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**Books and Chapters:**

*Inheritance: United States Law*, in Stanley N. Katz, ed., OXFORD INTERNATIONAL ENCYCLOPEDIA OF LEGAL HISTORY (2009).

THE RISE OF THE PENITENTIARY: PRISONS AND PUNISHMENT IN EARLY AMERICA (Yale Univ. Pr., 1992).

**Law Review and Journal Articles:**

*Disclaimer Law and UDPIA's Unintended Consequences*, ESTATE PLANNING, April 2009, at 34.

*Text and Time: A Theory of Testamentary Obsolescence*, 86 WASHINGTON UNIVERSITY LAW REVIEW 609 (2009).

*Law and Proximity*, 2008 ILLINOIS LAW REVIEW 557 (with Gregory Mitchell).

*The Uniform Acts' Loophole in Fraudulent Conveyance Law*, ESTATE PLANNING, Dec. 2007, at 20.

*Disclaimer Reform and the Uniform Act: The Disappointing Amendments of 2006*, ESTATE PLANNING, Dec. 2006, at 24 (with Richard Gans.)

*Fear Not the Asset Protection Trust*, 27 CARDOZO LAW REVIEW 2685 (2006)

*Disclaimer Reform: New Developments and Additional Reflections*, ESTATE PLANNING, June 2005, at 16 (with Richard Gans).

*Evolutionary Theories of Common Law Efficiency: Reasons for (Cognitive) Skepticism*, 32 FLORIDA STATE UNIVERSITY LAW REVIEW 425 (2005).

*Default Rules in Inheritance Law: A Problem in Search of Its Context*, 73 FORDHAM LAW REVIEW 1031 (2004).

*Perfecting Disclaimer Reform: Suggestions for a Revised Uniform Act*, 31 ESTATE PLANNING 185 (2004) (with Richard Gans).

*Cognitive Jurisprudence*, 76 SOUTHERN CALIFORNIA LAW REVIEW 599 (2003).

*The Uniform Disclaimer of Property Interests Act: Opportunities and Pitfalls*, 28 ESTATE PLANNING 571 (2001).

*Revisions in Need of Revising: The Uniform Disclaimer of Property Interests Act*, 29 FLORIDA STATE UNIVERSITY LAW REVIEW 109 (2001).

*Inheritance Law, Legal Contraptions, and the Problem of Doctrinal Change*, 79 OREGON LAW REVIEW 527 (2000).

*Trusts for Purposes: Policy, Ambiguity, and Anomaly in the Uniform Laws*, 26 FLORIDA STATE UNIVERSITY LAW REVIEW 913 (1999).

*Bequests for Purposes: A Unified Theory*, 56 WASHINGTON AND LEE LAW REVIEW 33 (1999).

*Inheritance and Inconsistency*, 57 OHIO STATE LAW JOURNAL 1057 (1996).

*Spendthrift Trusts and Public Policy: Economic and Cognitive Perspectives*, 73 WASHINGTON UNIVERSITY LAW QUARTERLY 1 (1995).

*Inheritance and Bankruptcy: The Meaning of the "Fresh Start,"* 45 HASTINGS LAW JOURNAL 175 (1994).

*A Qualitative Theory of the Dead Hand*, 68 INDIANA LAW JOURNAL 1 (1992) (with William K.S. Wang).

*The Problem of the Insolvent Heir*, 74 CORNELL LAW REVIEW 587 (1989).

*The Collision of Military Cultures in Seventeenth-Century New England*, 74 JOURNAL OF AMERICAN HISTORY 1187 (1988).

*From Pillory to Penitentiary: The Rise of Criminal Incarceration in Early Massachusetts*, 80 MICHIGAN LAW REVIEW 1179 (1982).

#### Book Reviews:

Book Review, 105 AMERICAN HISTORICAL REVIEW 916 (2000) (reviewing Scott Christianson, *WITH LIBERTY FOR SOME: 500 YEARS OF IMPRISONMENT IN AMERICA* (Northeastern Univ. Pr., 1998)).

Book Review, 103 AMERICAN HISTORICAL REVIEW 276 (1998) (reviewing Michael Meranze, *LABORATORIES OF VIRTUE: PUNISHMENT, REVOLUTION, AND AUTHORITY IN PHILADELPHIA, 1760-1835* (Univ. of North Carolina Pr., 1996)).

*Searching Inside Justice Holmes*, 82 VIRGINIA LAW REVIEW 385-411 (1996) (reviewing G. Edward White, *JUSTICE OLIVER WENDELL HOLMES: LAW AND THE INNER SELF* (Oxford Univ. Pr., 1993)).

Book Review, 13 LAW AND HISTORY REVIEW 417-420 (1995) (reviewing Pieter Spierenburg, *THE PRISON EXPERIENCE: DISCIPLINARY INSTITUTIONS AND THEIR INMATES IN EARLY MODERN EUROPE* (Rutgers Univ. Pr., 1991)).

Book Review, 3 LAW AND HISTORY REVIEW 207 (1985) (reviewing Edward L. Ayers, VENGEANCE AND JUSTICE: CRIME AND PUNISHMENT IN THE 19TH CENTURY SOUTH (Oxford Univ. Pr., 1984)).