



**AWARDS:**

Hermine Tobolowsky Award, Women's Law Caucus, University of Texas School of Law, 1986.

Open Door Award, Student Bar Association, University of Texas School of Law, 1990.

Collegiate Teaching Award, University of Iowa, 1993-94.

Jean Y. Jew Women's Rights Award, University of Iowa, 2002.

**LEGAL PUBLICATIONS:****Books and Monographs:**

1. Tax Planning for Unmarried Couples --How to Handle Home Ownership (Prentice-Hall 1980).
2. Life Planning: Legal Documents and Protections for Lesbians and Gay Men (Lambda Legal Defense and Education Fund 1992)(with Rhonda Rivera and Judith Turkel).
3. Law Outlines: Property (Casenotes 1997, 1999)(with Sheldon Kurtz).
4. Rainbow Rights: the role of lawyers and courts in the lesbian and gay civil rights movement (Westview Press 2000). [reviewed in Michigan Law Review, 99 Mich. L. Rev. 1419 (2001) and in The Law and Politics Book Review, Vol. 11, No 12 (December 2001) See <http://www.polsci.wvu.edu/lpbr/subpages/reviews/cainpat.htm>]
5. Sexuality Law (Carolina Academic Press 2005)(with Arthur Leonard); Teachers Manual (2006); Supplement (2006).
6. Exam Pro: Trusts and Estates (West Group 2006) (with Gary Spitko)
7. Modern Family Property Law: Cases and Materials on Wills and Trusts, With an Introduction to Estate Planning (Aspen)(work in progress)(with J. Rein and K Weisberg).

**Chapters in Books:**

8. "Leasehold Improvements by Lessees and Sublessees," in 31<sup>st</sup> Annual Tulane Tax Institute, New Orleans: Tulane University (1982).
9. "Construction Period Interest and Taxes" in Federal Tax Deductions (Warren Gorham & Lamont 1983).
10. "Cooperative Housing Corporation Deductions" in Federal Tax Deductions (Warren Gorham & Lamont 1983).
11. "Nonprofit Corporations as Business Entities," in Texas Corporations -- Law and Practice, Chapter 172 (Matthew Bender & Company, Inc. 1985).
12. "Tax Problems of Small Business Corporations," in Texas Corporations -- Law and Practice, Chapter 173 (Matthew Bender & Company, Inc. 1985).
13. "Address at the University of Northern Iowa," in Victoria L. DeFrancisco and Marvin D. Jensen, eds., Women's Voices in Our Time: Statements by American Leaders 185-198 (Waveland Press 1994).

14. "The Story of *Earl*: How Echoes (and Metaphors) from the Past Continue to Shape the Assignment of Income Doctrine," in Tax Stories, Paul Caron, ed. (Foundation Press 2002).
15. "Lambda Legal Defense," in Encyclopedia of American Lesbian, Gay, Bisexual, and Transgendered History in America, Marc Stein, ed. (Charles Scribner's Sons 2003).
16. "Liquor Control Law and Policy," in Encyclopedia of American Lesbian, Gay, Bisexual, and Transgendered History in America, Marc Stein, ed. (Charles Scribner's Sons 2003).
17. "Privacy and Privacy Rights," in Encyclopedia of American Lesbian, Gay, Bisexual, and Transgendered History in America, Marc Stein, ed. (Charles Scribner's Sons 2003).
18. "Two Sisters versus a Father and Two Sons: The Story of *Sawado v. Endo*," in Property Stories, Gerald Kornbloom and Andy Morriss, eds. (Foundation Press 2004).
19. "Housing," in Family Wealth Management, William Turnier and Grayson McCouch, eds. (West 2005).
20. Teacher's Manual for Family Wealth Management, Chapter 5, Housing, William Turnier and Grayson McCouch, eds. (West 2005).

