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Notre Dame Lawyer - Summer 1998

Notre Dame Law School

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NOTRE
DAME

Of
Trees &
Books
& Other
Things

LAWYER

SUMMER 1998

Dear Notre Dame Lawyer,

HOPE YOU'VE ALL HAD A WONDERFUL SUMMER. Although the students are gone, the Law School is still a busy place during the summer months. We use the time to "catch up" on what gets put off when meeting the day-to-day needs of our students and faculty — needs that crop up on a moment's notice and present new challenges on a weekly (if not daily) basis.

We also use the summer months to adjust to changes — in particular, saying goodbye to our recent graduates and welcoming our new students, faculty, administrators and staff. And the many changes this summer — detailed inside on pages 18 and 20 — include some that affect the Law School Relations Office.

As many of you know, Kitty Cooney Hoyer, director of Career Services and Law School Relations at NDLS since 1993, stepped down from that position on July 1 in anticipation of the birth of her third child. She and her husband Bill welcomed George Patrick Hoyer, a healthy 9 lbs., 6 oz., into the Notre Dame family on July 13, 1998.

In addition, our copy editor, Linda Diltz, left the University's Publications and Graphic Services Office in May for a publications-oriented position with the Sisters of the Holy Cross. I especially will miss her precision — she made each of us who write for this magazine much better writers.

Thank you — to both Kitty and Linda — for all your hard work and dedication in support of Law School Relations activities and this magazine in particular.

I must also thank Deborah Bauer, daughter of NDLS Professor Joseph P. Bauer, who worked as assistant editor of this magazine this summer. She compiled the alumni notes and faculty notes and wrote several of the longer pieces on student activities. I certainly will miss her help now that she has returned to Yale for her sophomore year.

Remember that this magazine is for you, our loyal and supportive Notre Dame lawyers. Please contact me if you have any suggestions for this magazine — especially if you like to write, and especially if you feel strongly about things we're doing right or not-so-right. I look forward to hearing from you or meeting you in person when you visit during the fall home-football season.

Warm regards,



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1998 FALL CALENDAR OF EVENTS

September 5, 1998

Home football: ND vs. Michigan

September 25-27, 1998

NDLS Class of 1988 — 10th Reunion Weekend

CLE in Ethics Program

Home football: ND vs. Purdue

October 2-4, 1998

Notre Dame Law Association Fall Meeting

NDLS Class of 1968 — 30th Reunion Weekend

Home football: ND vs. Stanford

October 15, 1998

Deadline for submissions for *Notre Dame Lawyer*, Fall/Winter 1998

October 23-25, 1998

NDLS Class of 1978 — 20th Reunion Weekend

CLE in Ethics Program

Home football: ND vs. Army

October 31, 1998

Home football: ND vs. Baylor

November 12-13, 1998

Bioethics and the Law Symposium in Washington, D.C.

(Co-sponsored by the Notre Dame Club of Washington, D.C., and the Thomas J. White Center on Law and Government)

November 20, 1998

Law School Advisory Council Annual Meeting

November 21, 1998

CLE in Ethics Program

Home football: ND vs. Louisiana State

November 26-29, 1998

Thanksgiving Holiday — University offices closed

NOTRE DAME LAWYER



Summer 1998

LAW SCHOOL FOCUS



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F R O M T H E D E A N

Twenty-three years ago when I assumed the deanship of this Law School, Notre Dame considered itself to be a good teaching institution — one that prepared its graduates well for the rigors of the practice of law. The success of you, our alumni, attests to the fact we performed our jobs as teachers well.

We still consider this Law School to be a great teaching institution. On teacher-course evaluations administered each semester, our students consistently rank the teaching quality of our faculty at an average that is higher than the average for all teaching across the University. Our "quality of teaching" and our library faculty and staff consistently top our "hits list" in the annual survey of law-student satisfaction published by the *Princeton Review*. Our clinical faculty inspires our students to dedicate themselves to community service, whether or not they work for legal-aid or legal-services agencies after graduation.

External indicators tell us that our students benefit from this high-quality teaching. They enjoy tremendous successes after graduation. We boast the highest bar-passage rate among national law schools — due in large part to our rigorous curriculum, which ensures that students study courses relevant to the actual practice of law. We consistently place well over 97 percent of each class in good jobs or advanced-degree programs throughout the country.

Today, however, legal education faces additional challenges. We must go beyond teaching our students how to be good practitioners. We must inspire them to pursue their calling as public servants dedicated to the public good. We must show them how the law affects more than just what occurs in a courtroom or over a negotiating table. We must teach them about other systems of law and notions of justice so that they can practice effectively in a global environment. And we must remain true to our core values — we must educate lawyers who practice law in a way that the late Dean Joseph A. O'Meara would have appreciated, with "professional competence inspired by enduring values." We must teach ethics by the pervasive method so that Notre Dame lawyers will be good and will do good. We believe that today's Notre Dame Law School has made great strides toward meeting the challenges of the future without sacrificing the values of our past.

We now compete with the best law schools in the country for our students, who come to us with 90th-percentile and above LSAT scores, median grade-point averages of 3.4 from competitive undergraduate institutions, strong records of service, and, most importantly, a sense of values and morality that inform and enliven classroom discussion. They continue to do tremendously well in terms of bar passage and placement rates. Our faculty publishes at a level comparable to other good, research-quality law schools, yet the quality of their teaching continues to receive high marks from our students. Our research collections have grown to the point that the Kresge Law Library is now recognized as one of an elite group of research-quality law libraries in the country. The technological improvements we've made in the past decade enable our top-rate library staff to secure research materials from a network of nearly 26,000 associated libraries to support faculty and student research and to allow our students and faculty to perform their research using all of the major legal databases as well as the Internet.

And we've succeeded in meeting these new challenges without sacrificing those core values that have animated legal education at Notre Dame for 130 years. Our students continue to find new ways to serve their community, and our faculty sets wonderful examples for them by their own service. Our faculty, students and alumni care about each another. In fact, the *Princeton Review* noted this unique aspect of the NDLS atmosphere when it commented, "The students' attitudes toward one another seem to have created an intellectually demanding, yet remarkably non-competitive atmosphere that only increases the quality of life." That our faculty becomes involved with students outside the classroom, that our alumni care that the right students come here, and that our graduates succeed add important dimensions to the community life of NDLS. Our faculty does such a complete job as teachers, scholars, mentors and role models that I have asked Cathy Pieronek to dedicate this entire issue of the *Lawyer* to this faculty.

We are proud of these accomplishments. We are excited by the challenges we face. And as you read these pages, reviewing the highlights of the 1997-98 academic year, we hope you will see the many ways in which today's Notre Dame maintains the best of our past and meets the challenges of our future.

Yours in Notre Dame,



David T. Link
Dean and Professor of Law

ONE DAY THIS SUMMER,

the University's grounds crew came to cut down a tree that had died — a beautiful, stately old elm on the south lawn of the Law School that had fallen victim to Dutch Elm disease. That tree had survived three major Law School construction projects and probably more than a hundred South Bend winters, and provided beautiful shade for generations of law students, faculty and staff congregating outside.

A few weeks later, the grounds crew returned. They planted a new tree — a new, hopefully more disease-resistant variety of elm no more than a few years old, barely out of the sapling stage. It looks odd near that spot where the stately elm grew. But in a few years, deriving its nourishment from the same ground, likely experiencing some of its own Law School construction projects and South Bend winters, it will spread its own majestic branches and become a part of our place, providing shade for countless future generations of law students, faculty and staff. It will never replace that stately old elm, but that new young elm undoubtedly will bring its own beauty to our campus.

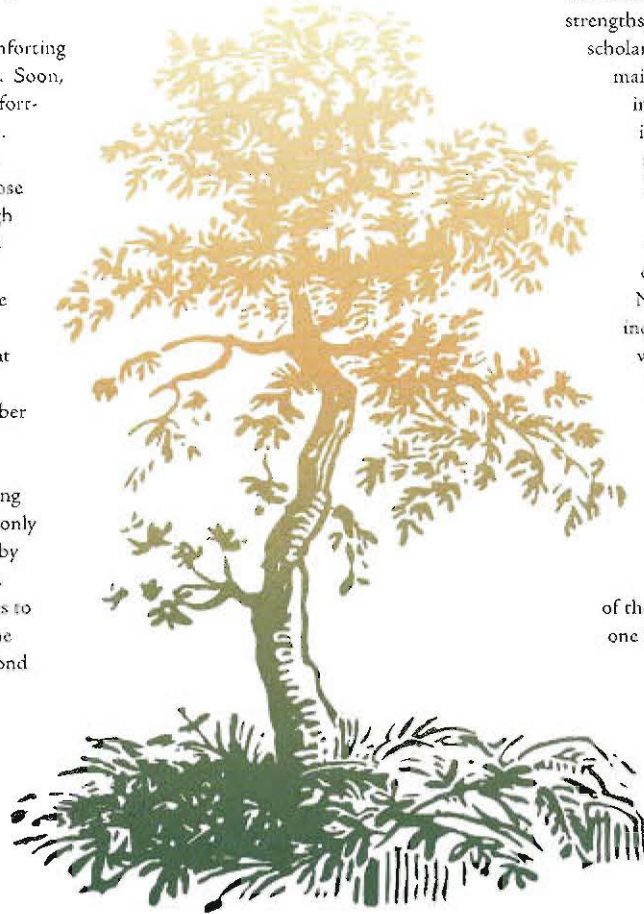
Life is like that. The old and comforting disappears, and the new takes its place. Soon, however, the new becomes just as comforting and just as much a part of our lives.

Life at NDLS is like that as well. Things change and seem strange to those comfortable with the past. But through change we grow into something just as wonderful and enduring.

We've experienced a lot of change at NDLS over the past quarter-century. And nowhere is this more evident than in our faculty. It's not the same faculty of 25 years ago. But each member brings an exciting new dimension to legal education at Notre Dame.

Twenty-five years ago, our teaching faculty consisted of 18 men, including only one African-American, supplemented by four emeriti faculty and two librarians. They taught a total of about 60 courses to approximately 420 J.D. candidates. The mere mention of their names evokes fond memories in the minds of alumni — O'Meara, Barrett, Booker, Broderick, Lewers, Peters and Thornton. These men and their colleagues defined the Notre Dame Law School for generations of our alumni.

Of Trees and Books and Other Things



Today's students still learn from some of the faculty members who taught here a quarter-century ago — Deans David T. Link and Tex Dutille, along with Professors Tom Broden, Con Kellenberg, Charlie Rice, Bob Rodes and Tom Shaffer. Their experiences and sense of values formed the heart and soul of our Law School. Remaining among us all these years, they continue to nurture that heart and soul in our students and faculty. They help us maintain the best of what we have been — a wonderful teaching institution dedicated to ensuring that we graduate Notre Dame lawyers who are well equipped to practice law.

Legal education today, however, faces new challenges. Our faculty must change and grow as well to respond to the influences that the law exerts in evermore aspects of our lives. Today, we need to be more than just a great teaching institution. We must be a top-rate teaching and research law school that not only prepares well-trained practitioners, but also produces scholarship that influences the direction of our profession. To accomplish this goal, we have assembled a faculty of diverse talents and strengths, comprised of established and new

scholars who have committed themselves to maintaining the best of this great teaching institution and who have come here inspired to engage in significant research and writing on the important legal and moral issues of our time.

Today's faculty certainly looks different than our faculty of a quarter-century ago. Fully one-third joined NDLS within the last five years. And increasingly, we have hired established as well as new professors to enhance our course offerings and to engage in scholarship that will bring NDLS to the forefront of a different kind of legal education.

The 38 members of our teaching and research faculty include seven women (two of whom also serve as vice presidents of the University), two African-Americans, one Hispanic and one federal appellate judge. With the support of three emeriti professors, nine library faculty, five clinical faculty and about two dozen distinguished adjuncts, today's faculty teaches over 130 different courses to 550 J.D. candidates and 20 LL.M. and J.S.D.

candidates on campus and in our London programs.

Our recent record of hiring prominent faculty stands unequalled among the nation's law schools. They publish significant scholarship at a level comparable with faculty at our peer institutions, participate in national organizations and committees, and engage in meaningful appellate practice. And their teaching, research and practice into new areas of inquiry will strengthen Notre Dame's position as an international leadership law school.

But the three core elements of a Notre Dame Law School education have not changed. First, our faculty still teach our students well. They consistently receive the highest average scores across the University on teacher-course evaluations administered to students each semester, and each year's *Princeton Review* highlights the "quality of teaching" as one of our strongest assets. Second, our faculty have agreed that NDLS offers the unique opportunity to study legal questions within the Judeo-Christian moral framework. And although individual faculty members may not always agree on the answers to these fundamental

questions, they are, as Professor Patricia A. O'Hara '74 J.D. notes, "United in our efforts to raise these issues and to make them an integral part of our curriculum and scholarship." Finally, all of our faculty members have committed themselves to keeping alive the most fundamental element of a Notre Dame education — instilling in Notre Dame lawyers a sense of what the late Dean Joseph A. O'Meara termed "professional competence inspired by enduring values."

Our new faculty have come to NDLS because they share the same values that have shaped the course of this institution for 130 years. The more senior additions to the faculty such as Professors John Finnis, John Garvey and Steven Smith engage in internationally recognized scholarship in natural law, constitutional

law with an emphasis on the First Amendment, and law and religion. Each held distinguished chaired professorships at other law schools, but each has come to NDLS to engage in scholarship in an environment that welcomes inquiry informed by the Judeo-Christian tradition. The newer scholars on our faculty come to us with a wide variety of practical experience — four have clerked for United States Supreme Court justices (joining former Supreme Court clerk and current Professor of Law Walter F. "Jack" Pratt Jr.), a number have practiced law with prestigious firms or for the federal government, and two have earned double-doctorates. They, too, appreciate the fact that NDLS offers the unique opportunity to bring their scholarship and practice of law together with their faith and religious beliefs.

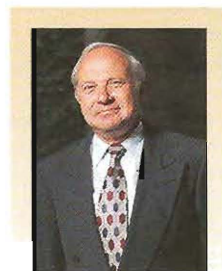
THE DEANS

OUR DEANS FORM THE FOUNDATION, the roots, of our faculty. They share a belief in the Law School's mission, and by their example inspire our faculty to be outstanding teachers, noted researchers and scholars, and committed community servants. We distinguish our cadre of deans by two key features: longevity and student contact. Their unique professional experiences as noted practitioners and scholars in their respective fields of study, together with their dedicated leadership, have strengthened the Law School's international reputation and have enabled NDLS to experience a quarter-century of consistent growth.

These administrators do more than just manage Law School operations, however. They also educate our students. They teach courses required of first-year students, as well as upper-level courses in their particular areas of academic specialty. This interaction between students and administrators fosters an atmosphere that enables students to cultivate significant relationships with the leadership of the Law School.

DAVID T. LINK '58, '61 J.D., Joseph A. Matson Dean and Professor of Law, assumed the deanship in 1975, and has served in that

position longer than any other law-school dean in the country. When he joined the Law School faculty in 1970, he taught primarily business-related courses, building on nearly a decade of practical experience with the U.S. Treasury



LINK

Department and the Chicago law firm of Winston & Strawn. Over the years, he developed an expertise that is proving invaluable in legal education today — forming law students into ethical professionals. He passionately believes that the practice of law is a calling, a vocation. In his Introduction to Law and Ethics course, required of every first-year student, he ensures that each NDLS student understands the responsibilities attendant to the privilege of practicing law.

He writes and speaks on the subject of professionalism, and has worked to make Notre Dame the leadership law school in the field of

law and ethics. He has pioneered the perspective of law as a healing profession and heads a movement to return the profession to its roots in public service and peacemaking. And he spreads his inspirational message to other legal educators and practitioners through his involvement on national and state committees designed to encourage a renewed sense of professionalism in the law.

Dean Link's right hand, Associate Dean FERNAND N. "TEX" DUTILE '65 J.D., served as an attorney in the Civil Rights Division of the United States Department of Justice and taught law at the Catholic University of



DUTILE

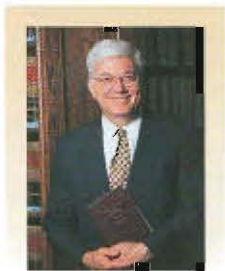
America before returning to NDLS as a member of the faculty in 1971. He has served as assistant dean and associate dean, as well as acting dean during 1991-93, while Dean Link helped found the University of Notre

Dame Australia. He has taught in and directed the Law School's London Programme, and has had the distinction of being named senior visiting fellow at the University of Aberdeen (Scotland) and scholar-in-residence at the University of Queensland (Australia).

Dean Durlle concentrates his teaching and scholarship in two areas. He teaches criminal law and procedure to first-year students, and, in addition to his extensive writings on the subject, has served for many years on the Indiana Criminal Law Study Commission. He also teaches and writes on the law of education. He brought the hallmark legal journal of the 3,500-member National Association of College and University Attorneys (NACUA), the *JOURNAL OF COLLEGE & UNIVERSITY LAW*, to NDLS in 1986. For nearly a decade, he served as that publication's faculty editor and continues to serve on its editorial board. In 1994, NACUA honored his work by naming him a lifetime fellow of the association.

A truly great law school requires a research-quality library. And turning a good working library into a great research library requires strong leadership. For that task, we are fortunate to have the former librarian of the United States Supreme Court, ROGER F. JACOBS, as associate dean and director of the Kresge Law Library. Dean Jacobs founded the law libraries at the University of Windsor (Ontario, Canada) and the University of Southern Illinois. In his 13 years at NDLS, Dean Jacobs has more than doubled the size of our collections, quadrupled the staff, and moved the Kresge Law Library into an elite group of research-quality law libraries.

A nationally recognized leader in law-library development and the application of advanced technology in the retrieval of legal information, Dean Jacobs has served as consultant to a number of other law libraries, including those of Washburn University Law School, the Supreme Court of Canada, Northern Kentucky University Law School, the Canada Department of Justice and the Creighton University Law School. He often gives lectures and presentations to other library professionals as an active member of a number of professional organizations, and



JACOBS

has served as president of the American Association of Law Libraries, the Canadian Association of Law Libraries and the Mid-American Association of Law Libraries. He currently chairs the Law Library Committee of the ABA Section of Legal Education and Admissions to the Bar.

In addition to library development, Dean Jacobs also serves as an active member of our faculty, teaching in the first-year course in legal research. In addition, he often teaches a course introducing our foreign students to the American legal system, and has directed and taught in our London programs.

The newest addition to our administration, JIMMY GURULÉ, assumed the position of associate dean for academic affairs in June 1998. He replaced WALTER F. "JACK" PRATT JR., who will return to full-time teaching status after a year-long research leave in Ireland. Dean Gurulé joined the NDLS faculty in 1989 and became a full professor in 1996. A graduate of the University of Utah and the University of Utah College of Law, Dean Gurulé worked in a number of high-profile public law-enforcement positions before joining the NDLS faculty. He served as deputy county attorney in the Salt Lake City (Utah) Attorney's Office, and worked with the federal government as a trial attorney with the United States Department of Justice, as assistant U.S. attorney and deputy chief of the Major Narcotics Section in the Los Angeles branch of the U.S. Attorney's Office, and as assistant attorney general with the Department of Justice's Office of Justice Programs. Among his many successes in prosecuting complex criminal cases, he engineered the conviction of those responsible for torturing and brutally murdering a Drug Enforcement Administration special agent in Mexico. He received the Attorney General's Distinguished Service Award and the Drug Enforcement Administration's highest award, the Administrator's Award, for his work in prosecuting major narcotics offenses. The U.S. attorney general honored him in 1991 with the prestigious Edmund J. Randolph Award, and again in 1992, with an Award for Excellence in Management.

Dean Gurulé concentrates his teaching and scholarship on the subject of criminal law, teaching first-year required courses in criminal law and procedure as well as upper-level electives in complex criminal litigation, criminal and

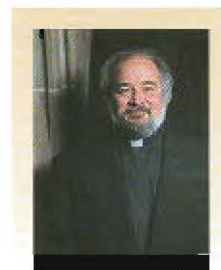


GURULÉ

Houston Law Center, published this year by LEXIS Law Publishing. And LEXIS/NEXIS has invited him to serve as a consultant for a project to improve the criminal-law research resources of the on-line database.

One of the nation's most prominent Hispanic lawyers, Dean Gurulé was honored in 1997 as one of 12 Hispanics nationwide named "Pillars of a Just Society," a program that recognizes professors, attorneys and judges who have served the cause of justice in the Hispanic community. He contributes to the development of diversity in education as faculty advisor to the Law School's Hispanic Law Students Association, as a member of the advisory board to the University's Latino Studies Program and as a member of the editorial advisory board of the *HARVARD JOURNAL OF HISPANIC POLICY*.

REVEREND JAMES E. McDONALD, C.S.C., '79, '84 M.Th., a Holy Cross priest and attorney, rounds out the administrative team as associate dean for administration.



MCDONALD

Father McDonald served in various positions within the administration of the Indiana Province of the Congregation of Holy Cross before joining the Law School in 1997. A graduate of the University of Notre Dame, the Catholic University of America Law School and Cambridge University, Father McDonald also teaches a course in parish administration to students in the University's Master's of Divinity program.

scientific evidence, and international criminal law. In the last three years, he has authored or co-authored four books on criminal law including *THE LAW OF ASSET FORFEITURE*, with Sandra Guerra of the University of

The Joseph A. Matson Chair in Law, held by Dean David T. Link, is a 1988 gift of the estate of Sylvia F. Matson of Bolivar, New York. Mrs. Matson, who died in 1985, was the widow of Albert Matson, a Bolivar attorney with business interests in oil and gas. The chair, which supports the deanship of the Law School, honors the memory of the Matsons' son, a 1942 graduate of the University who died in 1944 in an Air Force flight-training accident.

The John N. Matthews Chair, held by Professor Alan Gunn, is a 1967 gift of Notre Dame Trustee Donald J. Matthews, a 1955 graduate of the University. Mr. Matthews established the chair in memory of his father, the late Captain John N. Matthews, a ship's master who, in 1929, founded Universal Terminal & Stevedoring Corporation of New York, a marine-cargo firm. A leading competitor in yacht racing, Captain Matthews captained the *Vim* in the America's Cup selection trials in 1958. Mr. Matthews is a principal and senior vice president of Johnson & Higgins, an international insurance-brokerage and employee-benefits consulting firm. A yachtsman like his father, he sailed on the *Weatherly* when it successfully defended the America's Cup in 1962.

The Joseph and Elizabeth Robbie Chair in Government and International Studies, held by Professor Donald Kommers, is the 1976 gift of Joseph Robbie in memory of his son, Dr. David L. Robbie, a 1966 *cum laude* graduate of the University who died in 1976. Mr. Robbie practiced law early in his career in his home state of South Dakota before moving to Minneapolis in 1953, where he became active in urban governmental planning. In 1965, he founded the Miami Dolphins franchise of the National Football League and engaged in numerous civic, charitable and political activities in the Miami area. Mr. Robbie served on the Advisory Council for the University's College of Arts and Letters until his death in 1990. Mrs. Robbie died in 1991.

The Robert and Marion Short Chair in Law, held by Steven D. Smith, is the 1977 gift of the Robert E. Short family of Minneapolis, Minnesota. Mr. Short, a graduate of the College of St. Thomas and the Georgetown University Law School, actively engaged in Minnesota politics and in the trucking business, building Admiral-Merchants into a major freight-hauling company. Later business ventures included hotels and real estate. He owned the Washington Senators baseball franchise and the Minneapolis Lakers basketball franchise. He served on the NDLS Advisory Council for many years until his death in 1982. Four of the Short's children have graduated from the Law School.

The William and Dorothy O'Neill Chair in Law, held by Professor G. Robert Blakey, is the 1985 gift of the O'Neill family of Cleveland, Ohio. Mr. O'Neill, a 1928 graduate of the University, founded Leaseway Transportation Corporation, one of the nation's largest motor-vehicle transportation companies. A former national polo champion, he served as trustee as well as the first lay president of the Gilmour Academy in Gates Mills, Ohio. He died in 1983. Mrs. O'Neill graduated with a bachelor's degree in music from Saint Mary-of-the-Woods College in Terre Haute, Indiana, in 1931. She resides in Beachwood, Ohio.

The Robert and Frances Biolchini Chair in Law, held by Professor John Finnis, is a 1996 gift of the Robert Biolchini Family of Tulsa, Oklahoma. Mr. Biolchini, a 1962 graduate of the University and a graduate of the George Washington University Law School, is a partner in the Tulsa, Oklahoma, law firm of Stuart, Biolchini, Turner and Givray, and serves on the NDLS Advisory Council, as chair of the Valley National Bank in Tulsa, and as a director of the Bank of Jackson Hole in Wyoming. Mrs. Biolchini, a graduate of Trinity College, volunteers with various Tulsa community organizations, including the Girl Scouts, the Thomas Gilcrest Museum Association and a number of other civic and charitable projects. Both Mr. and Mrs. Biolchini are keenly interested in the missionary work of the Catholic Church. Of the Biolchinis' six children, three have graduated from the University and three currently attend Notre Dame.

In the near future, the Law School is expected to name faculty to fill at least six additional endowed professorships, including: the Paul J. Schierl/Fort Howard Paper Co. Chair in Legal Ethics, a 1988 gift of the Fort Howard Paper Company in honor of its president and chief executive officer, a 1957 graduate of the University and a 1961 graduate of the Law School; the Reverend Edward Frederick Surin, C.S.C., Distinguished Teaching Chair, a 1998 gift of an anonymous benefactor who endowed six professorships in each of the University's four colleges, the School of Architecture and the Law School; and at least four new senior and junior chaired professorships resulting from the University's *Generations* campaign.

THE CHAIRED PROFESSORS

NDLS HAS A LONG HISTORY of supporting significant scholarship through endowed professorships. In fact, the University's oldest endowed professorship, the John N. Matthews Chair, came to the Law School in 1967. Currently, the Law School has named faculty to fill five of its endowed professorships, including the Matson Chair held by Dean DAVID T. LINK, and benefits from the teaching and research of one professor who holds a chair in government and a concurrent appointment on the Law School faculty. The professors who hold these prestigious positions engage in seminal scholarship in their various areas of expertise, influence national and international policies and opinions on important moral and legal questions, and inspire their colleagues and students to push their limits and grow intellectually as well as spiritually. Their presence on our faculty has helped catapult us to the forefront in such areas as legal moral philosophy and law and religion. The fact that they also teach courses required of first-year and upper-level students strengthens our already-outstanding reputation for high-quality teaching.

Those in the legal-education community who heard a few years ago that we were courting JOHN FINNIS, a chaired professor at Oxford, commented that he would never leave Oxford. They were wrong. Professor Finnis, internationally recognized as one of the late-20th century's leading moral philosophers and the world's leading natural-law theorist, joined our faculty in 1996 as the Robert and Frances Biolchini Professor of Law. On his decision to join the NDLS faculty, he notes with satisfaction the strongest features of our Law School: "This law school is where all law schools should be and few in fact are: at the center of the University, physically and intellectually. And while it operates on the world stage, it teaches its own students faithfully and well."

Professor Finnis earned his LL.B. from Adelaide University (Australia) in 1961 and his Ph.D. from Oxford University as a Rhodes Scholar in 1965. Currently, NDLS shares Professor Finnis with Oxford University, where he has held the positions of lecturer, reader and chaired professor in law for over three decades. He has taught at a number of other law schools around the world, including the University of California at Berkeley, the University of Malawi (Africa) and, as Huber Distinguished Visiting Professor of Law, the Boston College Law School.

Professor Finnis teaches a section of the required upper-level course in jurisprudence and a seminar in the Social, Political and Legal Theory of Thomas Aquinas. He writes frequently on the natural law, the theology of Thomas Aquinas, Catholic moral teaching and legal philosophy. Professor Finnis often collaborates with Germain



FINNIS

Grisez and Joseph Boyle, both prominent moral philosophers and theologians. Together, they have articulated, defended and developed what scholars often denominate the "new" natural-law theory, in which they have taken to heart the Second Vatican Council's call for a renewed Catholic moral theology. Steadfast in their support of traditional moral norms, their defense in some ways has been decidedly untraditional, tracing the origins of the natural law beyond Hume and back to Aquinas and even Aristotle. Professor Finnis' leadership through his scholarship as well as through his position as co-director of Notre Dame's Natural Law Institute has proven instrumental in solidifying Notre Dame's position as the leadership institution in the field of natural-law philosophy.

