

CAROL N. BROWN

The University of Richmond School of Law
28 Westhampton Way
Richmond, Virginia 23173
Office: (804) 484-1626 cbrown5@richmond.edu
Personal: (336) 432-4424 carolbrown2580@gmail.com

EDUCATION

DUKE UNIVERSITY SCHOOL OF LAW, Durham, North Carolina
J.D., May 1995
LL.M., International and Comparative Law, May 1995
Duke Journal of Comparative and International Law, Staff Editor

DUKE UNIVERSITY, Durham, North Carolina
A.B. *cum laude*, December 1991
Majors: Public Policy Studies and Spanish

TEACHING EXPERIENCE

THE UNIVERSITY OF RICHMOND SCHOOL OF LAW
Richmond, Virginia
Professor (2012 – present)
Courses: Property Law Survey, Housing Law, Land Use Planning, Real Estate Transactions

THE UNIVERSITY OF NORTH CAROLINA SCHOOL OF LAW
Chapel Hill, North Carolina
Professor (2008 – 2012)
Associate Professor (2007 – 2008)
Courses: Property Law Survey, Land Use Planning, Real Property Security

THE UNIVERSITY OF ALABAMA SCHOOL OF LAW
Tuscaloosa, Alabama
Associate Professor (2004 – 2007)
Assistant Professor (2001 – 2004)
Courses: Property Law Survey, Housing Law, Land Use Planning, Real Property Security

LEGAL EXPERIENCE

ASSOCIATE (1998 – 2001)
SIROTE & PERMUTT, P.C.
Birmingham, Alabama
General Business, Real Estate, Consumer Finance

ASSOCIATE (1996 – 1998)
McGUIRE, WOODS, BATTLE & BOOTHE, L.L.P.
Richmond, Virginia
Labor and Employment Discrimination

CLERKSHIP

JUDICIAL LAW CLERK (1995 – 1996)
THE HONORABLE SHARON L. BLACKBURN
UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ALABAMA
Birmingham, Alabama

PUBLICATIONS

Books

CASES AND MATERIALS ON AMERICAN PROPERTY LAW (West 7th ed. 2019) (with Sheldon F. Kurtz, Herbert Hovenkamp, and Christopher Odinet)

LANDLORD AND TENANT LAW: IN A NUTSHELL (West 6th ed. 2018) (with David S. Hill)

EXPERIENCING HOUSING LAW (West 1st ed. Spring 2016)

PLANNING AND CONTROL OF LAND DEVELOPMENT: CASES AND MATERIALS (LexisNexis 10th ed. forthcoming 2020) (with Daniel R. Mandelker, Dwight Merriam, Nancy Stroud, and Lance Freeman)

PROPERTY QUICK REVIEW: SUM AND SUBSTANCE (West 5th ed. 2011) (with Julian C. Juergensmeyer)

INSIDE PROPERTY LAW: WHAT MATTERS AND WHY (Aspen Publishers 2nd ed. 2011) (with Daniel B. Bogart)

BASIC MORTGAGE LAW: CASES AND MATERIALS (Carolina Academic Press 2nd ed. 2007) (with David S. Hill)

Book Chapter

Kelo v. City of New London and the Prospects of Development After a Natural Disaster, in PRIVATE PROPERTY, COMMUNITY DEVELOPMENT AND EMINENT DOMAIN (Robin Paul Malloy ed., Ashgate Publishing) (2008)

Articles

On the Twenty-Fifth Anniversary of Lucas: Making or Breaking the Takings Claim, 102 IOWA L. REV. 1847 (Spring 2017) (with Dwight H. Merriam)

Justice Thomas's Kelo Dissent: The Perilous and Political Nature of Public Purpose, 23 GEO. MASON L. REV. 273 (Spring 2016)

The Categorical Lucas Rule and the Nuisance and Background Principles Exception, 30 TOURO L. REV. 349 (Spring 2014)

Intent and Empirics: Race to the Subprime, 93 MARQ. L. REV. 907 (2010)

Women and Subprime Lending: An Essay Advocating Self-Regulation of the Mortgage Lending Industry, Symposium on Law as Transformative Agent: Thinking and Doing Law in New Categories, 43 IND. L. REV. 1217(2010)

Rethinking Adverse Possession, 60 SYRACUSE L. REV. 583 (2010) (with Serena M. Williams)

