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Notre Dame Lawyer - Fall/Winter 2000

Notre Dame Law School

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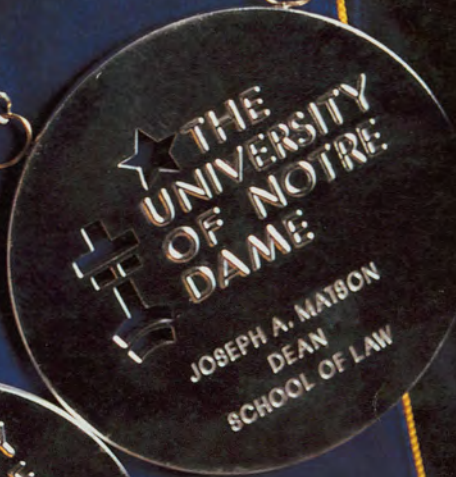
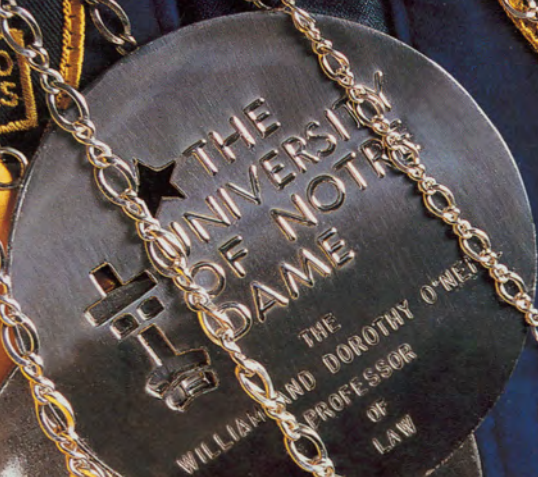
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NOTRE
DAME

R E C O G N I Z I N G
E X C E L L E N C E



LAWYER

FALL/WINTER 2000

Dear Notre Dame Lawyer,

FIRST, LET ME APOLOGIZE for an oversight in the last issue. In the haste of finishing an issue that was about to be late, I neglected to do sufficient detective work to determine who sculpted the "Christ the Teacher" statue featured on the cover of the summer 2000 issue. Many thanks to Reverend James Flanigan, C.S.C., associate professor in the University's Department of Art, for graciously informing me that he sculpted that fine work of art.

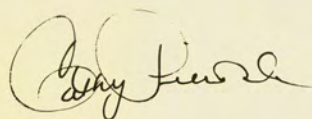
Now, for this issue. Outstanding teaching has always been one of the hallmarks of a Notre Dame Law School education. This is evident in the number of phone calls I get from alumni that contain, at some point, an inquiry about a favorite professor — or two or three! But sometimes, in our efforts to provide you with information about this program or that, to bring to your attention this funding need or that, to recognize the achievements of our outstanding faculty, students and alumni outside or beyond the classroom, we forget that, without great teachers, we would have no hope of turning out great lawyers.

This fall, we had an opportunity to honor one of the "greats." Professor Robert E. Rodes Jr., who is in his 45th year of service to this community, was inaugurated as the Paul J. Schierl/Fort Howard Paper Corporation Professor of Legal Ethics — an endowed chair that recognizes his achievements as a scholar and, more importantly, as a teacher. This event — along with the University's October 5 dedication of its new Commemoration of Endowed Chairs, a granite-clad seating wall that surrounds the reflecting pool south of the Hesburgh Library — gives us a timely opportunity to look at what endowed professorships mean to the Law School and to the professors who hold them. Personally, I hope that you will take this opportunity to reflect back on the teachers who most influenced you and tell them that they made a difference in your life.

Also in this issue, we've included a few new items, most particularly, an "Alumni Perspectives" section featuring essays written — voluntarily — by alumni working in a variety of areas across the country. We welcome your thoughtful submissions to this new feature. And as always, we welcome your comments and suggestions.

Best wishes to you and your family for a Merry Christmas and Happy New Year!

Yours in Notre Dame,



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SPRING 2001 CALENDAR OF EVENTS

**December 22, 2000, through
January 14, 2001**
Christmas Holiday

**December 22, 2000, through
January 1, 2001**
University and Law School Offices Closed

February 15, 2001
Submission deadline for
NOTRE DAME LAWYER, spring issue

March 10-18, 2001
Spring Break

April 13-16, 2001
Easter Break (University and Law School
offices closed)

April 25-27, 2001
Notre Dame Law Association
Spring Meeting

Notre Dame Alumni Association
Alumni Senate

April 28, 2001
Blue-Gold Game

May 20, 2001
Commencement

June 7-10, 2001
University Reunion 2001

June 15, 2001
Submission deadline for
NOTRE DAME LAWYER, summer issue

For more information on Law School or
University events, please contact Cathy
Pieronek at the Law School Relations
Office.



Fall/Winter 2000

LAW SCHOOL
FOCUS



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Recognizing Excellence

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Endowed Chairs at NDLS

Professor Rodes Celebrates Inaugural

Honorable John T. Noonan Jr. — Remarks at Investiture

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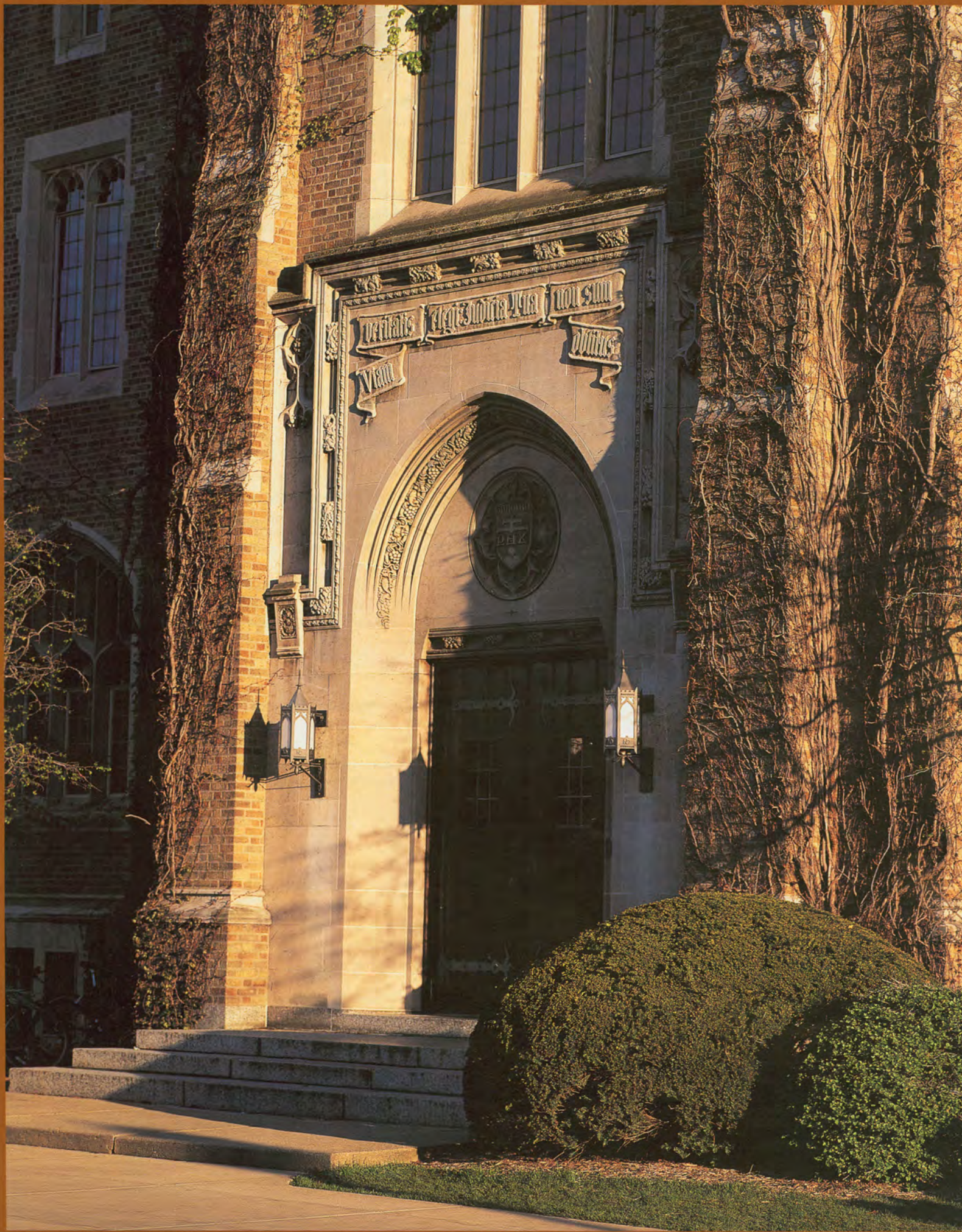
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FROM THE DEAN

