

## WILLIAM W. BERRY III PUBLICATIONS

56. SPORTS AND THE LAW (6TH EDITION)  
WEST ACADEMIC PUBLISHING (with Paul Weiler, Stephen Ross, and Jodi Balsam)(2018).
55. *The Execution Methods Crisis*  
JURIST Academic Commentary (Apr. 3, 2017), <http://jurist.org/academic/2017/04/william-berry-the-execution-methods-crisis.php>.
54. *Unusual Deference*  
68 FLA. L. REV. \_\_ (2018).
53. *Magnifying Miranda*  
59 TX. TECH L. REV. \_\_ (2017)(symposium)
52. *Enhancing "Education"*  
78 LA. L. REV. \_\_ (2017)(symposium)
51. *Employee-Athletes, Antitrust, and the Future of College Sports*  
28 STAN. L. & POL'Y REV. \_\_ (forthcoming 2017)(symposium)
50. *Cruel Techniques, Unusual Secrets*  
77 OHIO ST. L.J. \_\_ (forthcoming 2017)(with M. Ryan).
49. [\*Normative Retroactivity\*](#)  
19 U. PA. J. CONST. L. 483 (2017).
48. [\*Restorative Innocence\*](#)  
68 FLA. L. REV. \_\_ (forthcoming 2017), *Voices on Innocence* essays (with L. Dervan, V. Beety, G. Gilchrist, R. Leo, and M. Ryan).
47. [\*Preview of Dean v. United States\*](#)  
44 ABA SUP. CT. PREVIEW 142 (2017).
46. [\*Amending Amateurism\*](#)  
68 ALA. L. REV. 551 (2016).
45. [\*The Retroactivity Roadmap\*](#)  
10 NYU J. L. & LIBERTY 179 (2016).
44. [\*Playoff Profits for Academic Programs\*](#)  
5 MISS. SPORTS L. REV. 1 (2016).

43. [\*Remembering Furman's Comparative Proportionality\*](#)  
101 IOWA L. REV. ONLINE 65 (2016).
42. [\*Life-with-Hope Sentencing\*](#)  
76 OHIO ST. L.J. 1051 (2015).
41. [\*Implementing Just Mercy\*](#)  
94 TEXAS L. REV. 331 (2015).
40. [ENTERTAINMENT, MEDIA, AND THE LAW \(5TH EDITION\)](#)  
WEST ACADEMIC PUBLISHING (with Paul Weiler and Gary Myers)(2015).
39. [\*Eighth Amendment Presumptions\*](#)  
89 S. CAL. L. REV. 67 (2015).
38. [\*Humanizing the Condemned: A Review of The Forgotten Men\*](#)  
CRIMINAL LAW & CRIMINAL JUSTICE BOOKS, (November 2015)(invited contribution).
37. [\*Preview of Montgomery v. Louisiana\*](#)  
43 ABA SUP. CT. PREVIEW \_\_ (2015).
36. [\*Preview of Kansas v. Gleason\*](#)  
43 ABA SUP. CT. PREVIEW \_\_ (2015).
35. [\*The Perils of Private Adjudication: A Review of Civil Justice, Privatization, and Democracy\*](#)  
24 INT'L CRIM. J. REV. 411 (2015)(invited contribution)(peer reviewed).
34. [\*Assessing Rough Justice and the ICC's Quest for Legitimacy\*](#)  
24 INT'L CRIM. J. REV. 135 (2015)(invited contribution)(peer reviewed).
33. [\*The Myth of Memorization as Education\*](#)  
E-MANTLE NEWSLETTER, Ctr. Educ. Teach. & Learning, Univ. of Miss. (Nov. 2015).
32. [\*Ending the Death Lottery\*](#)  
76 OHIO ST. L.J. 67 (2015).
31. [\*Procedural Proportionality\*](#)  
22 GEORGE MASON L. REV. 259 (2015).
30. [\*Preview of Whitfield v. United States\*](#)  
42 ABA SUP. CT. PREVIEW 92 (2014).
29. [\*Preview of Johnson v. United States\*](#)  
42 ABA SUP. CT. PREVIEW 50 (2014).

