

## **A Sampling of Miami Law Faculty Works Relating to Race and Racism**

**Introductory Note:** The [Miami Law Library Repository](#) contains a full list of faculty publications and other scholarly works. Additions to this list will be made on an ongoing basis. To recommend an addition, please email Christina Robinson at [crobinson@law.miami.edu](mailto:crobinson@law.miami.edu).

### **Anthony Alfieri**

- *Black, Poor, and Gone: Civil Rights Law's Inner-City Crisis*, 54 Harv. C.R.-C.L. L. Rev. 629 (2019).
- *Resistance Songs: Mobilizing the Law and Politics of Community*, 93 Tex. L. Rev. 1459 (2015).
- *Objecting to Race*, 27 Geo. J. Legal Ethics 1129 (2014).
- *Next-Generation Civil Rights Lawyers: Race and Representation in the Age of Identity Performance*, with Angela Onwuachi-Willig, 122 Yale L.J. 1484 (2013).
- *Community Education and Access to Justice in a Time of Scarcity: Notes from the West Grove Trolley Garage Case*, 2013 Wis. L. Rev. 121 (2013).
- *"He is the Darkey with the Glasses on": Race Trials Revisited*, 91 N.C. L. Rev. 1497 (2013).
- *Integrating into a Burning House: Race- and Identity-Conscious Visions in Brown's Inner City*, 84 S. Cal. L. Rev. 541 (2011).
- *Discovering Identity in Civil Procedure (Book Review)*, 83 S. Cal. L. Rev. 453 (2010).
- *Post-Racialism in the Inner-City: Structure and Culture in Lawyering*, 98 Geo. L.J. 921 (2010).
- *Jim Crow Ethics and the Defense of the Jena Six*, 94 Iowa L. Rev. 1651 (2009).
- *Prosecuting the Jena Six*, 93 Cornell L. Rev. 1285 (2008).
- *Faith in Community: Representing "Colored Town"*, 95 Cal. L. Rev. 1829 (2007).
- *Gideon in White/Gideon in Black: Race and Identity in Lawyering*, 114 Yale L.J. 1459 (2005).
- *Race, Community, and Criminal Justice Race, Culture, Psychology, & Law* (2005).
- *Color/Identity/Justice: Chicano Trials*, 53 Duke L.J. 1569 (2004).
- *Retrying Race*, 101 Mich. L. Rev. 1141 (2003).
- *Ethics, Race, and Reform*, 54 Stan. L. Rev. 1389 (2002).
- *Teaching the Law of Race*, 89 Cal. L. Rev. 1605 (2001).
- *Race Prosecutors, Race Defenders*, 89 Geo. L.J. Geo. L.J. 2227 (2001).
- *Reconstructive Poverty Law Practice: Learning Lessons of Client Narrative Critical Race Theory: The Cutting Edge* (2000).
- *Prosecuting Race*, 48 Duke L.J. 1157 (1999).
- *(Er)Race-ing an Ethic of Justice*, 51 Stan. L. Rev. 935 (1999).
- *Black and White*, 10 La Raza L.J. 561 (1998).
- *Race Trials*, 76 Tex. L. Rev. 1293 (1998).
- *Race-ing Legal Ethics*, 96 Colum. L. Rev. 800 (1996).

### **Donna Coker**

- *Race, Poverty, and the Crime-Centered Response to Domestic Violence: A Comment on Linda Mills's "Insult to Injury: Rethinking Our Responses to Intimate Abuse"*, 10 *Violence Against Women* 1331 (2004).
- *Addressing the Real World of Racial Injustice in the Criminal Justice System*, 93 *J. Crim. L. & Criminology* 827 (2003).

### **Charlton Copeland**

- *"Fists and the Voices of Sorrowful Women": Race, Gender, Violence, and the Reconstruction of the Word in Toni Morrison's "Jazz"*, *African American Culture and Legal Discourse* 131 (2009).
- *Private Pathologies and Public Policies: Race, Class, and the Failure of Child Welfare*, 20 *Yale L. & Pol'y Rev.* 513 (2002).

