



Association of Law, Property, and Society Annual Meeting
Pepperdine Caruso School of Law (Malibu, California, USA)
June 13-15, 2024

SHORT PROGRAM

Note: subject to (minor) changes.

****Unless otherwise noted, all meeting events are headquartered at the Caruso School of Law*

Thursday, June 13

- 1:30pm **Shuttle Pick-Up from Cambria Hotel Calabasas for Optional Field Trip to the Commons at Calabasas** (pre-registration required)
- 2:00-4:00pm **Field Trip** (*The Commons at Calabasas*)
- 4:00pm **Shuttle Returns to Cambria Calabasas Hotel**
- 4:30pm **Shuttle Pick-Up for Welcome Reception from Cambria Calabasas Hotel**
- 5:00-7:30pm **Welcome Reception at Duke's Malibu** (*21150 Pacific Coast Hwy, Malibu, CA 90265*)
- 7:30pm **Shuttle Returns to Cambria Calabasas Hotel**

Friday, June 14

- 8:00am **Shuttle Pick-Up for Conference from Cambria Calabasas Hotel to Caruso School of Law**
- 8:15-9:00am **Registration and Breakfast** (*Caruso School of Law Atrium*)
- 9:00-10:30am **Concurrent Panels Session I**
- 1.1 Submitted Panel, Part I: Resilient Property Theory (RPT) - RPT as a Method and Theory (Classroom B)
Moderator: Marc Roark
- Marc Roark, *Unpacking the Problem Space & RPT Polyvalence*
 - Lua Yuille, *Power, Resilience, & Property*
 - Rachael Walsh, *Deliberative Property: Managing Complexity in Property Systems*
- 1.2 Land Use, Rights, and Sustainable Development (Classroom C)
Moderator: Brandon Weiss
- Robin Malloy, *A Network Capabilities Approach to Land Use and Disability Law*
 - Diego Gil, *How Local Residents Influence Land Use Law?: Evidence from Chile*
- 1.3 Progressive Property and Property Systems, Financialization, and Conceptions of Ownership (Classroom E)
Moderator: Adam Hofri
- Sarah Schindler, *Non-human Animals Through a Progressive Property Lens*
 - Jan Biemans, *Bonds Between Humans and Things (with a Link to Sustainable Use)*

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- Jessica Shoemaker (and non-presenting co-author James Fallows Tierney), *Financialized Farmland*

1.4 Natural Resources: Use, Access, Regulations, and Rights (Classroom F)

Moderator: Jim Kelly

- Kevin Grecksch, *Underground Spaces - Stakeholder Perceptions on Sustainable Usage*
- Dylan Malagrino, *Beach Please: Implementing a New England Coastal States Open Beach Access Act*

10:30-10:45am

Health Break (Caruso School of Law Atrium)

10:45am-12:15pm

Concurrent Panels Session II

2.1 Private Property, Common Property, and the Public Interest: Conflict, Environment, and Animals (Classroom B)

Moderator: Sarah Schindler

- Elisabeth Ahlinder (and non-presenting co-author Dr. Åsa Örnberg), *Managing Conflicts within the Swedish Wild Ungulate Legal Framework*
- Shai Stern, *People and Penguins: The Case for an Environmentally Conscious Property Law*
- Jodi Lazare, *Private Property and Public Discourse*
- Timothy Mulvaney, *Wildlife: Takings and the Public Interest*

2.2 Submitted Panel, Part II: Resilient Property Theory (RPT) - RPT, Power and Vulnerability (Classroom C)

Moderator: Marc Roark

- Sue Mari Viljoen, *A Resilient Civil-Law Tradition in South African Property Law*
- Kate O'Reilly, *Vulnerability, Power and Sustainable Energy*
- Alexandra Flynn, *The Right to Housing in Canada: A Law with No Teeth*

2.3 Submitted Panel: Public Lands and National Parks (Classroom E)

Moderator: Sheldon Bernard Lyke

- Sheldon Bernard Lyke, *Imperial Parks 2.0*
- Randall Johnson, *Who Has the Most US National Parks?*
- Edward De Barbieri, *Forever Wild? And for Whom*

2.4 A Right to Safe, Healthy, and Adequate Housing? (Classroom F)

Moderator: John Lovett

- Padraic Kenna, *A "Right to Housing" for Ireland*
- Michel Vols, *The Progressive Realisation of the Right to Adequate Housing and the Right to Property*
- Katherine Trisolini, *Getting our Houses in Order: Law and Mold Growth in Water-damaged Homes*

12:15-1:45pm

Lunch, Welcome, and Keynote Address by Professor Sheila Foster (Classroom D)
Introductions and Moderation: Sarah Schindler and Shelley Saxer

1:45-3:15pm

Concurrent Panels Session III

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3.1 Comparative Perspectives on Housing Policies: Landlords, Tenants, Eviction, and Repossession (Classroom B)

