

2004

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William & Mary Law School



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By Staff

November 23, 2004

William & Mary Law School's Property Rights Project honored Frank I. Michelman of Harvard Law School with its inaugural Brigham-Kanner Prize on Nov. 5. William & Mary Law School's Property Rights Project honored Professor Frank I. Michelman of Harvard Law School with its inaugural Brigham-Kanner Prize at a special dinner at the College of William & Mary's historic Wren Building on Nov. 5.

Eric Kades, William & Mary Professor of Law and the Project's Director, said that Michelman was chosen as the first honoree in recognition of the impact that his article, *Property, Utility, and Fairness* (Harvard Law Review, 1967), has had on the field. "The practical political theory in this article and in Professor Michelman's subsequent work has offered insights that two – going on three – generations of scholars and courts have found useful," Kades said.

Kades estimated that the 1967 article "was cited in 11 Supreme Court decisions, over a hundred times in lower court cases, and in law reviews approaching a thousand cites. ... There is no sign that the staying power of this article has faded."

Professor Michelman earned his B.A. at Yale and his LL.M. at Harvard. He is the Robert Walmsley University Professor at Harvard Law School where he has taught since 1963. He is the author of *Brennan and Democracy* (Princeton University Press, 1999) as well as numerous articles on property law and theory, constitutional law and theory, local government law and jurisprudence. He is a member of the Board of Directors of the U.S. Association of Constitutional Law and of the National Advisory Board of the American Constitution Society. In recognition of his numerous contributions and achievements, he was inducted into the American Academy of Arts and Sciences in 1986.

The William & Mary Prize is named in recognition of Toby P. Brigham and Gideon Kanner for their lifetime contributions to private property rights, their efforts to advance the constitutional protections thereof, and their accomplishments in preserving the protections and dignity of the individual and civil rights to private property. Brigham is a founding partner of Brigham Moore in Florida and has specialized in eminent domain and property rights law for over 40 years. Gideon Kanner is professor of law emeritus at Loyola Law School and is currently Of Counsel at Manatt, Phelps & Phillips in California.