### **Zanita Fenton**

- *Disability Does Not Discriminate, Toward a Theory of Multiple Identity Through Coalition in DisCrit: Disability Studies and Critical Race Theory in Education* 203 (2016).
- *Disabling Racial Repetition, Righting Educational Wrongs: Disability Studies in Law and Education* 174 (2013).
- *Disabling Racial Repetition*, 31 *Law & Ineq.* 77 (2012).
- *Domestic Violence in Black and White: Racialized Gender Stereotypes in Gender Violence*, 8 *Colum. J. Gender & L.* 1 (1998).
- *In a World Not Their Own: The Adoption of Black Children*, 10 *Harv. Blackletter J.* 39 (1993).

### **Mary Anne Franks**

- *I Am/I Am Not: On Angela Harris's "Race and Essentialism in Feminist Legal Theory"*, 102 *Cal. L. Rev.* 1053 (2014).

### **Patrick Gudridge**

- *Alabama Song? Lotte Lenya? No. Adolph Hitler!*, JOTWELL (March 8, 2018) (reviewing James Q. Whitman, *Hitler's American Model: The United States and the Making of Nazi Race Law* (2017)), <https://conlaw.jotwell.com/alabama-song-lotte-lenya-no-adolph-hitler/>.

### **Elizabeth Iglesias**

- *Toward Progressive Conceptions of Black Manhood LatCrit and Critical Race Feminist Reflections: Thought Piece, May 2001, Progressive Black Masculinities* 55 (2006).
- *Afterword to LatCrit V Symposium: LatCrit at Five: Institutionalizing a Post-Subordination Future*, with Francisco Valdes, 78 *Denv. U. L. Rev.* 1249 (2001).
- *LatCrit Theory: Some Preliminary Notes Towards a Transatlantic Dialogue*, 9 *U. Miami Int'l & Comp. L. Rev.* 1 (2000).
- *Expanding Directions, Exploding Parameters: Culture and Nation in LatCrit Coalitional Imagination*, with Francisco Valdes, 33 *U. Mich. J.L. Reform* 203 (2000).

- *Global Markets, Racial Spaces and the Role of Critical Race Theory in the Struggle for Community Control of Investments: An Institutional Class Analysis*, 45 Vill. L. Rev. 1037 (2000).
- *Institutionalizing Economic Justice: A LatCrit Perspective on the Imperatives of Linking the Reconstruction of "Community" to the Transformation of Legal Structures that Institutionalize the Depoliticization and Fragmentation of Labor/Community Solidarity*, 2 U. Pa. J. Lab. & Emp. L. 773 (1999).
- *Foreword: Identity, Democracy, Communicative Power, Inter/National Labor Rights and the Evolution of LatCrit Theory and Community*, 53 U. Miami. L. Rev. 575 (1999).
- *Afterword: Religion, Gender, Sexuality, Race and Class in Coalitional Theory: A Critical and Self-Critical Analysis of LatCrit Social Justice Agendas*, with Francisco Valdes, 19 Chicano-Latino L. Rev. 503 (1998).

