

CONNECTICUT LAW REVIEW BYLAWS
(Revised to January 19, 2010)

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ARTICLE I: NAME AND PURPOSE

The name of this association shall be Connecticut Law Review. Connecticut Law Review shall publish, at least four times a year, Connecticut Law Review. This publication shall consist of, insofar as practical, the following sections:

1. A symposium on a timely topic, including contributions by eminent writers in legal and

interdisciplinary fields, or lead articles in non-symposium form if the Editorial Board shall so decide.

(a) Selection of the topic of a symposium issue shall be made by a vote of the general membership. The Editorial Board shall offer a list of proposed symposium topics to the general membership of Connecticut Law Review. The Editorial Board may make recommendations to the general membership concerning the proposed topics. The selection of the symposium topic shall be as follows. Each member shall be allowed one vote. No topic shall be selected without receiving a majority of the votes cast. In the event that no topic shall receive a majority of any ballot, the topic receiving the least number of votes on that ballot shall be eliminated. The balloting shall continue until one topic is chosen.

(b) If, after attempting to solicit prospective authors for the symposium, the Editorial Board shall decide by a two-thirds majority vote that the selected topic is not feasible, the topic with the second highest number of votes shall be the symposium topic. In the event that none of the three topics with the highest number of votes shall be deemed feasible by two-thirds of the Editorial Board, after solicitation for each topic the original list of proposed topics, excluding the three with the highest number of votes, shall be submitted to the general membership for a new vote in accordance with this Article. By a three-fourths vote, the Editorial Board may dispense with soliciting for the second- and third place symposium topics.

2. Contributions by members of Connecticut Law Review written and submitted for publication in accordance with these Bylaws.

3. Book reviews and other contributions which the Editorial Board shall decide to publish.

ARTICLE II: MEMBERSHIP

(a) **MEMBERSHIP OFFERS:** Connecticut Law Review shall offer membership to thirty-four students annually. Membership offers shall be extended as follows:

(1) **GRADE-ON MEMBERSHIP OFFERS:** All first-year students in the Day Division program ranking first, second, third, fourth, fifth, sixth and seventh in the class at the end of the first year shall be offered membership. In the event of ties in class rank among these top seven ranks, all of the tied students shall be

offered membership. This may result in more than seven Day Division students being offered membership on the basis of class rank. All first-year students in the Evening Division program ranking first, second, third, and fourth in the class at the end of the first year shall be offered membership. In the event of ties in class rank among these top four ranks, all of the tied students shall be offered membership. This may result in more than four Evening Division students being offered membership on the basis of class rank. Four-year Day Division students shall be considered Evening Division students for the purposes of this section.

(2) **WRITE-ON MEMBERSHIP OFFERS:** After determining the number of membership offers based on class rank, membership offers shall then be extended through the Summer Writing Competition to that number of prospective second-year day division, second year evening division, and third-year evening division students which shall achieve a total of thirty-four membership offers. The total number of membership offers at the completion of the Summer Writing Competition shall be fixed at thirty-four and shall not vary due to ties in class rank. Thus, if there shall be no ties in class ranks, membership offers shall be extended to eleven students on the basis of class rank and to twenty-three students on the basis of the Summer Writing Competition for a total of thirty-four membership offers. However, for example, if twelve students shall be tied in the appropriate class ranks, membership offers shall be extended to all twelve students on the basis of class rank and to twenty-two students on the basis of the Summer Writing Competition for a total of thirty-four membership offers.

(b) **SUMMER WRITING COMPETITION:** All competitors shall write on the same subject and all prospective second-year day division, second-year evening division, and third-year Evening Division students shall be eligible to compete, subject to the requirements of this section. The duration of the Summer Writing Competition shall be determined by the Competition Editor and may vary between Day Division students and Evening Division students. A copy of these Bylaws shall be placed on reserve in the University of Connecticut School of Law Library prior to the commencement of the Summer Writing Competition.

(1) The Summer Writing Competition shall be conducted under rules adopted by a Competition Committee appointed by the Editor-in-Chief. The criteria for judging competition papers shall include writing skills, completeness, organization, precision of thought and language, and originality. The format of competition papers shall conform as nearly as possible to that exemplified in Connecticut Law Review and citations shall conform with the latest edition of The Bluebook. Competition papers shall be evaluated by at least three members of Connecticut Law Review. All competition papers conditionally accepted by the Competition Committee shall be submitted to the Editor-in-Chief for final approval.

(2) Competition papers shall be identified by competition packet number and student identification number only. Students submitting competition papers shall also submit a sealed envelope addressed "To the Editor-in-Chief of Connecticut Law Review," which shall contain the student's name, address, telephone number, student identification number, and the title of the competition paper.

(3) Students submitting competition papers shall be required to submit an Honor Code Release Form, which shall allow the University of Connecticut School of Law administration to release to the Editor-in-Chief or the Competition Editor information regarding whether a competitor has confessed to or has been judged responsible for a violation of academic misconduct pursuant to the Law School Policy on Academic Misconduct. Any student who has confessed to or has been judged responsible for a violation of academic misconduct shall, without exception, be barred from membership on Connecticut Law Review. Mere accusation of academic misconduct, however, shall not result in a student being barred from membership on Connecticut Law Review. All recipients of information regarding academic misconduct shall keep such information in strictest confidentiality.

(4) Any student who submits competition materials is ineligible to subsequently compete for membership on Connecticut Law Review, whether through future Summer Writing Competitions or through the Supplementary Writing Competition.

(5) Students receiving competition packets shall be required to sign a form of understanding certifying that completion of the Summer Writing Competition represents their only opportunity to compete for membership on Connecticut Law Review.

(6) A student who is classified as other than a three-year day or four-year evening student, has undertaken a leave of absence, or who has otherwise participated in a nontraditional course of study, and who does not complete the Summer Writing Competition after the conclusion of the student's first year of law school, shall be eligible to participate in the Summer Writing Competition at the discretion of the Editor-in-Chief. In exercising this discretion, the Editor-in-

Chief shall take into account (i) the ability of the student to fulfill the membership requirements of Connecticut Law Review and (ii) the number of semesters remaining in the student's course of study at the Law School, with a strong preference for students who intend to complete at least four semesters of study at the Law School following their participation in the Summer Writing Competition.

