

COLLEGE OF WILLIAM & MARY  
LAW SCHOOL  
PROPERTY RIGHTS CONFERENCE  
POB 8795  
Williamsburg, VA 23187-8795

## FOURTH ANNUAL BRIGHAM-KANNER PROPERTY RIGHTS CONFERENCE

and

## PRESENTATION OF THE 2007 BRIGHAM-KANNER PRIZE

to

**MARGARET JANE RADIN**  
University of Michigan Law School



Sponsored by  
William & Mary Law School

Presented by the  
William & Mary Property  
Rights Project and the  
Institute of Bill of Rights Law

October 5 - 6, 2007  
William & Mary Law School



## THE FOURTH ANNUAL BRIGHAM-KANNER PROPERTY RIGHTS CONFERENCE AND PRESENTATION OF THE 2007 BRIGHAM-KANNER PRIZE TO PROFESSOR MARGARET JANE RADIN OCTOBER 5 - 6, 2007

The Brigham-Kanner Property Rights Conference and Brigham-Kanner Property Rights Prize are named in recognition of Toby Prince Brigham and Gideon Kanner for their lifetime contributions to private property rights, their efforts to advance the constitutional protection of property, and their accomplishments in preserving the important role that private property plays in protecting individual and civil rights.

Mr. Brigham is an attorney who has specialized in eminent domain and property rights law for more than 40 years and is a founding partner of Brigham Moore, LLP, in Florida. Professor Kanner is professor of law emeritus at the Loyola Law School and is currently of counsel at Manatt, Phelps & Phillips, LLP, in California.



Professor Margaret Jane Radin is the 2007 recipient of the Brigham-Kanner Prize. She is professor of law at the University of Michigan Law School. Prior to joining the Michigan faculty in fall 2007, she was the William Benjamin Scott and Luna M. Scott Professor of Law at Stanford University. She also has been on the faculty of the University of Southern California Law Center and has been a visiting professor at UCLA and Harvard.

Professor Radin has published prolifically on property rights theory and institutions, commodification, intellectual property, and cyberlaw. Highlights of her property scholarship appear in *Contested Commodities* (Harvard University Press, 1996) and *Reinterpreting Property* (University of Chicago Press, 1993).



Wren Building, College of William & Mary

The Brigham-Kanner Prize has previously been awarded to Professor Frank I. Michelman (2004), Professor Richard A. Epstein (2005), and Professor James W. Ely, Jr. (2006).

## AGENDA FRIDAY, OCTOBER 5

- 1:00 p.m. **REGISTRATION AND WELCOME DESK OPEN**  
William & Mary Law School
- 2 - 3:15 **BLIGHT: THE APPLICATION OF REDEVELOPMENT LAW TO BLIGHT**  
William & Mary Law School
- COLIN GORDON**  
Professor and Chair, Department of History, University of Iowa
- GEORGE LEFCOE**  
Ervin and Florine Yoder Chair in Real Estate Law,  
University of Southern California Gould School of Law
- JEFFREY MANNS**  
Associate, Latham & Watkins, LLP, Washington, DC,  
and Visiting Assistant Professor, William & Mary Law School
- 3:30 - 4:45 **KELO'S LEGACY: CASE STUDIES OF KELO'S EMPOWERMENT OF CONDEMNORS**
- THE HONORABLE DALE R. CATHELL**  
State of Maryland Court of Appeals
- H. DIXON MONTAGUE**  
Partner, Vinson & Elkins, LLP, Houston, Texas
- JAMES L. THOMPSON**  
Member, Miller, Miller & Canby, Chartered, Rockville, Maryland
- 5:00 **PRESENTATION OF THE PLAQUE COMMEMORATING THE BRIGHAM-KANNER PRIZE RECIPIENTS**  
Entrance Hall, William & Mary Law School
- 6:30 **RECEPTION**  
Wren Building, College of William & Mary
- 7:30 **DINNER AND PRESENTATION OF THE 2007 BRIGHAM-KANNER PRIZE**  
Great Hall, Wren Building  
*(please note the Wren Building has limited accessibility for people with physical disabilities)*