The Houses that Eminent Domain and Housing Tax Credits Built: Imagining A Better New Orleans, 34 FORDHAM URB. L.J. 689 (Fall 2007), reprinted in 16 SUMMER JOURNAL OF AFFORDABLE HOUSING AND COMMUNITY DEVELOPMENT LAW 377 (2007) (with Serena M. Williams)

Drinking from a Deep Well: The Public Trust Doctrine and Western Water Law, 34 FLA. ST. U. L. REV. 1 (2006), reprinted in VI ICFAI J. ENVTL. L. 24 (JULY 2007)

A Time to Preserve: A Call for Formal Private-Property Rights in Perpetual Conservation Easements, 40 GA. L. REV. 85 (2005), reprinted in 2006 ZONING AND PLANNING LAW HANDBOOK 1019 - 1095 (Patricia E. Salkin ed.), reprinted in Sustain: A Journal of Environmental and Sustainability Issues 68 (2010)

Casting Lots: The Illusion of Justice and Accountability in Property Allocation, 53 BUFF. L. REV. 65 (2005)

Taking the Takings Claim: A Policy and Economic Analysis of the Survival of Takings Claims After Property Transfers, 36 CONN. L. REV. 7 (2003)

Works in Progress

Dispossession

EXTRAORDINARY PROPERTY FOR ORDINARY PEOPLE

SELECTED PROFESSIONAL ASSOCIATIONS AND SERVICE

- **Member**, Board of Directors, Housing Opportunities Made Equal (HOME) (January 1, 2016-January 2018; January 2020 - Present)
- **Member**, Board of Directors, Inclusivity Institute (July 2019 – Present)
- **Member**, Real Property Drafting Committee, National Conference of Bar Examiners (NCBE) (term beginning November 14, 2017 through June 30, 2021)
- **Co-Editor**, Property Section, The Journal of Things We Like (Lots), (JOTWELL) (July 2016 – Present)
- **Member**, Programs Committee, American College of Real Estate Lawyers (ACREL) (October 2012 – 2014)
- **Fellow**, American College of Real Estate Lawyers (ACREL) (March 2011 – present)
- **Member**, Association of American Law Schools Research Committee (January 2011 – January 2014)
- **Chair**, Association of American Law Schools Section on Real Estate Transactions (January 2011 – January 2012)
- **Chair-Elect**, Association of American Law Schools Section on Real Estate Transactions (January 2010 – January 2011)
- **Delegate, Faculty Assembly**, The University of North Carolina at Chapel Hill (July 2009 – July 2012)
- **Chair**, Association of American Law Schools Section on Property Law (January 2009 – January 2010)
- **Secretary**, Association of American Law Schools Section on Real Estate Transactions (January 2009 – January 2010)
- **Chair-Elect**, Association of American Law Schools Property Section (January 2008 – January 2009)

- **Treasurer**, Association of American Law Schools Real Estate Transactions Section (January 2008 – January 2009)
- **Executive Committee**, Association of American Law Schools Real Estate Transactions Section (2007-2008)
- **Secretary**, Association of American Law Schools Property Section (January 2007 – January 2008)
- **Alternate**, Association of American Law Schools Annual Conference (January 2007)
- **Member**, Association of American Law Schools Minority Groups Section Executive Committee (2006 - 2008)
- **Founding Member**, Working Group on Property, Citizenship, and Social Entrepreneurism (PCSE), Syracuse University (2004 - present)
- **Member**, Real Estate Standby Committee, Alabama Law Institute (2004 - 2007)
- **Member**, Board of Directors, Main Street Birmingham (2004 - 2007)
- **Member**, Advisory Committee for the Alabama Uniform Residential Landlord and Tenant Act, Alabama Law Institute (2002 - 2006)
- **Member**, Advisory Committee for the Alabama Uniform Residential Mortgage Satisfaction Act, Alabama Law Institute (2004 - 2005)
- **Participant**, ALI-ABA Seminar, Advanced Writing and Editing for Lawyers (2004)
- **Co-Chair**, Junior Faculty Subcommittee, Second National People of Color Legal Scholarship Conference Planning Committee (2003)
- **Attendee**, LSAC, *Dreamkeeping: Empowering Minority Faculty—A Dialogue* (2003)

