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Jennie Abell, "Criminal Law and Procedure: Proof Defences and Beyond" 4d ed. (Concord: Captus Press Inc., 2009) co-edited with Natasha Bakht and Elizabeth Sheehy.

Jennie Abell, "Poverty and Social Justice at the Supreme Court during the McLachlin Years - Slipsliding Away" (2010) 50:2 *Supreme Court Law Review* and in Sanda Rodgers & Sheila McIntyre, eds., *The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat* (Markham: Lexis-Nexis Canada, 2010)

Amir Attaran

Amir Attaran, "Take your Medicine? The Risk of Patient-Led Litigation in Canada's Medicine Access System" (2009) 3:3-20 McGill Journal of Law and Health

Amir Attaran, "Pilot Study of Essential Drug Quality in Two Major Cities in India" (2009) *PLoS ONE*, 4:6 1-5, co-authored with R. Bate & R. Tren & L. Mooney & K. Hess & B. Mitra & B. Debroy

Amir Attaran, "Physical and Chemical Stability of Expired Fixed Dose Combined Artemether-Lumefantrine in Uncontrolled Tropical Conditions" (2009):33doi:10.1186/1475-2875-8-33, co-authored with R. Bate & R. Tren & K. Hess

Amir Attaran, "America, embrace health care reform" (2009) 181:8: *Canadian Medical Association Journal*, 128, co-authored with M.B. Stanbrook & P. Hébert

Amir Attaran, "Taiwan, China and the WHO: of pandas and pandemics" (2009) 180(10) *Canadian Medical Association Journal* 993

Amir Attaran, "Why Canada's Access to Medicine Regime Cannot Succeed" (forthcoming) *University of New Brunswick Law Journal*

Amir Attaran, "A Study of Pharmaceutical Data Exclusivity Laws in Latin America: Is Access to Affordable Medicine Threatened?" (2009) 17 *Health Law Journal* 269, co-authored with R. Cartagena

Amir Attaran, "Misplaced health expectations at the G8 summit" (forthcoming, 2010) *Canadian Medical Association Journal*, co-authored with M.B. Stanbrook & P. Hébert

Constance Backhouse

Constance Backhouse, *De la couleur des lois: Histoire juridique du racisme au Canada, 1900-1950* (Ottawa: University of Ottawa Press, 2010)

Constance Backhouse, *The Promise and Perils of Law: Lawyers in Canadian History* (Toronto: Irwin Law Inc., 2009), co-edited with W. Wesley Pue

Constance Backhouse, "Bitterly Disappointed' at the Spread of 'Colour-Bar Tactics': Viola Desmond's Challenge to Racial Segregation, Nova Scotia, 1946" in Nick Larsen and Brian Burtch, eds., *Law in Society: Canadian Readings* (Toronto: Nelson, 2010) at 108

Constance Backhouse, "The 'Approved' Common Law Degree" in *Canadian Legal Education Annual Review* (Toronto: Carswell, 2009) 141

Constance Backhouse, "Anti-Semitism and the Law in Quebec City: The Plamondon Case, 1910-1915" in Alan Brophy and Daniel Hamilton, eds., *Essays in Honour of Morton Horwitz* (Cambridge: Harvard University Press, forthcoming 2010)

Constance Backhouse, "A Revolution in Numbers: Ontario Feminist Lawyers from the 1970s to the 1990s" in Constance Backhouse and W. Wesley Pue, eds., *Essays in the History of the Canadian Legal Profession* (Toronto: Irwin Law, 2009) 265

Constance Backhouse, "History Will Judge" in T. Brettel Dawson, ed., *Women, Law and Social Change*, 5d ed. (Concord, ON: Captus Press, 2009) 24

Jane Bailey

Jane Bailey, "Chapter 7 - Discovery," in Walker & Watson & Hutchinson & Pinos & Bailey & Farrow & Hanycz & Murphy & Page & Pirie & Sossin, eds., *The Civil Litigation Process* – *Cases and Materials*, 7d ed. (Toronto: Emond Montgomery, 2009)

Jane Bailey, "Life in the Fishbowl: Feminist Interrogations of Webcamming" in Ian Kerr & Carole Lucock & Valerie Steeves, eds., *Lessons from the Identity Trail: Anonymity, Privacy and Identity in a Networked Society*, (Oxford University Press: 2009) 283

Jane Bailey, "Across the Rubicon and Into the Apennines: The Privacy/Law Enforcement Balance After A.M. and Kang-Brown" (2009) 55 Criminal Law Quarterly 239

Natasha Bakht

Natasha Bakht, *Criminal Law and Procedure: Proof Defences and Beyond*, 4d ed. (Concord: Captus Press Inc., 2009) co-edited with Jennie Abell & Elizabeth Sheehy

Natasha Bakht, "Reinvigorating Section 27: An Intersectional Approach" (2009) 6:2 *Journal of Law & Equality* 135

Natasha Bakht, "What's in a Face? Demeanour Evidence in the Sexual Assault Context" in Elizabeth Sheehy, ed., *Sexual Assault Law, Practice and Activism in a post-Jane Doe Era* (Ottawa: University of Ottawa Press, forthcoming 2010)

Natasha Bakht, "Veiled Objections: Facing Public Opposition to the Niqab" in Lori Beaman, ed., *Defining Reasonable Accommodation* (Vancouver: UBC Press, forthcoming 2010)

Natasha Bakht, "Entering the Religious Thicket: Principle or Precedent?" in Marie-Claire Foblets & Jean-François Gaudreault-DesBiens & Alison Renteln, eds., *The Response of State Law to the Expression of Cultural Diversity* (Paris: Éditions De Boeck, forthcoming 2010)

Natasha Bakht, "Objection, Your Honour! Accommodating the Niqab in Courtrooms" in Ralph Grillo *et al*, eds., *Legal Practice and Cultural Diversity* (Surrey: Ashgate Publishing, 2009) 115

Natasha Bakht, "Religious Arbitration in Canada: Protecting Women by Protecting them from Religion" in Nick Larsen & Brian Burtch, eds., *Law in Society: Canadian Readings* 3d ed. (Toronto: Nelson Education, 2010)

Natasha Bakht, contributions to, Antonio Cassese, ed., *The Oxford Companion to International Criminal Justice*, (Oxford: Oxford University Press, 2009)

Natasha Bakht, "Mere 'Song and Dance': Complicating the Multicultural Imperative in the Arts" in Lisa Helps *et al*, eds., *Unsettling Multiculturalism: Lands, Labours, Bodies*, (Toronto: Between the Lines Press, forthcoming 2010)

Louise Bélanger-Hardy

Louise Bélanger-Hardy, « Bilinguisme judiciaire et enseignement de la common law en français en Ontario: un bilan historique» (2009) 34 *Revue du Nouvel-Ontario* 5, co-rédaction avec Gabrielle St-Hilaire

Louise Bélanger-Hardy, « Droit et émotions: réflexion novatrice sur le préjudice moral » dans Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009)

Louise Bélanger-Hardy, *Critical Torts*, (Markham: Lexis Nexis, 2009) co-edited with Sanda Rodgers & Rakhi Ruparelia

Jamie Benidickson

Jamie Benidickson, Environmental Law, 3d ed. (Toronto: Irwin Law Inc., 2009)