(7) **TRANSFER STUDENT ELIGIBILITY:** All prospective juris doctor candidates who apply to transfer to the University of Connecticut School of Law by the deadline imposed by the Law School's Admissions Office are eligible to compete in the Summer Writing Competition if otherwise eligible under this section, subject to the following limitations:

(A) Only those participating transfer students who have enrolled at the Law School and who have demonstrated their enrollment to the Editor-in-Chief prior to the membership selection meeting may be included among the initial thirty-two membership offers.

(B) Participating transfer students who enroll at the Law School after the initial selection meeting, and who demonstrate their enrollment to the Editor-in-Chief, may be considered for membership at that time at the discretion of the Editor-in-Chief. In exercising said discretion, the Editor-in-Chief shall consider (i) the transfer student's performance in the Summer Writing Competition and (ii) the membership demands of the Connecticut Law Review (including, for instance, whether any of the initial thirty-two students who have accepted membership have later resigned).

(C) The Competition Committee shall, in conjunction with the Dean of Admissions, formulate policies and procedures designed to inform prospective transfer applicants of applicable deadlines and rules in accordance with these Bylaws.

(c) SUPPLEMENTARY WRITING COMPETITION: Subject to the eligibility requirements of Article II Section (c)(1), any student may write a Note or Comment on a subject of his choice and submit it to Connecticut Law Review for consideration for membership. No Note or Comment that was submitted either for academic credit or to satisfy the requirements of membership for any journal shall be eligible for consideration. Competitors will be required to submit a signed statement certifying that they have met this requirement. There shall be no limit to the number of students who may be offered membership under this Section, nor shall there be any minimum number required. The number of students selected under this Section shall have no effect on any other provision of these Bylaws.

(1) ELIGIBILITY: For purposes of this Section, eligible students shall be those students who have completed at least two semesters of law school (including students who have transferred to the University of Connecticut School of Law) and who shall be enrolled at the University of Connecticut School of Law for at least two succeeding semesters following the submission of the article; provided, no student who has previously completed the Summer Writing Competition or previous Supplementary Writing Competitions shall be eligible. Students will be required to submit a signed acknowledgement that their submission represents their only opportunity to compete for membership on Connecticut Law Review.

(2) TIMING: Connecticut Law Review shall accept student articles for review at any time during the academic year.

(3) PROCEDURE: The Competition Editor shall be responsible for advertising the Supplementary Writing Competition at least once per semester using a method reasonably calculated to reach the majority of the student body. Students seeking membership under this Section shall submit a predetermined number of copies of their articles to the Competition Editor. These papers shall be identified by the author's student identification number only. Students shall also submit a sealed envelope, identified by student identification number, addressed to the Competition Editor of Connecticut Law Review, which shall contain the student's name, address, telephone number, and student identification number. The

Competition Editor shall distribute the copies of the articles to the Notes & Comments Editors, who shall judge the paper as if reading any other student Note or Comment submitted for possible publication. If (a) in the opinion of the reviewing Notes & Comments Editors, the paper shall be determined to be publishable, and (b) the Editor-in-Chief shall accept the paper for publication in Connecticut Law Review or would have accepted the paper for publication but for reasons including, but not limited to, mootness or preemption by another article, Note, Comment, or other piece published in Connecticut Law Review, the author may be offered conditional membership.

(4) MEMBERSHIP: Any student accepting an offer of membership under this Section shall be assigned production work. Failure to comply with this condition in a satisfactory manner shall result in expulsion from Connecticut Law Review pursuant to Article V. The student shall not be required to comply with Article III Section (a).

(5) HONOR CODE: Students submitting competition papers shall be required to submit an Honor Code Release Form, which shall allow the University of Connecticut School of Law administration to release to the Editor-in-Chief information regarding whether a competitor has confessed to or has been judged responsible for a violation of academic misconduct pursuant to the Law School Policy on Academic Misconduct. Any student who has confessed to or has been judged responsible for a violation of academic misconduct shall, without exception, be barred from membership on Connecticut Law Review. Mere accusation of academic misconduct, however, shall not result in a student being barred from membership on Connecticut Law Review. All recipients of information regarding academic misconduct shall keep such information in strictest confidentiality.

(d) Any student accepting an offer of membership on Connecticut Law Review shall be required to resign membership on any other journal at the University of Connecticut School of Law. Any member of Connecticut Law Review accepting an offer of membership on any other journal at the University of Connecticut School of Law shall be required to resign membership on Connecticut Law Review.

(e) Any student accepting an offer of conditional membership shall be given a copy of the Connecticut Law Review Bylaws and the Connecticut Law Review Membership Handbook by the Membership Manager upon receipt of their acceptances by the Editor-in-Chief.

ARTICLE III: MEMBERSHIP REQUIREMENTS

(a) Each member shall complete at least one article of approximately fifteen or more book pages in publishable form as determined by the Editor-in-Chief. For three-year students, the article shall be completed prior to March 1st of the first year on Connecticut Law Review; for four-year students, the article shall be completed prior to September 1st of the second year on Connecticut Law Review.

(b) Failure to comply with the writing requirement shall result in revocation of conditional

membership on Connecticut Law Review pursuant to the provisions of Article V.

(c) A paper submitted by a member of Connecticut Law Review deemed publishable by the faculty advisors shall satisfy the University of Connecticut School of Law Upperclass Writing Requirement.

ARTICLE IV: DISCIPLINARY PROCEDURE

(a) Connecticut Law Review shall implement and maintain a Disciplinary Procedure, applicable to all members. Such Disciplinary Procedure shall specify what constitutes a dereliction of the duties of membership, or of office, by a member of Connecticut Law Review and the measures to be taken when a member is found derelict in such duties. This Procedure is intended to establish intermediary intervention procedures short of expulsion, and shall be intended as a remedial measure. Such Disciplinary Procedure is not intended to replace or abrogate any provision of Article V of the Bylaws governing expulsion, but failure of a member to comply with the resolution of any procedure therein adopted may result in the initiation of the expulsion procedure of Article V should these intermediary remedial measures fail to remedy the identified dereliction of duties.