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his issue of the magazine will reach you as the fall semester of this academic year draws to a close. It includes coverage of two noteworthy events — the installation of Judge John T. Noonan Jr. of the United States Court of Appeals for the Ninth Circuit as the inaugural Judge James J. Clynes Jr. Visiting Professor of Law, and the celebration of the appointment of our own Professor Robert E. Rodes Jr. as the inaugural Paul J. Schierl/Fort Howard Paper Corporation Professor of Legal Ethics.

Judge Noonan just completed a 10-week visit at the Law School. During his time with us, he offered a seminar on judicial ethics to our students, gave the keynote address at a conference on “The Culture of Death” sponsored by the Notre

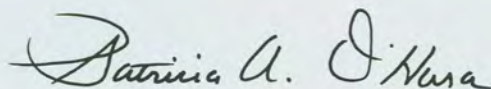
Dame Center for Ethics and Culture, and enlivened the Law School and University communities with his presence. His remarks at the University dinner marking the investiture of new chaired professors are reprinted in this issue. With his usual incisiveness, Judge Noonan captured in those remarks the importance of adding the study of judicial ethics to law school curricula, and the particular appropriateness of doing so at Notre Dame, where we regard an emphasis on ethics and moral values as a hallmark of our mission.

As the more than four decades of alumni who know Bob Rodes would expect, Bob’s inaugural address as the Schierl Chair was an eloquent statement of the ideals which he has exemplified during his many years at the Law School. While his remarks could not be reprinted here in their entirety, we hope to publish the full text of his address in one of the Law School journals in the near future. In the meantime, you can read his remarks on line at www.law.nd.edu/news/rodes.html. Although I cannot possibly do justice to the richness of his message, Bob urged each of us to attend to our lifelong obligation of forming our own moral compass, always remembering that we, as well as the people with whom we deal, have a destiny beyond this world. In response to Bob’s address, Judge Noonan and Tom Shaffer, Robert and Marion Short Professor Emeritus of Law, shared stories about their long associations with Bob, as well as their own thoughts about the importance of educating lawyers with a well-formed sense of their place in God’s world.

The inauguration of the Clynes and Schierl Chairs this past semester provided us with the opportunity to reflect on the role that all our chaired professors play in the life of the Law School. Their stories grace this issue. You will read of their many accomplishments. I want to make the simple point of emphasizing how important these faculty are to our academic and spiritual lives. Our chaired professors stimulate us to come together as a community to think and talk about the matters that are most important to us. As stars in our universe, they inspire us all.

So, too, are we inspired by the decision of a number of our students to spend this past summer working with the underprivileged. The joint efforts of the Board of Directors of the Notre Dame Law Association and a student group, the Public Interest Law Forum, resulted in the creation of the summer service projects described in this issue. This initiative represents another example of the “bests” at the Law School — alumni working with students to provide opportunities for interested students to explore their call to service. You will read about the difference that these opportunities made in the lives of the students who participated, as well as in the lives of the people whom they served.

We are grateful for the benefactions that create endowed chairs, which will enrich our intellectual community for generations to come. We are grateful, too, for contributions that allow the embryonic growth of new initiatives like the summer service projects. Indeed, we are grateful for the many different ways, financial and otherwise, in which our alumni and friends contribute to our continued efforts to build a premier Catholic law school committed to advancing a distinctive message grounded in the Judeo-Christian intellectual tradition. In this holiday season especially, we give thanks to each of you for your loyalty and support.



Patricia A. O'Hara
Joseph A. Matson Dean and Professor of Law



Recognizing Excellence:

ENDOWED PROFESSORSHIPS

BY CATHY PIERONEK '84, '95 J.D.,
DIRECTOR OF LAW SCHOOL RELATIONS

Endowed professorships. The words conjure up images of stately chairs, perhaps a little dusty but with a certain prestigious air. But what do the words actually mean for the University and the Law School? What does the title mean to the professors who have been named to these chairs? How do endowed professorships benefit our students?

The short answer is that endowed professorships provide a way for an educational institution to recognize excellence among us and to attract noted scholars to our ranks. But the chairs themselves bring with them stories — of the scholars, of the benefactors and of the institution's commitment to excellence in teaching, research and scholarship.

The earliest record of an academic chair at the University dates to 1889, when

then-University President Reverend Thomas Walsh used an academic title — a "Chair in Literature" — to lure Maurice Francis Egan from the editorship of the *New York Freeman's Journal* to Notre Dame to teach literature. The chair wasn't endowed, in the sense that endowed chairs today carry permanent funding to support the scholarship of the chair-holder. Instead, Father Walsh built Professor Egan a home on Notre Dame Avenue — the

Endowed Chairs at NDLS

The donor of an endowed chair at Notre Dame becomes part of a teaching tradition nurtured carefully through the years. But while academic chairs are in a very real sense built on the past, their main thrust is forward and their implicit goal is to influence the future. The holder of an endowed professorship will touch the lives of thousands of students in his or her tenure; students of uncommon talent who have come to a University that is committed to finding a place for value in a world of fact. And because those appointed to endowed professorships will have exhibited the highest level of scholarly achievement, their influence on their colleagues and their contribution to the ongoing dialogue of their disciplines should be noteworthy. Apart from skill at teaching and resourcefulness in research and scholarship, the University also looks for another quality in its named professorships: a sense of *pro bono publico*, of the common good. Notre Dame is particularly interested in men and women who can turn their scholarship to the service of humanity.

Robert and Frances Biolchini Chair in Law

Held by Professor John A. Finnis since 1996.

The Biolchini Family Chair in Law was the 1996 gift of a 1962 Notre Dame alumnus and his wife, Robert and Frances Biolchini. A graduate of George Washington University Law School, Robert Biolchini is an attorney with the firm of Stuart, Biolchini, Turner and Givray in Tulsa, Oklahoma. In addition to being chairman of Valley National Bank in Tulsa, he is director of the Bank of the Lakes in Oklahoma and the Bank of Jackson Hole in Wyoming. He is also a director of PennWell Publishing Company, Lowrance Electronics, Inc., Lumen Energy Corporation and the AmeriTrust Holding Company, and has been a member of the Law School Advisory Council since 1982.



Frances Biolchini, a graduate of Trinity College, is active in several Tulsa community organizations, including the Girl Scouts, the Thomas Gilcrease Museum Association, Catholic Charities and a number of other civic and charitable projects. Both Robert and Frances are keenly interested in the missionary work of the Catholic Church. They have six children, four of whom are Notre Dame graduates and one of whom is currently attending the University.

Honorable James J. Clynes Jr. Visiting Chair in Law

Held by Honorable John T. Noonan Jr. of the U.S. Court of Appeals for the Ninth Circuit for the fall 2000 semester.

