For Professor Dallas
Law & Socioeconomics
Fall 2014

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Ramirez, Steven A
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Frank, Nathaniel
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<td>Mortgage meltdown: primer on America's subprime crisis</td>
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1. CIRCUMSCRIBING THE “PROSECUTOR'S TICKET TO TAG THE ELITE” - A CRITIQUE OF THE RESPONSIBLE CORPORATE OFFICER DOCTRINE

Temple Law Review | Winter 2012 | 84 Temp. L. Rev. 283

The recent oil spill disaster in the Gulf of Mexico and ensuing questions of accountability have brought a controversial legal tool to the forefront, the “responsible corporate officer doctrine.” This doctrine allows courts to hold individuals who exercise control over business policies or activities personally liable for failing to prevent...


2. PERSONAL LIABILITY PROMOTES RESPONSIBLE CONDUCT: EXTENDING THE RESPONSIBLE CORPORATE OFFICER DOCTRINE TO FEDERAL CIVIL ENVIRONMENTAL ENFORCEMENT CASES


I. Introduction. 284 A. Background. 284 B. The Responsible Corporate Officer Doctrine. 288 C. Application of the RCO Doctrine to Environmental Enforcement Cases. 290 D. The Counter-Arguments. 291 E. Making the Equity Point: An Applied Hypothetical. 294 II. History of the Responsible Corporate Officer Doctrine. 297 A. The English Common Law Roots of...

"[FN304] As discussed above, responsible corporate officers are a subset of corporate officers—meaning not all corporate officers are responsible corporate officers pursuant to the RCO doctrine...

Prior to that year, Congress had not included the words "responsible corporate officers" or "responsible corporate agents" within any statutory scheme...

3. THE RESPONSIBLE CORPORATE OFFICER DOCTRINE: A DUE DILIGENCE DANGER

Practical Lawyer | August 2005 | 51 No. 4 Prac. Law. 55

SUCCESSOR LIABILITY HAS ALWAYS BEEN AN ISSUE FOR CORPORATIONS IN THE ENVIRONMENTAL ARENA, BUT NOW IT MAY BE A PERSONAL ISSUE FOR CORPORATE OFFICERS. THE RESPONSIBLE CORPORATE OFFICER DOCTRINE HAS BEEN AROUND FOR YEARS, BUT IT HAS NOT BEEN USED TO THE EXTENT THAT IT SHOULD BE. THE DUE DILIGENCE DANGER OF THE RCO DOCTRINE IS THAT IT COULD BE USED AGAINST CORPORATE OFFICERS IN THE FUTURE.
SYMPOSIUM: TEACHING LAW & SOCIOECONOMICS
Socioeconomics: Choice and Challenges, JEFFREY L. HARRISON*, 5123 words

... this collection of articles, submitted from a broad diversity of law professors, illustrates just how established socioeconomics has become as the most relevant interdisciplinary approach to law. Initial resistance to socioeconomics was overcome relatively easily because there was, in effect, an...

... solid theoretical and empirical base. My sense, though, is that socioeconomics will only be interesting to those in law as long as it provides something that is useful in the classroom and in the practice of law. With that in mind, I believe that there are three challenges ahead for socioeconomics if the momentum is to continue...

... results of the research. In short, an important breakthrough for socioeconomics and law will arrive when the conclusions it reaches flow from empirical research conducted or evaluated by law professors with the assistance of those from related disciplines. Put...

... would be more relevant than what is often found in law reviews, this is a vacuum waiting to be filled by socioeconomics.

2. 41 San Diego L. Rev. 11

SYMPOSIUM: TEACHING LAW & SOCIOECONOMICS: Teaching Law and Socioeconomics, LINNEH DALLAS*, 12872 words

... October 8, 2003, and on my article, Lynne L. Dallas, Law and Socioeconomics in Legal Education, 55 Rutgers L. Rev. 855 (2003)
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2. State Attorneys General Use of Concurrent Public Enforcement Authority In Federal Consumer Protection Laws

Authors: Amy Widman and Prentiss Cox
University of Minnesota Law School

Date posted: 24 May 2011
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Prentiss Cox
Associate Professor of Law

Oberlin College, B.A.
University of Minnesota Law School, J.D.

