

## FRESHMAN, CLARK

### Articles

*Don't Just Say No*, 24 [NEGOTIATION JOURNAL](#) 89 (2008) (reviewing WILLIAM URY, *THE POWER OF A POSITIVE NO: HOW TO SAY NO AND STILL GET TO YES* (2007)).

*After Basic Mindfulness Meditation: External Mindfulness, Emotional Truthfulness, and Lie Detection in Dispute Resolution*, 2006 J. DISP. RESOL. 511 (2006). [[WL](#)] [[LX](#)] [[Hein](#)]

*Behind the Process: Remembering John Ely's Compassion*, 58 U. MIAMI L. REV. 955 (2004). [[HLink.AddressHLink.AddressHLink.AddressHLink.AddressHLink.Address](#)] [[LX](#)] [[Hein](#)]

*The Promise and Perils of "Our" Justice: Psychological, Critical and Economic Perspectives on Communities and Prejudices in Mediation*, 6 CARDOZO J. CONFLICT RESOL. 1 (2004). [[WL](#)] [[LX](#)] [[Hein](#)]

*Foreword: Revisioning the Constellations of Critical Race Theory, Law and Economics, and Empirical Scholarship*, 55 STAN. L. REV. 2267 (2003). [[WL](#)] [[LX](#)] [[Hein](#)]

*Prevention Perspectives on "Different" Kinds of Discrimination: From Attacking Different "Isms" to Promoting Acceptance in Critical Race Theory, Law and Economics, and Empirical Research*, 55 STAN. L. REV. 2293 (2003) (book review). [[WL](#)] [[LX](#)] [[Hein](#)]

*Adapting Meditation to Promote Negotiation Success; A Guide to Varieties and Scientific Support*, 7 HARV. NEGOT. L. REV. 67 (2002) (with Adele M. Hayes and Greg C. Feldman). [[WL](#)] [[LX](#)] [[Hein](#)]

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*Privatizing Same-Sex "Marriage" Through Alternative Dispute Resolution: Community-Enhancing Versus Community-Enabling Mediation*, 44 UCLA L. REV. 1687 (1997). [[WL](#)] [[LX](#)] [[Hein](#)] [[SSRN](#)]

*Re-visioning the Dependency Crisis and the Negotiator's Dilemma: Reflections on the Sexual Family and the Mother-Child Dyad*, 22 LAW & SOC. INQUIRY 97 (1997) (reviewing MARTHA A.

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*Were Patricia Williams and Donald Dworkin Separated at Birth?*, 95 COLUM. L. REV. 1568 (1995) (reviewing RICHARD A. POSNER, OVERCOMING LAW (1995)) (with a reply by Posner). [\[WL\]](#) [\[LX\]](#) [\[Hein\]](#)

Note, *Beyond Atomized Discrimination: Use of Acts Of Discrimination Against “Other” Minorities to Prove Discriminatory Motivation Under Federal Employment Law*, 43 STAN. L. REV. 241 (1990). [\[WL\]](#) [\[LX\]](#) [\[Hein\]](#)

#### Chapters in Books

*Identity, Beliefs, Emotion, and Negotiation Success*, in [THE HANDBOOK OF DISPUTE RESOLUTION](#) 99 (Michael L. Moffitt & Robert C. Bordone eds., 2005).

#### Working Paper

*The Problem Solvers: Mediators For Lesbians And Gay Men* (Stanford Center on Conflict and Negotiation, Working Paper No. 44, 1991).

#### Thesis

*Beyond Pontius Pilate and Judge Lynch: The Pardoning Power in Theory and Practice as Illustrated in the Leo Frank Case* (1986) (unpublished A.B. thesis, Harvard University) (on file with author).