This chair is a gift of Honorable James J. Clynes Jr., a 1945 graduate of the University of Notre Dame and 1948 graduate of the Cornell Law School. He served in various

Today,
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11 of which
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Law School.

yellow-brick two-story home that still stands on the east side of the street in the second block south of Angela Boulevard. Enticed by the prospect of such a stately residence, Professor Egan left his Eastern-seaboard intellectual life to enrich the education of young Catholic men in the northern Indiana prairie.

This vignette, although charming and quaint, nevertheless points out some of the benefits of endowed chairs at Notre Dame: They allow the institution to attract faculty who might not otherwise be interested in leaving their present positions, and they provide a way to reward faculty members who have contributed throughout their careers to the intellectual life of the institution. Most importantly, they ensure that our students learn from pre-eminent scholars and exceptional teachers.

Although some might argue that Professor Egan's "endowed house" might be a more attractive lure than today's mere endowed chairs, the University didn't build any additional endowed homes after that first one. Instead, beginning in the late 1960s, the University has actively sought other methods of attracting new scholars to the faculty and of doing something equally important: rewarding current faculty members who have demonstrated

exceptional achievements in their areas of research and scholarship. Today, the University has 146 endowed chairs, 11 of which are in the Law School.

The mechanics of an endowed professorship remain something of a mystery, however, to those outside the academy. At Notre Dame, the fund that endows the chair provides income that the faculty member can spend in any number of ways to augment the individual's academic work: sponsoring lectures or conferences, attending a larger number of conferences than an ordinary travel budget allows, purchasing equipment that cannot be accommodated within the normal budget, or hiring additional student research assistants, for example.

The University has four types of endowed chairs, funded at various levels: university chairs, including deanships, which allow academic departments either to bring in eminent outside scholars as senior members of the faculty or to recognize the highest level of scholarship among a department's current faculty; collegiate chairs, which enable the University to recruit gifted young faculty members who demonstrate exceptional enterprise, scholarly promise and teaching ability; directorships, which allow the University to appoint distinguished individuals to head the various programs, centers and institutes through which faculty, scholars and students engage in research, service and advocacy; and visiting chairs, which help the University bring to campus, for a short period of time, well-known scholars with diverse points of view to share their knowledge and experiences with the permanent faculty and with students. Of the 11 endowed chairs in the Law School, 10 are university chairs that are funded at the highest level and the 11th is a visiting chair.

The Law School has benefited from these chairs in ways as diverse as the individuals who have held the honors. The chair named the Joseph A. Matson Deanship of the Notre Dame Law School,



positions in city government in Ithaca, New York, including city judge from 1969 to 1989, and is currently a member of Treman & Clynes and of counsel at Harris, Beach & Wilcox in Ithaca. He has been a member of the Law School Advisory Council since 1983, and is a fellow of the American College of Trust and Estate Counsel.

Joseph A. Matson Deanship of the Notre Dame Law School

Held by Dean Patricia A. O'Hara '74 J.D. since July 1999; previously held by Dean Emeritus David T. Link '58, '61 J.D. from 1988 to 1999.



O'HARA

John N. Matthews Chair in Law

Held by Professor Alan Gunn since 1997; previously held by Professor Edward F. Murphy from 1967 to 1996.

The oldest University endowed chair, the Matthews Chair 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. Donald J. Matthews is chairman and chief executive officer of Global Markets Access Ltd., an insurance holding company headquartered in Bermuda. A yachtsman like his father, Mr. Matthews sailed on the *Weatherly* when it successfully defended the America's Cup in 1962. He joined the University's Board of Trustees in 1971, after having served on the Advisory Council for the College of Engineering.



of course, supports the work of the individual occupying the deanship. Dean Emeritus David T. Link '58, '61 J.D. held the position from its inception in 1988 until his retirement in 1999, at which point Dean Patricia A. O'Hara '74 J.D. became the Joseph A. Matson Dean.

Other chairs enable the Law School to attract permanent or visiting faculty members who might not otherwise come to Notre Dame for various reasons. Honorable John T. Noonan Jr., of the U.S. Court of Appeals for the Ninth Circuit, held the Judge James J. Clynes Jr. Visiting Chair in Law this fall. Judge James J. Clynes Jr. '45 endowed the chair specifically to help NDLS attract honored members of the judiciary, esteemed law professors and prominent members of the bar to teach and to conduct public lectures relative to the ethics of litigation within the judicial process. Judge Noonan, a well known Catholic and legal scholar and esteemed jurist, added an enlightening dimension to the NDLS curriculum this fall with his course on Judicial Responsibility.

Two of the Law School's newest permanent faculty members — John Finnis, the Biolchini Family Professor of Law, and Steven D. Smith, the Robert and Marion Short Professor of Law — both came to NDLS largely because of the attraction of their endowed professorships. Professor Finnis held an endowed chair at Oxford University in England. The Biolchini Family Chair, however, served as the vehicle for attracting the world's pre-eminent natural-law scholar from the hallowed halls of one of England's most prestigious universities to the northern Indiana prairie. The income from the endowment enables Professor Finnis to "fund an ongoing series of special conferences designed to allow Catholic scholars to engage in free scholarly discussion of difficult questions debated among faithful Catholics." These annual conferences have addressed subjects such as religious liberty, slavery, and the scope and limits of the political common good. He is currently planning a conference on capital punishment. Professor Finnis believes that these conferences help "deepen our knowledge and understanding of these

issues." He expresses gratitude for the chair, which resulted directly from the Biolchini family's interest in natural-law issues, because it allows him "to undertake both research and teaching oriented directly to philosophical, legal and historical issues of concern to Catholics as Catholics, as well as to everybody of good will."

For Professor Smith, widely acknowledged to be among the top law-and-religion scholars in the nation, the Short Chair allowed the Law School to attract a pre-eminent scholar who didn't necessarily satisfy the school's most pressing curricular needs, but who can help NDLS establish prominence in areas of legal scholarship and debate that can affect the faith lives of all Americans. Professor Smith had held the Byron R. White Chair in Law at the University of Colorado Law School immediately before coming to Notre Dame, where he now is able to expand his research into various constitutional questions involving law and religion, as well as religious freedom. He has used the earnings from the endowment to, among other things, attend a "Law and Religion"

John P. Murphy Trust Chairs in Law

The Law School is engaged in a search to fill these three chairs, the 1999 gift of the John P. Murphy Foundation of Cleveland, Ohio, established by the late John P. Murphy, chairman of the board of the Higbee Company and a Notre Dame trustee for 36 years, until his death in 1969. A member of the NDLS class of 1912, Mr. Murphy practiced law in Cleveland, and eventually became president of the Higbee Company, which operated Cleveland-area department stores for many years. In 1928, Mr. Murphy served as president of the Notre Dame Alumni Association, and in 1952, he received an honorary doctor of laws degree from the University.



William and Dorothy O'Neill Chair in Law

Held by Professor G. Robert Blakey since 1985.

This chair is a 1985 gift of the William J. and Dorothy I. 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.

Paul J. Schierl/Fort Howard Paper Corporation Chair in Legal Ethics

Held by Robert E. Rodes Jr. since 2000.

This chair is a 1988 gift of the Fort Howard Paper Corporation, a diversified manufacturer of paper and paper-related products in Green Bay, Wisconsin, in honor of its former Chairman and CEO Mr. Paul J. Schierl, a member of the NDLS class of 1961. Mr. Schierl joined Fort Howard in 1964 as general counsel, became chair in 1974, and retired from the corporation in 1990. He currently serves as president of the Cornerstone Foundation of Northeastern Wisconsin, Inc.

Mr. Schierl has served as a member of the Law School Advisory Council since 1981, and also serves on the advisory councils for the Salvation Army, Wisconsin

Policy Research, WFIC and the Green Bay Packers. He is co-founder and president of the Greater Green Bay Community Foundation and is a member of the Board of Regents of Saint Mary's College. All of his five children have graduated either from Notre Dame or Saint Mary's.



