

# University of the District of Columbia Law Review

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Volume 16 | Issue 1

Article 15

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9-30-2012

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University Of The District Of Columbia Law Review

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### Recommended Citation

University Of The District Of Columbia Law Review, *Table of Contents*, 16 U.D.C. L. Rev. (2012).  
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**University of the District of Columbia**  
**David A. Clarke School of Law**  
**Law Review**

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**Volume 16**

**Fall 2012**

**Number 1**

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# University of the District of Columbia

## Law Review

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Subscriptions are accepted for the entire volume.<sup>1</sup> Subscriptions are payable in advance or billable. Domestic & Foreign: \$25.00. Mailing Address: The University of the District of Columbia Law Review, The University of the District of Columbia David A. Clarke School of Law, 4200 Connecticut Avenue, N.W., Building 52, Suite 480, Washington, D.C. 20008.

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<sup>1</sup> To be cited as 16 UDC/DCSL L. REV. — (2012).

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## Law Review

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Volume 16

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Number 1

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Dear Reader,

There is an unfortunate trend in legal scholarship to dismiss work that focuses on the lives of ordinary people and how they are affected by the law as insufficiently scholarly. This unfortunate vision of legal scholarship conflates esotericism with prestige and perpetuates a mode of legal thought that undervalues the concerns of the most vulnerable in our society. It has been noted by no less than Chief Justice John Roberts, who has commented that “[if you] pick up a copy of any law review that you see, the first article is likely to be, you know, the influence of Immanuel Kant on evidentiary approaches in 18th-century Bulgaria, or something, which I’m sure was of great interest to the academic that wrote it, but isn’t of much help to the bar.”<sup>1</sup>

The UDC Law Review has long sought to narrow the gulf between the work of legal scholars and public interest legal practitioners by publishing academically rigorous work that applies the law to the struggle against social injustice. We are proud to present the latest iteration of that ongoing effort, volume 16 of the University of the District of Columbia Law Review. This volume brings together articles that emerged from the Fourth Annual Bellow Scholars Workshop, *Merging Access-to-Justice Work and Empirical Research*, and the law review’s spring 2012 symposium, *Smartphones and the Fourth Amendment: The Future of Privacy in Our Hands*. This volume also includes a freestanding article by D.C. Councilmember and Professor of Law Mary Cheh. Together, these works are an embodiment of the highest aspirations of the UDC Law Review: Top-level legal scholarship that is reflective of our law school’s mission of promoting social justice and the public interest.

Special thanks are due to the 2011-2012 Editorial Board, who began the process of compiling this volume of the law review and whose commitment to the mission of the UDC Law Review is reflected in the high quality of this volume. We also owe a debt of gratitude to the faculty and administration of our law school—particularly our inspirational and tireless dean, Shelley Broderick, and our dedicated faculty advisors, Joe Tulman, William McLain, and Helen Frazer, for their constant support and guidance. Finally, thanks are due to the law re-

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<sup>1</sup> Chief Justice John Roberts, Remarks at the Fourth Circuit Court of Appeals Annual Conference (June 15, 2011).



view's intrepid staff of senior and associate editors: They are the workhorses of this publication, without whom it could not function.

It is our hope that you find this publication to be an informative and thought-provoking synthesis of scholarship and activism.

Sincerely,

The 2012-2013 Editorial Board