Jamie Benidickson, "Environmental Law: Canada" in *International Encyclopaedia of Laws* (London: Kluwer International, 2009)

Jamie Benidickson, "Chapter 6 - Canada" in Louis Kotze & Alexander Paterson, eds., *The Role of the Judiciary in Environmental Governance*, (Deventer: Wolters, Kluwer, 2009) 209 with Heather McLeod-Kilmurray

Jamie Benidickson, "Law and Policy for Protected Areas in Canada," in Francoise Burhenne and Barbara Lausche, eds., *Protected Areas Legislation Guidelines*, (Switzerland: IUCN, 2010)

Jamie Benidickson, "Law and Policy for Protected Areas in Ontario," in Francoise Burhenne and Barbara Lausche, eds., *Protected Areas Legislation Guidelines*, (Switzerland: IUCN, 2010)

Jamie Benidickson, "Cleaning Up after the Log Drivers' Waltz: Finding the Ottawa River Watershed" in *Les Cahiers de Droit* (forthcoming 2010)

Rosemary Cairns Way

Rosemary Cairns Way, "Contradictory or Complementary: Reconciling Judicial Independence with Judicial Social Context Education" in *Judicial Independence in Context* (Toronto: Irwin Law Inc., forthcoming)

Rosemary Cairns Way, "Resisting the (Gendered) Urge to Marginalize our Truth" in Marguerite Anderson, ed., *Feminist Journeys* (Toronto: Feminist History Society, forthcoming)

Rosemary Cairns Way, "Teaching Sexual Assault: The Education of Canadian Law Students" (2010) 28 *Canadian Women's Studies* 67 with Daphne Gilbert

Rosemary Cairns Way, "Taking a Stand on Equality: Bertha Wilson and the Evolution of Judicial Education in Canada" in Kim Brooks, ed., *Justice Bertha Wilson: One Woman's Difference, (Vancouver:* U.B.C. Press, 2009) with Brettel Dawson

Rosemary Cairns Way, "Culture, Religion and the Ordinary Person: An Essay on R. v. Humaid" (2009-10) University of *Ottawa Law Review* 1 – 22

Angela Cameron

Angela Cameron, "Policy in the Lives of Girls: Theoretical Starting Points" in Helene Berman ed., *Intersecting Sites of Violence in the Lives of Girls: Implications for Theory, Research and Practice* (Kingston: Althouse Press, 2009)

Angela Cameron, "Quebec's Constitutional Challenge to the AHRA: Overlooking Women's Reproductive Autonomy?" (2010) Vol 10(3) *Medical Law International* with Vanessa Gruben

Angela Cameron, "De-anonymising Sperm Donors in Canada: Some Doubts and Directions" in *Canadian Journal of Family Law* (2010) with Vanessa Gruben and Fiona Kelly

Angela Cameron, "Property Law Stories: *Murdoch v Murdoch*" in Bruce Ziff and Eric Tucker eds. *Property Law Stories: Critical Episodes in the History of Canadian Property Law* (forthcoming 2010) with Vanessa Gruben

Nathalie Chalifour

Nathalie Chalifour, "The Constitutional Authority to Levy Carbon Taxes," in Thomas J. Courchene & John Allan, eds., *The State of the Federation* (Montreal: Institute of Intergovernmental Relations, McGill-Queen's University Press, 2009).

Nathalie Chalifour, "Encouraging the Use of Renewable Energy in the Canadian Residential Sector Using Economic Instruments", in Jacqueline Cottrell *et al*, eds., *Critical Issues in Environmental Taxation. International and Comparative Perspectives, Volume VI* (Oxford: Oxford University Press, 2009) with Amy Taylor

Nathalie Chalifour, *Ecosystem Service Valuation, Market-Based Instruments and Sustainable Forest Management*, (Edmonton: Sustainable Forest Management Network, 2010) with J. Anderson & W. Gomez & G. McCarney & V. Adamowicz & M. Weber & S. Elgie, & M. Howlett

Nathalie Chalifour, "A (Pre)Cautionary Tale about the Kearl Decision – How the Federal Court Takes Diverts from the Precautionary Principle" (forthcoming 2009) 5:2 *McGill International Journal of Sustainable Development Law*

Nathalie Chalifour, "A Feminist Perspective on Carbon Taxes" (forthcoming 2010) 22:1 Canadian Journal of Women and the Law

Nathalie Chalifour, "Promoting Environmental Justice Through Environmental Assessment – the Case of Fort Chipewyan and the Kearl Oil Sands Joint Review Panel" (forthcoming 2010) *Journal of Environmental Law and Practice*

Nathalie Chalifour, "The Pursuit of Environmental Justice in the McLachlin Court", (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010) co-authored with Gavin Smith.

Nathalie Chalifour, *The Canadian Brownfields Manual* (2010) (Toronto: Lexis Nexis, 2010 update) co-edited with Ahab Abdel-Aziz.

Jennifer Chandler

Jennifer Chandler, "Reading the Judicial Mind: Predicting the Courts' Reaction to the Use of Neuroscientific Evidence for Lie Detection" (forthcoming 2010) 33:1 *Dalhousie Law Journal*

Jennifer Chandler, "Technological Self-Defense and Equality," (forthcoming 2010) 55 McGill Law Journal

Jennifer Chandler, "Information Privacy and the Governmental Collection of Personal Health Information: Proposed Principles for the Health Information Registry under the <u>Assisted Human Reproduction Act</u>" in Regis and Khouri eds., *Proceedings of the 2009 National Health Law Conference*, (City: Publisher, 2010) with Vanessa Gruben.

Jennifer Chandler, "Science discovers, genius invents, industry applies, and man adapts himself...Some thoughts on human autonomy, law and technology," in J. Chandler, ed., *Human Autonomy, Law and Technology* (2010) 30(1) *Bulletin of Science, Technology & Society* 3, 14-17.

Jennifer Chandler, "iPS Cells: Mapping the Policy Issues" in (2009) 139:6 *Cell* 1032 co-authored with Amy Zarzeczny & Christopher Scott & Insoo Hyun & Jami Bennett & Sophie Chargé & Heather Heine & Rosario Isasi & Kazuto Kato & Robin Lovell-Badge & Kelly McNagny & Duanqing Pei & Janet Rossant & Azim Surani & Patrick L. Taylor & Ubaka Ogbogu & Timothy Caulfield

Jennifer Chandler, "Personal Privacy versus National Security: Clarifying and Reframing the Trade-off" in I. Kerr, C. Lucock & V. Steeves, eds., *Lessons from the Identity Trail: Anonymity, Privacy and Identity in a Networked Society*, (Oxford: Oxford Univ. Press, 2009) 121

Jennifer Chandler, "Harmful Information: Negligence Liability for Incorrect Information," in R. Devillers & H. Goodchild, eds., *Spatial Data Quality: From Process to Decisions* (Boca Raton: CRC Press, LLC, 2010), 221

Jennifer Chandler, "An Open Peer Commentary on Amy Zarzeczny & Timothy Caulfield "Stem Cell Tourism: Doctors' Duties to Minors and other Incompetent Patients" (2010) 10(5):27 *American Journal of Bioethics*

Jennifer Chandler, Intelligence Gathering and Identification of Data Privacy Issues Arising from the Deployment of Intelligent Transportation Systems Including Vehicle-Infrastructure Integration and Cooperation (Ottawa: Transport Canada, 2009) with Teresa Scassa and Elizabeth Judge

Larry Chartrand

Larry Chartrand, "The Crumbling Walls of Bhadauria: If Not Today, Tomorrow," in (2009) Supreme Court Law Review and in Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., Critical Torts (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009)

Larry Chartrand, "The Story in Aboriginal Law and Aboriginal Law in the Story: A Métis Professor's Journey," (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Lynda M. Collins

Lynda M. Collins, "An Ecologically Literate Reading of the Canadian Charter of Rights and Freedoms" (2009) 26 *WJSLI* 7.