RODES

conference in London last summer where he presented a paper.

Other chairs serve as recognition of exceptional teaching and scholarship among existing law faculty. In the career of an academic, recognition comes early. Tenure decisions occur within the first six or seven years of an academic career, based on an individual faculty member's body of scholarship. New faculty members, therefore, spend a great deal of time early in their careers on activities that help to prepare them for the tenure review process, including writing their first major articles or their first book, and speaking at conferences where they present their ideas and exchange views with others working in the same field. The promotion track also brings meaningful recognition early in a faculty member's career. The promotion from assistant to associate professor comes before an award of tenure, and the promotion from associate professor to professor can come as early as 10 years into an academic career that might span 30, 40 or even 50 years. A chair, however, represents what University President Reverend Edward A.

Malloy, C.S.C., describes as "the highest appointment the University can make to recognize a faculty member's achievement and potential while expressing the University's own expectation of superior performance."

One of the first endowed chairs at the University — the John N. Matthews Chair in Law — initially honored one of the truly great professors in the history of the Law School. The late Professor Edward F. Murphy, the first Matthews Professor of Law, held that chair for nearly 30 years, until his death in 1996. His successor, Professor Alan Gunn, was named the Matthews Professor of Law in 1996. He has distinguished himself on the faculty for his books in the area of federal taxation, including *PARTNERSHIP INCOME TAXATION* and *CASES, TEXT AND PROBLEMS ON FEDERAL INCOME TAXATION*, a leading casebook on tort law, *STUDIES IN AMERICAN TORT LAW*, co-authored with Vincent R. Johnson '78 J.D., and his unique teaching style, which is legendary among students in his courses on Federal Income

Taxation and the Taxation of Business Enterprises.

In 1985, the University named G. Robert Blakey '57, '60 J.D. the William J. and Dorothy I. O'Neill Professor of Law, in recognition of his status as the nation's foremost authority on the Racketeer Influenced and Corrupt Organization (RICO) Act and wiretapping statutes. A rigorous and demanding, yet beloved, professor, students have honored his teaching with the Law School's Distinguished Teaching Award in 1989 and with the Black Law Student Association's Charles Crutchfield Professorial Excellence Award in 1996. The O'Neill Chair recognizes his teaching excellence, as well as his scholarly leadership.

The newest chaired professor at NDLS, interestingly, just happens to be the longest active member of the faculty.

Robert and Marion Short Chair in Law

Held by Steven D. Smith since 1998; previously held by Professor Emeritus Thomas L. Shaffer from 1988 to 1997.

This chair is a 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, served in the Navy during World War II, and was 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. At one time, he owned the Washington Senators baseball franchise and the Minneapolis Lakers basketball franchise. Mr. Short served on the Law School Advisory Council for many years until his death in 1982. Five of the Shorts' seven children have earned a total of 10 Notre Dame degrees, with four having graduated from the Law School. Brian Short '75 J.D. has served on the Law School Advisory Council since 1984.



Reverend Edward Frederick Sorin Distinguished Teaching Chair in Law

The Law School is currently engaged in a search to fill this chair, a 1998 gift of an anonymous benefactor who gave a total of six chairs in honor of the University's founder to the Law School, the School of Architecture, and each of the University's four undergraduate colleges.

PROFESSOR RODES CELEBRATES INAUGURAL

On October 24, 2000, Professor Robert E. Rodes Jr. celebrated his inauguration as the Paul J. Schierl/Fort Howard Paper Corporation Professor of Legal Ethics with a lecture, Mass and dinner with his friends and colleagues.

In the Law School courtroom, he lectured on "Forming an Agenda: Ethics and Legal Ethics," which discussed the role that the lawyer's ethics and the client's ethics play in forming an agenda for the lawyer's representation of the client. Honorable John T. Noonan Jr., Judge James J. Clynes Jr. Visiting Professor of Law, and Thomas L. Shaffer '61 J.D., Robert and Marion Short Professor Emeritus of Law, provided commentary after the lecture, which was attended by faculty, and students, as well as family and friends of Professor Rodes and his wife Jeanne.

After the lecture, Reverend Dexter S. Brewer, S.J., '82 J.D. celebrated Mass in the Alumni Hall Chapel. The evening concluded with a dinner in the Faculty Dining Room of South Dining Hall attended by over 80 guests, including the Rodes' son and daughter-in-law, David and Jane Rodes of Pittsburgh, Pennsylvania, and Susan R. Schierl Sullivan '89 J.D., daughter of Mr. & Mrs. Paul J. Schierl '57, '61 J.D., of Green Bay, Wisconsin.

The text of Professor Rodes' inaugural lecture can be found on line at www.law.nd.edu/news/rodes.html.

Professor Robert E. Rodes Jr. joined the faculty in 1956. In this, his 45th year on the faculty, he was named the inaugural Paul J. Schierl/Fort Howard Paper Corporation Professor of Legal Ethics. As Dean O'Hara comments, this honor recognizes Professor Rodes' "distinguished record of scholarly publication [and his] equally strong commitment to the distinctive mission of Notre Dame Law School. These contributions, as well as the high regard in which he is held by colleagues and students alike, make his appointment to this chaired professorship richly deserved."

In the coming years, the Law School will fill at least four additional chairs. A 1998 gift to the University from an anonymous benefactor established six Edward Frederick Sorin Distinguished Teaching Chairs in the Law School, in the School of Architecture and in each of the University's four undergraduate colleges. A 1999 gift from the John P. Murphy Foundation of Cleveland, Ohio, has provided the Law School with three additional endowed chairs to honor current faculty or attract new faculty with an interest in legal ethics.

It is important to remember, too, that the gift of an endowed chair creates an everlasting relationship between the benefactor, the institution and the honored professors. Indeed, the University's new monument to endowed-chair benefactors — the granite-clad seating wall around the reflecting pool in front of the Hesburgh Library — memorializes the strength and permanence of this relationship.

Short Professor Emeritus Thomas L. Shaffer '61 J.D. notes the importance of this relationship. He comments that receiving the chair "was a great honor, after many years of being treated better than I deserve by my law school. The largest unexpected payoff from being the Short Professor was my getting acquainted with the Short family — our four law graduates among the children in that wonderful family of lawyers and business leaders. And, above all, I truly appreciate the friendship and kindness, beyond the generous funding of the chair, that I have enjoyed with Mrs. Marion Short, a great and gracious lady."

Indeed, endowed professorships are as important to the intellectual life of the University and the Law School as the

buildings in which we teach our students and as the library resources with which our faculty and students engage in scholarship. They also serve as permanent reminders of the generosity and vision of benefactors who recognize the importance of honoring our finest professors. Father Malloy's own words best describe the impact and legacy of these gifts: "[E]ach [chair] will endure in perpetuity as a tribute to the men and women and organizations whose deeply held convictions and expectations for excellence in teaching and research resulted in the establishment of these endowed chairs that will last for countless generations to come and [that will] strengthen Notre Dame with each passing year."

The quotes from Father Malloy and the information about the endowed chairs is taken from a book on "Endowed Professorships" created by the University's Office of Stewardship to recognize the benefactors of these chairs. For more information on the chairs in the Law School and on the professors who hold those chairs, please visit the Law School's web site at www.nd.edu/~ndlaw/faculty/endowed.html.

**HONORABLE JOHN T. NOONAN JR.,
JUDGE JAMES J. CLYNES JR. VISITING PROFESSOR OF LAW,
REMARKS IN INVESTITURE
OCTOBER 10, 2000**

Judicial ethics is as uncommon a subject today in law schools as professional legal ethics were 40 years ago when Dean Joseph A. O'Meara introduced that topic into the curriculum of Notre Dame Law School. Today, professional responsibility for lawyers is taught almost everywhere. I venture the prophecy that professional responsibility for judges, too, will be a subject that will spread, in whose diffusion Judge Clynès' generous gift and Notre Dame's response will play a part.