## SATURDAY, OCTOBER 6

- 8:45 a.m. **CONTINENTAL BREAKFAST**  
(All Saturday events are at the William & Mary Law School)
- 9:15 - 10:30 **REFLECTIONS ON THE WORK OF PROFESSOR MARGARET JANE RADIN: A PANEL DISCUSSION**
- TOBY PRINCE BRIGHAM**  
Founding Partner, Brigham Moore, LLP, Miami, Florida
- STEPHEN R. MUNZER**  
Professor, University of California at Los Angeles Law School
- JEFFREY E. STAKE**  
Professor and Louis F. Niezer Faculty Fellow,  
University of Indiana at Bloomington School of Law
- LAURA S. UNDERKUFFLER**  
Arthur Larson Professor of Law, Duke University Law School

## SATURDAY, OCTOBER 6 (CONT.)

10:45 a.m. - noon **ABUSES OF EMINENT DOMAIN: A LOOK AT WHAT CAN GO WRONG**

**GEORGE B. AUTRY, JR.**, Attorney, Cranfill, Sumner and Hartzog, LLP, Raleigh, North Carolina

**TOM GOLDSTEIN**, Assistant County Attorney, Miami-Dade County, Florida

**EDWARD D. MCKIRDY**, Member, McKirdy and Riskin, P.A., Morristown, New Jersey

**RANDY WARD**, Right of Way Attorney, Texas Department of Transportation, Austin, Texas

noon - 1:15 p.m. **LUNCHEON ROUNDTABLE DISCUSSION: MISSION IMPOSSIBLE? Can Redevelopment Projects Succeed Without the Use of Eminent Domain?**

**JAMES S. BURLING**, Director of Litigation, Pacific Legal Foundation, Sacramento, California

**FRANK SCHNIDMAN**, Senior Fellow, International Programs, Florida Atlantic University Center for Urban and Environmental Solutions

**CHARLES L. SIEMON**, Partner, Siemon Larsen & Marsh, Boca Raton, Florida

*Statues, William & Mary Law School. George Wythe, at right, was William & Mary's – and the nation's – first professor of law. Chief Justice John Marshall, at left, was among the earliest law students at William & Mary.*

### THE WILLIAM & MARY PROPERTY RIGHTS PROJECT

The William & Mary Property Rights Project has two primary goals. First, it encourages legal scholarship on the role that property rights play in society. Second, it facilitates the exchange of ideas between the academy and the practicing property rights bar. In addition to awarding the Brigham-Kanner Property Rights Prize and hosting the allied conference each year, the Project develops web-based materials that serve its ends.

### INSTITUTE OF BILL OF RIGHTS LAW

The Institute of Bill of Rights Law of the William & Mary Law School contributes to the ongoing national dialog about issues relating to the Constitution and the Bill of Rights through programs and events, such as the annual Supreme Court Preview conference. For more information on its programs, symposia, and scholarly endeavors, please visit [www.wm.edu/law/ibr/](http://www.wm.edu/law/ibr/).

## SPEAKERS & PARTICIPANTS AT A GLANCE

**GEORGE B. AUTRY, JR.**, Attorney, Cranfill, Sumner and Hartzog, LLP, Raleigh, North Carolina

**TOBY PRINCE BRIGHAM**, Founding Partner, Brigham Moore, LLP, Miami, Florida

**JAMES S. BURLING**, Director of Litigation, Pacific Legal Foundation, Sacramento, California

**THE HONORABLE DALE R. CATHELL**, State of Maryland Court of Appeals

**TOM GOLDSTEIN**, Assistant County Attorney, Miami-Dade County, Florida

**COLIN GORDON**, Professor and Chair, Department of History, University of Iowa

**GEORGE LEFCOE**, Ervin and Florine Yoder Chair in Real Estate Law, University of Southern California Gould School of Law

**JEFFREY MANNS**, Associate, Latham & Watkins, LLP, Washington, DC, and Visiting Assistant Professor, William & Mary Law School

**EDWARD D. MCKIRDY**, Member, McKirdy and Riskin, P.A., Morristown, New Jersey

**H. DIXON MONTAGUE**, Partner, Vinson & Elkins, LLP, Houston, Texas

**STEPHEN R. MUNZER**, Professor, University of California at Los Angeles Law School

**MARGARET JANE RADIN**, Professor of Law, University of Michigan Law School

**FRANK SCHNIDMAN**, Senior Fellow, International Programs, Florida Atlantic University Center for Urban and Environmental Solutions

**CHARLES L. SIEMON**, Partner, Siemon Larsen & Marsh, Boca Raton, Florida

**JEFFREY E. STAKE**, Professor and Louis F. Niezer Faculty Fellow, University of Indiana at Bloomington School of Law

**JAMES L. THOMPSON**, Member, Miller, Miller & Canby, Chartered, Rockville, Maryland

**LAURA S. UNDERKUFFLER**, Arthur Larson Professor of Law, Duke University Law School

**RANDY WARD**, Right of Way Attorney, Texas Department of Transportation, Austin, Texas

### WILLIAM & MARY CONFERENCE COORDINATING COMMITTEE

Eric Kades, Conference Chairman, Professor of Law and Director of the Property Rights Project  
Lynda L. Butler, Vice Dean and Chancellor Professor of Law  
Joseph T. Waldo, Attorney at Law, Waldo & Lyle, Norfolk, Virginia

### CREDIT

CLE credit is pending.

