INFORMATION ABOUT THE
RICHMOND PUBLIC INTEREST LAW REVIEW

The Richmond Public Interest Law Review is published quarterly by the University of Richmond School of Law. Questions, comments, and suggestions regarding the content of this journal are welcomed at:

University of Richmond School of Law
28 Westhampton Way
University of Richmond, Virginia 23173
(804) 289-8212
http://scholarship.richmond.edu/pilr/

EDITORIAL POLICY:

The Richmond Public Interest Law Review seeks to preserve the author’s writing style when editing articles selected for publication. As part of the ongoing relationship between the Richmond Public Interest Law Review and its authors, each author is given the opportunity to review his or her article prior to its publication.

SUBMISSIONS:

The Richmond Public Interest Law Review invites the submission of unsolicited articles, essays, comments, and notes throughout the year on a variety of topics. Manuscripts should include the author’s biographical information either in text or in an accompanying résumé or curriculum vitae. Manuscripts submitted in a printed format will not be returned unless specifically requested and accompanied with proper postage.
Manuscripts may be sent in printed form to the Richmond Public Interest Law Review at the above address or by electronic mail at pilr@richmond.edu.

SUBSCRIPTIONS:

Subscription inquiries may be addressed to the Managing Editor of the Richmond Public Interest Law Review at the address listed above.

COPYRIGHT:

All articles copyright © 2017 by the Richmond Public Interest Law Review, unless noted otherwise. Articles herein may be duplicated for classroom use, provided that (1) each copy is distributed at or below cost, (2) the Richmond Public Interest Law Review is notified of such use, (3) proper notice of copyright is affixed to each copy, and (4) the author and the Richmond Public Interest Law Review are identified on each copy.

CITATIONS:

The text and citations of the Richmond Public Interest Law Review conform to The Bluebook: A Uniform System of Citation (20th ed. 2015).

Cite as: __RICH. PUB. INT. L. REV.__
OFFICERS OF INSTRUCTION AND ADMINISTRATION
UNIVERSITY OF RICHMOND
SCHOOL OF LAW

ADMINISTRATION

Ronald Andrew Crutcher ....................... President of the University of Richmond
Wendy C. Perdue, B.A., J.D. .......................... Dean, Professor of Law
James Gibson, B.A., J.D. .......................... Associate Dean for Academic Affairs,
Professor of Law
Jessica Erickson, B.A., J.D. .................... Associate Dean for Faculty Development,
Professor of Law
Kristine M. Henderson, B.A., J.D. ............. Associate Dean for Student Services
and Administration
Roger V. Skalbeck, B.A., M.L.I.S., J.D. .......... Associate Dean for Library and
Information Services, Associate Professor of Law
Janet D. Hutchinson, B.S., J.D. .................. Associate Dean of Career Services
Michelle Rahman .................................. Associate Dean of Admissions