Why should judicial ethics be studied? In part, because there is an increased awareness by the public of the frailty of all public officials. We are very far from the age of the post-Tridentine Roman Curia when cardinals as judges were not required to give reasons for their judgments: that they were cardinals was enough. We are very far from Blackstone's denial of a duty of recusal by a judge, "for the law will not suppose a possibility of bias or favor in a judge, who is already sworn to administer impartial justice, and whose authority greatly depends upon that presumption." Once judges were seen as quasi-divine, or as priests, or even as logicians. Now we know that judges are not oracles, but men and women who may be held accountable and must be helped by enforceable standards.

That is one reason why judicial ethics will be studied. A second is the expansion, notably begun in the 1970s, of the role of judges. Judges have managed highways, housing projects, prisons, schools, usually through the mechanism of consent decrees where the conventional features of adversarial conflict have disappeared and the judge has been left as main manager as well as arbiter of the activities that go on under his or her decree. What are the guides for responsible judging here? The guides are being worked out as the new roles are worked out.

A third reason: Many important administrative agencies are quasi-judicial. They determine rights and duties. But the members of the agency — for example, the Federal Communications Commission — are not called judges but commissioners. Are their responsibilities to be shaped by a judicial code? As they perform quasi-judicial acts, are they quasi-judges, and are their acts governed by a quasi-code, or is the full dynamism of judicial responsibility to regulate their responses?

A final reason. The great life issues press upon our legal system. Abortion, euthanasia, capital punishment — each of these areas is affected by judicial pronouncements. The conscience of the judge meets, reflects, shapes and, in a sense, becomes the conscience of the community. The criteria governing this meeting are of the highest consequence — to the judge as a person and to the community itself. The student in the classroom cannot know exactly what it will be like to meet the pressures and problems on the bench. But the student can learn by anticipation and the professor can meditate and reason in tranquility, and guidance will develop. So may the responsible judge be formed in embryo in the school of law of this University and in schools of law throughout the land.

THE CASE FOR SCHOOL CHOICE

Opponents of school choice make two basic arguments: It won't work, and it's unconstitutional. This article is our attempt to tackle these arguments. Our answer in a nutshell? They are wrong.

SCHOOL CHOICE AND THE CONSTITUTION. We begin, as we must, with the Constitution: It would do us no good to debate the relative merits of school choice programs if they in fact represented an unconstitutional "establishment of religion." Fortunately for us, they don't. Here is why. The essence of the constitutional argument against school choice is as follows: School choice programs provide students with the resources to attend the school of their choice; some students will choose to attend religious schools; as a result of those choices, government funds will find their way into the "coffers" of religious schools.* *Res ipsa loquitur*. The difficulty is that, in a series of decisions over the past 15 years — Mueller (1983), Witters (1986), Zobrest (1993), Agostini (1997) and Mitchell (2000) — the Supreme Court has made it increasingly difficult to make that particular argument with a straight face. It is now settled that the Establishment Clause does not bar a religious school from benefiting, indirectly, from private decisions of individual citizens. Thus, in constitutional-law speak, school choice programs that include religious schools are constitutional because they satisfy the Supreme Court's two basic requirements of "neutrality" and "indirection." That is, the beneficiaries of the program are not identified by the government on the basis of religion. Even if religious schools benefit from school choice, they benefit indirectly. Only if an individual citizen decides to send his or her child to a religious school does the school benefit.

SCHOOL CHOICE AND SOCIAL JUSTICE. Although school choice is often framed as a "conservative" issue, many

are coming to see it as a matter of simple social justice. In fact, it is school choice that holds out the greatest promise for achieving some of our most cherished social justice goals. Consider, for example, the quest for equal educational opportunity. America's public schools are failing the children who need them most — poor children for whom a quality education represents the best hope for a better future. We cannot stand by while another generation languishes in the face of cold, hard data that *proves* private and religious schools succeed where public schools fail at educating poor, minority students. This is not polemic: In study after study, respected social scientists have chronicled the amazing successes of inner-city private schools, especially Catholic schools. For example, a recent University of Chicago study found the following: The probability that an inner city minority student would graduate from high school increased from 62 to 88 percent when that student moved from a public to a Catholic high school; African-American and Hispanic students attending urban Catholic schools were more than twice as likely to graduate from college than their public-school counterparts; and minority students attending urban Catholic schools could expect to earn at least 8 percent more than their public-school counterparts. Significantly, these successes do not result from the Catholic schools "cream-skimming" the best students. As respected sociologist James Coleman found, "performance of children from parents with differing educational levels is more similar in

Catholic schools than the public schools as well as being generally higher," a trend which holds across race and income level. What's more, Coleman and others have found that students attending private schools are more likely to learn in a racially integrated environment and to form friendships with students from other socioeconomic and racial groups.

Can a school choice program replicate what Father Andrew Greeley has called the "Catholic school effect"? We think so, and results of the fledgling programs in Milwaukee and Cleveland confirm that our optimism is not unfounded. But school choice is not simply a matter of utility: Even if the test scores were a wash, simple social justice would demand it. Why?

When a private foundation offered to fund 40,000 private scholarships for elementary and secondary youngsters, 1.25 million parents signed up — representing one out of every 50 school children in America. These and other poor parents have, for too long, been treated more as problems to be solved than as persons, more as clients than as co-citizens. They have been told, in subtle and not-so-subtle ways, "Trust us with your children (even as we fail them time and time again), for you are not to be trusted with them." School choice gives these parents more than hope for their children's future (although that should be enough), it gives them back their dignity.



*"Coffers" is a word used, in our experience, solely to describe the financial accounts of (a) pirates and (b) religious schools.

FACULTY notes

Contact information for individual faculty members is available on the Law School's web site at www.nd.edu/~ndlaw/faculty/faculty.html. The site provides hot links with each faculty member's e-mail address, as well as regular mail, telephone and fax information.

■ **MATTHEW J. BARRETT '82, '85 J.D.** published the 2000 Supplement to the second edition of the *ACCOUNTING FOR LAWYERS* casebook that he co-wrote with Professor David R. Herwitz of Harvard Law School. The 152-page supplement includes 105 pages of text discussing developments occurring between December 31, 1996, and April 30, 2000.

■ **JOSEPH P. BAUER** served as a panelist at a conference on "An Agenda for Anti-Trust in the 21st Century," sponsored by the American Antitrust Institute in Washington, D.C., in June. He has also been appointed a member of the advisory board of the American Anti-Trust Institute.

He spoke on "Napster & MP3.com: The Future of Copyrights" to a meeting of the NDLS Business Law Forum in September.

■ **G. ROBERT BLAKEY '57, '60 J.D.** served as counsel for the plaintiffs in *Summit Properties v. Hoechst Celanese Corp.*, a case recently before the Fifth Circuit. The plaintiffs owned properties in which were installed plumbing systems containing polybutylene, a byproduct of oil refining. The plaintiffs contended that the defendants manufactured and marketed these plumbing systems and components through a complex fraudulent scheme, and claimed that the defendants knowingly made false claims in marketing the product. The plaintiffs alleged that the particular type of plumbing not only failed to

perform its intended function, but that it also caused severe property damage. The plaintiffs further alleged that the defendants engaged in a conspiracy to defraud by directing a campaign to make this particular plumbing material the "material of choice," to create a strong market for the product. The trial judge dismissed the case after the plaintiffs conceded that they had not relied to their detriment on the defendants' allegedly fraudulent misrepresentations that served as the basis for the RICO claims, because such reliance is necessary to establish proximate cause under RICO. The Fifth Circuit affirmed, stating that the "requirement of reliance by the plaintiff is a common sense liability limitation."

