



AMERICAN SOCIETY
FOR LEGAL HISTORY

2024 Annual Meeting Program

Hyatt Regency San Francisco
San Francisco

October 24-26, 2024

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2024 PLENARY LECTURER

Rebecca M. McLennan



Born and raised in Aotearoa/New Zealand, Rebecca M. McLennan received her PhD from Columbia University and was on the faculty of Harvard University before joining the History Department at Berkeley in 2003, where she is currently Preston Hotchkis Professor in the History of the United States and an affiliate of Berkeley Law's JSP program. McLennan's research engages North American legal, political, environmental, and economic history in a global context, with a multidisciplinary emphasis. Her 2008 book, *The Crisis of Imprisonment: Protest, Politics, and the Making of the American Penal State, 1776-1941* (Cambridge), explored the role of forced labor and private enterprise in the making of U.S. carceral systems, and won several major legal history awards (including the ASLH's John Phillip Reid Book Prize and Cromwell Book Award). Subsequently, she co-authored, with the Berkeley cultural historian David Henkin, *Becoming America: A History for the 21st Century* (McGraw Hill, 2015, 2022), a fresh synthesis of North American history that places cultural and environmental questions at the center of a narrative that ranges from pre-colonial Indigenous worlds through the events of January 6, 2021. Since 2014, she has been working on an eco-social history of American expansionism in the Bering Sea after 1867. Entitled, "The Wild Life of Law," this book explores legalities' role in the making and remaking of eco-social relations in an age of intensifying resource "scrambles" and industrial extractivism. Her work has appeared in *Diplomatic History*, the *Journal of Urban History*, various anthologies, and public-facing media (including Public Books). McLennan has also served as a consultant or interviewee for numerous documentary films, including Lynn Novick's forthcoming PBS series, *Crime and Punishment in America* (2026) and Vincent Brown's *Slavery in Effect: What is the Lifetime of Mass Incarceration?* (2016).

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ASLH PRESIDENT'S WELCOME

Welcome to the 2024 Annual Meeting of the American Society for Legal History!

This year we return to San Francisco, where we last gathered in 1991! On behalf of the Society, I extend my warm thanks to our three local sponsors.

On Thursday, UC Law San Francisco (formerly UC Hastings) will be hosting the Wallace Johnson Program for First Book Authors, the Student Research Colloquium, and the pre-conference symposium “Freedom Suits and Legal Regimes of Bondage across the Mediterranean, Atlantic, Iberian, and Indian Ocean Worlds,” as well as providing financial support for the Thursday evening reception. The Society’s graduate student and early career programs are vital to the intellectual and professional lives of the individual participating scholars, to the future of the field of legal history, and to the Society’s dynamism, and pre-conference symposia offer a valued opportunity for scholars working on related questions to gather and share their work. We are deeply appreciative of an institution-based site for these gatherings. On Friday afternoon and evening the Stanford Law School and Stanford Center for Law and History are providing the financial support for the plenary and post-plenary reception. And on Saturday evening, The Jurisprudence and Social Policy Program of Berkeley Law School and the Robbins Collection and Research Center are providing the financial support for the closing reception. The Plenary is an honor and an honored tradition, the one time during the conference that we all gather for a lecture and shared scholarly conversation. Finally, the receptions at the close of each day are crucial to the success of the annual meeting. They provide an opportunity to continue conversations begun in panels earlier in the day, to make connections with new people, and to reconnect with old friends. So, thank you to these extraordinary institutions for their generous support.



One of the greatest rewards of serving as president is seeing the full measure of the commitment members have to each other, to the field of legal history, and to the Society and the concrete reflection of that commitment in the countless hours of volunteer labor members give to Society work. I thank my fellow officers for their knowledge, expertise, and daily labors to keep the Society running and in good order. I thank the editors, chairs, and members of the many ASLH committees whose talent, dedication, and hard work have built

and sustain the high caliber of the Society's journal, *Law and History Review*, and book series, Studies in Legal History, and online initiative, now in its second year, Making Connections: New Works in Legal History. I thank all those who make successful our signature programs for early career scholars: the Hurst Institute, Wallace Johnson First Book Program, Student Research Colloquium, and beginning this year two virtual Early Career Legal History Workshops. I thank all those who give hours of time to reading research proposals, dissertations, articles, and books as members of prize and fellowship committees, and those who think across the careers of leaders in the field for nominations to the Society's highest honor: honorary fellows. I thank those whose creativity, initiative, and work generates new sources of financial support to sustain our many programs into the future. And I thank all those whose work this year and in preceding years has brought this meeting together. The annual meeting is the culminating event of the volunteer labor of members that is carried on throughout the year. I especially want to thank the 2024 Program Committee, co-chaired by Rowan Dorin and Karen Tani, who have assembled an outstanding program that showcases the dynamism and breadth of the field of legal history, including this year a panel and poster session on digital legal history and two roundtables on "The Legal History of the Present." Thank you to the Standing Committee on the Annual Meeting, chaired by Justin Simard, and the preceding year's committee chaired by Joanna Grisinger, for their work in bringing this meeting to San Francisco this year. And many thanks to the Local Arrangements Committee, co-chaired by Amalia Kessler and Reuel Schiller, who have given us a warm welcome to San Francisco. Do check out their guide to the city, its natural and historical sites, research opportunities, and restaurants. Finally, I thank all those who well after they have completed a formal term on a committee or office, are ready at a moment's notice to get on the phone or on-line and offer counsel, wisdom, how-tos, and support. We are very fortunate in our collective.

Barbara Welke

Distinguished McKnight University Professor, University of Minnesota
President, American Society for Legal History

UC LAW SAN FRANCISCO WELCOME LETTER



I am delighted to welcome the members of the American Society for Legal History to San Francisco for its 2024 Annual Meeting. UC Law SF is honored to sponsor this year’s opening reception and to host the Wallace Johnson First Book Authors Program, the Student Research Colloquium, and the pre-conference “Freedom Suits” symposium. I am particularly grateful to my colleagues

Reuel Schiller and Binyamin Blum for their work on the local arrangements committee and to our staff who have worked so hard on the events we are hosting on our campus.

Despite its status as a free-standing law school, UC Law SF has a long history of interdisciplinary scholarship, particularly that which focuses on the study of law and society. In addition to the legal history scholarship produced by members of our faculty, our Indigenous Law Center, Center for Racial and Economic Justice, Center for Race, Immigration, Citizenship, and Equality, and UCSF/UC Law Consortium on Law, Science & Health Policy all generate interdisciplinary social science designed to both improve our understanding of our society and produce concrete policies that improve the lives of our local, state and national communities.

UC Law SF is also thankful to be located in a city (San Francisco) and a region (the Bay Area) that is overflowing with historical resources that may be of interest to legal historians. From the WPA murals that grace many of the City’s landmarks to the host of archives within a short distance of our campus, we hope you will have the occasion to explore the region we are proud to call our home.

Sincerely,

A handwritten signature in black ink, which appears to read "David L. Faigman". The signature is stylized and written in cursive.

David L. Faigman

Chancellor and Dean

William B. Lockhart Professor of Law and

John F. Digardi Distinguished Professor of Law

University of California College of the Law San Francisco

STANFORD LAW SCHOOL WELCOME LETTER



On behalf of Stanford Law School, I am delighted to welcome you to the Bay Area for the Annual Meeting of the American Society for Legal History which we are honored to sponsor along with Berkeley Law and UC Law SF. I'm grateful to members of the Stanford faculty, particularly Professors Amalia Kessler and Greg Ablavsky from the law school and Professors Rowan Dorin and Matt Sommer from the History Department, for their work in making the meeting possible through their leadership roles on the ASLH local arrangements and programs committees. Many thanks as well to our wonderful legal history fellow, Doris Morgan Rueda, and to our law school staff for contributing to this effort.

Stanford has a thriving community of scholars, including both faculty and students, who work on myriad aspects of legal history across a broad swath of time periods and geographies. This includes scholars in both the Law School and the History Department, as well as fellow travelers located elsewhere in the university. We feel a special pride in the fact that Lawrence Friedman and Bob Gordon, two titans in the field and stalwarts of the ASLH, call Stanford their academic home. On the legacy of Professors Friedman and Gordon, the law school is fortunate to have assembled a highly distinguished cohort of legal historians on the faculty. We also have a superb group of JD/PhD students who are pushing the field forward for the next generation.

The Stanford Center for Law and History brings together faculty, postdocs, and students from across Stanford University's schools and departments—and beyond—to participate in a broad range of conferences, workshops, and lectures devoted to examining the multifaceted interrelationships between law and history without geographic or temporal limitations. We hope to welcome you in the future at one of the Center's many events.

Wishing you a productive meeting and hoping you have time to enjoy some of the wonderful attractions in our area.

Regards,

A handwritten signature in black ink that reads "G. Triantis". The signature is fluid and cursive, with a large initial "G" and a stylized "T".

