

ROBIN MILLER

LIST OF PUBLICATIONS

American Law Reports (A.L.R.) annotations

Constitutionality of State Bankruptcy-Specific Exemptions under Supremacy Clause and Bankruptcy Clause of U.S. Constitution, forthcoming in A.L.R.6th

Enforcement and Validity of Litigation Funding Agreements, forthcoming in A.L.R.6th

Constitutionality of State Laws Regulating Use or Sale of Physician-Identifying Prescription Information for Commercial Purposes, 67 A.L.R.6th 629 (2011)

Liability of State or Municipality for Unsafe Roadway Condition Arising from Rain, Snow, Fog, or Other Atmospheric Condition, Naturally Occurring or Created by Another, 57 A.L.R.6th 355 (2010)

Homeowners' Association Regulations Restricting or Prohibiting Flags, Signage, or the Like on Homeowner's Property as Violative of First Amendment, 51 A.L.R.6th 533 (2010)

Validity, Construction, and Application of State Vexatious Litigant Statutes, 45 A.L.R.6th 493 (2009)

Construction and Application of Provisions of Bankruptcy Abuse and Consumer Protection Act (BAPCPA) Relating to "Health Care Business" or "Patient Care Ombudsman," 33 A.L.R. Fed. 2d 631 (2009)

Construction and Application of Bankruptcy Abuse Prevention and Consumer Protection Act's (BAPCPA's) Fee Waiver Provision, 28 U.S.C.A. § 1930(f)(1), 30 A.L.R. Fed. 2d 341 (2008)

Applicability of Insurance Policies to Alleged Bodily Injury Arising from Use of Cellular Telephones, 32 A.L.R.6th 505 (2008)

Validity, Construction, and Application of Sales, Use, and Utility Taxes on Retail Transactions of Internet Sellers and Internet Access Providers, 30 A.L.R.6th 341 (2008)

Construction and Application of Long Term Care Insurance Policies, 30 A.L.R.6th 395 (2008)

Validity, Construction, and Application of Provisions in Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA) Regulating Debt Relief Agencies, 11 U.S.C.A. §§526 to 528, 21 A.L.R. Fed. 2d 327 (2007)

Liability of State or Local Governmental Entity for Injury Sustained or Caused by Persons Sledding, Tobogganing, Coasting, or Otherwise Sliding on Snow on Government Land, 29 A.L.R.6th 369 (2007)

Constitutional Right of Prisoners to Abortion Services and Facilities, 28 A.L.R.6th 485 (2007)

Automated Traffic Enforcement Systems, 26 A.L.R.6th 179 (2007)

Applicability of Insurance Policies to Alleged Bodily Injury Arising from Use of Cellular Telephones, published online at 2007 A.L.R.6th 6 (2007)

Expectation of Privacy in Text Transmissions to or from Pager, Cellular Telephone, or Other Wireless Personal Communications Device, 25 A.L.R.6th 201 (2007)

Validity, Construction, and Application of Master Settlement Agreement (MSA) Between Tobacco Companies and Various States, and State Statutes Implementing Agreement, 25 A.L.R.6th 435 (2007)

Construction and Application of Requirement, in Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA), that Debtor Complete Course in Personal Financial Management (11 U.S.C.A. §§727(a)(11), 1328(g)), 20 A.L.R. Fed. 2d 321 (2007)

Effect of "Hanging" or "Anti-Cramdown" Paragraph Added to 11 U.S.C.A. § 1325(a) by Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA), 19 A.L.R. Fed 2d 157 (2007)

Products Liability: Cardiac Pacemakers, 23 A.L.R. 6th 223 (2007)

Construction and Application of Class Action Fairness Act of 2005, Pub. L. 109-2, 119 Stat. 4 (2005), 18 A.L.R. Fed 2d 223 (2007)

Timeliness of Challenge, under 42 U.S.C.A. § 1983, to Constitutionality of State Executions by Lethal Injection, 22 A.L.R.6th 19 (2007)

Effect of World Trade Organization (WTO) Decisions Upon United States, 17 A.L.R. Fed 2d 1 (2007)

Substantive Challenges to Propriety of Execution by Lethal Injection in State Capital Proceedings, 21 A.L.R.6th 1 (2007)

Voluntary Nature of Confession as Affected by Appeal to Religious Beliefs, 20 A.L.R.6th 479 (2006)