28. [Writing \(and re-writing\) Federal Criminal Law in the Classroom](#)  
11 OHIO ST. J. OF CRIM. L. 767 (2014).
27. [Preview of Integrity Staffing Solutions v. Beck](#)  
42 ABA SUP. CT. PREVIEW 22 (2014).
26. [How Labor Law Could Save the NCAA](#)  
SLATE.COM, March 31, 2014.
25. [The Power of Level Three Thinking](#)  
E-MANTLE NEWSLETTER, Ctr. Educ. Teach. & Learning, Univ. of Miss. (Mar. 2014).
24. [Preview of Abramski v. United States](#)  
41 ABA SUP. CT. PREVIEW 162 (2014).
23. [Preview of United States v. Castleman](#)  
41 ABA SUP. CT. PREVIEW 166 (2014).
22. [The Mandate of Miller](#)  
51 AM. CRIM. L. REV. 327 (2014).
21. [Criminal Constitutional Avoidance](#)  
104 J. OF CRIM. L. & CRIMINOLOGY 105 (2014).
20. [Educating Athletes](#)  
81 TENN. L. REV. 795 (2014).
19. [Preview of Peugh v. United States](#)  
40 ABA SUP. CT. PREVIEW 208 (2013).
18. [Preview of McQuiggin v. Perkins](#)  
40 ABA SUP. CT. PREVIEW 205 (2013).
17. [Eighth Amendment Differentness](#)  
78 MO. L. REV. 1053 (2013)(symposium).
16. [Foreword](#)  
1 MISS. SPORTS L. REV. 245 (2012).
15. [Right about Wrongs?](#)  
44 CONN. L. REV. 1677 (2012)(invited contribution).

14. [\*Practicing Proportionality\*](#)  
64 FLA. L. REV. 687 (2012).
  - Cited by *State v. Pruitt*, 415 S.W. 180 (Tenn. 2013)(Koch, J., dissenting).
13. [\*Separating Retribution from Proportionality\*](#)  
97 VA. L. REV. IN BRIEF 61 (2011).
12. [\*The European Prescription for Ending the Death Penalty\*](#)  
2011 WISCONSIN L. REV. 1003 (2011).
11. [\*Mitigation in Federal Sentencing in the United States\*](#)  
MITIGATION AND AGGRAVATION AT SENTENCING (J. V. Roberts, ed.), CAMBRIDGE UNIV. PRESS (2011).
10. [\*Promulgating Proportionality\*](#)  
46 GA. L. REV. 69 (2011).
  - Cited by *State v. Cox*, 2016 WL 10789 (Ohio Ct. App. 2016)(Gallagher, J., dissenting).
9. [\*Repudiating Death\*](#)  
101 J. OF CRIM. L. & CRIMINOLOGY 439 (2011).
8. [\*Preview of Perry v. New Hampshire\*](#)  
39 ABA SUP. CT. PREVIEW 80 (2011).
7. [\*Preview of Walker v. Martin\*](#)  
38 ABA SUP. CT. PREVIEW 118 (2010).
6. [\*More Different than Life, Less Different than Death\*](#)  
71 OHIO STATE L.J. 1109 (2010).
  - Cited by *State v. Lyle*, 854 N.W. 2d 378 (Iowa 2014).
5. [\*Ending Death by Dangerousness\*](#)  
52 ARIZ. L. REV. 889 (2010).
4. [\*Extraordinary and Compelling\*](#)  
68 MD. L. REV. 850 (2009).
  - Reprinted in PAROLE: JUDICIAL REFLECTIONS (R. Satyanarayana, ed.), Amicus Books (2010).
3. [\*American Procedural Exceptionalism\*](#)  
17 CORNELL J. OF L. & PUB. POL'Y 481 (2008).
2. [\*Discretion without Guidance\*](#)  
40 CONN. L. REV. 631 (2008).
  - Cited by *United States v. Elmore*, 743 F.3d 1068 (6th Cir. 2014).

1. [Following the Yellow Brick Road of the Evolving Standards of Decency](#)

28 PACE L. REV. 15 (2007).

- Cited by *Connecticut v. Santiago*, No. SC 17413 (Conn. 2015)(Rogers, C.J., dissenting).