George Triantis

Richard E. Lang Professor of Law and
Dean of Stanford Law School

BERKELEY LAW WELCOME LETTER



Welcome to the Annual Meeting of the American Society for Legal History

Esteemed colleagues,

On behalf of Berkeley Law and the University of California, Berkeley, it is my distinct pleasure to welcome you to the San Francisco Bay Area for the Annual Meeting of the American Society for Legal History. Legal history

has been a vital part of Berkeley Law since its founding. Today, it is a cornerstone of our Jurisprudence and Social Policy Ph.D. Program, our undergraduate Legal Studies major, and the research initiatives of the Center for the Study of Law and Society. Our faculty includes noted scholars such as Catherine Fisk, José Argueta Funes, David Grewal, Kinch Hoekstra, Laurent Mayali, Dylan Penningroth, Veronica Aoki Santarosa, Jonathan Simon, Christopher Tomlins, and Amanda Tyler. Berkeley is home to a vibrant and dynamic legal history community, one that spans the Law School, the University's top-ranked Department of History, and numerous other departments and programs across our campus. We are thrilled that the History Department's Professor Rebecca McLennan is delivering this year's Plenary Address, titled "Litigating Extinction, Anticipating the Anthropocene: Law, Nature, and the 'Fur Seal Trial' of 1893."

Berkeley Law is also fortunate to host two exceptional research resources for legal historians—The Robbins Collection and Research Center, world-renowned for the study of ancient, Roman, Jewish, Islamic, and Medieval law, and the Bancroft Library. If your schedule permits, we encourage you to visit these libraries and, also, explore some of Berkeley's terrific museums during your stay.

Berkeley Law and the Robbins Collection are honored to sponsor the closing reception at this year's ASLH conference.

We extend our gratitude to the Society's Standing Committee on the Annual Meeting, the Program Committee, the Local Arrangements Committee, and the Local Resource Team for their tremendous efforts in organizing this conference. We hope you find the meeting both enjoyable and intellectually stimulating.

Best wishes,

Erwin Chemerinsky

Erwin Chemerinsky

Dean, Jesse H. Choper Distinguished Professor of Law

AMERICAN SOCIETY FOR LEGAL HISTORY

2024 Annual Meeting Program

San Francisco, California, October 24–26, 2024

PROGRAM COMMITTEE CO-CHAIRS

Rowan Dorin, Stanford University (dorin@stanford.edu)

Karen Tani, University of Pennsylvania (ktani@law.upenn.edu)

THURSDAY, OCTOBER 24, 2024

12:00pm–6:00pm	Registration (<i>Bayview Foyer</i>)
12:00pm–6:00pm	Exhibits (<i>Bayview B</i>)
12:00pm–2:00pm	Projects & Proposals Committee Lunch (<i>Seacliff D</i>)
4:00pm–5:30pm	Finance Committee (<i>Boardroom B</i>)
5:30pm–6:30pm	Executive Committee (<i>Boardroom B</i>)
7:00pm–8:30pm	Opening Reception (<i>Waterfront</i>)
7:30pm–10:00pm	Board Meeting (<i>Bayview A</i>)

9:00am–5:00pm

Pre-Conference Symposium: *Canadian Legal Histories: Current Research and Future Prospects*

(*Golden Gate*)

Organizers:

Constance Backhouse, University of Ottawa (constance.backhouse@uottawa.ca)

Lyndsay Campbell, University of Calgary (lcampbe@ucalgary.ca)

Philip Girard, Osgoode Hall Law School, York University (pgirard@osgoode.yorku.ca)

Jim Phillips, University of Toronto (j.phillips@utoronto.ca)

This event is closed to the public.

Pre-Conference Symposium: ***Freedom Suits and Legal Regimes of Bondage across the Mediterranean, Atlantic, Iberian, and Indian Ocean Worlds***

(University of California College of the Law, San Francisco)

Organizer: **Michelle McKinley**, University of Oregon (michelle@uoregon.edu)

Co-Chairs and Commentators: **Lauren Benton**, Yale University (lauren.benton@yale.edu);

Dirk Hartog, Princeton University (hartog@princeton.edu); and **Brett Rushforth**, Huntington Library (brushforth@huntington.org)

Joshua White, University of Virginia (jmw4xd@virginia.edu)

Ottomans with an Asterisk: The Freedom Suits of Ottomans of African Descent & the Racialization of Ottoman Slavery

Hannah Barker, Arizona State University (hannah.barker.1@asu.edu)

Freedom Petitions in Medieval Genoa and its Colonies

Mariana Dias Paes, American University of Paris (mdiaspaes@gmail.com)

What Slavery is Legal? Freedom Suits, Abolition, and Colonialism in Nineteenth-Century West Central Africa

Tatiana Seijas, Rutgers University (tatiana.seijas@rutgers.edu)

Claiming Freedom on the Black Pacific: Antona's Political Actions

John C. Marquez, University of California, Riverside (john.marquez1@ucr.edu)

Laboring for Freedom: Conditional Manumission, Servitude, and the Law in Colonial Brazil

Adriana Chira, Emory University (adriana.chira@emory.edu)

Beyond the Chattel Principle: Slavery, Law, and the Body in Early Nineteenth-Century Cuba

Romulo Ehalt, Max Planck Institute for Legal History and Legal Theory

(ehalt@lhl.mpg.de) and Stuart McManus, Chinese University of Hong Kong (smcmanus@cuhk.edu.hk)

The Various Faces of Slavery in Portuguese Asia: Gomes Vaz's De mancipiis indicis

Mariana Candido, Emory University (mariana.pinho.candido@emory.edu)

Women and Freedom Suits in Angola, 19th Century

Daniel Hershenzon, University of Connecticut (daniel.hershenzon@uconn.edu)

Slavery, Urban Belonging, and Citizenship in 17th- and 18th-Century Mediterranean Spain

Michelle McKinley, University of Oregon School of Law (michelle@uoregon.edu)

Financing Freedom: Slavery and Self-Purchase in the Iberoamerican World

Casey Schmitt, Cornell University (cs2437@cornell.edu)

Rescue and Redemption between Mediterranean and Caribbean Worlds

This event is closed to the public.

Student Research Colloquium

(University of California College of the Law, San Francisco)

Charles Donahue Faculty Directors: **Fahad Ahmad Bishara**, University of Virginia (bishara@virginia.edu) and **Emily Prifogle**, University of Michigan (prifogle@umich.edu)

Conveners: **Nicole Breault**, University of Texas at El Paso (nabreault@utep.edu) and **John Wertheimer**, Davidson College (jowertheimer@davidson.edu)

Fisayo Akinlude, Yale University (fisayo.akinlude@yale.edu)

Remaking Subjects in Colonial Mauritius: British Legal Reform in the Early Nineteenth Century

*Laura Kalman Fellow

Keziah Anderson, Harvard University (keziahanderson@g.harvard.edu)

Imperial Expansion and the Legal (After)lives of Slavery: The Enduring Juridical Mark of the Black Mother's Belly in Postbellum Indian Territory Criminal Jurisdiction

Ibrahim Babatunde Anoba, University of California, Davis (ibanoba@ucdavis.edu)

African Customs and the Making of Inheritance Law in Colonial Lagos

Alaa Aly El-Shafei, Columbia University (aac2134@columbia.edu)

Improvising Capital Punishment: The End of Public Executions in Egypt

*John Wertheimer/Davidson College Fellow

Will Holub-Moorman, Princeton University / University of Pennsylvania Carey Law School (holub-moorman@princeton.edu)

Policing Parenthood: Child Support Law and the Enforcement of Austerity in Late-Twentieth-Century California

*James Whitman/Yale University Law School Fellow

Svit Komel, University of Ljubljana (Svit.Komel@pf.uni-lj.si)

Surveys and Property: Abolition of Communal Land Rights and Peasant Resistance in the Habsburg Monarchy

*William Novak/University of Michigan Law School Fellow

Caleb Pennington, University of Iowa (caleb-pennington@uiowa.edu)

Green Advocates: Working Class Perceptions of Environmentalism in the United States

*Herbert A. Johnson Fellow

Jennifer W. Reiss, University of Pennsylvania (jreiss@sas.upenn.edu)

"For Her Protection": Disability and Gender in Early Modern Anglo-American Law

*Martha S. Jones Fellow

This event is closed to the public.

9:00am–5:00pm

The Johnson Program for First Book Authors

(University of California College of the Law, San Francisco)

Convener: **Christopher Schmidt**, Chicago-Kent College of Law & American Bar Foundation (cschmidt@kentlaw.iit.edu)

Caleb Smith, Mt. Holyoke College (dcsmith@mtholyoke.edu)

Been on the Shop Floor Too Long: Black Labor After the 1964 Civil Rights Act

Ellen Nye, Purdue University (emnye@purdue.edu)

Empires of Obligation: Global Monetary Governance between Early Modern England and the Ottoman Empire

Larissa Kopytoff, University of South Florida (kopytoff@usf.edu)

Contested Claims: French Citizenship in Colonial Senegal

Noah Rosenblum, New York University (noah.rosenblum@nyu.edu)

Presidential Administration and Democracy, 1877-1939

Sanne Ranvensbergen, University of Michigan (sravens@umich.edu)

Materials of Law: A Global Microhistory of a Law Court in Colonial Indonesia

This event is closed to the public.