Lynda M. Collins, "Protecting Aboriginal Environments: A Tort Law Approach," in (2009) Supreme Court Law Review and in Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., Critical Torts (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009)

Lynda M. Collins, "Indigenous Environmental Rights in Canada: the Right to Conservation Implicit in Treaty and Aboriginal Rights to Hunt, Fish and Trap" (forthcoming 2010) *Alberta Law Review* with Meghan Murtha

Lynda M. Collins, "Environmental Rights on the Wrong Side of History: Revisiting Canada's Position on the Human Right to Water" (forthcoming 2010) *Review of European Community and International Environmental Law*

Lynda M. Collins, "Participatory Rights in the Ontario Mining Sector: An International Human Rights Perspective" (forthcoming 2010) McGill International Journal of Sustainable Development Law & Policy with Penelope Simons

John Currie

John Currie, "International Law in Domestic Systems: National Report for Canada – Part I" in Dinah Shelton, ed., *International Law in Domestic Systems: Reports from the 18th International Congress on Comparative Law* [tentative title], (Northampton: Edward Elgar Publishing, forthcoming 2010)

John Currie, "International Human Rights Law in the Supreme Court's *Charter* Jurisprudence: Commitment, Retrenchment *and* Retreat – In No Particular Order" (2010) 50:2 Supreme Court Law Review 1 and in Sanda Rodgers & Sheila McIntyre, eds., *The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat* (Markham: Lexis-Nexis Canada, 2010)

John Currie, "International Law in the Jurisprudence of the McLachlin Court" in A. Dodek & D.A.Wright, eds., *The McLachlin Court's First Decade: Reflections on the Past and Projections for the Future* (Toronto: Irwin Law, 2010)

John H. Currie, « Les traités et les accords internationaux comme agents de convergence et de multijuridisme dans les systèmes juridiques internes » dans A. Breton *et al.*, dir., *Le Multijuridisme: Manifestations, causes et conséquences* (Paris: Les éditions ESKA, 2010) 21

John Currie, "Ending War Through Justice – In Time" (14 June 2010) *Canadian Lawyer*, online: Canadian Lawyer < www.canadianlawyermag.com> with Joanna Harrington & Valerie Oosterveld

John Currie, "International Treaties and Conventions as Agents of Convergence and Multijuralism in Domestic Legal Systems" in A. Breton *et al.*, eds., *Multijuralism: Manifestations, Causes, and Consequences* (Aldershot: Ashgate Publishing, 2009)

John Currie, "*Khadr* (2008) and the Extraterritorial Reach of the *Charter*: Deepening the Morass" (19 November, 2009) *The Court*, online: The Court < http://www.thecourt.ca/2009/11/04/khadr-2008-and-extraterritorial-applicability-of-the-charter-deepening-the-morass/

John Currie, "*Hape* Tangles Rules Governing the Domestic Reception of International Law" (12 October, 2009) *The Court*, online: The Court http://www.thecourt.ca/2009/10/12/hape-tangles-rules/>

Jeremy de Beer

Jeremy de Beer, *Access to Knowledge in Africa: The Role of Copyright* (Cape Town: University of Cape Town, 2010) co-edited with C. Armstrong & D. Kawooya & A. Prabhala & T. Schonwetter

Jeremy de Beer, "Accounting of Profits to Remedy Biotechnology Patent Infringement" (2009) 47 Osgoode Hall Law Journal 619 with Kurtis Andrews

Jeremy de Beer, ed., *Implementing the World Intellectual Property Organization's Development Agenda* (Waterloo: Wilfrid Laurier University Press/CIGI/IDRC, 2009)

Adam Dodek

Adam Dodek, The Sacred Fire: The Legacy of Antonio Lamer, Chief Justice of Canada/Le feu sacré: l'heritage d'Antonio Lamer, juge en chef du Canada (Markham: Lexis Nexis, 2009) coedited with Daniel Jutras

Adam Dodek, *Canadian Legal Practice: A Guide to the 21st Century* (Markham: Lexis Nexis, 2009) co-edited with Jefrey G. Hoskins, Q.C.

Adam Dodek, "Chief Justice Lamer and Policy Design at the Supreme Court of Canada," (2009) 46 Supreme Court Law Review (2d) 93

Adam Dodek, "Reconceiving Solicitor-Client Privilege" (2010) 35:2 Queen's Law Journal

Adam Dodek, "A Tale of Two Maps: The Limits of Universalism in Comparative Judicial Review" (2009) 47 Osgoode Hall Law Journal 287

Adam Dodek, "Comparative Law in The McLachlin Court: Limited Engagement and Missed Opportunities" (2009) 47 Supreme Court Law Review 445

Adam Dodek, "State v. Zuma: The Future of Constitutional Democracy in South Africa" (2009) 3:1 *Journal of Parliamentary and Political Law* 121

Stewart Elgie

Stewart Elgie, "The Politics of Extinction: The Birth of Canada's Species At Risk Act", in D. VanNijnatten & R. Boardman, eds, *Canadian Environmental Policy* (3d ed.) (Toronto: Oxford, 2009)

Stewart Elgie, "Carbon Emissions Trading and the Constitution", in. J. Allan & T. Courchene, eds., *Carbon Pricing and Environmental Federalism* (Kingston: Institute of Intergovernmental Relations, Queen's University, 2009)

Stewart Elgie, "Species Listing under Canada's Species At Risk Act" (2009) 23:6 *Conservation Biology* 1609 with S. Findlay & B. Giles & L. Burr

Stewart Elgie, "Maintaining the Role of Canada's Forests and Peatlands in Climate Regulation" (2010) 86:4 *Forestry Chronicle* 434 with Carlson, M., J. Chen, *et al*

Stewart Elgie, "Assessing the Implications of a Carbon Market for Boreal Forest Management" (forthcoming 2010) *Forestry Chronicle* with G. McCarney & V. Adamowicz

Stewart Elgie, *Ecosystem Service Valuation, Market-Based Instruments and Sustainable Forest Management*, (Edmonton: Sustainable Forest Management Network, 2010) with J. C. Anderson & W. Gomez & G. McCarney & V. Adamowicz & N. Chalifour & M. Weber & M. Howlett,

Stewart Elgie, Can Environmental Regulation Enhance Innovation and Competitiveness? (Ottawa: Sustainable Prosperity and Resources for the Future, June 2010), with S. Ambec & M. Cohen, & P. Lanoie

Stewart Elgie, "Shifting to a Low-Carbon Economy: It Starts with a Price on Emissions" (2010) 31:1 *Policy Options* with S. Cairns

Bruce Feldthusen

Bruce Feldthusen, *Canadian Tort Law: Cases, Notes and Materials*, (13d ed.) (Toronto: Butterworths/Lexis Nexis Canada Inc., 2009) with Allen M. Linden & Lewis N. Klar.