(b) The Disciplinary Procedure shall be formulated by a committee formed by the Editor-in-Chief pursuant to Article IX. There is no specified format by which such Disciplinary Procedure must conform. Upon approval of such Disciplinary Procedure by such committee, the text of the Disciplinary Procedure shall be forwarded to the Editorial Board to be put to vote.

(c) The Editorial Board shall vote to approve or disapprove the Disciplinary Procedure. A ballot shall be distributed to each member of the Editorial Board, either in paper or electronic form. The Disciplinary Procedure shall be voted upon and implemented in a timely manner. A three-fifths vote of the Editorial Board shall be required to adopt the Disciplinary Procedure. Once approved, the Disciplinary Procedure shall be attached to these Bylaws by an appendix.

(d) The Disciplinary Procedure may be amended from time to time, as the need shall arise. Any amendment to the Disciplinary Procedure shall be formulated by a committee formed by the Editor-in-Chief pursuant to Article IX. Upon approval of any amendment by such committee, the text of the amendment shall be forwarded to the Editorial Board to be put to vote. Such vote shall conform to the same procedures specified in subsection (c) of this article. Because the Disciplinary Procedure shall be contained in an appendix, amendment of the Bylaws shall not be required in order to amend the Procedure.

(e) The Disciplinary Procedure adopted pursuant to subsections (b) and (c) of this Article and as amended pursuant to subsection (d) of this Article, if so amended, shall remain in force unless and until replaced in its entirety. The procedure for adopting a new

Disciplinary Procedure shall be that specified in subsections (a), (b), and (c) of this article.

ARTICLE V: EXPULSION FROM MEMBERSHIP

(a) The membership in Connecticut Law Review of a student in the following circumstances shall be affected as follows:(1) EXCHANGE PROGRAMS: Students participating in an exchange program during their third or fourth year of law school shall not, unless granted a leave of absence pursuant to section (3) below, hold any position except those of Competition Editor, non-resident Notes & Comments Editor, or non resident Associate Editor. These students shall, during their absence from campus, perform such duties as the Editor-in-Chief may require. Failure to perform to the satisfaction of the Editor-in-Chief shall result in the initiation of expulsion proceedings under Article V Section (b). No member of the Connecticut Law Review shall participate in such a program for more than one semester.

(2) UNIVERSITY OF CONNECTICUT SCHOOL OF LAW JOINT DEGREE

PROGRAMS: Any member may participate in these programs and remain a member in good standing. That member may hold any Editorial Board position, subject to the following exception: the member shall not be allowed to hold the position of Editor-in-Chief, Managing Editor, or Business Manager if, in either of the semesters during which that member would hold such position, at least half of the member's courses would not be taken at the University of Connecticut School of Law. All members participating in these programs shall be required to perform the duties of their assigned position to the satisfaction of the Editor-in-Chief. Failure to do so shall result in the initiation of expulsion proceedings under Article V Section (b).

(3) LEAVES OF ABSENCE: The Editor-in-Chief, Managing Editor and Assistant Managing Editor may, exercising their combined discretion, grant a member a one semester leave of absence for good cause shown. Such absence shall not affect the student's membership.

(b) Full membership in Connecticut Law Review shall be contingent upon the successful completion of a publishable article within the time limits set by these Bylaws, or as modified by the Editorial Board in accordance with these Bylaws, and the satisfactory performance of production work. Any member may be expelled from Connecticut Law Review for just cause at the discretion of the Editorial Board in accordance with the following procedures:

(1) When the Editor-in-Chief, exercising discretion, shall deem it necessary to expel a member, the Editor-in-Chief shall so advise the Editorial Board.

(2) The Editor-in-Chief shall then notify, in writing, the member in question of the pending expulsion together with the reasons therefor.

- (3) Within seven days of the written notification of the Editor-in-Chief, said member may then submit, in writing, to the Editorial Board either a defense to the charges or a notification of desire to make no defense. Said member shall have an opportunity to be heard in front of the Editorial Board regarding his or her defense or lack thereof, if so desired by said member.
 - (4) A three-fifths affirmative vote of the Editorial Board shall then be required to expel said member.
 - (5) The Editor-in-Chief shall immediately notify, in writing, Connecticut Law Review's faculty advisors of the Editorial Board's decision.
 - (6) The notification to Connecticut Law Review's faculty advisors shall affirmatively state that paragraphs (1) through (4) of this Section have been complied with. All documentation submitted in compliance with paragraphs (2) and (3) of this Section shall be appended to and incorporated by reference in the faculty advisors' notification.
 - (7) The Editor-in-Chief shall forthwith notify, in writing, the member of the expulsion and shall place in the minutes of the next regular Editorial Board meeting notice of the expulsion.
 - (8) At any time prior to compliance with paragraph (7) of this Section, the Editor in-Chief may, in the exercise of discretion, terminate the proceedings under this Section upon written notification of all parties.
 - (9) In the event that any member shall be expelled under these procedures, the member shall have the right to a hearing before the general membership. This hearing shall be held, upon written request of the member, at the first regular meeting following the one at which the member shall request the hearing. At the close of the hearing, the member may be reinstated upon the affirmative vote, by secret ballot, of two-thirds of the present and voting members.
- (c) Any member may be expelled from Connecticut Law Review for just cause by a two-thirds vote of the general membership in accordance with the following procedures:
- (1) A written resolution of expulsion shall be introduced at any regular meeting by any two members. The resolution shall set forth the reasons for expulsion.
 - (2) If the member so charged shall not be in attendance, said member shall be given prompt written notice by the Editor-in-Chief, together with a copy of the written resolution.
 - (3) A hearing on the resolution shall be held at the meeting at which the resolution shall be introduced or, if the member in question shall not be in attendance, at the next regular meeting. The hearing may be continued until the next regular meeting at the request of any member.
 - (4) At the close of the hearing, a vote shall be taken on the resolution by secret ballot.