Strengthening our reputation in the areas of law and religion as well as moral philosophy, this year we hired STEVEN D. SMITH, formerly a chaired professor at the University of



SMITH

Colorado at Boulder. One of the nation's foremost scholars in constitutional law and in law and religion, Professor Smith succeeds legendary Professor TOM SHAFFER as the Robert and Marion Short Professor of Law. A graduate of Brigham Young University and the Yale Law School, Professor Smith has clerked for the Honorable Joseph T. Sneed on the Ninth

Circuit and engaged in private practice in Salt Lake City for three years before beginning his academic career as a teaching fellow at the Stanford Law School. He has also taught at both the University of Idaho and the University of Colorado.

He understands the special place of NDLS in the legal-education arena. "Law is just one of the disciplines, I believe, that is experiencing the devastating consequences that come from divorcing knowledge from faith, or the intellectual from the spiritual. It is an open question whether these dimensions of our experience can be reintegrated in teaching and scholarship. I think there is no more important challenge facing the academy today. And the special appeal of Notre Dame, for me, is that it is one of few institutions where that challenge can be constructively addressed."

Professor Smith has written extensively on the subjects of law and religion, torts, and legislation. He has published three books in the last three years, including *THE CONSTITUTION AND THE PRIDE OF REASON*, published this year by the Oxford University Press. He teaches the required upper-level course in constitutional law and the first-year course in torts.

Other chaired professors engage in scholarship in areas of more practical interest. Professor G. ROBERT BLAKEY '57, '60 J.D., William and Dorothy O'Neill Professor of Law, is the nation's foremost authority on the Racketeer Influenced and Corrupt Organization Act (RICO) and wiretapping statutes. He has served on the NDLS faculty for nearly 20 years, from 1964 to 1971 and again since 1985. He returned from his position as professor of law and director of the Cornell Institute on Organized Crime when then-president Reverend Theodore M. Hesburgh, C.S.C., asked him if it wasn't already time for him to "return home."

A rigorous and demanding, yet beloved professor, students have honored him with the Law School's Distinguished Teaching Award in 1989 and with the Black Law Students Association's Charles Crutchfield Professorial Excellence Award in 1996. He teaches



BLAKEY

first-year required courses in criminal law and procedure, a section of the required upper-level course in jurisprudence, and upper-level electives in the area of federal criminal law.

Professor Blakey has served in the federal government in the Attorney General's Honors Program at the United States Department of Justice, as a Special Attorney at the Department of Justice's Organized Crime and Racketeering Section, as chief counsel and staff director to the U.S. House of Representatives Select Committee on Assassinations, and as special consultant or counsel for numerous special commissions and committees.

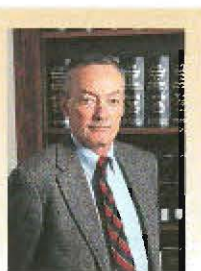
His legislative drafting experience influenced the passage of the Crime Control Act of 1973, the Omnibus Crime Control Act of 1970, the Organized Crime Control Act of 1970, Title III of the 1968 Wiretapping Statute, and similar legislation in approximately half of the states that have enacted such laws. He also drafted and helped secure passage of the President John F. Kennedy Assassination Records Collection Act of 1992.

He frequently argues in or consults on cases involving RICO statutes at both the federal and state levels, including several cases before the United States Supreme Court, and has participated in a number of professional organizations that have addressed criminal-law issues, including RICO and wiretapping. Most recently, his work in this area has concentrated on the application of RICO to aspects of the right-to-life movement as well as to litigation against tobacco companies.

ALAN GUNN joined the NDLS faculty as a professor of law in 1989, and in 1997 succeeded the late, esteemed Professor Edward Murphy as the John N. Matthews Professor of Law. Professor Gunn teaches and writes in the fields of federal income taxation, insurance, and law and economics. In addition to teaching

the required upper-level course in federal income taxation and upper-level electives in his other areas of expertise, Professor Gunn teaches first-year courses in contracts and torts. He received the Law School's Distinguished Teaching Award from the Class of 1998.

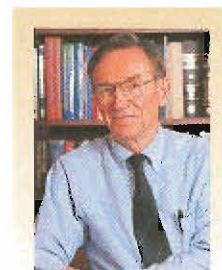
A graduate of Rensselaer Polytechnic Institute and the Cornell Law School, Professor Gunn engaged in private practice in Washington, D.C., before beginning his teaching career. He has taught at Washington University in St. Louis and at the Cornell Law School, where he



GUNN

held the J. duPratt White Chair in Law. He has also held visiting professorships at the University of Michigan, Boston College and the College of William and Mary. He is a member of the American Law & Economics Association.

In addition to the Law School's own chaired professors, we benefit from the scholarship and international reputation of DONALD P. KOMMERS, Joseph and Elizabeth Robbie



KOMMERS

Professor of Government and International Studies and concurrent Professor of Law. Professor Kommers joined the University faculty in 1963, serving in the Department of Government and International Studies, where he has held the Robbie Chair since 1992. He joined

the NDLS faculty in 1975, becoming the second director of the University's Center for Civil and Human Rights.

Professor Kommers teaches both American and comparative constitutional law. He views his responsibilities to his students from a number of perspectives. "In teaching constitutional law, I would have students learn more than the rulings and principles of law. They should also have some understanding for the moral, social and political theories — often implicit in constitutional cases — that inform or explain judicial rulings. With such an understanding, students will be in a better position to critically assess the work of the Supreme Court and other constitutional tribunals."

His comparative work covers the jurisprudence of Germany's Federal Constitutional Court and the European Court of Human Rights. In addition to his teaching and scholarship, he has served as an advisor to the President's Commission on the Holocaust. He has held numerous prestigious visiting-scholar positions at institutions around the world including most recently as senior fellow and winner of the Alexander von Humboldt Prize for Senior U.S. Scientists at the Max Planck Institute of Comparative and International Public Law in Heidelberg, Germany. A graduate of the Catholic University of America and the



University of Wisconsin-Madison, Professor Kommers recently received an honorary doctor of laws degree from the University of Heidelberg (Germany) by unanimous consent of the faculty. Among his many other honors, most recently he received a Fellowship for University Teachers from the National Endowment for the Humanities and a Senior Research Fellowship from the German Marshall Fund of the United States.

He actively participates in a number of professional and scholarly organizations, has served as editor of *THE REVIEW OF POLITICS*, and is a member of the advisory boards of the *AMERICAN JOURNAL OF JURISPRUDENCE*, published by Notre Dame's Natural Law Institute, and the *AMERICAN JOURNAL OF COMPARATIVE LAW*.

These esteemed scholars continue to set new standards of excellence for our faculty. By their example, they inspire our faculty and students. By their strong reputations, they raise the prominence of our Law School throughout the worlds of legal education and practice.

THE TEACHING AND RESEARCH FACULTY

THE STRENGTH of our teaching and research faculty lies, first, in their practical experience. NDLS is perhaps the only top-tier law school that still values practical experience and actively seeks new scholars who have distinguished themselves in the practice of law. This ensures that our students leave our law school with an understanding of what their professional lives will require of them. These professors have also distinguished themselves through their scholarship and their involvement with professional organizations in their areas of specialty. They bring the best of what we have to offer to other legal educators and legal professionals throughout the country. Their areas of specialization enable NDLS to branch out in new directions and become prominent in fields that will serve us well in the coming years.

NDLS still boasts a strong, practice-oriented curriculum. All students must complete 90 hours of course work, including 52 required credit hours in courses designed to expose our students to issues that might arise in whatever type of practice they choose to pursue. To round out their legal education, students can select from advanced courses in areas such as tax or criminal law, specialty courses in areas such as family law, labor law or environmental law, and skills-oriented courses such as trial advocacy, clinical work or externship programs.

Notre Dame lawyers graduate with a solid grounding in courses that form the backbone of any legal practice — ethics, legal writing and legal research. As far back as anyone can remember, we taught required courses in these areas, and in the early 1940s, became the first

American law school to require a course in legal ethics. Today, we still require more ethics courses than any other American law school — three required courses totaling five credit hours. The first-year course taught to all 1Ls by Dean Link, *Introduction to Law and Ethics*, provides students with background material on ethical decision-making, exposes students to the important role of lawyers as independent counselors to their clients, and introduces students to the concept of justice. The third-year *Ethics II* course and its clinical equivalents focus more on applied ethics and the rules of professional conduct. The required course in jurisprudence examines moral philosophy as the framework within which lawyers make ethical decisions.

Those who teach these courses come to NDLS with strong backgrounds in moral philosophy. Professors JOHN FINNIS and CHARLES RICE use their strong backgrounds in Catholic moral theology and Aquinas to inform scholarship in the area of natural law. Professor Finnis' masterwork, *NATURAL LAW AND NATURAL RIGHTS*, published in 1980 by Oxford University Press, has been recognized world-wide as the definitive work in

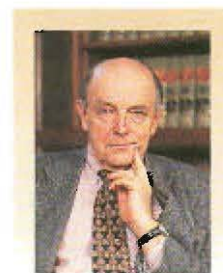


RICE

the area of natural law, and Professor Rice's *FIFTY QUESTIONS ON THE NATURAL LAW: WHAT IT IS AND WHY WE NEED IT*, published in 1993 by Ignatius Press, makes natural-law theories accessible

to students. In 1996, Professor Finnis succeeded Professor Rice as co-director of Notre Dame's Natural Law Institute, and, through his work as co-editor of the institute's *AMERICAN JOURNAL OF JURISPRUDENCE*, builds on nearly three decades of Professor Rice's work with the institute.

Professors G. ROBERT BLAKEY '57, '60 J.D. and ROBERT E. RODES JR. examine theories of the meaning of the rule of law in Western society. Professor Blakey's jurisprudence course involves critiques of the contributions of moral philosophers from Aristotle to Nietzsche, while Professor Rodes' course studies different accounts of the nature of law and the place of non-legal elements — including the moral, historical, sociological and economic —



RODES

in legal decision-making. In over four decades at NDLS, Professor Rodes has published numerous articles in theological and legal publications on jurisprudential issues. His most recent books — *PREMISES AND CONCLUSIONS:*

SYMBOLIC LOGIC FOR LEGAL ANALYSIS (Prentice Hall 1997) co-authored with University of Miami Professor of Philosophy Howard Pospesil, and *PILGRIM LAW* (University of Notre Dame Press 1998) — address different perspectives of legal philosophy.



PHELPS

While these professors ensure that our students graduate with a solid understanding of the nature of our legal system, TERESA GODWIN

PHELPS '73, '75 M.A., '80 Ph.D., professor of law, helps our students learn to communicate their ideas effectively. She teaches the required first-year course in legal writing and directs the first-year moot-court program. Her legal-writing program has earned her national recognition, and she frequently presents legal-writing programs to practicing attorneys and judges around the country. This summer, she hosted a week-long colloquium at NDLS at which 25 legal-writing teachers from around the country gathered for an extensive week of immersion in the substantive nature of legal writing.

Rounding out the fundamentals of the practice-oriented curriculum, an esteemed library faculty — featured in the Spring 1998 edition of *Notre Dame Lawyer* — teaches every first-year student the basics of legal research, from how to pore through a Shepard's to the latest on-line research techniques. Several library faculty conduct courses in advanced legal research that allow students to hone their research skills in substantive areas of particular interest. And all of the library faculty are considered leaders in their respective areas of expertise. Many serve on national committees, hold leadership positions in national library-related organizations, and otherwise share their expertise with other law librarians throughout the country.

Students can hone their practice skills through other programs that have brought NDLS national recognition. Our Trial Advocacy program, long considered one of our strongest programs, consistently secures top-10

rankings in *U.S. News and World Report* and has earned us significant national honors. Our students in this program benefit from the strongest trial-advocacy instructional program in the country, learning from those who teach trial

skills to attorneys all around the world. Guided by Professors JAMES SECKINGER '68 J.D. and GERARD V. BRADLEY, our students learn how to conduct trials through the same learning-by-doing method that Professor

Seckinger developed during his 15 years as director of the National Institute for Trial Advocacy (NITA), and with guidance from his textbook, *PROBLEMS AND CASES IN TRIAL ADVOCACY*, now in its fifth edition and considered the leading casebook in the field.

In 1996, in recognition of his outstanding contributions to the field of post-admission legal education, the American Law Institute-American Bar Association committee on Continuing Professional Education bestowed on Professor Seckinger its prestigious Francis Rawle Award. That award cited his "extraordinary contributions to the continuing education of the bar as director from 1979 to 1994 of [NITA]" and recognized him "as an exceptional teacher, a great innovator and a proven administrator, as is reflected in his 15-year leadership of NITA in its development years — years not only of expansion but of consistently high standards of quality that have made it the quintessential world-wide model of [continuing legal education] in trial advocacy." Under Professor Seckinger's leadership, NITA grew from an institute that conducted six or seven programs annually for a few hundred students to an institute that now conducts over 100 programs annually for approximately 4,000 practicing attorneys all around the world.



DORAN

clients who cannot afford to pay for legal services. Directed by EILEEN DORAN '85 J.D.



SZWEDA

The clinical programs conducted by the Notre Dame Legal Aid Clinic — featured in the Fall/Winter 1997 edition of *Notre Dame Lawyer* — give students the opportunity to hone their practice skills through their representation of clients who cannot afford to pay for legal services. Directed by EILEEN DORAN '85 J.D. and BARBARA SZWEDA, the program introduces students to the basic skills required for effective client advocacy. More than just a service to the community,

however, this program features a strong academic component through which students learn local court procedures, law-office procedures, and interviewing and counseling techniques and theory, and develop competence in the substantive areas of law encountered in a poverty-law clinic.

Professor Bradley brings his background as an assistant district attorney in the New York



BRADLEY

County District Attorney's Office to yet another skills-oriented program. The public-defender legal-externship program gives students practical experience working as externs with public defenders in St. Joseph County Court — Trial and

Misdemeanor Division. Students learn to negotiate plea bargains, prepare and conduct bench trials, interview and subpoena witnesses, write and file discovery motions, and conduct other activities attendant to the administration of justice within the criminal system. The classroom component features prosecutors, police officers, public defenders, judges and probation officers lecturing on their duties as officers of the court.

Notre Dame lawyers traditionally have been well trained in business-related areas, benefiting from a business law and transactional faculty who have produced some of the leading casebooks in the field. Professors ALAN GUNN and MATTHEW J. BARRETT '82, '85 J.D. teach the required course in federal income taxation. Professor Gunn's *CASES, TEXT AND PROBLEMS ON FEDERAL*



BARRETT

INCOME TAXATION (annually supplemented), co-authored with Larry D. Ward of the University of Iowa College of Law, is in its third edition. His upper-level elective course, *Taxation of Business Enterprises*, exposes students to the tax

issues faced in a variety of business contexts. Professor Barrett and Professor PATRICIA A. O'HARA '74 J.D. teach the required upper-level *Business Associations* course and, together, periodically conduct a seminar in business planning through which students build on their course work in taxation, business



O'HARA

associations and securities regulation to help small businesses develop business plans. Professor Barrett has also developed an expertise in a relatively new

business-related area, limited-liability corporations. He belongs to the editorial board of the *JOURNAL OF LIMITED LIABILITY COMPANIES*, and in the last five years has contributed three major articles to that publication.

A certified public accountant, Professor Barrett also teaches Accounting for Lawyers, a course that introduces law students without undergraduate business backgrounds to topics such as accounting and financial statements, the bookkeeping process, generally accepted accounting principles, audits and accounting terminology. In 1997, with Harvard Law Professor David R. Herwitz, Professor Barrett published a complete revision to Herwitz's seminal work, *ACCOUNTING FOR LAWYERS*, now the leading casebook in its field. Professor Barrett's well-received scholarship dates back to his days as a student at NDLS. He placed at the top of his law-school class, and his *NOTRE DAME LAW REVIEW* article, "Contort": *Tortious Breach of the Implied Covenant of Good Faith and Fair Dealing in Noninsurance, Commercial Contracts — Its Existence and Desirability*, remains the most-frequently cited article published by a member of the Law School faculty.

Our business curriculum also benefits from the leading scholar in the area of antitrust, Professor JOSEPH P. BAUER. A member of

the NDLS faculty since 1973, Professor Bauer teaches, among other things, antitrust and intellectual-property law. Professor Bauer, with the late E.W. Kintner, authored several volumes of the seminal work in antitrust law, Kintner and Bauer,

FEDERAL ANTITRUST LAW. Since 1985 he has prepared the annual updates to the 10-volume publication, and in 1998 added volume XI to the series, addressing issues of private enforcement of antitrust laws.

One of the newest associate professors on our faculty, ELIZABETH R. SCHILTZ, rounds out the business curriculum with her expertise in banking law. She brings her nearly 10 years of corporate-law practice in Washington, D.C., and Minneapolis to her classes in



E. SCHILTZ

credit and payment devices as well as in banking regulation, and contributes regularly to banking and financial periodicals. A committed social advocate, she has successfully combined her scholarship with service, and currently is at work on an article exploring discrimination in lending to people with disabilities.

Over 30 years ago, the late Professor Bernard James Ward drafted the Federal Rules of Appellate Procedure while a member of the NDLS faculty. Since then, the Notre Dame Law School has had a special responsibility in updating those rules. Four of the five reporters to the Advisory Committee on the Federal Rules of Appellate Procedure over the last three decades have come from the NDLS faculty, including the current reporter, Associate Professor



P. SCHILTZ

of Law PATRICK J. SCHILTZ, and his immediate predecessor, Vice President and Associate Provost and Professor of Law CAROL A. MOONEY '77



MOONEY

J.D. A Harvard law graduate and former law clerk to United States Supreme Court Associate Justice Antonin Scalia, Professor Schiltz brings a decade of experience in private practice in Minneapolis to his important work on this committee and to his first-year required course in federal civil procedure. Professor Mooney, during her 12 years as reporter, wrote numerous government reports addressing issues

of federal appellate procedure. She remains a member of the Advisory Committee.

NDLS is fortunate to count among its esteemed faculty the HONORABLE KENNETH J. RIPPLE of the U.S. Court of Appeals for the Seventh Circuit. Before joining our faculty, Judge Ripple served as special assistant to the Chief Justice of the United States, as legal officer of the United States Supreme Court, as an attorney in the Office of the General Counsel of IBM Corp., and as branch head for the Judge Advocate General of the Navy. In addition to his active work as a jurist, Judge



RIPPLE

Ripple chaired the Advisory Committee on the Federal Rules of Appellate Procedure. This year, he is teaching courses on federal courts and on the judicial process. With Professors Mooney and Rodes, he wrote *SANCTIONS IMPOSSIBLE FOR*

VIOLATIONS OF THE FEDERAL RULES OF CIVIL PROCEDURE, published by the Federal Judicial Center.

Adding another dimension to our work in federal law, Associate Professor of Law JAY TIDMARSH '79 derives his expertise in complex civil litigation from his practical experience as a trial attorney with the Torts Division of the



TIDMARSH

U.S. Department of Justice. In that work, he handled aspects of the Agent Orange and Love Canal litigations, along with other matters involving environmental torts, professional malpractice and other injuries caused by governmental

contracts. This year, he published two books on this subject: *COMPLEX LITIGATION AND THE ADVERSARY SYSTEM*, co-authored with Professor Roger H. Transrud of the Georgetown University Law Center; and *MASS TORT SETTLEMENT AND CLASS ACTIONS: FIVE CASE STUDIES*, published by the Federal Judicial Center.

In another traditional area of inquiry, esteemed scholars like Professors DOUGLAS KMIEC, JOHN GARVEY '70, DONALD KOMMERS, STEVEN SMITH and GERARD V. BRADLEY join with newer faculty, including WILLIAM K. KELLEY, to address a variety of constitutional-law issues.

Professor Kmiec, currently in his second year as the Straus Distinguished Visiting Professor at Pepperdine University, has published four



KMIEC

books in the last two years on constitutional-law issues, all co-authored with Stephen B. Presser, the Raoul Berger Professor of Legal History at Northwestern University School of Law: *INDIVIDUAL RIGHTS AND THE AMERICAN CONSTITUTION*; *THE HISTORY, STRUCTURE AND PHILOSOPHY OF THE AMERICAN CONSTITUTION*; *THE AMERICAN CONSTITUTION*; AND *FEDERAL-STATE RELATIONS IN AMERICAN CONSTITUTIONAL ORDER*. Much of his work also involves property-rights issues and remedies.

Professor Kelley, former clerk to Honorable Kenneth W. Starr of the D.C. Circuit as well as to Chief Justice Warren E. Burger

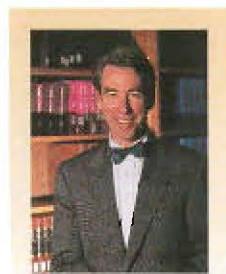
and Associate Justice Antonin Scalia, has begun his scholarship in this area as well, building on his private-practice experience in civil litigation at the trial and appellate levels as well as his three years as assistant to the solicitor general at the Department of Justice. And Professor Kommers, through his work on comparative constitutional law, adds an interesting international dimension to this area of study.



KELLEY

Increasingly, our scholarship in this area involves deeper First Amendment questions, particularly those relating to constitutional perspectives on religion in society. Professor Smirh, as one of the nation's foremost law-and-religion scholars, certainly will add to our prominent scholarship in this area. Professor Garvey, who joined the NDLS faculty as a professor in 1994 after holding a chaired professorship at the University of Kentucky Law School,

concentrates his scholarship on the first amendment, law and religion, and civil rights. His 1996 book, *WHAT ARE FREEDOMS FOR?* (Harvard University Press), explores the relationship between rights or freedoms on one hand, and goods or values on the other. He has translated this constitutional-law scholarship into practice through his work as chair of both the American Association of Law Schools (AALS) Constitutional Law Section and the AALS Law and Religion Section.



GARVEY

Professor Bradley, through his work as co-director of the NDLS Natural Law Institute and co-editor of the institute's *AMERICAN JOURNAL OF JURISPRUDENCE*, combines his interests in constitutional law and the Catholic intellectual tradition in books such as *CATHOLICISM, LIBERALISM AND COMMUNITARIANISM: THE CATHOLIC INTELLECTUAL TRADITION AND THE MORAL FOUNDATIONS OF DEMOCRACY AND CHURCH-STATE RELATIONSHIPS IN AMERICA*. He turns his scholarship into service as president of the Fellowship of Catholic Scholars, vice president of the American Public Philosophy Institute and chair of the Federalist Society's Religious Liberties Practice Group.

And Professor Pat Schiltz, through his writings in the mainstream press and through presentations around the country, addresses some of the more practical law-and-religion issues including litigation against religious groups and the need to return a religious element to professional education. Each professor in his own way strengthens Notre Dame's commitment to exploring legal issues in the context of the Judeo-Christian moral and ethical tradition.

Although we pioneered legal education abroad with our London Law Programme — which features the only year-long program abroad for J.D. students as well as the only LL.M. program offered by an American law school abroad — we are fast coming to recognize the importance of broadening our home-campus education to include issues that arise beyond our borders. As stated by GEOFFREY BENNETT, director of the Notre Dame London Law Programme and professor of law, "Law as practiced today increasingly involves an international element. It is not just multinational corporations that typically have a need for international expertise. Any practitioner now may need to be conscious of how easily a problem in domestic relations, intellectual property or even crime can involve an international dimension. A

failure to be conscious of this element may in the future prove to be not just undesirable, but reflect a flaw in a legal professional's training." Notre Dame has responded to this trend by adding experts in international law, and by encouraging those with expertise in other disciplines to explore the international implications of their work.

Professor Bennett, a member of the Notre Dame law faculty since 1992, is a noted scholar in his native Britain. His book on British "A" LEVEL LAW is in its fourth edition, and his casebook, "A" LEVEL LAW: CASES & MATERIALS, is in its third edition. He regularly contributes a major article on *Criminal Procedure & Sentencing* to the ALL ENGLAND LAW REPORTS ANNUAL REVIEW. And as director of the London Law Programme, he ensures that Notre Dame students abroad receive a strong education in principles of the common law of Britain as well as in the legal systems of other European and Asian countries.

At home, the Center for Civil and Human Rights engages in specialized scholarship designed to reach our LL.M. students, most of whom come to us from abroad, how to address difficult human-rights issues in their home countries. Our J.D. students also benefit from the center's curriculum, and particularly from the classes taught by the strong scholars on the center's faculty. Professor DINAH SHELTON, who joined the Law School faculty in 1995 from Santa Clara University Law School, has published or revised three human-rights texts in the last four years, including: *PROTECTING HUMAN RIGHTS IN THE AMERICAS*, co-authored with Thomas Buergenthal of George Washington University Law School; *MANUAL OF EUROPEAN ENVIRONMENTAL LAW*, co-authored with Alexandre Kiss and published in Britain and France; and *INTERNATIONAL ENVIRONMENTAL LAW*, also co-authored with Professor Kiss. She has served as consultant to the United Nations, the European Community, the Council of Europe and various governments,



BENNETT

Professor Dinah Shelton, who joined the Law School faculty in 1995 from Santa Clara University Law School, has published or revised three human-rights texts in the last four years, including: *PROTECTING HUMAN RIGHTS IN THE AMERICAS*, co-authored with Thomas Buergenthal of George Washington University Law School; *MANUAL OF EUROPEAN ENVIRONMENTAL LAW*, co-authored with Alexandre Kiss and published in Britain and France; and *INTERNATIONAL ENVIRONMENTAL LAW*, also co-authored with Professor Kiss. She has served as consultant to the United Nations, the European Community, the Council of Europe and various governments,



SHELTON

George Washington University Law School; *MANUAL OF EUROPEAN ENVIRONMENTAL LAW*, co-authored with Alexandre Kiss and published in Britain and France; and *INTERNATIONAL ENVIRONMENTAL LAW*, also co-authored with Professor Kiss. She has served as consultant to the United Nations, the European Community, the Council of Europe and various governments,

and brings these experiences to life for students in the classroom.

A relatively new scholar in international law, Associate Professor **PAOLO G. CAROZZA** brings his experiences as clerk to Chief Justice Edward C. King of the Supreme Court of the Federated States of Micronesia, as



CAROZZA

an associate at the Washington, D.C., law firm of Arnold & Porter in its international practice group, as a researcher at the University of Chile, and as a visiting professor at the University of Trent, Italy, to his scholarship in the areas of international law, international human rights, European legal systems and comparative law. With Mary Ann Glendon, Learned Hand Professor of Law at Harvard, and Wallace Gordon, Professor Carozza co-authored the second edition of *COMPARATIVE LEGAL TRADITIONS IN A NUTSHELL*. With William D. Rogers, he co-authored *LA CORTE SUPREME DE JUSTICIA Y LA SEGURIDAD JURIDICA*/"SEGURIDAD JURIDICA" AND THE SUPREME COURT OF ARGENTINA, published in Argentina in 1995. As an associate at Arnold & Porter, Professor Carozza engaged in significant human-rights *pro bono* work, and continues his scholarship in this area with articles such as *Uses and Misuses of Law in International Human Rights: Some Reflections on the European Court of Human Rights*, published this year in the *NOTRE DAME LAW REVIEW*.

Much of the scholarship produced by the Center for Civil and Human Rights results from the work of **GARTH MEINTJES '91 LL.M.**, associate director of the center and associate

professional specialist in law. In addition to editing and contributing articles to international legal journals, Mr. Meintjes has designed and implemented a variety of service projects in support of human-rights



MEINTJES

institutions and non-governmental organizations. In 1994, with financial assistance from the MacArthur Foundation, he established an internship program for the International Criminal Tribunal for the former Yugoslavia. Since then, the service opportunities for graduates of the center's programs in international human-rights law have broadened to include the International Criminal Tribunal for Rwanda, the Inter-American Commission of Human Rights, the United Nations Human Rights Centre, the African Commission on Human and People's Rights, and the Inter-American Institute of Human Rights.

His work and the work of the center have inspired other faculty to broaden their experiences into the international field as well. Professor **JIM SECKINGER**, for example, spent a month in 1996 in Rwanda, helping the International Criminal Tribunal learn how to conduct a proper trial.

Beyond human-rights work, other faculty members have begun to explore the international dimensions to their work. Associate Dean **JIMMY GURULÉ** has built on his expertise in major criminal prosecutions for the Department of Justice to explore issues of organized crime in Eastern Europe, particularly in the former Soviet Socialist Republics. Associate Dean **TEX DUTILE**, using research he performed while a visiting fellow at the University of Aberdeen in Scotland, published *Law and Governance Affecting the Resolution of Academic and Disciplinary Disputes at Scottish Universities: An American Perspective* in the *INDIANA INTERNATIONAL & COMPARATIVE LAW REVIEW*; using research he conducted while a scholar-in-residence at the University of Queensland in Australia, he published *Law, Governance, and Academic and Disciplinary Decisions in Australian Universities: An American Perspective* in the



PRATT

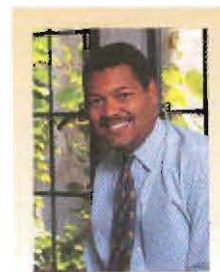
ARIZONA JOURNAL OF INTERNATIONAL AND COMPARATIVE LAW. Professor **JACK PRATT** has expanded his work in American legal history to international legal history as well. Currently on research leave at the University of Galway, Ireland, Professor Pratt is working on a book on Irish legal history, and has published a book entitled *PRIVACY IN BRITAIN*.