Pierre Foucher

Pierre Foucher, « La Loi sur les services en français de l'Ontario: Innovations et pistes d'avenir » dans Michel Giroux & Julie Boissonneault (dir.), *La Loi 8, la Charte et l'avenir*, (Sudbury: Institut franco-ontarien, 2010) 41

Pierre Foucher, « Les ayants-droit: Définir l'identité constitutionnelle des francophones au Canada » dans Nathalie Bélanger & Nicolas Garant & Phyllis Daley & Tina Desabrais (dir.), *Produire et reproduire la francophonie en la* (Sudbury: Éditions Prise de parole, nommant 2010) 149

Pierre Foucher, « Le droit et la langue française au Canada: Évolution et perspectives » dans *La langue française en Amérique: dynamiques spatiales et identitaires*, (2009) 26 Francophonies d'Amérique 63

Pierre Foucher, « Les lois linguistiques répondent-elles aux besoins des personnes et communautés pour lesquelles elles ont été adoptées? Ou à propos d'une question mal posée » (2009) 11 *Revue de Common Law en Français* 73

Craig Forcese

Craig Forcese, "Spies with Borders: International Law and Intelligence Collection," forthcoming, *Journal of National Security Law and Policy*

Craig Forcese, *The Laws of Government: The Legal Foundations of Canadian Democracy* (2d ed.) (Toronto: Irwin Law Inc., forthcoming 2010) with Aaron Freeman

Craig Forcese, Catch and Release: A Role for Preventive Detention Without Charge in Canadian Anti-Terrorism Law (Montreal: Institute for Research on Public Policy Study, 2010)

Craig Forcese, Research Report prepared for Afghanistan public interest hearings and examining the applicability of certain international and Canadian laws to detainee transfers by Canadian Forces (Ottawa: Military Police Complaints Commission, 2010)

Craig Forcese, "Introduction" in "Report: Volume 3: Policy and Consolidated Findings and Recommendations" (Ottawa: Commission of Inquiry into Certain Allegations Respecting Business and Financial Dealings between Karlheinz Schreiber and the Right Honourable Brian Mulroney, May 2001)

Craig Forcese, "The Collateral Casualties of Collaboration: The Consequence for Civil and Human Rights of Transnational Intelligence Sharing," in Hans Born & Ian Leigh & Aidan Wills, eds., *International Intelligence Cooperation: Challenges, Oversight and the Role of Law* (London: Routledge, forthcoming 2010)

Craig Forcese, "International Law and Democratic Considerations Fostering a Scholarly Network in International Law: An Introduction to the Special Issue" (2009) 46 *Alberta Law Review* 863 with Joanna Harrington.

Craig Forcese, "A Distinction with a Legal Difference: The Consequences of Non-Citizenship in the 'War on Terror'", in Edwards & Ferstman, eds., *Human Security and Non-Citizens: Law, Policy and International Affairs* (Cambridge: Cambridge University Press, 2010) 421

Craig Forcese, "Canada's National Security 'Complex': Assessing the Secrecy Rules" (2009) 15:) *Institute for Research on Public Policy Study Choices* 1

Aline Grenon

Aline Grenon, « Unification of Laws in Federal Systems: the Canadian Model » Publié dans Nathalie Vézina, dir., *Le droit uniforme: limites et possibilities* (Cowansville: Yvon Blais, 2009) 33

Vanessa Gruben

Vanessa Gruben, "Equality and Security: Assessing The Charter Rights of Donor-Conceived Offspring" in Giroux, ed., *A Right to Know Origins* (McGill-Queen's University Press, 2010) with Daphne Gilbert

Vanessa Gruben, ""Quebec's Constitutional Challenge to the Assisted Human Reproduction Act: Overlooking Women's Reproductive Autonomy" in (2010) 10 *Medical Law International* with Angela Cameron

Vanessa Gruben, "Information Privacy and the Governmental Collection of Personal Health Information: Proposed Principles for the Health Information Registry under the <u>Assisted Human Reproduction Act</u>" in Regis and Khouri eds., *Proceedings of the 2009 National Health Law Conference* (City: Publisher, 2010) with Jennifer Chandler

Vanessa Gruben, "De-anonymising Sperm Donors in Canada: Some Doubts and Directions" in *Canadian Journal of Family Law* (2010) with Angela Cameron and Fiona Kelly

Vanessa Gruben, "Assisted Reproduction Without Assisting Over-Collection: Fair Information Practices and the Assisted Human Reproduction Agency of Canada (2009) 17 *Health Law Journal* 229

Vanessa Gruben, "Exploiting the Fiduciary Relationship: The Physician as Information Intermediary in Assisted Human Reproduction" (2009) 18 *Health Law Review* 29

Martha Jackman

Martha Jackman, "Charter Review as a Health Care Accountability Mechanism in Canada" (forthcoming 2010) *Medical Law International*

Martha Jackman, "Charter Remedies for Socio-economic Rights Violations: Sleeping Under a Box?" in Kent Roach, ed., *Taking Remedies Seriously* (Montreal: Les Éditions Yvon Blais, forthcoming 2010).

Martha Jackman, "Constitutional Castaways: Poverty and the McLachlin Court," (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Elizabeth Judge

Elizabeth Judge, "Of Silos and Constellations: Comparing Notions of Originality in Copyright Law," in Robert Brauneis, ed., *Intellectual Property Protection of Fact Based Works: Copyright and Its Alternatives* (Northampton: Edward Elgar, 2009), 74-106 with Daniel Gervais.

Elizabeth Judge, "Kidnapped and Counterfeit Characters: Eighteenth-Century Fan Fiction, Copyright Law, and the Custody of Fictional Characters," in Reginald McGinnis, ed., *Originality and Intellectual Property in the French and English Enlightenment* (New York: Routledge, 2009) 22

Elizabeth Judge, "Of Silos and Constellations: Comparing Notions of Originality in Copyright Law" (2009) 27 *Cardozo Arts & Entertainment Law Journal* 375 with Daniel Gervais.

Elizabeth Judge, "Intellectual Property and the Licensing of Canadian Government Geospatial Data: An Examination of Geoconnections' Recommendations for Best Practices and Template Licences" (2010) 54 *Canadian Geographer* 366, with Teresa Scassa.

Elizabeth Judge, Intelligence Gathering and Identification of Data Privacy Issues Arising from the Deployment of Intelligent Transportation Systems Including Vehicle-Infrastructure Integration and Cooperation (Ottawa: Transport Canada, 31 March 2009) with Teresa Scassa & Jennifer Chandler

Ian Kerr

Ian Kerr, Lessons from the Identity Trail: Anonymity, Privacy and Identity in a Networked Society (Oxford: Oxford University Press, 2009), co-edited with Valerie Steeves & Carole Lucock.