(5) The Editor-in-Chief shall immediately notify the member in question and the general membership of the result of the vote. If the member in question shall thereby be expelled, written notification shall be given to Connecticut Law Review's faculty advisors.

(d) It shall be understood by all members of Connecticut Law Review that acceptance of the conditional offer of membership shall involve a commitment to share in the work of Connecticut Law Review until graduation. It shall be expected that only in the event of substantial and unforeseen difficulties shall a member fail to fulfill this commitment.

(e) Notwithstanding other provisions of this Article, any Editor's membership on the Editorial Board of Connecticut Law Review shall be terminated if that member shall fail to perform the duties and responsibilities associated with the office held. The voting procedures to expel a member from the Editorial Board shall be the same as those used to expel a member from general membership on Connecticut Law Review.

(f) General membership shall be reviewed by the Editorial Board from time to time. The Managing Editor shall maintain a record of the work contributed by each member.

(g) Notwithstanding other provisions of this Article, the membership of any member on Connecticut Law Review shall be terminated, without exception, if that member has confessed to or has been judged responsible for a violation of academic misconduct pursuant to the Law School Policy on Academic Misconduct. Expulsion under such terms shall be mandatory and shall be executed without resort to the voting procedures outlined in Article V Section (b) or Article V Section (c) above. Mere accusation of academic misconduct, however, shall not result in a member's expulsion. All recipients of information regarding academic misconduct shall keep such information in strictest confidentiality.

ARTICLE VI: OFFICERS

For the purposes of these Bylaws, the precedence of officers of Connecticut Law Review shall be in the order stated below:

1. **EDITOR-IN-CHIEF:** The Editor-in-Chief shall be responsible to Connecticut Law Review to uphold and enforce these Bylaws, preside over all meetings, supervise the assignment and editing of all work, arrange for the publication of Connecticut Law Review, and assume all administrative duties incident to the operation of Connecticut Law Review.

2. **MANAGING EDITOR:** The Managing Editor shall be directly responsible to the Editor-in-Chief and shall assist the Editor-in-Chief in formulating the long term policies and goals of Connecticut Law Review. The Managing Editor shall have operational responsibility for the assignment of all production work. The Managing Editor shall maintain and supervise an efficient system for coordinating the work of the various Editors and committees, and shall oversee the printing of Connecticut Law Review.

3. ASSISTANT MANAGING EDITOR: The Assistant Managing Editor shall be directly responsible to the Managing Editor and shall assist in the operational responsibility for the assignment of production work and publication of Connecticut Law Review. The Assisting Managing Editor's duties shall include, but not be limited to, preparing and managing proof days, coordinating the activities of associate editors, and coordinating make-up production work with the Managing Editor.

4. BUSINESS MANAGER: The Business Manager shall be directly responsible to the Editor-in-Chief for all business and financial matters. The Business Manager shall maintain a subscription list, arrange for advertising, supervise the administrative assistant, manage investments, and procure insurance coverage.

5. MEMBERSHIP MANAGER: The Membership Manager shall be directly responsible to the Editor-in-Chief and shall be responsible for (1) organizing all Law Review social events; (2) taking minutes at all monthly meetings and distributing said minutes via email to all Members shortly thereafter; (3) maintaining the Law Review office; (4) ensuring all Members adhere to the Law Review attendance policy; (5) providing all refreshments for production days and other Law Review events.

6. COMMENTARY EDITOR: The Commentary Editor shall be directly responsible to the

Editor-in-Chief for the selection of commentary for publication in Connecticut Law Review and the editing of these materials.

7. SYMPOSIUM EDITORS: Two Symposium Editors shall be directly responsible to the Editor-in-Chief for soliciting authors of symposia for publication in Connecticut Law Review and for maintaining current lists of potential topics for student authors.

8. ARTICLES EDITORS: Four Articles Editors shall be directly responsible to the Editor-in-Chief for the selection of all articles (other than student-written material) for publication in Connecticut Law Review. The Articles Editors and the Editor-in-Chief shall select one Articles Editor to act as the Lead Articles Editor. The Lead Articles Editor shall equitably distribute submissions among all Articles Editors for evaluation and shall chair all meetings of Articles Editors.

9. EXECUTIVE EDITORS: Four Executive Editors shall be directly responsible to the Managing Editor for the technical accuracy of articles. In the execution of their duties, the Executive Editors shall work closely with the Managing Editor in order to ensure timely publication of Connecticut Law Review.

10. NOTES & COMMENTS EDITORS: Four Notes & Comments Editors shall be directly responsible to the Editor-in-Chief and shall have direct supervisory control of all student writing, including Notes and Comments, and the editing of these materials for publication in Connecticut Law Review. The Notes & Comments Editors and the Editor-in-Chief shall select on Notes & Comments Editor to act as the Lead Notes & Comments Editor. The Lead Notes & Comments Editor shall assign student writers, as necessary, to a Notes & Comments Editor suitably versed in each writer's topic; shall resolve conflicts

between topics chosen by students, and shall chair all meetings of Notes & Comments Editors. There shall be one Notes & Comments Editor who shall have the option of performing his/her duties away from campus for one semester. This Notes & Comments Editor shall be designated the non-resident Notes & Comments Editor, and shall have the same responsibilities as the other Notes & Comments Editors. The non-resident Notes & Comments Editor shall not be distinguished from other Notes & Comments Editors on the Law Review's masthead, letterhead or similar public documents.