7:00–8:30pm

Reception (Sponsored by UC Law San Francisco [formerly UC Hastings])

(Waterfront)

FRIDAY, OCTOBER 25, 2024

7:30am–9:00am	Breakfast (<i>Bayview B</i>)
7:30am–6:00pm	Exhibits (<i>Bayview B</i>)
7:30am–2:00pm	Registration (<i>Bayview Foyer</i>)
7:30am–6:00pm	Membership Committee Breakfast (<i>Boardroom A</i>)
7:30am–7:00pm	H-Law Committee Breakfast (<i>Boardroom B</i>)
7:30am–8:30pm	Studies in Legal History Editors Breakfast (<i>Boardroom C</i>)
12:00pm–1:00pm	Standing Committee on Annual Meeting Lunch (<i>Boardroom A</i>)

8:30am–10:00am

Marital Rights and Legal Wrongs in Modern America (*Regency*)

Chair & Commentator: **Joanna Grossman**, SMU Dedman School of Law
(jlgrossman@smu.edu)

Jill Elaine Hasday, University of Minnesota Law School (jhasday@umn.edu)
We the Men: How Forgetting Women's Struggles for Equality Perpetuates Inequality

Felicia Kornbluh, University of Vermont (fkornblu@uvm.edu)
Biological Family, "Families of Affinity" and Civil Rights: In re Guardianship of Kowalski, Parental, Gay, and Disability Rights

Magdalene Zier, Stanford University (mzier@stanford.edu)
*The Marriage Bar: Bans on Barmaids and the Backdrop to *Goesaert v. Cleary* (1948)*

8:30am—10:00am

Bureaucracy. Bureaucracy? Bureaucracy! Confronting the Administrative State in 1970s America

(Seacliff B)

Chair: **Sarah Milov**, University of Virginia (smilov@virginia.edu)

Commentator: **Reuel Schiller**, University of California College of the Law, San Francisco (schiller@uclawsf.edu)

Casey Eilbert, Johns Hopkins University (ceilber1@jh.edu)

Anti-Bureaucracy and the Civil Service Reform Act of 1978

Joanna Grisinger, Northwestern University (joanna.grisinger@northwestern.edu)

A Litany of Complaints: Consumer Rights, Airlines, and the Civil Aeronautics Board

Lewis Grossman, American University (lewisg@wcl.american.edu)

Laetrile and the War on Expertise in the 1970s

8:30am—10:00am

Newspapers as Source for Legal History

(Seacliff C)

Chair: **Shaun Ossei-Owusu**, University of Pennsylvania Carey School of Law (oss@law.upenn.edu)

Commentators: **Emily Prifogle**, University of Michigan (prifogle@umich.edu) and **Amalia Kessler**, Stanford Law School (akessler@law.stanford.edu)

Myisha S. Eatmon, Harvard University (myishaeatmon@fas.harvard.edu)

Vying for Social Control: Police Violence, Black Newspapers, and “Civil Rights” Language after 1940

Siobhan Barco, Princeton University (sbarco@princeton.edu)

Historical Meaning in Legal Newspapers: Interpreting the Reconstruction Amendments through the Chicago Legal News

Brianne Felsher, University of California, Berkeley (brianne_felsher@berkeley.edu)

“Can Girl Marry Girl?”: The Role of Newspapers in Queer and Trans Legal History, 1800-1920

8:30am—10:00am

Rights and Subjects in Premodern Law

(Marina)

Chair: **James Whitman**, Yale Law School (james.whitman@yale.edu)

Commentator: **Piotr Górecki**, University of California, Riverside (piotr.gorecki@ucr.edu)

Melodie Eichbauer, Florida Gulf Coast University (meichbauer@fgcu.edu)

That Which is “Hers” in Twelfth-Century France: Children, Property, and Body in Canon Law and the Casuists

Jason Taliadoros, Deakin University (jason.taliadoros@deakin.edu.au)

Common Law and Common Rights: Thirteenth-Century English Legislation Inside and Out

Elise Wang, California State University, Fullerton (elwang@Fullerton.edu)

“Every Man’s Mouth”: Popular Medieval Understandings of the Right to Remain Silent

Daniel Smail, Harvard University (smail@fas.harvard.edu)

Determining Slave Status in a Late Medieval Community

8:30am—10:00am

Private Enforcement of Public Law: Economic Regulation in the Early Modern British Empire

(Seacliff A)

Chair & Commentator: **Blake Emerson**, University of California, Los Angeles School of Law (emerson@law.ucla.edu)

Emily Kadens, Northwestern University (kadens@law.northwestern.edu)

Common Informers in Early Modern England

Jared Lucky, Yale University (jared.lucky@yale.edu)

The Imperial Origins of American Consumer Protection Law

Ellen Nye, Harvard University (ellenye@fas.harvard.edu)

The Private Roots of Public Monetary Governance

8:30am—10:00am

International Law, Decolonization, and the Global North-South Framework from the 1950s to the 1980s

(Golden Gate)

Chair & Commentator: **Moria Paz**, University of California College of the Law, San Francisco (pazmoria@uclawsf.edu)

Charlotte Kiechel, Williams College (cak1@williams.edu)

Nationalist Humanitarian Intervention: Bangladesh's Liberation and India's Plans to Go to War, 1971

Elena Kempf, Massachusetts Institute of Technology (elenakempf@berkeley.edu)

Decolonizing the Laws of War: Global South Mobilization for Weapons Prohibitions in the 1960s and 1970s

Sonya Schoenberger, Stanford University (sschoenb@stanford.edu)

Postcolonial Sovereignty at Sea: The South Pacific Forum, Law of the Sea Negotiations, and the Rise of "Large Ocean" States

Aden Knaap, Yale University (aden.knaap@yale.edu)

Settling Decolonization: International Arbitration, Multinational Corporations, and the Legal End of Empire

10:15am—11:45am

Legal and Other Orders: Strong Pluralisms in the Classical Mediterranean

(Marina)

Chair: **Zachary Herz**, University of Colorado, Boulder (zachary.herz@colorado.edu)

Commentator: **Caroline Humfress**, University of St. Andrews (ch226@st-andrews.ac.uk)

Carlos Noreña, University of California, Berkeley (norena@berkeley.edu)

Law, Moral Economy, and Territoriality in Early Roman Italy

Eduardo García-Molina, University of Illinois Urbana-Champaign

(emg24@illinois.edu)

Impiety and Impalement: Asebeia and Law in Hellenistic Western and Central Asia

Nicole Giannella, Cornell University (njg68@cornell.edu)

Women and Re-enslavement in Roman Manumission Laws

10:15am—11:45am

“Love and Marriage” Strategies Adopted by European Colonizers to Overseas Territories

(Golden Gate)

Chair: **Victoria Barnes**, Queen’s University Belfast (v.barnes@qub.ac.uk)

Commentator: **Jacinte Plamondon**, Université Laval (jacinte.plamondon@fd.ulaval.ca)

Sebastiaan Vandenbogaerde, Antwerp University /Ghent University

(sebastiaan.vandenbogaerde@uantwerpen.be)

Customary and Colonial Marital Law in Belgian Congo (1885-1960)

Julie Rocheton, Max Planck Institute for Legal History and Legal Theory

(rocheton@lhl.mpg.de)

Dynamics of Separation in French Colonial Louisiana: Insights from the French Superior Council Archives

Sarah Limão Papa, Hannover University (sarah.limao.papa@hist.uni-hannover.de)

Fathers who are Fathers: Catholic Priests as Landlords and Pater familias in 18th-Century Portuguese America

10:15am—11:45am

Tensions Between Academic Freedom and Free Speech in Historical Context (Roundtable)

(Seacliff C)

Chair: **Robert Post**, Yale Law School (robert.post@yale.edu)

David Rabban, University of Texas School of Law (drabban@law.utexas.edu)

Clarifying the Relationship Between Academic Freedom and Free Speech

Emily Levine, Stanford University Graduate School of Education

(elevine@stanford.edu)

Defining Reasonable Debate in the Academic Freedom Tradition

Bernadette Meyler, Stanford Law School (bmeyler@law.stanford.edu)

Universities’ First Amendment Choices

Protection and Sovereignty: Examining Concepts in Relations between Indigenous and Western Peoples across Africa and the Americas in the 19th Century

(Seacliff B)

Chair: **Binyamin Blum**, University of California College of the Law, San Francisco (blumb@uclawsf.edu)

Commentators: **Binyamin Blum**, University of California College of the Law, San Francisco (blumb@uclawsf.edu) and **Felipe Cole**, Boston College Law School (felipe.cole@bc.edu)

James Hill, University of Pittsburgh (james.hill@pitt.edu)

“Sovereigns of this Nation”: The Use of Euroamerican Legal Discourse in the Native (American) South, 1790-1830

Trina Leah Hogg, Oregon State University (trina.hogg@oregonstate.edu)

Protection and Politics on the Sierra Leone Frontier: 1860-1890

Erin Braatz, Suffolk University Law School (ebraatz@suffolk.edu)

Protecting What from Whom: British Protection in Colonial Ghana, 1844-1874

Idriss Fofana, Harvard University (ifofana@law.harvard.edu)

Protection as an Economic Regime: The Case of the Senegal River Valley in the 19th Century

10:15am—11:45am

Legal Dynamics of Property in Colombia: Race, Peasants, and Neighbors (1851-20th Century)

(Seacliff A)

Chair & Commentator: **Victor Uribe**, Florida International University (uribev@fiu.edu)

Daniel Varela Corredor, University of Michigan - Ann Arbor
(dvarela@umich.edu)

Family Belonging and Mining Property Rights in the Aftermath of Slavery in Colombia

Mónica Parada Hernández, State University of New York at Albany
(mparada@albany.edu)

Examining the Agrarian Legal Culture in Latin America

Esteban Isaza Ramírez, Lloreda Camacho (eisaza@lloredacamacho.com)

Colombian Property Law: A Discussion over Colombia's Economic Policy during the Late 19th Century

Daniel Vasquez Vega, Universidad EAFIT (vasqu231@umn.edu)

