ARTICLES

Autonomous Business Reality
Carla L. Reyes ........................................................................................................437

Tax Incentives for Green Burial
Victoria J. Haneman ................................................................................................491

The Vanishing Core of Judicial Independence
Evan C. Zoldan ........................................................................................................531

Cruelty Was the Point: Theories of Recovery for Family Separation and Detention Abuses
Sarah Rogerson ........................................................................................................583

Digital Fidelity and Friction
Ellen P. Goodman ....................................................................................................623

(Un)Wicked Analytical Frameworks and the Cry for Identity
Leslie Patrice Culver ....................................................................................................655

Artificial Intelligence and Access to the Patent System
W. Keith Robinson ......................................................................................................729

Continuous Burdens of Proof
Mark Spottswood ......................................................................................................779

NOTE

Giving Qualified Immunity Teeth: A Congressional Approach to Fixing Qualified Immunity
Tayler Bingham ........................................................................................................835
William S. Boyd School of Law, UNLV
Faculty and Administration for 2020-2021

ADMINISTRATION
Daniel W. Hamilton, Dean, Richard J. Morgan Professor of Law
Rachael Adair, Assistant Dean of Career Development
Ian Bartrum, Associate Dean for Faculty Development and Research; Professor of Law
Angie Doran, Assistant Dean of Finance
Frank D. Durand, Associate Dean for Student Affairs
Sara Gordon, Associate Dean for Academic Affairs; Professor of Law
Joan Howarth, Interim Associate Dean for Experiential Legal Education
Christine Smith, Associate Dean for Public Service, Compliance, and Administration
Brian Wall, Assistant Dean of Admissions and Financial Aid