Associate Professor of Law **BARBARA FICK** has extended her labor-law specialty into the international arena as well. She authored *REVIEW AND ASSESSMENT OF COLLECTIVE LABOR LAW IN EIGHT CENTRAL EUROPEAN COUNTRIES*,



FICK

Bosnia where she addressed labor issues in that war-torn country. The newest addition to our faculty, Associate Professor of Law **VINCENT ROUGEAU**, formerly of the Loyola University



ROUGEAU

Law School in Chicago, has practical and academic experience in public international law.

Our other faculty enhance the diversity of our curriculum, teaching courses that expose students to specialty areas in the law, to capture their interests beyond the black-letter law and to show them how law relates to everyday life.

Professor **J. ERIC SMITHBURN**, formerly a judge in Marshall County, Indiana, writes and teaches in the areas of family law and juvenile law. He has published *FAMILY LAW: PROBLEMS AND DOCUMENTS* and the related teacher's manual, as well as two volumes of



SMITHBURN

INDIANA FAMILY LAW and its annual supplements since 1994. Beyond NDLS, he serves as a faculty member of the Indiana Judicial College, the National Judicial College, the National College of Juvenile & Family Law, and the National Association of Counsel for Children, bringing his years of practical experience and decades of scholarship to judges and other legal professionals around the country. He has strongly influenced the ascendancy of our London Summer

a book published by the Free Trade Union Institute in 1997, and since 1994 has served as editor of *INTERNATIONAL CONTRIBUTIONS TO LABOUR STUDIES*. She also recently traveled to

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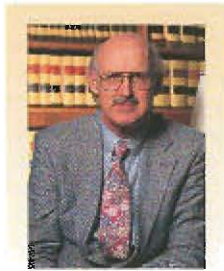
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Programme to its current primacy among such endeavors.

Professors JOHN H. ROBINSON '72 M.A., '75 PH.D. and M. CATHLEEN KAVENY address some of the more compelling issues of our time with their work on legal issues relating to health-care law. Professor



ROBINSON

Robinson, who joined the NDLS faculty in 1983 and holds a concurrent appointment with the University's Department of Philosophy, has written and spoken extensively on end-of-life issues. Having served for 10 years as director of the Thomas J. White Center for Law and Government, he directed the White Scholars program, guiding the work of students interested in exploring legal issues from a Judeo-Christian normative perspective. He has published pieces on physician-assisted suicide and on the responsibilities of Catholic doctors, and is working on a new book on health-care issues.

Professor Kaveny's scholarship focuses on the relationship of law and morality. A graduate of Princeton University who also holds four degrees from Yale including a J.D. and a Ph.D. in philosophy, she

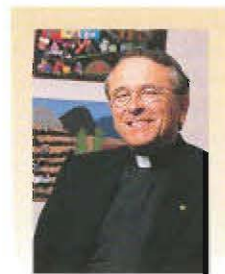


KAVENY

clerked for former NDLS professor Honorable John T. Noonan Jr. of the U.S. Court of Appeals for the Ninth Circuit and worked as an associate in the health-law group of Ropes & Gray of Boston before beginning her teaching career. In addition to teaching a course in advanced constitutional interpreta-

tion, she directs a seminar that explores the issue of assisted suicide from theological, philosophical and legal perspectives — a subject about which she frequently lectures across the country. She engages in significant scholarship and serves on the editorial boards of the JOURNAL OF LAW AND RELIGION, CHRISTIAN BIOETHICS, and the ANNUAL published by the Society of Christian Ethics. She continues the Law School's tradition of significant Catholic scholarship as a member of the advisory board of the University's newly created Erasmus Institute, established in 1997 to focus on reinvigorating the role of Catholic intellectual traditions in contemporary scholarship.

Professor BARBARA FICK addresses labor-law issues and alternative-dispute-resolution techniques such as mediation and negotiation, and frequently contributes pieces on these topics to PREVIEW OF UNITED STATES SUPREME COURT CASES and to American Bar Association publications. Her service to the University community includes positions as faculty fellow at the Joan B. Kroc Institute for International Peace Studies and at the Higgins Labor Research Center, and membership on the Advisory

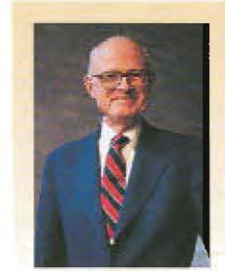


PEARSON

Council for the Center for Civil and Human Rights.

REVEREND JOHN H. PEARSON, C.S.C., '68, '71 M.Th., who directs the Thomas J. White Center on Law and Government and administers the White

Scholars Program, teaches a comprehensive course in environmental law. Professor CONRAD KELLENBERG, a mainstay of our faculty for over 40 years, teaches seminars on various environmental-law issues



KELLENBERG

including land-use law, water law, minerals law and energy law.

Professors TERESA GODWIN PHELPS, JACK PRATT and REVEREND D. REGINALD WHITT, O.P., provide interesting additions to the curriculum with their courses exploring issues beyond public law. Professor Phelps teaches about gender issues and the law as well as about law and literature. Professor Pratt researches and writes on American legal history.



WHITT

A former clerk for Chief Justice Warren Burger, this year he will publish a book entitled THE CHIEF JUSTICESHIP OF EDWARD D. WHITE, 1910-1921. And Father Whitt, a canon lawyer who holds a J.D. from Duke University

and a J.C.D. from the Catholic University of America, teaches and writes in the areas of the canon law of marriage and canon law for church property.

Things certainly have changed at NDLS over the years. But the blending of the best of our teaching tradition with the promise of our significant scholarship has the potential to move NDLS into the ranks of elite law schools. Professor JOHN H. GARVEY '70 sums up this unique blend of old and new quite accurately. "I think the Notre Dame Law School is one of the most exciting places in legal education today. It has always been a wonderful teaching institution, beloved by its students. It has always supported first-rate scholars like TOM SHAFFER, BOB RODES, JOHN NOONAN, JOHN FINNIS and the late Ed Murphy. It is now gathering a group of young and energetic faculty who have rekindled the Law School's interest in exploring the connections between the American legal system and the Catholic intellectual tradition."

MAYBE THINGS HAVEN'T CHANGED ALL THAT MUCH AFTER ALL.



Professors Emeriti – Teachers Eternal

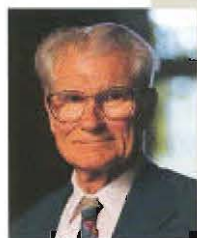
Three favorite faculty who shaped the course of this Law School for decades remain with us in emeritus or emerita status. Although they have retired from active teaching, their presence inspires faculty scholarship and reminds us of the importance of service and commitment to community.

Thomas F. Broden '49 LL.B. *Professor Emeritus of Law*

Professor Thomas F. Broden joined the NDLS faculty in 1950 following his graduation from the Notre Dame Law School and the University of Chicago Law School. His academic and personal accomplishments have encompassed a broad range of public service. It's difficult to imagine anyone who could inspire more devotion to service than Professor Broden. He sees this as his special responsibility: "Being a member of the Notre Dame Law School faculty is a challenge – to personally demonstrate how the law, public policy and lawyers can help establish a society that provides a preferential option for the poor."

At times during his nearly half-century at NDLS, he served in various positions within the federal government. As counsel to the U.S. House of Representatives Judiciary Committee, he served as staff attorney-in-charge of the first Civil Rights bill passed since the post-Civil War Reconstruction Era. In the mid-1960s, he worked with the federal government to initiate the nationwide Legal Services Program to assist low-income individuals. The program he began at NDLS for the surrounding South Bend community served as the model for programs at other law schools around the country. He also directed training and technical assistance for the federal Anti-Poverty Program. His efforts have met with success, but he recognizes that inspiring others to service can present an uphill battle. "Often, these efforts fall on rock, do not take root and die; other times they fall among thorns, are choked and die; but sometimes they fall on rich soil and produce a crop a hundredfold."

It is evident that those hundredfold crops compel him to serve everywhere his talents can help improve the lives of the less fortunate. After serving NDLS for four years as assistant dean, he established the University's Institute for Urban Studies and directed that institute for 20 years. Under his leadership, the institute conducted research and educational activities to promote equality of opportunity, to develop strategies to assist the church in



urban ministry, and to find ways to improve the lives of those living in poverty. He has served on the boards of a number of local community-service organizations such as United Way, and has worked as principal investigator on several community projects, including, most recently, the Battered Women and Cooperative Legal Services Program.

Tang Thi Thanh Trai Lê '77 J.D. *Professor Emerita of Law*

Professor Tang Thi Thanh Trai Lê joined the Law School faculty in 1977, having spent 20 years practicing and teaching law in her native Vietnam. A graduate of the University of Aix-Marseille in France, the Academy of International Law in the Hague, the University of Chicago and the Notre Dame Law School, Professor Lê began her 40-year teaching career as a professor of law at the University of Hue, the second-largest university in Vietnam. She became the first dean of that university's law program after the entire university had been flattened during the 1968 Tet offensive.

The first woman attorney in central Vietnam, Professor Lê has extensive practical experience in the areas of international law and corporate law. She founded the first international law firm in Saigon, Tang Thi Thanh Trai & Ta Van Tai, and served as that firm's senior partner until she came to the United States immediately prior to the fall of Saigon. She translated her decades of experience into



the subjects she taught for nearly 20 years at Notre Dame, including the required course in commercial law, as well as courses in consumer law, international law, international business transactions and immigration law. The Class of 1996 honored Professor Lê on her retirement to emerita status with its Distinguished Teaching Award, a long overdue honor for such a special woman.

Professor Lê may have come from half a world away to use her practical experiences in international law as the foundations for teaching two decades of NDLS students, but her values and sense of place make her, in many ways, the epitome of the Notre Dame professor. As Vice President and Associate Provost and Professor of Law Carol Mooney '77J.D. wrote in an article in this magazine three years ago, "Many of us . . . have been marked by her. She is an amazingly strong person – strong in determination even in the face of great adversity and personal physical threat, strong in integrity, strong in idealism that has not faded despite the reality that other forces sometimes prevail, strong in loyalty and

strong in faith." And she accomplishes all of this through love – "A love that nurtures her students around her dining room table as well as behind their desks. A love that guides her young colleagues through the doubts and uncertainties of the early years of an academic career."

Thomas L. Shaffer '61 J.D. *Robert and Marion Short Professor Emeritus of Law*

Thomas L. Shaffer, the nation's most prolific legal author, has written nearly 300 scholarly works in his varied areas of expertise, including estate planning, law and religion, legal ethics and, most recently, clinical teaching and legal counseling. He earned his undergraduate degree from the University of Albuquerque and his law degree from NDLS, where he graduated first in his class and served as editor-in-chief of the law review. In 1983, St. Mary's University in San Antonio, Texas, honored Professor Shaffer with an honorary doctor of laws degree.

Professor Shaffer practiced law in Indianapolis with Barnes, Hickam, Pantzer & Boyd before first joining the NDLS faculty in 1963. He has served NDLS as associate dean, and as dean from 1971 to 1975. He taught at Washington & Lee University Law School from 1980 to 1988, where he also directed its Frances Lewis Law Center and held the Robert E.R. Huntley Chair in Law. His expertise has given him numerous visiting scholar opportunities around the country, and he currently holds a visiting professorship at the University of Maine.

Professor Shaffer returned to the NDLS faculty in 1988 as a chaired professor. Now, as a supervising attorney at the Notre Dame Legal Aid Clinic, he teaches ethics and guides the legal practice of the law students who serve the needy of the South Bend area. He has worked



with the clinic's directors to develop academic programs that successfully integrate the service component of the clinic's work with the Law School's academic programs. He has used his experiences at the clinic as the basis for a number of articles and lectures dealing with the ethical obligations of practicing attorneys.

Although he retired to emeritus status in 1997, Professor Shaffer actively works with the students at the clinic, teaches clinical courses, and continues to write in his areas of academic and professional interest. He never fails to inspire his students and his colleagues to excellence in their academic endeavors as well as in their commitment to service.

FACULTY SCHOLARSHIP — RECENT BOOKS

Over the last five years, faculty scholarship at NDLS has increased dramatically. In 1997-98, our faculty published 12 books, seven book chapters and nearly 60 articles in prominent journals. In particular, the books listed below are considered to be seminal works in their subject areas — either the leading treatise or reference, the most-used casebook or ground-breaking scholarship in a particular area of law. As the list below indicates, NDLS faculty scholarship impacts on a number of areas of the law — from the eminently theoretical to the purely practical.

NATURAL LAW

John Finnis, Biolchini Professor of Law

AQUINAS: MORAL, POLITICAL AND LEGAL THEORY (forthcoming, Oxford University Press 1998).

NATURAL LAW AND NATURAL RIGHTS (Oxford University Press, 9th ed. 1997).

CONSTITUTIONAL LAW AND
 LAW AND RELIGION

Gerard Y. Bradley, Professor of Law

CATHOLICISM, LIBERALISM AND COMMUNITARIANISM: THE CATHOLIC INTELLECTUAL TRADITION AND THE MORAL FOUNDATIONS OF DEMOCRACY (Rowman & Littlefield 1995).

John H. Garvey, Professor of Law

WHAT ARE FREEDOMS FOR? (Harvard University Press 1996).

THE FIRST AMENDMENT, with F. Schauer (West Publishing Co., 2d ed. 1996).

MODERN CONSTITUTIONAL THEORY, with T. Aleinikoff (West Publishing Co., 3d ed. 1994).

Douglas W. Kmiec, Professor of Law

INDIVIDUAL RIGHTS AND THE AMERICAN CONSTITUTION, with Stephen B. Presser (Anderson 1998).

THE HISTORY, STRUCTURE AND PHILOSOPHY OF THE AMERICAN CONSTITUTION, with Stephen B. Presser (Anderson 1998).

THE AMERICAN CONSTITUTIONAL ORDER, with Stephen B. Presser (Anderson 1998).

FEDERAL-STATE RELATIONS IN AMERICAN CONSTITUTIONAL ORDER, with Stephen B. Presser (Pepperdine University edition 1997).

Donald P. Kommers, Robbie Professor of Government and International Studies and Concurrent Professor of Law

AMERICAN CONSTITUTIONAL LAW: ESSAYS, NOTES AND CASES, with John Finn (West/Wadsworth Publishing 1998).

THE CONSTITUTIONAL JURISPRUDENCE OF THE FEDERAL REPUBLIC OF GERMANY (Duke University Press, 2d ed. 1997).

INTRODUCTION TO COMPARATIVE GOVERNMENT, with Michael Curtis, et al. (Addison Wesley Longman 1997).

WESTERN EUROPEAN GOVERNMENT AND POLITICS, with Michael Curtis, et al. (Addison Wesley Longman 1997).

POLITICS AND GOVERNMENT IN GERMANY 1944-1994: BASIC DOCUMENTS, edited with C.C. Schweitzer, et al. (Berghahn Books 1995).

THE FEDERAL CONSTITUTIONAL COURT (American Institute for Contemporary German Studies, Johns Hopkins University 1994).

Steven D. Smith, Short Professor of Law

THE CONSTITUTION AND THE PRIDE OF REASON (Oxford University Press 1998).

AGAINST THE LAW, with Paul Campos and Pierre Schlag (Duke University Press 1996).

FOREORDAINED FAILURE: THE QUEST FOR A CONSTITUTIONAL PRINCIPLE OF RELIGIOUS FREEDOM (Oxford University Press 1995).

INTERNATIONAL LAW

Paolo G. Carozza, Associate Professor of Law

COMPARATIVE LEGAL TRADITIONS IN A NUTSHELL, with Mary Ann Glendon and Wallace Gordon (West Publishing Co., 2d ed. 1998).

LA CORTE SUPREMA DE JUSTICIA Y LA SEGURIDAD JURIDICA/ "SEGURIDAD JURIDICA" AND THE SUPREME COURT OF ARGENTINA, with William D. Rogers (Editorial Abaco [Argentina] 1995).

Dinah L. Shelton, Professor of Law

MANUAL OF EUROPEAN ENVIRONMENTAL LAW, with A. Kiss (Cambridge University Press 2d ed. 1997; French edition 1995).

PROTECTING HUMAN RIGHTS IN THE AMERICAS, with T. Buergenthal (N.P. Engle Publishers, 4th ed. 1995).

BUSINESS AND TRANSACTIONAL

Matthew J. Barrett, Associate Professor of Law

MATERIALS ON ACCOUNTING FOR LAWYERS, with David R. Herwitz, and TEACHER'S MANUAL (Foundation Press, 2d ed. 1997).

Joseph P. Bauer, Professor of Law

11 FEDERAL ANTITRUST LAW: REJEK, DEFENSES, PRIOR ADJUDICATION, AND STATUTES OF LIMITATIONS (Anderson Publishing Co. 1998).

10 FEDERAL ANTITRUST LAW: STATE ACTION DOCTRINE, NOERR-PENNINGTON DOCTRINE, MISCELLANEOUS EXEMPTIONS, with E.V. Kintner (Anderson Publishing Co. 1994).

Alan Gunn, Matthews Professor of Law

1997 SUPPLEMENT TO CASES, TEXT AND PROBLEMS ON FEDERAL INCOME TAXATION, with Larry D. Ward (West Publishing Co. 1996).

PARTNERSHIP INCOME TAXATION (Foundation Press, 2d ed. 1995).

STUDIES IN AMERICAN TORT LAW, with V.R. Johnson (Carolina Academic Press 1994).

CRIMINAL LAW

Geoffrey Bennett, Director, Notre Dame London Law Programme, and Professor of Law

"A" LEVEL LAW, with others (Sweet and Maxwell [London], 4th ed. 1996).

"A" LEVEL LAW: CASES & MATERIALS (Sweet and Maxwell [London], 3d ed. 1994).

Jimmy Gurulé, Associate Dean and Professor of Law

THE LAW OF ASSET FORFEITURE, with S. Guerra (Lexis Law Publishing 1998).

CRIMINAL AND SCIENTIFIC EVIDENCE: CASES, MATERIALS AND PROBLEMS, with R. J. Goodwin, and TEACHER'S MANUAL (Michie 1997).

INTERNATIONAL CRIMINAL LAW: CASES AND MATERIALS, with J. Paust, M.C. Bassiouni, S.A. Williams, M. Scharf and B. Zagaris (Carolina Academic Press 1996).

COMPLEX CRIMINAL LITIGATION: PROSECUTING DRUG ENTERPRISES AND ORGANIZED CRIME (Michie 1996) and 1997 SUPPLEMENT.

FAMILY LAW

J. Eric Smithburn, Professor of Law

FAMILY LAW: PROBLEMS AND DOCUMENTS, and INSTRUCTOR'S MANUAL (Aspen 1997).

LABOR LAW

Barbara J. Fick, Associate Professor of Law

THE ABA GUIDE TO WORKPLACE LAW (Times Books 1997).

REVIEW AND ASSESSMENT OF COLLECTIVE LABOR LAW IN EIGHT CENTRAL EUROPEAN COUNTRIES (Free Trade Union Institute 1997).

LAW PRACTICE AND LEGAL ETHICS

Thomas L. Shaffer, Short Professor Emeritus of Law

LEGAL INTERVIEWING AND COUNSELING IN A NUTSHELL, with James R. Elkins (3d ed., West Publishing Co. 1997).

LAWYERS, CLIENTS AND MORAL RESPONSIBILITY, with Robert F. Cochran Jr. (West Publishing Co. 1994).

LITIGATION AND TRIAL PRACTICE

James H. Seckinger, Professor of Law

PROBLEMS IN TRIAL ADVOCACY, Notre Dame Law School Edition (National Institute for Trial Advocacy, 2d ed. 1996).

PROBLEMS AND CASES IN TRIAL ADVOCACY, Law School Edition, 2 vols., with K.S. Broun (National Institute for Trial Advocacy, 5th ed. 1995).

PROBLEMS AND CASES IN TRIAL ADVOCACY, CLE Edition, 2 vols., with A.J. Bocchino and D.H. Beskind (National Institute for Trial Advocacy, 6th ed. 1995).

Jay Tidmarsh, Associate Professor of Law

COMPLEX LITIGATION AND THE ADVERSARY SYSTEM, with Roger H. Trangsrud (Foundation Press 1998)

MASS TORT SETTLEMENT CLASS ACTIONS: FIVE CASE STUDIES (Federal Judicial Center 1998).

OTHER TOPICS

Douglas W. Kmiec, Professor of Law

CEASE-FIRE ON THE FAMILY — THE PURSUIT OF VIRTUE AND THE END OF THE CULTURE WAR (Crisis Books 1995).

Walter F. Pratt Jr., Professor of Law

THE CHIEF JUSTICESHIP OF EDWARD D. WHITE, 1910-1921 (forthcoming, University of South Carolina Press).

Robert E. Rodes Jr., Professor of Law

PILGRIM LAW (University of Notre Dame Press 1998).

PREMISES AND CONCLUSIONS: SYMBOLIC LOGIC FOR LEGAL ANALYSIS, with Howard Pospesil (Prentice Hall 1997).

Reverend D. Reginald Whitt, O.P., Associate Professor of Law

THE PERSONAL PARTICULAR CHURCH FROM THE ANTEPREPARATORY STAGE OF THE SECOND VATICAN COUNCIL TO CANON 372 § 2 IN THE 1983 CODE OF CANON LAW AND ITS APPLICATION TO AMERICAN ROMAN CATHOLICS OF AFRICAN ANCESTRY (Canon Law Studies No. 549) (The Catholic University of America 1996).

Lawyers as Instruments of Peace

BY REVEREND EDWARD A. MALLOY, C.S.C., UNIVERSITY PRESIDENT

The law does not save; only God saves. But the law can be an effective way of protecting the needs of individuals and groups in a broader society. From unborn life to the needs of the elderly, from the situation of those who have no advocate to the adjudication of complicated human transactions, if the law is properly exercised by people of integrity seeking to do the right thing, then it will perform its proper function and the life of a society would be better than it would have been otherwise.

The Jewish prophets, in trying to implore the people to live by the covenant God had proclaimed with them, tested the people's commitment to the covenant with various classes of people, for example, how they treated the widow and the orphan and the resident alien — people who could otherwise be easily forgotten. But these were merely tests. The ultimate question was whether, in their heart of hearts, they wanted to live by the covenant to which God had called them. Would they be faithful, as God had proclaimed that he would be with them?

As we hear in our Gospel today (Matthew 5: 1-12, 14-16), Jesus, in various places, calls us to a consistent way of life — to test ourselves by a standard higher than the ordinary. In the beautiful Sermon on the Mount from Matthew's Gospel, we are exhorted to treat each other fairly, to recognize the significance of the deeds of peace, to see that justice provided for the least-expected one in the end becomes justice for one's self as well. To be instruments of Christ's purposes in the world is to assume a title of great dignity, and those who practice law can be active participants in trying to promote that realm of justice and peace.

We are tested in our time by the horror, by the hugeness of the evil we encounter around us. Recently, the University hosted a conference on the Holocaust. Scholars came from all over the world to discuss that human event, the *shoah*, in which millions of people were killed for ideological reasons, through hostility to their race and religion. The participants at the conference tried to ponder the lessons to be learned. Some said the event was simply unique and ineffable; others said that if we can't learn from history, we are doomed to repeat it. They asked: Can we not provide a name for the evil we see? Can we not, nationally and internationally, find a way of holding individuals and groups accountable for the horrible deeds that they render? Who will speak for and protect the thousands and the millions who are disenfranchised, who are tortured, who are put to death for no good reason?

This Law School, in one of its instrumentalities, has tried to rise to the challenge through the Center for Civil and Human Rights — to say that what happened in the Holocaust, what has happened in Rwanda, what has happened in the former Yugoslavia, or atrocities that unfortunately occur in so many places

even today, demands that we speak the word, demands that even when we don't have effective agencies to intervene, that we struggle to find a way of saying across the human family, "This is simply unacceptable. If you would render such harm against your fellow human persons, we need to speak and protest against the horror of the day."

Some of you have already been involved in comparable activity to demand accountability when evil is done on such a scale. I am proud that this Law School, along with dedicated and committed human persons everywhere, pays attention to the big picture — whether it's the new proliferation of nuclear weapons or a pogrom of hostility against large groups of people. This requires both courage and zeal.

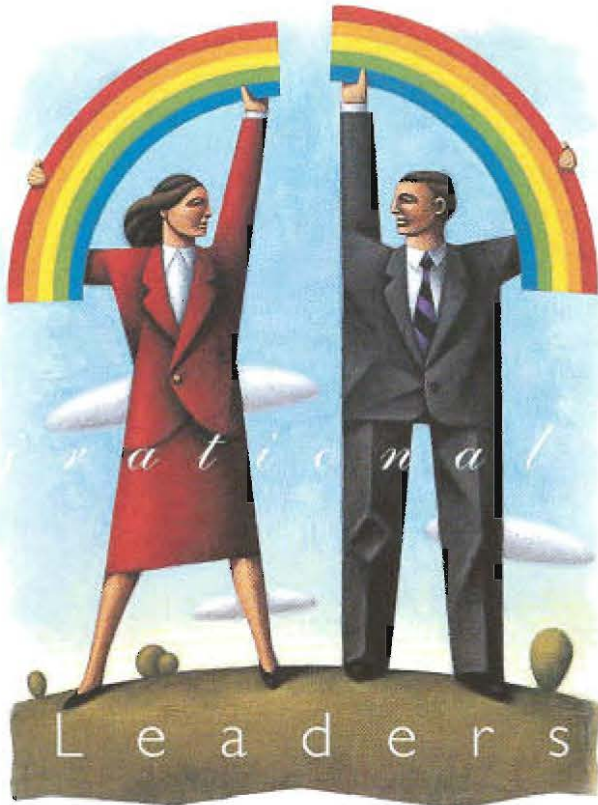
But there's the other side of the law as well — the everyday things in our society and in our world. And so this Law School has also tried to respond in a critical and helpful way to the needs of those who are afraid of the law, who do not know the way it works, or who might offer a word on their behalf. In the Legal Aid Clinic on Howard Street, in which so many of you along with members of the Law School faculty and staff have participated, we are trying to provide a vehicle, a way that people on the sidelines, who feel themselves left out of the mainstream, can find a voice, can be represented effectively, and can find ways of seeking justice on their own behalf.

The big picture of international justice and peace. The small picture of someone who has a grievance against a landlord, who struggles to find relief from a debt, or who has strains and stresses in their domestic life that need someone to serve as an intermediary. This is the law. This, hopefully, is what you, our new graduates, have been prepared to serve — whether you do it directly, or simply through your wholehearted support as a result of the education you have experienced here.

A special word of congratulations to Dean Link and the faculty and administration of the Notre Dame Law School. They seek to create a sense of community. They try to offer a curriculum that can unpack the demands of the legal order of our society and those things we can say about human beings in general. You, our graduates, are well prepared in the technical details of law, in passing the bar, in beginning a career. But it is my hope and prayer for you that you can recognize your broader responsibilities as well — not simply to make a professional living, but to be in alignment with lawyers and judges and legal scholars in assuring that the law is ever-reforming itself and that we're paying attention, across the board, to its fundamental nature.

May God's blessing be upon you and the members of your family. This is a great and glorious day for us all. May the Living God continue to guide you and protect you.

Inspiration



“T

URNING SCHOLARSHIP INTO SERVICE” — THAT’S ONE GOAL OF A NOTRE DAME EDUCATION. AT NDLS, WE CERTAINLY WORK TO ADMIT AND GRADUATE NOTRE DAME LAWYERS DEDICATED TO SERVICE, EITHER THROUGH THEIR PRACTICE OF LAW OR IN OTHER AREAS OF THEIR LIVES. IN FACT, AMONG THOSE ADMITTED TO THE CLASS OF 2001, 46 PERCENT RATED “VERY HIGH” IN THEIR COMMITMENT TO SERVICE ON ADMISSIONS EVALUATION FORMS.

But at NDLS, the commitment to service goes beyond our students. Our faculty, by their personal service experiences, have created and maintained an environment at NDLS that supports and encourages an institutional culture of service.

Nowhere is this commitment more intense than in the community-service work of Dean DAVID T. LINK '58, '61 J.D. By his example, he inspires the faculty and students to become community leaders themselves. As co-founder of the South Bend Center for the Homeless, a community-service resource that also serves as a national model for helping the homeless recover their lives, Dean Link has improved his local community in a marked and visible way. His participation in a number of Habitat for Humanity projects across the country and around the world every year helps fulfill his dream of providing quality housing for those in need. As a board member of the Miracle of Nazareth, an ecumenical foundation dedicated to rebuilding the village of Nazareth, he hopes to help bring peace to the Holy Land. And as founding director of the World Law Institute, a not-for-profit organization created

to sponsor educational programs in fields of law related to the global economy, world organizations and the emerging world common law, he works to foster an international discourse on issues of increasing importance around the world.

