

---



---

**THE UNIVERSITY OF TOLEDO LAW REVIEW**

---



---

VOLUME 45

NUMBER 3

SPRING 2014

**TABLE OF CONTENTS**  
**EDUCATION LAW SYMPOSIUM**

**ARTICLES**

|  |     |
|--|-----|
| Introduction<br><i>Stephanie Green</i> .....   | ix  |
| School Shootings and the Legislative Push to Arm Teachers<br><i>Allen Rostron</i> .....  | 439 |
| Religious Freedom in a Brave New World: How Leaders in Faith-Based Schools<br>Can Follow Their Beliefs in Hiring<br><i>Charles J. Russo</i> .....          | 457 |
| IDEA Class Actions After <i>Wal-Mart v. Dukes</i><br><i>Mark C. Weber</i> .....  | 471 |
| Time-Out and Seclusion Litigation: A Liability Nightmare?<br><i>Susan C. Bon and Perry A. Zirkel</i> .....   | 505 |
| Education Reform and Labor-Management Cooperation: What Role for the<br>Law?<br><i>Martin H. Malin</i> .....   | 527 |
| Going Back to the Drawing Board: Re-Entrenching the Higher Education<br>Act to Restore Its Historical Policy of Access<br><i>Twinette L. Johnson</i> ..... | 545 |
| Community Losses: The Costs of Education Reform<br><i>Susan L. DeJarnatt</i> .....   | 579 |
| Adjudging Education Policy: How the Courts Shaped Ohio's Charter School<br>Movement<br><i>Chad A. Readler and Kenneth M. Grose</i> .....                   | 601 |

**NOTE & COMMENTS**

|   |     |
|---|-----|
| Torn Between Two Masters: Flaws in the Social Security Disability Process<br><i>Jacob Bender</i> .....                                      | 619 |
| <i>Lehman v. United Bank Inc.</i> : The Judicially Inefficient Layoff and<br>Discharge<br><i>Nicholas S. Laue</i> .....                     | 651 |
| Like Taking Candy from a Baby: The Effects of Removing Juvenile<br>Sentencing Authority from the Legislature<br><i>Michael Walton</i> ..... | 675 |