**Articles:**

21. "Subchapter S Corporations and the One Class of Stock Requirement: Should Debt Ever be Reclassified as a Disqualifying Second Class of Stock?" 8 Georgia Law Review 199 (1973).
22. "Taxation of Promises to Pay," 8 Georgia Law Review 125 (1973)[reprinted in Monthly Tax Digest 1974].
23. "A Government Tax Subsidy," 51 Accounting Review 331 (1976) (with Hossein Askari and Richard Shaw).
24. "Installment Sales by Retailers: A Case for Repeal of Section 453(a)," 1978 Wisconsin Law Review 1 (1978).
25. "From *Crane* to *Tufts*: In Search of a Rationale for the Tax Treatment of Nonrecourse Mortgagors," 11 Hofstra Law Review 1 (1982).
26. "Tax Treatment of Boot Notes in a 351/453 Transaction," 27 Southern Texas Law Review 61 (1985 Special Tax Issue).
27. "Teaching Feminist Legal Theory at Texas: Listening to Difference and Exploring Connections," 38 Journal of Legal Education 165 (1988).
28. "Good and Bad Bias: A Comment on Feminist Theory and Judging," 61 Southern California Law Review 1945 (1988).
29. "Feminist Jurisprudence: Grounding the Theories," 4 Berkeley Women's Law Journal 191 (1989-90); reprinted in *Feminist Legal Theory: Readings in Law and Gender*,

edited by Katharine T. Bartlett and Rosanne Kennedy, Boulder, CO: Westview Press, 1991, at 262.

30. "Feminism and the Limits of Equality," 24 *Georgia Law Review* 803 (1990).
31. "Same-Sex Couples and the Federal Tax Laws," 1 *Law & Sexuality* 97 (1991).
32. "Feminist Legal Scholarship," 77 *Iowa Law Review* 19 (1991).
33. "Litigating for Lesbian and Gay Rights: A Legal History," 79 *Virginia Law Review* 1551 (1993).
34. "Lesbian Perspective, Lesbian Experience, and the Risk of Essentialism," 2 *Virginia Journal of Social Policy & Law* 43 (1994).
35. "Imagine There's No Marriage," 16 *Quinnipiac Law Review* 27 (1996).
36. "The Future of Feminist Legal Theory," 11 *Wisconsin Women's Law Journal* 367 (1997).
37. "Taxing Lesbians," 6 *Southern California Review of Law and Women's Studies* 471 (1997).
38. "Results from a Survey: Gay, Lesbian, and Bisexual Students' Attitudes About Law School," 48 *Journal of Legal Education* 157 (1998)(with Austin, Mack, Strader, and Vaseleck).
39. "Stories from the Gender Garden: Transsexuals and Anti-Discrimination Law," 75 *Denver University Law Review* 1321 (1998).
40. "A Review Essay: Tax and Financial Planning for Same-Sex Couples: Recommended Reading," 8 *Law and Sexuality* 613 (1998).
41. "Commentary: Stereotypes and Privilege," 3 *Iowa Journal of Gender Race & Justice* 659 (1999).
42. "Heterosexual Privilege and the Internal Revenue Code," 34 *University of San Francisco Law Review* 465 (2000).
43. "Death Taxes: A Critique from the Margin," 48 *Cleveland Marshall Law Review* 677 (2000).
44. "Women, Race, and Sports: Life Before Title IX," 4 *Iowa Journal of Gender Race & Justice* 337 (2001).
45. "Dependency, Taxes, and Alternative Families," 5 *Iowa Journal of Gender Race & Justice* 267 (2002).
46. "Federal Tax Consequences of Vermont Civil Unions," 30 *Capital Law Review* 387 (2002)[reprinted in *Monthly Tax Digest* 2003].
47. "The Right to Privacy in Montana Under the Montana Constitution: Sex and Intimacy," 64 *Montana Law Review* 99 (2003).

48. "Subversive Moments: Challenging the Traditions of Constitutional History," 13 Texas Women's Law Journal 91 (2004)(with Linda K. Kerber).
49. "The Right to Be Sexual (Revisited): Remembering Mary Dunlap," 19 Berkeley Women's Law Journal 19 (2004).
50. "Relitigating Seaborn: Taxing the Community Income of California Registered Domestic Partners" (February 2006). U Iowa Legal Studies Research Paper No. 05-39 Available at SSRN: <http://ssrn.com/abstract=881763>.
51. "Relitigating Seaborn, Taxing the Community Income of California Registered Domestic Partners," 111 Tax Notes 561 (2006).

