

EDITORS' NOTE

On January 30, 2009, The *Denver University Law Review* joined forces with the University of Colorado's *Byron R. White Center for the Study of American Constitutional Law* to host a Symposium, simply titled "Home Rule." Held in the Old Supreme Court Chambers at the Colorado State Capitol in Denver, the event brought together the nation's top home rule scholars for a spirited discussion. Fittingly, a large part of the discussion focused on Colorado and the recent Colorado Supreme Court decision, *Town of Telluride v. San Miguel Valley Corp*, 185 P.3d 161 (Colo. 2008).

The *Telluride* court issued a ruling that appears to strongly protect the home rule power for municipalities; consequently, the majority of articles in this Symposium Issue address *Telluride* and its nationwide implications. In the pages that follow are thoughts from some of the brightest minds commenting on constitutional law today. The format for this Symposium Issue includes five Articles, each of which are followed by an invited Comment.

First, Professor Clayton P. Gillette from the New York University School of Law addresses the impact of home rule on a municipality's revenue raising powers in *Fiscal Home Rule*, and Professor Paul Diller from the Willamette University College of Law comments on Professor Gillette's article.

Second, Professor Laurie Reynolds of the University of Illinois College of Law takes an in-depth look at the relevance of extraterritorial impact to home rule powers, followed by University of California at Berkeley School of Law Professor Michelle Wilde Anderson's comment on Professor Reynolds' piece.

Third is Columbia University Law School Professor Richard Briffault's analysis of the relationship between extraterritoriality and its impact on local governments and interlocal relations. Professor Christopher Serkin of the Brooklyn Law School then provides his views on Professor Briffault's Article.

Fourth, Professors Lynn A. Baker and Daniel B. Rodriguez of the University of Texas School of Law discuss how state courts examine state/local conflicts, followed by a Comment from Professor Nestor M. Davidson of the University of Colorado Law School.

Finally, Professor Richard Collins, Director of the *Byron R. White Center* and professor of law at the University of Colorado Law School, details the saga of *Telluride* and its implications. Hofstra Law School

Professor Ashira Pelman Ostrow concludes the Issue with a Comment on Professor Collins' analysis.

In addition to this Issue's contributors, we would like to recognize the other speakers who helped enhance the dialogue at the Symposium. First, a special thank you to Leslie A. Fields, partner in the Denver office of Faegre & Benson LLP, for discussing her efforts as counsel for the prevailing town of Telluride in this Issue's dominant case. David W. Broadwell, Chief Legal Adviser to the Denver City Council, provided a strong voice for the impact *Telluride* will have in Colorado going forward, and he also provided comments on Professor Briffault's presentation. Richard A. Westfall, partner in the Denver law firm of Hale Friesen LLP, also presented his arguments for why *Telluride* was wrongly decided, a much-needed minority opinion in the debate over *Telluride*.

Finally, a special thank you to Professor Richard Collins and the *Byron R. White Center* for presenting this opportunity and helping us make this Symposium Issue possible. Professor Collins and the *Center's* conference coordinator, Danielle Hayward, have been a true pleasure to work with and we hope this is the beginning of a unique partnership between the *Denver University Law Review* and the *Byron R. White Center*.

Spencer B. Ross
Symposium Editor, 2008-2009