Property and Neighborly Disputes as a Pathway to Torts in Colombia, 1886-1948

10:15am—11:45am

The Kathryn T. Preyer Award Panel

(Seacliff D)

Chair: **Gregory Ablavsky**, Stanford Law School (ablavsky@law.stanford.edu)

Commentators: **Reva Siegel**, Yale Law School (reva.siegel@yale.edu) and **Anna Lvovsky**, Harvard Law School (alvovsky@law.harvard.edu)

Christen Hammock Jones, University of Pennsylvania (chhjones@sas.upenn.edu)
Consuming Abortion On Demand: Medicine, Law, & Consumer Rights After Roe v. Wade

Grace Watkins, Yale Law School (grace.watkins@yale.edu)
Incurable Entanglement: The Hybrid Powers of Campus Police

12:00pm—1:00pm

Lunch Break

1:15pm—2:45pm

The Law of Officers in the Nineteenth Century

(Regency)

Chair & Commentator: **James Pfander**, Northwestern Law School
(j-pfander@law.northwestern.edu)

Nathaniel Donahue, Yale University (nathaniel.donahue@yale.edu)
Officer Liability and the Depersonalization of American Administration

Jane Manners, Princeton University / Temple Law School
(jane.manners@temple.edu)

A remuneration for damages incurred?: Officer Liability and Legislative Indemnification in the Early Republic

Henry Ishitani, Yale University / Tulsa University College of Law
(henry.ishitani@yale.edu)

The Idealism of Confederate Disqualification

1:15pm—2:45pm

Comstock Revival: Policing Sex and Reproduction, Then and Now

(Seacliff D)

Chair & Commentator: **Nancy Cott**, Harvard University (ncott@fas.harvard.edu)

Cary Franklin, University of California, Los Angeles School of Law
(franklin@law.ucla.edu)

Clearing the Way for Comstock: Dismantling 50 Years of Sex-Based Equal Protection Law

Anna Lvovsky, Harvard Law School (alvovsky@law.harvard.edu)
Comstockery Undercover

Reva Siegel, Yale Law School (reva.siegel@yale.edu) and **Mary Ziegler**,
University of California, Davis School of Law (mziegler@ucdavis.edu)
Comstockery's Legal History

Serena Mayeri, University of Pennsylvania (smayeri@law.upenn.edu)
Legitimizing Nonmarital Sex and Reproduction after the Comstock Era

1:15pm—2:45pm

Contesting Constitutionalism in the Global British Empire

(Seacliff A)

Chair: **Bradley Miller**, University of British Columbia (bradley.miller@ubc.ca)

Commentator: **Holly Brewer**, University of Maryland (hbrewer@umd.edu)

Tiraana Bains, Brown University (tiraana_bains@brown.edu)

A New Constitution for India? Parliamentary Reform and the India Question, circa 1757-1857

Alison Hight, Rutgers University (alison.hight@rutgers.edu)

The Moral and Legal Ambiguity of Imperial British Constitutionalism

Alex Martinborough, Queen's University (alex.martinborough@queensu.ca)

Making and Challenging Settler Constitutionalism in the Webs of Empire, c. 1860-1920

1:15pm—2:45pm

How to Lawyer An Empire: US Lawyers, Legal Education, and Imperial Ambitions

(Seacliff B)

Chair & Commentator: **José Argueta Funes**, University of California, Berkeley School of Law (jeaf@berkeley.edu)

Kara Swanson, Northeastern University School of Law

(k.swanson@northeastern.edu)

Constituting the World: Simon Greenleaf and Harvard Law School in Liberia and Hawai'i, 1846-1852

Alice Baumgartner, University of Southern California (albaumga@usc.edu)

Empire for Antislavery: Federal Commissioners under the 1866 Civil Rights Act, 1866-70

Emmanuel Hiram Arnaud, Cardozo School of Law (emmanuel.arnaud@yu.edu)

The Territorial Criminal Legal System

1:15pm—2:45pm

The Local Urban Crisis: Conflict, Law, and Inequality in American Cities

(Seacliff C)

Chair & Commentator: **Daniel Farbman**, Boston College Law School (farbman@bc.edu)

Brooke Depenbusch, University of Illinois Springfield (bdepe2@uis.edu)

Restricting Relief and Removing Migrants: Migrant People, Local Officials, and Hardening Patterns of Inclusion and Exclusion

Tamara Boussac, Université Paris 1 Panthéon-Sorbonne

(Tamara.Boussac@univ-paris1.fr)

Criminalizing Welfare in the Urban North: The Legacy of the Newburgh Welfare Controversy Revisited

Maia Silber, Princeton University (msilber@princeton.edu)

“Steady Work for the ‘Steady-in-Work’”: Industrial Layoffs, Unemployment Compensation, and the Campaign for a Guaranteed Annual Wage in Milwaukee, 1948-1958

Treasure Tinsley, University of Minnesota (tinsl037@umn.edu)

Abandoning Cedar-Riverside: Progressive Institutions and Urban Renewal in Midcentury Minneapolis

1:15pm—2:45pm

Localizing Imperial Law in Qing China and its Diaspora

(Golden Gate)

Chair: **Matthew Sommer**, Stanford University (msommer@stanford.edu)

Commentator: **Tristan Brown**, Massachusetts Institute of Technology (tristanb@mit.edu)

Chenxi Luo, Washington University in St. Louis (chenxiluo@wustl.edu)

Slaves or Adopted Sons? Imperial Artisans and their Status Disputes in Early Qing Manchuria

Weiwei Luo, Florida State University (wluo@fsu.edu)

Invented Traditions: “Customs” and the Judicial Process in Nineteenth-Century China

Luther Cenci, Stanford University (lcenci@stanford.edu)

Guanyin and the Gunboat: Translocal Justice and the Chinese Trading Diaspora in the South China Sea, 1780-1874

Preetam Prakash, Stanford University (preetamp@stanford.edu)

Extending Qing Law in a Time of “Decline”: The Autumn Assizes in Early 19th-Century Xinjiang and Outer Mongolia

Early Career Scholar Lightning Round

(Marina)

Co-Chairs & Commentators: **Robert Gordon**, Stanford Law School (rwgordon@stanford.edu) and **Mitra Sharafi**, University of Wisconsin Law School (mitra.sharafi@wisc.edu)

Presenters:

Jeanine Alvarez, University of Pennsylvania (jeanine@sas.upenn.edu)
A Case Study of Jonathan Jasper Wright: Reconstruction Lawmaker and the Construction of Law

Joseph Angelillo, University of Alabama (jcangelillo@ua.edu)
The Lost Promise of Inclusion: The 1879 Jury Movement and the Supreme Court

Janna Haider, University of California, Santa Barbara (jannahaider@ucsb.edu)
“We Will Surely Be Killed on Return”: Race, Atemporality, and the Ghadar Party in US Federal Prisons

Jacob Hamburger, Cornell Law School (jmh586@cornell.edu)
Immigration Law’s Internal Dimension

Preston Jordan Lim, Villanova University Charles Widger School of Law (plim01@villanova.edu)
The New Deal Revolutions

Juan C. Wilson, The University of Chicago (jwilson@uchicago.edu)
Legal Interpretations, Contested Visions of the Revolution

3:00pm—4:30pm

Family, Law, and History in East Asia

(Golden Gate)

Chair: **Xiaoping Cong**, University of Houston (xcong@central.uh.edu)

Commentator: **Taisu Zhang**, Yale Law School (tais.zhang@yale.edu)

Weilin Xiao, The University of Hong Kong (wlxiao@hku.hk)

Ambivalent Status: The Evolution of Constitutional Protection for Motherhood in China

H. Yumi Kim, Johns Hopkins University (h.yumikim@jhu.edu)

“Domestic Responsibility” and the History of Social Welfare in 19th and 20th Century Japan

Sungyun Lim, University of Colorado Boulder (sungyun.lim@colorado.edu)

Suppressing Son-Preference: Debate over Family Law Reforms in 1970s South Korea

Mara Du, Cornell University (yue.du@cornell.edu)

Reconceptualizing Lineality and Kinship in Law: A Comparative Study of the Republic of China and the Republic of Korea

3:00pm—4:30pm

Property Law in the Revolution and the Revolution in Property law

(Regency)

Chair: **Stuart Banner**, University of California, Los Angeles School of Law (banner@law.ucla.edu)

Commentator: **Hendrik Hartog**, Princeton University (hartog@princeton.edu)

Sarah Barringer Gordon, University of Pennsylvania (sbgordon@law.upenn.edu)

The Holy Cause: Disestablishment and Governance in Revolutionary America

Daniel Hulsebosch, New York University (Hulsebosch@mercury.law.nyu.edu)

Conceiving Confiscation in the American Revolution

Sara Damiano, Texas State University (sdamiano@txstate.edu)

Martha Stoddard Stevens's Struggle: Gender, Politics, and Land Ownership during the American Revolution

3:00pm—4:30pm

Authors Meet Readers: Empires and International Law

(Seacliff D)

Chair: **Bhavani Raman**, University of Toronto (bhavani.raman@utoronto.ca)

Authors: **Lauren Benton**, Yale University (lauren.benton@yale.edu)

They Called It Peace: Worlds of Imperial Violence (Princeton University Press)

Natasha Wheatley, Princeton University (nwheatley@princeton.edu)

The Life and Death of States: Central Europe and the Transformation of Modern Sovereignty (Princeton University Press)

Philip Stern, Duke University (philip.stern@duke.edu)