### **Book Reviews:**

52. "Stories of Rights: Developing Moral Theory and Teaching Law" (Book Review of Judith Thomson's Rights, Risks, & Restitution) 86 Mich. L. Rev. 1365 (1988) (with J. Love), 23 pages.
53. "In Search of a Normative Principle for Property Division at Divorce," (Book Review of Martha Albertson Fineman's The Illusion of Equality) 1 Tex. J. of Women & Law 249 (1992), 20 pages.
54. "The Master's Voice Will Never Dismantle Structural Injustice," (Book Review of David A.J. Richards's Free Speech and the Politics of Identity) 3 Jurist Books-on-Law, No. 7 (October 2000) at <http://jurist.law.pitt.edu/lawbooks/reviews.htm#Cain>.
55. Book Review, William N. Eskridge, Jr., Gaylaw: Challenging the Apartheid of the Closet, 107 American Historical Review 576 (2002).
56. "One Wedding and a Revolution: A Film by Debra Chasnoff," 24 St. Louis University Public Law Review 11 (2005)(with Jean Love).

### **Other Publications:**

57. "Position Paper on Impact (H.R. 2528) Section 302: 'Realistic Possibility of Success' is Too Low a Standard for a Tax Return, 89 Tax Notes Today 156-25, July 31, 1989 (joint statement with Calvin Johnson et al.)
58. "Panel Discussion, Changing Perspectives of the Family," Proceedings of the Fifth Annual Symposium of the Constitutional Law Resource Center, Drake University Law School, Stanley Ingber, ed., pp. 102-116 (April 16, 1994).
59. "Faculty Fellowship Programs that Lead to Law Teaching," (with Faith Pincus), on the web at <http://www.law.arizona.edu/depts/chin/teachlaw/cainfellow.pdf>
60. *Lucas v. Earl Limerick*, 93 Tax Notes 865 at 866 (2001).
61. "Alternative Families Should be Eligible for all Child-Oriented Tax Benefits," IRS Tax Correspondence, 2002 Tax Notes Today 113-33, June 12, 2002.

### **Published CLE Materials**

1. "Lifetime Dispositions of a Going Business," Estate Planning for Farmers & Ranchers, College Station, Texas, Spring 1976 (University of Texas at Austin School of Law Continuing Legal Education, Inc.).
2. "Tax Issues," Mortgage Lending Institute, Austin, Texas, Fall 1976 (University of Texas at Austin School of Law Continuing Legal Education, Inc.).
3. "Section 1031 Exchanges," University of Texas Annual Tax Conference, Austin, Texas, Fall 1978 (University of Texas at Austin School of Law Continuing Legal Education, Inc.).
4. "Installment Sales," University of Texas Real Estate Tax Conference, Austin, Texas, Fall 1979 (University of Texas at Austin School of Law Continuing Legal Education, Inc.).
5. "Recent Developments - Taxation," Conference for Young Lawyers, Salado, Texas, Fall 1979 (State Bar of Texas).
6. "Estate Tax Issues," University of Texas Real Estate Tax Conference, Austin, Texas, Spring 1980 (University of Texas at Austin School of Law Continuing Legal Education, Inc.).
7. "Educational Expenses," Conference on Tax Policy, American Bar Association, Tax Section, Committee on the Small Taxpayer, Washington, D.C., Spring 1981 (American Bar Association).
8. "Divorce and Taxes," Women and the Law Conference sponsored by the State Bar of Texas and the Women's Advocacy Project, Austin, Texas, Spring 1982 (State Bar of Texas).
9. "State Tax Exemptions," Conference on Art and the Law, Santa Fe, N.M., Summer 1984 (University of Texas at Austin School of Law Continuing Legal Education, Inc.).
10. "Tax Planning for Gay and Lesbian Couples," Lavender Law I, San Francisco, California, Fall 1988 (National Lesbian and Gay Law Association).
11. "The Interest Deduction," Tax School, Des Moines, Iowa, December 1991 (State Bar of Iowa).
12. "Estate Planning for Lesbian and Gay Couples," Lavender Law III, Chicago, October 1992 (National Lesbian and Gay Law Association).
13. "Federal Tax Issues for Lesbian and Gay Couples." Lavender Law IV, Portland, Oregon, October 1994 (National Lesbian and Gay Law Association).
14. "Joint Living Arrangements," Lavender Law V, New Orleans, October 1996 (National Lesbian and Gay Law Association).
15. "Current Developments," Spring Tax Institute, University of Iowa, Iowa City, May 1997 (Iowa Law School Continuing Legal Education).
16. "Ethical Standards for Tax Advisors," University of Iowa, Iowa City, September 1997 (Iowa Law School Continuing Legal Education).