**Professor Prentiss Cox** was manager of the Consumer Enforcement Division in the Minnesota Attorney General's Office prior to joining the faculty in 2005. He was also a law clerk for the Honorable P. H. Marshall of the United States District Court for the Northern District of Illinois.

Professor Cox has prosecuted numerous nationally recognized cases involving subprime mortgage lending, foreclosure, bank regulation, state attorney general enforcement authority, consumer fraud and related matters. He is a frequent speaker on consumer protection issues and often quoted in media on consumer law issues. Professor Cox has drafted and testified for numerous consumer protection laws related to mortgage lending, foreclosure fraud, telemarketing sales practices and other consumer law topics. Professor Cox has also been selected as a Minnesota "Super Lawyer."

Professor Cox is Co-Director of the Law in Practice course, which introduces practice education to all first-year students. The course emphasizes the iterative process of legal analysis and fact development through both classroom discussion and small group simulations. Course simulations include client and witness interviews, a deposition, a chambers conference conducted by local judges, a mediation conducted by a qualified neutral and negotiating a transaction.

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Consumer Fraud and Deceptive Trade Practice Regulation in Minnesota (Minnesota State Bar Association, Continuing Legal Education, 1st ed., 2007; 2d ed., 2009) (editor)

Book Chapters

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Keeping PACER: The Case Against Property Assessed Clean Energy Financing Programs, 83 University of Colorado Law Review 83 (2011)


Foreclosure Reform Amid Mortgage Lending Turmoil: A Public Purpose Approach, 45 Houston Law Review 693 (2000)

Foreclosure Equity Stripping: Legal Theories and Strategies to Attack a Growing Problem, 35 Clearinghouse Review 607 (Mar.-Apr. 2006)


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Keeping the Baby, Not the Bathwater: Learning the Right Lessons from the Subprime Crisis, 22:3 Communities & Banking 16 (Summer 2011)
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1. S. 555, Gaming on Indian Lands
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   - Date: September 22, 1988
   - Citation/Abstract, Full text, Permalink

2. Gaming on Montana's Indian Reservations
   - Congressional Record Daily Edition
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   - Congressional Record Daily Edition
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4. 103 Bill Profile H.R. 1953
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   - Date: May 03, 1993
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   - A bill to prohibit any type of class III gaming on Indian lands specifically allowed by the State.
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Title: [Indian Gaming]
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Bill Number: 113 H.R. 1410

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Summary

Hearing to examine regulatory compliance of the Indian gaming industry, in light of the 25th year of the Indian Gaming Regulatory Act (IGRA), which establishes the jurisdictional framework for gaming on Indian lands.

Also considers H.R. 1410, the Keep the Promise Act of 2013, to prohibit gaming activities on certain lands in Glendale, Ariz., placed in trust for the Tohono O’odham Indian Nation after until existing gaming compacts expire in 2026.

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Statement of Michell Hicks  
Principal Chief  
Eastern Band of Cherokee Indians 

Committee on Senate Indian Affairs 

July 23, 2014 

Thank you, Chairman Tester and Vice Chairman Barrasso, for the opportunity to testify at this hearing today on tribal government gaming.  

My name is Michell Hicks; I am currently serving my third four-year term as Principal Chief of the Eastern Band of Cherokee Indians, a tribal government based in Cherokee, North Carolina, comprised of the Cherokees that avoided the Trail of Tears and continue to live in the mountains of Western North Carolina. We have about 15,000 tribal members and most of our people live on the Eastern Band Cherokee Reservation.  

The story of my people is a story of persecution, survival, endurance, and emergence. The history of the Eastern Band people suggests that we should no longer exist. Oppressive federal policies, competition and taking of our lands and resources, and efforts to turn our people from Cherokee into non-Indians have all failed because of the strength of spirit of our people.  

This strength is demonstrated in many ways: the survival of our language and culture, the willingness of our people to protect our aboriginal lands and territory, and our recent emergence as a growing economic power in our region of the country. Tribal government gaming has been the primary driver for our ability to address the problems in our community, on our terms, and support the culture and traditions that never left. I can testify today that gaming has brought not only economic benefits to our reservation but also positive impacts on Cherokee life expectancy, poverty rates, educational attainment, and the physical and mental wellbeing of Cherokee children. 

