

April 2018

Front Matter

Follow this and additional works at: <https://researchrepository.wvu.edu/wvlr>

Recommended Citation

Front Matter, 120 W. Va. L. Rev. (2018).

Available at: <https://researchrepository.wvu.edu/wvlr/vol120/iss3/2>

This Prefatory Matter is brought to you for free and open access by the WVU College of Law at The Research Repository @ WVU. It has been accepted for inclusion in West Virginia Law Review by an authorized editor of The Research Repository @ WVU. For more information, please contact ian.harmon@mail.wvu.edu.

SAMANTHA STEFANOV
Secretarial Support

LISA BERRY
Accounting

KEITH WALTON
Technical Support

JOSHUA FERSHEE
Faculty Advisor

EXECUTIVE LEADERSHIP TEAM OF THE UNIVERSITY

E. Gordon Gee, B.A., J.D., Ed.D., *President of West Virginia University*
Joyce E. McConnell, B.A., J.D., LL.M., *Provost and Vice President for Academic Affairs*
Clay Marsh, B.S., M.D., *Vice President and Executive Dean of Health Sciences*
Rob Alsop, B.A., J.D., *Vice President for Strategic Initiatives*
William I. Brustein, B.A., M.A., Ph.D., *Vice President for Global Strategies and
International Affairs*
John P. Campbell, B.A., M.S., Ph.D., *Vice Provost*
Jay Cole, B.A., M.A., Ph.D., *Senior Advisor to the President*
Cris DeBord, B.A., M.S., *Vice President of Talent and Culture*
G. Corey Farris, B.S., M.A., *Dean of Students*
Jennifer Fisher, B.A., M.P.A., Ph.D., *Executive Officer and Assistant Secretary to the
Board of Governors*
Sean Frisbee, B.S., M.S., *President & CEO, WVU Alumni Association Inc. and WVU
Vice President of Alumni Relations*
David Fryson, B.S., J.D., *Vice President for Diversity, Equity and Inclusion*
Fred L. King, B.S., Ph.D., *Vice President for Research*
Valerie Lopez, B.S., *Special Assistant to the Board of Governors*
Shane Lyons, B.S., M.S., *Director of Intercollegiate Athletics and Associate Vice
President for WVU*
Sharon Martin, B.A.A., *Vice President for University Relations*
Cynthia Roth, B.S., M.P.M., *President and CEO of WVU Foundation, Inc.*
Stephanie Taylor, B.S., J.D., *General Counsel*
Narvel Weese, B.S., M.S., *Vice President for Administration and Finance*
Albert L. Wright, Jr., *President & CEO, West Virginia University Health System*
Robin Yorty, B.A., *Executive Director of University Events and Liaison to the President*

COLLEGE OF LAW ADMINISTRATION

Gregory W. Bowman, B.A., M.A., J.D., *Dean and Professor of Law*
Gregory G. Elkins, B.A., M.A., Ed.D., *Associate Dean for Administration and Finance*
Joshua Fershee, B.A., J.D., *Associate Dean for Faculty Development and Research and
Professor of Law*
Kendra Huard Fershee, B.A., J.D., *Associate Dean for Academic Affairs and Professor of
Law*
Jena Martin, B.A., J.D., *Associate Dean for Innovation and Global Development and
Professor of Law*
Jessica Haught, B.A., J.D., *Interim Co-Director of the WVU Law Library and Teaching
Associate Professor of Law*
Mark Podvia, B.A., M.A., M.S., J.D., *Interim Co-Director of the WVU Law Library,
Head of Faculty Services, and Special Collections Librarian and Archivist*
Amber Brugnoli, B.A., M.S., J.D., *Assistant Dean for Continuing Legal Education*
Jennie James, B.S., M.A., M.B.A., *Assistant Dean for Development*
Tina Jernigan, B.A., M.A., *Assistant Dean for Student Life*
James Jolly, B.A., *Director of Marketing & Communications*

Jennifer F. Powell, B.A., M.S.W., J.D., *Director of the Center for Law and Public Service*

