# TABLE OF CONTENTS

## ARTICLES

- **Private Practice, Public Profession: Convictions, Commitments, and the Availability of Counsel**
  Barry Sullivan  
  1
- **Allocating the Burden of Proof in Administrative and Judicial Proceedings Under the Individuals with Disabilities Education Act**
  Thomas A. Mayes  
  27
  Perry A. Zirkel  
  Dixie Snow Huefner
- **The Maternal-Fetal Conflict: The Right of a Woman to Refuse a Cesarean Section Versus the State’s Interest in Saving the Life of the Fetus**
  Daniel R. Levy, Esq.  
  97
- **Constitutional Considerations for Local Government Reform in West Virginia**
  Robert M. Bastress, Jr.  
  125

## STUDENT WORKS

- **In Re Flood Litigation: When it Rains, the Lawsuits Pour: Considering Social, Public and Economic Policy When Determining Duty in West Virginia**
  Seth P. Hayes  
  171
- **Arbitration of Employer Violations of the West Virginia Human Rights Act: West Virginia Should Make Like Ants Marching and Continue its Pursuit of Bliss**
  Nicholas S. Johnson  
  205
- **Being Choosy: An Analysis of Public School Choice Under No Child Left Behind**
  Abigail Aikens  
  233
- **Confronting America’s Ambivalence Towards Same-Sex Marriage: A Legal and Policy Perspective**
  Justin R. Pasfield  
  267