

MAY 8, 2018



ONE YEAR ANNIVERSARY REPORT

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INTRODUCTION

LawArXiv (<http://lawarxiv.info/>) is a free, open access, nonprofit, pre and post print repository. It is hosted on the Open Science Framework (OSF) platform maintained by the Center for Open Science (COS). LawArXiv was jointly developed and is co-owned by four entities collectively referred to as the LawArXiv Steering Committee:

- Cornell University Law Library;
- LIPA (Legal Information Preservation Alliance);
- MALLCO (Mid-America Law Library Consortium); and
- NELLCO Law Library Consortium, Inc.

Launched on May 8, 2017, the repository had 689 articles on the date of its one year anniversary. It remains the only non-commercial repository platform for legal scholarship. Given the dominance of the repository landscape by powerful commercial interests and recent efforts to more strongly combine the pre and post-print commercial repository markets, there remains much utility in a one-stop, nonprofit repository.¹

¹ “The benefits of integrating the academic knowledge production value chain should not be in the hands of rent-seeking and profit-maximizing corporations.” Alejandro Posada and George Chen, September 20th 2017, <http://knowledgegap.org/index.php/sub-projects/rent-seeking-and-financialization-of-the-academic-publishing-industry/preliminary-findings/>

WHO POSTS TO THE REPOSITORY AND WHAT?

As of April 12, 2018 LawArXiv contained 638 items. 374 (59%) were posted by institutional posters—defined as a librarian (or staff member) posting articles on behalf of the author(s), and not being a co-author of the same work. 264 (41%) items were posted by individuals.

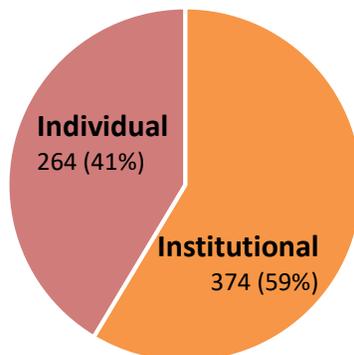


Figure 1: Institutional vs. Individual Postings

331 of the 374 institutionally posted items (89%) were posted by the Cornell University Law Library. 43 of the 374 institutionally posted items (11%) were posted by other law libraries. The 43 items institutionally posted by entities other than Cornell are from the following law libraries:

- Georgia State
- Indiana—McKinney
- Northeastern
- New Hampshire
- Pittsburgh
- UCLA
- Western New England

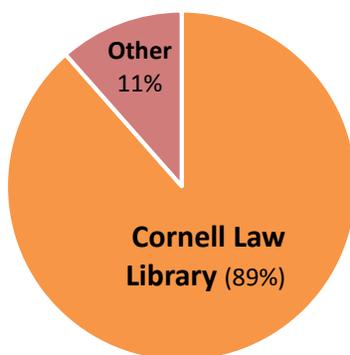


Figure 2: Institutional Postings

The 331 items institutionally posted by Cornell include:

- Cornell Law faculty papers;
- papers by LawArXiv Advisory Board Members (e.g. Susan Nevelow Mart);
- items published in the *Cornell Law Review* and the *Cornell International Law Journal*;
- Robert Cantwell Prize for Exemplary Student Research recipients' papers;
- exemplary student papers from the Law Technology course; and
- 63 papers by University of Richmond law faculty.

The 264 items posted by individuals have the following characteristics:

- 128 items posted by law school professors, lecturers, fellows, and directors of various centers or clinics;
- 76 items posted by law librarians;
- 27 items posted by attorneys;
- 25 items posted by non-law professors, PhD candidates, master's students, an employee of the ACLU, a SJD student, researchers and research fellows; and
- 8 items from a cluster of scholars in a language that *Google Translate* identifies as Indonesian.

International adoption of LawArXiv has been robust. As of April 26, 2018, there were ten items in the repository in languages other than English. This includes eight items in Indonesian, one item in Spanish, and one item in Portuguese. In addition to the United States, the institutional affiliations of authors include the following countries:

- Australia (4 distinct entities)
- Belgium
- Canada
- Netherlands
- Romania
- Switzerland
- United Kingdom (3 distinct entities)

SUBJECT ANALYSIS OF POSTED ARTICLES

LawArXiv has a controlled vocabulary of 117 subjects. See **Appendix 1** for a full listing of subjects and article counts as of April 25, 2018. Reported below are the most and least frequently occurring subjects in terms of article counts:

Intellectual Property Law	123	Accounting Law	0
Constitutional Law	78	Admiralty	0
Law and Society	78	Agriculture Law	0
International Law	62	Air and Space Law	0
Computer Law	46	Animal Law	0
Internet Law	46	Bankruptcy Law	0
Science and Technology Law	39	Disaster Law	0
Courts	38	Evidence	0
Law and Economics	38	Legal Biography	0
Legal Education	34	Natural Resources Law	0
Criminal Law	32	Oil, Gas, and Mineral Law	0
Contracts	28	Secured Transactions	0
Jurisprudence	27	Taxation-Federal	0
Law and Politics	27	Taxation-Federal Estate and Gift	0
Banking and Finance Law	26	Transportation Law	0
Other Law	26	Workers' Compensation Law	0
Labor and Employment Law	23		
Litigation	23		
Law and Philosophy	22		
Human Rights Law	21		
International Trade Law	21		