My testimony today will focus on the positive impacts Cherokee tribal gaming has had on Cherokee children.  

Eastern Band Cherokee Reservation Before Gaming  

Before tribal government gaming came to Cherokee, our people struggled to get by in challenging economic conditions. The beauty of our homeland in the Great Smokey Mountains and our location at one of the entrance points of the Great Smokey Mountains National Park made tourism a natural industry for our reservation. But tourism in the mountains was seasonal. Most of the non-BIA or tribal government jobs were related to the tourism that came in May and left in October. Most of these jobs were for minimum wage in motels, craft shops, and small diners. Most of the rest of year provided very limited economic opportunities.  

Many families found themselves being split because people would have to travel off the reservation for work, sometimes for extended periods of time, to support their families in construction or other jobs. This situation tore at the fabric of the foundation of our society, our families.  

Eastern Band Cherokee Reservation After Gaming  

In 1983, the Eastern Band opened its first bingo hall in Cherokee. Known as “big money bingo” at the time, the bingo operated twice monthly, offering higher payouts than other local bingos at the churches and employing less than 100 people. While bingo brought limited income and employment to the Tribe, many of our people learned more about the business of gaming and what added resources could do to change our community.  

The casino opened in November 1997 and has grown from a simple tribal operation to a large, complex, multi-product enterprise and tourist destination attracting 3.1 million visitors in 2013.  

Today, the reservation economy of the Eastern Band is in a period of strong growth. Visitor-generated gaming revenue totaled $513 million in 2013.
11 **REGULATION OF GAMING ACTIVITIES ON INDIAN LANDS**

Congressional Record Daily Edition  
Citation: 134 Cong Rec S 11922  
Date: September 07, 1988

12 **[Indian Gaming]**

Hearings Pre-Published  
Citation: S41-20140723-01  
Pub Date: July 23, 2014  
Committee: Committee on Indian Affairs. Senate  
Hearing Date: Jul. 23, 2014  
Hearing to examine regulatory compliance of the Indian gaming industry, in light of the 25th year of the Indian Gaming Regulatory Act (IGRA), which establishes the jurisdictional framework for gaming on Indian lands.

13 **101 Bill Profile H.R. 1075**

Bill Profile (Composite View)  
Citation: 1989 Bill Profile H.R. 1075; 101 Bill Profile H.R. 1075  
Date: February 22, 1989  
Congress-Session: 101-1  
A bill to amend the Indian Gaming Regulatory Act to classify electronic or electromechanical facsimiles to certain games of chance as class II gaming.

14 **Indian Gaming: A Short Glossary of Some Financial Terms Used in Gaming**

CRS Report  
Citation: CRS-1993-GOV-0052  
Date: June 07, 1993  
Length: 6 p.  
Provides a brief glossary of financial terms used in American Indian reservations gambling establishments.

15 **Gaming Activities on Indian Reservations and Lands**

Hearings Published  
Citation: HRG-1987-IAF-0019  
Pub Date: June 18, 1987  
Collation: iv+512 p.  
Sudoc: Y4.In2/11:S.hrg.100-341  
Committee: Committee on Indian Affairs, Select. Senate
FREE RESOURCES
Featured Legislation
The Wilderness Act of 1964
PDF >
More Info >

Featured Publication
The 9/11 Commission Report
PDF >
More Info >

Featured Publication
The 1964 Surgeon General's Report on Smoking and Health
PDF >
More Info >
FEDERAL REGULATIONS
A note about administrative law...

- Legislature passes a law, giving the broad strokes and “enabling” a government agency to implement the law.
- To implement the legislature’s intent, the agency typically will have to do 2 things:
  1. Promulgate regulations that provide more detailed rules & establish oversight processes;
  2. Enforce the law through those processes, including administrative hearings/adjudications.
- These regulations & adjudications are generally referred to as “administrative law.”
Administrative law

Legislative

Executive

Judicial

Regulations = quasi-legislative

Hearings/ adjudications = quasi-judicial
Promulgating regulations

- Legislature passes and president signs “enabling” legislation instructing agency to promulgate regulations
- Agency drafts proposed regulations
- Publish proposed regulations in the Federal Register (Fed. Reg. or F.R.)
- Opportunity for public comment
- Agency drafts final regulations
- Publish notice of final regulations in Federal Register
- Codify the final regulations in the Code of Federal Regulations (C.F.R.)
ADVANCED SEARCH

If publication date is not available, search is performed on date of submission into FDsys.