Effect of Fraudulent Concealment of Patient's Cause of Action on Timeliness of Action under Medical Malpractice Statute of Repose, 19 A.L.R.6th 475 (2006)

Employee's Expectation of Privacy in Workplace, 18 A.L.R.6th 1 (2006)

Medical Negligence in Extraction of Tooth, Established through Expert Testimony, 18 A.L.R.6th 325 (2006)

Validity, Construction and Application of State Vexatious Litigant Statutes, published online at 2006 WL 684430, 2006 A.L.R.6th 4

When Statute of Limitations Begins to Run in Case of Dental Malpractice, 17 A.L.R.6th 159 (2006)

Recovery for Exposure to Beryllium, 16 A.L.R.6th 143 (2006)

Validity, Construction, and Application of Credit Counseling Requirement Imposed by Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA), 11 U.S.C.A. § 109(h), 11 A.L.R. Fed 2d 43 (2006)

Timeliness of Action under Medical Malpractice Statute of Repose, Aside from Effect of Fraudulent Concealment of Patient's Cause of Action, 14 A.L.R.6th 695 (2006)

Medical Negligence in Extraction of Tooth, Established through Lay Testimony or Doctrine of Res Ipsa Loquitur, 11 A.L.R.6th 695 (2006)

Validity, Construction, and Application of State Criminal Disenfranchisement Provisions, 10 A.L.R.6th 31 (2006)

Landlord's Refusal to Rent to Unmarried Couple as Protected by Landlord's Religious Beliefs, 10 A.L.R.6th 513 (2006)

Validity of Legal Claim Predicated on Nonmarital Same-Sex Relationship, 8 A.L.R.6th 339 (2005)

Validity and Application of Enactment Prohibiting Discrimination by Governmental Contractors on Basis of Sexual Orientation, 8 A.L.R.6th 667 (2005)

Dental Malpractice: Root Canal Procedures, 7 A.L.R.6th 357 (2005)

Validity, Construction and Application of Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 (BAPCPA), published online at 2005 WL 2508133, 2005 A.L.R. Fed. 2d 3

Validity, Construction and Application of Foreign Corrupt Practices Act, 15 U.S.C.A. § 78m(b)(2) et seq., 6 A.L.R. Fed. 2d 351 (2005)

Child Support Obligations of Former Same-Sex Partners, 5 A.L.R.6th 303 (2005)

Validity of Medical Malpractice Statutes of Repose, 5 A.L.R.6th 133 (2005)

Validity, Construction and Application of 18 U.S.C.A. § 871, Prohibiting Threats against President and Successors to Presidency, 3 A.L.R. Fed. 2d 241 (2005)

Validity of Condition of Probation, Supervised Release or Parole Restricting Computer Use or Internet Access, 4 A.L.R.6th 1 (2005)

Construction and Application of Inter-American Convention on International Commercial Arbitration, 1 A.L.R. Fed. 2d 309 (2005)

Construction and Application of "Intracorporate Conspiracy Doctrine" as Applied to Corporation and Its Employees--State Cases, 2 A.L.R.6th 387 (2005)

Liability of Dentist for Extraction of Teeth -- Lack of Informed Consent, 125 A.L.R.5th 403 (2005)

Marriage Between Persons of Same Sex--United States and Canadian Cases, 1 A.L.R. Fed. 2d 1 (2005; with Jason Binimow)

Propriety of "Hindsight" Charge in Medical Malpractice Actions, 124 A.L.R.5th 623 (2004)

Federal and State Constitutional Provisions and State Statutes as Prohibiting Employment Discrimination Based on Heterosexual Conduct or Relationship, 123 A.L.R.5th 411 (2004)

State or Local Governmental Body's Action or Inaction, in Provision of Public Utility Services, Benefiting Private Company as Constituting Gift of Money, or Pledge of Credit, to Private Party in Violation of State Constitutional Provision, 122 A.L.R.5th 337 (2004)

Construction and Application of Regulatory Flexibility Act, 5 U.S.C.A. § 601 et seq., 197 A.L.R. Fed. 519 (2004)

Constitutionality of Candidate Participation Provisions for Primary Elections, 121 A.L.R.5th 1 (2004)

Constitutionality of Voter Participation Provisions for Primary Elections, 120 A.L.R.5th 125 (2004)

Rights of Prisoners in Private Prisons, 119 A.L.R.5th 1 (2004)