Moderator: Jade Craig

- Hano Ernst, *Rent and Eviction Control in Post-Socialist Regulated Tenancies in Croatia*
- Andrea McArdle, *Risks of Alternate Financing Strategies for the NYC Housing Authority*
- Joseph Singleton (and non-presenting co-author Allyson E. Gold), *Proportional Possession*
- Jenny Russell, *What respite?*

3.2 Submitted Panel, Part III: Resilient Property Theory (RPT) - RPT and Consumer Protection in Property Law (Classroom C)

Moderator: Marc Roark

- Lorna Fox O'Mahony, *AI, Consumer Finance, and Real Estate Transactions*
- Shelly Kreizcer-Levy, *Consuming Ownership*
- Timothy Dodsworth, *RPT, Consumers and Values*

3.3 Land, Power, and Zoning: Navigating Social, Economic, and Racial Exclusion and Segregation (Classroom E)

Moderator: Robin Malloy

- Jamila Jefferson-Jones, *Land-Lust Lynching: The Theft of Black Property and the Persistence of Racial Spatial Exclusion*
- John Infranca, *Zoning and the Police Power: Towards an Intellectual History*
- Kalyani Robbins, *Redefining Redevelopment*

3.4 Eminent Domain and Takings: Reasons, Ramifications, Compensation, and Disaster Management (Classroom F)

Moderator: Timothy Mulvaney

- Laura Hatcher, *The Seventh Amendment, Corporations, and Eminent Domain: US v. Hess*
- Jim Kelly, *A Different Kind of Taking?: Surplus vs. Equity in Tyler v. Hennepin County*
- Shelley Saxer, *Forfeitures and Takings*
- Gustav Muller, *The potential of urgent expropriations as resilience-creating strategy*

3:15-3:30pm

Health Break (Caruso School of Law Atrium)

3:30-5:00pm

Concurrent Panels Session IV

4.1 Local Spaces and Local Stories: Conflict, Zoning, Land Use, and the Everyday of NIMBYism and YIMBYism (Classroom B)

Moderator: Amelia Thorpe

- Michael Pollack, *Sidewalk Government: The Legal Future of America's Most Overlooked Resource*
- Sara Ross, *Halifax's War Against Pizza: Zoning Bylaws, Access, and Safety at Night*
- Brian Connolly, *Putting the "Why" in YIMBY*
- Douglas Harris (and non-presenting co-author Robert Clifford), *The Propertied Landscape of Local Government*

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4.2 Takings and Adverse Possession: Past, Present, and Future (Classroom C)

Moderator: Sue Mari Viljoen

- Marcelo Pezzolo Farina, *Takings and Property Rights: A Historical and Comparative Sociolegal Study*
- Vidir Peterson, *Aristotelian Takings Theory*
- Paul Diller, *Counting Backwards or Forwards in Adverse Possession Cases*

4.3 Energy: Renewability and Transition (Classroom E)

Moderator: Shai Stern

- Kara Consalo, *Let the Sun Shine: Expansion of Distributed Solar Electricity Generation*
- Bjoern Hoops, *The Energy Commons and a Theory of Complexity*
- Tina Gama-Kotzé, *Exploring the Use of Personal Servitudes for Renewable Energy Projects in South Africa: A Common, Irregular or Novel Idea?*

4.4 Property Valuation, Estates, Takings, and Equity: Considerations of Justice, Resiliency, and Reform (Classroom F)

Moderator: Diane Kemker

- Danielle Stokes, *Recouping the Vested Interest*
- Emilio Longoria, *Hoardings*
- Adam Hofri, *Rescission in Equity in Canada: The Egalitarian Turn*

5:00pm

End-of-Day Snacks & Reception (Law School Back Terrace)

5:30pm

Shuttle Back to Cambria Calabasas Hotel (Law School Parking Lot)

Saturday, June 15

8:00am

Shuttle Pick-Up for Conference from Cambria Calabasas Hotel to Caruso School of Law

8:15-9:00am

Registration and Breakfast (Caruso School of Law Atrium)

9:00-10:30am

Concurrent Panels Session V

5.1 Submitted Panel, Part I: Multiscalar Environmental Governance and Justice (Classroom B)

Moderator: Hari Osofsky

- Hari Osofsky (and non-presenting co-author Jacqueline Peel), *Litigating ESG and the Business of Climate Change*
- Rebecca Bratspies, *Public Problems and Private Landowners*
- Lyric Patterson, *Metered Exclusion: The Case of Lake Merritt in Oakland, California*

5.2 Towards Good Relations for the Right to Housing, Home Closures, and Landlord-Tenant Interactions (Classroom C)

Moderator: Alexandra Flynn

- Priya Gupta, *Race and Housing Insecurity in Canada*
- Els Schipaanboord, *Home Closures as a Criminal Charge: An Empirical Analysis*
- Julie Gilgoff, *Tenants' Associations: Disruptor of Landlord-Tenant Power Structure*

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- *Martin Lockman, Mapping a Vanishing Land: The Role of Property Systems in Climate Finance*