LAW FACULTY
Rachel J. Anderson, J.D., University of California, Berkeley, School of Law, Professor of Law
Ian C. Bartrum, LL.M., Yale Law School; J.D., Vermont Law School, Associate Dean for Faculty Development and Research; Professor of Law
Mary Beth Beazley, J.D., University of Notre Dame Law School, Professor of Law
Ian C. Bartrum, LL.M., Yale Law School; J.D., Vermont Law School, Associate Dean for Faculty Development and Research; Professor of Law
Bret C. Birdsong, J.D., University of California, Hastings College of the Law, Professor of Law
Stewart Chang, J.D., Georgetown University Law Center, Professor of Law
Frank Rudy Cooper, J.D., Duke Law School, Director, Program on Race, Gender, and Policing; William S. Boyd Professor of Law
Robert I. Correales, LL.M., Georgetown University Law Center; J.D., University of Kansas School of Law, Professor of Law
Benjamin Edwards, J.D., Columbia Law School, Associate Professor of Law
Ruben J. Garcia, LL.M., University of Wisconsin Law School; J.D., University of California, Los Angeles, School of Law, Co-Director, UNLV Workplace Law Program; Professor of Law
Sara Gordon, J.D., University of Arizona College of Law, Associate Dean for Academic Affairs, Professor of Law
Leslie C. Griffin, M.A., M. Phil., Ph.D., Yale University, J.D., Stanford Law School, William S. Boyd Professor of Law
Daniel W. Hamilton, Ph.D., Harvard University; J.D., George Washington University, Dean, Richard J. Morgan Professor of Law
Eve Hanan, J.D., University of Michigan Law School, Co-Director, Misdemeanor Clinic; Associate Professor of Law
Joan Howarth, J.D., University of Southern California, Interim Associate Dean for Experiential Legal Education; Distinguished Visiting Professor
Lori D. Johnson, J.D., Northwestern University School of Law, Associate Professor of Law
Michael Kagan, J.D., University of Michigan Law School, Director, UNLV Immigration Clinic; Joyce Mack Professor of Law
Kay P. Kindred, J.D., Columbia University School of Law, Professor of Law
Mary LaFrance, J.D., Duke University School of Law, IGT Professor of Intellectual Property Law
Sylvia Lazos, J.D., University of Michigan Law School, Justice Myron Leavitt Professor of Law
Francine J. Lipman, LL.M., New York University School of Law; J.D., University of California, Davis, School of Law, William S. Boyd Professor of Law
Sydney Lisy, J.D., Valparaiso University, Director of the Academic Success Program; Assistant Professor in Residence
Elizabeth L. MacDowell, J.D., University of California, Berkeley, School of Law, Director, Family Justice Clinic; Professor of Law
Thomas O. Main, J.D., Northeastern University School of Law, William S. Boyd Professor of Law
Ann C. McGinley, J.D., University of Pennsylvania Law School, William S. Boyd Professor of Law
Rebecca Nathanson, Ph.D., University of California, Santa Barbara, Director of Education Advocacy Clinic and Kids’ Court School; James E. Rogers Professor of Education and Law
Dawn Nielsen, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law, 
Director of Externships; Assistant Professor in Residence
Lydia Nussbaum, J.D., University of Maryland Francis King Carey School of Law, Director, 
Mediation Clinic; Director, Saltman Center for Conflict Resolution; Professor of Law
David Orentlicher, J.D., Harvard Law School, M.D., Harvard Medical School, Co-Director, 
UNLV Health Law Program; Judge Jack and Lula Lehman Professor of Law
Ngai Pindell, J.D., Harvard Law School, International Gaming Institute Professor of Law; 
Jeanne Frazier Price, J.D., University of Texas School of Law, Professor of Law; Director, 
Wiener-Rogers Law Library
Nancy B. Rapoport, J.D., Stanford Law School, Garman Turner Gordon Professor of Law; 
Affiliate Professor of Law and Ethics, Lee Business School
Joe Regalia, J.D., University of Michigan Law School, Associate Professor of Law
Addie C. Rolnick, J.D., University of California, Los Angeles, School of Law, Professor of Law
Keith A. Rowley, J.D., University of Texas School of Law, William S. Boyd Professor of Law
Rebecca Scharf, J.D., Harvard Law School, Professor of Law
Kathryn M. Stanchi, J.D., Boston University School of Law; E.L. Cord Professor of Law
Jeffrey W. Stempel, J.D., Yale Law School, Doris S. and Theodore B. Lee Professor of Law
Jean Sternlight, J.D., Harvard Law School, Founding Director, Saltman Center for Conflict 
Resolution; Michael and Sonja Saltman Professor of Law
David Tanenhaus, Ph.D., University of Chicago Law School, James E. Rogers Professor of 
History and Law
Anne R. Traum, J.D., University of California, Hastings College of the Law, Director, 
Appellate Clinic; Professor of Law
Marketa Trimble, J.D., Stanford Law School; JUDr., Ph.D., Law School of 
Charles University in Prague, Samuel S. Lionel Professor of Intellectual Property Law
John V. White, J.D., Yale Law School, Ralph Denton Professor of Law

**Distinguished Fellow**
Anthony Cabot, J.D., Arizona State University, Sandra Day O'Connor College of Law, 
Distinguished Fellow in Gaming Law
Senator Harry Reid, J.D., George Washington University Law School, Distinguished Fellow in Law and Policy
Governor Brian Sandoval, J.D., The Ohio State University, Moritz College of Law, 
Distinguished Fellow in Law and Leadership

**Emeriti Faculty**
Peter Brandon Bayer, LL.M., Harvard Law School; J.D., New York University School of 
Law, Emeritus Professor of Law
Linda L. Berger, J.D., Case Western Reserve University School of Law, Emerita Professor 
of Law
Mary E. Berkheiser, J.D., University of Arizona College of Law, Emerita Professor of Law
Christopher L. Blakesley, J.D.S., and LL.M., Columbia University School of Law; J.D., 
University of Utah College of Law, Emeritus Professor of Law
Richard L. Brown, J.D., Indiana University, Emeritus Professor of Law
Linda Edwards, J.D., University of Tennessee College of Law, Emerita Professor of Law
Douglas Grant, J.D., University of Colorado School of Law, Emeritus Professor of Law
Lyne Henderson, J.D., Stanford Law School, Emerita Professor of Law
Thomas B. McAffee, J.D., University of Utah College of Law, Emeritus Professor of Law
Richard J. Morgan, J.D., University of California, Los Angeles, School of Law, Dean 
Emeritus
Terrill Pollman, J.D., University of Arizona College of Law, Emerita Professor of Law
Elaine Shoben, J.D., University of California, Hastings College of the Law, Emerita 
Professor of Law
Jean M. Whitney, J.D., William Mitchell College of Law, Emerita Professor of Law