11. CONNTEMPLATIONS EDITOR: The CONNtemplations Editor shall be directly responsible to the Editor-in-Chief for the management of the Connecticut Law Review

website, as well as acting as point person for all technology-related issues. Management of the website includes: keeping all information up-to-date, listing all articles and authors scheduled for publication in the current volume, collecting and maintaining links to other law reviews and law-related websites, and exploring opportunities to utilize the Internet to facilitate the development of the Connecticut Law Review. The CONNtemplations Editor shall also be directly responsible for maintaining the CONNtemplations online supplement, including identifying topics for publication there, soliciting submissions, moderating and editing content of submissions, managing the CONNtemplations website, and overseeing a committee to assist in these duties. Additional duties shall include: performing regular maintenance and basic troubleshooting on the workstations and printers in the office, acting as liaison to the Law School's Information Systems department, and acting as a technical resource for members of the Connecticut Law Review.

12. ALUMNI AFFAIRS EDITOR: The Alumni Affairs Editor shall be directly responsible to the Editor-in-Chief for alumni affairs and relations. The Alumni Affairs Editor shall serve as the alumni relations representative, publish at least one newsletter each year, and organize such alumni events as the Editorial Board deems appropriate. The Alumni Affairs editor shall facilitate the selection and presentation of the Connecticut Law Review Alumni Award and the Student Note Award.

13. COMPETITION EDITOR: During the summer, the Competition Editor shall assist the Editor-in-Chief in preparing for, organizing, and managing the summer write-on competition and ensure the performance of all ordinary office duties, including but not limited to: receiving and sorting incoming mail, logging article submissions (including those made by email), forwarding such submissions to the appropriate Articles Editor(s), managing the Law Review's email account, re-labeling the mailboxes to reflect new membership, and generally keeping the premises in good working order.

14. CIRCULATION MANAGER: The Circulation Manager shall be directly responsible to

the Editor-in-Chief for maintaining an accurate list of subscriptions to the Connecticut Law Review. The duties shall include, but are not limited to, processing requests and ensuring that change-of-address notices are properly noted. In addition, the Circulation Manager shall communicate with outside organizations regarding the pricing and distribution of the Connecticut Law Review. The Circulation Manager will ensure that

invoices are properly issued to subscribers and recorded. The Circulation Manager may also solicit subscriptions from Connecticut Law Review alumni when the Law School's Alumni Affairs and External Relations Office does not do so and organize other solicitation efforts as the Editorial Board deems appropriate. The Circulation Manager will assist the Alumni Affairs Editor with obtaining an up-to-date subscription form for the alumni newsletter.

15. Senior Associate Editor: All members who shall be eligible for election to the Editorial Board and shall not be so elected to one of the positions above shall become eligible for election to the position of Senior Associate Editor, provided that eligibility for this position shall be limited to those members previously serving on the editorial board of the law review for at least one year. Senior Associate Editors will report to the Assistant Managing Editor and shall be assigned production responsibilities limited to participation in proof days. Senior Associate Editors shall retain all privileges and responsibilities enumerated in these bylaws as they may be amended from time to time

16. ASSOCIATE EDITORS: All members who shall be eligible for election to the Editorial Board and shall not be so elected to one of the positions above shall become eligible for election to the position of Associate Editor. Associate Editors will report to the Assistant Managing Editor and shall be assigned such production responsibilities as the Assistant Managing Editor may require, including but not limited to coordination of interlibrary loans, performing first edits, providing cite checking assistance to new members, pre-layout organization, and proofreading. There shall be two Associate Editors who shall have the option of performing their duties away from campus for one semester. These Associate Editors shall be designated the nonresident Associate Editors, and shall have the same responsibilities as the other Associate Editors. The non-resident Associate Editors shall not be distinguished from other Associate Editors on the Law Review's masthead, letterhead or similar public documents.

17. SENIOR MEMBERS: All members who shall be eligible for election to the Editorial Board and shall not be so elected to any of the positions above shall be designated Senior Members, and shall retain all privileges and responsibilities of membership enumerated in these Bylaws.

ARTICLE VII: ELECTIONS

(a) Each year, between February 1st and February 21st, on a date selected by the General Membership, the positions set forth in Article VI of these Bylaws shall be filled by secret ballot at a meeting attended in person by at least three-fourths of the membership. Three-fourths of the membership shall be present at all times. Proxies shall not be used to cast ballots or to fulfill the attendance requirement. Subject to section (g) of this Article, the order of the election shall be: Editor-in-Chief, Managing Editor, Assistant Managing Editor, Membership Manager, Executive Editors, Notes and Comments Editors, Articles Editors, Competition Editor, Business Manager, Commentary Editor, Symposium Editors, CONNtemplations Editor, Alumni Affairs Editor, Circulation Manager, Associate Editors. Nominations for the positions may be made by any member of Connecticut Law Review. All members in good standing who shall be enrolled at the

University of Connecticut School of Law in the Fall and Spring semesters following elections shall be eligible to be candidates for office. The balloting shall be subject to the procedures of Article VII Section (b) and shall be conducted as follows:

(1) For the offices of Editor-in-Chief, Managing Editor,

Assistant Managing Editor, Membership Manager, Business

Manager, Commentary Editor, CONNtemplations Editor, Alumni Affairs Editor, Competition Editor, and Circulation Manager: Each member, including candidates, shall be permitted to fill out a ballot ranking, in order of preference, that member's choices for a given position. No person shall be elected to office without receiving a majority of the votes cast. In the event that no candidate shall receive a majority of any ballot, the counting of ballots shall proceed in accordance with principles of Instant Runoff Voting. The candidate receiving the least number of votes on any such ballot shall be eliminated, and the vote counters shall reallocate ballots listing the eliminated candidate first to the candidate(s) listed second on such ballots. This process shall continue until one candidate receives a majority of the vote.

(2) For the offices of Symposium Editors:

(A) If there shall be more than four candidates for the positions, members, including candidates, on the first ballot shall vote for up to three different candidates whom they shall designate as their first, second, and third choices. Candidates shall be ranked on the basis of total points received, with first-choice votes counting as five points, second-choice votes counting as three points, and third-choice votes counting as one point. The three candidates with the highest point totals shall advance to the next ballot, which shall be conducted as indicated in Article VII Section (a)(3)(B) below. In the event of a tie vote for third place, the tied candidates shall advance to the next ballot.