Like Dean Link, a number other faculty members use their unique talents and skills in service to the local community and beyond. The South Bend area directly benefits from their collective volunteer efforts in local schools, churches, nursing homes and community organizations. Society in general benefits from their broader efforts as leaders of professional associations and as scholars who use their experiences to improve living conditions around the world.

A number of faculty members have devoted much of their professional lives to service, and by their example, inspire the newer members of our faculty to become involved in their communities. Professors THOMAS F. BRODEN '49 LL.B., CONRAD KELLENBERG, ROBERT E. RODES JR. and THOMAS L. SHAFFER '61 J.D. have earned much-deserved reputations as leaders in

their devotion to service. All four, along with others, substantially influenced the Law School's early commitment to improving the lives of the impoverished in South Bend through the establishment of Notre Dame's legal-services programs. In the mid-1950s, Professor Broden worked with the local bar to help NDLS students establish a legal referral bureau; and in the mid-1960s, he created the program that brought together under one umbrella all of the legal-services programs in the area, to more effectively serve the needs of the local poor. Through his work as founding director of the University's Urban Planning Institute, as well as through his dedicated efforts on behalf of a number of community development agencies, Professor Broden has set a wonderful example as a tireless advocate for the needs of the under-represented.

Professor Shaffer, as dean in the early 1970s, created an atmosphere at NDLS that encouraged hundreds of students each year to volunteer their time in the Notre Dame Legal Aid and Defender Association (the precursor to today's Legal Aid Clinic), at the Indiana State Prison at Michigan City, and in numerous other

community-service agencies throughout northern Indiana and southern Michigan. Currently, as a volunteer supervising attorney at the Legal Aid Clinic, Professor Shaffer teaches students how to advocate effectively for the under-represented.

Professors Kellenberg and Rodes long ago began a tradition of NDLS faculty assisting in the efforts of the Legal Aid Clinic. Both have volunteered countless hours of their time over the past three decades to ensure that clients' cases receive the proper attention. Associate Professor MATTHEW J. BARRETT '82 '85 J.D. carries on their tradition as a faculty supervisor or consultant to the clinic for matters involving either tax issues or non-profit or corporate matters. He meets with clients and students, drafts and reviews documents, and assists with research.

Beyond their own work at the Legal Aid Clinic, the clinical faculty devote countless hours to the community, as members and directors and officers of various community organizations and agencies. EILEEN DORAN '86 J.D. currently serves as the president of the Housing Development Corporation, a not-for-profit housing organization that provides safe and affordable housing to low-income families. She also serves on the Human Rights Committee of the Northern Indiana State Development Center. BARBARA SZWEDA volunteers in various St. Joseph County Bar Association programs, especially those that can benefit from her proficiency in Spanish. JUDITH FOX '93 J.D. serves on the Michigan State Bar Committee on Domestic Violence and is a board member of a local Literacy Council. SISTER DEBORAH CERULLO, S.S.N.D., serves on the South Bend Consumer Protection Regional Advisory Council, formed by the state attorney general to develop a regional strategy for consumer-protection efforts. And REVEREND BRUCE WELLS '96 J.D., who directs the Mediation Clinic, has trained pastors and church leaders in conflict resolution through a series of seminars offered throughout northern Indiana.

Some faculty use their particular areas of professional expertise to benefit the community. Professor Barrett has worked with the South Bend Center for the Homeless on a number of tax-related issues involving the center's programs. Professor J. ERIC SMITHBURN, formerly a judge in Marshall County, Indiana, and a noted expert on family law, helped establish the St. Joseph County, Indiana, Court Appointed Special Advocate Program (CASA),

served on its first board of directors, and has trained CASA volunteers for the past 15 years. He also serves on the board of the Indiana Juvenile Justice Task Force and participates in the work of Indiana Advocates for Children and the National Association of Counsel for Children.

As noted in the article on pages 20 and 21, Associate Professor LISA SCHILTZ has completed a training program with Indiana's Council on Volunteer Opportunities for Hoosiers (COVOH). That training, coupled with her prior work experience lobbying for credit- and banking-related legislation, has turned her into an effective advocate for the disabled including her son Petey, who has Down's Syndrome. Last July, she was elected to the board of COVOH and has worked to secure appropriate services for special-needs children in her local school district and across the state.

Professor DINAH SHELTON, who teaches in the programs of the University's Center for Civil and Human Rights, has taken her commitment to service abroad. She uses her background in international law and international environmental law to improve living conditions around the world. She also serves on the executive council of the International Institute of Human Rights, advising the institute on the selection of courses and lecturers for its summer session. As a member of the advisory board of Environnement sans Frontier, she assists that organization with program development. She drafted an information packet for Amnesty International USA on environmental justice. And she has joined the board of the Drug Watch Institute to help that organization develop global programs on drug education.

Other faculty actively participate in the work of community organizations. Associate Professor BARBARA FICK has worked with the YWCA of St. Joseph County as a member of its board of directors and as a member of its Task Force on Race Relations in St. Joseph County and its Planning Committee for a Week Without Violence. Professor JOHN ROBINSON '72 M.A., '75 Ph.D. works with the Human Rights Committee at Logan Center, a local facility for the disabled. Professor TERESA GODWIN PHELPS '73, '75 M.A., '80 Ph.D. served on the Award Selection Committee of Community Volunteer Services. And Associate Professor VINCENT ROUGEAU, whose wife is a pediatrician, has served on the board of St. Elizabeth's Hospital in Chicago. He admires the work of the Poor Handmaids of Jesus Christ, the order of sisters that runs the hospital, noting the challenges they face in their

commitment to serve the poor despite the growth of managed care and for-profit hospitals. Now that he has moved to South Bend, he hopes to find another way to help these sisters further their mission.

Many faculty also volunteer closer to home, in their local schools or churches and related programs. EILEEN DORAN works in the marriage and baptism preparation programs sponsored by the University's Office of Campus Ministry, and volunteers at St. Joseph Grade School in South Bend. Associate Professor JAY TIDMARSH '79 volunteers at McKinley Elementary School. Professor DOUG KMIEC serves as a religious education instructor for fourth- and fifth-graders and their parents at Our Lady of Malibu, and as a fellow of Trinity School in South Bend. Professor JOHN GARVEY '70 has held a number of leadership positions within Holy Cross Parish; Professor JOSEPH P. BAUER serves on the board of trustees of Temple Beth-El; Professor JACK PRATT has served as a member of session of Sunnyside Presbyterian Church, and has chaired a number of church committees; Research Librarian LUCY PAYNE '88 J.D. serves on the Constitution and Bylaws Committee of the Michigan Conference of Seventh-day Adventists and the Operating Board of Andrews Academy; Professor STEVEN SMITH has been actively involved with the Latter Day Saints; and REVEREND BRUCE WELLS ministers in a number of ways to Presbyterian congregations in northern Indiana. Associate Dean ROGER JACOBS serves as conference president of the Society of St. Vincent DePaul. And Professor CHARLES RICE volunteers for various Catholic Church groups.

Finally, a few faculty members show how volunteering can be just plain fun. Associate Dean TEX DUTILE '65 J.D. plays piano once a month at a local nursing home, singing show tunes and war-time favorites for the residents. Professor JACK PRATT has become quite involved in fencing at the local and national levels, serving as secretary/treasurer of the Great Lakes Section, chair of the Indiana division, and chair of a local not-for-profit organization that supports young people who engage in the sport.

From practicing law to practicing the piano, NDLS faculty members find a myriad of ways to serve the community. And by their example, they inspire our students to do the same.

Lisa Schiltz:

As if she weren't busy enough teaching banking law while raising three young children — Anna (age 8), Joseph (age 5) and Peter (age 3) — and handling husband and fellow Associate Professor of Law Pat Schiltz, NDLS Associate Professor of Law Lisa Schiltz has decided to tackle the complex arena of disability-rights advocacy. This is much more than an academic exercise for her, however — it's the result of a personal need and commitment. The Schiltzes' youngest son, Petey, has Down's Syndrome. In advocating for Petey, Professor Schiltz has gained a tremendous awareness of the struggle that disabled individuals face in securing their rights, and has pledged to do whatever she can to improve their situation.

Last year, Indiana's Council of Volunteers and Organizations for Hoosiers with Disabilities (COVOH) selected Professor Schiltz as one of 50 people statewide to participate in the "Partners in Policymaking Academy" for people with disabilities and their family members. COVOH, a not-for-profit coalition of several Indiana organizations and individuals, represents the interests of persons with disabilities. Its Partners in Policymaking (PiP) program forms part of a nationwide effort that teaches people with disabilities and their family members how to influence federal, state and local policy-making on disability-related issues. COVOH runs Indiana's PiP program with funding from the Indiana Governor's Planning Council for People with Disabilities. The PiP Academy consists of two-day sessions once a month for eight months in Indianapolis,

involving speakers and discussions as well as visits from policy-makers. Those who complete the PiP training program then return to their local communities and use their new knowledge of planning and policy-making to fight for disability rights.

And Professor Schiltz is doing just that. Her first plan of action involved organizing a support group for parents of children with special needs in her local school district, Penn-Harris-Madison (PHM), in eastern St. Joseph County, Indiana. "There is currently no forum

for communication between parents and the special education administration, something that is greatly needed," she says.

She strives to fulfill her goals, and has proved instrumental in helping coordinate the organization of a parental support group that meets informally with hopes of establishing and influencing a dialogue with the PHM special education administration and with the school board itself. Over the past year, this parents' group has held meetings with school board candidates, with the administrator of the school district budget and with the director of the special education program — all of whom have been helpful and cooperative in responding to issues raised by the group. The group hopes to revive a defunct "Parent Advisory Council" to the special education administration later this year, and will continue to seek much-needed resources to assist children with special needs in the local school district. Professor Schiltz also wants to set up a more informal support network through which parents can share everything from first-hand knowledge about coping with disabilities to recommendations of useful books on subjects relating to disabilities and raising children with special needs.

Although the role of disability-rights advocate may seem unrelated to her prior practice as well as her current teaching and research in banking law, Professor Schiltz's work actually continues what she has been trained to do

A Special Advocate



BY DEBORAH BAUER,
ASSISTANT EDITOR

through her years of professional practice — that is, lobbying federal and state legislatures. “I spent 10 years practicing banking law and writing congressional testimony and comments on regulations for various clients. But not until my son was born did I really become personally interested in what could be accomplished through the lobbying process,” she says. Over the past year, she has submitted comments on proposed federal and state regulations dealing with special education issues, but now on her own behalf rather than for a client. She has also written to all of her elected representatives, both federal and state, about proposed legislation. She has achieved some success through this process, and brightens as she recalls a heartwarming story following correspondence with her state senator, Joe Zakas.

This past spring, Notre Dame’s Early Childhood Development Center (ECDC) director Terri Kosik invited Professor Schiltz to attend a press conference held by Indiana governor Frank O’Bannon at ECDC to address the topic of finding quality day care for children. (All three of Professor Schiltz’s children have attended ECDC, and she is a parent representative on the center’s board of directors.) “I was sitting in my office on the day of the conference when the phone rang,” she recalls. “I picked it up and it was Joe Zakas.”

The senator, who was back in South Bend that day catching up on correspondence, had come across one of Professor Schiltz’s letters. He called her to explain his votes on a number of the measures she had addressed in her correspondence involving issues ranging from road improvements to increased funding for disability services to special education initiatives. During their conversation, Professor Schiltz informed him of the coincidence of Governor O’Bannon’s scheduled press conference and invited him to attend, later finding herself pleasantly surprised to see that, in fact, he did.

At the conference, Professor Schiltz approached Senator Zakas, introduced herself, and then introduced the senator to her son Petey. She also had the opportunity to meet Governor O’Bannon and take him to Petey’s classroom, where the governor arrived with big hugs for Petey and his classmates.

This special encounter, resulting from the letters she wrote as part of her PIP homework assignments, gave Professor Schiltz the opportunity to demonstrate personally to these politicians the concrete results achieved through the state-sponsored First Steps program. Established under both state and federal law, First Steps provides for professional assessment of disabled children under the age of three and provides therapists for these children when necessary for their speech, physical, occupational and developmental therapy. Professor Schiltz was happy to show both O’Bannon and Zakas that these services enabled Petey’s full participation in ECDC’s two-year-old classroom.

Professor Schiltz believes that Indiana’s First Steps program is well run and well funded, but expresses concern that it benefits the children only early-on, before they are put in the care of their local school districts. Although local school districts are responsible for educating children with special needs after the children leave First Steps, limited resources sometimes cause local school boards to ignore the needs of these children until they start kindergarten. In the PHM school district, for example, the pre-school program for children with special needs has no permanent site.

Professor Schiltz fears that Petey’s transition into the local school district — like similar transitions experienced by other children each year — will not be easy. She believes that a formal parental-support group will help both children and parents cope with any pressures and difficulties experienced as a result of this changeover. She hopes to encourage parents to become a more vocal constituency, and to advocate for a special nursery school for the children who fall in the gap between First Steps and kindergarten.

Her disability-advocacy work has affected

Professor Schiltz greatly. “It’s changed the way I see the world of disability rights,” she says. “I never really thought about it before having Petey. It just never hit home until now.” Her training with COVOH, combined with her legal background, has triggered her to think about the legal aspects of disability advocacy, focusing on the subject as a civil-rights issue. Her interest has also led her to incorporate what she has learned into her research. She has started work on an article about disability-based discrimination in lending, and she hopes some day to add additional classes to her current teaching responsibilities, concentrating on subjects such as community organizing or disability rights.

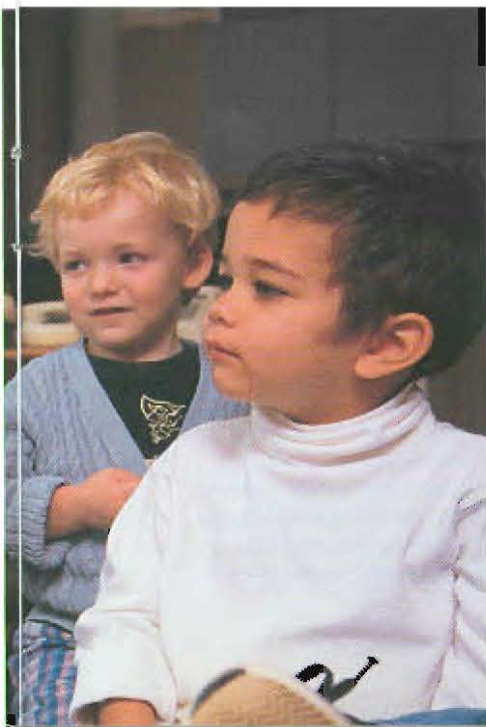
In the meantime, she keeps herself busy both in and outside of the Law School. Her experience as a working mother inspired the Law School’s first annual St. Nicholas Day celebration, which she organized with Margaret Kelley, wife of Associate Professor of Law Bill Kelley. The show featured several short children’s stories performed by Law School



faculty, staff and administrators, a telling of the St. Nicholas legend by Reverend John H. Pearson, C.S.C., and a special visit from St. Nicholas himself — a.k.a. Reverend James E. McDonald, C.S.C. Professor Schiltz and Mrs. Kelley created the show to entertain the children of NDLS students, faculty and staff who may have found themselves overwhelmed by preparing for the exams period that precedes the holidays. Professor Schiltz noted that everyone really enjoyed themselves. She hopes to organize the show each year as a new Law School tradition.

From advocating for disability rights for special-needs children in the South Bend community to finding a way to do something special for the children of the NDLS community, Professor Schiltz certainly has found a special way to use her gifts to benefit those around her.

for Special Needs



FACULTY

notes

■ **MATTHEW J. BARRETT '82, '85 J.D.** was honored by the student body as the 1998 faculty/staff recipient of the Captain William O. McLean Community Citizenship Award for his many contributions to NDLS community spirit.

He recently co-authored with Brian H. Blaney '98 J.D. *Agency Authority in LLC Statutes (Part I): Uniformity and Peculiarity* in the spring 1998 issue of *JOURNAL OF LIMITED LIABILITY COMPANIES*.

In April of this year, the United States Supreme Court cited Professor Barrett's *ACCOUNTING FOR LAWYERS* casebook, co-authored with Harvard law professor, David Herwitz. Writing for a unanimous court in *Atlantic Mutual Insurance Company v. Commissioner*, Justice Antonin Scalia observed that the relevant Internal Revenue Code provisions enabled the insurer to claim "a current deduction for future loss payments without adjusting for the time value of money — the fact that [a] dollar today is worth more than a dollar tomorrow."

Professor Barrett and his wife Kate welcomed their third son, Luke Sullivan Barrett, on May 28, 1998.

■ **JOSEPH P. BAUER** published the 1998 Cumulative Supplement to the 10 volumes of *BAUER & KINTNER, FEDERAL ANTITRUST LAW TREATISE* (Anderson Publishing Co.) and the new volume XI of the series concentrating on relief, defenses, prior adjudication and statutes of limitations. In April, he presented "The Erie Doctrine Revisited: Does a Conflict Perspective Aid the Analysis?" at the Law School's monthly faculty colloquium.

Professor Bauer was honored at the University's annual President's Dinner in May for his 25 years of teaching at the Law School.

■ **GEOFFREY BENNETT**, director of the Notre Dame London Law Programme, published *Criminal Procedure and Sentencing in ALL ENGLAND LAW REPORTS ANNUAL REVIEW 1997* (1998).

■ **G. ROBERT BLAKEY '57, '60 J.D.** has been traveling the country sharing his expertise on the life and death of Dr. Martin Luther King Jr. In March, he appeared on the CBS-network program "48 Hours" to discuss the death of Dr.

King. In April, he served as a panelist at the community discussion, "Thirty Years Later: Dr. King's Legacy," co-sponsored by the *SOUTH BEND TRIBUNE* and the Northern Indiana Center for History; co-panelists included Ben Johnson, deputy assistant to President Clinton, Indiana State Senator Cleo Washington, and José White, president of the South Bend chapter of the NAACP. A *USA TODAY* cover story and *THE NEW YORK TIMES* quoted Professor Blakey on the facts of Dr. King's assassination and the guilt of the late James Earl Ray.

Continuing his front-line work in the tobacco wars, Professor Blakey addressed attorneys who represent over 30,000 Taft-Hartley health-and-welfare funds throughout the United States at a meeting at the Southern New England School of Law in Massachusetts. He spoke on the promise and problems of using RICO in anti-tobacco litigations, using his recent successes in Texas and Florida as examples.

In April, Professor Blakey argued *Nora Chisolm v. Transouth Financial Corp.* in the United States Court of Appeals for the Fourth Circuit, assisting *pro bono* the Virginia Poverty Law Center and the Tidewater Legal Aid Society in bringing the civil RICO class-action litigation against a finance company involved in a scam to sell and resell used cars to poor people.

Continuing his work in attempting to restrict the application of RICO to abortion-protest cases, in *NOW v. Scheidler* in particular, Professor Blakey published an op-ed piece in *THE NEW YORK TIMES*, in which he responded to a *TIMES*' editorial that agreed with the RICO-inspired verdict against Pro-Life Action League leader Joseph Scheidler; he also published an op-ed piece in *THE CHICAGO TRIBUNE*, which had written an editorial against the verdict, and also authored an article on the verdict itself for the *NATIONAL LAW JOURNAL*.

Later in April, on Milton Rosenberg's radio show "Extension 720" on WGN Radio in Chicago, he discussed Rich Cohen's recently published *TOUGH JEWS: FATHERS, SONS, AND GANGSTER DREAMS* with Cohen and with Thomas B. Kirkpatrick, president of the Chicago Crime Commission.

In May, he gave the keynote address entitled "Myths that Inhibit Effective Prosecution of Organized Crime" to the 20th

International Asian Organized Crime Conference in Toronto, Canada. He also appeared on the PBS-network television program "Frontline," explaining the use of RICO in tobacco litigation.

He spent the month of June at the University of Arizona in Tucson as a visiting professor of law.

■ **HONORABLE SANFORD M. BROOK** gave a lecture entitled "Advanced Litigation Techniques" to international lawyers engaged in commercial litigation practices at the Nottingham Law School in Nottingham, England. During that visit, he also served on a tribunal with three other judges, one of whom is the current solicitor general of England.

Judge Brook also helped coach South Bend's Adams High School mock-trial teams, three of which finished in the top-10 in the state championships in Indianapolis this past spring. One of the teams represented the state at the national competition in Albuquerque, New Mexico, in May.

■ **PAOLO CAROZZA** spent the month of May in Italy as a visiting professor at the University of Trent, where he taught an intensive seminar on international human rights and comparative law.

■ **BARBARA J. FICK** published "Who's Responsible!? Employer Liability for Supervisors' Hostile-Environment Harassment: An Analysis of *Faragher v. City of Boca Raton*" in *Preview of United States Supreme Court Cases*.

■ **JOHN H. GARVEY '70** was honored at a Constitutional Law Symposium held at the Drake Law School in Iowa on April 17 and 18. The symposium, entitled "The Role of Freedoms," focused on issues raised by Professor Garvey in his recently published book, *WHAT ARE FREEDOMS FOR?* including the question of the relationship between rights or freedoms on one hand, and goods or values on the other. His lecture of the same title addressed these issues among others, and was followed by a panel discussion. Other distinguished speakers included Lawrence A. Alexander of the University of San Diego, Barbara Armacost of the University of Virginia, Kevin Saunders of Drake

University, and Frederick A. Schauer of Harvard University.

He delivered a lecture entitled "School Vouchers: Enlightened Social Policy or Threat to the Constitutional Separation of Church and State?" at the Cornell Law School in April. He also spoke to the Notre Dame Board of Trustees on the subject of "Teaching Ethics to Professionals" in May. Later that month, he gave the Sawyer Lecture on Law and Religion at the University of Chicago Divinity School and the University of Chicago Law School. His lecture, entitled "Catholic Judges in Capital Cases," was funded by the Mellon Foundation. In June, he lectured on "Religious Freedom in America" at a conference on "Religious Freedom and Proselytism: Ethical, Political and Legal Aspects" held at the Tantur Ecumenical Institute for Theological Studies in Jerusalem.

Along with Amy Coney '97 J.D., Professor Garvey published *Catholic Judges in Capital Cases* in the winter 1998 edition of the *MARQUETTE LAW REVIEW*. He also wrote *The Architecture of the Establishment Clause*, published in the spring/summer 1997 issue of *THE WAYNE LAW REVIEW*.

ALAN GUNN, with Larry D. Ward, published the fourth edition of *CASES, TEXT AND PROBLEMS ON FEDERAL INCOME TAXATION* (West 1998).

The Class of 1998 honored Professor Gunn at graduation by naming him Distinguished Teacher of the Year for 1998. His graduation speech appears on page 41.

JIMMY GURULÉ, recently named associate dean for academic affairs, published his fourth book in the last three years, *THE LAW OF ASSET FORFEITURE* (Lexis Law Publishing), co-authored with Sandra Guerra. He also wrote *Lewinsky Still May Not Testify* for the February 19th edition of *USA TODAY*.

He received mention in *HISPANIC FIRSTS: 500 YEARS OF EXTRAORDINARY ACHIEVEMENT*, a book by Nicolas Kanellos, as the first Hispanic assistant attorney general of the United States, appointed by President George Bush in 1990. He has also been appointed editor for the ABA's Commission on Opportunities for Minorities in the Profession.

WILLIAM P. HOYE presented "International Study Abroad Programs: A Critical Legal Planning Session" at the 19th Annual National

Conference on Law and Higher Education in Clearwater Beach, Florida.

Along with NDLS student William Hahn '99, he wrote *Beyond the Camel's Nose: Institutional Liability for Peer Sexual Harassment*, which has been accepted for publication in an upcoming issue of the *UNIVERSITY OF SOUTH CAROLINA LAW REVIEW*.

He also participated in the Reunion '98 continuing legal education program at NDLS in June, lecturing on law-office ethics.

ROGER F. JACOBS chaired the meeting of the Library Committee of the ABA Section of Legal Education and Admissions to the Bar in San Francisco in January. He completed his service as chair of the Constitutional Revision Committee of the Universities Law Library Consortium, of which Notre Dame is an associate member, by reporting on amendments adopted by the consortium last January.

He served as site-team chair of the ABA's Section of Legal Education and Admission to the Bar on a sabbatical site inspection of the J. Reuben Clark Law School of Brigham Young University in March. He also assisted the Association of American Law Schools (AALS) as a special fact-finder in discussions between the AALS and a member law school.

JANIS L. JOHNSTON has been elected to the Executive Board of the American Association of Law Libraries. This summer, she assumed the position of treasurer of the AALL, an organization that promotes the value of law libraries to the legal and public communities, fosters the profession of law librarianship, and provides leadership in the field of legal information.

DOUGLAS W. KMIEC will continue as the Straus Distinguished Visiting Professor at Pepperdine University for the 1998-99 academic year. He gave the invited presentation "No Wall of Separation? Between Family Faith and Education — the Case for Even-handed Funding of All Schools — Public and Private" at the Religion and Public Policy Conference at the Pepperdine University School of Public Policy Symposium in May. That same month he presented "The Optimism of Self-Evident Truth" at the Malibu (California) Optimist Club, and "The Empirical Advantages of Private Education and Public Funding of Private Schools" in Colorado Springs.



DEAN LINK RECEIVES HONORARY DOCTOR OF SCIENCE DEGREE

Dean David T. Link '58, '61 J.D. received the first-ever honorary Doctor of Science degree conferred by the Lake Erie College of Osteopathic Medicine, where he gave the commencement address in late May. His talk noted the similarities of doctors and lawyers as healing professionals. He likened the responsibility of osteopaths, who work to heal the whole person, to the responsibility of lawyers, who work to heal societal or personal divisions and conflicts.

Professor Kmiec also served as convener and moderator at the Pepperdine Entertainment Law Symposium on Media and Privacy.

His TV appearances have included a debate about school vouchers on the PBS television show "Firing Line," as part of its "Debates; Debates" series; a debate on the issue of executive privilege on PBS' "Lehrer NewsHour" in March; and a discussion on constitutional questions involving independent counsel investigations on MSNBC. On talk radio, he discussed Paula Jones' lawsuit against President Clinton with Warren Olney on "Which Way L.A.," and cultural issues and the revival of federalism with Peter Ford on KIEV.

DONALD P. KOMMERS co-authored with John E. Finn *AMERICAN CONSTITUTIONAL LAW: ESSAYS, CASES, AND COMPARATIVE NOTES*, the first casebook that systematically introduces comparative materials into the basic course in American Constitutional Law. In addition, he published *Transitional Justice in Eastern Germany* in *LAW & SOCIAL INQUIRY*, the journal of the American Bar Foundation. His review essay was followed by a commentary entitled, *Two Truths About Social Justice: A Comment on Kommers*, by Inga Makovits.

■ **DEAN DAVID T. LINK '58, '61 J.D.**, the longest-tenured law-school dean in the nation, has been commended by the ABA Section on Legal Education and Admission to the Bar in its SYLLABUS newsletter for being one of only 15 law-school deans nationwide who regularly participate in ABA programming for law-school deans and other legal educators.

Besides being a frequent Hesburgh Lecturer and Universal Notre Dame Night speaker, Dean Link participated in the Reunion '98 continuing legal education program at NDLS in June, lecturing on "Lawyers as Healers and Peacemakers: A Return to the Roots of the Legal Profession."

■ **GARTH MEINTJES '91 LL.M.** was one of 30 people appointed to attend a training seminar on international law for university teachers in Geneva, Switzerland, in late August. The seminar, sponsored by the International Committee of the Red Cross and supported by a generous grant from the Hauser Foundation, was held jointly with the Graduate Institute of International Studies. Topics covered included international humanitarian law, relevant aspects of human-rights law applicable in international and internal armed conflicts, the place of international humanitarian law in general international law and teaching methods.

■ **CAROL ANN MOONEY '77 J.D.** spent two-and-a-half weeks in July at the Institute for Educational Management at the Harvard Business School.

■ **HONORABLE JOHN T. NOONAN JR.**, visiting professor of law during the 1997-98 academic year, gave a lecture entitled "The Judges Deal With Death" at Notre Dame's Center for Continuing Education in March of this year. The lecture, sponsored by the Notre Dame Alumni Association's Alumni Continuing Education Office, was part of the annual J. Philip Clarke Family Lectures in Medical Ethics.

