Government Law Center News
August 2011

Upcoming Events
• GLC to Host Leader of National Anti-Corruption Campaign in Ivory Coast
• US DOD General Counsel Jeh C. Johnson Will Deliver Keynote at Albany Government Law Review Fall LGBT Symposium

News and Appointments
• Mary Ann Berry ’94 Appointed Rapp Government Lawyer in Residence
• Two Graduates from the Class of 2011 Named GLC Post-Grad Fellows
• Lackman Reappointed to Second Term as Rapp Government Scholar in Residence and Retained to Advise Nassau County on Long-Term Fiscal Planning
• American Planning Association Reappoints Salkin to Lead Amicus Curiae Committee
• Six New Members Named to GLC Advisory Board
• GLC Welcomes Visiting Scholar from Shanghai
• GLC Director Elected to ABA House of Delegates
• Government Lawyer in Residence Offers Fall State Constitutional Law Seminar
• ABA Journal Article on Urban Agriculture Cites to GLC Director
• Lavine Addresses Public Involvement in Urban Planning at Newly Opened BMW Guggenheim Lab

Recent Events
• Extensive Media Coverage of This Year’s Saratoga Institute
Faculty Affiliate News

• Professor Ko Authors Article on Health Impact Assessment
• Professor Heverly to Participate in GLC-Federal Communications Bar Association Program on Nationwide Broadband Access

Student News

• Daniel Levin ’12 Named Student Executive Editor for Government Law & Policy Journal
• GLC Receives Funding for Klepper Non-Profit Program; Students and Attorneys Encouraged to Participate
• GLC Students Work with EPA on Environmental Justice
• GLC Launches Renewable Energy Entrepreneurial White Paper Series with Student Paper
• GLC Research Assistant Named Student Associate Editor of State Bar Publication

International Update

• GLC Launches New China Law Page on Website
• Call for Attorneys to Join GLC Director on a Delegation to China in 2012
• New Blog on Public Authorities Launched - Featured on YNN's Capitol Tonight
• GLC Director Cited in TU Editorial Explaining that Clerks Must Do Their Job When it Comes to Marriage Licenses

Upcoming Presentations

• GLC Director Invited to Speak in Chicago and Beijing this Fall

Staff Publications

• They Do Teach That in Law School: Incorporating Best Practices into Land Use Law by Patricia Salkin
• Zoning Out Payday Loan Stores and Other Alternative Financial Services Providers by Amy Lavine
• From Bricks and Mortar to Mega-Bytes and Mega-Pixels: The Changing Landscape of the Impact of Technology and Innovation on Urban Development by Patricia Salkin
Upcoming Events

GLC to Host Leader of National Anti-Corruption Campaign in Ivory Coast

The GLC will host a breakfast featuring Judge Ehounou Manlan, an influential leader in the anti-corruption movement of Côte d’Ivoire (Ivory Coast), at 8:30 a.m. on September 2, 2011 in the Boardroom at Albany Law School. Judge Manlan concurrently serves as President of the Properties Chamber of the Justice Court of Abidjan, as well as President and Founding Member of the NGO “Transparency Justice,” which, since 2003, combats corruption in the Ivorian administration. Judge Manlan’s visit to Albany was facilitated through the International Center of the Capital Region.

US DOD General Counsel Jeh C. Johnson Will Deliver Keynote at Albany Government Law Review Fall LGBT Symposium

Honorable Jeh C. Johnson, the General Counsel for the U.S. Department of Defense, will deliver the keynote address at LGBT Rights: Toward a More Perfect Union, a symposium sponsored by Albany Government Law Review on Thursday, October 13, 2011. Mr. Johnson will address the implementation of “Don’t Ask, Don’t Tell” repeal in the armed services at the daylong event at Albany Law School. Mr. Johnson, the co-chair of the 2010 working group that studied the impact of repealing “Don’t Ask, Don’t Tell,” oversees all legal matters for the largest government agency in the world.
News and Appointments

Mary Ann Berry '94 Appointed
Rapp Government Lawyer in Residence

The Government Law Center is pleased to announce the appointment of former Assistant Attorney General Mary Ann Berry ‘94 as the 2011-2012 Government Lawyer in Residence.

Two Graduates from the Class of 2011 Named GLC Post-Grad Fellows
Charles Gottlieb ‘11 and Daniel Gross ‘11 recently accepted positions as Post-Grad Fellows in the Government Law Center.

Lackman Reappointed to Second Term as Rapp Government Scholar in Residence and Retained to Advise Nassau County on Long-Term Fiscal Planning

The Government Law Center has reappointed Abraham Lackman as the Clarence D. Rappleyea Government Scholar in Residence for the 2011-2012 academic year, where he will focus on education choice issues. Lackman, who served as former New York City Budget Director under Mayor Rudy Giuliani and Finance Secretary for the New York State Senate, also has been
American Planning Association Reappoints Salkin to Lead Amicus Curiae Committee

The Board of Directors of the American Planning Association has re-appointed GLC Director and Associate Dean Patricia Salkin to chair the Association’s Amicus Curiae Committee. The Committee works to advance planning through the judicial process by filing amicus curiae (friend of the court) briefs in selected cases of national importance. Click [here](#) for more information and to view recent briefs.