**Available Collections**
- Economic Report of the President
- Education Reports from ERIC
- GAO Reports and Comptroller General Decisions
- Government Manual
- History of Bills
- House Journal
- List of CFR Sections Affected
- Privacy Act Issuances
- Public Papers of the Presidents of the United States
- Public and Private Laws
- Senate Manual
- Statutes at Large
- United States Code
- United States Courts Opinions

**Selected Collections**
- Code of Federal Regulations
- Federal Register

**Search in:**
- Full-Text of Publications and Metadata
- for "student loan"

Add more search criteria (5 max)
(b) The Corporation will credit any refund received for an individual under paragraph (a) of this section to the individual's education award allocation in the National Service Trust.

[75 FR 5413, Aug. 20, 2010]

PART 2529—PAYMENT OF ACCRUED INTEREST

See:

2529.10 Under what circumstances will the Corporation pay interest that accrues on qualified student loans during an individual's term of service in an approved AmeriCorps position or approved Silver Scholar position?

2529.20 What steps are necessary to obtain forbearance in the repayment of a qualified student loan during an individual's term of service in an approved AmeriCorps position?

2529.30 What steps are necessary for using funds in the National Service Trust to pay interest that has accrued on a qualified student loan during a term of service for which the individual has obtained forbearance?

AUTHORITY: 42 U.S.C. 12601-12606.

SOURCE: 64 FR 37417, July 12, 1999, unless otherwise noted.

§ 2529.10 Under what circumstances will the Corporation pay interest that accrues on qualified student loans during an individual's term of service in an approved AmeriCorps position or approved Silver Scholar position?

(a) Eligibility. The Corporation will pay interest that accrues on an individual's qualified student loan, subject to the limitation on amount in paragraph (b) of this section, if—

(1) The individual successfully completes a term of service in an approved AmeriCorps position or approved Silver Scholar position; and

(2) The holder of the loan approves (c) Supplemental to education award. A payment of accrued interest under this part is supplemental to an education award received by an individual under parts 2526 through 2528 of this chapter.

(d) Limitation. The Corporation is not responsible for the repayment of any accrued interest in excess of the amount determined in accordance with paragraph (b) of this section.

(e) Suspended service. The Corporation will not pay any interest expenses that accrue on an individual's qualified student loan during a period of suspended service.

[64 FR 37417, July 12, 1999, as amended at 75 FR 5413, Aug. 20, 2010]

§ 2529.20 What steps are necessary to obtain forbearance in the repayment of a qualified student loan during an individual's term of service in an approved AmeriCorps position?

(a) An individual seeking forbearance must submit a request to the holder of the loan.

(b) If, before approving a request for forbearance, the holder of the loan requires verification that the individual is serving in an approved AmeriCorps position, the Corporation will provide verification upon a request from the individual or the holder of the loan.

§ 2529.30 What steps are necessary for using funds in the National Service Trust to pay interest that has accrued on a qualified student loan during a term of service for which an individual has obtained forbearance?

(a) The Corporation will make payments from the National Service Trust for interest that has accrued on a qualified student loan during a term of service which the individual has suc-
2125. Requests should contain the individual's full name and must be signed by the individual.

The system manager may require an original signature or a notarized signature as a means of proving the identity of the individual requesting access to the records.

DEPARTMENT OF EDUCATION

Notice of Submission for OMB Review; Federal Student Aid; Lender Application Process (LAP)

SUMMARY: The Lender's Application Process is submitted by lenders who are eligible for reimbursement of interest and special allowance, as well as Federal Insured Student Loan claims payment, under the Federal Family Education Loan Program.

DATES: Interested persons are invited to submit comments on or before June 11, 2012.

ADDITIONAL: Written comments regarding burden and/or the collection activity requirements should be electronically mailed to ICDocketMgr@ed.gov or mailed to U.S. Department of Education, 400 Maryland Avenue SW., LBJ, Washington, DC 20202-4537. Requests may also be electronically mailed to ICDocketMgr@ed.gov or faxed to 202-401-0920. Please specify the complete title of the information collection and OMB Control Number when making your request.

