CONTENTS

TRIBUTE

In Memoriam: Professor Paul Steven Miller
   Foreword: A Tribute
   Kellye Y. Testy 695
The Marvelous Life of Paul Steven Miller
   Clark B. Lombardi 698
Following in Paul Miller’s (Very Large) Footsteps
   Chai R. Feldblum 702
Paul Miller: A Profile in Courage
   Joseph M. Sellers 704
A Tribute to Paul Miller: A Beloved Friend and Colleague
   Michael E. Waterstone & Michael Ashley Stein 706

ARTICLES

Blindsight: How We See Disabilities in Tort Litigation
   Anne Bloom with Paul Steven Miller 709
Foreclosing Modifications: How Servicer Incentives Discourage Loan Modifications
   Diane E. Thompson 755

COMMENTS

False Valor: Amending the Stolen Valor Act to Conform with the First Amendment’s Fraudulent Speech Exception
   Jeffery C. Barnum 841
A “Narrow Exception” Run Amok: How Courts Have Misconstrued Employee-Rights Laws’ Exclusion of “Policymaking” Appointees, and a Proposed Framework for Getting Back on Track

Angela Galloway 875

AEDPA’s Ratchet: Invoking the *Miranda* Right to Counsel after the Antiterrorism and Effective Death Penalty Act

David Rubenstein 905

Banishing Habeas Jurisdiction: Why Federal Courts Lack Jurisdiction to Hear Tribal Banishment Actions

Mary Swift 941