### Osamudia James

- *Race and Isolation in the Time of Corona*, Ms. Magazine (2020).
- *An Old Story Made New: Why Students of Color Are Primed to Be Left Behind in the Coronavirus Crisis*, (2020).
- *Talking About Black Lives Matter and #MeToo*, \_\_ Wis. J. L. Gender & Soc'y \_\_ (2020).
- *Identity: Obstacles and Openings*, \_\_ SMU L. Rev. F. \_\_ (2020).
- *Police Video Won't Deliver Justice. Philando Castile's Case Proved It*, The Washington Post (2017).
- *Valuing Identity*, 102 Minn. L. Rev. 127 (2017).
- *Trump Sees Black America as a Dystopian Hellhole. So Do Most White People.*, The Washington Post (2016).
- *What Rachel Dolezal Doesn't Understand: Being Black Is About More Than Just How You Look*, The Washington Post (2015).
- *Now We Can Finally Say Goodbye to the White Savior Myth of Atticus*, N.Y. Times (2015).
- *Soapbox: Racial Segregation in Schools, No Matter How Unintended, Should be Illegal*, Miami Herald (2015).
- *White Like Me: The Negative Impact of the Diversity Rationale on White Identity Formation*, 89 N.Y.U. L. Rev. 425 (2014).
- *Opt-Out Education: School Choice as Racial Subordination*, 99 Iowa L. Rev. 1083 (2014).
- *Something of Race Remains: Identity in Public Education*, 2 Miami L. Mag. 27 (2013).
- *Minority-Targeted Aid in Higher Education in CONTROVERSIES IN AFFIRMATIVE ACTION* ( James Beckman, ed., 2014).
- *Dog Wags Tail: The Continuing Viability of Minority-Targeted Aid in Higher Education*, 85 Ind. L.J. 851 (2010).
- *Closing the Door on Public School Integration: Parents Involved and the Supreme Court's Continued Neglect of Adequacy Concerns Our Promise: Achieving Educational Equity for America's Children* (2009).
- *Business as Usual: The Roberts Court's Continued Neglect of Adequacy and Equity Concerns in American Education*, 59 S.C. L. Rev. 793 (2008).

### Donald Jones

- *Dangerous Spaces: Beyond the Racial Profile* (2016).
- *A Bronx Tale: Disposable People, the Legacy of Slavery, and the Social Death of Kalief Browder*, 6 U. Miami Race & Soc. Just. L. Rev. 31 (2016).
- *"Been in the Storm So Long": Katrina, Reparations and the Original Understanding of Equal Protection*, *Hurricane Katrina: America's Unnatural Disaster* 255 (2009).
- *Plessy's Ghost: Grutter, Seattle and the Quiet Reversal of Brown*, 35 Pepp. L. Rev. 583 (2008).
- *When "Victory" Masks Retreat: The LSAT, Constitutional Dualism, and the End of Diversity*, 80 St. John's L. Rev. 15 (2006).
- *Race, Sex, and Suspicion: The Myth of the Black Male* (2005).
- *"We Must Be Hunters of Meaning": Race, Metaphor, and the Models of Steven Winter*, 67 Brook. L. Rev. 1071 (2002).
- *"We're All Stuck Here for a While": Law and the Social Construction of the Black Male*, 24 J. Contemp. L. 35 (1998).

### Martha Mahoney

- *What's Left of Solidarity? Reflections on Law, Race, and Labor History*, 57 Buff. L. Rev. 1515 (2009).
- *Class and Status in American Law: Race, Interest, and the Anti-Transformation Cases*, 76 S. Cal. L. Rev. 799 (2003).
- *Whiteness and Remedy: Under-Ruling Civil Rights in Walker v. City of Mesquite*, 85 Cornell L. Rev. 1309 (2000).
- *Constructing Solidarity: Interest and White Workers*, 2 U. Pa. J. Lab. & Emp. L. 747 (2000).
- *Segregation, Whiteness, and Transformation*, 143 U. Pa. L. Rev. 1659 (1995).

### Francisco Valdes

- *Afterword What's Next: Into a Third Decade of LatCrit Theory, Community, and Praxis*, with Anthony Varona, Steven Bender, Shelley Cavalieri, Jasmine Gonzalez Rose, Saru Matambanadzo, Roberto Corrada, Jorge Roig, Tayyab Mahmud, Zsea Bowmani, 9 U. Miami Race & Soc. Just. L. Rev. 141 (2019).
- *Afterword What's Next: Into a Third Decade of LatCrit Theory, Community, and Praxis*, with Anthony Varona, Steven Bender, Shelley Cavalieri, Jasmine Gonzalez Rose, Saru Matambanadzo, Roberto Corrada, Jorge Roig, Tayyab Mahmud, Zsea Bowmani, 16 Seattle J. Soc. Just. 823 (2018).
- *Original Sins, Continuing Wrongs: Equality, Democracy, and Supremacy in the U.S. Under Judicial Review Controversies in Equal Protection Cases in America* (2016).
- *Critical Race Theory The Oxford Encyclopedia of Latinos and Latinas in Contemporary Politics, Law, and Social Movements* (2015).
- *Latcrit Praxis @ XX: Toward Equal Justice in Law, Education and Society*, with Tayyab Mahmud, Athena Mutua, 90 Chi.-Kent L. Rev. 361 (2015).
- *Breaking Glass: Identity, Community and Epistemology in Theory, Law and Education*, 47 U.C.D. L. Rev. 1065 (2014).