### REGISTRATION AND FEES

The cost to attend Friday evening's reception and the dinner afterward is \$100 per person. The registration fee of \$50 includes admission to all conference panels, breakfast on Saturday, and Saturday afternoon's luncheon roundtable discussion.

The registration deadline is September 28, 2007. Please call William & Mary Law School to register after this date (757/221-3796).

### FEES

\$100 Friday evening's reception and dinner  
\$50 Registration for conference panels, breakfast on Saturday, and Saturday afternoon's luncheon roundtable discussion

Early registration is encouraged. Your registration form will be acknowledged.

### AIR TRANSPORTATION

Newport News/Williamsburg International Airport is approximately 30 minutes from the William & Mary campus. Williamsburg is also served by Richmond International and Norfolk International Airports, each one hour away.

### ACCOMMODATIONS

A block of rooms has been reserved at the Williamsburg Hospitality House (415 Richmond Road) at a special room rate of \$119 per night (double occupancy) for attendees. Please call 1/800-932-9192 to make your reservations and remember to mention the Property Rights Conference. Reservations must be made by September 6 to receive the special room rate.

### REFUNDS

Requests for refunds must be made in writing and received no later than October 1, 2007. Refund requests received after that date will be handled on a reasonable justification basis.

### LOCAL ATTRACTIONS

#### Colonial Williamsburg

Located less than a mile from the William & Mary Law School, Colonial Williamsburg is the world's largest living history museum – the restored 18<sup>th</sup>-century capital city of Britain's New World empire.



Colonial Williamsburg

#### Jamestown

Jamestown is the site of the first permanent English colony in America. Both the historic site and the museum are within a fifteen-minute drive from the Law School.

#### Yorktown National Battlefield

Yorktown National Battlefield is the site of the last major battle of the Revolutionary War. The museum and battlefield are within a twenty-minute drive from the Law School.

Links to these and other attractions may be found on the web at [www.visitwilliamsburg.com](http://www.visitwilliamsburg.com).

## REGISTRATION

### THE FOURTH ANNUAL BRIGHAM-KANNER PROPERTY RIGHTS CONFERENCE OCTOBER 5 - 6, 2007

Please print or type and use a separate form for each person registering  
Registration deadline: September 28, 2007

Name \_\_\_\_\_  
Firm/affiliation \_\_\_\_\_  
Title \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_  
Phone number \_\_\_\_\_ Fax number \_\_\_\_\_  
Email \_\_\_\_\_

Please let us know of any special needs you may have for participation in/or access to the conference. Also, please inform us of any special dietary requests.

### METHOD OF PAYMENT

Check enclosed. Please make your check payable to William & Mary Law School.

Charge to my  VISA  MasterCard

Name as it appears on your credit card \_\_\_\_\_

Credit Card # \_\_\_\_\_

Expiration Date (month/year) \_\_\_\_\_

Signature of Cardholder \_\_\_\_\_

- Yes, I will attend the Friday, October 5 dinner  
 Please reserve \_\_\_\_ additional dinner tickets for accompanying person(s)  
 Guest name(s) to list on name tag(s) for dinner: \_\_\_\_\_  
 Please check if you are a student and wish to request a waiver of the registration fee

\_\_\_\_\_ Friday evening's reception and dinner (\$100 per person)

\_\_\_\_\_ Registration fee (\$50), includes admission to all panels, breakfast, and the luncheon roundtable discussion

\$\_\_\_\_\_ Total enclosed

### MAIL OR FAX TO:

William & Mary Law School  
Att: Kathy Pond, Property Rights Conference  
POB 8795, Williamsburg, VA 23187-8795  
Fax: 757/221-6329

### QUESTIONS?

Please call Kathy Pond  
at 757/221-3796 or  
email [ktpond@wm.edu](mailto:ktpond@wm.edu)