Heather Spielmaker, B.A., J.D., *Assistant Dean for Career Services*

COLLEGE OF LAW FACULTY

- Gerald G. Ashdown, B.B.A., J.D., *James H. "Buck" and June M. Harless Professor of Law*
- Priya Baskaran, B.A., J.D., M.U.P., LL.M., *Director, Entrepreneurship Law Clinic and Associate Professor of Law*
- Robert M. Bastress, B.A., J.D., LL.M., *John W. Fisher, II Professor of Law*
- Valena Beety, B.A., J.D., *Associate Professor of Law*
- Valarie Blake, B.S., J.D., M.A., *Associate Professor of Law*
- Forest J. Bowman, B.S., J.D., *Jackson Kelly Professor of Law Emeritus*
- Thomas C. Cady, B.A., LL.B., LL.M., *Professor of Law*
- Vincent P. Cardi, A.B., J.D., LL.M., *Bowles Rice McDavid Graff & Love Professor of Law*
- Charles R. DiSalvo, B.A., M.A., J.D., *Woodrow A. Potesta Professor of Law*
- James R. Elkins, B.A., J.D., LL.M., *Professor of Law*
- Atiba R. Ellis, B.A., M.A., J.D., *Professor of Law*
- John W. Fisher, II, A.B., J.D., *William J. Maier, Jr. Dean Emeritus and Robert M. Steptoe and James D. Steptoe Professor of Property Law Emeritus*
- James J. Friedberg, B.A., J.D., *Hale J. & Roscoe P. Posten Professor of Law*
- David C. Hardesty, Jr., A.B., M.A., J.D., *President Emeritus, West Virginia University and Professor of Law*
- David Krech, B.S., J.D., *Teaching Professor and Director, Appellate Advocacy Program and Legal Reasoning, Research and Writing*
- Robert G. Lathrop, B.A., LL.B., LL.M., *Professor Emeritus*
- Anne M. Lofaso, A.B., J.D., D.Phil., *Arthur B. Hodges Professor of Law*
- Lynne Maxwell, B.A., M.A./M.A., M.S.W., M.L.S., J.D., *Associate Professor of Law*
- Marjorie A. McDiarmid, B.A., J.D., LL.M., *Steptoe and Johnson Professor of Law and Technology and Director, Clinical Law Program*
- Patrick C. McGinley, A.B., J.D., *Charles H. Haden Professor of Law*
- James A. McLaughlin, B.A., J.D., *Robert L. Shuman Professor of Law*
- Jennifer D. Oliva, B.S., M.B.A., J.D., *Associate Professor of Law*
- Dale P. Olson, B.A., J.D., LL.M., *Professor of Law*
- Thomas O. Patrick, A.B., M.A., J.D., *Teaching Professor*
- Alison Peck, B.A., LL.M., J.D., *Professor of Law*
- William Rhee, B.A., J.D., *Professor of Law*
- Jesse Richardson, B.S., M.S., J.D., *Associate Professor of Law*
- Camille M. Riley, B.A., M.S.L.S., J.D., *Associate Professor of Law*
- John E. Taylor, A.B, M.A., Ph.D., J.D., *Jackson Kelly Professor of Law*
- Hollee S. Temple, B.S., M.S., J.D., *Teaching Professor*
- Matthew Titolo, B.A., M.A., Ph.D., J.D., *Professor of Law*
- Kirsha Trychta, B.A., M.A., J.D., *Teaching Associate Professor and Director, Academic Excellence Center*
- Shine (Sean) Tu, B.S./B.S., Ph.D., J.D., *Professor of Law*

James Van Nostrand, B.A., J.D., M.A., LL.M., *Professor of Law and Director, Center for Energy and Sustainable Development Director*
Joshua Weishart, B.A., M. Phil., J.D., *Associate Professor of Law*
Grace Wigal, B.A., M.A., J.D., *Professor Emeritus*
Elaine W. Wilson, B.A., J.D., *Associate Professor of Law*

LAND USE CLINICIANS

Jared Anderson, B.A., M.U.R.P., J.D., *Supporting Land Use Attorney*
Christy DeMuth, B.S., M.S., *Land Use Planner, LUSD Law Clinic*
Nathan Fetty, B.A., J.D., *Managing Attorney, Land Use & Sustainable Development Law Clinic*
Katherine Garvey, B.S., J.D., LL.M., *Director, Land Use & Sustainable Development Law Clinic*
Jesse Richardson, B.S., M.S., J.D., *Lead Land Use Attorney, Land Use & Sustainable Development Law Clinic*
Jason Walls, B.S., J.D., *Land Conservation Attorney, LUSD Law Clinic*