FACULTY

Stephen Allred, B.A., M.P.A., J.D., Ed.D.................. Professor of Law
Margaret I. Bacigal, B.A., J.D. ..................... Director, Clinical Placement Program
Ronald J. Bacigal, B.S., LL.B........................... Professor of Law
W. Wade Berryhill, B.S., J.D., LL.M. ................. Professor of Law, Emeritus
Carol N. Brown, A.B., LL.M, J.D. .................. Professor of Law
W. Hamilton Bryson, B.A., LL.B., LL.M., Ph.D., LL.D...... Professor of Law
Wesley J. Campbell, B.A., M.Sc., J.D. ................ Assistant Professor of Law
Tara L. Casey, B.A., J.D. ..................... Director, Carrico Center for Pro Bono Service
Dale Margolin Cecka, B.A., J.D. .................. Clinical Professor of Law
Henry L. Chambers, B.A., J.D. ...................... Professor of Law
Timothy L. Coggins, B.A., M.S., J.D. ............... Professor of Law, Emeritus
Erin Collins, B.A., J.D. ................................. Assistant Professor of Law
Christopher Corts, B.J., J.D., B.A., M.A. .......... Assistant Professor of Legal Writing
Christopher A. Cotropia, B.S., J.D. ............... Director, Intellectual Property Institute
Professor of Law
Paul T. Crane, B.A., M.A., J.D. ..................... Assistant Professor of Law
Ashley R. Dobbs, B.A., J.D. .......................... Director, Intellectual Property and
Transactional Law Clinic
John G. Douglass, B.A., J.D. ......................... Professor of Law
Joel B. Eisen, B.S., J.D. ............................. Professor of Law
David G. Epstein, B.A., LL.M, LL.B .................. Allen Professor of Law
William O. Fisher, A.B., J.D., M.P.P. ............................................Professor of Law
David Frisch, B.S., J.D., LL.M. .....................................................Professor of Law
Chiara Giorgetti, Laurea in Giurisprudenza, M.Sc., LL.M, J.S.D. Associate Professor of Law Faculty Director, LL.M. Program
Meredith Johnson Harbach, B.A., J.D. ..........................Associate Professor of Law
Mary L. Heen, B.A., M.A.T., J.D., LL.M. ..........................Professor of Law, Emeritus
Azizah Y. al-Hibri, B.A., M.A., Ph.D., J.D. ..........................Professor of Law, Emeritus
Ann C. Hodges, B.S., M.A., J.D. ..................................................Professor of Law
Hayes R. Holderness, B.A., J.D., LL.M. ..........................Assistant Professor of Law
John Paul Jones, B.A., J.D., LL.M. ...........................................Professor of Law, Emeritus
Corinna Barrett Lain, B.A., J.D. ..........................S.D. Roberts & Sandra Moore Professor of Law
Kurt T. Lash, B.A., J.D. ...........................................E. Claiborne Robins Distinguished Chair in Law
Julie Ellen McConnell, B.A., J.D. ..................................Director, Children’s Defense Clinic
Gary L. McDowell, B.A., M.A., A.M., Ph.D. ..........................Professor, Tyler Haynes
Interdisciplinary Chair in Leadership Studies
Political Science & Law
Andre A. Moenssens, J.D., LL.M. ..................................Professor of Law, Emeritus
Shari Motro, B.A., J.D. ..........................................................Professor of Law
Daniel Murphy, B.A., J.D., LL.M. ..................................Professor of Law, Emeritus
Kristen Jakobsen Osenga, J.D., M.S., B.S.E. ..........................Professor of Law
John R. Pagan, A.B., M.Lit., J.D., D.Phil. ..........................Professor of Law
John F. Preis, B.S., J.D. ..........................................................Professor of Law
Emmeline Paulette Reeves, B.A., J.D. ..........................Director, Academic Skills Program
Kimberly J. Robinson, B.A, J.D. ....................................................Professor of Law
Noah M. Sachs, B.A., J.D, M.P.A. ..........................Professor of Law and Faculty Director, Merhige Center for Environmental Studies
Doron Samuel-Siegel, B.A., J.D. ..........................Associate Professor of Legal Writing
Daniel Schaffa, B.A., M.A., M.Acc., M.S., J.D., Ph.D. ..........................Assistant Professor of Law
Tamar R. Schwartz, B.A., J.D. ............................................Assistant Professor of Legal Writing
Andrew B. Spalding, B.A., J.D., Ph.D. ......................................Assistant Professor of Law
Jonathan K. Stubbs, B.A., B.A., J.D., LL.M., M.T.S. ..........................Professor of Law
Rachel Juhas Suddarth, B.A., B.A. ..........................Assistant Professor of Legal Writing
Allison Anna Tait, B.A., Ph.D., J.D., LL.M. ..........................Assistant Professor of Law
Mary Kelly Tate, B.A., J.D. ...........................................Director, Richmond Institute for Actual Innocence
Adrienne E. Volenik, B.A., J.D. ...........................................Clinical Professor of Law, Emeritus
Director, Education Rights Clinic
Margaret Ann B. Walker, B.A., J.D. ..........................Assistant Professor
Academic Success Program
Kevin C. Walsh, A.B., M.A., J.D. ......................................Associate Professor of Law
Laura A. Webb, B.A., J.D. ......................................Assistant Professor of Legal Writing
W. Clark Williams, Jr., B.A., J.D. ...........................................Professor of Law