Later in March, Judge Noonan delivered the second annual Robert M. Litowitz Lecture in Ethics & Public Policy at Yale University entitled "Crusades: The American Experience of Religious Freedom" at the University's School of Management.

■ **LUCY SALSBUARY PAYNE '88 J.D.** participated in the Reunion '98 continuing legal

education program at NDLS in June, lecturing on "Legal Research on the Internet." Those attending her program were able to exercise their newly learned computer-research skills in the Law School's new instructional computer laboratory in the Kresge Law Library.

■ **REVEREND JOHN H. PEARSON, C.S.C. '68, '71 M.TH.** celebrated the 25th anniversary of his ordination as a priest of the Congregation of Holy Cross on May 22.

■ **TERESA GODWIN PHELPS '73, '75 M.A., '80 PH.D.** was elected to the Executive Committee of Notre Dame's Gender Studies Program, was appointed to the Advisory Council for the University's First Year Composition and Literature Program, and was elected to complete Eric Smithburn's unexpired term on the NDLS Faculty Committee on Promotions.

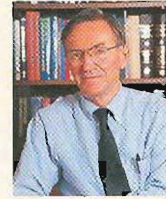
Professor Phelps also presented a half-day writing workshop at the 1998 Education Program for Appellate Law Clerks and Central Staff Attorneys of the Florida Courts in Orlando in April.

In June, she presented a paper entitled "Empowering Your Legal Writing Students" at the biennial conference of the Legal Writing Institute in Ann Arbor, Michigan.

■ **WALTER F. "JACK" PRATT JR.** received honors at two faculty dinners this summer. At a University-wide function, he received a Presidential Award for his service to the University community; and at the Law School's own faculty gathering, Dean Link announced Professor Pratt's promotion to full professor. He has resigned his position as associate dean for academic affairs. He will spend the 1998-99 academic year in Ireland, and plans to return to full-time teaching at NDLS in the fall of 1999.

■ **CHARLES E. RICE** lectured on the "Right to Die" for the Federalist Society at the Indiana University Law School, Bloomington, in April. Later that month he addressed the Free Congress Foundation in Washington on the topic of "The Role of the Federal Courts." He also participated in the Board of Trustees meeting at the Franciscan University of Steubenville, and spoke on natural law to the Notre Dame Club of Sioux City, Iowa, in April.

In May, Professor Rice taught a seminar on "Natural Law and Human Law" at Universidad del Mayab in Merida, Mexico.



PROFESSOR KOMMERS RECEIVES HONORARY DEGREE

Professor Donald P. Kommers received an honorary doctor of laws degree from the University of Heidelberg this summer for his extensive research and writing on German constitutional law, and in particular, his comparative analysis of the work of Germany's General Constitutional Court and the United States Supreme Court. Heidelberg is Germany's oldest university, and its law faculty, which unanimously recommended Professor Kommers for the honor, is rated first in the country. The law faculty last conferred an honorary degree in 1986, on the occasion of the 600th anniversary of the University's founding.

He participated in the Reunion '98 continuing legal education program at NDLS in June, lecturing on "Natural Law and the American Legal System."

■ **JOHN H. ROBINSON '72 M.A., '75 PH.D.** participated in the Reunion '98 continuing legal education program at NDLS in June, lecturing on "Legal Ethics and End-of-Life Decisions."

■ **ROBERT E. RODES** has published *PIGRIM LAW* (University of Notre Dame Press 1998). He was also featured in an article written by Professor Tom Shaffer in the *NOIRE DAME LAW REVIEW*, as part of a symposium on law and logic, which celebrated the recent publication of Professor Rodes' book, *LAW AND LOGIC*, co-authored with University of Miami philosophy professor, Howard Pospesil. He also published *Non-Representational Jurisprudence: A Centennial Reading of the Path of the Law* in the 1997 volume of the Notre Dame Natural Law Institute's *AMERICAN JOURNAL OF JURISPRUDENCE*.

■ **VINCENT D. ROUGEAU** was presented with a Special Recognition Award from the Notre Dame Black Law Students Association at its 25th Annual Alumni Weekend banquet in April.

■ **PATRICK J. SCHILTZ** spoke on "Improving Legal Ethics" at a meeting of the Sagamore American Inn of Court in Indianapolis in May. He participated in the Reunion '98 continuing legal education program at NDLS in June, lecturing on "Shaping Novice Lawyers into Ethical Practitioners."

■ **JAMES H. SECKINGER '68 J.D.** has conducted numerous professional development programs for practicing attorneys. He presented a trial advocacy training program for the Faculty of Advocates, Parliament House in Edinburgh, Scotland; Pennie & Edmonds, New York City; Skadden Arps Slate Meagher & Flom, New York City; and White & Case, New York City. He conducted an expert witness program at Freshfields law firm in London, England; White & Case in New York City; and to LL.M. students at Osgoode Hall Law School in Toronto, Canada. He gave a program on witness examination on discovery and at trial for Tory DesLaurier & Binnington in Toronto, Canada. He also presented a deposition training program for Fish & Neave in New York City; the General Counsel's Office of the I.R.S. in Cincinnati; McDermott Will & Emery in both Chicago and Washington, D.C.; Pennie & Edmonds in New York City; Schulte Roth & Zabel in New York City; and Skadden Arps Slate Meagher & Flom in New York City.

■ **THOMAS L. SHAFFER '61 J.D.** delivered the Seventh Annual Joseph B. Brennan Lecture at Georgetown University in April. He lectured on "Nuclear Weapons, Lethal Injection, and American Catholics: Faith Confronting American Civil Religion." Professor Shaffer co-authored *PROPERTY LAW — CASES, MATERIALS, AND PROBLEMS* with Sandra H. Johnson, Peter W. Salsich Jr. '59, '65 J.D. and Michael Brannstein (West Publishing Co. 1998). He published *On Teaching Legal Ethics with Stories About Clients* in the January 1998 issue of *WILLIAM AND MARY LAW REVIEW* and *Maybe a Lawyer Can Be a Servant?* in *CAN A GOOD CHRISTIAN BE A GOOD LAWYER?* (University of Notre Dame Press 1998). He also published *Faith Tends to Subvert Legal Order* in the *FORDHAM LAW*

REVIEW, an article stemming from a symposium he gave entitled "The Relevance of Religion to a Lawyer's Work: An Interfaith Conference."

Professor Shaffer will spend the fall 1998 semester as the Edward S. Godfrey Distinguished Visiting Professor of Law at the University of Maine in Portland.

■ **DINAH SHELTON** served as the keynote speaker and panel chair at a conference in Auckland, New Zealand, in March, focusing on trade and environmental justice. She also delivered a talk entitled "Compliance with International Law: The Problem of Soft Law" and chaired a panel discussion on the same topic before the International Studies Association in Minneapolis; delivered a paper entitled "The Future of Civil and Political Rights" to a joint meeting of the American Society of International Law and the American Bar Association at Washington and Lee School of Law; and served as commentator for the Hesburgh Lectures at the Kroc Institute.

In April, Professor Shelton gave a speech entitled "Fifty Years of International Human Rights Law: Building the Cathedral," at a banquet at the University of Iowa Law School. She also delivered a paper entitled "Developing Remedies in the Inter-American Human Rights System" at the Annual Meeting of the American Society of International Law.

In early May, she lectured on "Environmental Rights Cases before International Human Rights Tribunals" as part of a conference on "Access to Environmental Justice" held at the Stanford Law School. She also served on a committee of experts discussing reparations for victims in connection with the proposed International Criminal Court at the Henry Dunant Institute in Geneva, Switzerland. Later in May, along with United States Supreme Court Justice Steven Breyer, she served as a judge on the honor panel of the Third Annual Inter-American Human Rights Moot Court Competition in Washington, D.C.

Professor Shelton was invited to teach a course on Environmental Rights at the Academy of European Law in Florence, Italy, at the end of June.

■ **J. ERIC SMITHBURN**, who spent the spring 1998 semester with the London Programme, participated in the Reunion '98 continuing legal education program at NDLS

in June, lecturing on "Law and the Ethics of Antenuptial Agreements."

He is scheduled to publish *CASES AND MATERIALS IN JUVENILE LAW* (Anderson), and has contracted with West to write the third volume of his treatise on Indiana family law.

■ **BARBARA M. SZWEDA** answered legal questions posed by South Bend community members in April when she participated in WSBT-TV's annual "Ask-A-Lawyer" television program. Along with Mary Jo Loranger '96 J.D., she staffed the Spanish-speaking telephone line for the show. She was also a guest of the "Friends of the Library" talk show on WSND, where she discussed immigration issues faced by clients at the Immigration Clinic.

■ **JAY TIDMARSH '79** authored, *MASS TORT SETTLEMENT CLASS ACTIONS: FIVE CASE STUDIES* (Federal Judicial Center), a shortened version of the report that he did for the FJC last year on the same subject.

In February, at a Law School faculty colloquium, he lectured on "Civil Law in the 21st Century."

In May, Professor Tidmarsh addressed the American Law Institute at its annual meeting in Washington, D.C., on the future of American civil law in the 21st century. Later that month, he attended a meeting of the Mass Tort Working Group in Philadelphia at the invitation of the Honorable Anthony Scirica of the Third Circuit. The working group, established by United States Supreme Court Chief Justice William Rehnquist and the Honorable Paul Niemeyer '66 J.D., chair of the Advisory Committee on Civil Rules, intends to address the problems of mass-tort litigation and to propose possible solutions to those problems.

Professor Tidmarsh has also tentatively agreed to write two more books for Foundation Press — one a textbook on complex civil litigation and the other a textbook on the Erie doctrine, both to be published in 1999.

■ **REVEREND D. REGINALD WHITT, O.P.**, received the 1998 Charles F. Crutchfield Award from the NDLS Black Law Students Association at its 25th Annual Alumni Weekend banquet in April. The award, named after the law school's first African-American faculty member, is given to a professor selected by BLSA for his or her commitment to diversity both in and out of the classroom.

NDLS Welcomes New and Visiting Faculty

NDLS has added four distinguished members to the teaching and research faculty.

Steven Douglas Smith, one of the nation's foremost scholars in constitutional law as well as law and religion, will join the Law School faculty this fall, succeeding Professor Tom Shaffer as the Robert and Marion Short Professor of Law. He received his B.A. from Brigham Young University and his J.D. from Yale. Professor Smith clerked for Judge Joseph T. Sneed on the United States Court of Appeals for the Ninth Circuit, and practiced law in Salt Lake City for three years before becoming a teaching fellow at Stanford Law School. He has also taught at the law schools of both the University of Idaho and the University of Colorado, where he held the Byron White Chair in Law.

Vincent D. Rougeau, visiting associate professor of law for the 1997-98 year, has accepted a position as tenured associate professor of law. He received his A.B. from Brown University and his J.D. from Harvard, where he served as articles editor for the *HARVARD HUMAN RIGHTS JOURNAL*. Before joining the law faculty at Loyola University in Chicago, he worked as an associate at Morrison & Foerster in Washington, D.C. He teaches contracts to first-year students and a course on international law.

Nicole Stelle Garnett, who presently clerks for United States Supreme Court Associate Justice Clarence Thomas, will join the NDLS teaching faculty in the fall of 1999. She received her A.B. with honors and distinction in political science from Stanford in 1992 and her J.D. from Yale in 1995. She served as lead editor of the *YALE JOURNAL ON REGULATION*, as well as director of Yale's Street Law Volunteer Program. Following her graduation, she clerked for the Honorable Morris S. Arnold of the United States Court of Appeals

for the Eighth Circuit in Little Rock, Arkansas, and accepted a position as staff attorney at the Institute for Justice in Washington, D.C., where her responsibilities included investigation, drafting litigation documents, discovery and media relations.

Richard W. Garnett will join the Law School faculty in the fall of 1999 after holding prestigious clerkships as well as teaching and attorney positions. He received his B.A. *summa cum laude* in 1990 from Duke University and his J.D. from Yale in 1995, where he also served as senior editor of the *YALE LAW JOURNAL* and as editor of the *YALE JOURNAL OF LAW & THE HUMANITIES*, as well as co-director of both Yale's Street Law Clinical Program and its Catholic Law Students organization. After graduation, he clerked for Chief Judge Richard S. Arnold of the United States Court of Appeals, and in the spring of 1996 served as adjunct professor of law at the University of Arkansas-Little Rock School of Law. The following year, he served as a law clerk for United States Supreme Court Chief Justice William H. Rehnquist, and is currently working as an associate at the Washington, D.C., law firm of Miller, Cassidy, Larroca & Lewin.

The Kresge Law Library faculty welcomes . . .

Sandra S. Klein, who will assist Joe Thomas as associate librarian. Ms. Klein received her B.A., M.Ed. and M.S.L.I.S. degrees from the University of Illinois (Champaign-Urbana). She served for seven years at the University of Illinois Law Library in the technical-services department, followed by four years as the human-resources librarian at Western Carolina University. Her work will focus on the management aspects of ordering, processing, cataloging and classifying new materials for the collection.

Two visiting faculty will augment the teaching and research faculty this year with their special expertise.

John Copeland Nagle, visiting associate professor of law for the 1998-99 academic year, will teach both property classes, a course in legislation, and a seminar in biodiversity and the law. He received his B.A. from Indiana University and his J.D. from the University of Michigan. He served in the U.S. Department of Justice, where he worked first as an attorney in the Office of Legal Counsel and later as a trial attorney conducting environmental litigation; he also clerked for Judge Deanell Reece Tacha of the United States Court of Appeals for the Tenth Circuit. He currently serves as an associate professor at Seton Hall University School of Law, where he pursues his writing interests in the fields of environmental law and statutory litigation.

Thomas M. Ward '68 J.D., visiting professor of law for the fall 1998 semester, will teach both Secured Transactions and Commercial Law — Sales. He received his B.A. from the University of Pennsylvania and his J.D. from Notre Dame, where he served as senior editor of the *NOTRE DAME LAW REVIEW*. Following graduation, he clerked for the Honorable Bernard J. Leddy of the United States District Court for the District of Vermont. He engaged in private practice in Vermont before beginning his teaching career at the University of South Carolina. He has also taught at the University of Illinois and at University College Galway (Ireland). Currently, he teaches at the University of Maine Law School in the areas of contracts and commercial law, with a special interest in the commercial law applicable to intellectual property. His text, *INTELLECTUAL PROPERTY AS COLLATERAL AND IN BANKRUPTCY*, is scheduled to be published in early 1999.

Administrative Changes at NDLS

As the 1997-98 academic year ended and NDLS readied for the 1998-99 academic year, Dean David T. Link announced the following new appointments to the administration.

IN THE DEAN'S OFFICE

■ **Professor Jimmy Gurulé** has been named associate dean for academic affairs, replacing **Professor Walter F. "Jack" Pratt**, who had held that position since 1991. Professor Pratt will spend the 1998-99 academic year in Galway, Ireland, and will return to NDLS in the fall of 1999 to teach full time.

■ **Patricia C. Leonard '75 J.D.**, who served as assistant dean for administration since 1994, has left NDLS to pursue other opportunities. **Associate Dean Reverend James E. McDonald, C.S.C. '79, '84 M.Th.**, who joined the Law School administration in the fall of 1997, will assume her duties.

KRESGE LAW LIBRARY AND COMPUTING

■ **Daniel P. Manier '87, '93 M.S.** joined the Law School administration in May as the director of law school computing with responsibilities for computing and technology maintenance and development. He replaces **Joseph Rosenfeld** who has returned to his hometown, Cleveland, to pursue other opportunities. Mr. Manier brings to the Law School 11 years of computer-related experience, including two years in private industry as a computer marketing representative and, for the past nine years, in posts of increasing responsibility with the University's Office of Information Technologies (OIT). A double-domer, Mr. Manier earned his B.A. in sociology in 1987 and his M.S. in administration in 1993, and has received several awards during his tenure at OIT for his outstanding contributions and leadership.

Mr. Manier has hired **Susan Good '84** as a technical support consultant/analyst. She started her work at the University as a staff accountant for the National Institute for Trial Advocacy, and for the last 10 years has been systems manager at the First Year of Studies. Her responsibilities at the Law School include computer application support, training for faculty and staff, and web-page development.

CAREER SERVICES AND LAW SCHOOL RELATIONS

■ As **Kitty Cooney Hoye** noted in the last issue of this magazine, she resigned from her position as director of Career Services and Law School Relations effective July 1, anticipating the birth of her third child. Dean Link split her responsibilities into two departments, and named **Lisa M. Bolanz '96 J.D.** as director of Law School Career Services and **Cathy Pieronek '84, '95 J.D.** as director of Law School Relations. Both Ms. Bolanz and Ms. Pieronek had been serving as associate directors of their respective departments since the summer of 1996.

Ms. Bolanz earned her A.B. in comparative religion *cum laude* from Harvard University in 1991 and her J.D. from NDLS in 1996. Before attending NDLS, she ran a resume agency that served students at the Harvard Law School. Her background also includes experience in the fields of publishing, marketing and human resources.

Ms. Pieronek earned her B.S. in aerospace engineering *cum laude* from Notre Dame in 1984, her M.S. in aerospace engineering from the University of California at Los Angeles in 1987, and her J.D. *magna cum laude* from NDLS in 1995, where she also served as editor of the *JOURNAL OF COLLEGE & UNIVERSITY LAW*. Before attending NDLS, Ms. Pieronek worked for eight years as a spacecraft systems engineer on NASA projects at TRV, Inc., in Redondo Beach, California, and Cocoa Beach, Florida.

ADMINISTRATIVE ASSISTANTS AND STAFF

■ Several administrative staff have moved within the Law School as well. **Tina Jankowski**, formerly the assistant to the director of the Center for Civil and Human Rights, has been named senior administrative assistant to Associate Dean Reverend James E. McDonald, C.S.C. Her responsibilities will include assisting Father McDonald in his administrative functions, managing the Law School budgets and supervising the faculty support staff. Ms. Jankowski joined the Law School staff in November 1990 in what was then called the Placement Office, and worked for Assistant Dean Tex Dutile during his tenure as acting dean in 1991-92 and for Dean David T. Link before moving to the center.



Marilyn Imus, administrative assistant to Dean David T. Link since February 1994, has been named senior administrative assistant in the Center for Civil and Human Rights. She joined the Law School in 1987 and has worked in secretarial and administrative assistant positions of increasing responsibility both at the Law School and at the National Institute for Trial Advocacy.

Gerri Lehmkuhl, secretary to Dean Link, has been promoted to the position of dean's administrative assistant. She joined the Law School in February 1995 as the secretary/receptionist in the first-floor deans' office suite, and has served as Dean Link's senior staff assistant since the fall of 1995.

■ NDLS also welcomes **Margaret Edgington** as senior staff assistant for the Admissions Office, and **Kelley Collins** as senior staff assistant for the *JOURNAL OF COLLEGE & UNIVERSITY LAW*. Both joined the Law School in late March.

A L U M N I N O T E S

CLASS OF 1955

■ **James A. Roemer**, director of the University's Office of Community Relations and adjunct professor of law at NDLS, received an Appreciation Award from the NDLS Black Law Students Association at its 25th Annual Alumni Weekend banquet in April for his assistance with BLSA's community-outreach programming.

CLASS OF 1959

■ **Patrick F. McCartan Jr.**, managing partner of the international law firm of Jones, Day, Reavis & Pogue in Cleveland, received the "Torch of Liberty" award from the Anti-Defamation League at a ceremony in Cleveland in June.

He is currently a candidate for the Board of Directors of Louisiana-Pacific. He is a member of the U.S. Council on Foreign Relations, the U.S.-Japan Business Council and the Ohio Business Roundtable, and chairs the Greater Cleveland Growth Association.

Mr. McCartan, who was recently inducted into Cleveland's Business Hall of Fame, currently serves on the University's Board of Trustees and co-chairs the University's fund-raising campaign.

CLASS OF 1961

■ **John Martzell**, a partner at Martzell & Bickford in New Orleans, was recently featured in *NEW ORLEANS MAGAZINE* in an article entitled "Top Lawyers."

CLASS OF 1965

■ **Peter W. Salsich Jr.**, with NDLS Professor Emeritus Tom Shaffer '61 J.D. and others, published *PROPERTY LAW — CASES, MATERIALS, AND PROBLEMS* (West Publishing Co. 1998).

CLASS OF 1966

■ **Thomas Brunner**, of the South Bend law firm of Baker & Daniels, was inducted as a fellow of the Indiana Bar Foundation in Indianapolis in April.

CLASS OF 1968

■ **John A. Burgess**, a partner at the South Bend office of Barnes & Thornburg, served on the faculty of a program addressing "Untrustworthy" Non-Probate Transfers," sponsored by the Indiana Continuing Legal Education Forum in Indianapolis in April.

■ **Jack Sandner**, special policy advisor to the Chicago Mercantile Exchange, received the prestigious Horatio Alger Distinguished American Award in April. According to the Chicago Mercantile Exchange, Mr. Sandner, who served for over two decades as the chair of the exchange, "is the first individual from the financial market to join the ranks of national heroes and past . . . award recipients" such as Bob Hope, Colin Powell and Maya Angelou. He is one of 10 individuals honored this year for providing hope and inspiration to young people through his hard work, honesty, determination and compassion.

CLASS OF 1969

■ **George F. Rice**, a partner at the Rockville Centre, New York, law firm of Bennett, Rice & Schure, L.L.P., was recently appointed chairman of the Board of Trustees of Catholic Health Services of Long Island, an organization that oversees and coordinates the delivery of health services for four regional hospitals.

CLASS OF 1971

■ **Timothy McCarthy**, a partner specializing in commercial litigation at Boose, Casey, Ciklin, Lutic, Martens, McBane & O'Connell in Palm Beach, Florida, was recently appointed by Florida Governor Lawton Chiles to fill a circuit-court vacancy.

CLASS OF 1972

■ **Richard Hill**, a partner at the South Bend office of Baker & Daniels, has been named a member of the firm's management committee.

■ **William Maledon**, a partner at the Phoenix law firm of Osborn Maledon, represented the Professional Golf Association in a lawsuit brought by disabled golfer Casey Martin, a member of the Nike Tour, who sued the tour's conductor, the PGA Tour, under the Americans with Disabilities Act.

CLASS OF 1973

■ **Paul Armstrong** was featured in the Bergen County, New Jersey, newspaper, *THE RECORD*, in an article entitled "Friend of the Dying: Courtroom Pioneer Still Blazing Trails." He is the attorney for the Medical School of New Jersey and an adjunct professor at both Rutgers Law School and Robert Wood Johnson Medical School.

■ **Michael Barnes**, the prosecuting attorney for St. Joseph County, Indiana, appeared on WSBT-TV's annual hour-long "Ask-A-Lawyer" call-in television program in April as one of the four St. Joseph County Bar Association guests on the panel.

NDLS REMEMBERS FRIEND AND BENEFACTOR

Norman J. "Jack" Barry '43, '48 J.D., a member of the Notre Dame Law School Advisory Council since 1959, died Saturday, June 27, 1998, apparently of heart failure, at age 77.

In addition to his service on the advisory council, Mr. Barry generously supported the Law School through his benefactions and friendships for a half-century. With his law partner, he established the Barry-Rothschild Fellowship to support minority students attending NDLS, and he donated the Norman C. Barry Courtroom in honor of his father, a distinguished Chicago jurist and member of the NDLS Class of 1921.

After completing his law degree, Mr. Barry returned to his hometown of Chicago and, in his first job, shared a law office with three other young attorneys including current U.S. Supreme Court Justice John Paul Stevens. In 1952, he began his own firm with Stevens and Ed Rothschild. He distinguished himself both locally and nationally through high-profile cases such as his representation of the McDonnell Douglas Corporation following the 1979 crash of an American Airlines jumbo jet near O'Hare

International Airport that killed all 271 people on board, as well as further representation of McDonnell Douglas after the 1989 crash of a United Airlines DC-10 in an Iowa cornfield that killed 112 people and injured 171 others. Of his representation in those cases, law partner **John Coffey '61 J.D.** commented, "He was a very compassionate person. That's why he was so successful with juries — he had the compassion for the victims but, on the other hand, as an advocate for his client, he tried to explain the duties and rights of the parties under the law."

He is survived by his wife Joan, four children — sons Norman Jr. '72, '75 J.D. and Kevin, and daughters Mary Beth Hogan and Kathleen Daigler — 12 grandchildren, and a sister, Margaret Mary O'Neill Conley.

Of Mr. Barry's contributions to NDLS, Dean David T. Link noted, "Jack was a loyal and valuable member of the Law School Advisory Council. He is one of three generations of the Barry family to attend NDLS, and we have long been grateful for his generous gift of the Barry Courtroom in honor of his father. I ask that you keep him and his family in your prayers."

Mr. Barnes has also announced his candidacy for reelection as the county's prosecuting attorney. After running unopposed in the primary, he is campaigning in anticipation of the November election.

■ **Jock Smith** of Springfield Garden, New York, was recently spotted by over one million viewers when he appeared on the television program "700 Club." On the show, Mr. Smith shared his vision of his "Scoring for Life!" ministry, designed to motivate youths to make sound life choices. Those who caught the program also got the chance to see Mr. Smith showcase his collection of sports memorabilia — one that he says is the second largest in existence.

CLASS OF 1975

■ **Reverend E. William Beauchamp, C.S.C.**, has been elected to the Board of Directors of USA Group. The Indianapolis-based group is the nonprofit parent corporation of a group of companies that provide strategic solutions in the areas of education loans and other financial, information and management consulting services. Father Beauchamp is in his 10th year as executive vice president of the University, overseeing finances, business operations and the athletic program. He also teaches business law in the College of Business Administration.

■ **Mary J. Hoene**, formerly senior vice president and general counsel at AIG Technical Services, Inc., has become vice president and counsel of the Law Department at the Equitable Life Assurance Society in New York City.

■ **Honorable Jeanne Jourdan**, St. Joseph County (Indiana) Superior Court judge, resigned from the bench this past June. Although she says she is leaving the bench "to be a grandma," Judge Jourdan will still be active in the local legal community. This fall, she will volunteer at Notre Dame's Legal Aid Clinic and will continue to teach Trial Advocacy at the Law School as an adjunct professor. She will also devote more time on assignment as an instructor for the National Institute for Trial Advocacy.

■ **Patricia C. Leonard** received an Appreciation Award from the NDLS Black Law Students Association at its 25th Annual Alumni Weekend banquet in April in thanks for her support of BLSA's activities.

■ **Honorable Willie G. Lipscomb**, a judge with the 36th District Court in Detroit, Michigan, was presented with the "Shamrock Award" from the Catholic Youth Organization at the CYO's 27th Annual Corned Beef and Cabbage Dinner in Detroit.

CLASS OF 1976

■ **Kathleen Zouhary**, vice president and general counsel for St. Luke's Hospital in Maumee, Ohio, was appointed to the Board of Trustees of Miami University of Ohio. She will serve the remainder of a term that expires next year.

CLASS OF 1977

■ **Honorable Roland Chamblee Jr.**, St. Joseph County (Indiana) Superior Court judge, was named 1998 Alumnus of the Year by the NDLS Black Law Students Association. In addition to his judicial responsibilities, Judge Chamblee serves on the boards of directors of the St. Joseph County Community Corrections Program and the Montessori Academy at Edison Lakes.

■ **Robert Connolly**, an attorney at the Fort Wayne, Indiana, law firm of O'Dowd, Wyneken, Connolly & Schenk, was recently admitted to the practice of law as a solicitor in the Republic of Ireland. In 1996, he was admitted to practice in England and Wales. His work state-side focuses on general corporate law and real-estate matters.

CLASS OF 1978

■ **John Borman**, a member of the Winona, Minnesota, law firm of Sreater & Murphy, P.A., was recently certified by the Minnesota State Bar Association as a civil trial specialist.

■ **Joseph A. Cari**, senior managing partner at the Chicago law firm of Ungaretti & Harris, was recently featured in *THE ILLINOIS TIMES*. The profile described him as "a consummate Democratic insider" and highlighted his political work, which has ranged from legal counsel to fund raiser on the presidential campaigns of Jimmy Carter, Walter Mondale, Joe Biden, Bob Kerrey and Bill Clinton.

■ **Vincent Johnson**, a professor of law at St. Mary's University in San Antonio, is chairing the Mayor's Task Force on Ethics in Government in San Antonio. Johnson and his 13-member task force comprised of lawyers, academics and activists recently challenged the City Council to pass without further delay the reforms on which the group had worked since September of 1997. The group assessed model ethics ordinances and rules in many other cities before drafting their own proposal for the San Antonio city government.

CLASS OF 1979

■ **Honorable Martha Vázquez** of Santa Fe, New Mexico, received the 1998 Graciela Olivarez Award from the NDLS Hispanic Law Students Association. The award honors Hispanic lawyers who exemplify the values of the Notre Dame lawyer, including the highest standards of integrity and ethics, as well as a commitment to public service and social justice.