COLLEGE OF LAW VISITING FACULTY

Michael C. Blumenthal, B.A., J.D., *Visiting Professor of Law*
Barton Z. Cowan, A.B., J.D., *Visiting Professor of Law*
Hon. Larry V. Starcher, A.B., J.D., *Visiting Lecturer in Law*
Nancy Trudel, B.A., J.D., *Visiting Associate Professor of Law*
Suzanne Weise, B.A., J.D., *Director, Child & Family Law Clinic and Visiting Associate Professor of Law*

COLLEGE OF LAW ADJUNCT FACULTY

Michael Aloï, B.A., J.D., *Lecturer in Law*
Nicole Annan, B.A., J.D., *Lecturer in Law*
Michael Barill, B.S., J.D., *Lecturer in Law*
Mary Roberta Brandt, B.A., J.D., *Lecturer in Law*
Hon. Russell M. Clawges, A.B., J.D., *Lecturer in Law*
L. G. Corder, B.A., J.D., *Lecturer in Law*
Scott A. Curnutte, B.A., J.D., *Lecturer in Law*
Amy Beth Cyphert, B.A., J.D., *Lecturer in Law*
Melissa Giggenbach, B.A., J.D., *Lecturer in Law*
Kevin Gillen, A.A., B.A., J.D., *Lecturer in Law*
Hon. David Janes, B.A., J.D., *Lecturer in Law*
Jacob A. Manning, B.A., J.D., *Lecturer in Law*
Richard Marsh, B.S., J.D., *Lecturer in Law*
Jennifer Mason, B.A., J.D., *Lecturer in Law*
Susan K. McLaughlin, B.S., J.D., *Lecturer in Law*
Wiley Newbold, B.A., J.D., *Lecturer in Law*
Adrian N. Roe, B.A., J.D., *Lecturer in Law*
Joshua Rogers, B.S.B.A., J.D., *Lecturer in Law*

Larry Rosenberg, B.A., J.D., *Lecturer in Law*

Molly Russell, B.A., M.A., J.D., *Lecturer in Law*

Shannon P. Smith, B.S., J.D., *Lecturer in Law*

Frank Volk, B.A., J.D., *Lecturer in Law*

Robert S. Whitehill, B.A., J.D., *Co-Director of Immigration Law Clinical Practice Group*

CITE AS: 120 W. VA. L. REV. ____ (2018).

West Virginia Law Review

(ISSN 0043-3268)

Published three times a year by the WEST VIRGINIA LAW REVIEW

at the West Virginia University College of Law,

P.O. Box 6130, Morgantown, WV 26506-6130

E-Mail: wvlrev@mail.wvu.edu

Phone: (304) 293-2301

Website: <http://wvlawreview.wvu.edu>

Founded in 1894, the *West Virginia Law Review* is the fourth oldest law journal in the nation.

SUBSCRIPTIONS: \$30 per year for individuals. \$27 for agencies. The *Law Review* has a limited number of single issues in stock for the current volume. The cost per issue is \$12 plus shipping. Availability of issues from prior volumes is limited. Subscriptions are renewed automatically each August unless a notice of cancellation is received by October 1. Cancellation of a current subscription will become effective at the end of the current volume. No refunds will be issued. Address changes must be received 4 weeks before publication date to ensure delivery. All notifications of changes of address should include both old and new addresses with zip codes and nine-digit zip codes for new addresses.

COPYRIGHT: © 2017 by the *West Virginia Law Review*, except where noted otherwise. No claim of copyright is made for official U.S. or state government statutes, rules, or regulations. For permission to reprint an article or any portion thereof, please address a written request to the *West Virginia Law Review*.

MANUSCRIPTS: The *West Virginia Law Review* invites the submission of unsolicited manuscripts. Such manuscripts will be returned only if accompanied by a self-addressed, postage-paid envelope.

PRODUCTION: The citations of the *West Virginia Law Review* conform generally to *The Bluebook: A Uniform System of Citation* (20th ed. 2015).

The views expressed in the WEST VIRGINIA LAW REVIEW are those of the authors and do not reflect the policies, opinions, or views of the WEST VIRGINIA LAW REVIEW, its Editors, the West Virginia University College of Law, or West Virginia University.

Volume 120

Spring 2018

Issue 3