

WILLIAM & MARY LAW SCHOOL

SEVENTH ANNUAL BRIGHAM - KANNER PROPERTY RIGHTS CONFERENCE



AND PRESENTATION OF THE
**2010 BRIGHAM-KANNER PRIZE TO
PROFESSOR CAROL M. ROSE**
LOHSE CHAIR, JAMES E. ROGERS COLLEGE OF LAW, UNIVERSITY OF ARIZONA, AND
PROFESSOR OF LAW EMERITA, YALE LAW SCHOOL

SEPT. 30 & OCT. 1

Sponsored by
William & Mary Law School

Presented by the
William & Mary Property Rights Project

THURSDAY: SEPTEMBER 30, 2010

- 6:30 pm **Reception**
Wren Building, College of William & Mary
- 7:30 **Dinner and Presentation of the 2010 Brigham-Kanner Prize**
Great Hall, Wren Building
(please note the Wren Building has limited accessibility for people with physical disabilities)

FRIDAY: OCTOBER 1, 2010

All Friday events are at William & Mary Law School

- 8:30 am **Networking Continental Breakfast**
- 9:00-10:15 **The Scholarship of Professor Carol M. Rose**
Robert C. Ellickson, Walter E. Meyer Professor of Property and Urban Law, Yale Law School
Jedediah Purdy, Professor of Law, Duke Law School
Daniel J. Sharfstein, Associate Professor of Law, Vanderbilt Law School
Henry E. Smith, Fessenden Professor of Law, Harvard Law School
- 10:15-10:45 **Response from Professor Carol M. Rose and Questions**
- 11:00-12:15 **Defining Just Compensation: How Do You Get There and What Does It Mean?**
James W. Ely, Jr., Professor of Law Emeritus, Vanderbilt University
Joseph T. Waldo, Attorney, Waldo & Lyle, P.C.
The Honorable Robert W. Wooldridge, Jr., (Retired) Fairfax Circuit Court Judge and Senior Lecturer in Law, George Mason Law School
- 12:15-1:30 **Lunch**
- 1:30 – 2:45 **Property Rights and the Commons**
Michael A. Heller, Lawrence A. Wien Professor of Real Estate Law, Columbia Law School
Thomas W. Merrill, Charles Evans Hughes Professor of Law, Columbia Law School
Mark Sagoff, Director and Senior Research Scholar at the Institute for Philosophy and Public Policy, University of Maryland
Laura S. Underkuffler, J. Dupratt White Professor of Law, Cornell Law School
- 3:00 – 4:15 **The Uneasy Relationship Between Public and Private Property Rights**
James S. Burling, Principal Attorney, Pacific Legal Foundation
John D. Echeverria, Professor of Law, Vermont Law School
Leslie A. Fields, Partner, Faegre & Benson LLP
- 4:15 – 5:15 **Wine and Cheese Reception**
Front Hall, Law School

THE SEVENTH ANNUAL BRIGHAM-KANNER PROPERTY RIGHTS CONFERENCE AND PRESENTATION OF THE 2010 BRIGHAM-KANNER PRIZE TO **CAROL M. ROSE** SEPTEMBER 30 & OCTOBER 1, 2010



Professor Carol M. Rose is the 2010 recipient of the Brigham-Kanner Property Rights Prize. She is the Ashby Lohse Chair in Water and Natural Resources at the University of Arizona James E. Rogers College of Law. Her books include *Perspectives on Property Law* (2d ed. 1995) (3d ed. 2002) (co-author, with Bruce Ackerman & Robert Ellickson) and *Property and Persuasion: Essays on the History, Theory, and Rhetoric of Ownership* (1994).

A graduate of Antioch College, Professor Rose received a Ph.D. in history from Cornell University and J.D. from the University of Chicago. Prior to joining the

University of Arizona faculty in 2005, she was the Gordon Bradford Tweety Professor of Law and Organization (1994-2005) and the Fred Johnson Chair in Property and Environmental Law (1990-1994) at Yale Law School. She was elected into the American Academy of Arts and Sciences in 1994.

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 Los Angeles and is currently Of Counsel at Manatt, Phelps & Phillips, LLP, in California.

The Brigham-Kanner Prize previously has been awarded to Professor Frank I. Michelman, Harvard Law School (2004), Professor Richard A. Epstein, University of Chicago Law School (2005), Professor James W. Ely, Jr., Vanderbilt Law School (2006), Professor Margaret Jane Radin, University of Michigan Law School (2007), Professor Robert C. Ellickson, Yale Law School (2008), and Professor Richard E. Pipes, Harvard University (2009).

