

RECOMMENDED READING

There were plenty of other good works on the ballot for the 2008 edition of the *Almanac and Reader*. We list them here. Congratulations to all.*

Opinions

Carlos T. Bea, *Flint v. Dennison*, 488 F.3d 816 (9th Cir. 2007)

Stephen Breyer, *Parents Involved in Community Schools v. Seattle School District No. 1*, 127 S. Ct. 2738 (2007) (dissent)

Ruth Bader Ginsburg, *Gonzales v. Carhart*, 127 S. Ct. 1610 (2007) (dissent)

Cornelia Kennedy, *Connection Distributing Co. v. Keisler*, 505 F.3d 545 (6th Cir. 2007)

Samuel B. Kent, *BNSF Railway Co. v. United Transportation Union*, 462 F. Supp. 2d 746 (S.D. Tex. 2006)

Mark P. Painter, *Pupco Property Mgmt. v. Cincinnati*, 170 Ohio App. 3d 641 (2007)

Richard A. Posner, *United States v. Chambers*, 473 F.3d 724 (7th Cir. 2007)

Reena Raggi, *Policano v. Herbert*, 453 F.3d 79 (2d Cir. 2006) (dissent)

* Some publishers require consideration for reproduction that exceeds the *Green Bag's* modest resources. For the most part it didn't matter, but it was a publisher's high demand for money, not a low supply of votes, that precluded our republication in the *Almanac and Reader* of short articles by Anthony Lewis and Adam Liptak. Interestingly, the publisher agreed to waive its regular republication fee, but insisted on charging its regular "service fee." Unfortunately, that publisher's "service fee" is higher (in our limited experience) than most publishers' republication fees, and most publishers do not impose a separate "service fee" at all. One does wonder what would happen to philanthropy if small, impoverished non-profits were generally required to pay large "service fees" in order to receive small gifts.

Ex Ante

- John G. Roberts, Jr., *Abdul-Kabir v. Quarterman*, 127 S. Ct. 1654 (2007) (dissent)
- Bruce M. Selya, *United States v. Sampson*, 486 F.3d 13 (1st Cir. 2007)
- Bruce M. Selya, *United States v. Smith*, 500 F.3d 27 (1st Cir. 2007) (dissent)
- Bruce M. Selya, *Torres v. Puerto Rico*, 485 F.3d 5 (1st Cir. 2007)
- David H. Souter, *Lopez v. Gonzales*, 127 S. Ct. 625 (2006)
- J. Harvie Wilkinson III, *Omega World Travel, Inc. v. Mummagraphics, Inc.*, 469 F.3d 348 (4th Cir. 2006)

Books

- Richard H. Fallon, Jr., *Strict Judicial Scrutiny*, 54 UCLA L. Rev. 1267 (2007)
- Robert A. Ferguson, *The Trial in American Life* (Chicago 2007)
- John Grisham, *The Innocent Man: Murder and Injustice in a Small Town* (Doubleday 2006)
- Will Nathan, *Book of Business* (Philadelphian 2006)
- Jeffrey Toobin, *The Nine: Inside the Secret World of the Supreme Court* (Doubleday 2007)

Short Articles

- Joseph Blocher, *Combatant Status Review Tribunals: Flawed Answers to the Wrong Question*, 116 Yale L.J. 667 (2006)
- Richard Brust, *Setting Precedent in Two Wars: How Justice Stevens turned 60-year-old dissents into major rulings in the war on terrorism*, 93 ABA J. 48 (Sept. 2007)
- Noam Cohen, *Courts Turn to Wikipedia, but Selectively*, N.Y. Times (Jan. 29, 2007)
- Linda Greenhouse, *New Focus on the Effects of Life Tenure*, N.Y. Times (Sept. 10, 2007)
- Anthony Lewis, *Not All Sources Are Equal*, N.Y. Times (Mar. 7, 2007)

Ex Ante

Adam Liptak, *When Rendering Decisions, Judges Are Finding Law Reviews Irrelevant*, N.Y. Times (Mar. 19, 2007)

James McGrath Morris, *Bloggers' Big News Needs Scaling Down*, Legal Times (Feb. 28, 2007)

Matt Pulle, *Split Decision*, Dallas Observer (Jan. 11, 2007)

Cameron Stracher, *Meet the Clients*, Wall St. J. (Jan. 26, 2007)

Long Articles

Bruce Ackerman, *Interpeting the Women's Movement*, 94 Cal. L. Rev. 1421 (2006)

Shari Seidman Diamond, *Beyond Fantasy and Nightmare: A Portrait of the Jury*, 54 Buff. L. Rev. 717 (2006)

Elizabeth Garrett, *The Promise and Perils of Hybrid Democracy*, 59 Okla. L. Rev. 227 (2006)

Edward Hartnett, *Against (Mere) Restyling*, 82 Notre Dame L. Rev. 155 (2006)

Dawn E. Johnsen, *All the President's Lawyers: How to Avoid Another "Torture Opinion" Debacle*, ACS Issue Brief (July 2007), www.acslaw.org

Jeffrey Rosen, *Roberts's Rules*, Atlantic Monthly, Jan./Feb. 2007

Ronald D. Rotunda, *Judicial Ethics, the Appearance of Impropriety, and the Proposed New ABA Judicial Code*, 34 Hofstra L. Rev. 1337 (2006)

Frederick Schauer, *Foreword: The Court's Agenda – and the Nation's*, 120 Harv. L. Rev. 5 (2006)

Jeffrey Toobin, *An Unsolved Killing: What does the firing of a U.S. Attorney have to do with a murder case?*, New Yorker (Aug. 6, 2007)

Jeffrey Toobin, *Killing Habeas Corpus: Arlen Specter's about-face*, New Yorker (Dec. 4, 2006)

Christina E. Wells, *Katrina and the Rhetoric of Federalism*, 26 Miss. C. L. Rev. 127 (2006)

Ex Ante

Miscellany

Gary M. Farmer, *Funny Cide Ventures, LLC v. Miami Herald Publishing Co.*, 955 So.2d 1241 (Fla. App. 2007)

Shannon Minter et al., Opening Brief, *In re Marriage Cases*, Jud. Council Coord. Proc. No. 4365 (Cal. Apr. 2, 2007)

James Poniewozik, *How Bush Became the Curser in Chief*, Time Magazine, June 18, 2007, at 72

Pete Wells, *New Era of the Recipe Burglar*, Food & Wine, Nov. 2006

J. Colby William et al., Application for TRO, *Fame Operating Co. v. Chanos*, D. Ct., Clark Cty., NV (Dec. 5, 2006)

- THE GREEN BAG ALMANAC & READER OF USEFUL & ENTERTAINING TIDBITS FOR LAWYERS & READER OF GOOD LEGAL WRITING FROM THE PAST YEAR SELECTED BY THE LUMINARIES & SAGES ON OUR BOARD OF ADVISERS 2008 at 7-10 (Green Bag Press 2007).