BATCH UPLOADING PROCEDURE

After several weeks of testing, COS has configured its systems to accommodate batch uploading from a comma separated value (CSV) input file following designated input specifications. For the foreseeable future, this will be a ‘behind the scenes,’ developmental process, utilizing the COS platform’s API. This will happen outside the platform and will not be actionable solely by end-users. The first batch upload into LawArXiv was successfully completed in April, 2018. It was a modest, 10 article batch supplied by Cornell University Law Library. The next step is to submit intermediate batches of 25 to 75 items. The following law libraries have volunteered to be batch upload testers:

- Case Western
- Colorado
- Cornell
- Indiana - Indianapolis
- Pittsburgh
- Richmond
- Univ. of Victoria
- Utah

Submitting schools will then be responsible for spot-checking the batch-uploaded items in LawArXiv to make sure there are no errors. An additional innovation in the past year was the substitution of the word ‘article’ for ‘preprints’ in LawArXiv literature as this is the more common term used by the community.

LEGAL SCHOLARSHIP ADVISORY BOARD

The Legal Scholarship Advisory Board serves to recommend priorities and to help popularize the repository. Additionally, it serves to make sure that LawArXiv is responsive to the needs of the legal scholarship community. 2017-18 members include:

- Timothy Armstrong, Cincinnati
- Barbara Bintliff, Texas
- Femi Cadmus, Cornell
- Kyle Courtney, Harvard
- Susan Urban, MALL
- James Grimmelman, Cornell
- Lydia Loren, Lewis & Clark
- Margaret Maes, LIPA
- Susan Nevelow Mart, Colorado
- Roger Skalbeck, Richmond
- Corie Dugas, NELLCO
- Siva Vaidhyanathan, Virginia

TECHNICAL ADVISORY COMMITTEE

Early in its tenure, the LawArXiv Steering committee created the Technical Advisory Committee. This body is divided into two sub-committees: (1) the Platform sub-committee, and (2) the Workflows sub-committee. The Platform sub-committee advises on technical issues faced by LawArXiv and its users. The Workflows sub-committee advises on the pragmatics and policy issues surrounding institutional and

individual posting of papers into LawArXiv. Both committees have met via video conference several times in the past year. Membership of the subcommittees includes the following law librarians:

Platform Subcommittee:

- Erik Beck, Colorado
- Dan Blackaby, Cornell
- Tom Boone, Tom Boone Consulting
- Valeri Craigle, Utah
- Thomas Dreuke, Chicago
- Jason Eiseman, Yale
- David Holt, UC Davis
- Allen Moye, DePaul
- Lauren Seney, William & Mary

Workflow Subcommittee:

- Pam Brannon, Georgia State
- D.R. Jones, Memphis
- Aaron Kirshenfeld, North Carolina
- Ben Keele, Indiana – Indianapolis
- Sandra Klein, Notre Dame
- Karen Shephard, Pittsburgh
- TJ Striepe, Georgia

MARKETING AND OUTREACH

The LawArXiv Steering Committee (LIPA, MALLCO, NELLCO, and Cornell Law Library) recently appointed a Marketing and Outreach Committee consisting of the following members:

- Angela Wang (Hastings)
- Mark Williams (Vanderbilt)
- Alex Zhang (Stanford)
- Susan Urban (MALLCO, ex-officio)(Chair)
- Peter Hook (Cornell, ex-officio)

The charge of the committee is as follows:

- Research conferences, workshops, et al where LawArXiv could have a presence and submit the necessary proposals
- Manage LawArXiv's social media accounts
- Write articles as appropriate about LawArXiv and open access to legal scholarship
- Create LawArXiv promotional materials
- Perform other duties to promote LawArXiv as necessary

Recent outreach efforts include presentations, poster sessions, and sponsorships at various venues:

- American Association of Law Libraries (AALL) 2017 (Corie Dugas, Margaret Ambrose)

- Canadian Association of Law Libraries (CALL) 2017 (Femi Cadmus)
- International Association of Law Libraries (IALL) 2017 (Corie Dugas, Margie Maes)
- NELLCO Symposium 2018 (Peter Hook)

Media Mentions include:

- Cornell Law Library's LawArXiv Removes Paywall from Scholarship, Goes Open Source, *Legaltech News*, May 15, 2017. <https://www.law.com/legaltechnews/almID/1202786185193/>
- Law Library database makes more legal scholarship available, *US Official News*, May 26, 2017.

