



NEW MEXICO LAW REVIEW

Volume 51
Issue 2 *Summer*

Summer 2021

Introduction

New Mexico Law Review

Recommended Citation

New Mexico Law Review, *Introduction*, 51 N.M. L. Rev. i (2021).
Available at: <https://digitalrepository.unm.edu/nmlr/vol51/iss2/1>

This Front Matter is brought to you for free and open access by The University of New Mexico School of Law. For more information, please visit the *New Mexico Law Review* website: www.lawschool.unm.edu/nmlr

New Mexico Law Review

Copyright © 2021 by the New Mexico Law Review

Summer 2021, Vol. 51, No. 2

ISSN #

Library of Congress Catalog Number

Published by the students of the University of New Mexico School of Law

New Mexico Law Review

1117 Stanford NE

UNM School of Law, MSC11 6080

Albuquerque, NM 87131-0001

Permissions & Duplication/Reprint Information: Please submit your request in writing to our office for permission to duplicate articles for classroom or workshop purposes. Permissions may be granted per request in writing to our office for permission to duplicate articles, in full or in part, in other publications. For a full list of reprint permissions, visit the journal online at <http://nmlr.unm.edu>

For inquiries on subscriptions or permissions please email: journals@law.unm.edu

For information on manuscript submissions and editorial questions, please visit us online at <http://nmlr.unm.edu>

The views expressed herein are those of the authors and do not necessarily reflect those of the Editorial Board, the Law Faculty, or the Regents of the University of New Mexico.

Printed by Sheridan, Inc.

THE UNIVERSITY OF NEW MEXICO

Albuquerque, New Mexico

Regents of the University

The Honorable Michelle Lujan Grisham, *Governor of New Mexico, Ex Officio*

Douglas M. Brown, *President*

Kimberly Sanchez Rael, *Vice President*

Sandra K. Begay, *Secretary/Treasurer*

Robert M. Doughty III

Marron Lee

Robert L. Schwartz

Melissa C. Henry, *Student Regent*

Garnett S. Stokes, *President of the University*

School of Law

Sergio Pareja, *Dean; Professor of Law*

Camille Carey, *Vice Dean; Associate Dean for Academic Affairs; Professor of Law*

Nathalie Martin, *Associate Dean of Faculty Development; Professor of Law*

Serge Martinez, *Associate Dean of Experiential Learning; Associate Professor of Law*

Sherri Thomas, *Associate Dean of Institutional Climate & Equity; Professor of Law Librarianship*

Maryam Ahranjani, *Associate Professor of Law*

George Bach, *Professor of Law*

Reed Benson, *Professor of Law*

Lysette Romero Cordova, *Assistant Professor of Law*

Barbara Creel, *Professor of Law*

Elizabeth Elia, *Assistant Professor of Law*

Scott England, *Principal Lecturer*

Paul Figueroa, *Assistant Professor of Law*

Sonia M. Gipson Rankin, *Assistant Professor of Law*

Veronica C. Gonzales-Zamora, *Assistant Professor of Law*

Marc-Tizoc Gonzalez, *Professor of Law*

Vinay Harpalani, *Associate Professor of Law*

Steven K. Homer, *Associate Professor of Law; Director, Legal Analysis & Communication Program*

John Min Kang, *Professor of Law*

Joshua Kastenbergs, *Associate Professor of Law*

April Land, *Professor of Law*

John P. LaVelle, *Professor of Law*

Jennifer Laws, *Law Librarian; Senior Lecturer*

Ernesto A. Longa, *Law Librarian; Professor of Law Librarianship*

Jennifer Moore, *Professor of Law*

Aliza Organick, *Professor of Law*

Gabriel Pacyniak, *Associate Professor of Law*

Mary Leto Pareja, *Professor of Law*

Michelle Rigual, *Director, School of Law Library; Professor of Law Librarianship*