Ian Kerr, *Managing the Law: The Legal Aspects of Doing Business, Third Edition* (Toronto: Pearson Education Canada, 2010) with Mitchell McIness & Tony VanDuzer

Ian Kerr, "When Computer Programs Contract Behind our Backs" in *Transnational Cyberspace Law* (Oxford: Hart Publishing, forthcoming 2010)

Ian Kerr, "Internet of People?: Reflections on the Future Regulation of Human Implantable Radio Frequency Identification" in *Privacy, Identity, and Anonymity: Lessons from the Identity Trail*, Ian Kerr & Valerie Steeves & Carole Lucock, eds., (Oxford: Oxford University Press, 2009)

Ian Kerr, "Soft Surveillance, Hard Consent" in *Privacy, Identity, and Anonymity: Lessons from the Identity Trail*, Ian Kerr & Valerie Steeves & Carole Lucock, eds., (Oxford: Oxford University Press, 2009) co-authored with Jennifer Barrigar & Jacquelyn Burkell & Katie Black

Ian Kerr, "Scoping Anonymity in Cases of Compelled Disclosure of Identity: Lessons from BMG v. Doe" in D. Matheson, ed., *Contours of Privacy* (Cambridge Scholars Publishing, 2009) co-authored with Alex Cameron

Ian Kerr, "Deputizing the Private Sector? ISPs as Agents of the State" in *Desafios del derecho a la intimidad y a la protección de datos personales en los albores del siglo XXI. Perspectivas del derecho latinoamericano, europeo y norteamericano* (forthcoming 2009) co-authored with Daphne Gilbert

Vern Krishna

Vern Krishna, Fundamentals of Income Tax Law (Toronto: Carswell, 2009)

Vern Krishna, *Income Tax* (Toronto: Halsbury, 2010)

Vern Krishna, *Corporate Tax* (Toronto: Halsbury, 2010)

Vern Krishna, "Jurisdiction to Tax: Part 2" (March 2010) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2010)

Vern Krishna, "2009 Year-End Tax Planning for Investments" (November 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Limitation on Treaty Benefits: Part 1" (October 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Withholding Tax Systems" (September 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Treaty Shopping and the Concept of Beneficial Ownership in Double Tax Treaties" (August 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Tax Audits and Investigations" (July 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "GAAR Trumps Westminster in Lipson" (May 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Determining Corporate Presence for Tax Purposes" (April 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "2009 Indexation of Personal Income Taxes" (February 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "The Nature of Tax Law" (January 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Stock Dividends" (January 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "Profiling for Tax Audits" (January 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Vern Krishna, "The Constitutional Power to Tax" (January 2009) in *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Lucie Lamarche

Lucie Lamarche, « Mondialisation et cultures: nous sommes tous des passeurs culturels », (2009) 02 *Revues Études interculturelles*, 99

Lucie Lamarche, « Le standard d'égalité entre les sexes en droit canadien et québécois: une norme tiraillée entre les prétentions identitaires et les aspirations redistributives » in Linda Pietrantonio, (éd.), *Pratiques de différenciation et diversité: méthodes, objets et systèmes normatifs* (Québec, Éditions Remue-ménage: À paraître, 2009)

Lucie Lamarche, « La procédure de rapports prévue à l'article 40 du PIDCP: plus que des mots » in (préface de Christine Chanet), E. Decaux, éd., *Le Pacte international relatif aux droits civils et politiques* (Paris: Economica. À paraître, 2010) avec Benoît Frate

Lucie Lamarche, « Economic and Social Rights and the Era of Governance and Governance Arrangements in Canada: the need to Revisit the issue of the Implementation of International Law of Human Rights » in Chi Carmody & Valerie Oosterveld, éds., *Is Our House in Order? Canada's Implementation of International Law* (Montreal: McGill-Queen's University Press, 2009)

Lucie Lamarche, « Les droits sociaux et la Charte canadienne: quelques réflexions indisciplinées et prospective » in Marc Verdussen, éd., *Les droits culturels et sociaux des plus défavorisés, actes d'un colloque international organisé le 18 avril 2008* (Bruxelles: Bruylant, 2009) 495

Nicole LaViolette

Nicole LaViolette, *Prostitution et traite des êtres humains, enjeux nationaux et internationaux* (Ottawa: Les Éditions L'Interligne, 2009) *Livres-Disques*, online: Livres-Disques http://www.livres-disques.ca/editions_interligne/products/product_detail.cfm?id=6712 coedited with Mélanie Claude & Richard Poulin

Nicole LaViolette, "The UNHCR's Guidance Note on Refugee Claims Relating to Sexual Orientation and Gender Identity: A Critical Commentary" in (2010) 22:2 *International Journal of Refugee Law* 173

Nicole LaViolette, "Independent Human Rights Documentation and Sexual Minorities: An Ongoing Challenge for the Canadian Refugee Determination Process" in (2009) 13:2/3 *International Journal of Human Rights* 437 and in Phil Chan, ed., *Protection of Sexual Minorities since Stonewall: Progress and Stalemate in Developed and Developing Countries* (London: Routledge, 2010)

Nicole LaViolette, *L'orientation sexuelle, l'identité sexuelle et le processus de détermination du statut de réfugié* in (Ottawa : La Commission sur l'immigration et le statut de réfugié, 2010) and in *Sexual Orientation, Gender Identity and the Refugee Determination Process* (Ottawa: Commission on Immigration and Statutory Refugees, 2010)

Nicole LaViolette, "The UNHCR's Guidance Note on Refugee Claims Relating to Sexual Orientation and Gender Identity" (2009) 13:10 *ASIL Insight*, online: ASIL http://www.asil.org/files/insight090730pdf.pdf>

Nicole LaViolette, "The Academic Year in Review: Selected Family Law Publications 2009" in 19th Annual Institute of Family Law Conference (16 avril 2010) (Ottawa: County of Carleton Law Association, 2010) avec G. Geronimo

François Larocque

François Larocque, « Le délit transnational de la torture » dans (2009) Supreme Court Law Review et dans Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009) 263

François Larocque, Civil Actions and Uncivilized Acts: Transnational Human Rights Litigation in the Common Law Tradition (Toronto: Irwin Law, Lancement en octobre 2010)

François Larocque, « La proclamation royale de 1869 » (à venir en été 2010) 34 Manitoba Law Journal

François Larocque, « La Loi sur l'immunité des états canadienne et la torture » (2010) 55 Revue Droit McGill 81

François Larocque, Texte publié par Lexis Nexis dans la Supreme Court Law Review: (2009) 44 Supreme Court Law Review (2d) 263-290

François Larocque, "The Tort of Torture" (2009) 17:3 Tort Law Review 158

Yves Le Bouthillier

Yves Le Bouthillier, *Climate Law and Developing Countries: Legal and Policy Challenges for the World Economy* (Northampton: Edward Elgar, 2009) co-edited with Benjamin Richardson & Heather McLeod-Kilmurray & Stepan Wood

Joseph Magnet

Joseph Magnet, *The Canadian Charter of Rights and Freedoms After Twenty Five Years* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009)