CLASS OF 1980

■ **Eugenia Schwartz**, a partner at Nickle & Piasecki in South Bend, was inducted as a fellow of the Indiana Bar Foundation in Indianapolis in April. She also spoke at a meeting of Legal Aid Clinic interns on the subject of relationships between NDLS students and local practicing attorneys.

■ **Daina VanDervort** has recently been elected a principal at the Cleveland law firm of Climaco, Climaco, Lefkowitz & Garofoli Co., L.P.A.

CLASS OF 1981

■ **John Hurley**, vice president for college relations and general counsel at Canisius College, recently received a *Signum Fidei* (sign of faith) Award for outstanding career achievement from St. Joseph's Collegiate Institute in Towanda, New York.

■ **Robert Neate** of Spokane, Washington, has joined the partnership of Paine, Hamblen, Coffin, Brooke & Miller. He practices in commercial litigation, with emphasis on complex contract litigation, and is adept at dealing with issues regarding legal privileges, both within and outside of litigation. In addition, he has been actively involved in law-related education.

■ **Bishop Harold Ray**, senior pastor of Redemptive Life Fellowship in West Palm Beach, Florida, and a bishop of the Kingdom Dominion Church Network, was featured in a recent article entitled, "Ten Black Men Who Are Making a Difference" in the February 23, 1998, edition of *THE PALM BEACH POST*. The article mentions Bishop Ray's admiration of his father and notes the trials he encountered as a black man searching for a job despite his stellar performance at NDLS. The article also lists his many public interest activities including chairing the W.I.N. Community Development Corporation, and serving as a board member with the Comprehensive Alcohol Rehabilitation Network and the American Lung Association of South Florida.

■ **Claire Corson Skinner**, chief executive officer of Coachmen Industries of Elkhart and member of the NDLS Advisory Council, recently received the National Legislative Award from the Recreation Vehicle Industry Association for her efforts to protect the interests of the RV industry in the legislative arena. Among her many activities as long-time member of the RVIA's Public Relations and Public Legislative Affairs Committees, she was recently instrumental to the industry's success in affecting changes to the Florida Lemon Law.

CLASS OF 1982

■ **Gerry Lutkus**, a partner at the South Bend office of Barnes & Thornburg, served on the faculty of a program entitled "Media Law," co-sponsored by the Hoosier State Press Association, the Society of Professional Journalists, the Indiana Broadcasters Association and the Indiana Continuing Legal Education Forum.

CLASS OF 1983

- **John Cadarette Jr.** has become a partner at the Santa Monica, California, office of Arthur Andersen. His work focuses on the firm's environmental services practice.
- **Michael Collard**, an associate at Frisch Dudek in Milwaukee, is a candidate for a judicial post in Glendale, Wisconsin.
- **Charles Nelson Jr.**, vice president and legal and compliance officer for Norwest Bank in South Bend, was recently elected a director of Goodwill Industries of Michiana.

CLASS OF 1984

■ **Greg Andrews, M.D.**, has authored a new book, *ACHIEVING THE DOCTOR DREAM: THE COMPLETE GUIDE TO PREMEDICAL SUCCESS*, a comprehensive resource and guidebook filled with information and advice for anyone interested in pursuing a career as a physician.

SO YOUR KID WANTS TO BECOME A DOCTOR — OR MAYBE YOU DO

Greg Andrews' new book, *ACHIEVING THE DOCTOR DREAM: THE COMPLETE GUIDE TO PREMEDICAL SUCCESS*, is filled with information and advice to help premedical students reach their maximum potential. The book covers such topics as education, medical-school admissions and career guidance, with practical elements such as study skills, choosing a college or university, selecting a major, premedical course scheduling, the medical-school application process, opportunities for older students and minority students, and financing a medical education. The book is available through the Hammes Notre Dame Bookstore and other book sellers.

■ **Robert Melone**, formerly of Howard & Howard, has become a member of the law firm of Foley & Lardner in its Tampa, Florida, office. He practices as special counsel in the real-estate group.

■ **Honorable Kym Worthy**, a Circuit Court judge in Wayne County, Michigan, has accepted the position of adjunct instructor at the University of Detroit-Mercy in its Legal Assistant Program, teaching civil procedure to paralegal students.

CLASS OF 1986

■ **Thomas Burger**, a partner at Wood, Herron & Evans in Cincinnati, spoke in February in Munich, Germany, at a seminar entitled "Doing Business in America." The conference was co-sponsored by the Munich Industrie Handelskammer (Chamber of Commerce) and the Munich Sister Association of Greater Cincinnati, of which Mr. Burger has been a past officer and is an active member. Mr. Burger played a significant role in establishing an annual Cincinnati-Munich lawyers exchange beginning in 1995. This exchange has proven to be of monumental importance in broadening the contacts of Cincinnati- and Munich-based lawyers and in expanding his firm's international client base.

CLASS OF 1987

- **Barbara Brook** served as one of the mock-trial team coaches at South Bend's Adams High School this past spring. Three of the teams scored in the top-10 at the statewide competition in Indianapolis, and one went on to represent the state in the national competition in Albuquerque in May.
- **Lee Cameron Jr.** has become a partner at the Dallas, Texas, law firm of Wilson, Elser, Moskowitz, Edelman & Dicker.
- **James Carr** of Kelley Drye & Warren, L.L.P., in New York City, was recently elected partner in the firm's Restructuring and Creditors' Rights Practice Group. After 10 years as an associate with Kelley Drye, he will now focus his practice on all aspects of corporate bankruptcy law in both transactional and litigation matters.
- **Michael Gotsch**, deputy prosecutor for St. Joseph County, Indiana, served as an executive producer for WSBT-TV's annual hour-long "Ask-A-Lawyer" call-in television program in April.
- **Roberta Binder Heath**, formerly of Wisler, Pearlstine, Talone *et al.* in Blue Bell, Pennsylvania, has joined the law firm of Andrews & Wagner in Altoona, Pennsylvania.

■ **Honorable Daniel Ryan**, chief judge of the 17th Judicial District Court in Michigan, published *Expert Opinion Testimony and Scientific Evidence: Does M.C.L. §600.2955 "Assist" the Trial Judge in Michigan Tort Cases?* in the UNIVERSITY OF DETROIT MERCY LAW REVIEW. The article fulfilled part of the requirements for his master of judicial studies at the University of Nevada, Reno. NDLS Professor of Law J. Eric Smithburn served as judge on Judge Ryan's thesis committee.

■ **Jean Tabberson** has been made partner at the Wall Street law firm of Carter, Ledyard, & Milburn after joining as counsel a year ago. She specializes in all aspects of employee benefits and related tax laws including the development of investment products for employee-benefit plans.

CLASS OF 1988

- **Bradley Benson**, formerly general counsel at Nord Capital Group, Inc., in Englewood, Colorado, has become an associate at the Denver law firm of Fisher & Sweetbaum, P.C. His practice focuses on commercial real estate and commercial transactions.
- **Mary Angella Castille** has been named a partner at the Elkhart, Indiana, office of Baker & Daniels. She is a member of the firm's Business Planning, Corporate Finance and International Law Teams, and counsels public and private companies, partnerships and other business entities regarding general business matters.
- **James Ciapiak**, formerly a senior associate with Campbell, Campbell & Edwards in Boston, has established the new law firm of Duggan, Caccavaro & Ciapiak with offices in Boston and Norwood, Massachusetts; Providence, Rhode Island; and Hartford, Connecticut. The firm specializes in civil litigation, real estate, wills and trusts, environmental liability and coverage, products liability, insurance defense, employment, and ERISA litigation, with Mr. Ciapiak himself focusing on defending civil-litigation and products-liability matters, and specializing in ERISA and employment law.
- **Mark Collier** has been promoted to top assistant to the Tulsa County District Attorney. After working as an assistant for the last seven years, Mr. Collier has become one of the most experienced prosecutors on the staff of about 40 attorneys. Of the 18 murder trials he has conducted, 17 have resulted in conviction.
- **Charles P. Rice**, in private practice in South Bend, served on the faculty of a program entitled "Planning Your First Personal Injury Case," sponsored by the Indiana Continuing Legal Education Forum in Indianapolis in June.

CLASS OF 1989

■ Debra Voltz-Miller of South Bend appeared on WSBT-TV's annual hour-long "Ask-A-Lawyer" call-in television program in April as one of four St. Joseph County Bar Association guests on the panel.

CLASS OF 1990

■ Kenneth Corter of South Bend participated in WSBT-TV's annual hour-long "Ask-A-Lawyer" call-in television program in April as one of the St. Joseph County Bar Association members staffing the telephone banks.

■ Jacqueline Sells Homann has become an associate at the South Bend law firm of Jones, Obenchain, Ford, Pankow, Lewis & Woods.

CLASS OF 1991

■ Randall Roybal was recently named deputy director and chief staff attorney for the New Mexico Judicial Standards Commission. Besides his administrative duties for the state agency, he investigates and prosecutes judges for official misconduct.

CLASS OF 1992

■ Geoffrey Blazi, a partner at the Lafayette, Indiana, law firm of Stuart & Branigin, served on the faculty of a program entitled "The Automobile Injury Case in Indiana," sponsored by the Indiana Continuing Legal Education Forum in Indianapolis in April.

■ Philip J. Faccenda Jr., an associate at the South Bend office of Barnes & Thornburg, served on the panel of authors of *Appellate Summaries* for THE INDIANA LAWYER. Mr. Faccenda's practice focuses on federal, state and local taxation, as well as on business transactions.

■ Jerome Genova, currently serving his second term as mayor of Calumet City, Illinois, ran as one of the Democratic candidates for state treasurer in the March 17 election.

■ Sarah Ney has completed her clerkship and is now working as an associate for the Slater Law Firm, an insurance-defense firm in New Orleans. She was recently admitted to the Louisiana Bar.

■ Margot J. O'Brian, adjunct instructor of management in the University's College of Business Administration, received the 1998 Frank O'Malley Award, a student-body honor bestowed on a faculty member who exhibits the ideals of the legendary professor by demonstrating a commitment to excellence in undergraduate teaching.

CLASS OF 1993

■ Larry Dumas Jr. recently opened an Allstate Insurance Agency in Oklahoma, where his wife will be the office manager.

■ Mary Malone was recently promoted from vice president to executive director of consulting services at Press, Ganey Associates in South Bend.

■ James O'Brian, an associate in the tax-litigation group at the South Bend office of Barnes & Thornburg, served on the panel of authors for *Appellate Summaries* of THE INDIANA LAWYER. His practice focuses on Indiana real- and personal-property tax controversies.

■ Kate Smith has been promoted to senior contract manager for the Mobile Satellite System Division at Motorola, Inc., in Chandler, Arizona. She reports directly to the division manager, and her responsibilities include being the point of contact for the prime contract with Iridium, L.L.C., and managing about 10 people who themselves manage subcontracts with major vendors and suppliers.

■ Christopher Toth has announced his candidacy for St. Joseph County (Indiana) prosecuting attorney. He won the Republican nomination in the spring primary, and is campaigning in anticipation of the November election.

CLASS OF 1994

■ Krista Smith MacLennan has joined the LaPorte, Indiana, law firm of Osborn, Baugher, Roule & Raelson as an associate.

■ Paul Moses II has joined the Orlando office of Paine Webber, Inc., as an investment executive. He works with professionals and their families to develop financial, investment and retirement plans, and with members of the business community to create and coordinate employee profit-sharing and retirement plans. He also presents a number of seminars to trade associations and businesses on the topics of construction and commercial litigation, collections and general corporate representation.

■ Ronald Ochaeta, LL.M., received the 1998 Reverend William M. Lewers, C.S.C., Alumni Award for Distinguished Service in Civil and Human Rights, presented by the University's Center for Civil and Human Rights in April. Mr. Ochaeta is the director of the Human Rights Office of the Archdiocese of Guatemala. He has been a prominent advocate for the Guatemalan peoples' rights, and has directed an exhaustive documentation of military and governmental atrocities committed during Guatemala's civil war.

CLASS OF 1995

■ Brian Coffey, formerly with Lord, Bissell & Brook in Chicago, has joined Cohn & Baughman, a Chicago-based insurance-coverage firm, as an associate.

■ Paul Crowley, with the law firm of Alan, Fedder, Herendeen & Kowals of South Bend, was inducted as a fellow of the Indiana Bar Foundation in Indianapolis in April.

■ Rochelle Meyers of Valparaiso, Indiana, participated in WSBT-TV's annual hour-long "Ask-A-Lawyer" call-in television program in April as one of the St. Joseph County Bar Association members staffing the telephone banks.

■ Cathy Pieronek has been promoted to director of Law School Relations at NDLS. She also received an Appreciation Award from the NDLS Black Law Students Association at its 25th Annual Alumni Weekend banquet in April in thanks for her contributions to the organization.

■ Luc Reydam, LL.M., currently a J.S.D. candidate at NDLS, has published *Justice dans l'après-Apartheid: La Commission de vérité et de réconciliation sud-africaine* in the YEARBOOK OF AFRICAN LAW — ANNUAIRE DE DROIT AFRICAIN, as well as a piece in *ZOEKLICHT*, the journal of international humanitarian law published by the Belgian Red Cross. He also lectured on "The Universality Principle of International Criminal Jurisdiction" at the Arusha School on International Criminal Law and Human Rights, and is in the midst of an internship with the International Tribunal for Rwanda.

■ Brian Sagrestano has been named associate director of major gifts at Clarkson University in Potsdam, New York, where he will work closely with alumni and friends of the University in soliciting major gifts.

CLASS OF 1996

■ Lisa Bolanz has been promoted to director of Career Services at NDLS.

■ Kristen Fletcher has become the editor of *WATER LOG*, a quarterly publication reporting on legal issues affecting the Mississippi-Alabama coastal area, published by the Lamar Law Center at the University of Mississippi. The most recent issue contains three of her articles, as well as her *From the Editor's Desk* column.

■ John Flynn of Warwick, Rhode Island, has announced his candidacy for the November election for the School Committee in West Warwick.

■ Caryn Jorgensen, formerly associated with Williams & Montgomery, Ltd., in Chicago, has recently joined the Seattle law firm of Mills Meyers Swartling as an associate.

■ **Mary Jo Loranger** of South Bend, with Notre Dame Legal Aid Clinic co-director Barbara Szweda, participated in WSBT-TV's annual hour-long "Ask-A-Lawyer" call-in television program in April as the two St. Joseph County Bar Association members in charge of the Spanish-speaking phone line.

■ **John Refermat**, a second-year associate at the law firm of Chernin & Gold in Binghamton, New York, was recently named special counsel to State Senator Thomas W. Libous and counsel to the Broome County Republican Committee.

■ **Rosario Lozada Schrier**, a Skadden Arps Fellow who works at the Florida Immigrant Advocacy Center in Miami, was recently quoted in THE NEW YORK TIMES regarding a case in which she and the center represented 14 women in a modern-day slavery case. The women, mostly illegal immigrants, suffered civil rights and immigration-related violations including being forced into prostitution and enduring rapes and beatings. Ms. Schrier and the Florida Immigrant Advocacy Center are representing the women helping them secure legal immigration status, housing and employment.

■ **John Smarella** has joined the South Bend office of Barnes & Thornburg as an associate after completing his clerkship with Indiana Court of Appeals Judge John G. Baker. His practice will focus on federal, state and local taxation, estate planning, and business transactions.

CLASS OF 1997

■ **Thomas J. Arkell** published *Agent Interference With College Athletics: What Agents Can and Cannot Do and What Institutions Should Do in Response* in SPORTS LAWYERS JOURNAL.

■ **Jeff Bauer** has joined the Kansas City, Missouri, law firm of Lathrop & Gage as an associate. His practice will focus on personal injury, workers' compensation and business litigation.

■ The late **Joseph Ciralo** has been honored by a gift at his undergraduate *alma mater*, Canisius College. On April 25, the college held a ceremony to dedicate a \$35,000 fountain built at the head of a walkway on the campus, a gift made possible by donations from the Canisius Class of 1998 and in-kind services donated by 11 western New York companies. Following the dedication of the fountain, a maple tree was planted in the college's quadrangle in his memory. Canisius College further recognized Mr. Ciralo posthumously with its Clarkson Center "Courage to Come Back" Award, which honors individuals who have rallied after a difficult setback, thus inspiring others.

Among the activities for which he was honored, the late Mr. Ciralo had been the chairman of the 1994 Senior Challenge Fund at Canisius, which helped to raise funds to enable the classes of 1994 and 1995 to erect a statue of St. Peter Canisius in the college's quadrangle.

■ **Deepa Iyer** has joined the National Asian Pacific American Legal Consortium, a non-profit civil-rights organization in Washington, D.C. Her work will address issues such as affirmative action, voting and language rights.

■ **Thomas von Steinke** has opened his own practice in Indianapolis.

■ **Michelle Suchovsky** recently joined the Grand Rapids, Michigan, law firm of Straub, Seaman & Allen as an associate.

■ **Coquese Washington**, who played basketball for both the Notre Dame women's team and later the Portland team in the American Basketball League debuted this summer in the WNBA as a member of the New York Liberty.

■ **Scott Whipple** recently received the "Best Expert Cross-Examination Award" at the Detroit law firm of Clark Hill, marking the first time the award has gone to a first-year associate at the firm.

CLASS OF 1998

■ **Alexandrea Barran** has been awarded a fellowship from the New York law firm of Fried, Frank, Harris, Shriver & Jacobson. She will begin her four-year fellowship term as an associate with Fried, Frank focusing for two years on the firm's work with a legal defense and educational fund. She will then spend the following two years working full time at that public-service agency.

■ **Colin Reilly** has become an associate at the South Bend law firm of Jones, Obenchain, Ford, Pankow, Lewis & Woods.

I N M E M O R I A M

Please remember these deceased alumni and their families in your prayers.

Thaddeus J. Morawski '33 J.D.,
Oak Forest, Illinois, January 9, 1998.

Nicholas P. Cholis '36 J.D.,
South Bend, Indiana, February 18, 1998.

Richard A. Molique '36 J.D.,
Logansport, Indiana, April 16, 1998.

Norman J. Barry '48 J.D.,
Chicago, Illinois, June 27, 1998.

John E. Finnigan '48 J.D.,
South Bend, Indiana, March 13, 1998.

Francis J. Romano '49 J.D.,
Ponce Inlet, Florida, March 26, 1998.

Alvin J. Savinell '52 J.D.,
Steubenville, Ohio, February 1, 1998.

Norman H. McNeil '55 J.D.,
Kailua Kona, Hawaii, March 6, 1998.

Thomas R. Oglevie '58 J.D.,
Cape Coral, Florida, March 21, 1998.

GET CONNECTED TO YOUR CLASSMATES

The NDLS website now includes a way to get connected with classmates and other NDLS alumni via e-mail, providing a way to send e-mail addresses while protecting the privacy of those whose addresses are listed on the site. So far, thanks to the hard work of Kurt Merschman '95 J.D., the Class of 1995 has over 50 e-mail addresses listed; the Class of 1997 isn't far behind; and a couple of other classes have an alumnus or two listed. E-mail is a great way to stay in touch between phone calls and visits, so if you're interested in connecting with others on-line, check out <http://www.nd.edu/~ndlaw/student/alumni/email.html> and follow the directions to make your e-mail address accessible to others on the site.

LAW ALUMN Reunions

Reunion '98 — An Astounding Success

This year, NDLS alumni reversed a University-wide trend of falling attendance at the spring reunion with its largest-ever attendance at the spring reunion weekend, held this year on June 4-7, 1998.

Thanks in large part to the hard work of Tom Kronk '73 J.D. and Pete Wadel '73 J.D. and other members of the Class of '73 Reunion Committee, the silver jubilee class boasted the largest turn-out ever for a spring reunion with over 60 members of the class and their guests participating for all or part of the weekend's festivities. The hosts set up several class-specific activities including a hospitality suite on Thursday evening in the Law School reunion dormitory, Walsh Hall, a cocktail reception at the Snite Museum before the all-classes Law School dinner on Friday night, and a post-dinner reception and Class of '73 "Trivial Pursuit" game in the Law School student lounge that lasted into the wee hours of Saturday morning. Many members of the class hadn't been back to the Law School since graduation, and were impressed with the changes to the physical facility, including both the 1973 addition to the Kresge Law Library and the 1987 addition to classroom and faculty-office space. Those who participated in the Reunion '98 continuing legal education program on the Thursday preceding reunion commented that Professor Charlie Rice, who presented a discussion of natural law, "hadn't changed a bit" since 1973.

Several alumni also returned to campus as members of the University's "50-Year Club," including Lancaster "Lank" Smith '50 J.D., Honorable Joseph V. Wilcox '48, '49 J.D. and George Schroeder '47, '49 J.D.

Roger F. Jacobs, associate dean and director of the Kresge Law Library, welcomed the alumni at the Friday night dinner and gave a brief state-of-the-Law School address. On Saturday, the alumni attended a Mass celebrated

by Reverend John H. Pearson, C.S.C. '68, '71 M.Th., who was celebrating the 30th anniversary of his graduation from the undergraduate program. Dean David T. Link '58, '61 J.D., who was celebrating the 40th anniversary of his graduation from the undergraduate program, welcomed the graduates after Mass on Saturday morning, and directed a brief tour of the building.

The weekend renewed old friendships, created some new friendships and rekindled fond memories for all.



CLASS OF 1978 — 20TH REUNION

Members of the Class of 1978 are planning a special celebration for the weekend of October 23-25, 1998, in conjunction with the Notre Dame-Army game. Plans by Joe Cari and Pat Salvi include a cocktail party Friday night and a continental breakfast and dinner on Saturday. A Continuing Legal Education in Ethics program will also be available for two ethics credits on Saturday morning. To help with the planning, please contact Joe Cari at (312) 977-4470.

CLASS OF 1959 — 40TH REUNION

Members of the Class of 1959, who will be celebrating their 40th reunion in 1999, are planning a special celebration for the weekend of September 17-19, 1999, in conjunction with the Notre Dame-Michigan State game. To help with the planning, please contact Bill Harte at (312) 726-5015.

REUNION '99

NDLS graduates whose class years end in "4" or "9" are invited back to campus for Reunion '99 the weekend of June 3-6, 1999. In addition to the seminars, programs and opportunities for socializing scheduled by the University, NDLS will host a continuing legal education program on Friday morning, an all-classes dinner on Friday night, and a Mass, continental breakfast and Law School open house on Saturday morning. In early March, the University's Alumni Association will mail registration information to all those eligible to attend. If you have any questions about Reunion '99, please contact the University's Reunion Office at (219) 631-6199.

CLASS OF 1989 — 10TH REUNION

The NDLS Class of 1989 hopes to have an outstanding turnout for Reunion '99 this June. Watch your mail this fall or call Jim Smith at 1-800-826-3505 or Mike Luzum at 1-888-537-6720 for more information.

OTHER CLASS REUNIONS FOR 1999

If your class is eligible for a reunion in 1999 — that is, if your class year ends in "4" or "9" — it's not too early to begin planning for the festivities, particularly if you'd like to schedule a special reunion weekend in the fall apart from the University's Reunion '99 in the spring. The Law School Relations Office can facilitate planning, but we need volunteer class members to take leadership roles in encouraging classmates to attend and in organizing meaningful activities. Our most successful reunions begin as grass-roots efforts initiated by dedicated alumni on behalf of their classmates. If you want to help plan a memorable reunion for your class, please contact our office at (219) 631-6891.

The Notre Dame Law Association Board of Directors for 1998-99

Officers – President, 1998-99 – James P. Gillece '69 J.D.
President-elect, 1998-99 – Richard D. Catenacci '62, '65 J.D.

Directors to June 30, 1999



Region 2
 Carl F. Eiberger '52, '54 J.D.
 Colorado, Montana, New Mexico, Utah, Wyoming, Western Canada



Region 3
 Paul J. Meyer '67 J.D.
 Arizona, Southern California, Southern Nevada, Mexico



Region 7
 Robert S. Krause '66 J.D.
 Michigan



Region 10
 Thomas R. Curtin '68 J.D.
 New Jersey, Southern Connecticut, Southern New York



Region 12
 David M. Barrett '59
 Delaware, Eastern Pennsylvania, Maryland, Virginia, Washington, D.C.



Regions 13 and 14
 Lee L. Pivovary '63
 Alabama, Arkansas, Louisiana, Mississippi, Oklahoma, Tennessee, Texas

Directors to June 30, 2000



Region 1
 Diane Rice '80, '83 J.D.
 Alaska, Hawaii, Idaho, Northern California, Northern Nevada, Oregon, Washington



Region 8
 Carmen M. Piasecki '73 J.D.
 Indiana (excluding Northwest Indiana), Kentucky



Region 9
 S. David Worhatch '79 J.D.
 Ohio, West Virginia, Western Pennsylvania



Region 16
 Timothy J. Carey '73, '80 J.D.
 Chicago (Cook County)



Region 18
 Robert M. Greene '69 J.D.
 Western New York, Eastern Canada

Asian-Pacific Alumni Liaison
 Zhidong Wang '94 J.D.

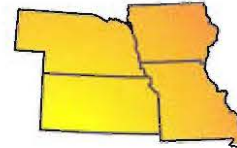
Black Alumni Liaison
 Floyd T. Ewing '95 J.D.

Hispanic Alumni Liaison
 Asuncion Cummings '94 J.D.

Directors to June 30, 2001



Region 4
 Honorable N. Patrick Crooks '63 J.D.
 Minnesota, North Dakota, South Dakota, Wisconsin



Region 5
 Charles A. Weiss '65, '68 J.D.
 Iowa, Kansas, Missouri, Nebraska



Region 6
 Scott C. Sullivan '76, '79 J.D.
 Illinois (excluding Cook County), Northwest Indiana, Ohio



Region 11
 Catherine Pollock Gregory '90 J.D.
 Maine, Massachusetts, New Hampshire, Northern Connecticut, Rhode Island, Vermont



Regions 15 and 17
 Douglas W. Kenyon '76, '79 J.D.
 Florida, Georgia, North Carolina, South Carolina, Puerto Rico

Executive Advisory Committee

Thomas P. Fitzgerald '76, '79 J.D.

Paul T. Fortino '75 J.D.

William J. Harte '59 J.D.

Richard M. Jordan '70 J.D.

Honorable Peter T. King '68 J.D.

Marilyn P. Maledon '73 J.D.

Paul Mattingly '75 J.D.

H. Gregory Nasky '67 J.D.

Daniel P. Novakov '72, '76 J.D.

Bishop Harold Ray '81 J.D.



Your
New

NDLA

Notre Dame Law Association

The Notre Dame Law Association (NDLA) for decades has served as the link between NDLS alumni and the Law School administration, as well as the link between NDLS and the bar. Through its most visible work, the *Notre Dame Law Association Legal Directory*, the NDLA has enabled Notre Dame alumni in the legal profession to maintain a close-knit network of Notre Dame lawyers throughout the country. The NDLA also works closely with NDLS administration to continue to enhance the Law School's position of leadership in legal education. The NDLA furthers the interests of the Law School by assisting in the areas of career services, student recruitment, fund raising, and planning and development.

All Notre Dame lawyers — defined as all graduates of the Notre Dame Law School and any other lawyers who hold any other degree from the University — belong to the NDLA, which, like the University's Alumni Association, has never required the payment of any dues or subscriptions. The NDLA board of directors merely asks that all members support the mission of the Notre Dame Law School in whatever way each individual determines is most appropriate.

As interest among Notre Dame lawyers has grown for more law-related programs and activities throughout the country, and as the NDLS administration has come to rely more and more on our alumni to help further the mission of the Law School, both the NDLA board of directors and the NDLS administration have recognized the need both to establish a more formal organizational structure for the NDLA, and to give the NDLA membership greater visibility within the University's on-campus and off-campus alumni communities.

For the past two years, the NDLA board, the Notre Dame Alumni Association (NDAA)

and the Law School Relations Office have been working together to create an organizational structure that will best serve the needs of the over 7,000 NDLA members. This past April, at the spring meeting of the NDLA held at the time of the NDAA's annual Alumni Senate meeting, the NDLA board voted to accept the new organizational structure, and the NDAA agreed to accept the NDLA as an official constituency group under the University's Alumni Association umbrella.

The new NDLA board mirrors the structure of the University's national NDAA board of directors, with representatives designated for each of 18 geographic regions encompassing the United States, Canada and Mexico. These NDLA representatives will work closely with the NDAA regional directors to encourage Notre Dame lawyers to participate in the work of their local alumni clubs, as well as to encourage local alumni clubs to develop more activities and programs of interest to Notre Dame lawyers. Like the NDAA board, NDLA regional representatives will serve three-year terms, and will be elected by the NDLA membership by ballots mailed in the spring.

