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Faculty in the News. Top 3 awards for Class of 2023. Happy 4th.

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NDLS Communicator

Week of 6.19.23

Good afternoon! We have a lot of news to share, please read below. As a reminder, we will publish the next issue of the Communicator on July 10. Have a wonderful July 4th!

The Latest News



‘Off the Court’: ND Law hosts event in New York City with Muffet McGraw and Coquese Washington ’97 J.D.

Notre Dame Law School hosted a special alumni event on June 6 in New York City with two legends from the Fighting Irish women’s basketball program.

Muffet McGraw, who served as head women’s basketball coach at Notre Dame from 1987 to 2020, and **Coquese Washington ’92, ’97 J.D.**, the head women’s basketball coach at Rutgers, sat down for a fireside chat with **Marcus Cole**. Read more [here](#).

Notre Dame Law School announce the highest academic honors for the Class of 2023

The Law School proudly recognizes three students in the 2023 graduating class with the following honors — the highest academic honors that the Law School bestows.

William "Billy" Eisenhower

Colonel William J. Hoynes Award – the Law School’s



highest honor.

The award is named after Notre Dame Law School's first dean. It is given to a member of the graduating class for outstanding scholarship, application, deportment, and achievement.



Olivia Rogers

The Dean Joseph O'Meara Award

The award, established by the Class of 1964, is presented annually to a member of the graduating class for outstanding academic achievement.



Shane Coughlin

The Farabaugh Prize

This award for high scholarship in law was established by Gallitzin A. Farabaugh, a local South Bend attorney.



ND Law alumna Lenora Popken '20 J.D. joins the Law School's Exoneration Justice Clinic as legal fellow

Notre Dame Law School's Exoneration Justice Clinic has hired alumna Lenora Popken '20 J.D. as a legal fellow. As a legal fellow, Popken will have a leading role in the clinic's process of selecting new cases for legal representation, oversee the work of clinic students, and assist with the clinic's active cases. Read more [here](#).

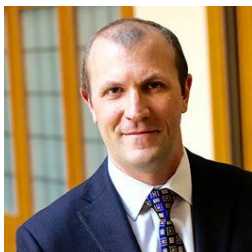


Three members of the Notre Dame Law School faculty — **A.J. Bellia, Samuel Bray, and Nell Jessup Newton** — were cited in Supreme Court opinions issued yesterday.

Justice Gorsuch cited **A.J. Bellia** and George Washington University Law Professor Bradford Clark in his dissenting opinion in *Lac du Flambeau Band of Lake Superior Chippewa Indians v. Coughlin*.

In the same dissent in *Lac du Flambeau Band of Lake Superior Chippewa Indians v. Coughlin*, Justice Gorsuch cited **Sam Bray's** paper, "‘Necessary’ AND ‘Proper’ and ‘Cruel AND Unusual’: Hendiadys in the Constitution."

In *Haaland v. Brackeen*, which upheld the constitutionality of the Indian Child Welfare Act, Justice Gorsuch cited **Nell Jessup Newton** in his concurrence.



Paul Miller has published a new paper, "Formalism, Legality, and the Rule of Law," the latest chapter in a series on methodology. Read more [here](#).

Paul also recently published "Private Law and Practical Reason," a collection of essays in tribute to the late John Gardner's private law theory. See more [here](#).

Paul's book, "Oxford Studies in Private Law Theory Volume II," co-edited with John Oberdiek at Rutgers Law is also available for preorder [here](#).



Avishalom Tor recently published a new article, a book chapter, and an edited volume. He also spoke at three conferences.

The article, "The Neuroscience of Social Comparison and Competition," was published in the journal of *Cognitive, Affective, and Behavioral Neuroscience*. Read more [here](#).

The book chapter, "[Digital Nudging: Contours and Challenges](#)" was published in the volume "[Law and Economics of the Digital Transformation](#)" jointly edited by Klaus Mathis and Avishalom Tor.

Avishalom also recently participated in three events in Israel and France. At the [Experimental Methods in Legal Scholarship conference](#), which took place at the Hebrew University of Jerusalem Faculty of Law, he spoke about "Contrasting Theory and Experimental Evidence," commenting on Talia Gillis et al., *On the Fairness of Machine-Assisted Human Decisions* (2023).

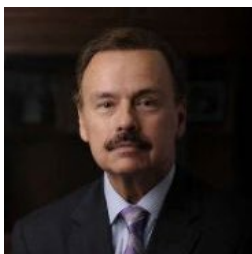
At a second Hebrew University of Jerusalem symposium on the book "Personalized Law: Different Rules for Different People," he presented his paper "Personalized Behavioral Regulation is Here: What Lessons for 'Personalized Law'?" to be published in the *Jerusalem Review of Legal Studies*.

Finally, at the joint 2023 SABE-IAREP Conference of the Society for the Advancement of Behavioral Economics (SABE) and the International Association for Research in Economic Psychology (IAREP) in Nice, France, Avishalom presented his recently published work on "When Should Governments Invest More in Nudging? Revisiting Benartzi et al. (2017)."

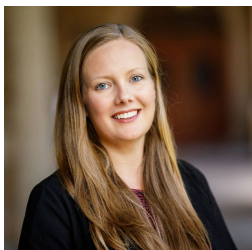


Mary Ellen O'Connell spoke about the high risk associated with AI enabled weapons systems in an article with Nikkei Asia. Read more [here](#).