Ravi Malhotra

Ravi Malhotra, *Labour and Employment Law: Cases, Materials and Commentary* (8d ed.) (Toronto: Irwin Law Inc., 2010) with B. Archibald & B. Adell & J. Benedet & S. Bernstein & A Blackett & G. Demeyere & D. Doorey & B. Etherington & B.Langille & M. Lynk & M. MacNeil & K. Rittich & S. Slinn

Ravi Malhotra, "A Critical Disability Theory Analysis of *R. v. Latimer* and the Empowerment of People with Disabilities" in R. Jochelson & K. Gorkoff, eds., *Theorizing Justice* (Halifax: Fernwood, forthcoming 2011)

Ravi Malhotra, "A Tale of Marginalization: Comparing Workers with Disabilities in Canada and the United States" (2009) *Journal of Law and Social Policy* 79

Ravi Malhotra, "Martha Nussbaum's Capabilities Approach and Equality Rights for People with Disabilities: Rethinking the *Granovsky* Decision." (2009) 45 *Supreme Court Law Review* 62 and in Joseph Magnet & Bernard Adell, eds., *The Canadian Charter of Rights and Freedoms at Twenty Five* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009), 61

Ravi Malhotra, "The Implications of the Social Model of Disablement for the Legal Regulation of the Modern Workplace in Canada and the United States" (2009) 33 Manitoba Law Journal 1

Ravi Malhotra, "Book Review of Francis A. Boyle, *Protesting Power: War, Resistance and Law*" in (Lanham Maryland: Rowman & Littlefield, 2007), (Summer 2009) 23:2 *Socialism & Democracy* 163

Pacifique Manirakiza

Pacifique Manirakiza, « L'Afrique et le système de justice pénale internationale » (2009) 3 *African Journal of Legal Studies* 20

Pacifique Manirakiza, « La contribution africaine au développement de la justice internationale » (2009-10) 40 *Revue de droit de l'Université de Sherbrooke* 1

Pacifique Manirakiza, « Les enfants face au système international de justice: à la recherche d'un modèle de justice pénale internationale pour les délinquants mineurs » (2009) 34:2 *Queen's Law Journal* 719

Graham Mayeda

Graham Mayeda, "Between Principle and Pragmatism: The Decline of Principled Reasoning in the Jurisprudence of the McLachlin Court," (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Graham Mayeda, "Sustainable International Investment Agreements: Challenges and Solutions for Developing Countries Negotiating IIAs" in Markus Gehring & Marie-Claire Cordonier Segger & Andrew Newcombe, eds., *Sustainable Development and International Investment Law* (The Hague: Kluwer International, 2010)

Graham Mayeda, "Who Do You Think You Are? When Should the Law Let You Be Who You Want to Be?" in Laurie Shrage, ed., *You've Changed: Sex Reassignment and Personal Identity* (Oxford University Press, 2009)

Graham Mayeda, "Investing in Development: The Role of Democracy and Accountability in *International Investment Law*," (2009) 46 Alberta Law Review 1009

Graham Mayeda, "Commentary on Fichte's 'The Illegality of the Reproduction of Books' – An Essay on Intellectual Property During the Age of Enlightenment," (forthcoming 2010) *University of Ottawa Law and Technology Journal*

Errol Mendes

Errol Mendes, *Peace and Justice at the International Criminal Court: The Court of Last Resort* (Northampton: Edward Elgar Publishing, 2010)

Errol Mendes, Confronting Discrimination and Inequality in China: Chinese and Canadian Perspectives (Ottawa: University of Ottawa, 2009) edited with Sakunthala Srighanthan

Errol Mendes, ed., National Journal of Constitutional Law (2008-2009) 25 National Journal of Constitutional Law

Errol Mendes, "Dismantling the Clash between the Prerogative Power to Conduct Foreign Affairs and the *Charter* in *Prime Minister of Canada et al v. Khadr*" (November 2009) 26.1 *National Journal of Constitutional Law* 67

Errol Mendes, "Building Firewalls and Deconstructing Canada by Hobbling the Federal Spending Power; The Rise of the Harper Doctrine" (2008) 34 *Queens Law Journal* 225

Sheila McIntyre

Sheila McIntyre, "Guardians of Privilege: The Resistance of the Supreme Court of Canada to Institutional Liability for Child Sexual Abuse" in (2009) *Supreme Court Law Review* and in Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., *Critical Torts* (Toronto: Butterworths/Lexis Nexis Canada Inc., 2009) 1

Sheila McIntyre, "The Supreme Court of Canada's Betrayal of Residential School Survivors: Ignorance is No Excuse", in Elizabeth Sheehy ed., *Sexual Assault Law, Practice and Activision in a post-Jane Doe Era* (Ottawa: University of Ottawa Press, forthcoming 2010).

Sheila McIntyre, *The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat* (Markham: Lexis-Nexis Canada, 2010) co-edited with Sanda Rodgers

Sheila McIntyre, "The Equality Jurisprudence of the McLachlin Court: Back to the 70s" (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Sheila McIntyre, "Timely Interventions: MacKinnon's Contribution to Canadian Equality Jurisprudence", forthcoming in Symposium on the Scholarship of Catharine MacKinnon, (forthcoming 2010) *Tulsa Law Journal*

Heather McLeod-Kilmurray

Heather McLeod-Kilmurray, "Canada" in Louis Kotze & Alexander R. Paterson, eds., *The Role of the Judiciary in Environmental Governance* (London: Kluwer International, 2009) with Jamie Benidickson

Heather McLeod-Kilmurray, *Climate Law and Developing Countries: Legal and Policy Challenges for the World Economy* (Northampton: Edward Elgar Publishing, 2009) co-edited with Benjamin Richardson & Yves Le Bouthillier & Stepan Wood

Heather McLeod-Kilmurray, "Unsustainable Development in Canada: Environmental Assessment, Cost-Benefit Analysis, and Environmental Justice in the Tar Sands" (forthcoming 2010) (Special Edition on Environmental Assessment) *Journal of Environmental Law and Practice* with Gavin Smith.

Heather McLeod-Kilmurray, "Social Justice and the Environment" (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., *The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat* (Markham: Lexis-Nexis Canada, 2010)

Heather McLeod-Kilmurray, "Proceeding with (Pre)Caution: Pre-Trial Injunctions in Environmental Litigation" (forthcoming 2010) *Dalhousie Law Journal*

Heather McLeod-Kilmurray, "Placing and Displacing Science: Science and the Gates of Judicial Power in Environmental Cases" (forthcoming 2010) *Ottawa Journal of Law and Technology*

Don McRae

Don McRae, "An Arctic Agenda for Canada and the United States" in *From Correct to Inspired: A Blueprint for Canada-US Engagement,* (Ottawa: Carleton University, January 2009)

Don McRae, *The Oxford Handbook of International Trade Law* (Oxford: Oxford University Press, 2009) co-edited with Daniel Bethlehem & Rodney Neufeld & Isabelle Van Damme

Don McRae, "The Place of the WTO in the International System" in Bethlehem & McRae, Neufeld & Van Damme, eds., *The Oxford Handbook of International Trade Law* (Oxford: Oxford University Press, 2009) 54

Don McRae, Series Editor, (2007) XLV The Canadian Yearbook of International Law

Peter Oliver

Peter Oliver, "Chapter 14 - Unjust Enrichment and the Idea of Public Law" in R. Chambers & C. Mitchell & J. Penner, eds., *Philosophical Foundations of The Law of Unjust Enrichment* (Oxford: Oxford University Press, 2009) 394 with Charles Mitchell.