Joseph Schremmer, *Assistant Professor of Law*
Alexandra R. Siek, *Law Librarian; Senior Lecturer*
Laura Spitz, *Professor of Law*
Sarah Steadman, *Associate Professor of Law*
David Stout, *Senior Lecturer III*
Carol M. Suzuki, *Professor of Law*
Clifford Villa, *Associate Professor of Law*
Sam Winder, *Assistant Professor of Law*

Emeriti

Barbara Blumenfeld, *Professor Emerita of Law*
Michael Browde, *Professor Emeritus of Law*
Sherri Burr, *Professor Emerita of Law*
Robert J. Desiderio, *Professor Emeritus of Law*
James W. Ellis, *Professor Emeritus of Law*
Denise Fort, *Professor Emerita of Law*
Christian Fritz, *Professor Emeritus of Law*
Eileen Gauna, *Professor Emerita of Law*
Frederick Hart, *Professor Emeritus of Law*
Scott Hughes, *Professor Emeritus of Law*
Ruth Kovnat, *Professor Emerita of Law*
Alfred Mathewson, *Professor Emeritus of Law*
Margaret Montoya, *Professor Emerita of Law*
J. Michael Norwood, *Professor Emeritus of Law*
Mario E. “Ted” Occhialino, *Professor Emeritus of Law*
Theodore “Ted” Parnall, *Professor Emeritus of Law*
Elizabeth Rapaport, *Professor Emerita of Law*
Leo M. Romero, *Professor Emeritus of Law*
Robert Schwartz, *Professor Emeritus of Law*
Gloria Valencia-Weber, *Professor Emerita of Law*
Peter A. Winograd, *Professor Emeritus of Law*
Christine Zuni Cruz, *Professor Emerita of Law*

Leave Blank

New Mexico Law Review

Published by University of New Mexico School of Law

Volume 51

Summer 2021

Number 2

Editor-in-Chief

Mallory Christensen

Managing Editor

Connor W. Joy

Editors

Jacques Chouinard

Julia Ashley Cummings

Tony Dalton

Royce Deller

Jarrold Greth

David Hughes

Kori Nau

Dyea Reynolds

Jena Ritchey

Ransom Smith

Lawson H. Stiff

Lane Towery

Michael Woods

Student Staff

Lisa Bourgeois

Samantha Catalano

Elisa Cibils

Nicholas Corbitt

Amanda V. Garcia

Daniel Goldberg

Placido David Gonzales

Alyssa Herrera

Alyssa Martinez

Raquel Koch Pinto

Natalie Saing

Kathryn Sears

Annie Swift

Mackensee "Emy" White

Clay Wilwol

Faculty Advisor

Professor Carol M. Suzuki

Adjunct Faculty Advisor

Professor J. Walker Boyd

Leave Blank

New Mexico Law Review

Cite as: 51 N.M. L. Rev. (2021)

Volume 51

Summer 2021

Number 2

Professional Articles

- A Familiar Crossroads: *McGirt v. Oklahoma* and the Future of Federal Indian Law Canon,**
Dylan R. Hedden-Nicely & Stacy L. Leeds..... 300
- The Case for Outside Reverse Veil Piercing in New Mexico,**
Laura Spitz349
- Private Actors, Public Records, and New Mexico’s Inspection of Public Records Act,**
John Kreienkamp375
- Downtown Condos for the Rich: Not All Bad,**
Michael Lewyn400
- Rules to Bind You: Problems with the USPTO’s PTAB Rulemaking Procedures,**
Andrew Dietrick & Jonathan Stroud..... 430
- Motel Blues: Inspecting *Patel’s* Impact on the Law of Administrative Searches,**
Casey Adams..... 457

Student Notes & Articles

- Evaluating Causation in NMHRA Retaliation Claims After *Nassar*: Why New Mexico Courts Should Adopt a Motivating Factor Causation Standard,**
Elisa Cibils480
- Consumer Welfare: Would Competitive Injury Claims under the New Mexico Unfair Practices Act Actually Undermine Consumer Protection?,**
Raquel Koch Pinto 500
- Better Balance: Why the Second Judicial District in New Mexico Should Prioritize Use of Preliminary Hearings,**
Kathryn D. Sears 524