Jimmy Gurulé was quoted by the Boston Globe in an article about the documents case against Donald Trump.



Read more [here](#).



Emily Bremer was one of the speakers at a Federalist Society webinar, "What is the Future of Textualism?" Watch a recording of the webinar [here](#).



David McIlroy's essay "The Devaluing of Virtue: The Global Financial Crisis 2007-10 as a test case of the effect of moral formation," was recently published in P. Naudé, Michael Welker, and John Witte (eds.) Character Formation, Ethical Education, and the Communication of Values in Late Modern Pluralistic Societies (Leipzig: Evangelische Verlagsanstalt, 2023). His paper is [here](#).



Lloyd Mayer was quoted in the Fox 5 New York article, "Meet the 'church planters' keeping the faith while also tackling issues." Read more [here](#).



Stephanie Barclay was quoted in the Los Angeles Times article, "Battle for Oak Flat: How Apache opposition to a copper mine became a religious liberty test." Read more [here](#).

Sherif Girgis has published a new paper, "Living



Traditionalism." See more [here](#).



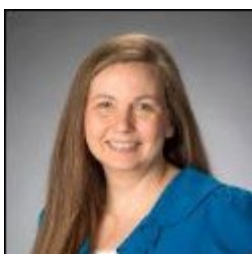
Rick Garnett wrote "True Campus Diversity" for Law and Liberty. Read more [here](#).

Rick was also part of a discussion and reception at the [Grand Rapids Lawyers Chapter](#) of the Federalist Society last week.



Diane Desierto was the co-chair of the Institute for Transnational Arbitration last week in Austin, Texas.

Faculty in the News about first U.S. religious charter school approved in Oklahoma



Nicole Garnett wrote "Religious Charter Schools are OK in Oklahoma" for the Wall Street Journal. Read her piece [here](#).

She was also quoted or mentioned in the following articles:

- New York Times article [here](#).
- Bloomberg Law article [here](#)
- The 74 article [here](#)
- Education Week article [here](#)
- Tablet article [here](#)
- Her 2020 Manhattan Institute report was mentioned in a Chalk Beat article [here](#).

Nicole was also a panel member on a Teach Coalition webinar about the decision.



John Meiser was quoted in the CNN story, "State school board approves application for first publicly funded religious charter school in the nation." Read more [here](#).

He was also quoted in the following articles:

- Wall Street Journal article [here](#).
 - Education Week article [here](#).
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Nicole Garnett, John Meiser, and Rick Garnett were quoted in the following articles:

- **Nicole and John:** The 74 article, "Charting New Legal Territory, Okla. Approves First Religious Charter School." Read more [here](#).
 - **Nicole and Rick:** Quartz article, "An Oklahoma school has become the first to dismantle the wall between church and state." Read more [here](#).
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The Religious Liberty Initiative's work on the case was mentioned in following articles:

- [Reuters](#)
 - [National Review](#)
 - [Tulsa World](#)
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On June 16, the Notre Dame Research Program on Law and Market Behavior (ND LAMB) held a high-level workshop on "The Future of Behavioral Public Policy" at the Notre Dame London Global Gateway.

The workshop was organized by **Avishalom Tor**, together with Professor Oliver of London School of Economics. Participants included senior scholars from Cambridge University, Kings College, London School of Economics, and other UK and international universities, as well as senior policy makers David Halpern CBE, President and Founding Director of Behavioral Insights Team (BIT), and Elisabeth Costa, Managing Director of BIT UK.

During the event, participants discussed major issues, challenges, and developments at the intersection of law, regulation, and behavioral science.

Student News

Joseph Graziano is the winner of this year's Smith-Doheny Legal Ethics Writing Competition — an annual competition that looks for the best papers on legal ethics written by U.S. and Canadian law students. Read more [here](#).

Aisha Bah, a rising 2L at ND Law, is one of the panelists at the "Break Into Law Conference" — a free, virtual event designed to help ensure that

educational opportunities are accessible to all aspiring legal professionals. See more [here](#).

The Notre Dame Law Review Symposium on Liberalism, Christianity, and Constitutionalism (Vol. 98, Iss. 4) is now available [here](#).

Alumni News



Notre Dame honors Holy See Ambassador Joe Donnelly with 2023 Sorin Award

In recognition of his contributions to the University of Notre Dame and service to his community and the world, Joe Donnelly, U.S. ambassador to the Holy See and 1981 graduate of ND Law, was presented with the 2023 Rev. Edward Frederick Sorin, C.S.C., Award on June 3 at the Alumni Association's annual reunion celebration. Read more [here](#).



Simba Mubvuma, a 2022 graduate of our LL.M. Program in International Human Rights Law, and his team won 1st place in the graduate division of the Notre Dame Business Diversity, Equity and Inclusion Grow the Good in Business Case Competition. Read more [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

Friday, June 30

Staff Outing at Potawatomi Zoo

Tuesday, July 4

Happy 4th

University holiday observance

Around the Watercooler

Happy Birthday!



Mary Juckett--June 26

We would like to celebrate your birthday too! We need your permission first, so please fill out the form [here](#).

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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