Empire, Incorporated: The Corporations That Built British Colonialism (Belknap Press)

Commentators: **Samuel Moyn**, Yale Law School (samuel.moyn@yale.edu); **Lisa Ford**, University of New South Wales (l.ford@unsw.edu.au); and **William Smiley**, University of New Hampshire (william.smiley@unh.edu)

3:00pm—4:30pm

Foundations of the Modern Administrative State

(Seacliff B)

Chair: **Karen Tani**, University of Pennsylvania (ktani@law.upenn.edu)

Commentator: **Daniel Ernst**, Georgetown University Law Center

(Daniel.Ernst@law.georgetown.edu)

Andrea Katz, Washington University in St. Louis School of Law
(andrea.katz@wustl.edu)

The Populist Roots of American Technocracy: Gilded Age Social Movements and the New Regulatory State

Edgar Melgar, Yale Law School (edgar.melgar@yale.edu)

The Progressive Origins of Centralized Administrative Review

Raphael Stern, Harvard University / Harvard Law School

(rstern01@g.harvard.edu)

The Lost English Roots of Notice-and-Comment Rulemaking

Rachel Rothschild, University of Michigan Law (rrothsch@umich.edu)

Juristocracy and Administrative Governance: From Benzene to Climate

3:00pm—4:30pm

Mobilizing Law for LGBTQ+ Justice in the 1960s and 1970s

(Seacliff C)

Chair: **Kate Redburn**, Columbia University (krr2105@columbia.edu)

Commentator: **Amy Whelan**, National Center for Lesbian Rights (AWwhelan@nclrights.org)

Marc Stein, San Francisco State University (marcs@sfsu.edu)

The Unlikely Story of a Federal District Court Victory for a North Carolina Trans Sex Worker in 1964

Shay Olmstead, University of Massachusetts Amherst (solmstead@umass.edu)

Deconstructing 'The (Cis) State': New Potentials for Queer and Trans Legal Histories

David Reichard, California State University, Monterey Bay (dreichard@csumb.edu)

The National Lawyers Guild and the Gay Rights Summer Project of 1975

3:00pm—4:30pm

The History of Law and Natural Disasters: Earthquakes, Hurricanes, and Epidemics in Latin America

(Seacliff A)

Chair: **Renzo Honores**, Instituto Internacional de Derecho y Sociedad (rhonoresg@gmail.com)

Commentator: **Charles Walker**, University of California, Davis (cfwalker@ucdavis.edu)

Judith Mansilla, Florida International University (jmansill@fiu.edu)

Earthquakes, Confraternities, and Law: Rebuilding Lima, Peru after the Earthquakes of 1687 and 1746

Ricardo Taboada, Western Oregon University (pelegrintaboadar@mail.wou.edu)

Lawyers & Disasters: Pandemics, Hurricanes, and the Social Mobility of Legal Professionals in Nineteenth-Century Cuba

Pedro Cantisano, Insper (pedrojcl@insper.edu.br)

Confronting the Common Good: How a Mosquito Shaped the Appropriation of Atlantic Legal Ideas in Early Twentieth-Century Brazil

3:00pm—4:30pm

Time, Law, and History

(Marina)

Chair: **Anthony Perron**, Loyola Marymount University (aperron@lmu.edu)

Commentator: **Laurent Mayali**, University of California, Berkeley School of Law
(lmayali@berkeley.edu)

Ada Kuskowski, University of Pennsylvania (akusk@upenn.edu)

Anonymity and Time in Medieval Customary Law

Andreas Thier, University of Zurich (andreas.thier@ius.uzh.ch)

Origins of the Immutable—Observations on the Temporality of Fundamental Norms in Europe 1450-1750

Yanna Yannakakis, Emory University (yanna.yannakakis@emory.edu)

Time Horizons in Indigenous Land Claims in Eighteenth-Century Mexico

5:00pm—6:15pm

PLENARY ADDRESS

Litigating Extinction, Anticipating the Anthropocene: Law, Nature, and the ‘Fur Seal Trial’ of 1893

(Grand Ballroom A)

Rebecca M. McLennan, Preston Hotchkis Chair in United States History,
University of California, Berkeley

6:15pm—7:30pm

Plenary Reception

(Grand Foyer)

Sponsored by Stanford Law School and the Stanford Center for Law and History

SATURDAY, OCTOBER 26, 2024

7:30am–9:30am	Breakfast (<i>Bayview B</i>)
7:30am–8:20am	Digital Legal History Poster Session (<i>Bayview B</i>)
7:30am–5:00pm	Exhibits (<i>Bayview B</i>)
7:30am–12:00pm	Registration (<i>Bayview Foyer</i>)
7:30am–8:30am	Grad Student Outreach Committee Breakfast (<i>Boardroom A</i>)
7:30am–8:30am	Program Committee Chairs Breakfast (<i>Boardroom B</i>)
7:30am–8:30am	Publications Committee Breakfast (<i>Boardroom C</i>)

8:30am–10:00am

Administering Dispossession: War, Land, Settler States, and Indigenous North Americans in the late-Nineteenth Century (*Seacliff B*)

Chair: **Christian McMillen**, University of Virginia (cwm6w@virginia.edu)

Commentator: **Genevieve Painter**, Concordia University (genevieve.painter@concordia.ca)

Kyle DeLand, University of California, Berkeley School of Law
(delandks@berkeley.edu)

*Indian Squatters: The Case of Warner's Ranch, Kuupangaxwicheh (Cupeño)
Dispossession, and the Settler Colonization of Southern California*

Bonnie Cherry, University of California, Berkeley School of Law
(bonniecherry@berkeley.edu)

*"Justice, sharp and bloody": Sovereignty, Military Justice, and Executive Authority in
the US-Modoc War*

Chandra Murdoch, York University (cmurdoch@osgoode.yorku.ca)

*Settler Petitions and Anishinaabek Lands: The Department of Indian Affairs and
Property Creation in Nineteenth-century Ontario, 1854-1900*

8:30am—10:00am

Authors Meet Readers: Legal Histories of Black Civil Rights

(Seacliff D)

Chair: Kate Masur, Northwestern University (kmasur@northwestern.edu)

Authors: **Sarah L. H. Gronningsater**, University of Pennsylvania (gronning@sas.upenn.edu)
The Rising Generation: Gradual Abolition, Black Legal Culture, and the Making of National Freedom (Penn Press)

Dylan Penningroth, University of California, Berkeley (dcap@berkeley.edu)
Before the Movement: The Hidden History of Black Civil Rights (Liveright)

Commentators: **Martha S. Jones**, Johns Hopkins University (msjonz@jhu.edu); **William Sturkey**, University of Pennsylvania (wsturkey@sas.upenn.edu); and **Brittany Farr**, New York University Law School (bf2306@nyu.edu)

8:30am—10:00am

Scribes, Jurists, and Scholars: State Authority and Islamic Law in the Early Modern Ottoman Empire

(Seacliff A)

Chair & Commentator: **Mairaj Syed**, University of California, Davis
(msyed@ucdavis.edu)

Sezer Durak, University of Texas at Austin (sezer.durak@utexas.edu)
Three Concepts Underpinning Ottoman Public Law in the Early Modern Period: Insights from Düstür al-Amal

Arif Erbil, Brown University (arif_erbil@brown.edu)
Obscure Legal Agents in the Early Modern Ottoman Empire

Huseyin Saglam, Istanbul University (husesaglam@gmail.com)
Redefining Boundaries: Maruzât Fatwas and Sultanic Authority on Family Law in the Sixteenth-Century Ottoman Empire

8:30am—10:00am

Poverty, Race, and Religion in Twentieth-Century Child Placement Laws and Policies

(Seacliff C)

Chair & Commentator: **David Tanenhaus**, University of Nevada, Las Vegas, School of Law (david.tanenhaus@unlv.edu)

Laura Savarese, Michigan State University College of Law (laura.savarese@nyu.edu)
Children's Right to a Home: The Preservation and Termination of Family Ties at the End of the Asylum Era

Jelani Hayes, Yale Law School, Harvard University (jelanihayes@g.harvard.edu)
The Campaign for Family Services: A Civil Rights Story

Elizabeth Katz, University of Florida Levin College of Law (katz@law.ufl.edu)
Baptized by Law: Religion and Adoption

8:30am—10:00am

Married Women and Coverture in England 1600-1900

(Golden Gate)

Chair: **Wilfrid Prest**, University of Adelaide (wilfrid.prest@adelaide.edu.au)

Tim Stretton, Saint Mary's University (tim.stretton@smu.ca)
Married Women and the Prochein Amy Requirement in Chancery after 1600

A.L. Erickson, University of Cambridge (ale25@cam.ac.uk)
Mary Blackstone's Experience of Coverture

Emily Ireland, University of Liverpool (emily.ireland@liverpool.ac.uk)
'Favoured in the Law'? Assessing the Legal Personhood of Married Women, Children, and 'Lunatics' in Eighteenth-Century England

Danaya Wright, University of Florida (wrightdc@law.ufl.edu)
Of "A Disposing Mind": The Married Feme Sole Under Section 21 of the 1857 Divorce Act

New Directions in Digital Legal History

(Marina)

Chair: **Rowan Dorin**, Stanford University (dorin@stanford.edu)

Justin Simard, Michigan State University (justin.simard@law.msu.edu)

Citing Slavery Project

Minhae Roth, University of California, Berkeley (minhae_roth@berkeley.edu)