Professor Blakey also provided commentary for a USA TODAY article on September 12, 2000, regarding the case involving scientist Wen Ho Lee and security issues at Los Alamos National Laboratory. He noted that the testimony of the FBI supervisory special agent involved in the case revealed a "stunning weakness" in the government's case, which led to an acceleration of plea negotiations. In the September 29, 2000, edition of the WALL STREET JOURNAL, in an article on the federal government's attempts to pursue litigation under RICO against the tobacco companies, Professor Blakey noted that the government had "won big" in a recent hearing in which a federal judge agreed to allow the government to pursue racketeering claims against tobacco companies, because the government now has "the right to litigate and ask to forfeit from the industry all illicit profits," despite the fact that the judge also denied the government's request to pursue a suit for the billions of dollars spent on medical care for people with smoking-related illnesses. He predicts that the case will be settled, noting that he believes that the case is "not about cash, it's about conduct."

He participated in a panel discussion at a meeting of the Antitrust, RICO and Labor Law Committee of the ABA's Section on Labor and Employment Law during the ABA Annual Convention in New York in July.

■ **GERARD V. BRADLEY** published *Same-Sex Marriage: Our Final Answer?* in volume XIV of the NOTRE DAME JOURNAL OF LAW, ETHICS & PUBLIC POLICY, in the journal's "Symposium on Privacy and the Law" issue.

On July 20, he testified before the Constitution Subcommittee of the House Judiciary Committee regarding the Born-Alive Infants Protection Act of 2000.

■ **PAOLO CAROZZA** gave a talk at an NDLS Faculty Colloquium in October on "Fundamental Rights and Subsidiarity in the Constitutional Structure of the European Union."

■ **HONORABLE HARRY CRITTENDEN DEES JR.**, adjunct associate professor of law, has been reappointed to a second 14-year term as bankruptcy judge for the Northern District of Indiana, effective October 1, 2000.

■ **FERNAND N. "TEX" DUTILE '65 J.D.** provided commentary for an article on changing trends in marriage and relationships in the August 13, 2000, edition of the SOUTH BEND TRIBUNE.

■ **BARBARA FICK** presented "The Role of Law in Achieving Equality: The American Experience" at Universidad Ponpeu Fabra, in Barcelona, Spain, on May 11; "Core Labor Standards and International Financial Institutions" at the Conference to Build Cooperation among South/Central European Trade Unions, in Budapest, Hungary, on June 10; and "Trade Unions, the World Bank and the International Monetary Fund in Romania," "The Structure and Funding Operations of the International Monetary Fund," "The

Structure and Funding Operations of the World Bank" and "Trade Union Strategies for Influencing the Policies of the IMF and the World Bank" for Romanian trade union leaders and government ministers in Neptun, Romania, on July 24-25.

She also commented on the effectiveness of mediation and other alternative dispute resolution techniques for settling employment problems in an article titled *Stuck in the Middle*, in the November 1, 2000, edition of ENTREPRENEUR MAGAZINE.

■ **NICOLE S. GARNETT** and **RICHARD W. GARNETT** co-authored *School Choice, the First Amendment, and Social Justice*, in the TEXAS REVIEW OF LAW & POLITICS. They also organized and participated in panels at a conference on "Faith (and) Works: Charitable Choice, Religious Liberty, and Defining the Common Good," in Indianapolis in July. Both were among a host of attorneys advising the Republican Party on legal and criminal matters during the campaign.

■ **RICHARD W. GARNETT** published *Dangerous Days?: Elian Gonzalez, Parents' Rights, and the Fourth Amendment*, and *Grand Parents vs. Parents . . . Or Judges vs. the Law?* in the NATIONAL CATHOLIC REGISTER; an op-ed piece titled *A Victory for the Family* in the WALL STREET JOURNAL on June 6; *Education Reform at the Crossroads: Politics, the Constitution, and the Battle Over School Choice* in the GEORGE MASON UNIVERSITY CIVIL RIGHTS LAW JOURNAL; *Francis Bacon Takes on the Ghouls: The "First Principles" of Religious Freedom* in THE GREEN BAG; and *Lieberman Talks the Talk; Bush Lives It* in the October 29, 2000, edition of the LOS ANGELES TIMES. He also e-published *Establishment Clause House Cleaning* as a "Guest Comment" on NATIONAL REVIEW ON LINE.

He also co-authored a Petition for Writ of Certiorari in the case of *K.D.M. v. Reedsport School District*. The questions presented for review involve whether the Free Exercise Clause and the Equal Protection Clause allow the state of Oregon to deny on-site special-education benefits to disabled children solely on the basis of the religious nature of the schools they attend.

Professor Garnett received high praise on the criminal-law e-mail list CRIM-PROF for predicting the winning side, the

TEX DUTILE APPOINTED CHAIR OF FACULTY BOARD ON ATHLETICS

University President Reverend Edward A. Malloy, C.S.C., has appointed **Professor Fernand N. "Tex" Dutile '65 J.D.**, chair of the University's Faculty Board on Athletics. Professor Dutile will also serve as Notre Dame's Faculty Athletic Representative to the National Collegiate Athletic Association (NCAA).

In a statement released to announce the appointment, Father Malloy commented, "Not only in the Law School, but also as the member of an array of University committees and other bodies, Tex Dutile has earned a richly deserved reputation for his intelligence, judgment, independence and integrity. I have great confidence in Tex and I know that the University will be well served with him in these two critically important positions."

A member of the NDLS class of 1965 and a member of the faculty since 1971, Professor Dutile has extensive experience on the Faculty Board, having been a member from 1991 to 1998. He was also a member of the subcommittee on academic integrity of Notre Dame's NCAA Self-Assessment Committee in 1995. The self-assessment is part of the process by which the NCAA certifies athletic programs.

Professor Dutile served a total of 25 years on the University's Academic Council, including nine years on its executive committee, and has been a member of the Provost's Advisory Committee and the search committees for the University's two most recent provosts. He also played key roles in each of the University's most recent self-studies: the PACE committee in 1982 and the *Colloquy for the Year 2000* 10 years later.

Law students of the early 1990s will remember when then-Associate Dean Dutile served as acting dean of the Law School from 1991 to 1993 when then-Dean David T. Link served as founding chancellor of the University of Notre Dame-Australia. Professor Dutile held the position of associate dean for a total of nine years, from 1988 to 1991 and again from 1993 to 1999.

The Faculty Board on Athletics serves as the principal advisory group to the president on educational issues related to athletics. The board has 15 members: seven elected from the University's teaching-and-research faculty; four appointed by the president including three from the teaching-and-research faculty and one from the student body; and four *ex officio* members including the vice president for student affairs, the director of athletics, the director of academic services for student-athletes and a representative from the president's office.

The board's principal purpose is to foster the University's commitment to academic integrity in athletics and to ensure that the athletic program operates in consonance with the University's educational mission. It also serves as a formal liaison between the faculty and the athletic department. Among its activities, the board monitors data on the admission of student-athletes and their academic performance, progress toward degrees, and graduation rate. It also assesses the effectiveness of institutional support for student-athletes. The board approves or declines all petitions for a fifth year of athletic eligibility.

The board's activities closely match the responsibilities of the NCAA faculty representative, who is also expected to advise the president, uphold academic integrity and student welfare, and serve as the liaison to the institution's faculty. The faculty representative also functions as a principal link between the institution and the NCAA in matters of eligibility, certification and compliance with NCAA regulations.

Previously, the executive vice president served *ex officio* as both the chair of the Faculty Board and as the NCAA faculty representative. When Father Malloy assumed direct responsibility for athletics earlier this year, the Faculty Board was restructured and provision was made for the president to appoint the chair and the faculty representative from among the tenured teaching-and-research faculty who are either elected or appointed members of the board.