(B) If there shall be four or fewer candidates for the position, members, including candidates, shall be allowed to vote on each ballot for up to the number of candidates as there are positions remaining to be filled. Those candidates receiving the votes of a majority of members present and voting shall be elected. In the event that one or more positions shall not be filled by a particular ballot, the candidate receiving the least number of votes on that ballot shall be eliminated. The balloting shall continue until both positions have been filled.

(3) For the offices of Articles Editors:

(A) members, including candidates, shall be permitted to fill out a ballot ranking, in order of preference, the candidates running for Articles Editor. The top four (4) candidates, receiving a majority of the vote, shall be elected provided that not more than one (1) is a non-resident candidate.

(i) In the event that four (4) candidates do not receive a majority of any ballot, the counting of ballots shall proceed in accordance with principles of Instant Runoff Voting. The candidate receiving the least number of votes on any such ballot shall be eliminated, and the vote counters shall reallocate ballots listing the eliminated candidate first to the candidate(s) listed second on such ballots. This process shall continue until the four (4) positions are filled.

(ii) Winners are determined in order of the number of votes received, except that when the number of non-resident candidates who would be elected according to votes received exceeds the maximum allowed under the Bylaws. In the event that more than the maximum (1) non-resident would be elected according to the votes received, only the top non-resident will be elected. The remaining positions are filled by resident candidates in the order of votes received. All candidates elected must receive a majority of the vote.

(4) For the offices of Executive Editors:

(A) If there shall be more than five candidates for the positions available for Executive Editors, a preliminary ballot shall be held to reduce the number to five as follows. Members, including candidates, shall vote for up to three different candidates. The five candidates receiving the greatest number of votes shall advance to the next ballot, to be conducted as described in Article VII Section (a)(5)(B) below. In the event of a tie vote for fifth place, the tied candidates shall advance to the next ballot.

(B) If there shall be five or fewer candidates, members, including candidates, shall be allowed to vote on each ballot for up to the number of candidates as there are positions remaining to be filled. Those candidates receiving the votes of a majority of members present and voting shall be elected. In the event that one or more positions shall not be filled by a particular ballot, the candidate receiving the least number of votes on that ballot shall be eliminated. The balloting shall continue until all positions have been filled.

(5) For the offices of Notes & Comments Editors:

(A) members, including candidates, shall be permitted to fill out a ballot ranking, in order of preference, the candidates running for Notes and Comments Editor. The top four (4) candidates, receiving a majority of the vote, shall be elected provided that not more than one (1) is a non-resident candidate.

(i) In the event that four (4) candidates do not receive a majority of any ballot, the counting of ballots shall proceed in accordance with principles of Instant Runoff Voting. The candidate receiving the least number of votes on any such ballot shall be eliminated, and

the vote counters shall reallocate ballots listing the eliminated candidate first to the candidate(s) listed second on such ballots. This process shall continue until the four (4) positions are filled.

(ii) Winners are determined in order of the number of votes received, except that when the number of non-resident candidates who would be elected according to votes received exceeds the maximum allowed under the Bylaws. In the event that more than the maximum (1) non-resident would be elected according to the votes received, only the top non-resident will be elected. The remaining positions are filled by resident candidates in the order of votes received. All candidates elected must receive a majority of the vote.

(6) For the offices of Associate Editors:

(A) Two separate series of ballots shall be held. The first series of ballots shall be for the two non-resident Associate Editor positions. The second series shall be for the other Associate Editor positions.

(B) For the two non-resident Associate Editor positions: (i) If there shall be more than eight candidates, a preliminary ballot shall be held to reduce the number to eight, as follows. Members, including candidates, shall vote for up to four different candidates. The eight candidates receiving the greatest number of votes shall advance to the next ballot, to be conducted as described in Article VII Section (a)(6)(C)(ii) below. In the event of a tie vote for eighth place, the tied candidates shall advance to the next ballot. (ii) If there shall be eight or fewer candidates, members, including candidates, shall be allowed to vote on each ballot for up to the number of candidates as there are positions remaining to be filled. Those candidates receiving the votes of a majority of members present and voting shall be elected. In the event that one or more positions shall not be filled by a particular ballot, the candidate receiving the least number of votes on that ballot shall be eliminated. The balloting shall continue until all positions have been filled.

(C) For the remaining Associate Editor & Senior Associate Editor positions: Each member, including candidates, shall be allowed one vote. For each candidate, the following question shall be put to members: "Shall [candidate's name] be elected to the position of Associate Editor [or Senior Associate Member]?" A candidate will be elected if three fifths (3/5) of the votes cast on the question of the candidate's election are in the affirmative."

(b) Prior to the vote for each office, each candidate for that office may give a brief speech, setting forth the candidate's qualifications and goals for the position, and shall answer questions from the floor. The candidates shall then leave the room and during their absence, members may discuss the qualifications of the candidates and any issues regarding the candidates' abilities to function in the office sought. The Editor-in-Chief

shall monitor the discussion but shall not contribute in a way that would indicate support or non-support of any particular candidate. The Editor-in-Chief shall not comment other than acting as monitor, except that if a member seeking an office has been subject to a formal disciplinary action or written warning initiated by the Editor-in-Chief under procedures established by these Bylaws, then the Editor-in-Chief shall be free, only in the presence of the member, to summarize the nature of the action, the response of the member in question to that action, and the ultimate resolution or disposition of the matter. Discussion shall center around topics relevant to the candidates' capacities to fulfill the responsibilities of the office, including skills, teamwork, and participation and timeliness in Connecticut Law Review duties. The Editor-in-Chief shall halt all derogatory remarks and other comments irrelevant to the candidates' qualifications. If any member shall feel that a candidate should have the opportunity to comment on an issue being discussed, the member may request that the issue be presented to the candidate upon the candidate's return to the room. The ultimate decision regarding whether the issue shall be presented to a candidate shall rest with the Editor-in-Chief, who may also exercise initiative to require the issue to be presented to a candidate without such a request from a member. If the discussion on an issue shall be postponed, the Editor-in-Chief shall ask the candidate to address the issue upon the candidate's return to the room. The member raising the issue shall not be identified. Areas of discussion most likely to call for presentation to candidates shall include, but are not limited to, those issues concerning priority of commitment to Connecticut Law Review, such as family and employment obligations, commuting, class attendance, and grades. In the event of an uncontested election for any position, the procedures contained in this section will be followed. At the time when ballots would be distributed, the Editor-in-Chief may ask if any member objects to conducting a voice vote or a vote by the raising of hands for the uncontested position. If any member does have such an objection, paper balloting shall proceed in order to ascertain if the candidate has the support of a majority of the membership. If no member has such an objection, the Editor-in-Chief shall proceed to conduct the vote either by voice or by the raising of hands. After announcing the result, the Editor-in-Chief shall inquire if any member then has an objection to the result. If a member does have such an objection, paper balloting shall proceed in order to ascertain if the candidate has the support of a majority of the membership.