Death of the Asylum, Birth of the Psychiatric Prison: The Spatial and Ideological Merging of Psychiatric and Penal Institutions during Deinstitutionalization in California, 1950-1999

Stephen Robertson, George Mason University (srober30@gmu.edu)

Harlem in Disorder: A Spatial History of How Racial Violence Changed in 1935

Abbie Reese, Loyola University Chicago (areese3@luc.edu)

“For a Good Reason”: Private Surveillance of Prostitution in Progressive Era Chicago

Simon Rabinovitch, Northeastern University (s.rabinovitch@northeastern.edu)

The Group Rights Project: Visualizing Rights Globally

Bob Pasker, CUNY Graduate Center (bob@pasker.net)

Roscoe: A Digital American Legal History Assistant

Rebecca Horwitz-Willis, Harvard University (rebecca_horwitz@gse.harvard.edu)

Digital Legal Histories in the Classroom: Engaging Students with the Joys and Complexities of Digital Archives

Kellen Funk, Columbia Law School (krf2138@columbia.edu), with **Lincoln**

Mullen, George Mason University

Making Law Modern: The Citational Structure of American Legal Thought

Michael Becker, William & Mary (mjbecker@wm.edu)

Slavery, Law, and Power

Shlomi Balaban, University of Ottawa (sbalaban@uottawa.ca)

Around the World of Parliamentary Immunity: A Case Study of Comparative Legislative Research in Three Post-British-Rule Parliaments

10:15am—11:45am

Bringing History to the Courtroom: Historians in Everyday Legal Action (Roundtable)

(Regency)

Chairs: **Ananda Burra**, Democracy Forward Foundation (aburra@democracyforward.org)
and **Smita Ghosh**, Constitutional Accountability Center (smita@theconstitution.org)

Laura Edwards, Princeton University (laura.edwards@princeton.edu)

H. Timothy Lovelace, Jr., Duke University School of Law (lovelace@law.duke.edu)

Yael Schacher, Refugees International (ybschacher@gmail.com)

Joshua Stein, Boies Schiller Flexner LLP (jstein@bsflp.com)

10:15am—11:45am

Author Meets Readers: Immigrants, Surveillance, Political Economy, and *American Anarchy*

(Seacliff D)

Chair: **Daniel Sharfstein**, Vanderbilt University (daniel.sharfstein@vanderbilt.edu)

Author: **Michael Willrich**, Brandeis University (willrich@brandeis.edu)

*American Anarchy: The Epic Struggle between Immigrant Radicals and the US
Government at the Dawn of the Twentieth Century (Basic, 2023)*

Commentators: **Daniel Sharfstein**, Vanderbilt University (daniel.sharfstein@vanderbilt.edu); **Sarah Igo**, Vanderbilt University (sarah.igo@vanderbilt.edu); and **Kyle Volk**, University of Montana (kyle.volk@mso.umt.edu)

Curbing the Judiciary: Political Pressure and Judicial Self-Restraint in Modern Latin America (1880s-1950s)

(Seacliff A)

Chair & Commentator: **Joshua Tate**, Southern Methodist University Dedman School of Law (jctate@smu.edu)

Pablo Mijangos, Southern Methodist University

(pmijangosygonzalez@mail.smu.edu)

Can Federal Courts Enforce All Constitutional Rules? Justice Ignacio Vallarta and the Political Management of Church-State Relations in Mexico

Helga Baitenmann, Center for Latin American and Caribbean Studies,
University of London (helgabaitenmann@aol.com)

The Judiciary's Surrender of Authority in Mexico's Revolutionary Agrarian Reform (1917-1922)

Mario Cajas, Universidad Icesi (mcajas@icesi.edu.co)

Two Cases of Judicial Self-Restraint at the Colombian Supreme Court: The Thomson-Urrutia Treaty of 1914 and the "Unconstitutional Constitutional Reform" of 1957

Gustavo Siqueira, Universidade do Estado do Rio de Janeiro

(gustavosiqueira@uerj.br)

"We will not take notice of the request": How the Brazilian Federal Supreme Court Allowed Olga Benário to be Sent to her Death in Nazi Germany (1936)

10:15am—11:45am

Navigating Histories of Family Law Reform in Common Law Canada: Impact and Advocacy

(Seacliff B)

Chair: **Lyndsay Campbell**, University of Calgary (lcampbe@ucalgary.ca)

Commentators: **Lyndsay Campbell**, University of Calgary (lcampbe@ucalgary.ca) and **Danaya Wright**, University of Florida (wrightdc@law.ufl.edu)

Taylor Starr, York University (tdstarr@yorku.ca)

External Advocacy for Legal Reform: The Family Law Reform Hiatus in Ontario, 1884-1967

Kiera Mitchell, University of Saskatchewan (kiera.mitchell@usask.ca)

From Partners-in-Beekeeping to Same-Sex Spouses: A Common Law Journey to Legally Recognize Unmarried Intimate Relationships

Erin Gallagher-Cohoon, Queen's University (l8egcl@queensu.ca)

"And She Lost": Legal Histories of Queer Custody in Canada, 1968-2005

10:15am—11:45am

Medieval Notaries and the Legal Utility of Ambiguity

(Marina)

Chair & Commentator: **Adam Kosto**, Columbia University (ajk44@columbia.edu)

Sarina Kuersteiner, Union College (kuerstes@union.edu)

Notarial Formulae in the Memoriali Bolognesi: The Ever So Slight Variation of Legal and Poetic Language

Melissa Vise, Washington and Lee University (mvisew@wlu.edu)

Infrajudicial Talk and the Non-Notarized Act: Conflict Resolution and Legal Ambiguity in Medieval Brescia

Ryan Low, University of North Dakota (ryan.low@und.edu)

Free and Loving Debt Contracts in Medieval Provence

Hannah Barker, Arizona State University (hannah.barker.l@asu.edu)

Not Quite Free: Conditional Manumission and Ambiguous Status in Medieval Genoa

10:15am—11:45am

Citizenship and Empire

(Golden Gate)

Chair & Commentator: **Sam Erman**, University of Michigan Law School
(samerman@umich.edu)

Annabelle L. Lyne, University of Kansas (annabellelyne@ku.edu)
The Dawes-Severalty Act and US Citizenship for Native Americans Prior to 1924

Larissa Kopytoff, University of South Florida (kopytoff@usf.edu)
“A clear text that will not lend itself to ambiguity”?: Debates about French Citizenship in Colonial Senegal

Darren Wan, Cornell University (dw597@cornell.edu)
Illiterate Claimants as Phony Malayan Citizens at the End of Empire, 1957–1972

10:15am—11:45am

Oceanic Legalities in US Imperialism

(Seacliff C)

Chair: **Vernadette Gonzalez**, University of California, Berkeley (vernadette@berkeley.edu)

Commentator: **Jedidiah Kroncke**, Hong Kong University (jkroncke@hku.hk)

Kirisitina Sailiata, Macalaster College (ksailiat@macalester.edu)
Imperial Waters: Fishing for Samoan Sovereignty

Troy Andrade, University of Hawai‘i at Manoa William S. Richardson School of Law (tandrade@hawaii.edu)
Growing Pains: Law, History, and Collective Memory

Mary Mitchell, University of Toronto (m.mitchell@utoronto.ca)
Rules & Tools: Marshallese Legal Epistemologies on the Meeting Grounds of International Law

12:00pm–2:00pm

Annual Luncheon and Awards Ceremony

(Grand Ballroom A)

President Barbara Welke will deliver remarks on the state of the Society, followed by book and article prize presentations and announcements of distinguished honorary fellows.

2:15pm–3:45pm

Conceptions of Sovereignty in Nineteenth-Century America

(Seacliff B)

Chair: **Maeve Glass**, Columbia Law School (mglass2@law.columbia.edu)

Commentator: **Rachel Shelden**, Pennsylvania State University (rshelden@psu.edu)

Craig Green, Temple Law School (craig.green@temple.edu)

Three Sovereignties in Nineteenth-Century America

Cynthia Nicoletti, University of Virginia Law School (cln4x@virginia.edu)

Possessory Title and Ideas of Sovereignty in General Sherman's Special Field Orders No. 15

Gregory Ablavsky, Stanford Law School (ablavsky@law.stanford.edu)

Federal Authority and Native Nations in the Nineteenth Century: Rethinking "Greater Reconstruction"

2:15pm–3:45pm

Law, Empire, and Infrastructure in the Long 20th Century

(Golden Gate)

Chair & Commentator: **Teemu Ruskola**, University of Pennsylvania (truskola@upenn.edu)

Jonathan Victor Baldoza, Princeton University (jbaldoza@princeton.edu)

Revolutionary Claims: Veterans, State Bureaucracy, and the Philippine Commonwealth, 1938-1941

Haris Durrani, U.S. Court of Appeals for the Federal Circuit / Princeton University (hdurrani@princeton.edu)

"A Free Space Concept": U.S. Patent Law in the Global Cold War, 1966

Nurfadzilah Yahaya, Yale University (nurfadzilah.yahaya@yale.edu)

Channelling Power - Reclamation of the Shanghai Bund

2:15pm–3:45pm

Presidential Immunity in Historical Perspective (Invited Roundtable: “The Legal History of the Present”)

(Seacliff D)

Chair: **Amanda L. Tyler**, University of California, Berkeley School of Law
(at Tyler@berkeley.edu)

Saikrishna Prakash, University of Virginia Law School (prakash@law.virginia.edu)

Daniel Lee, University of California, Berkeley (dan.lee@berkeley.edu)

