SUNY Buffalo Law School
THE STATE UNIVERSITY OF NEW YORK

Nancy L. Zimpher, B.A., M.A., Ph.D.
Chancellor of the State University of New York
Satish Tripathi, B.Sc., M.Sc., M.S., Ph.D., D.Sc.
President of the State University of New York at Buffalo
Charles F. Zukoski, B.A., Ph.D.
Provost and Executive Vice President for Academic Affairs

Administration

James A. Gardner, B.A., J.D.  Interim Dean
Elizabeth Adelman, B.A., M.L.S., J.D.  Director of the Law Library and Vice Dean for Legal Information Service
Guyora Binder, A.B., J.D.  Vice Dean for Research and Faculty Development
Luis Chiesa, B.B.A., J.D., LL.M., J.S.D.  Vice Dean for Academic Affairs
Kim Diana Connolly, B.A., J.D., LL.M.  Vice Dean for Legal Skills and Director of Clinical Legal Education
Marlene M. Cook, B.S., M.S., Ph.D.  Vice Dean for Resource Management
Ilene R. Fleischmann, B.A., M.A.  Vice Dean for Alumni, Public Relations and Communications
Karen R. Kaczmarski, B.A., J.D.  Associate Dean for Development
BobbyJo LaDelfa, B.S., M.S., Ph.D.  Assistant Dean for Records, Registration & Financial Aid
Terrance E. McCormack, B.A., M.L.S.  Associate Director of the Law Library and Manager for Law School Technology
Errol E. Meidinger, B.A., M.A., J.D., Ph.D.  Director of Baldy Center for Law and Social Policy
James Newton, B.A., J.D.  Vice Dean for Administration
Lisa M. Patteson, A.B., J.D.  Associate Dean for Career Services
Melinda R. Saran, B.A., M.P.H., J.D.  Vice Dean for Student Affairs
David A. Westbrook, B.A., J.D.  Director for Global Strategic Initiatives
Lillie V. Wiley-Upshaw, B.A., M.A.  Vice Dean for Admissions & Student Life

Faculty

Dianne Avery, B.A., M.A.T., J.D.  Professor
Samantha Barbies, B.A., J.D., Ph.D.  Associate Professor
Christine Bartholomew, B.A., J.D.  Lecturer in Law
Mark Bartholomew, B.A., J.D.  Professor
Anya Bernstein, B.A., J.D., Ph.D.  Associate Professor
Guyora Binder, A.B., J.D.  SUNY Distinguished Professor
Michael Boucai, B.A., J.D., M.Phil.  Associate Professor
Irus Braverman, LL.B., MA, S.J.D.  Professor
Lauren Breen, A.B., J.D.  Clinical Assistant Professor
S. Todd Brown, B.A., J.D.  Associate Professor
Luis Chiesa, B.B.A., J.D., LL.M., J.S.D.  Professor
Kim Diana Connolly, B.A., J.D., LL.M.  Associate Professor
Matthew D. Dimick, B.A., M.S. J.D. Ph.D.  Associate Professor
David M. Engel, A.B., M.A., J.D.  SUNY Distinguished Service Professor
Charles P. Ewing, B.A., J.D., Ph.D.  SUNY Distinguished Service Professor
Lucinda M. Finley, B.A., J.D.  Frank G. Raichle Professor of Trial and Appellate Advocacy
Heidi Forman, B.S., M.A., J.D., LL.M.  Teaching Faculty
Rebecca R. French, B.A., J.D., LL.M., Ph.D.  Professor
James A. Gardner, B.A., J.D.  SUNY Distinguished Professor, Bridget and Thomas Black Professor

Bernadette Gargano, B.A., M.A., J.D.  Lecturer in Law
Lise Gelernter, A.B., J.D.  Teaching Faculty
Michael Halberstam, B.A., J.D., Ph.D.  Associate Professor
Philip Halpern, B.A., J.D.  Professor
Nan L. Haynes, B.A., J.D.  Lecturer in Law
George M. Hezel, A.B., M.A., J.D.  Clinical Professor
George Kannar, B.A., J.D.  University at Buffalo Distinguished Professor
Alfred S. Konefsky, B.A., J.D.  Professor
Stuart G. Lazar, A.B., J.D., LL.M.  Professor
Meredith Lewis, B.A., M.S., J.D.  Professor
Patrick Long, A.B., J.D.  Lecturer in Law
Anjana Mulhotra, B.A., J.D.  Associate Professor
Susan V. Mangold, A.B., J.D.  Professor
Isabel S. Marcus, B.A., M.A., J.D., Ph.D.  Professor
## 2014-2015 BOARD OF EDITORS

**Editor-in-Chief**  
RYAN G. GANZENMULLER

**Executive Editor**  
MATTHEW A. ELDRED

**Executive Publication Editors**  
PAUL J. BARTLETT  
ERIN E. CONNARE  
KRISTEN E. FLICK  
JACLYN F. SILVER

**Managing Editor**  
EMILY M. BERRY

**Head Note & Comment Editor**  
ANN C. DILLON

**Business Editor**  
MICHAEL A. CARANANTE

**Note & Comment Editors**  
ALISON M. CAMP  
THOMAS C. KATSIOTAS  
AMRITA MAHARAJ  
TARA WARD-LEON  
KATHLEEN T. WYSOCKI

**Publications Editors**  
AMANDA D. BARBA  
MEGAN K. BARTH  
SAMANTHA J. CHMURA  
BEATRICE N. COSTANZO  
JEFFREY M. DONIGAN  
MINLA KIM  
REBECCA M. KUJAWA  
ANNE F. MODICA  
NICHOLAS A. PUSATERI  
DAVID J. RUDROFF  
AMANDA R. WEBBER

**Articles Editors**  
JAMES J. CAMPISI  
MARCUS R. CATLIN  
BENJAMIN NELSON  
CAITLIN E. O'NEIL  
BRIAN K. TOWEY

**Associates**  
TRISHÉ L.A. BALL  
MILES T. ECKARDT  
JOHN R. EWELL  
STEVEN R. FISHER  
KATE L. HARTMAN  
NINTERETSE JEAN PIERRE  
MATHEW JOHN, JR.  
AMANDA M. KARPOVICH  
DEREK C. KETTNER  
RIMSHA KHAN  
PATRICK D.R. LEAVY  
CHLOE J. MACDONALD  
STEVEN M. MAFFUCCI  
JESSICA E. MASLYN  
TAMMY LY NGUYEN  
DANIEL J. PALERMO  
CAMILLA PENNACCHIA  
WILLIAM V. ROSSI  
JUSTINA SAILOR  
VOLHA SALAVEI  
MARC S. SMITH  
MICHAEL R. STASZKIW  
BRIDGET C. STEELE  
KELSEY MARIE ELLEN TILL  
JOSEPH GRECO TRAPP  
M. ALEXANDRA VERDI  
CALVIN D. WEAVER  
BRANDON R. WHITE  
JILL M. WNEK  
KATHERINE WOOD