**Library Faculty**
Youngwoo Ban, J.D., Oklahoma City University School of Law, M.L.I.S., University of 
Arizona, Research Librarian and Assistant Professor
David McClure, J.D., University of Nebraska College of Law; M.S.I.S., University of Texas, 
Associate Director and Associate Professor
Jim Rich, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law, Research Librarian and Assistant Professor
Victoria Tokar, J.D., Loyola Law School, Research Librarian and Assistant Professor

**SENIOR FELLOWS**
Nancy Brune, Ph.D., Yale University, Kenny Guinn Center for Policy Priorities, Nevada, Senior Fellow
Honorable Jay S. Bybee, J.D., Brigham Young University Law School, Senior Fellow in Constitutional Law
Frank Fritz, J.D., Columbia University School of Law, Senior Fellow
Patricia Mulroy, M.A., University of Nevada, Las Vegas Senior Fellow, Practitioner in Residence Saltman Center for Conflict Resolution

**SALTMAN SENIOR SCHOLARS**
Hal Abramson, LL.M., Harvard Law School; J.D., Syracuse University College of Law
Lisa Blomgren Amsler, J.D., University of Connecticut School of Law

**ADJUNCT FACULTY**
Jeanette Barrick, J.D., William S. Boyd School of Law
Jennifer Carleton, J.D., University of Wisconsin Law School
Patrick Chapin, J.D., Capital University School of Law
Uri Clinton, J.D., Gonzaga University School of Law; MBA, Vanderbilt University
Christy Craig; J.D., California Western School of Law
Honorable Jennifer Dorsey, J.D., Pepperdine University School of Law
Seth Floyd, J.D., William S. Boyd School of Law
Osvaldo Fumo, J.D., Whittier Law School
Maxim Gakh, J.D., The Ohio State University; M.P.H., Johns Hopkins University
Greg Gemignani, J.D., University of Wisconsin Law School
John Harney, J.D., University of Wisconsin Law School
Becky Harris, LL.M., University of Nevada, Las Vegas; J.D., Brigham Young University; J.D., Reuben Clark Law School
C. Stanley Hunterton, J.D., Syracuse University College of Law
Terry Johnson, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law
Marc Kligman, J.D., Tulane University School of Law
John Lambrose, J.D., University of Idaho College of Law
Eleissa Lavelle, LL.M., Pepperdine University School of Law; J.D., University of Utah College of Law
Erin McMullen, J.D., California Western School of Law
Samuel McMullen, J.D., Georgetown University
Joanna Myers, J.D., William S. Boyd School of Law
Honorable Mike K. Nakagawa, J.D., University of California, Davis, School of Law
Heidi Ojeda, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law
Stanford B. Owen, J.D., Stanford Law School
Peter Sadowski, J.D., St. Louis University School of Law
David Sandino, J.D., Santa Clara University School of Law
Bryan Schwartz, J.D., University of Nevada, Las Vegas, William S. Boyd School of Law
David G. Schwartz, Ph.D. History, UCLA; B.A. and M.A., University of Pennsylvania
David P. Schwartz, J.D., Brooklyn Law School
Howard Siegel, J.D., Syracuse University, College of Law
Rene Valladares, LL.M., University of Miami School of Law; J.D., University of Florida School of Law
Honorable Gregg Zive, J.D., University of Notre Dame Law School