Six New Members Named to GLC Advisory Board

The GLC is pleased to announce the appointments of Michael Fallon, Hon. Daniel Feldman, Sandra Rivera '02, James Sandner '67 and David Verbraska '96 to three-year terms on the Government Law Center Advisory Board. In addition, student Zachary Kansler '12 has been appointed as an *ex officio* member for the academic year.

GLC Welcomes Visiting Scholar from Shanghai

Professor Yin Min, who teaches classes at the [Shanghai Institute of Foreign Trade School of Law (SIFT)](#) in China, is a visiting scholar at Albany Law School this semester. While working at the GLC on research projects, she will also guest lecture in classes, conduct a faculty workshop and speak to students about Chinese law and culture.

GLC Director Elected to ABA House of Delegates

GLC Director Patricia Salkin was elected to represent the State and Local Government Law Section in the ABA House of Delegates at the August 2011 Annual Meeting in Toronto. She has served in the House on behalf of the Section since 2005.
Government Lawyer in Residence Offers Fall State Constitutional Law Seminar

Robert C. Batson, Esq. '75, the Government Lawyer in Residence at the GLC, is teaching a seminar in Fall 2011 entitled “State Constitutional Law.” This course is designed to analyze the nature and functioning of state constitutions in general and New York’s in particular. The complete scope of subjects is discussed, in addition to comparison among various state constitutions.

ABA Journal Article on Urban Agriculture Cites to GLC Director

The August 1, 2011 issue of the ABA Journal contains a featured article exploring the growing trends in urban agriculture and cites to Professor Patricia Salkin, who explains historical information related to zoning and land use controls.

Lavine Addresses Public Involvement in Urban Planning at Newly Opened BMW Guggenheim Lab

GLC Staff Attorney Amy Lavine recently participated in a panel discussion on “Architecture for Everyone” at the BMW Guggenheim Lab, an innovative think tank and community meeting place located in Manhattan’s East Village. The participants looked at how urban architecture and planning devices are used to bring people and communities together, or to divide them. Lavine spoke on the use of Community Benefits Agreements and other ways of encouraging public inclusion in the urban planning process.

Recent Events

Extensive Media Coverage of This Year's Saratoga Institute

Several media outlets were represented at the GLC’s annual Saratoga Institute on Racing and Gaming Law held on August 2nd at the Gideon Putnam Resort in Saratoga Springs. Leading lawmakers, policymakers, industry leaders and thinkers in the area of horse racing came together.
to discuss the challenges and opportunities confronting the racing and gaming industry in New York State and the country. Below are two of the news reports:

_The Saratogian_, "Saratoga Race Course: Retirement funding should come from within racing industry", August 2, 2011
_Thoroughbred Times_, "Nassau OTB fears Aqueduct Casino would be bad for business", August 2, 2011

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**Faculty Affiliate News**

**Professor Ko Authors Article on Health Impact Assessment**


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**Professor Heverly to Participate in GLC-Federal Communications Bar Association Program on Nationwide Broadband Access**

Albany Law School professor and GLC faculty affiliate _Robert Heverly_ will be presenting at “A Report Card – National Broadband Plan,” to be co-sponsored by the GLC and the _Federal Communications Bar Association_ on October 6, 2011, at Albany Law School. Details will be provided in the next edition of the GLC Enewsletter.
Student News

Daniel Levin '12 Named Student Executive Editor for Government Law & Policy Journal

The GLC is pleased to announce that Daniel Levin '12 has been appointed as student executive editor for the Government Law & Policy Journal. The popular Journal is produced twice a year by the Government Law Center for the New York State Bar Association's Committee on Attorneys in Public Service. Senior student editors include: Adam Stair, Stefan Eilts, Alaina Bergerstok, Dave Zaalda, Jennifer Jack, and Emily Eckland.

GLC Receives Funding for Klepper Non-Profit Program; Students and Attorneys Encouraged to Participate

Once again, the GLC has received financial support from the Social Action Committee of Congregation Beth Emeth in Albany, NY for our Lawrence F. Klepper Legal Assistance Program for Non-Profit Organizations. The funding will support an Albany Law School student who will provide supervised legal research assistance for one or more regional non-profit organizations in the fall semester. Students interested in participating and attorney's interested in becoming mentors should contact Associate Dean Patricia E. Salkin, Esq.