Office of Management, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected, and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology. Please note that written comments received in response to this notice will be considered public records.

Title of Collection: Lender Application Process (LAP).

OMB Control Number: 1845-0032.

Type of Review: Extension.

Total Estimated Number of Annual Responses: 30.

Total Estimated Number of Annual Burden Hours: 5.

Abstract: The information from the Lender Application Process will be used by the U.S. Department of Education to update Lender Identification Numbers, lender's names, and addresses with nine-digit zip codes and other pertinent information.


Kate Mullan,
Acting Director, Information Collection Clearance Division, Privacy, Information, and Technology Division, Office of Management, U.S. Department of Education.
Agency websites

There are hundreds of federal agencies. Here’s an index of federal agencies or just Google the name:

http://www.washlaw.edu/doclaw/executive5m.html

Agency websites are a wealth of information, including links to recent bills, statutes, regulations, and decisions
News Release

Secretary Jewell Issues Secretarial Order Affirming American Indian Trust Responsibilities

Kevin Washburn
Assistant Secretary
Indian Affairs

9/8/14

Land Buy-Back Program Tops $100 Million in Payments to American Indian Landowners with Fractionated Interests

Following Secretary of the Interior Sally Jewell’s recent visit with the Confederated Salish and Kootenai Tribes of the Flathead Reservation, Deputy Secretary of the Interior Mike Connor today announced that more than $83 million in purchase offers have been mailed to nearly 2,100 individual landowners with fractional interests on that reservation. This mailing will kick off several weeks of additional purchase offers to landowners who own fractional land interests on the Umatilla, Coeur d’Alene, Lake Traverse (homeland of the Sicangu Lakota or Blackfeet Nation), and Crow Indian Reservations.

SIPR receives "Initial Accreditation"

Click the map below to view an interactive map. You may also select a region from the list below to view more information about that region.
On the Bus Tour in Georgia
At Booker T. Washington High School in Atlanta, Secretary Duncan and First Lady Michelle Obama challenged high school students to find their passion and Reach Higher. Follow the ED back-to-school bus tour on Twitter #edtour14.

How Do I Find... 
- Student loans, forgiveness
- College accreditation
- No Child Left Behind
- FERPA
- FAFSA
- More...

Information About...
- Transforming Teaching
- Family and Community Engagement
- Early Learning
- K-12 Reforms
- More...

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YouTube
Google+
STATE LEGISLATIVE & ADMINISTRATIVE MATERIALS
Legislative update for Wednesday, September 10, 2014.

Today's Legislative Events
Session Information and Daily Files

Welcome to the California State Legislature web site, the gateway to California's Legislative web sites. For an overview of the legislative process in California, please visit the Citizen's guide to the legislative process at the Capitol Museum website.
## State Agencies

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[http://www.ca.gov/Apps/Apps/Agencies.aspx](http://www.ca.gov/Apps/Apps/Agencies.aspx)
STATISTICS
Statistical research

- Look for articles and reports that summarize relevant data and studies -> avoid dealing with the raw data if you can!
  - Legal & social science literature
  - Non-governmental organizations
    - Great source for data and reports, but beware of bias
  - Government statistics
Government Statistics Resources

Bureau of Economic Analysis: http://www.bea.gov/
- Division of the Commerce Dep’t
- US domestic production, consumption, and investment, of exports and imports, and of national and domestic income and saving
- National, regional, state, industry-specific, international data

U.S. Census Bureau: http://www.census.gov
- Population & Housing, Economic Census, Governments, Communities, Demographic & Economic Indicators

- Labor market activity, working conditions, and price changes

Bureau of Justice Statistics: http://bjs.ojp.usdoj.gov/
- Crime, criminal offenders, victims of crime, and the operation of justice systems
Contact us

• Drop by the reference desk:
  - M—Th 8am—9pm (8pm starting Oct. 1st)
  - F 8am—5pm
  - Sa, Su noon—4pm

• Email: lrcrefer@sandiego.edu

• IM/Chat: www.sandiego.edu/law/lrc

• Call: 619.260.4612