of the First Nine Years of the Divorce and Matrimonial Causes Court (1858-1866), chosen by the 3rd annual Stanford/Yale Jr. Faculty Forum as the top paper in Family Law. Invited to present paper at forum, May 31-June 1, 2002.

“The Crisis of Child Custody: A History of the Birth of Family Law in England,” chosen by the Stanford/Yale Jr. Faculty Forum as the top paper in Law and Literature and second papers in Gender Studies and Critical Legal Studies categories. Invited to present paper at Jr. Faculty Forum, May 13-14, 2000, New Haven, CT.

May 1991 -- Graduated cum laude from Cornell University Law School.

Summer 1990 -- Invited to join Cornell Law Review but declined in order to attend New York University

REFERENCES are available upon request