Jonathan Gienapp, Stanford University (jgienapp@stanford.edu)

2:15pm–3:45pm

Ginsburg in Clogs: Atlantic Crossings and Legal Reform in the 1960s & 70s

(Seacliff C)

Chair & Commentator: **Deborah Dinner**, Cornell Law School
(deborah.dinner@cornell.edu)

Anders Walker, Saint Louis University Law School (anders.walker@slu.edu)

Scenes from a Marriage: Bergman, Myrdal, and the Problem of Family

Max Lyles, Department of Law, University of Gothenburg (max.lyles@law.gu.se)

Turn Right, Go Left! How Swedish Social Democracy Used Tax Breaks in the 1960s and 70s to Advance Female Participation in the Labor Market

Jennifer Depew, Stanford University (jdepew@stanford.edu)

Libertarians for Gay and Lesbian Concerns! The Rise (and Fall?) of the Libertarian Gay Rights Movement

2:15pm–3:45pm

Islamic Law of Property in Colonial Contexts: The Cases of Egypt, Morocco, and Crimea

(Seacliff A)

Chair & Commentator: **Mohammad Fadel**, University of Toronto, Faculty of Law
(mohammad.fadel@utoronto.ca)

Samy Ayoub, University of Texas at Austin (sayoub@law.utexas.edu)

Lost Property: Ownership, Trust, and Community

Dilyara Agisheva, University of Toronto (dilyara.agisheva@utoronto.ca)

Legacy and Limitation: Property Adjudication in Crimean Islamic Courts under Russian Rule

Ari Schriber, Utrecht University (a.d.schriber@uu.nl)

Testimony as Land Title? Contesting Proof of Property in Colonial-Era Morocco

2:15pm–3:45pm

Sex, Slavery, and Religion in the Medieval and Early Modern World

(Marina)

Chair: **Grace Delmolino**, University of California, Davis (gdelmolino@ucdavis.edu)

Commentator: **Sara McDougall**, John Jay College of Criminal Justice and the CUNY Graduate Center (smcdougall@jjay.cuny.edu)

Fiona Griffiths, Stanford University (fgriffit@stanford.edu)

Slaves and Concubines: Religious Rhetoric and Social Reality in Eleventh-Century Germany

Michelle Armstrong-Partida, Emory University (marmstrongpartida@emory.edu)

Race, Criminality, and Manumission in the Late Medieval Mediterranean

Debra Blumenthal, University of California, Santa Barbara

(blumenthal@history.ucsb.edu)

Mothering while Enslaved in the Late Medieval Mediterranean World

Michelle McKinley, University of Oregon (michelle@uoregon.edu)

Amas de leche: Wetnurses and Migration in the Early Modern Iberian Empire

4:00pm–5:30pm

Citizenship Reimagined: Legal Frameworks and Historical Contexts in Dialogue (Roundtable)

(Seacliff B)

Chair: **John Witt**, Yale Law School (john.witt@yale.edu)

Hardeep Dhillon, University of Pennsylvania (dhillonh@sas.upenn.edu)
Birthright Children, Non-Citizen Parents: A History of the American Family

Leti Volpp, University of California, Berkeley School of Law
(lvolpp@law.berkeley.edu)
Slavery and Unauthorized Immigration: Analogy and Birthright Citizenship

Lila Teeters Knolle, Harvard University (ltknoelle@fas.harvard.edu)
Fiscal Citizenship in a Settler Colonial Society

Kimberly White, University of Pennsylvania (kgkwhite@sas.upenn.edu)
Undocumented Migrants in New York City: Constructing Alternative Pathways of Belonging

Rabia Belt, Stanford University (belt@law.stanford.edu)
Rethinking Law, Disability, and Citizenship

4:00pm–5:30pm

Law in Unexpected Places, Legalities in Eighteenth- and Nineteenth-Century Native North America (Roundtable)

(Golden Gate)

Chair: **Maggie Blackhawk**, New York University Law School (blackhawk@nyu.edu)

Michael Borsk, Queen's University (l3mb@queensu.ca)
Commerce, Law, and Dispossession in the Early North America

Elena Telles Ryan, Princeton University (emryan@princeton.edu)
Citizenship and Subjecthood in Native Great Lakes Trade Families

Julia Lewandoski, University of California, San Diego (jlewandoski@ucsd.edu)
Indigenous Property Claims and their Afterlives in Los Angeles County, 1850-1890

W. Tanner Allread, Stanford University (tallread@stanford.edu)
The Rise of the Native Nation-State: Law, Territoriality, and the State Apparatus in the Removal-Era South

Alexandra Fay, University of Tulsa, College of Law (alexandra-fay@utulsa.edu)
Courts of Indian Offenses, Courts of Indian Resistance

4:00pm–5:30pm

Latin American and Caribbean Legal History Comes of Age: Historiographical Balance

(Seacliff A)

Chair: **John Wertheimer**, Davidson College (jowertheimer@davidson.edu)

Commentator: **Matthew Mirow**, Florida International University (mirowm@fiu.edu)

Brian Owensby, University of Virginia (bpo3a@virginia.edu)

Toward an Indigenous Cosmopolitan Legality: Critique, Contribution, Commitment

Adriana Chira, Emory University (achira@emory.edu)

From Custom to Informality: Property Ownership and Emancipation in Cuba, 1880s-1930s

Sarah Chambers, University of Minnesota (chambers@umn.edu)

Women and Legal Personhood: An Intersectional Approach to Gender and Law in Latin American and Caribbean History

4:00pm–5:30pm

Intimacy on Trial

(Seacliff C)

Chair & Commentator: **Carolyn Strange**, Australian National University

(carolyn.strange@anu.edu.au)

Jessica Lake, Australian Catholic University (calvertlake@gmail.com)

“Unsullied purity”: Sexual Slander at the Margins of Race and Class in Antebellum North Carolina

Kathryn Schumaker, University of Sydney (kathryn.schumaker@sydney.edu.au)

Confronting the Myth of ‘White Racial Purity’ in 1920s Mississippi

Margaret Ross, Queen’s University (margaret.ross@queensu.ca)

Sex Work and Judicial Expansion in Early Twentieth-Century Northern Ontario

Aurelia Guo, London South Bank University (aureliayguo@gmail.com)

A Slave Girl in Holiday Attire: Photographing Chinese Women in the Exclusion Era (1882-1924)

4:00pm–5:30pm

Jurisdiction and Pluralism in Canon and Customary Law

(Marina)

Chair: **Jessie Sherwood**, University of California, Berkeley School of Law
(jcsherwood@law.berkeley.edu)

Commentator: **Jennifer Jahner**, California Institute of Technology (jahner@hss.caltech.edu)

Greta Austin, University of Puget Sound (ggaustin@pugetsound.edu)

Can Legal Pluralism be Applied to Medieval Canon Law?: Secular Law, Religious Law, Ducal Law, and Customary Law in Worms in the Early Eleventh Century

Charlotte Whatley, University of Wisconsin-Madison (cwhatley@wisc.edu)

With Force and Arms, He Held it Occupied: Papal Provisors, Forced Entry, and the Problem of Jurisdiction in English Adowson Disputes

Tyler Lange, University of Washington (langet2@uw.edu)

Form and Content: Rubrics and the Shape of French Customary Law

Joshu Majima, University of Cambridge (jm2450@cam.ac.uk)

Custom and Common Law: Self-Governance in the Eighteenth-Century Civil Parish

4:00pm–5:30pm

The Law and History of Campus Policing (Invited Roundtable: “The Legal History of the Present”)

(Seacliff D)

Chair: **Jonathan Simon**, University of California, Berkeley School of Law
(jsimon@law.berkeley.edu)

Grace Watkins, Yale Law School (grace.watkins@yale.edu)

Yalile Suriel, University of Minnesota (ysuriel@umn.edu)

Sunita Patel, University of California, Los Angeles School of Law
(patel@law.ucla.edu)

Vanessa Miller, Indiana University Bloomington (vandmill@iu.edu)

6:00pm—8:00pm

Closing Reception

(Waterfront)

Sponsored by the Jurisprudence and Social Policy Program of Berkeley Law School, and the Robbins Collection and Research Center

8:00pm—10:00pm

Graduate Student Reception

(Upper Atrium)

Sponsored by Princeton University, Stanford University, the University of Michigan, the University of Pennsylvania, and Yale University

Hosted by faculty from the sponsoring institutions; the reception is open to all registered graduate students.



