

Syllabus
Administrative Law in the Twentieth Century
6351-20 Reading Group
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This course will meet on September 11 and 18, October 2 and 30, and November 13 and 20, in Room S306, from 6-8 PM.

Course schedule:

Week One: Administration Before the Administrative State

Mashaw, Jerry, [*Administration and 'The Democracy': Administrative Law from Jackson to Lincoln, 1829-1861*](#), 117 Yale L.J. 1568 (2008)

Week Two: The Progressive Synthesis

Landis, James, *The Administrative Process* (1938)

Ohio Water Valley Co. v. Ben Avon Borough, 253 U.S. 287 (1920)

Crowell v. Benson, 285 U.S. 22 (1932)

Week Three: Responding to the Conservative Reaction – The Administrative Procedure Act

Shepherd, George. [*Fierce Compromise: The Administrative Procedure Act Emerges from New Deal Politics*](#). 90 Nw. U. L. Rev. 1557 (1996) [link via Hein OnLine, login required]

Universal Camera v. NLRB, 340 U.S. 474 (1951)

Week Four: The Public Interest Era

Stewart, Richard, [*The Reformation of American Administrative Law*](#), 88 Harv. L. Rev. 1669 (1975) [link via Hein OnLine, login required]

FCC v. Sanders Bros., 309 U.S. 470 (1940)

Calvert Cliffs v. Atomic Energy Comm'n, 449 F.2d 1109 (D.C. Cir. 1971)

Weeks Five and Six: The Era of Deregulation, Cost-Benefit Analysis, and Ossification

McGarity, Thomas, [*Administrative Law as Blood Sport: Policy Erosion in a Highly Partisan Age*](#), 61 Duke L.J. 1671 (2012)

Sunstein, Cass, [*The Office of Information and Regulatory Affairs: Myths and Realities*](#), 126 Harv. L. Rev. 1838 (2013)

Heinzerling, Lisa, [*Inside EPA: A Former Insider's Reflections on the Relationship Between the Obama EPA and the Obama White House*](#), 31 Pace Envtl. L. Rev. 325-369 (2014)

The Landis book will be available online, and you can print it out or read it online (160 pages). You can also buy a copy of the book from the copy center at GW, which is on the second floor of the law school building, which should be open before and after class.

The book will cost \$11. You may need the official number of this seminar: Reading group 6351-20.