Peter Oliver, "The Division of Powers and its Doctrines in the McLachlin Court" in Adam Dodek & David Wright, eds., *Public Law at the McLachlin Court: The First Deca*de (Toronto: Irwin Law, forthcoming 2010)

Peter Oliver, "The Supreme Court of Canada: Constitutional Conventions, Constitutional Principles and 'A Constitution Similar in Principle to that of the United Kingdom" Working Paper, Special Series on the Federal Dimensions of Reforming the Supreme Court of Canada (Kingston: Queen's University - Institute of Intergovernmental Relations, 2010)

David Paciocco

David Paciocco, "Illegally Obtained Evidence" (post-*Grant* update) (2009) *Irwin Law*, online: Irwin Law < http://www.irwinlaw.com/posts/2009/09/important-update-to-the-law-of-evidence-5th-edition

David Paciocco, "No-one Wants to be Eaten – The Logic and Experience of the law of Necessity and Duress" (publication pending 2010) *Criminal Law Quarterly*

David Paciocco, "Taking a 'Goudge' out of bluster and blarney: an 'evidence-based approach' to expert testimony" (2009) 13 Canadian Criminal Law Review 135

David Paciocco, What to Mention about Detention: How to use Purpose to Understand and Apply Detention-Based Rights (Ottawa: National Judicial Institute - Criminal Law Program, publication pending March 2010)

Ed Ratushny

Ed Ratushny, *The Conduct of Public Inquiries: Law, Policy, and Practice* (Toronto: Irwin Law Inc, 2009)

Joseph Roach

Joseph Roach, *Droit des propriétaires et des locataires dans les provinces et les territoires de common law* (Toronto: Carswell, 2009)

Joseph Roach, (2d ed.) *The Canadian Law of Mortgages* (Toronto: Butterworths/ Lexis Nexis Canada Inc., automne 2010)

Joseph Roach, Rédaction de la section de jurisprudence sur les hypothèques immobilières de *l'ouvrage Halsbury Laws* of Canada, préparée sous la direction de David Keeshan, rédacteur en chef, Lexis Nexis Canada Inc., automne 2010

Sanda Rodgers

Sanda Rodgers, *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009), co-edited with Rakhi Ruparelia & Louise Bélanger-Hardy

Sanda Rodgers, "Law: Facilitating and Impeding Access" in *Of What Difference? Reflections on the Judgment and Abortion in Canada Today* (Toronto: National Abortion Federation: 2009)

Sanda Rodgers, "Introduction: The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat" (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Sanda Rodgers, "Getting Heard: Leave to Appeal, Interveners and Procedural Barriers to Social Justice in the Supreme Court of Canada" (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Sanda Rodgers, "Zero Tolerance Some of the Time? – Doctors and Sexual Abuse in Ontario" in Elizabeth Sheehy, ed., *Sexual Assault Law, Practice and Activism in a Post-Jane Doe Era* (Ottawa: University of Ottawa Press 2011)

Sanda Rodgers, "Introduction: Critical Torts" (2009) Supreme Court Law Review and in Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009) xxxi

Sanda Rodgers, "A Mother's Loss is the Price of Parenthood: the Failure of Tort Law to Recognize Birth as Compensable Reproductive Injury" in (2009) *Supreme Court Law Review* and in Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009)

Rakhi Ruparelia

Rakhi Ruparelia, "All That Glitters Is Not Gold: The False Promise of Victim Impact Statements" in Elizabeth Sheehy & Jane Doe, eds., *Sexual Assault Law, Practice and Activism in a post*-Jane Doe *Era* (Ottawa: University of Ottawa Press, forthcoming 2011)

Rakhi Ruparelia, Guest Editor, Special Issue of *Canadian Woman Studies* on Sexual Assault Law (forthcoming September 2010)

Rakhi Ruparelia, *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009) coedited with Sanda Rodgers & Louise Bélanger-Hardy, eds.

Rakhi Ruparelia, "'I Didn't Mean It That Way!': Racial Injury as Negligence" in Sanda Rodgers & Rakhi Ruparelia & Louise Bélanger-Hardy, eds., *Critical Torts* (Toronto: Butterworths/ Lexis Nexis Canada Inc., 2009)

Teresa Scassa

Teresa Scassa, "Journalistic Purposes and Private Sector Data Protection Legislation: Blogs, Tweets, and Information Maps" (2010) 35 *Queen's Law Journal* 733

Teresa Scassa, "The Inadvertent Disclosure of Personal Health Information through Peer-to-peer File Sharing Programs" (2010) 17 *Journal of the American Medical Informatics Association* 148 with K. El Emam & E. Neri & E. Jonker & M. Sokolova & L. Peyton & A. Neisa

Teresa Scassa, "Overbalancing: The Supreme Court of Canada and the Purpose of Canada's Copyright Act" (forthcoming 2010) Canadian Intellectual Property Review

Teresa Scassa, "Intellectual Property and the Licensing of Canadian Government Geospatial Data: An Examination of Geoconnections' Recommendations for Best Practices and Template Licences" (forthcoming 2010) *Canadian Geographer* with Elizabeth Judge

Teresa Scassa, "Information Privacy in Public Space: Location Data, Data Protection and the Reasonable Expectation of Privacy" (2009) 7:2 Canadian Journal of Law and Technology 193

Teresa Scassa, "Faster, Higher, Stronger: The Protection of Olympic and Paralympic Marks Leading up to Vancouver 2010"—edited reprint, in Vassil Griginov, ed., *The Olympics: A Critical Reader* (London: Routledge, 2010)

Teresa Scassa, "Chapter 1 - Extension of Intellectual Property Rights" in M. Boyer & M. Trebilcock & D. Vaver, eds., *Competition Policy and Intellectual Property* (Toronto: Irwin Law Inc., 2009)

Teresa Scassa, "Data Protection, Privacy and Spatial Data", in R. Devillers & H. Goodchild, eds., *Proceedings of the 6th International Symposium on Spatial Data Quality* (London: Taylor & Francis, 2009) 211 with Lisa Campbell.