The NDLA board also appointed liaisons to the University's three ethnic-minority constituency groups — the Asian-Pacific Alumni of Notre Dame, the Black Alumni of Notre Dame and the Hispanic Alumni of Notre Dame — to increase participation of ethnic-minority professionals in alumni activities. The board has also asked those individuals to work closely with the related law-student organizations — the Asian Law Students Association, the Black Law Students Association and the Hispanic Law Students Association — on their various programs and activities.

Many NDLA board members have served Notre Dame lawyers well for decades. In order to maintain their affiliation with the active board but still allow for participation on the board by other alumni, the NDLA board voted to establish an executive advisory committee.

All active NDLA board members as of June 30, 1998, will be offered membership on the executive advisory committee when their terms of representation expire. Past presidents of NDLA also will be asked to join the executive advisory committee when their terms of office expire.

The NDLA also recognized the need for student liaisons on the board, and appointed Steve Boettinger '99 of Pittsburgh, Pennsylvania, as a non-voting student representative to the board. Mr. Boettinger, a double-domer who actively participated in local alumni club work before returning to Law School, represented the Law School to the University's Student-Alumni Relations Group during 1997-98, and will continue in that capacity in 1998-99.

The NDLA board is still searching for an at-large member to represent alumni who graduated within the last 10 years, and an international member to represent the nearly 200 Notre Dame lawyers who live abroad.

Throughout the next year of this reorganization process, the NDLA board hopes to establish several standing committees to help with Law School activities such as recruiting students and evaluating proposals in areas such as support for public-interest or social-justice law at NDLS. In addition, the NDLA board will form *ad hoc* committees as needed to address specific issues. As always, the NDLA board members will be available to the NDLA membership to bring the special needs and concerns of Notre Dame lawyers to the attention of the Law School and University administrators.

So if you have any suggestions, ideas, questions or concerns, don't hesitate to contact the NDLA representative for your region — their phone numbers are printed in your *NDLA Legal Directory*. If you're willing to serve on the NDLA board in the future, make yourself known to your NDLA representatives. And watch your mail in the spring for our first-ever elections.

News from Law School Relations

Bar Association Receptions

This spring, the Law School Relations Office hosted a number of alumni receptions in conjunction with state bar association meetings across the country:

- *In April at the Indiana State Bar Association spring meeting in Indianapolis, Associate Dean Tex Dutille '65 J.D. and Career Services Director Lisa M. Bolanz '96 J.D. represented NDLS at a reception attended by approximately 30 alumni.*
- *In May at the Ohio State Bar Association annual convention in Dayton, Dean David T. Link '58, '61 J.D. and Law School Relations Director Cathy Pieronek '84, '95 J.D. represented NDLS at the reception. Thanks to the work of host Ed Duffy '51 J.D., this first-ever reception at the Ohio Bar convention attracted nearly 30 alumni. Mark your calendars now, since we're planning on hosting a reception at the 1999 convention in Cleveland next spring.*
- *In June at the State Bar of Arizona annual convention in Tucson, Cathy Pieronek represented NDLS. Thanks to the work of host Chris Coury '91, '94 J.D., this first-ever reception at the Arizona Bar convention attracted about 25 alumni, including Law School Advisory Council member Kate Smith '93 J.D. We hope to have an even better turn out next spring when we host a reception at the 1999 convention in Phoenix.*

If you would like to help organize and host a reception at your state's next bar association meeting, please contact the Law School Relations Office. We do practically all of the work including scheduling catering and mailing invitations, but we must rely on local alumni to tell us when and where the conventions or meetings are scheduled, as well as to encourage attendance by local alumni.

Fall Continuing Legal Education Programs

Again this fall, the Law School Relations Office will be holding continuing legal education programs on select home-football weekends. Each program is two credit hours of ethics, runs from 8 a.m. to 10 a.m. on the morning of the game, and costs \$50. A limited number of football tickets are available for purchase on a first-come, first-served basis. Although the presenters had not been scheduled at the time this magazine went to press, the program dates are as follows:

September 26, 1998

Notre Dame vs. Purdue

October 24, 1998

Notre Dame vs. Army

November 21, 1998

Notre Dame vs. Louisiana State

If you've been on our mailing list in the past, you should have already received an advance-registration mailing. If you have not received the mailing and would like more information on these programs, please contact the Law School Relations Office.

FOR MORE INFORMATION

If you need any information about Law School programs or activities either on campus or in your local area, if you have an address change, or don't know who else to call to help you with your particular needs, please contact Cathy Pieronek, director of Law School Relations:

by mail 118 Law School
Notre Dame, IN 46556
by phone (219) 631-6891
by fax (219) 631-4789
by e-mail catherine.f.pieronek.l@nd.edu

NDLS FALL FOOTBALL WEEKEND HOSPITALITY

Again this fall, we'll be serving cookies and season-appropriate beverages outside the Career Services and Law School Relations Offices, 118 Law School, from 2 to 5 p.m. on the Friday afternoons before home football games. We hope our alumni and friends who are visiting campus for the games will take this opportunity to stop by so we can meet you in person.

Also, before your visit, call the Law School Relations Office at (219) 631-6891 to check out the schedule of events at NDLS for the weekend. You may find that if you come to campus a little early, you will be able to hear a speaker on a topic of interest, meet with a student group to which you belonged as a student or just have fun mingling with students at a late-Friday-afternoon "TGIF" party.

Don't forget about the post-game receptions in the Student Lounge after every home-football game. These gatherings, which feature free soft drinks and munchies, provide a convenient location to meet with friends after the game.

NDLS Network

Thanks again to those of you who have volunteered to help your Law School in admissions, career-services and alumni-relations activities. If we haven't asked you for help yet, rest assured

— we will soon. But we're always in need of more volunteers, both in

the larger cities where we have a high demand, as well as in the smaller areas where we have less frequent, but no less important, requests for assistance. In particular, we need people willing to mentor and network with our current students seeking jobs or career guidance, and we need people willing to call accepted students to talk about life at NDLS. If you'd like to be a part of your Law School's activities beyond the campus perimeter, join the "NDLS Network" by contacting the Law School Relations Office.



Public Interest Law Forum

RACE JUDICATA

Over the past year, NDLS students have been raising money, participating in healthy activities and helping the community at the same time. On April



4, 1998, the Public Interest Law Forum (PILF) spon-

sored its inaugural "Race Judicata," which featured 5K and 10K runs as well as a one-mile walk. Over 100 law students, faculty and their families, local lawyers and undergraduates participated in the race, which raised almost \$1,000 to help fund PILF's Student-Funded Summer Fellowships program. Following the great success of the debut race, PILF hopes to schedule it as an annual fund-raising event.

— Cynthia Morgan

STUDENT-FUNDED FELLOWSHIPS

Through various fund raisers, gifts from faculty, students and alumni, and the generous voluntary contributions of on-campus interviewers, PILF distributed more than \$21,000 in Student-Funded Fellowship grants to offset the living expenses of 14 NDLS students engaged in unpaid public-interest positions this summer.

On April 26, the SFF recipients participated in the inaugural Sending Mass, presided over by the University's Executive Vice President Reverend E. William Beauchamp, C.S.C., '75 J.D.

SFF recipients included:

- Sarah Brite '00 of Hardinsburg, Kentucky, at the San Diego Public Defender's Office
- Timothy Curran '00 of South Bend, at Legal Action of Wisconsin
- Karen DuBay '99 of Troy, Michigan, at the U.S. Attorney's Office for the Eastern District of Michigan
- Daniel Esrey '99 of Lakewood, Colorado, at the Midwest Center for Justice
- Akram Faizer '00 of Cornwall, Ontario, Canada, at the Palestinian Peace Project
- Jennifer Gardiner '00 of Grapevine, Texas, at the San Mateo County (California) District Attorney's Office
- Sara Garvey '00 of Manhasset, New York, at the Legal Aid Society of Nassau County (New York)
- Steven Glickman '00 of Tarzana, California, at the National Lawyers Guild
- Titilayo Marinho '00 of Nigeria, at Covenant House
- Teresita Mercado '00 of Phoenix, Arizona, at the Arizona Justice Institute
- Stasia Mosesso '00 of Vienna, Virginia, at Legal Services of Northern Virginia
- Aniki Olson '00 of Spokane, Washington, at Washington State CASA
- Marisa Salazar '00 of San Antonio, Texas, at Casa de Proyecto Libertad
- Wilda Wahpepah '00 of Portland, Oregon, at Oklahoma Indian Legal Services



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PILF thanks all the alumni — and past SFF recipients in particular — who donated to this year's Student-Funded Fellowships program. Donations in support of this program can qualify for all of the University privileges (including football ticker applications); and donations of over \$1,000 in one calendar year can qualify the donor for membership in the Law School's Order of St. Thomas More. Please send contributions to the Law School Relations Office, and clearly designate "Student-Funded Fellowships" on the check.

— Cathy Pieronek

Notre Dame Immigration Clinic

A Place Where Learning Follows Helping

BY ANASTASIA TONELLO '98 J.D. AND ADRIANA RODRIGUEZ '99

One week before spring semester classes ended and final exams commenced, we, as interns at the Notre Dame Immigration Clinic, found ourselves on a road trip to Milford, Indiana, to assist eligible immigrants process their petitions for citizenship. Why would law students volunteer to wake up early on a Saturday and drive for one-and-a-half hours to sit in a church basement in rural Indiana? Because we love it!

As interns at the Immigration Clinic, we strive to aid people who have been marginalized by society and by the government, providing them with legal advice and assisting them to achieve their dreams of citizenship. In turn, we are rewarded with sincere thanks from clients who will become productive assets in their new American communities. Certainly, nothing can be more rewarding for a lawyer than to be thanked by a truly grateful client.

The Immigration Clinic, as part of the Notre Dame Legal Aid Clinic, provides students with the opportunity both to learn and to serve. The classroom component of the learning experience begins in the immigration law class taught by Barbara Szweda, co-director of the Legal Aid Clinic and director of the Immigration Clinic. The course is open to all law students, but is required of Immigration Clinic interns. Through this formal course and our co-curricular work at the clinic, we learn about the law that forms the core of our work at the clinic —



the Immigration and Nationality Act. This act, amended, enhanced and limited each year, requires immigration lawyers to keep a constant watch for any changes that could significantly impact cases and clients. Weekly and monthly, newly published supplements arrive at the clinic to assist us in keeping up to date with the law by alerting us to new deadlines, categories and filing procedures. Through the formal course work and actual cases at the clinic, we develop a mastery of the law upon which our clients can confidently rely.



The co-curricular component of the immigration law course also provides an excellent opportunity for interested students to experience the "real world" of immigration law that the theoretical environment of a classroom does not provide. We participate in specific cases and address the needs of individual clients. Each student works as a student-lawyer under the guidance of an experienced supervising attorney.

Among the more practical benefits of these internships is the opportunity to appear in court. We, as student-lawyers, plan regular trips to Chicago where we appear with our clients before an immigration judge in cases involving change of status or suspension of removal. In addition, we hold regular office hours on Tuesday and Thursday evenings to review legal rights and options with our clients — many of whom appreciate the professional assistance and, consequently, stay with the clinic on a long-term basis. Similarly motivated by positive experiences at the clinic, many former interns have entered the practice of immigration law after graduating from NDLS.

The Immigration Clinic has offered us the fantastic opportunity to work with clients from such countries as Rwanda, Brazil, Russia and the United Kingdom — all in the same day! We benefit not only professionally, but also spiritually, from the work we do at the clinic as we come to realize the importance of personally helping someone begin a new life in the United States.

Certainly, the clinic has given us as much or more than we have "given" to it in devoting our time and effort throughout this past year. While we have gained

practical experience as well as theoretical and practical legal knowledge, we have also had an opportunity to experience the satisfying warmth that comes only from helping others. Our hope is that we will remember this feeling of accomplishment through service, and that we will continue to address the needs of the less-fortunate throughout our legal careers.



ADRIANA RODRIGUEZ WILL RETURN TO NOTRE DAME FOR HER THIRD YEAR OF LAW SCHOOL AND WILL AGAIN PARTICIPATE IN THE WORK OF THE NOTRE DAME IMMIGRATION CLINIC. ANASTASIA TONELLO PLANS ON PRACTICING IMMIGRATION LAW IN NEW YORK CITY. BARBARA SZWEDA ATTENDED AN INTENSIVE SPANISH-EDUCATION PROGRAM THIS SUMMER TO BETTER SERVE HER SPANISH-SPEAKING CLIENTS AT THE CLINIC.

Service

Students Coach Student Lawyers

Three law students, an alumna and an adjunct professor helped a mock-trial team from John Adams High School in South Bend secure a first-place finish in the state championships in Indianapolis, allowing them to continue on to the national competition in Albuquerque, New Mexico.

Bernie "Too" Keller '98 J.D. of Brownsburg, Indiana, Christopher Runge '98 J.D. of Granger, Indiana, and Heath Weaver '98 J.D. of South Bend volunteered their time and knowledge to join with Barbara Brook '87 J.D. and NDLS adjunct assistant professor and St. Joseph County Superior Court judge Honorable Sanford M. Brook in coaching the three Adams mock-trial teams.

The law students had participated in the Law School's Street Law course, which sends

The Women's Legal Forum held its annual auction at Alumni-Senior Club on April 3, 1998. Stacy Kilian '00 of Carmel, Indiana, and Colleen Grogan '00 of Lawrenceville, Georgia, chaired this year's event. The organization's largest fund raiser of the year netted WLF almost \$3,000 from an auction of Law School-related items ranging from dinner at various professors' homes to a framed, signed copy of Professor Blakey's RICO statute. The WLF donated the proceeds to the YWCA Battered Women's Shelter.

WLF members also participated in a training workshop through the YWCA Domestic Violence Advocate program. Students attended the YWCA-sponsored workshop held at the Law School, and volunteered their time as court monitors, attending domestic violence trials and recording the court's decisions.

students to local high schools to teach basic knowledge of the law to high schoolers. Through that program, the students became aware of an additional community-service opportunity that could benefit from their new legal and teaching skills. The coaches spent several hours a night, four to five nights a week, practicing testimony and arguments with the individual team members in order to familiarize them with their parts in the competition. Mike Szucs, the faculty advisor at Adams, appreciated the students' support. "Chris, 'Too' and Heath were just wonderful in helping us prepare. It was a tremendous experience for our kids to work with them. The rapport between them and our students was a real neat thing to see. I can't overstate how much help they provided, and it was all voluntary."

All three Adams teams placed in the top-10 in the state-wide competition. Although everyone was nervous in the beginning, as the competition proceeded, they relaxed and then enjoyed the thrill of victory. "Seeing those kids win was probably one of the most fun things I have ever done," Weaver said.

Keller agreed that the program was a great experience, and finally got some insight into the trials of being a teacher. "It taught me how difficult it is to teach — the kids didn't have an understanding of the law, which made it hard at first to teach them how to argue the cases."

Women's Legal Forum

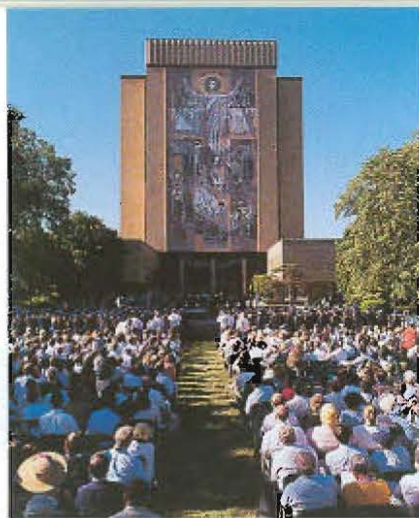
The WLF, along with other University groups, sponsored the February 25, 1998, visit by Lani Guinier, a newly appointed professor at the Harvard Law School. She spoke about her book entitled *BECOMING GENTLEMEN: WOMEN'S EXPERIENCES AT ONE IVY LEAGUE LAW SCHOOL* in the Civil Rights Reading Room. She also addressed a standing-room-only audience on the topic of affirmative action later that day in the Hesburgh Library auditorium.

— Cynthia Morgan

But the kids learned quickly. On May 7, the team of six high-school students traveled to Albuquerque along with Runge and Weaver to the national competition. Of the 42 teams competing, the Adams team finished 19th.

— Deborah Bauer





Law School Graduation Highlights

At the University's 153rd commencement exercises on May 16-17, 1998, the Law School graduated 174 students on a beautifully sunny weekend.

Faustina Pereira '96 LL.M., of Dhaka, Bangladesh, earned the degree of *juridicae scientiae doctor* (J.S.D.) *magna cum laude* in international civil and human rights; she wrote her dissertation, "A Uniform Personal Code for Bangladesh: A Concept and an Argument," under the direction of Professor Teresa Godwin Phelps.

Fourteen students earned the degree of *legum magister* (L.L.M.) in international human rights, with four students — John William Blakeley '97 J.D. of Alexandria, Virginia, Willem Hendrik Gravett of Pretoria, South Africa, Raphael Zolokere Kasambara of Blantyre, Malawi, and Kolawole Tajudeen Olaniyang of Lagos, Nigeria — graduating *summa cum laude*, three students graduating *magna cum laude* and four others graduating *cum laude*.

The University conferred the *juris doctor* (J.D.) degree on 159 graduates, with three students — Rosemarie Kay Nixon of St. Louis, Missouri, Kristen Elise Polovoy of Philadelphia, Pennsylvania, and Jean Marie Wilson of Haddon Township, New Jersey — graduating *summa cum laude* and receiving top class honors: 26 students graduated *magna cum laude* and 27 students graduated *cum laude*.

On Saturday, Dean David T. Link and his wife Barbara hosted the graduates, their families and friends, and the faculty and staff at a picnic at the Link home. Later that evening, the Law School community participated in the University's annual Baccalaureate Mass in the south dome of the Joyce Center.

Sunday, graduation day, began with the prayer service and hooding ceremony at the

Basilica of the Sacred Heart, presided over by University President Reverend Edward A. Malloy, C.S.C., and NDLS Associate Professor of Law Reverend John H. Pearson, C.S.C. The class picture had to be moved from the traditional Main Building steps, since the on-going construction and renovation work left the building without steps or a porch just several days before graduation; this year's graduates were photographed on the steps of Bond Hall, the architecture building. At 2 p.m., the Law School community participated in the University's Commencement ceremonies. Indiana Lieutenant Governor Joe Kernan '68 B.A. gave an inspiring commencement address and received an honorary doctor of laws degree. Other honorary degree recipients included Reverend J. Bryan Hehir, a professor of government at Harvard, who participated in both the prayer service and the diploma-conferral ceremony as a guest of the Law School.

This year, the weather cooperated and the diploma conferral ceremony, happily, proceeded as planned in front of the reflecting pool by the Hesburgh Library. The 1997-98 Student Bar Association Vice President Gregory P. Butrus of Birmingham, Alabama, introduced Professor Alan Gunn, the recipient of the 1998 Law School Teaching Award. Professor Gunn's unique sense of humor showed through in his speech, which also contained some very moving words of praise for the community spirit of the class. Dean Link, assisted by the new associate dean for academic affairs, Professor Jimmy Gurulé, then conferred the diplomas and gave his charge to the class. Afterward, the graduates, their family and friends, and NDLS faculty, administrators and staff assembled in the north dome of the Joyce Center for photographs, refreshments, lingering farewells and promises to meet again, soon — no doubt when Notre Dame football resumes in the fall!

GRADUATION HONORS

The following special awards were announced at the Law School's diploma conferral ceremony:

American Bar Association Negotiation Award

for excellence in the art of negotiation
Burke Joseph Harr of Omaha, Nebraska
Colin Jonathan Reilly of Holbrook, New York

Edward F. Barrett Award

for outstanding achievement in the art of trial advocacy
Bernie William Keller of Brownsburg, Indiana
John Lawrence Michels of Fountain Valley, California

Nathan Burke Memorial Award

for the best paper in copyright
Katherine Ford Horvath of Traverse City, Michigan

Farabaugh Prize

for high scholarship in law
Jean Marie Wilson of Haddon Township, New Jersey

Colonel William J. Hoynes Award

the Law School's highest honor, for outstanding scholarship, application, deportment and achievement
Rosemarie Kay Nixon of St. Louis, Missouri

International Academy of Trial Lawyers Award

for distinguished achievement in the art of advocacy
Jean Marie Wilson of Haddon Township, New Jersey

Jessup International Moot Court Award

for excellence in advocacy
John Peter Luke Cerone of Hopewell Junction, New York

William T. Kirby Award

for excellence in legal writing
Christopher Bopst of Chetowaga, New York

Dean Konop Legal Aid Award

for outstanding service in the Legal Aid and Defender Association
Karl Joseph Eichelberger of Atlanta, Georgia
Margaret Anne Rosenast of Valencia, California

John E. Krupnick Award

for excellence in the art of trial advocacy
Margaret Ann Mahoney of Chatham, New Jersey

Dean David T. Link Award

for outstanding service in the field of social justice
Peter Lowell Tomás Morgan of South Bend, Indiana

National Association of Women Lawyers Award

for scholarship, motivation and contribution to the advancement of women in society
Katherine Ann McAvoy of Springfield, Illinois

Dean Joseph A. O'Meara Award

for outstanding academic achievement
Kristen Elise Polovoy of Philadelphia, Pennsylvania

A. Harold Weber Moot Court Award

for outstanding achievement in the art of oral argument
Matthew Jon McGovern of Evansville, Indiana
Kristen Lynne Olson of Marquette, Michigan
Daniel Lynn Overbey of Daytona Beach, Florida
Susan Marie Wyffels of Geneseo, Illinois

A. Harold Weber Writing Award

for excellence in essay writing
Richard Clinton Beebe Jr. of Pembroke, Massachusetts

Arthur A. May Award

to a member of the barristers team who demonstrates a commitment to professional ethical standards and exhibits excellence in trial advocacy
Heath Oliver Weaver of South Bend, Indiana

Judge John T. Mahoney Award

for outstanding leadership
Gregory Paul Butrus of Birmingham, Alabama

Graduation Speech

BY PROFESSOR ALAN GUNN

RECIPIENT OF THE 1998 LAW SCHOOL DISTINGUISHED TEACHING AWARD

At the third-year class dinner last Monday, I proposed covering section 1231 of the Internal Revenue Code in today's talk. This suggestion hasn't attracted much support. In fact, it hasn't gotten any support. Even Professor Barrett, who I thought might have been with me on this one, didn't consider section 1231 an appropriate subject. He thought I should review the non-deductibility of personal losses instead. So: no section 1231.

In trying to come up with a topic, I thought back to my own graduations from high school, college and law school. What had the speakers said that was memorable? For the most part, I can't remember. Just one thing stands out: The speaker at my high school graduation dwelt at length on the importance of keeping one's shoes polished, and, in particular, on the importance of polishing the heels as well as the toes. This suggests a principle that the truly memorable graduation addresses are those that are really, really, dumb. So I won't try to be memorable, either.

We know from experience that our graduates, for the most part, are very good lawyers. How that happens is a bit of a puzzle, because most classroom discussions are as evanescent as most graduation talks. For instance, you spent a fair portion of your first year of law school talking about the law of contracts with Professor Kaveny, Professor Tidmarsh, or me, and what do you really remember about that? What stands out? Think of a contracts case — *Hamer v. Sidway*, right? That's the one contracts case that everybody seems to remember, but what do we remember it for? Surely not for the subtle and fairly unimportant point about the doctrine of consideration that it illustrates. We remember it because of the people. There was Uncle William Story, with his annoying letter about the virtues of thrift and hard work. You may recall that he illustrated his point about thrift by saying that he was going to hang onto his nephew's \$5,000 for a while longer. And then there was fun-loving Willie, who claimed to have given up his games of cards and pool for the sake of the \$5,000 Uncle William promised him. I wonder if he really did.

Apart from Willie and his vices, what those of you who were in my section of Contracts probably remember most vividly about that course was that I spent much of it trying unsuccessfully to trick Mike Rafford into making a binding agreement to buy my car. A six-hour Contracts course, in which the main lesson seems to have been "Don't buy a used car from a guy with a moustache." Not necessarily a bad lesson, but still. . . .

But it all seems to work, somehow, perhaps because the point of the exercise isn't so much learning a lot of rules as it is developing habits of thought that will serve you well in the years to come. Prosser once compared law

teachers to sheepdogs. We don't lead you to where you should go, we run around growling at you and nipping at your heels, making sure that you don't head out over the hills in a totally wrong direction. You're done with law school and you're pretty much on your own, but that will be a smaller change than you may think: If we've done our jobs right, you've been doing your own thinking all along. And if you're fortunate in your choice of a first job, the main change from law school will be that the people growling at you and nipping at your heels will be the more-senior lawyers with whom you work. Your legal education isn't finished — just the part of it for which you have to pay tuition.

An academic year — even three academic years — passes very quickly. Lionel Trilling, in a wonderful short story called "Of This Time, of That Place," attributed this to the peculiarities of the academic calendar. The academic year is only about nine months long, and it's divided into semesters, which are divided by several breaks; and even the academic "hour" is only 50 minutes long (so much for "plain meaning"). It seems like just the other day that Dean Link was introducing you to the faculty, and now you're leaving. I'll miss you. I'll miss your good humor. I'll miss your willingness to disagree with me when you thought I was the

one heading off over the hills in the wrong direction. Most of all, I'll miss your particular version of the wonderful, non-competitive sense of community that seems almost unique to Notre Dame classes. I've taught at six law schools over the past 26 years. Students individually seem to be much the same sort of people at all of them, but law school classes as a whole are not. It's only here that one encounters your kind of class spirit. St Paul was, I think, talking about this kind of spirit in 1 Corinthians 13, where he says:

Though I speak with the tongues of men and of angels, and have not charity, I am become as sounding brass, or a tinkling cymbal.

That's the King James version. The word it translates as "charity," the more modern translations render as "love." Neither word seems quite right, but whatever the right word, your class reflects it.

Thank you for asking me to play a small part in your celebration. And thanks for having spent the last three years here; I hope it was as much fun for you as it was for me.



Professor Alan Gunn

At the University's summer commencement on Friday, August 7, 1998, Vice President and Associate Provost Jeffrey C. Kantor conferred eight LL.M. degrees on students from the London Programme, and one J.D. degree.

BLSA Honors Judge Chamblee at 25th Anniversary Celebration

On April 18, the Notre Dame Black Law Students Association (BLSA) held a banquet to commemorate the 25th Anniversary of the BLSA Alumni Weekend. The program, entitled "Taking an Affirmative Action: How the Legal Profession Can Address the Concerns of the African-American Community," included dinner, an awards ceremony and addresses by Indiana State Senator Cleo Washington and Dean David T. Link '58, '61 J.D. Approximately a dozen BLSA alumni attended, including BLSA's first president, Albert M. Munson II '75 J.D., who cut the anniversary cake. The Class of 1975 brought back the most BLSA alumni to share the celebration with Mr. Munson including Honorable Willie G. Lipscomb, Honorable Ann Claire Williams and Mr. Tom McGill. Former NDLS Professor Granville Cleveland, who still resides in South Bend, joined in the festivities as well.

Each year, the BLSA recognizes an NDLS graduate with its *Alumnus of the Year Award*. The honor goes to a distinguished individual from the African-American legal community who has exhibited outstanding support of BLSA programs and activities and who has an exemplary record of community involvement. This year, BLSA honored the Honorable Roland W. Chamblee Jr. '73, '77 J.D.

After earning his B.A. from Notre Dame in 1973 and his law degree in 1977, Judge Chamblee remained in South Bend, where he is now in his eighth year on the bench for the St. Joseph County Superior Court. Judge Chamblee serves on the board of directors of the St. Joseph County Community Corrections Program and the Montessori Academy at Edison Lakes. Judge Chamblee also has the distinction of winning his weight class in the University's annual Bengal Bouts boxing competitions for all four of his undergraduate years.

In addition to the *Alumnus* award, BLSA recognized seven other people for their contributions to and support of the organization.

Associate Professor of Law Reverend D. Reginald Whitt, O.P., received the 1998 *Charles F. Crutchfield Award*, given each year to a current law school professor. The students honored Father Whitt for his demonstrated commitment to diversity both in and out of the classroom.

The 25th Anniversary banquet brought with it the introduction of a new award, the *Thurgood Marshall Award for Academic Achievement*, to recognize the academic achievements of a current BLSA member who has either earned a place on the Dean's List, has received the Dean's Award, has earned a position on the *NOTRE DAME LAW REVIEW* or has been selected as a Thomas J. White Scholar. The inaugural award went to Scott Williams '00 of Ann Arbor, Michigan.

Another award given to a Law School student, the *Dwight King Service Award*, acknowledges the hard work and dedication of a BLSA member in furthering the organization's goals.