SPEAKERS & PARTICIPANTS AT A GLANCE

JAMES S. BURLING, Principal Attorney, Pacific Legal Foundation, Sacramento, CA

JOHN D. ECHEVERRIA, Professor of Law, Vermont Law School, South Royalton, VT

ROBERT C. ELLICKSON, Walter E. Meyer Professor of Property and Urban Law, Yale Law School, New Haven, CT

JAMES W. ELY, JR., Milton R. Underwood Chair in Law Emeritus & Professor of History Emeritus, Vanderbilt University, Nashville, TN

LESLIE A. FIELDS, Partner, Faegre & Benson LLP, Denver, CO

MICHAEL A. HELLER, Lawrence A. Wien Professor of Real Estate Law, Columbia Law School, New York, NY

THOMAS W. MERRILL, Charles Evans Hughes Professor of Law, Columbia Law School, New York, NY

JEDEDIAH PURDY, Professor of Law, Duke Law School, Durham, NC

CAROL M. ROSE, Ashby Lohse Professor of Water and Natural Resources, James E. Rogers College of Law, University of Arizona, Tucson, AZ, the Gordon Bradford Tweedy Professor of Law and Organization Emerita, and the Fred Johnson Chair in Property and Environmental Law Emerita, Yale Law School, New Haven, CT

MARK SAGOFF, Director and Senior Research Scholar at the Institute for Philosophy and Public Policy, University of Maryland, College Park, MD

DANIEL J. SHARFSTEIN, Associate Professor of Law, Vanderbilt Law School, Nashville, TN

HENRY E. SMITH, Fessenden Professor of Law, Harvard Law School, Cambridge, MA

LAURA S. UNDERKUFFLER, J. Dupratt White Professor of Law, Cornell Law School, Ithaca, NY

JOSEPH T. WALDO, Attorney, Waldo & Lyle, P.C., Norfolk, VA

THE HONORABLE ROBERT W. WOOLDRIDGE JR., (Retired) Fairfax Circuit Court Judge and Senior Lecturer in Law, George Mason Law School, Arlington, VA

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 an annual conference, the Project develops web-based materials that serve its ends.



WILLIAM & MARY CONFERENCE COORDINATING COMMITTEE

Lynda L. Butler, Chancellor Professor of Law and Director, Brigham-Kanner Property Rights Conference

Joseph T. Waldo, Attorney, Waldo & Lyle, P.C., Norfolk, Virginia

Kathy Pond, Assistant Director, Brigham-Kanner Property Rights Conference

CREDIT

CLE credit pending.

REGISTRATION AND FEES

The cost to attend Thursday evening's reception and dinner is \$100 per person. The registration fee of \$50 includes admission to all conference panels, and breakfast and lunch on Friday. The registration fee is waived for law students with advance registration. Deadline for mailing your registration is September 24, 2010. After that date please call William & Mary Law School to register (757) 221-3796.



Statues in front of 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.

FEES

\$100 Thursday evening's reception and dinner

\$50 Registration for conference panels, breakfast and lunch on Friday

The registration fee is waived for law students with advance registration.

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 (800) 932-9192 to make your reservations and remember to mention the Property Rights Conference. Reservations must be made by August 30, 2010, to receive the special room rate.

REFUNDS

Requests for refunds must be made in writing and received no later than September 16, 2010. 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 18th-century capital city of Britain's New World empire.



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.

REGISTRATION

SEVENTH ANNUAL BRIGHAM-KANNER PROPERTY RIGHTS CONFERENCE SEPTEMBER 30 & OCTOBER 1, 2010

Please print or type and use a separate form for each person registering.
Registration deadline: September 24, 2010

Name _____

Firm/affiliation _____

Title _____

Address _____

City _____ State _____ Zip _____

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 Day (month/year) _____

Signature of Cardholder _____

Yes, I will attend the Thursday, September 30 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

_____ Thursday evening's reception and dinner (\$100 per person)

_____ Registration fee (\$50), includes admission to all panels, breakfast and lunch. Fee waived for law students with advance registration.

\$_____ Total enclosed

Mail or fax to:

William & Mary Law School

Attn: Kathy Pond, Property Rights Conference

Post Office Box 8795, Williamsburg, VA 23187-8795

(757) 221-6329

Questions?

Please contact Kathy Pond

(757) 221-3796

ktpond@wm.edu