

## PREFACE TO THE 10TH EDITION

Administrative law continues to be one of the most dynamic, interesting, and impactful areas of the law. Since the last edition, the U.S. Supreme Court has been quite active re-envisioning the relationship between administrative agencies and the judicial branch. As a consequence, this edition has substantially updated materials relating to separation of powers (Chapter 1), non-delegation (Chapter 2), and judicial review (Chapter 7). We have also tightened up and shortened some of the material regarding evidentiary hearings (Chapter 6). Regrettably, this edition is produced without the labor of Jay Brown, who, in 2017, was appointed a Commissioner of the Public Company Accounting Oversight Board (PCAOB). We expect to tap into Jay's deepened expertise in administrative law for the next edition when he returns to the fold of academia.

We continue to be guided by Bernard Schwartz's thinking on administrative law, as evidenced by his text and his many articles on the subject. As mentioned in a prior preface, Bernard Schwartz was dedicated to the advancement of administrative law. This casebook contains bits and pieces of his work in virtually every facet of administrative law, demonstrating his enormous commitment and contribution to the development of the area. While it may not have started as such, his casebook eventually came to be a showcase for his thinking on administrative law. We have endeavored to preserve the casebook as a legacy and testament to the force of his ideas on this subject. The following tributes to Bernard Schwartz attest to his extraordinary life in the law: Symposium, *The Life and Legacy of Bernard Schwartz*, 34 *Tulsa L.J.* 651-711 (1999); *In Memoriam: Bernard Schwartz*, 33 *Tulsa L.J.* 1041-1096 (1998); *Bernard Schwartz*, 73 *N.Y.U. L. Rev.* 701 (1998).

We are, of course, indebted to a number of people for their advice and assistance in producing this casebook. At Aspen Publishing, thanks to Anton Yakovlev for his oversight of this project. At the University of Denver Sturm College of Law, Roberto thanks Trevor Klein for his substantial and invaluable contributions with respect to the chapters on separation of powers and judicial review. He also thanks Kit Longnecker for her edits and research assistance with respect to chapters on nondelegation and rulemaking. Jessica owes thanks to her family for putting up with her while she worked on the update without student support as well as Roberto, who pulled the laboring oar on the 10th Edition.

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January 2022