(c) The officers so elected shall officially begin their duties and take office on the graduation day following their election and shall continue in office for one year.

(d) Subject to Article VII Section (e) and the election procedures of Article VII Sections (a) and (b), special elections shall be held to fill any vacant office at the second general membership meeting following the vacancy, in a similar manner to the elections held pursuant to Article VII Sections (a) and (b). Notice of the election shall be given at the first general membership meeting following the vacancy.

(e) In the event that the position of Editor-in-Chief shall become vacant, the Managing Editor shall assume that position until a special election, which shall be held according to the provisions of Article VII Section (d). If the Managing Editor shall be unable to carry out these duties, the Editorial Board shall, by a vote of the majority, elevate the Assistant Managing Editor to assume the position on an interim basis until the special election.

(f) Conditional members in good standing not eligible for nomination or election under Bylaw Article VII(a) may, if any editorial board offices remain vacant at the conclusion of the election meeting, be nominated and elected to a vacant office other than Editor-in-Chief, Managing Editor, Business Manager, or Executive Editor. The nomination and election to fill the vacancy shall be held at any general membership meeting following the March election meeting. For conditional members to be eligible under this section they shall have satisfactorily completed their note or comment and shall have satisfactorily completed one semester of production work prior to taking office. Election under this section does not negate the conditional member's obligation to satisfactorily complete two semesters of production work prior to graduation from the University of Connecticut School of Law.

(g) If, following an election for a particular office conducted pursuant to section (a) of this Article, one or more positions remains unfilled, the Editor-in-Chief shall proceed to conduct the vote for the next office in the order described by Article VI. Following this subsequent vote, the Editor-in-Chief shall reopen the floor for nominations to the vacant position(s), and, if one or more nominations are accepted, hold a vote for the vacant position(s) in accordance with the procedures in sections (a) and (b) of this Article. The procedures described in this section shall be repeated following each subsequent vote until all vacancies have been filled. In the event that vacancies remain unfilled following the conclusion of the election meeting, sections (d) and/or (f) of this Article shall apply.

ARTICLE VIII: EDITORIAL BOARD

(a) The Editorial Board shall be the governing body of Connecticut Law Review. The Editorial Board shall consist of the officers set forth in Article VI.

(b) Editorial Board meetings shall be called by either the Editor-in-Chief or two-thirds of the Editorial Board.

(c) For meetings not at the regular time and place, the Editor-in-Chief shall make announcements at least two days in advance via email or a method appropriate to reach members of the Editorial Board. The notices shall include the time, date, and place of the meeting and notice of any special matters to be considered at the meeting. If the Editorial Board shall deem the foregoing procedure insufficient to provide adequate notice, the Editor-in-Chief shall give notice as directed by the Editorial Board.

(d) All Editorial Board meetings shall be chaired by the Editor-in-Chief or the Editor-in-Chief's designee.

(e) A quorum, which shall be a simple majority of the Editorial Board, shall be present in person for the Editorial Board to conduct its business. Unless otherwise provided in these Bylaws, the Editorial Board shall take action by a simple majority vote of those present in person and by proxy.

(f) Attendance at all Editorial Board meetings shall be required unless the Editor-in-Chief shall excuse an Editor from attending.

ARTICLE IX: COMMITTEES

(a) It shall be the responsibility of the Editor-in-Chief to form committees necessary to carry out Connecticut Law Review activities or such committees may be formed upon two-thirds vote of the Editorial Board. The Editor-in-Chief shall send notice of the committee to be formed, via email or a method appropriate to reach members of the General Membership, at least three days prior to the selection of the committee members. Such notice shall state the name of the committee and the committee's purpose, functions, and tasks. Such notice shall also inform all members of the procedure by which they may inform the Editor-in-Chief of their interest in serving on the committee. Selection of committee members shall be the sole responsibility of the Editor-in-Chief, who shall make the selection with discretion, subject to veto by the Editorial Board upon a two-thirds vote. The Editor-in-Chief shall also designate one of the members selected to serve on the committee as Chairperson. No committee shall survive the term of the Editor-in-Chief who designated such committee.

(b) The procedures outlined in Article IX Section (a) shall not be required if a committee shall need to be formed under extraordinary circumstances necessitating immediate formation. In such a situation, the Editor-in-Chief shall select members to serve on the committee from the general membership.

(c) The power to expel a member from a committee shall lie within the discretion of the Editor-in-Chief. The Editor-in-Chief shall give written notice of the reasons which necessitated such expulsion to the expelled committee member and to the Editorial Board. The written notice shall inform the expelled committee member of the member's right to call a hearing before the Editorial Board for the purpose of reviewing the expulsion by submitting a written request for such a hearing to the Managing Editor. The expelled committee member shall have the right to appear at the hearing to present any and all defenses. The Managing Editor shall call a hearing before the Editorial Board within two weeks from the date of receipt of the written request for a hearing. The expelled member shall be reappointed to the committee by a two-thirds vote of the Editorial Board by secret ballot.