"At Notre Dame, academics and athletics, both so prominent in the University's history, must operate in a crucial but delicate balance," Professor Dutile commented. "In my roles as Faculty Athletics Representative and as chair of the Faculty Board, I look forward to working with my able colleagues, in both the academic and the athletics arenas, to maintain that balance. Together, we can help assure that excellence characterizes both sides of the scale."

margin of victory and the writer for the Court in *Dickerson*, the Supreme Court's recent *Miranda* re-visit.

■ **JIMMY GURULÉ** is author of *THE FEDERAL FORFEITURE GUIDE*, a monthly legal reporter that summarizes and examines the latest federal court decisions on criminal and civil asset forfeiture. He also published the second edition of *INTERNATIONAL CRIMINAL LAW: CASES AND MATERIALS*, a casebook that he co-wrote with Jordan J. Paust, Cherif Bassiouni, et al. The 1,135-page book has been adopted by at least 15 law schools. In November, he published the 2000 supplement to his casebook, *THE LAW OF ASSET FORFEITURE*.

While with the London Law Programme for the year, he gave an invited lecture to the Institute for Advanced Legal Studies in London on "U.S. Objections to the Permanent International Criminal Court." He also gave the invited Distinguished Lecture at Florida State University College of Law, speaking on "The Permanent International Criminal Court: Principles of Complementarity and Admissibility."

He commented on the decision by John and Patsy Ramsey to agree to talk to investigators looking into the 1996 death of their daughter, JonBenet, in the August 25, 2000, edition of *USA TODAY*, and on Fox News on August 31.

■ **M. CATHLEEN KAVENY** participated in a program on "Religiously Grounded Morality: Its Proper Role in American Law and Public Policy," at the Wake Forest University School of Law in October.

■ **CARMELA KINSLOW**, head of Access Services in the Kresge Law Library, coordinated and moderated a program entitled, "Leadership in Diversity: The Last Socially Acceptable Prejudice," at the annual meeting of the American Association of Law Libraries in Philadelphia on July 17.

■ **DAVID T. LINK '58, '61 J.D.**, dean emeritus, was featured in an August 6, 2000, *NEW YORK TIMES* article titled *Private Sector; The Law's Spirit Over Its Letter* for his work at St. Thomas University School of Law in Minneapolis/St. Paul, Minnesota.

■ **JUAN MÉNDEZ** appeared before the Inter-American Court of Human Rights as chief delegate for the Inter-American Commission on Human Rights at an August hearing on the commission's motion requesting an injunction against the Dominican Republic on the matter of collective deportation of Haitians. He was accompanied by representatives of the petitioners in the case, who included lawyers for the human-rights programs at Columbia Law School and the University of California-Berkeley, as well as lawyers from the Center for Justice and International Law. The commission had some success on its petition, when the court ordered the Dominican Republic not to deport some named individuals, to allow the return of other named individuals who had been wrongfully deported, to assist in the reunification of those families, and to abstain from retaliation against the commission's witnesses. The commission did not succeed, however, in obtaining a more general measure enjoining the government from deporting certain categories of people. Nevertheless, Professor Méndez feels that the measure is an important precedent because, for the first time, the court has gone beyond protecting only the rights to life and physical integrity, to protecting all other rights under the convention through injunctive relief.

Among other work with the commission, Professor Méndez reports success on a "precautionary measure" he drafted to request that the government of El Salvador provide AZT treatment to some 30 named petitioners, all patients of the national health service suffering from advanced stages of AIDS who claimed that only AZT treatment would help them manage the fatal disease. And in October, he appeared before the Committee on Legal and Political Affairs of the Permanent Council of the Organization of American States in Washington, D.C., speaking on "The Rights of Migrant Workers and Their Families," a topic for which he is the commission's special rapporteur.

In September, he traveled to San Francisco for a meeting of Amnesty International-USA Lawyers Network at the University of California-Hastings School of Law. He delivered the keynote address for the meeting, which was dedicated to accountability and international truth-and-justice efforts.

CAROL MOONEY CELEBRATES 20 YEARS OF SERVICE

Carol Ann Mooney '77 J.D., who serves the University as vice president and associate provost as well as professor of law, celebrated 20 years of service to the University in September. Professor Mooney joined the NDLS faculty in 1980, became an associate professor of law in 1984 and professor of law in 1991. In addition to her teaching responsibilities, she has served as assistant dean (1988-91) and associate dean (1992-93), and in 1996 was named vice president and associate provost of the University. She earned her B.A. from Saint Mary's College in 1972, and her J.D. *summa cum laude* from NDLS in 1977, where she was also awarded the Law School's highest honor, the Hoynes Prize.

Although her duties at the Provost's Office have taken her away from the classroom for several years, she hopes to return to some teaching in the near future in the areas of estate planning, trusts and estates, and federal courts. From 1985 to 1997, she served as reporter to the Judicial Conference Advisory Committee on the Federal Rules of Appellate Procedure, and since 1997 has been a member of that committee.

Three new books also contain contributing articles written by Professor Méndez, including: *The Consolidation of Democracy and Human Rights in Latin America*, co-written with Javier Mariezcurrena, in *HUMAN RIGHTS: NEW PERSPECTIVES, NEW REALITIES* by Adamantia Pollis and Peter Shwab, editors; a paper he gave at a conference at Dartmouth University in August 1998 about Latin American experiences and comparative analysis in *THE POLITICS OF MEMORY* by Ifi Amadiume and Abdullahi An Na'im, editors; and *The Inter-American System of Protection: Its Contributions to the International Law of Human Rights* in *REALIZING HUMAN RIGHTS* by Samantha Power and Graham Allison, editors. In addition, *HECHOS Y DERECHOS*, the review of the Argentine Ministry of Justice and Human Rights, has published an article Professor Méndez co-wrote with Gaston

Chillier '00 LL.M. titled *No relativizar los derechos humanos, on cultural relativism*, in its fall 2000 issue.

■ **JOHN C. NAGLE** commented on judicial activism in an article titled *Campaign 2000 Focus is "Judicial Activism," but Critics of Right and Left Disagree on its Definition*, in the August 21, 2000, edition of THE NATIONAL LAW JOURNAL. He also addressed the possible outcome of the Supreme Court's upcoming decision in *Solid Waste Agency of Northern Cook County v. U.S. Army Corps of Engineers* in an article titled *Playing Variations on Legal Themes* in the October 2, 2000, edition of the NLJ.

■ **LUCY SALSBUARY PAYNE '88 J.D.**, research librarian, presented a two-hour continuing legal education program on "Legal Research on the Internet" to the judges of the Indiana Supreme Court and Indiana Court of Appeals, and to clerks at the Indiana Court of Appeals and tax court. She also presented a speech titled "Understanding the Fourth Amendment" to the League of Women Voters of Elkhart County (Indiana).

■ **TERESA GODWIN PHELPS '73, '75 M.A., '80 Ph.D.** organized a "Colloquium on Legal Discourse" at the University this past summer. The program, designed to provide an intensive, exciting week of total immersion in the substantive nature of legal writing, featured several prominent scholars including Professor James Boyd White of the University of Michigan and Martha Nussbaum of the University of Chicago. Participants read selected articles, heard lectures, attended workshops and took part in informal group discussions.

■ **WALTER F. PRATT JR.** has been elected to serve as secretary/treasurer of the American Society for Legal History, and participated in the society's annual meeting in Princeton, New Jersey, in October.

■ **WARREN D. REES**, research librarian, published *A New Legal Citation Manual: What Will It Mean for Law Librarians?* in the September 2000 edition of the AALL SPECTRUM, an official publication of the American Association of Law Libraries.

■ **CHARLES E. RICE** spoke at a meeting of the St. Thomas More Society in St. Louis, Missouri, in July, where he discussed a range of issues including school prayer, homosexual Boy Scout masters and partial-birth abortion. He also gave a talk on recent judicial decisions relevant to life issues and the November elections at Our Lady of Mount Carmel Catholic Church in Carmel, Indiana, in September.