Teresa Scassa, Intelligence Gathering and Identification of Data Privacy Issues Arising from the Deployment of Intelligent Transportation Systems Including Vehicle-Infrastructure Integration and Cooperation (Ottawa: Transport Canada, 31 March 2009) with Jennifer Chandler & Elizabeth Judge

Elizabeth Sheehy

Elizabeth Sheehy, "Criminal Law and Procedure: Proof Defences and Beyond" 4d ed. (Concord: Captus Press Inc., 2009) with Jennie Abell & Natasha Bakht

Elizabeth Sheehy, Editor, Sexual Assault Law, Practice and Activism in a Post-Jane Doe Era (Ottawa: University of Ottawa Press, forthcoming 2011)

Elizabeth Sheehy, Guest Editor, Special Issue on Sexual Assault Law (2010) 22:2 Canadian Journal of Women and the Law

Elizabeth Sheehy, Guest Editor, Women Resisting Rape: Feminist Law, Activism and Practice (2009/2010) 28: 1 Canadian Woman Studies

Elizabeth Sheehy, "Judges and the Reasonable Steps Requirement: The Judicial Stance on Perpetration Against Unconscious Complainants" in Elizabeth Sheehy, ed. *Sexual Assault Law, Practice and Activism in a Post-Jane Doe Era* (Ottawa: University of Ottawa Press, forthcoming 2011)

Elizabeth Sheehy, "The Victories of Jane Doe" in Elizabeth Sheehy, ed. *Sexual Assault Law, Practice and Activism in a Post-Jane Doe Era* (Ottawa: University of Ottawa Press, forthcoming 2011)

Elizabeth Sheehy, "Introduction" in Elizabeth Sheehy, ed. Sexual Assault Law, Practice and Activism in a Post-Jane Doe Era (Ottawa: University of Ottawa Press, forthcoming 2011)

Elizabeth Sheehy, "Equality and Supreme Court Jurisprudence: Never the Twain Shall Meet" (2010) 50:2 Supreme Court Law Review and in Sanda Rodgers & Sheila McIntyre, eds., The Supreme Court of Canada and the Achievement of Social Justice: Commitment, Retrenchment or Retreat (Markham: Lexis-Nexis Canada, 2010)

Elizabeth Sheehy, "The Discriminatory Effects of Bill C-15's Mandatory Minimum Sentences" (2010) 70:2 *Criminal Reports* (6d ed) 302

Elizabeth Sheehy, "Misogyny is Deadly" in Trish Hennessy & Ed Finn, eds., *Speaking Truth to Power: A Reader on Canadian Women's Inequality* (Ottawa: Canadian Centre for Policy Alternatives, 2010) 107

Penelope Simons

Penelope Simons, "Responsibility Beyond Borders: State Responsibility for Extraterritorial Violations by Corporations of International Human Rights Law", in A Bianchi, *Non-State Actors and International Law* (Williston VT: Ashgate Publishing, 2009) with R. McCorquodale

Penelope Simons, "Participatory Rights in the Ontario Mining Sector: An International Human Rights Perspective" (forthcoming 2010) McGill International Journal of Sustainable Development Law & Policy with Lynda M. Collins

Penelope Simons, Commonwealth Guide on International Investment Agreement Provisions, (London: Commonwealth Secretariat, March 2010) with Graham Mayeda & Tony VanDuzer

Gabrielle St. Hilaire

Gabrielle St. Hilaire, « Bilinguisme judiciaire et enseignement de la common law en français en Ontario: un bilan historique » dans (2009) 34 *Revue du Nouvel-Ontario* 5, co-rédaction avec Louise Bélanger-Hardy.

Gabrielle St. Hilaire, « The Art Market or the Charitable Receipt Market: the « M » in the FMV of Donated Art » (2010) dans 20 *Canadian Current Tax* (Toronto: Lexis Nexis, 2009)

Debra Steger

Debra Steger, Editor, *Redesigning the World Trade Organization for the Twenty-first Century*, (Waterloo: Wilfrid Laurier University Press & International Development Research Centre (IDRC) & Centre for International Governance Innovation (CIGI), December 2009)

Debra Steger, "The Subsidies and Countervailing Measures Agreement: Ahead of its Time or Time For Reform?" (2010) 44:4 *Journal of World Trade* 779

Debra Steger, "The Future of the WTO: The Case for Institutional Reform" (2009) 12:4 *Journal of International Economic Law* 803

Debra Steger, "Why Institutional Reform of the WTO is Necessary", in Debra Steger (ed.), *Redesigning the World Trade Organization for the Twenty-first Century*, (Waterloo: Wilfrid Laurier University Press & International Development Research Centre (IDRC) & Centre for International Governance Innovation (CIGI), December 2009)

Debra Steger, "Internal Management of the WTO: Room for Improvement", in Debra Steger (ed.), *Redesigning the World Trade Organization for the Twenty-first Century*, (Waterloo: Wilfrid Laurier University Press & International Development Research Centre (IDRC) & Centre for International Governance Innovation (CIGI), December 2009) 129 with Natalia Shpilkovskaya

Debra Steger, "Reform of the International Economic Architecture: A Role for Brazil, China and India" in *Canada and the Emerging Powers: Brazil, Russia, India and China* (Vancouver: Canadian International Council Regional Conference, May 2009)

Debra Steger, In Search of a System: What Investment Arbitration Could Learn from WTO Dispute Settlement (The Hague: The Hague Academy of International Law Lectures, summer 2009)

Tony VanDuzer

Tony VanDuzer, *The Law of Partnerships and Corporations* (3d ed) (Toronto: Irwin Law Inc., 2009)

Tony VanDuzer, *Managing the Law: Legal Aspects of Doing Business*, (3d ed,) (Toronto: Prentice Hall Canada/ Pearson Canada Inc., 2010) with Mitchell McIness & Ian Kerr

Tony VanDuzer, "Report of Canadian National Reporter" in *The Protection of Foreign Investment* (Washington: Hart Publishing & International Academy of Comparative Law XVIIIth International Congress of Comparative Law, forthcoming 2010)

Tony VanDuzer, "APEC's Role in Rationalizing International Investment Obligations" in *Annual Conference of the Asian International Economic Law Network, University of Tokyo* (London: Routledge Publishing, forthcoming 2010).

Tony VanDuzer, "BCE v. 1976 Debentureholders – The Supreme Court's hits and misses in its most important corporate law decision since Peoples" (forthcoming 2010) 54 UBC Law Review

Tony VanDuzer, "Dispute Resolution under NAFTA: Evolution and Stagnation" in *Regional Economic Integration: ASEAN and Canadian Perspectives* (Singapore: Institute for Southeast Asian Studies, 2010) 107

Tony VanDuzer, "A Commonwealth Guide on International Investment Agreement Provisions Promoting Sustainable Development" (2010) 72 *Commonwealth Trade Hot Topics*, online: Commonwealth Secretariat http://www.thecommonwealth.org>

Tony VanDuzer, "A Closer Look at Canada's Imminent Accession to the ICSID Convention" (2009) 35 *Canadian Council on International Law Bulletin*, online: Social Science Research Network http://papers.ssrn.com/abstract=1474319> with Anthony Daimsis

Ellen Zweibel

Ellen Zweibel, "Charitable Gifts and Conservation Easements: Lessons from the U.S. Experience in Enhancing the Tax Incentive," (2010) 58 *Canadian Tax Journal* 25, with Karen J. Cooper

Ellen Zweibel, "Hybrid Processes: Using Evaluation To Build Consensus" in J. Macfarlane, ed., *Dispute Resolution: Readings and Case Studies* (3d ed.) (Toronto: Emond Montgomery Publications Ltd., forthcoming August 2010).

Ellen Zweibel, "Online Dispute Resolution" in J. Macfarlane, ed. *Dispute Resolution: Readings and Case Studies* (3d ed.) (Toronto: Emond Montgomery Publications Ltd., forthcoming August 2010)

Ellen Zweibel, "Refining the Basis of Liability for Tax" in T. Edgar & J. Li & D. Sandler, eds., *Materials on Canadian Income Tax* (14d ed.) (Scarborough: Carswell, forthcoming 2010)