THE ASLH ANNUAL MEETING AT A GLANCE

Registration is located in the Bayview Foyer

Thursday: 12pm to 6pm | Friday: 7:30am to 4pm | Saturday: 7:30am to 12pm

THURSDAY	Pre-Conference Symposium
9:00am to 5:00pm	Canadian Legal Histories: Current Research and Future Prospects (<i>Golden Gate</i>)
9:00am to 5:00pm	Freedom Suits and Legal Regimes of Bondage Across the Mediterranean, Atlantic, and Indian Ocean Worlds (<i>University of California College of the Law, San Francisco</i>)
THURSDAY	Colloquia, Meetings, and Workshops
9:00am to 5:00pm	The Johnson Program for First Book Authors (<i>University of California College of the Law, San Francisco</i>)
9:00am to 5:00pm	Graduate Student Research Colloquium (<i>University of California College of the Law, San Francisco</i>)
THURSDAY	Reception
7:00pm to 8:30pm	Opening Reception (<i>Waterfront</i>)

FRIDAY

Session	Golden Gate	Marina	Regency	Seacliff A	Seacliff B	Seacliff C	Seacliff D
7:30am to 9:30am, Breakfast and Exhibits in Bayview B							
Session I. 8:30am to 10am	International Law, Decolonization, and the Global	Rights and Subjects in Premodern Law	Marital Rights and Legal Wrongs	Private Enforcement of Public Law	Bureaucracy. Bureaucracy? Bureaucracy	Newspapers as Source for Legal History	
Session II. 10:15am to 11:45 am	Love and Marriage	Legal and Other Orders		Legal Dynamics of Property in Colombia	Protection and Sovereignty	Tensions Between Academic Freedom	Kathryn T. Preyer Award Panel
12:00pm to 1:00pm	Lunch Break						
Session III. 1:15pm to 2:45pm	Localizing Imperial Law	Early Career Scholar Lightning Round	The Law of Officers in the Nineteenth Century	Contesting Constitutionalism	How to Lawyer an Empire	The Local Urban Crisis	Comstock Revival
Session IV. 3:00pm to 4:30pm	Family, Law, and History in East Asia	Time, Law, and History	Property Law in the Revolution	The History of Law and Natural Disasters	Foundations of the Modern Administrative State	Mobilizing Law for LGBTQ+	Empires and International Law (AMR)
5:00pm to 6:15pm	Plenary Address (<i>Grand Ballroom A</i>) Rebecca M. McLennan, Preston Hotchkis Chair in United States History, University of California, Berkeley <i>Litigating Extinction, Anticipating the Anthropocene: Law, Nature, and the 'Fur Seal Trial' of 1893</i>						
6:15pm to 7:30pm	Plenary Reception (<i>Grand Foyer</i>) <i>Sponsored by Stanford Law School and the Stanford Center for Law and History</i>						

SATURDAY

Session	Golden Gate	Marina	Regency	Seacliff A	Seacliff B	Seacliff C	Seacliff D
7:30am to 9:30am, Breakfast, Digital Legal History Poster Session, and Exhibits in Bayview B							
Session I. 8:30am to 10am	Married Women and Coverture	New Directions in Digital Legal History		Scribes, Jurists, and Scholars	Administering Dispossession	Poverty, Race, and Religion	Black Civil Rights (AMR)
Session II. 10:15am to 11:45 am	Citizenship and Empire	Medieval Notaries	Bringing History to the Courtroom	Curbing the Judiciary	Navigating Histories of Family Law	Oceanic Legalities in US Imperialism	American <i>Anarchy</i> (AMR)
12:00pm to 2:00pm	Annual Luncheon and Awards Ceremony (<i>Grand Ballroom A</i>)						
Session III. 2:15pm to 3:45pm	Law, Empire, and Infrastructure	Sex, Slavery, and Religion		Islamic Law of Property	Conceptions of Sovereignty	Ginsburg in Clogs	Presidential Immunity in Historical Perspective
Session IV. 4:00pm to 5:30pm	Law in Unexpected Places	Jurisdiction and Pluralism		Latin American and Caribbean Legal History	Citizenship Reimagined	Intimacy on Trial	The Law and History of Campus Policing
6:00pm to 8:00pm	Closing Reception (<i>Waterfront</i>) <i>Sponsored by the Jurisprudence and Social Policy Program of Berkeley Law School and Robbins Collection and Research Center</i>						
8:00pm to 10:00pm	Graduate Student Reception (<i>Upper Atrium</i>) <i>Sponsored by Princeton University, Stanford University, the University of Michigan, the University of Pennsylvania, and Yale University</i>						

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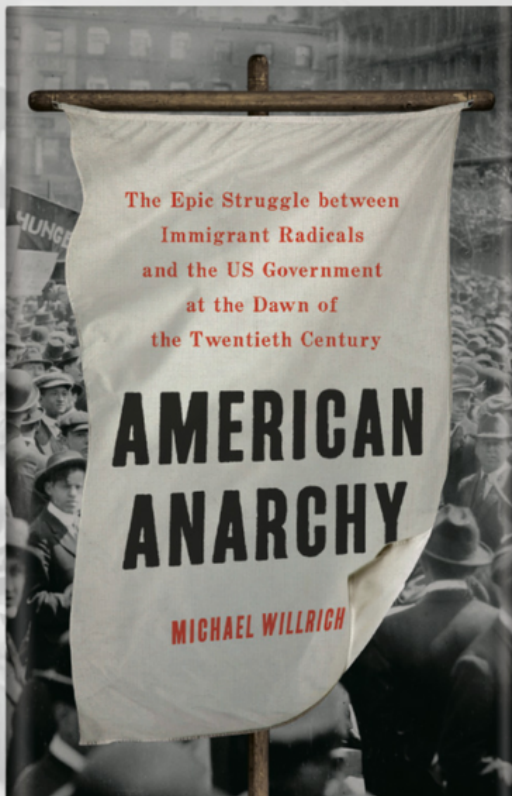
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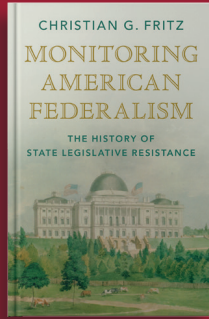
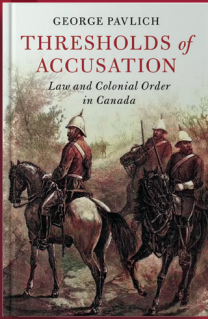
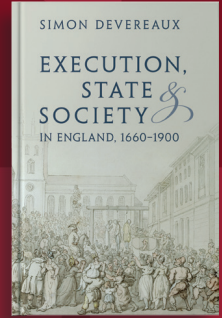
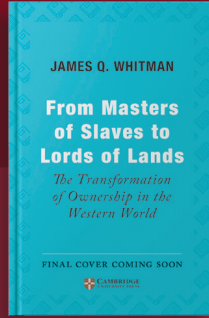
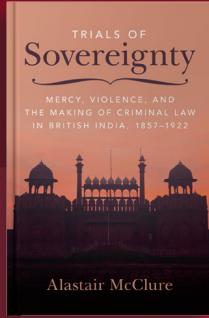
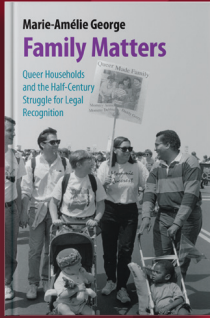
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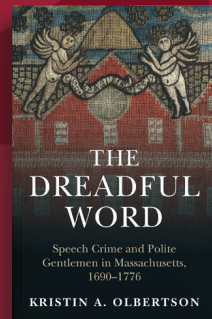
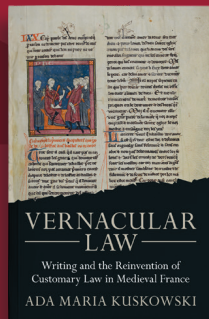
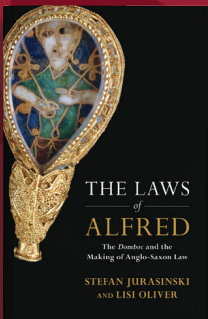
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critique

- Wolfgang Ernst on David Lloyd Dusenbury, *The Innocence of Pontius Pilate: How the Roman Trial of Jesus Shaped History*
- Orazio Condorelli on Amedeo Feniello/Mario Prignano (eds.), *Papa, non più papa. La rinuncia pontificia nella storia e nel diritto canonico*
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- Thomas Simon on Stefan Koriath, *Deutsche Verfassungsgeschichte*
- Paulien Broens on Immi Tallgren (ed.), *Portraits of Women in International Law: New Names and Forgotten Faces?*
- and many more

marginalia

- Erk Volkmar Heyen, *Zur Inszenierung des Rechts in der Malerei des späten 19. Jahrhunderts. Treppen als Schauplätze geschlechtsspezifischer Verherrlichung und Verurteilung*
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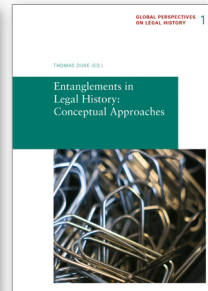
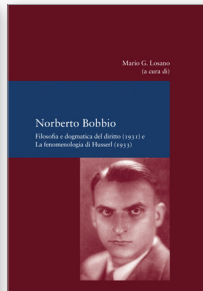
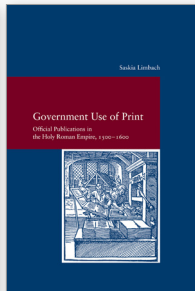
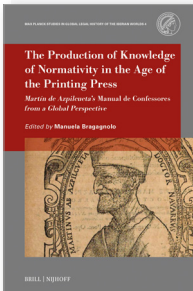
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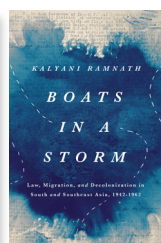
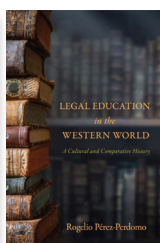
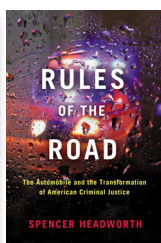
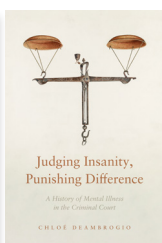
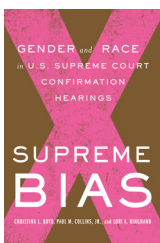
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