- *Bringing Society to Law: A Critically Raced Accounting, Exploring the 'Socio' of Socio-Legal Studies* 251 (2013).
- *Coming up: New Foundations in LatCrit Theory, Community, and Praxis*, 48 Cal. W. L. Rev. 505 (2012).
- *Critical Race Materialism: Theorizing Justice in the Wake of Global Neoliberalism*, with Sumi Cho, 43 Conn. L. Rev. 1513 (2011).
- *At and Beyond Fifteen: Mapping LatCrit Theory, Community, and Praxis*, with Steven Bender, 14 Harv. Latino L. Rev. 397 (2011).
- *Helm-Burton Act*, *Oxford Encyclopedia Of Latinos and Latinas in the United States*, with Suzanne Oboler, Deena Gonzalez, 281 (2005).
- *Legal Reform and Social Justice: An Introduction to LatCrit Theory, Praxis and Community*, 14 Griffith L. Rev. 148 (2005).
- *Barely at the Margins: Race and Ethnicity in Legal Education -- A Curricular Study With LatCritical Commentary*, 13 Berkeley La Raza L.J. 119 (2002).
- *Crossroads, Directions, and a New Critical Race Theory* (2002).
- *Outsider Scholars, Critical Race Theory, and "Outcrit" Perspectivity: Postsubordination Vision as Jurisprudential Method*, with Jerome Culp, Angela Harris, Crossroads, Directions, and a New Critical Race Theory 399 (2002).
- *Afterword to LatCrit V Symposium: LatCrit at Five: Institutionalizing a Post-Subordination Future*, with Elizabeth Iglesias, 78 Denv. U. L. Rev. 1249 (2001).
- *Expanding Directions, Exploding Parameters: Culture and Nation in LatCrit Coalitional Imagination*, with Elizabeth Iglesias, 33 U. Mich. J.L. Reform 203 (2000).
- *INTRODUCTION Piercing Webs of Power: Identity, Resistance, and Hope in LatCrit Theory and Praxis*, 33 U.C. Davis L. Rev. 897 (2000).
- *Afterword: Religion, Gender, Sexuality, Race and Class in Coalitional Theory: A Critical and Self-Critical Analysis of LatCrit Social Justice Agendas*, with Elizabeth Iglesias, 19 Chicano-Latino L. Rev. 503 (1998).

### **Anthony Varona**

- *Afterword What's Next: Into a Third Decade of LatCrit Theory, Community, and Praxis*, with Steven Bender, Francisco Valdes, Shelley Cavalieri, Jasmine Gonzalez Rose, Saru Matambanadzo, Roberto Corrada, Jorge Roig, Tayyab Mahmud, Zsea Bowmani, 9 U. Miami Race & Soc. Just. L. Rev. 141 (2019).
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- *Racist Police Brutality Is An LGBT Issue*, Huffington Post (2017).
- *Latino/a Political, Community and Social Organizing*, *The Oxford Encyclopedia of Latinos and Latinas in Contemporary Politics, Law, and Social Movements* (2015).
- *Taking Initiatives: Reconciling Race, Religion, Media and Democracy in the Quest for Marriage Equality*, 19 Colum. J. Gender & L. 805 (2010).
- *Outsiders Inside the Beltway: LatCrit XIV*, 18 Am. U. J. Gender Soc. Pol'y & L. 367 (2010).