(d) There shall be a Competition Committee consisting of the Competition Editor, the Editor-in-Chief, and as many other members as the Competition Editor shall deem necessary. This Committee shall design, supervise, and conduct the Summer Writing Competition described in Article II Section (b).

(e) Approval of Committee Actions & Recommendations: For those committees, either existing or appointed, comprised of both editorial board members and associate members, all committee actions approved during committee discussion shall be subject to a full membership vote for final approval or rejection. For those committees that are comprised of solely editorial board members, all committee actions approved during committee discussion shall be subject to the vote of the editorial board for approval or rejection.

ARTICLE X: FINANCES

(a) Budget: The Business Manager, in consultation with the Editor-in-Chief and the Managing Editor, shall submit a proposed budget to the Editorial Board for its approval. The budget shall be submitted to the Editorial Board by October 1. The budget shall be approved by a majority of the Editorial Board. The budget shall be prepared in compliance with state auditing procedures and shall cover the period from the July 1 following the Business Manager's election to the following June 30.

(b) Restrictions on the use of the Law Review savings account ("STIFF Fund"): Any expenditure or withdrawal from the STIFF Fund is prohibited, except as follows:

(1) The Editor-in-Chief shall have authority to spend up to \$5,000 from the STIFF Fund for qualified expenses over the course of his or her term as Editor-in-Chief. For purposes of this section, qualified expenses are limited to: (1) Capital improvement expenses for the Law Review office; and (2) any overrun cost for printing volumes of the Connecticut Law Review. For any single STIFF Fund expenditure over \$1,000, the Editor-in-Chief is required to disclose the expense in writing to the general membership within three (3) days of spending the funds;

(2) The Editor-in-Chief may, at his or her discretion, spend up to a maximum of \$1,000 during his or her term as Editor-in-Chief for necessary expenditures that are not considered "qualified expenses" under Article X (b)(1); No disclosure is required for expenses incurred pursuant to this subsection.

(3) If the expenditure is authorized by a two-thirds (2/3) vote of the Editorial Board at a properly noticed Editorial Board meeting. Expenditures authorized under this subsection can be in any amount, provided that such amount is authorized by a two-thirds (2/3) vote of the Editorial Board.

ARTICLE XI: UNIVERSITY OF CONNECTICUT LAW SCHOOL FOUNDATION FUND

Connecticut Law Review may maintain an account with the University of Connecticut Law School Foundation. This account shall contain charitable contributions, and earnings thereon, made to Connecticut Law Review. These funds may be spent on capital assets or operating expenses only after approval of the Editorial Board.

ARTICLE XII: GENERAL MEMBERSHIP MEETINGS

(a) General membership meetings shall be called either by the Editor-in-Chief or two-thirds of the Editorial Board and shall be held during the school year and at any other time deemed necessary.

(b) The Editor-in-Chief shall announce meetings at least two days in advance by using any necessary means reasonably designed to give members adequate notice of the time, date, and place of the meeting, and any special matters to be considered thereat.

(c) All general membership meetings shall be chaired by the Editor-in-Chief or the Editor-in-Chief's designee.

(d) Attendance at all general membership meetings shall be required unless the Editor-in-Chief shall excuse a member from attending.

ARTICLE XIII: COPYRIGHT

(a) Any material object submitted to Connecticut Law Review shall become the property of Connecticut Law Review. Ownership of any material object in which a contribution to Connecticut Law Review is embodied shall be distinct from ownership of the copyright in the contribution itself.

(b) Copyright in each separate contribution to Connecticut Law Review shall vest initially in the author or authors. Copyright in each separate contribution to Connecticut Law Review shall be distinct from copyright in the collected work as a whole.

(c) Copyright in the collective Connecticut Law Review as a whole shall vest exclusively in Connecticut Law Review. In the absence of an express transfer of the copyright of any separate contribution, or any rights under that copyright, Connecticut Law Review shall be presumed to have acquired only the privilege of reproducing and distributing the contribution as part of that particular collected work, any revision of that collected work, and any later collected work in that same series. No other reproduction or distribution of any contribution shall be made without the express consent of the contribution's author or authors.

(d) Any and all interest which Connecticut Law Review shall have in any material object or contribution may be released to the author or authors at the discretion of the Editor-in-Chief. Any such release shall be in writing and a copy of the release shall be incorporated into the permanent records of Connecticut Law Review.

ARTICLE XIV: BYLAWS

(a) The provisions of the Editor-in-Chief Handbook shall govern in all cases to which they shall be applicable and in which they shall not be inconsistent with these Bylaws.

(b) These Bylaws may be amended from time to time, as the need shall arise. A Bylaws Committee shall be formed in accordance with the procedures in Article IX. Notice of intent to amend, together with the text of the amendment, shall be given to the general membership at least three days prior to the meeting at which the amendment shall be put to vote. A two-thirds vote of the quorum shall be required to effect any change in these Bylaws. A quorum shall consist of a simple majority of the general membership, present in person or by proxy. On motion by the floor of one member and subsequently seconded by at least three other members, votes to amend the Bylaws shall be by secret ballot.

(c) Any member may vote at any membership meeting, except elections, and any officer may vote at any Editorial Board meeting, by use of a proxy executed by said member or officer.

(d) Proxy Voting: To vote by proxy, as referenced anywhere within these Bylaws, a member shall submit the Proxy Voting Form to the Membership Manager at least twenty-four (24) hours in advance of the meeting in question. The member shall notify the Membership Manager: (1) to which Law Review member he/she authorizes his/her vote; and (2) on what issue or issues he/she authorizes the proxy to vote upon. This proxy authority exists only for the specific meeting in question. Proxy voting shall never be available for elections. The Membership Manager shall keep a record of all the Proxy Voting Forms as he/she sees fit.

ARTICLE XV: DISCLAIMERS

Connecticut Law Review shall be a scholarly publication that by its nature shall allow the expression of controversial ideas. Connecticut Law Review shall not print a disclaimer for any article, Note, Comment, book review, or commentary piece, where the purpose of the disclaimer shall be to clarify that Connecticut Law Review and its members may not necessarily agree with the views of the author.