17. "Estate Planning for Small Estates," Lavender Law 97, West Hollywood, CA, October 1997 (National Lesbian and Gay Law Association).
18. Estate Planning for Unmarried Couples," University of Iowa, Iowa City, October 1998 (Iowa Law School Continuing Legal Education).
19. "Basic Estate Planning," Lavender Law 98, Boston, October 1998 (National Lesbian and Gay Law Association).
20. "Basic Non-Profit Law," Lavender Law 98, Boston, October 1998 (National Lesbian and Gay Law Association).
21. "Estate Planning for Unmarried Couples: Selected Topics," Quad Cities Estate Planning Council, Bettendorf, Iowa, November 1998.
22. "Unmarried Cohabitants: Property Divisions at 'Divorce,'" ABA Tax Section, Atlanta, August 1999.
23. "Property Distribution for Separating Couples," Lavender Law 99, Seattle, October 1999 (National Lesbian and Gay Law Association).
24. "Advanced Estate Planning for Same-Sex Couples" (with Jeffrey J. Radowich), Lavender Law 2000, Washington, D.C. (National Lesbian and Gay Law Association).
25. "Tax and Financial Planning: Special Issues," Lavender Law 2000, Washington, D.C. (National Lesbian and Gay Law Association).
26. "Federal Tax Exemption Issues: Securing tax exempt status and operating in compliance," Iowa City, October 2001 (Iowa Law School Continuing Legal Education).
27. "Restrictions on Gifts: Legality and Public Relations," Iowa City, November 2002 (Iowa Law School Continuing Legal Education).
28. "Income Shifting Issues for Same-Sex Couples" Pride-Planners Conference, Provincetown, Massachusetts. (June 2003).
29. "Basic Estate Planning," Lavender Law 2003, New York City, (National Lesbian and Gay Law Association)(October 2003).
30. "Federal Taxation and Same Sex Couples," The New Family Law Conference, Seattle (University of Seattle School of Law)(November 2004).
31. "Sexual Orientation Discrimination and Policies," Tempe, Arizona (National Association of College and University Attorneys)(March 2005).
32. "Navigating the Tax Code: Problems and Solutions in the Era of Emerging Marriage Equality," Lavender Law 2005, San Diego, (National Lesbian and Gay Law Association)(October 2005).
33. "Taxation of Same-Sex Couples in State-Sanctioned Relationships," ABA Tax Section, Midyear Meeting, San Diego, February, 2006.