Restrictions on Parent's Child Visitation Rights Based on Parent's Sexual Conduct, 99 A.L.R.5th 475 (2002)

Federal and State Constitutional Provisions as Prohibiting Discrimination in Employment on Basis of Gay, Lesbian, or Bisexual Sexual Orientation or Conduct, 96 A.L.R.5th 391 (2002)

Construction and Application of State Patient Bill of Rights Statutes, 87 A.L.R.5th 277 (2001)

Validity, and Propriety under Circumstances, of Court-Ordered HIV Testing, 87 A.L.R.5th 631 (2001)

Liability, under State Law Claims, of Public and Private Schools and Institutions of Higher Learning for Teacher's, Other Employee's, or Student's Sexual Relationship with, or Sexual Harassment or Abuse of, Student, 86 A.L.R.5th 1 (2001)

Tort Liability of Public Schools and Institutions of Higher Learning for Accident Involving Motor Vehicle Operated by Student, 85 A.L.R.5th 301 (2001)

What Laws Are Neutral and of General Applicability Within Meaning of Employment Div., Dept. of Human Resources of Oregon v. Smith, 494 U.S. 872, 110 S. Ct. 1595, 108 L. Ed. 2d 876, 167 A.L.R. Fed. 663 (2001)

Validity of Search or Seizure of Computer, Computer Disk, or Computer Peripheral Equipment, 84 A.L.R.5th 1 (2000)

What constitutes "hybrid rights" claim under Employment Div., Dept. of Human Resources of Oregon v. Smith, 494 U.S. 872, 110 S. Ct. 1595, 108 L. Ed. 2d 876, 163 A.L.R. Fed. 493 (2000)

Federal constitutional and statutory claims by HIV-positive inmates as to medical treatment or conditions of confinement, 162 A.L.R. Fed. 181 (2000)

Validity, construction, and application of state enactment, order, or regulation expressly prohibiting sexual orientation discrimination, 82 A.L.R.5th 1 (2000)

Marriage between persons of same sex, 81 A.L.R.5th 1 (2000)

Child custody and visitation rights arising from same-sex relationship, 80 A.L.R.5th 1 (2000)

Validity, construction, and application of statute or regulation governing charter schools, 78 A.L.R.5th 533 (2000)

Damage action for HIV testing without consent of person tested, 77 A.L.R.5th 541 (2000)

Validity, construction, and operation of state DNA database statutes, 76 A.L.R.5th 239 (2000)

Landlord's refusal to rent to unmarried couple as protected by landlord's religious beliefs, 1999 WL 1111590, 1999 ALR5th 1 (online only)

Validity of governmental domestic partnership enactment, 74 A.L.R.5th 439 (1999)

Effect of same-sex relationship on right to spousal support, 73 A.L.R.5th 599 (1999)

Tort liability of public schools and institutions of higher learning for injury to student walking to or from school, 72 A.L.R.5th 469 (1999)

Validity, construction, and application of statute, regulation, or policy governing home schooling or affecting rights of home-schooled students, 70 A.L.R.5th 169 (1999)

Tort liability of schools and institutions of higher learning for personal injury suffered during school field trip, 68 A.L.R.5th 519 (1999)

Tort liability of public schools and institutions of higher learning for accidents occurring in physical education classes, 66 A.L.R.5th 1 (1999)

Privatization of governmental services by state or local governmental agency, 65 A.L.R.5th 1 (1999)

Liability of owner of private residential swimming pool for injury or death occasioned thereby, 64 A.L.R.5th 1 (1998)

Waiver or estoppel of insurer on basis of statements or omissions in promotional, illustrative, or explanatory materials given to insured, 63 A.L.R.5th 427 (1998)

Liability of landlord for injury or death occasioned by swimming pool maintained for tenants, 62 A.L.R.5th 475 (1998)

Damages for killing or injuring dog, 61 A.L.R.5th 635 (1998)

Liability of insurance agent or broker on ground of inadequacy of liability insurance coverage procured, 60 A.L.R.5th 165 (1998)

Validity of regulation by public-school authorities as to clothes or personal appearance of pupils, 58 A.L.R.5th 1 (1998)

Right of putative father to visitation with child born out of wedlock, 58 A.L.R.5th 669 (1998)

Liability of hotel, motel, resort, or private membership club or association operating swimming pool, for injury or death of guest or member, 55 A.L.R.5th 463 (1998)