GLC Students Work with EPA on Environmental Justice

Albany Law School students Grace Atwater '13 and Susan Herendeen '13, summer research assistants at the GLC, are working with GLC Director Patricia Salkin and EPA staff on a comprehensive web-based research tool to provide public information on the connection between environmental justice and local land use planning. The site, when live, will link to research, statutes, regulations, executive orders and local laws.
GLC Launches Renewable Energy Entrepreneurial White Paper Series with Student Paper

John Forbush ’12 recently authored, Siting Backyard Wind Power Facilities Under the Zoning Laws of New York State, the first paper in the Renewable Energy Entrepreneurial White Paper Series, an initiative launched by the GLC as part of its continuing efforts under a NYSERDA award to provide early stage business support to start-up companies in New York. The papers will educate and assist early stage renewable and clean energy companies in understanding laws in New York that might affect their ability to provide their products and services to consumers in the State.

GLC Research Assistant Named Student Associate Editor of State Bar Publication

Zachary Kansler ’12, a research assistant at the Government Law Center and for Associate Dean Patricia Salkin, has been named Student Associate Editor of The Municipal Lawyer, a publication of the Municipal Law Section of the New York State Bar Association.

International Update

GLC Launches New China Law Page on Website

The Government Law Center has just launched a new China Law section on its website. The site, which can be accessed at: www.albanylaw.edu/chinalaw, features a student paper series on various aspects of Chinese law. Currently five papers are posted and up to 25 more will be added this fall. The site also contains links to law-related information on China, a description of Albany Law School’s partnership with the Shanghai Institute of Foreign Trade School of Law, and details on the Law School’s China Law course and China trip. Information will be posted shortly on the spring 2012 Introduction to Chinese Law course and the March 2012
Albany Law School visit to China.

Call for Attorneys to Join GLC Director on a Delegation to China in 2012

Lawyers interested in meeting their professional counterparts in China are invited to join GLC Director Patricia Salkin on a Rule of Law Delegation to China from May 22-June 2, 2012. Under the auspices of People to People Ambassador Programs, participants will have opportunities to discuss matters of mutual concern and interest with Chinese lawyers, bar association leaders, academics, judges, business leaders, and government officials in Beijing, Xi’an, and Shanghai.

Blog Updates

New Blog on Public Authorities Launched - Featured on YNN's Capitol Tonight

The GLC quietly launched a new blog in August focusing on public authorities in New York. Capitol Tonight with Liz Benjamin spoke with GLC Director and Associate Dean Patricia Salkin about the new blog on public authorities later that month. Contributors to the blog include: Scott Fein, Esq. of Whiteman Osterman & Hanna, Amy Lavine, Esq. of the Government Law Center and Patricia Salkin.

GLC Director Cited in TU Editorial Explaining that Clerks Must Do Their Job When it Comes to Issuing Marriage Licenses

GLC Director and Associate Dean Patricia Salkin was recently quoted in a Times Union editorial on municipal officials resisting New York’s new
same-sex marriage law. She explains that despite personal or religious views held by individual municipal clerks across NYS, they may not choose to ignore the law by refusing to issue marriage licenses to same sex couples.

Upcoming Presentations

GLC Director Invited to Speak in Chicago and Beijing this Fall
Professor Patricia Salkin will be participating in The John Marshall Law School’s 12th Kratovil Conference on Real Estate Law & Practice on September 20, 2011. It focuses on the “40th Anniversary Quiet Revolution in Zoning and Land Use Regulation.” The following month, she will be travelling to Beijing, China to participate in the William & Mary Brigham Kanner Property Rights Conference.

Staff Publications

They Do Teach That in Law School: Incorporating Best Practices into Land Use Law
by Patricia Salkin

This article, prepared as a follow-up to Salkin & Nolon, Practically Grounded: Convergence of Land Use Pedagogy and Best Practice, 60 J.Legal Education 519 (2011)—and as a follow up on a May 2011 GLC symposium with Albany Law School’s Center for Excellence in Teaching and the Land Use Law Center at Pace Law School—describes how practice-based assignments can supplement the traditional casebook method of instruction to meet goals and measure outcome assessments for students in the course. The article is based on the author’s course goals and explains how each assignment relates to individual outcome assessments.
Zoning Out Payday Loan Stores and 
Other Alternative Financial Services Providers
(July 13, 2011)
by Amy Lavine

This article addresses using zoning to regulate payday loan stores and other alternative financial services providers.

From Bricks and Mortar to Mega-Bytes and Mega-Pixels:
The Changing Landscape of the Impact of Technology and Innovation on Urban Development
by Patricia Salkin

The Urban Lawyer, Vol. 11, pp. 42-4/43-1, Fall 2010/Winter 2011

This article reflects upon the impact that technology and innovation have had on changes in urban planning and development.

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To keep up-to-date on all upcoming events hosted or co-sponsored by the Government Law Center, check in with us at our webpage: www.albanylaw.edu/glc. Feel free to contact us at any time by calling (518) 445-2329 or emailing dkoel@albanylaw.edu. Thanks, as always, to our readers!