This year, BLSA chose to recognize its president for the 1997-98 academic year, Kimberly Esmond '99 of Fairburn, Georgia, for her tireless commitment to BLSA and for the time and energy she devoted to the organization and to the NDLS community.

In addition to the academic and service awards, BLSA recognized with *Appreciation Awards* members of the Law School and local communities who assisted in the advancement of BLSA's goals and ideals. This year, BLSA thanked for their support of special programs throughout the year Assistant Dean Patricia Leonard '73 J.D.; James A. Roemer '51, '55 J.D., the University's director of community relations and adjunct associate professor of law; and Cathy Pieronek '84, '95 J.D., director of Law School Relations. BLSA also presented a *Special Recognition Award* to Visiting Associate Professor of Law Vincent Rougeau for his support. Professor Rougeau has since joined NDLS as a tenured faculty member.

BLSA will hold next year's annual Alumni Banquet in April as well, so watch your mail for advance scheduling information.

HLSA Honors Judge Vázquez

This year, the NDLS Hispanic Law Students Association (HLSA) honored an NDLS graduate with its Graciela Olivarez Award. Named after the late Graciela Olivarez '70 J.D., the first woman to graduate from the Law School, the award honors Hispanics in the legal profession who epitomize the principles and ideals embodied by Ms. Olivarez including a commitment to community service, a devotion to the highest moral and ethical standards and a dedication to justice.

HLSA chose as the 1998 recipient of the Olivarez Award the Honorable Martha Vázquez '75, '79 J.D., lauded by Dean David T. Link as "one of Notre Dame's most distinguished graduates — an extraordinary role model." Like the award's namesake, Judge Vázquez has been an inspiration to lawyers and other women in the legal profession. A member of the first class at Notre Dame to admit women undergraduates, she came to the University as an undergraduate in 1972, and left in 1979 with both a bachelor of arts degree and a law degree. "She was a pioneer then and continues to set precedents today," commented Dean Link. Among her noteworthy "firsts," on October 6, 1993, Judge Vázquez became the first woman appointed to the federal bench in New Mexico.

Judge Vázquez belongs to the New Mexico State Bar, the American Bar Association, the New Mexico Women's Bar Association and the NDLS Advisory Council. Prior to receiving this award, Judge Vázquez received several other honors including the Charlie Driscoll Award for her compassionate approach to justice and the *Las Primeras Award* from the National MANA organization in Washington, D.C. In 1997, she received the *Camino Real Award* from the New Mexico Hispano Chamber of Commerce del Norte, which honors New Mexicans who have achieved success and excellence and made a significant contribution to their chosen field.



IrishLaw Sports Report

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hen not hard at work on contracts or torts, NDLS students can be seen practicing on the athletic fields. Each year, the Law School

adds several successful teams to the tradition of Irish athletics, and in the past few years, the classes of '98 and '99 have put forth a very strong showing. From basketball to football to softball to running, law students have proven that they really are able to take their noses out of their books and have some fun.

With the University able to claim the nation's biggest 5-on-5 college basketball tournament, ND Bookstore Basketball, law students have the opportunity to hone their skills on a different kind of court. In 1997, representatives from the Class of '98 who comprised the traditional NDLS team, *Malicious Prosecution*, made a Final Eight appearance in the renowned tournament, and in 1998 reached the Final Four. The inspiration for this run can be credited to **Bernie "Too" Keller '98 J.D.** of Brownsburg, Indiana, who, as a double-domer, at last tasted Final-Four victory in his seventh and final Bookstore Basketball Tournament. Two women law students, **Elizabeth Boettger '98 J.D.** of Danville, California, who played varsity softball as an undergraduate at UCLA, and **Erin Brandenburg '00** of Orhelo, Washington, competed on the team that won the women's tournament.

The Class of '98 also impressed the student body with its triumphs over teams from the College of Business Administration and the graduate programs in securing the Grad League Basketball championship back-to-back in 1997 and 1998. The winning team, *Big Daddy*, consisted of **Keller, Greg Storm** of Oak Creek, Wisconsin, **Bob Elmer** of Getzville, New York, **Dave Walters** of Burbank, Illinois,

Mark Klaassen of Casper, Wyoming, and **Jim Neumeister** of Dayton, Ohio. Both years, the team achieved victory on the Joyce Center's varsity basketball court.

The NDLS Class of '98 faced its toughest competition in this year's Grad League Basketball tournament from none other than the NDLS Class of 1999. The "upstart" *Tortfeasors* boasted several members with undergraduate athletic experience: **Jeremy "Slam Dunk" Cole** of Grand Rapids, Michigan, who played Division III basketball as an undergraduate at Kalamazoo College; **Chris Robinson** of Hamburg, New York; **Blake Fix** of Lawrence, Kansas; NDLS Athletic Commissioner **Omar Muñoz** of Santa Ana, California, who also played Division III baseball as an undergraduate at the University of California at Santa Cruz; **Will Esser** of Lake Worth, Florida; **Jesse Barrett** of South Bend; and **Eric Seigel** of Osceola, Indiana. Although the younger team lost in the Grad League final to their elders, with the addition of **Jay VanHandel** of Neenah, Wisconsin, the *Tortfeasors* achieved victory in the Law School's own 1998 basketball championship.

NDLS students, like all homers, take their football very seriously — but in this sport, the Class of '99 *Tortfeasors* team has had the edge over the Class of '98, winning the Law School championship in both 1996 and 1997. Led by **Tommy Bernardo**, who played Division I-AA football at Canisius College as an undergraduate, this talented team has taken the Law School football league championship two years in a row. Bernardo's teammates included **Robinson, Fix, Muñoz, Cole, Dan "The Gym Rat" Hollman** of Washington, D.C., **Jim Mullen** of Del Mar, California, **Jonathan "Wisecracking" Coury** of Phoenix, Arizona, and **Matt Nielsen** of Omaha, Nebraska. Nevertheless, the Class of '98 put forth incredible

effort in their three years thanks to the help of **Storm, Keller, Elmer, Walters, Klaassen, Neumeister, John Panisko** of Richland, Washington,

David Burke of Danville, California, and **John Michael** of Aliquippa, Pennsylvania.

The *Tortfeasors* have also enjoyed some success in the Grad League Football tournament. During their first year of competition in 1996, they faced a team from the College of Business Administration in what would be one of their most memorable experiences. In the last football game played in Notre Dame Stadium before the renovations began, **Bernardo**, the muscle-ripping *Hollman* and the rest of the team gave it their all in a tough competition. A final touchdown by **Fix** led the team to victory and a Grad League championship. This amazing season "brought the team together. It was always being out on the football field that got us through our first year of law school," commented **Muñoz**, who has generated much of the interest in IrishLaw sports these past two years as the Student Bar Association's athletic commissioner.

Both the Classes of '98 and '99 also sent teams to represent NDLS in the annual Virginia Law School Softball Tournament late this past spring. Unfortunately, however, unexpected rain showers threw both teams off their game plans, and both teams lost to tough squads from Ohio State. Despite the disappointing performance, **Muñoz** noted, "the road trip was a blast, with the mood kept light," by the humorous **J.C. Coury**.

Other athletic feats of these talented law students include the stellar performance by **Kristine Kramer '98 J.D.** of Sandusky, Ohio, who participated in the Boston Marathon and finished with the fastest time of anyone who ran the race from the state of Indiana.

— Deborah Bauer

Omar Muñoz '99, 1996-97 and 1997-98 SBA athletic commissioner, compiled the information for this report.



Virginia Softball Tournament Team



The Class of '99 Tortfeasors Football Team

Supreme Court Clerkships

NDLS proudly announces that United States Supreme Court Justice William Rehnquist has selected Rosemarie Nixon '98 J.D. of St. Louis, Missouri, as a clerk for the 1999 term. Ms. Nixon, who graduated at the top of her class, earned the Colonel William J. Hoynes Award, the Law School's highest honor, for her outstanding scholarship, application, deportment and achievement. She will clerk for the Honorable James Loken of the Court of Appeals for the Eighth Circuit during this next year.

Ms. Nixon is the third Notre Dame lawyer — and the second NDLS alumna — to be selected for a Supreme Court clerkship in as many years. Anthony J. "A.J." Bellia Jr. '94 J.D. recently completed his clerkship with Associate Justice Antonin Scalia during the 1997 term. Amy Coney '97 J.D., another Hoynes Award recipient, recently began her clerkship with Justice Scalia for the 1998 term.

Associate Professor of Law Patrick J. Schiltz, who coordinates the Law School's clerkship programs with Associate Professor of Law William K. Kelley, noted the significance of three Notre Dame lawyers at the Supreme Court in three consecutive years. "Supreme Court clerkships are the single most prestigious position that a recent law-school graduate can be offered. Every year, hundreds of the best graduates from the best law schools apply for just 34 positions. The vast majority of the clerkships usually go to the graduates of Harvard, Yale and a few other elite schools. For a law school of Notre Dame's size to have three graduates clerk at the Supreme Court in three years is virtually unheard of."

Dean David T. Link '58, '61 J.D., has been very pleased with these recent successes. "It's certainly gratifying that our graduates increasingly earn the opportunity to serve at the pinnacle of the federal judiciary."

Spring Semester Family Mass and Brunch

The Law School held its semi-annual family Mass and brunch for law students, faculty, administrators, staff and their families on Sunday, March 29, 1998. After Mass, the community gathered for a breakfast of homemade baked goods and other treats.

Union-Management Conference

In June, NDLS co-sponsored the University's 41st annual Union-Management Conference, held at O'Laughlin Auditorium on the Saint Mary's College campus. Representatives from unions, industry and corporate management attended the day-long conference, which featured three speakers and two panels that discussed and debated current issues facing unions and management in the workplace today.

Distinguished Speaker at NDLS

In April, the Law School hosted Quin Denvir '62, who served as lead defense counsel in the highly publicized Unabomber case. Mr. Denvir lectured in Law School classes and gave a lunch-time presentation that addressed the problems associated with representing a well-known client. He concluded his visit with a lecture and discussion in the DeBartolo Hall auditorium on the death penalty.

Mr. Denvir served four years in the Navy after graduating *cum laude* from the University. He then earned a masters degree in economics from American University and a law degree from the University of Chicago. He began his career with a Washington, D.C., firm, but turned to public-interest law after deciding he wanted to work more with the indigent. "People who have money can hire good lawyers. I like the idea that there are ways to help people who need help and that I can do that."

In 1971, Mr. Denvir moved his family to the border town of Calexico, California, so that he could work as the directing attorney of California Rural Legal Assistance, a position that included supporting the fledgling United Farm Workers Union. After three years in that position, he served for one year as deputy public defender in Monterey County, California, two years as chief counsel of the state's Department of Health and six years as the California state public defender. He also practiced law with a private civil firm in Sacramento from 1984 to 1987, and as a criminal defense attorney from 1987 until 1996.

In 1996, Mr. Denvir was appointed chief of the federal public defender's office in Sacramento, California, just before Theodore Kaczynski was arrested and charged with an 18-year bombing spree that killed three people and injured 23 others. The Unabomber trial was scheduled to begin in January 1998, but Mr. Denvir and co-counsel Judy Clarke negotiated a plea agreement that spared Mr. Kaczynski the death penalty but put him in prison for life without the possibility of parole.

During his talk, Mr. Denvir expressed strong opposition to the death penalty noting, "If you want a balanced presentation, get someone else." Among numerous difficulties with the death penalty, Mr. Denvir noted its immorality, its discriminatory enforcement and its susceptibility to mistakes that cannot be corrected. He has argued before the California Supreme Court on more than 25 occasions, securing reversals in three death-penalty verdicts.



International Speakers of Note

In March, the Center for Civil and Human Rights (CCHR) hosted Khadija Eldmadmad, professor of public law at the University of Casablanca (Morocco) for 20 years. Professor Eldmadmad engaged in graduate work in political science and English at Rabat University (Morocco); in public international law, human rights and refugee law at the University of Casablanca; and in African studies at London University. She has served as consultant to the United Nations High Commissioner for Refugees, to the International Committee of the Red Cross, and to other national and international non-governmental organizations. She has published in Arabic, English and French on the subjects of international law, human rights, women's rights, refugees and teaching English for special purposes.

She gave several talks during her visit including lectures at the Law School on "Islam and the Muslim World" and "Asylum in the Islamic Theory," a lecture co-sponsored by the Joan B. Kroc Institute for International Peace Studies on "Human Rights in Islam in Comparison with Some International Legal Instruments on Human Rights," as well as two workshops on "Human Rights in Islam between Theory and Practice" and "Asylum in the Holy Book and in Some Islamic Regional and National Documents."

The center's March roundtable discussion featured Daniel Lev, professor of political science at the University of Washington for almost 30 years and a distinguished scholar of the law and politics of Southeast Asia. Professor Lev presented "Culture, Human Rights and Religious Pluralism: A Reflection on Indonesia and Malaysia."

Lewers Awards Conferred

In April, the Center for Civil and Human Rights celebrated the life of Reverend William M. Lewers, C.S.C., director of the center until his death in April 1997, with a Mass and awards banquet honoring those who, like Father Lewers, work for justice and peace.

Juan Méndez, of San José, Costa Rica, received the inaugural Reverend William M. Lewers, C.S.C., International Award for Distinguished Service in Civil and Human Rights. An Argentinian lawyer, Mr. Méndez has dedicated his career to the defense of human rights. His early legal practice focused on labor law and the defense of political prisoners. After being held in administrative detention from 1975 through 1977 under Argentina's state of siege, Mr. Méndez moved to the United States, where he helped build Human Rights Watch into the world's leading non-governmental organization for monitoring human-rights violations. He currently serves as executive director of the prestigious Inter-American Institute on Human Rights in Costa Rica.

Ronald Ochaeta '94 LL.M. of Guatemala City, Guatemala, received the inaugural Reverend William M. Lewers, C.S.C., Alumni Award for Distinguished Service in Civil and Human Rights. A courageous lawyer, Mr. Ochaeta's

work as the director of the human rights office of the Archdiocese of Guatemala has made an immeasurable contribution toward the protection of his country's most vulnerable people. Although his efforts have on occasion attracted threats from those in power, they have also earned him the recognition and respect of many, including *TIME* magazine, which listed him as one of the "Global 100" young leaders of the future. Within the last few months, his office completed a highly anticipated report documenting the truth about the terrible abuses committed during Guatemala's bitter internal conflict.

The evening's events began with a Mass at the Basilica of the Sacred Heart, presided over by Reverend Richard Warner, C.S.C.,

director of the University's Office of Campus Ministry and counselor to the University president. The dinner that followed featured the awards ceremony, as well as a keynote address on "The Significance of a Permanent International Criminal Court" by Mr. Méndez. University Executive Vice



Honored at the Center for Civil and Human Rights Reverend William M. Lewers, C.S.C., Memorial Human Rights Award Dinner were (third from left) Ronald Ochaeta '95 LL.M. and Juan Méndez. Pictured with them are Reverend Theodore M. Hesburgh, C.S.C., Garth Meintjes '91 LL.M. and Dean David T. Link '58, '61 J.D.

President Reverend E. William Beauchamp, C.S.C. '75 J.D. gave the welcome and invocation, and University President Emeritus Reverend Theodore M. Hesburgh, C.S.C., gave the benediction at the conclusion of the event.

Center Featured in Newspaper Article

The March 29, 1998, edition of the *SOUTH BEND TRIBUNE* featured the Center for Civil and Human Rights, its associate director Garth Meintjes '91 LL.M., and Kelly Askin, a visiting scholar from Georgia who has written a book on war crimes against women. The article focused on the center's program that sends human-rights lawyers from around the world to help investigate and prosecute war crimes in the former Yugoslavia and in Rwanda.

News from the Career Services Office

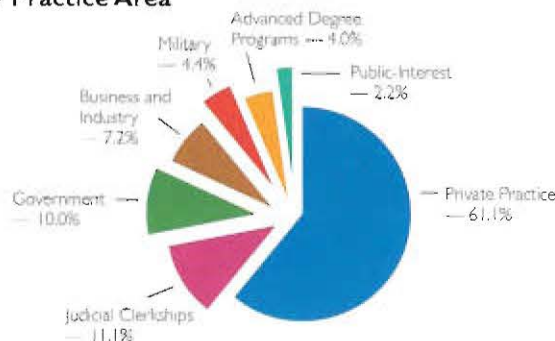
Outstanding Placement Statistics

Lisa M. Bolanz, the new director of the Career Services Office (CSO), has nothing but good news to report on the career-services front. For the Class of 1997, the March 1998 placement statistics indicate that, with 99 percent of the class reporting (184 reports out of 186 graduates), 181 students are "placed" — that is, they have secured jobs, are pursuing advanced degrees or are not actively seeking jobs — for an employment rate of 98.4 percent (181 students placed out of 184 reports). She is extremely pleased with this rate, which is the highest it has been in recent history.

Average starting salaries continue to climb as well, with a mean of \$55,300 and a median of \$58,000 for the 136 graduates who provided that information. Starting salaries for those in private practice average slightly higher, with a mean of \$63,487 and a median of \$62,400 for the 100 graduates who provided that information. And women, comprising 38.7 percent of those reporting, commanded somewhat higher average salaries than the men, with a mean of \$57,835 and a median of \$60,000, compared with a mean of \$53,824 and a median of \$54,000 for the men.

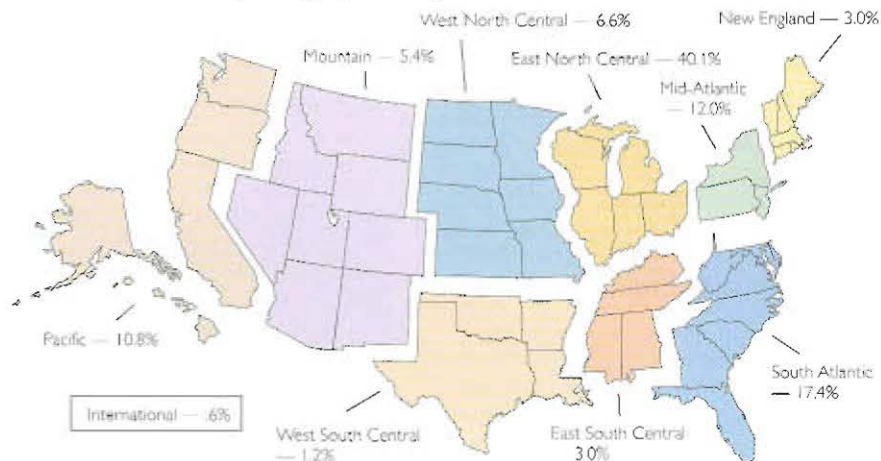
The chart below identifies the types of placements — including advanced-degree programs — secured by the Class of 1997. Over three-fifths of the class chose private practice, but increasingly, graduates opt for judicial clerkships and other government positions as well as positions in private industry. When compared with national statistics provided by the National Association for Law Placement (NALP), NDLS places more graduates in private practice and in the military than the national average, places graduates in judicial clerkships in numbers similar to the national average, but has fewer graduates in government and business-related positions than the national average.

Breakdown by Practice Area



The geographic spread of NDLS graduates reflects the national population from which our students come. As in the past, the majority of NDLS students remain in the "East North Central" area, defined by NALP to include Illinois, Indiana, Michigan, Ohio and Wisconsin. Increasingly, however, students are heading for the Mid-Atlantic, South Atlantic and Pacific regions.

Breakdown by Geographic Region



Fall On-Campus Interviewing

The Career Services Office reports that, as of August 1, 1998, 170 employers had signed up for on-campus interviewing this fall, a 20 percent increase in the number of employers who had signed up for fall on-campus interviewing at the same time last year. Of those already scheduled to interview, more than 40 are new to NDLS on-campus interviewing, including the Exxon Corporation and the Securities and Exchange Commission. The new law firms added to the schedule reflect the geographic diversity of NDLS students and alumni, coming from such cities as Phoenix, Los Angeles, Portland, Miami, Atlanta, Indianapolis, Minneapolis, Dallas, Houston, Milwaukee and Morristown, New Jersey, as well as cities to which NDLS graduates traditionally gravitate including New York City, Detroit, Washington, D.C., and of course, Chicago.

If you or your firm would like to interview on campus or have CSO collect resumes for your review, or if you have a job posting for which you'd like to hire a Notre Dame lawyer — either a new graduate or an established attorney — contact the CSO by phone at (219) 631-7542, by fax at (219) 631-4789, or by e-mail at bolanz.l@nd.edu.

News from the Admissions Office

Class of 2001 Soon to Arrive

The Admissions Office has been busy throughout the spring and early summer months forming the incoming 1L class — the Class of 2001. We'll have the vital statistics available for you in the next issue of this magazine. We're confident we have a very strong class, even though we're competing for students with other prestigious law schools at a time when law-school applications continue to drop.

Much of our success in attracting and retaining top candidates is due to you, our alumni. This spring, over 80 alumni nationwide contacted nearly 200 of our top candidates to discuss with them the benefits and joys of attending NDLS. Many alumni did more than make a phone call — some arranged lunches with the prospective candidates, some made multiple phone calls and others contacted us on behalf of the students to address particular concerns. Clearly, the contact by our alumni has made a significant difference in our ability to attract our top candidates. The letter reprinted here from incoming 1L Krista Zimmerman sums up what your participation means to the students, and ultimately, to us.

Again this year, we'll be asking for volunteers to represent NDLS at law-school fairs and to contact admitted students. We'll provide you with whatever materials and information you need to best represent NDLS in your locale. And if you know a candidate you believe would be an outstanding addition to our student body, please let us know.

To volunteer your time to help make NDLS the best law school it can be, please contact the Admissions Office at (219) 631-6626. You may also e-mail Anne Hamilton, director of admissions, at hamilton.4@nd.edu, or Heather Moriconi, assistant director of admissions, at moriconi.1@nd.edu.

Dear Dean Link:

Having recently completed the long process of applying to and choosing a law school, I feel compelled to tell you how helpful it was to meet so many of your graduates. The Law School alumni I met in Washington, D.C., are at the crux of my decision to attend Notre Dame and [they are] one of the reasons I feel so much confidence in the choice I made. I know you are already aware of your strong alumni network, but I wanted to bring some specific people and experiences to your attention.

At your request, I was contacted by Mr. Lawrence Carr ['48, '49 J.D.] of Carr, Goodson, Lee and Warner. Mr. Carr invited me to visit his office and introduced me to many of the Notre Dame graduates who work there. I was struck by their friendliness and willingness to talk. Patricia Smith, a 1991 graduate, took more than half an hour to talk candidly with me about law school and her encounter with the professional world afterward. Their enthusiasm for their *alma mater* was obvious, especially in one office which was called "the Shrine," and [which was] filled with Notre Dame and Irish-themed paraphernalia.

Perhaps even more telling than that experience was the reception I received from Anthony Roth ['83 J.D.] of Morgan, Lewis and Bockius. On my own, I discovered that Mr. Roth was not only a graduate of Notre Dame, but of my undergraduate institution, Goshen College. Given our common backgrounds, I decided to solicit his advice on my choice of a law school. I knew the strength of Goshen's alumni connection and was beginning to realize how strong Notre Dame's was, but even so, I was amazed by his quick readiness and enthusiasm to meet and talk with a complete stranger. His advice cemented the decision I had already found myself making. Among other things, his experiences and attitudes confirmed two suspicions I had: that a Catholic law education would complement my Mennonite upbringing well; and that Notre Dame helps people become not only good lawyers but [also] good people.

These alumni are an asset to your school. They are one of the many reasons I look forward to attending law school next fall.

Sincerely,

Krista J. Zimmerman '01

1998-99 TUITION INCREASES

The University announced in the spring that 1998-99 tuition for the Law School rose to \$21,500, an increase of \$1,100 over 1997-98.

Planning for the Future

BY DAVID M. MORRISSEY, DIRECTOR,
INTERNATIONAL AND PUBLIC POLICY ADVANCEMENT

They can be called estate, deferred or planned gifts. By whatever name, such benefactions can have a far-reaching impact including sizable tax savings for the donor and the donor's family, increased income to the donor during the donor's lifetime, and the opportunity to make a gift to the Notre Dame Law School that might be considerably greater than a donor might otherwise believe possible.

We receive a number of estate gifts each year — some we anticipate; others come as nice surprises. Those we can anticipate — the planned or deferred gifts established with the assistance of the University's Office of Planned Giving — help the Law School better plan the funding of current and future priorities, and help ensure the long-term financial health of NDLS.

The instruments available for making such a gift range from a simple bequest in a will to more complex gifts of retirement-plan assets to a charitable lead or remainder trust. The selection of the best planned-giving option depends primarily upon the donor's financial objectives. For example, funding a charitable remainder trust with appreciated property enables a donor to avoid immediate capital-gains taxes and at the same time provides the donor with an income-tax deduction based on the asset's full fair-market value. Testamentary gifts of retirement plan assets and other types of income in respect of a decedent almost always represent the most tax-favorable assets used in making an estate gift to the Law School.

Earlier this year, an anonymous NDLS graduate used highly appreciated securities to establish a charitable remainder trust at the University, ultimately to benefit the Law

News from Law School Development

School. The benefactor, who is a member of the Ohio Bar, has directed that a portion of the trust remainder establish an endowed collection of Ohio legal materials in the Kresge Law Library. This endowed fund will allow the Kresge Law Library to purchase annual updates as well as new items for its collection of Ohio primary legal sources. This gift represents the first such endowment of its kind at the Kresge Law Library. We hope eventually to secure endowments to fund similar collections for all 50 states.

If you are interested in exploring deferred giving options, the staff of the University's Office of Planned Giving can help. Each of the staff members graduated from NDLS — Director Michelle T. Shakour '90 J.D. and Assistant Directors Kenneth J. Hendricks '84 J.D. and Glenn J. Rosswurm II '91 J.D. — and would welcome the opportunity to meet with anyone considering such gifts to the Law School.

Order of St. Thomas More Continues to Grow

Early this summer, we visited two more cities with high concentrations of NDLS alumni to encourage increased participation in the Order of St. Thomas More, an honorary organization for those who contribute \$1,000 or more annually to the Law School.

On June 23, 1998, Daniel P. Novakov '72, '76 J.D., a partner at the Dallas law firm of Novakov, Davidson & Flynn and a member of the executive advisory board to the Notre Dame Law Association board of directors, hosted a luncheon for nearly 30 alumni and friends at the Crescent Club. The next day, Brian P. Short '72, '75 J.D., chief executive officer of the Minneapolis-based Leamington Company and a member of the Law School Advisory Council, hosted a luncheon at the Minneapolis Club for nearly 45 alumni and friends.

At both functions, Dean David T. Link '58, '61 J.D. addressed the current state of the Law School, and expressed his dreams for the future growth of NDLS. Patrick F. McCarran

Jr. '56, '59 J.D., managing partner of Jones, Day, Reavis & Pogue, University trustee and chairman of the Order of St. Thomas More, issued a strong challenge for graduates to step forward and provide much-needed financial resources by joining the Order of St. Thomas More.

We hope to mirror the terrific response of alumni at these two recent events — along with the wonderful results of the six similar events we have held around the country over the past

two years — with additional luncheons in Cincinnati, Phoenix, Grand Rapids and South Bend during the 1998-99 academic year.

By all accounts, the current drive to increase membership in the order has been successful. This past June, membership totaled 329 — an increase of about 50 percent over June of 1997, when 215 had joined the order, and an overall increase of more than 100 percent since the current membership campaign began in June of 1996, when 150 had joined the order. The accompanying table presents top

classes in terms of the number of members of the Order of St. Thomas More.



NDLS Class	Membership
1972	20
1981	15
1975	14
1966	13
1970	12
1973	12
1969	11
1959	9
1971	9

GENERATIONS CAMPAIGN

The University's *Generations* campaign already has raised more than \$7 million in gifts and commitments toward the Law School's campaign goal of \$12 million for fellowships and other financial aid.



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We Like Surprises!

We've received some nice surprises at NDLS in recent years. People we didn't even know have surprised us by remembering NDLS in their estate planning.

Last year, we learned that Ms. Marjorie Hill, daughter of 1898 NDLS graduate Louis Wurzer, left the remainder of her estate — a gift exceeding \$1.75 million — to NDLS for law-student fellowships. In her will, Ms. Hill noted that her father had always believed that his skills as a lawyer — and indeed, his good fortune — resulted from the legal training he received at NDLS. She provided the gift to ensure that future generations of NDLS students could benefit from the same type of education her father received.

This surprise gift — from a friend we hadn't ever met — will go a long way toward helping us achieve our goal of providing fellowship assistance for the many students who cannot afford a Notre Dame legal education.

If you'd like to explore how your estate gift can similarly benefit future generations of NDLS students, please contact:

Office of Planned Giving

1100 Grace Hall

University of Notre Dame

Notre Dame, IN 46556-5612

(219) 631-6368