PAPERS PRESENTED AND LECTURES

- **Presenter**, Old Dominion Bar Association, *On the Eightieth Anniversary of the Old Dominion Bar Association: Socioeconomic Zoning Then and Now* (February 1, 2020)
- **Presenter**, Association of American Law Schools, AALS Workshop for Pretenured Law School *Teachers of Color Session Three: Teaching* (January 4, 2020)
- **Presenter**, American Bar Association Professor's Corner, *Murr v. Wisconsin and Its Impact on Regulatory Takings Law* (July 11, 2017)
- **Presenter**, American Bar Association Section of Real Property, Trust and Estate Law, *Law Professors' Recent Update* (April 30, 2015)
- **Presenter**, International Municipal Lawyers Association Audio/Web Conference, *2014 Cases of the Year* (January 12, 2015)
- **Presenter**, Association of American Law Schools, AALS Hot Topic/Bridge Program, *Justice Thomas' Kelo Dissent: The Perilous and Political Nature of the Public Use Clause* (January 2015)
- **Presenter**, International Municipal Lawyers Association Audio/Web Conference, *Takings in a Post- Koontz World* (May 12, 2014)
- **Presenter**, International Municipal Lawyers Association Audio/Web Conference, *2013 Cases of the Year* (January 14, 2014)
- **Panelist**, Conference Marking the 40th Anniversary of the Publication of THE TAKING ISSUE, (October 3-4, 2013)
- **Panelist**, American Planning Association Audio/Web Conference, *Lessons from Koontz v. St. Johns River Water Management District*, (July 17, 2013)
- **Presenter**, The Eleventh Annual Richard E. Nelson Symposium, *Rethinking Adverse Possession*, (February 10, 2012)
- **Presenter**, 2010 Renmin University of China Law School Conference, *Intent and Empirics: Race to the Subprime*, (June 17–19, 2010)
- **Presenter**, A 2020 View of Urban Infrastructure: A Festschrift in Honor of Julian Conrad Juergensmeyer on the Occasion of his 45th Year of Law Teaching, Georgia State University

College of Law, *Creating the Takings Claim: Public Law, Private Agreements* (March 25 – 26, 2010)

- **Presenter**, Association for Law, Property and Society (March 5 – 6, 2010)
- **Presenter**, The Law and Society Association (May 29, 2009)
- **Presenter**, American Bar Association Section of Real Property, Trust and Estate Law (May 1, 2009)
- **Presenter**, Working Group on Property, Citizenship, and Social Entrepreneurism, *The Public Nature of Private Property* (November 14-15, 2008)
- **Co-Chair and Presenter**, The Law and Society Association (Summer 2008)
- **Moderator**, The University of North Carolina School of Law, Housing Law Conference, *One People, One Nation? Housing and Social Justice: The Intersection of Race, Place, and Opportunity* (October 12, 2007)
- **Presenter**, Association of American Law Schools Section on Real Estate Transactions, *Post Disaster Real Estate Development* (January 2007)
- **Presenter**, Third Annual Working Group on Property, Citizenship, and Social Entrepreneurism, *The Role of Public-Private Partnerships in New Orleans' Renewal* (November 2006)
- **Presenter**, Southeastern Association of Law Schools (SEALS), *Viewing Environmental Policy and Law Through the Lens of Sustainable Development: Clarification or a Muddle?* (2006)
- **Presenter**, Second Annual Working Group on Property, Citizenship, and Social Entrepreneurism, *Drinking from a Deep Well: The Public Trust Doctrine and Western Water Law* (2005)
- **Presenter**, Inaugural Meeting Working Group on Property, Citizenship, and Social Entrepreneurism, *A Time to Preserve: A Call for Formal Private-Property Rights in Perpetual Conservation Easements* (2004)
- **Presenter**, Second National People of Color Legal Scholarship Conference, *A Time to Preserve: A Call for Formal Private-Property Rights in Perpetual Conservation Easements* (2004)
- **Presenter**, Mid-Atlantic People of Color Legal Scholarship Conference Annual Meeting, *Castling Lots: The Illusion of Justice and Accountability in Property Allocation* (2004)
- **Presenter**, Southeastern Association of Law Schools (SEALS) Young Scholars Workshop, work in progress (2004)
- **Presenter**, Midwestern People of Color Legal Scholarship Conference Annual Meeting, work in progress (2003)
- **Presenter**, Association of American Law Schools Workshop for New Law Teachers, *Reports from New Law Teachers* (2003)

ADMITTED TO PRACTICE

Virginia and Alabama