LIBRARY FACULTY

Paul M. Birch, B.A., M.A.L.S., J.D. ..........................Computer Services Librarian
Joyce Manna Janto, B.S., M.L.S., J.D. ..........................Deputy Director
# Adjunct Faculty

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>Charles M. Allen, B.S., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Farhad Aghdami, B.A., J.D., LL.M.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Hina Allaeddin, B.S., M.S., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Angela Axselle, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Edward D. Barnes, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>William J. Benos, LL.B., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Candace A. Blydenburgh, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Genoveva I. Border J.D., LL.M.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Corey Booker, B.A., M.S., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Genoveva Border, J.D., LL.M.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Claudia Brand, J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>The Hon. Lynn S. Brice, B.A., M.S.W., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Jack W. Burtch, Jr., B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Harris D. Butler, III., B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Sean Byrne, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>The Hon. Richard Campbell, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Brian Cannon, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Heather Caputo, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Claire G. Cardwell, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Julie Cillo, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Nancy D. Cook, B.S., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>James C. Cosby, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Ashley T. Davis, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>The Hon. Marla Graff Decker, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>William Dinkin, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Peter Duffey, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Jason Eakes, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>The Hon. Joseph J. Ellis, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Andra S. Erard, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Stephen M. Faraci, Sr., B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Reid Flinn, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Catherine French, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Lisa Frisina, B.B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Frederick R. Gerson, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Michael Gill, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Paul G. Gill, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Carolyn V. Grady, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Elizabeth Griffin, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Timothy H. Guare, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>Elizabeth Wilson Hanes, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
<tr>
<td>David V. Harbach, B.A., J.D.</td>
<td>Adjunct Professor of Law</td>
</tr>
</tbody>
</table>
John H. Thomas, B.A., J.D.  Adjunct Professor of Law
The Hon. Tracey W. J. Thorne-Begland, B.A., J.D.  Adjunct Professor of Law
Jacob Tingen, B.A., J.D.  Adjunct Professor of Law
Ian D. Titley, B.S., J.D.  Adjunct Professor of Law
John Tucker, B.A., J.D.  Adjunct Professor of Law
Nia A. Vidal, B.A., J.D.  Adjunct Professor of Law
Robert J. Wagner, B.A., J.D.  Adjunct Professor of Law
Michelle Welch, B.A., J.D.  Adjunct Professor of Law
Thomas M. Wolfe, B.A., J.D.  Adjunct Professor of Law
CONTENTS

LETTER FROM THE EDITOR......................................................................................... X
   Alexandra Ellmauer

ARTICLES

THE FIERY FURNACE, CIVIL DISOBEDIENCE, & THE CIVIL RIGHTS
MOVEMENT: A BIBLICAL EXEGESIS ON DANIEL 3 & THE LETTER
FROM BIRMINGHAM JAIL ...................................................................................... 243
   Jonathan C. Augustine

THE NATURE OF THE JUDICIAL PROCESS: A COMPLEX SYSTEMS
ANALYSIS OF CHECKS & BALANCES & SEPARATION OF POWERS IN
THE PRESENT POLITICAL CONTEXT .................................................................. 263
   Marvin L. Astrada, JD, PhD

FOSTERING FUTURES IN VIRGINIA: WHY IS IT NEEDED AND WHAT
DOES IT ADD TO EXISTING PROGRAMS? ......................................................... 297
   Karen E. Dottore

THEY SAY EMOTIONAL SUPPORT DOG, WE SAY SERVICE DOG: WHY
THE AMERICANS WITH DISABILITIES ACT SHOULD RECOGNIZE
EMOTIONAL SUPPORT DOGS AS SERVICE ANIMALS ........................................ 313
   Chelsea Hernandez-Silk

BARGAINING TOWARDS EQUALITY: THE EFFECTS OF IMPLICIT BIAS
TRAINING ON PLEA-BARGAINING ..................................................................... 341
   John Dunnigan