**SELECTED SCHOLARLY PAPERS, SPEECHES, SYMPOSIA:**

1. Commentator, "Income Taxes and World Wars I and II," Annual meeting of American Society of Legal Historians, Charleston, S. C., September 1988.
2. "Teaching Gay & Lesbian Issues in Tax and Wills," Conference on Sexual Orientation and the Law School Curriculum, Harvard Law School, Spring 1989.
3. "Silence in the Classroom," Association of American Law Schools, New Teachers Conference, Washington, D.C., Summer 1989.
4. "Excluded Voices in Feminist Legal Theory," Conference on Racism, Sexism, and Homophobia in the Law School, Washington University School of Law, St. Louis, Missouri, February 1990.
5. "A Postmodern Feminist Critique of Equal Protection Doctrine," The Edith House Lecture, University of Georgia School of Law, Athens, Georgia, March 1990.
6. "Feminist Legal Scholarship," The Voices of Women (A Conference on Women in Legal Education Sponsored by the ABA), New York University School of Law, April 1990.
7. "Reflections on Women in Law and Literature," Conference on Women in Law and Literature, University of Texas School of Law, March 1991.
8. "Feminist Theories of Judging," Midwestern Regional Women Judges Conference, Iowa City, Iowa, April 1991.
9. "Equal Rights for Gays and Lesbians -- What Does it Mean?" University of Tulsa College of Law, September 1991.
10. "Antidiscrimination Law -- Litigating for Gay and Lesbian Rights," Ohio State Law School, February 1992; University of Northern Iowa, March 1992; University of Minnesota Law School, March 1992; Grinnell College, April 1992.
11. "Bringing Non-Traditional Relationship Issues Into the Basic Course," AALS Workshop on Wills, Trusts and Estates in a Changing Society, Washington, D.C., March 1992.
12. "Litigating for Lesbian and Gay Rights," University of Nebraska, Lincoln, Nebraska, March 1993; University of Virginia, April 1993.
13. "From the Black Cat to the Pentagon: Legal Construction of Homosexual Conduct," American Society of Legal History, Memphis, Tennessee, October 1993.
14. "Lesbian Perspective, Lesbian Experience: The Problem of Essentialism," Inaugural Conference National Association of Women Law Students, University of Virginia, February 1994.
15. "Lesbian and Gay Rights," Women's History Week, University of Texas at San Antonio, March 1994.
16. "Imagine There's No Marriage: A Feminist Critique of the Need for Marriage," Inquery, Intheory, Indeed Conference, University of Iowa, November 1994.
17. "Same-Sex Marriage: A Feminist Perspective," Cornell Law School, April 1995.

18. "Taxing Couples," Critical Tax Theory Conference, S.U.N.Y.-Buffalo, September 1995.
19. "Tax Planning for Same-Sex Couples," LeGal, New York City, December 1995.
20. "Imagine There's No Marriage," Quinnipiac Law Review Symposium: Federalism Revisited, Quinnipiac College School of Law, September 1996.
21. "Lesbian, Gay, and Bisexual Scholarship: Its Forms and Functions," AALS Workshop on Sexual Orientation, Law Schools and the Law, Washington, D.C., October 1996.
22. "Domestic Partner Benefits -- the Tax Issues," AALS Annual Meeting, Washington, D.C., January 1997.
23. "Estate Planning for Same Sex Couples," Creating Change, Washburn Law School, Topeka, February 1997.
24. "Joint Tenancy," Association of American Law Schools, Property Conference, Washington, D.C., June 1997.
25. "Stories from the Gender Garden," InterSEXuality Symposium, University of Denver, College of Law, February 1998.
26. "Stories from the Gender Garden," University of Wisconsin School of Law, Faculty Workshop, April 1998.
27. "Critical Tax Theory, Feminist Method, and Families," Faculty Forum, SMU Law School, Dallas April 1999.
28. "Cites and Canons: Tax Scholarship," Critical Tax Theory Conference, Madison, Wisconsin (April 15, 2000).
29. "Rainbow Rights," Lambda Alliance, University of Georgia, Athens, Georgia (February 19, 2001).
30. "The Many Faces of Discrimination," DePauw University, Greencastle, Indiana (April 6, 2001).
31. "Taxation of *Marvin* Payments," Tax Theory Conference, Washington University, St. Louis, Missouri (April 21, 2001).
32. "The Story of *Earl*," Tax Theory Conference, Tulane Law School, New Orleans, (April 13, 2002).
33. "Montana's Privacy Clause: Identity, Intimacy and Family," Honorable James R. Browning Symposium, The University of Montana, Missoula (September 13, 2002).
34. "Privacy and Sexuality," Feminist Legal Theory Workshop, Cornell Law School, Ithaca, New York (November 2002).
35. "Subversive Moments: Challenging the Traditions of Constitutional History," Subversive Legacies Conference, University of Texas School of Law, Austin, Texas (November 2002)(with Linda K. Kerber, May Brodbeck Professor in Liberal Arts and Professor of History).

36. "Social Security and Nontraditional Families," Washington University Law School and Ohio State Law School (April 2003).
37. "The Story of Earl," ABA Section of Taxation, May Meeting, Washington, D.C. (May 2003).
38. "Sexuality and Feminism," Feminist Legal Theory Workshop, University of Wisconsin Law School, Madison, Wisconsin (June 2003).
39. "Women Heroes," Celebrating Women, University of Iowa (April 2004).
40. "Rainbow Graduation," Rainbow Graduation Ceremony, University of Iowa (May 2004).