5.3 Navigating Conflicting Approaches to Urban Planning, Land Use, Development, and Real Estate (Classroom E)

Moderator: Lorna Fox O'Mahony

- Edward Sullivan and Noelwah Netusil, *Land Use Planning and Economic Development*
- Jordan Barry (and non-presenting co-authors Will Fried and John William Hatfield), *Et Tu Agent? Commission-Based Steering in Residential Real Estate*
- Jade Craig, *A Right to Shrink: Detaching Land to Manage Population Change*
- Girion Blomdahl, *Political Versus Judicial Review of Detailed Development Plans*

5.4 Shapes of Property: Examining Servitudes, Old Covenants, Gifts, and Easements (Classroom F)

Moderator: Sara Ross

- Leigh-Ann Kiewitz, *The Permanence of the Termination of a Servitude Upon Merger or the Revival*
- Jessica Owley (and non-presenting co-authors Jess Phelps and Angelo Gomez), *No Standing for Confederate Monuments*
- Vicki Evans and Kate de Contreras, *The UK Supreme Court: 15 Years of Shaping 'Property'*

10:30-10:45am

Health Break (Caruso School of Law Atrium)

10:45am-12:15pm

Concurrent Panels Session VI

6.1 Submitted Panel, Part II: Multiscalar Environmental Governance and Justice (Classroom B)

Moderator: Hari Osofsky

- Rebecca Hardin, *Catalyzing Decentralized Production of Agricultural Inputs*
- Taylor Nchako, *Mining for a Clean Future: Lessons from Water Law*
- Elizabeth Trujillo, *Multidimensional Compliance Mechanisms in the USMCA: Can Regionalism Serve Environmental Justice Goals?*

6.2 Local Resistance and Social Movements: Affordable and Fair housing, Zoning, Land Use Regulations, and Urban Innovation (Classroom C)

Moderator: John Infranca

- Brandon Weiss, *An Affirmative Approach to the Supreme Court's Major Questions Doctrine and Chevron Retrenchment*
- Shitong Qiao, *Cooperating to Resist: Society and State during China's COVID Lockdowns*
- Elizabeth Elia, *Is Anything of Purely Local Concern Anymore?*
- Daniel Rosenbaum, *Local Land Scaffolding*

6.3 Submitted Panel: Takings in Times of Disruption (book review with a roundtable discussion) (Classroom E)

Moderator: Björn Hoops

- John Lovett, *Abandoned Land and Abandoned Improvements: Responding to Climate Change and the Energy Transition*

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- Hanri Mostert, *Takings and Mineral Extraction*

6.4 Decolonizing and Defining Frontiers and Legal Concepts: Legal Pluralism, Legal Education, Estates, and Indigeneity (Classroom F)

Moderator: Jessica Shoemaker

- Diane Kemker, *Teaching Property in the Age of Indigeneity and Decolonization*
- Theodore Seto, *A Structured Approach to the Common Law Rule Against Perpetuities*
- Amelia Thorpe (and non-presenting co-authors Andrew Leach, Jasper Ludewig, Dallas Rogers, and Laurence Troy), *Defining the Private Property Frontiers of Australia*
- Margaret Stephenson and Bradford Morse, *Indigenous Land Rights and UNDRIP*

12:15-1:45pm

Lunch (*Caruso School of Law Atrium*)

- ALPS announcements and subcommittee meetings

1:45-3:15pm

Concurrent Panels Session VII

7.1 Author Meets Reader: *The Making of Modern Property* (Classroom B)

Moderator: Rashmi Dyal-Chand

Author: Anna di Robilant

Readers:

- Greg Alexander
- Larissa Katz
- Eric Claeys
- Diego Gil

7.2 Submitted Panel: Belongings, Dispossession, and Houselessness (Classroom D)

- (*note that this panel is accompanied by the theatre piece **Belongings Precede Belongings** - Echo Park Lake Research Archive – to be performed subsequently at 3:30pm in Classroom D*)

Moderator: Alexandra Flynn

Participants:

- Nicholas Blomley
- Gary Blasi
- Shayla R. Myers
- Jennifer Blake

7.3 Theoretical Approaches to Property: Property Performance, Innovation, Possession, Human Consciousness, and Gender (Classroom E)

Moderator: Jessica Owley

- Christian Turner (and non-presenting co-author Sandy Mayson), *Law, Property, and Consciousness*
- Ernst Marais, *Possessory Protection of Water and Electricity Supply: A Resilient Property View*
- Tabrez Ebrahim, *Comparative Intellectual Property and Religion*
- Ariel Decoster, *On Performing Property and Gender as Intertwined Social Practices of Power*

3:15-3:30pm

Health Break (*Caruso School of Law Atrium*)

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- 3:30-5:00pm **Final Performance Event: *Belongings Precede Belonging***
Presented by: Echo Park Lake Archive Collective (Classroom D)
- 5:00pm **End-of-Day Snacks & Reception** (*Law School Back Terrace*)
- 5:30pm **Shuttle Back to Cambria Calabasas Hotel** (*Law School Parking Lot*)