Doctrine of forum non conveniens: Assumption or denial of jurisdiction of action involving matrimonial dispute, 55 A.L.R.5th 647 (1998)

Effect of filing as separate federal action claim that would be compulsory counterclaim in pending federal action, 81 A.L.R. Fed. 240 (1987)

Propriety of federal court injunction against suit in foreign country, 78 A.L.R. Fed. 831 (1986)

Damages for mental distress as recoverable in action against employer under s 301 of Labor Management Relations Act (29 U.S.C.A. s 185) or under s 502 of Employee Retirement Income Security Act (29 U.S.C.A. S 1132), 77 A.L.R. Fed. 181 (1986)

Divestiture as available relief under s 16 of Clayton Act (15 U.S.C.A. s 26) in action by private parties, 77 A.L.R. Fed. 509 (1986)

Effect of statute limiting landowner's liability for personal injury to recreational user, 47 A.L.R.4th 262 (1986)

Propriety of governmental eavesdropping on communications between accused and his attorney, 44 A.L.R.4th 841 (1986)

Validity, construction, and application of enactment, implementation, or repeal of formal educational requirement for admission to the bar, 44 A.L.R.4th 910 (1986)

Third-party tortfeasor's right to have damages recovered by employee reduced by amount of employee's workers' compensation benefits, 43 A.L.R.4th 849 (1986)

Duty as between life tenant and remainderman with respect to cost of improvements or repairs made under compulsion of governmental authority, 43 A.L.R.4th 1012 (1986)

Recovery by patient on whom surgery or other treatment was performed by one other than physician who patient believed would perform it, 39 A.L.R.4th 1034 (1985)

Products liability: modern cases on explosion or breakage of beverage bottles, 36 A.L.R.4th 419 (1985)

Causes of Action (COA) articles

Cause of action under state law against public school for sexual harassment of student by school personnel or other student, 13 COA 2d 1 (1999)

Cause of action to recover workers' compensation benefits for injury resulting from aggravation or acceleration of, or combination with, pre-existing condition, 2 COA 2d 251 (1993)

Cause of action to set aside property settlement agreement not merged in divorce decree, 1 COA 2d 735 (1993)

Cause of action by seller to recover contract price or other damages where seller claims cure of nonconforming tender under UCC s 2-508, 29 COA 729 (1992)

Cause of action in strict tort liability for failure to warn of danger in use of product, 29 COA 1 (1992)

Cause of action for seller's breach of sales contract in which defense of commercial impracticability under UCC s 2-615 is asserted, 27 COA 319 (1992)

Cause of action for contribution by cotenant for expense necessary or beneficial to real property, 26 COA 521 (1991)

Cause of action against motor vehicle passenger to recover for injury sustained in accident, 25 COA 93 (1991)

Cause of action under restatement second of torts § 402B for personal injury resulting from product misrepresentation, 24 COA 135 (1991)

Cause of action for termination of at-will employee in violation of public policy, 24 COA 1 (1991)

Cause of action in strict tort liability for injury caused by household cleaning product, 22 COA 847 (1990)

Cause of action to establish coverage under motor vehicle liability insurance policy for personal injury or property damage not resulting from collision with insured's vehicle, 22 COA 111 (1990)

Cause of action in strict tort liability for injury caused by highly flammable clothing, 21 COA 757 (1990)

Cause of action to establish accord and satisfaction of debt by "full-payment" check, 21 COA 337 (1990)

Cause of action to enforce condominium assessment, 20 COA 827 (1989)

Cause of action for personal injury or property damage suffered in motor vehicle collision at intersection, 18 COA 485 (1989)

Cause of action for common-law unfair competition arising from use of similar trade name, 17 COA 579 (1988)

Cause of action to accelerate maturity of debt, 16 COA 391 (1988)

Cause of action against hospital for injury or death resulting from negligent care or custody of mental patient, 15 COA 651 (1988)

Cause of action for violation of fair debt collection practices act [15 USC s 1692-1692o], 14 COA 315 (1987)

Cause of action against bank for failure to honor stop payment order, 13 COA 121 (1987)

Cause of action against possessor of land for injury or death suffered in diving accident, 12 COA 723 (1987)

Cause of action against bank for payment of check over unauthorized or missing endorsement, 11 COA 143 (1986)