**PUBLIC AND PROFESSIONAL SERVICE (From 1985):**

Review of Scholarship for Tenure and Promotion: Stanford, American University, Brooklyn Law School, University of Arizona, New York Law School, U.C.L.A., Vermont, Tulane, University of Washington, University of California at Davis, University of Colorado, University of Kansas, University of Oregon, University of Georgia, Northern Illinois, University of Wisconsin, Ohio State University.

Chair, AALS Section on Gay and Lesbian Legal Issues, 1985-86.

Chair, AALS Section on Women in Legal Education, 1987.

Member, National Advisory Committee, 18th National Conference on Women and Law, 1987-88.

Board of Directors, National Lesbian and Gay Law Association, 1988-1990.

Board of Directors, Lambda Legal Defense and Education Fund, New York City, 1985-1992.

Board of Directors, Society of American Law Teachers, 1987-1998.

Advisory Board, Texas Journal of Women and the Law, 1990-present.

Member, Consultative Group, Restatement of Property, ALI, 1991-present.

Chair, AALS Section on Law and the Community, 1993.

President, Society of American Law Teachers, 1994-1996.

Program Chair, Lavender Law '97, National Lesbian and Gay Law Association.

Member, AALS Standing Committee on the Recruitment and Retention of Minority Law Professors, 1998-2001.

Board of Directors, Linda Davis Kellett Foundation, Columbus, Georgia, 2003 –

Iowa Learns Council, Governor's Task Force, State of Iowa, 2003 -

**UNIVERSITY SERVICE (University of Iowa):**

Member, University Committee on Diversity, 1993-1994

Chair, University Committee on Diversity, 1995-1997

Member, President's Strategic Planning Committee, 1997 – 2000.

Member, Committee on Selection of Central Academic Officers, 1997 – 2001.

Member, Collegiate Diversity Group, 1997 – 2003.

Member, Assoc. Vice President's Task Force to Review Merit Classification System, 1998

Member, Committee to Review the Office of Vice President of University Relations, 1998-1999

Chair, Committee on the Selection of Central Academic Officers, 2001-2002.

Chair, Committee to Review the Office of the Provost, 2000-2001.

Interim Provost, 2003 – 2004.

Chair, Tuition Study Task Force, Fall 2003

Co-Chair, Post-Grutter Diversity Review Task Force, 2004 – 2006

Vice Provost, 2004 –

Member, Provost's Task Force on Gender Equity, 2004 - 2006

Co-Chair, Capital Projects Review Committee, 2005 - present  
Co-Chair, Provost's Task Force on the Writing University, 2005 – 2006  
Member, Presidential Search Committee, 2006

**SIGNIFICANT LAW SCHOOL SERVICE (Iowa):**

Associate Dean for Academic Affairs 1996-1999  
Chair, Faculty Appointments Committee, 1992-1997  
Co-Chair, Speakers Committee, 1997-1998  
Chair, Admissions Committee, 1999-2003  
Faculty Adviser, Iowa Law Review, 1992-1997  
Faculty Adviser, Iowa Journal of Gender Race and Justice, 1996 –2001  
Associate Dean of Admissions 2001-2003

**SIGNIFICANT SERVICE (University of Texas):**

Co-Founder, Women's Faculty Caucus, 1975  
Member, Faculty Senate, 1975-1978  
Vice Chair, Faculty Senate, 1976-77  
Chair, Faculty Grievance Committee, 1978-1982

**BAR ADMISSIONS:**

Alabama: 1974 (not current)  
Texas: 1982 (inactive)  
Iowa: 2001

**PROFESSIONAL AND HONORARY MEMBERSHIPS:**

Iowa State Bar Association  
American Bar Association, Tax Section, Section of Real Property, Probate and Trust Law,  
Section on Individual Rights  
National Lesbian and Gay Law Association  
Order of the Coif  
American Law Institute  
Society of American Law Teachers  
American Society for Legal History