AALL INNOVATIONS IN TECHNOLOGY AWARD

LawArXiv won the 2018 *Innovations in Technology Award* from the American Association of Law Libraries (AALL). This was determined by a jury of law librarian members of AALL. The selection criteria required that the “[n]ominee’s application of technology or resource must benefit library users and/or the legal information community” and that the “[n]ominee’s innovative use of technology must be an example of how librarians/information professionals effectively and efficiently serve as the human connection between technology, the information, and the user experience.”²

GOALS FOR DEVELOPMENT

Subject to the implementation resources and priorities of our strategic partner, COS, LawArXiv would like to see the following items implemented:

- A data field for the institutional affiliation of article authors;
- Institutional branding—the ability to use logos and trademarks to associate content with a particular institution;
- Institutional pages—the ability to co-locate all articles associated with one institution;
- Author pages—the ability to co-locate all articles associated with one individual with aggregated download counts.
- Journal pages—the ability for journals to host content within LawArXiv but still present themselves cohesively to the public; and
- Subject e-journals—email alerts based on assigned topics of recent content.

² <https://www.aallnet.org/community/recognition/awards-program/innovations-in-technology-award/>

NEW LawArXiv ADMINISTRATOR

Margaret (Maggie) Ambrose resigned as LawArXiv Administrator in September, 2017. Peter Hook was hired by Cornell University Law Library to be the new LawArXiv administrator on Feb. 1, 2018. Previously, Peter was an Assistant Professor in the School of Information Sciences (2014-2017) at Wayne State University. His research and teaching foci were in data analytics, information visualization, domain mapping, academic libraries, and information policy. Before Wayne State, Peter practiced law (1997-1999) and was an academic law librarian at the University of Illinois (2000-2001) and Indiana University (2001-2012). Peter graduated with a J.D. from the University of Kansas (1997), an M.S.LIS from the University of Illinois (2000), and a Ph.D. in Information Science from Indiana University (2014). Peter has a passion for scholarly communication and open access resources.

Report prepared by: Peter A. Hook, Cornell University Law Library

APPENDIX 1: SUBJECT COUNTS

Accounting Law	0	Family Law	15
Administrative Law	13	First Amendment	4
Admiralty	0	Food and Drug Law	5
Agency	2	Fourteenth Amendment	3
Agriculture Law	0	Fourth Amendment	11
Air and Space Law	0	Gaming Law	2
Animal Law	0	Government Contracts	1
Antitrust and Trade Regulation	4	Health Law and Policy	14
Banking and Finance Law	26	Housing Law	1
Bankruptcy Law	0	Human Rights Law	21
Business Organizations Law	12	Immigration Law	7
Civil Law	8	Indian and Aboriginal Law	6
Civil Procedure	4	Insurance Law	1
Civil Rights and Discrimination	18	Intellectual Property Law	123
Commercial Law	17	International Humanitarian Law	10
Common Law	3	International Law	62
Communications Law	3	International Trade Law	21
Comparative and Foreign Law	20	Internet Law	46
Computer Law	46	Judges	9
Conflict of Laws	4	Jurisdiction	13
Constitutional Law	78	Jurisprudence	27
Construction Law	7	Juvenile Law	2
Consumer Protection Law	1	Labor and Employment Law	23
Contracts	28	Land Use Law	3
Courts	38	Law and Economics	38
Criminal Law	32	Law and Gender	6
Criminal Procedure	19	Law and Philosophy	22
Cultural Heritage Law	3	Law and Politics	27
Disability Law	2	Law and Psychology	13
Disaster Law	0	Law and Race	5
Dispute Resolution and Arbitration	6	Law and Society	78
Education Law	4	Law Enforcement and Corrections	5
Elder Law	1	Law of the Sea	2
Election Law	3	Legal Biography	0
Energy and Utilities Law	3	Legal Education	34
Entertainment, Arts, and Sports Law	10	Legal Ethics and Professional Responsibility	10
Environmental Law	7	Legal History	12
Estates and Trusts	3	Legal Profession	5
European Law	1	Legal Remedies	3
Evidence	0	Legal Writing and Research	15

Legislation	12	Science and Technology Law	39
Litigation	23	Second Amendment	1
Marketing Law	2	Secured Transactions	0
Medical Jurisprudence	3	Securities Law	6
Military, War, and Peace	3	Sexuality and the Law	16
National Security Law	7	Social Welfare Law	3
Natural Law	1	State and Local Government Law	3
Natural Resources Law	0	Supreme Court of the United States	10
Nonprofit Organizations Law	2	Taxation-Federal	0
Oil, Gas, and Mineral Law	0	Taxation-Federal Estate and Gift	0
Organizations Law	1	Taxation-State and Local	2
Other Law	26	Taxation-Transnational	16
President/Executive Department	2	Tax Law	3
Privacy Law	17	Torts	7
Property Law and Real Estate	18	Transnational Law	16
Public Law and Legal Theory	16	Transportation Law	0
Religion Law	14	Water Law	1
Retirement Security Law	1	Workers' Compensation Law	0
Rule of Law	10		