■ **HONORABLE KENNETH F. RIPPLE** addressed the Bankruptcy and Creditors' Rights Section of the Allen County (Indiana) Bar Association on

"Appealing the Bankruptcy or Commercial Case to the Court of Appeals" in Fort Wayne in July.

In June, he addressed the Benjamin Harrison American Inn of Court, also in Fort Wayne, on the occasion of his being inducted as an honorary member of the inn in recognition of his long and distinguished service to the bench and bar.

■ **JAMES SECKINGER '68 J.D.** taught trial advocacy courses in El Salvador, New Zealand and Canada during the summer of 2000. In El Salvador, he designed and conducted an advocacy-training program on the common-law adversarial system and conducted a teacher-training program to both strengthen local law schools and enhance future training efforts. Nadia Jennifer Soundy '98 LL.M. made significant contributions to the planning, development and implementation of both programs. In New Zealand, Professor Seckinger worked with the Law Society to enhance its Litigation Skills Program for practicing lawyers. In Canada, he conducted a trial-advocacy skills program in English and in French for a national law firm, McCarthy Tetrault.

■ **THOMAS L. SHAFFER '61 J.D.** published *Towering Figures, Enigmas, and Responsive Communities in American Legal Ethics* in the MAINE LAW REVIEW. The article grew out of his Frank M. Coffin Lecture on Law and Public Service.

■ **DINAH SHELTON** spoke on "Conceptual Development of International Environmental Law" to the Commission on Environmental Law of the World Conservation Union at its Second World Conservation Congress in Amman, Jordan, in October. With Alexandre Kiss, she drafted a resolution, which the congress unanimously adopted, recommending that nation-states use an international minimum standard for environmental protection in the absence of precise legal rules on a particular issue. The resolution is modeled on the "Marten's Clause" in the laws of war, which provides that, until a complete code of conduct is adopted, nation-states and individuals must act according to the "laws of humanity and the dictates of the public conscience."

BOOK OF INTEREST: JUAN MÉNDEZ FEATURED IN BOOK, HONORED AT KENNEDY CENTER

Professor Juan Méndez, director of the Center for Civil and Human Rights, is included in a new book, *SPEAK THE TRUTH*, by Kerry Kennedy Cuomo, with photographs by Eddie Adams (Crown Publishers 2000). The book features the personal stories of 51 human-rights activists from 35 countries around the world. According to the overleaf, the book "examines the quality of courage with women and men who are dramatically changing the course of events in their communities and countries."

On Sunday, October 8, PBS presented a program from the Kennedy Center that included a dramatization based on the book written by Chilean playwright Ariel Dorfman. Artists reading from the script included Alec Baldwin, Kevin Kline, John Malkovich, Hector Elizondo, Giancarlo Esposito, Sigourney Weaver, Alfre Woodard, Rita Moreno and Julia Louis Dreyfus. Jackson Browne and Hugh Masekela supplemented the drama with individual live performances. President Clinton also addressed the audience at the beginning of the program.

In tandem with the book, the Corcoran Gallery of Art in Washington, D.C., is hosting a major exhibition, which will travel nationally, beginning in January 2001 at the Newseum in New York, New York. The authors also plan a fully integrated web site as well as an educational and advocacy campaign by Amnesty International.

Par for Her Course:

Mary Yu '93 J.D.,
Exemplar of Service

BY LUCY SALSBUARY PAYNE '88 J.D.,
RESEARCH LIBRARIAN

I really like being at the Notre Dame Law School, especially in the fall. I enjoy playing early morning golf with 3Ls and running downstairs on home-football Fridays to hear the band play the "Fight Song." I relish chats with law school alumni who return to interview our students or take in a football game. It's great to hear about growing families, career successes and pet *pro bono* projects.

This fall there was one alumna I did not see, however. Washington Governor Gary Locke had appointed Mary Yu '93 J.D. to the King County Superior Court in March 2000. Assigned first to the Civil Division at the downtown Seattle, King County Courthouse, Mary's calendar on and off the bench was full. In September, she faced her first judicial retention election in September. Thus, Mary spent her much of her fall meeting folks and explaining her views.

Hard work and serving the less fortunate is par for the course

for Mary. Growing up in Chicago's inner city, Mary's parents were working-class immigrants — her father from China, her mother from Mexico. Her parents saved five dollars per week to ensure that Mary and her brother would be educated in Catholic schools. Mary graduated from Rosary College, now Dominican University, in 1979 and received an M.A. in theology from Loyola University in 1989.

Mary worked with impoverished Chicagoans for 10 years in the Peace and Justice Office of the Archdiocese of Chicago under Joseph Cardinal Bernardin. In 1985, Mary was appointed the first woman director of that office. She also served on the Leadership Council for Metropolitan Open Communities, a city-wide fair housing organization, and on the City of Chicago Commission on Women.

In 1989, Mary moved to the northwest to work as an education consultant for the Washington State Catholic Conference. Through her work on the United States Bishops' International Policy Committee of the U.S. Catholic Conference, Mary met the late Reverend William M. Lewers, C.S.C., who had returned to NDLS in 1988 to head the Center for Civil and Human Rights. Father Bill encouraged Mary to attend law school at Notre Dame. Mary credits NDLS for providing her with a values-centered framework in which to study law.

While at Notre Dame, Mary worked as an assistant rector in Siegfried Hall, then a women's dormitory. She recalls her work at Siegfried as her most fulfilling experience on

campus. In addition to her residence hall work, Mary stayed busy as copy editor of the NOTRE DAME JOURNAL OF LAW, ETHICS & PUBLIC POLICY and participated as a White Scholar in the Thomas J. White Center on Law and Government, a research institute devoted to encouraging Notre Dame law students to analyze public policy from moral and ethical perspectives and to enter government service. It is not surprising, then, to read comments from the King County prosecutor that Mary is "a leader in public policy," or from the county executive that she "is on a mission in life, and she seems determined to do all the positive things she can do to serve the community," or from Washington Supreme Court Justice Bobbe Bridge who, as King County Superior Court presiding judge, said, "[Mary] is passionate about what she does, and about doing the right thing. She never lets anyone give up when she knows the cause is right."

While in law school, Mary was a member of the Barristers Team and received the American Jurisprudence Award in Trial Advocacy. At graduation, Mary's contributions to ND were acknowledged when she received awards as both the 1993 Distinguished Graduate Student of the Year and the National Association of Women Lawyers' Outstanding Woman Law Graduate.

During her law school summers, Mary worked in the King County Prosecutor's Office as an extern and intern and, upon graduation, as an assistant prosecutor. She worked in the Criminal Division with domestic abuse and sex-crime victims, the Appellate Division and, finally, in the Civil Division where, among other tasks, she served as the lead lawyer for the county offices handling civil rights enforcement as well as minority and women's business enterprises. At the time of her judicial appointment, Mary was serving as deputy chief of staff of the



Mary Yu '93 J.D. (left) with Lucy Payne '88 J.D.
at Mary's graduation in May 1993.

Prosecutor's Office, the first woman or minority to reach that rank.

Mary helped implement Washington's Becca Bill, a law designed to involve community resources in providing services to self-destructing children. She was a founding member of the King County Steering Committee on truancy, and has developed early intervention strategies for youth at risk. She has also served as a member of the Asian Pacific Islander Youth Task Force.

For all her forward thinking on issues relevant to youth and crime, Mary nevertheless remains connected to her past. She has worked tirelessly to ensure access to justice, particularly for minorities and women. She has been a member of the Washington State Minority and Justice Commission, where she was active on the Workforce Diversity Subcommittee, and on the King County Bar Association's Ethnic Diversity in the Legal Profession Committee. Mary has also served on the Board of Directors of the Asian Counseling and Referral Services, and has taught citizenship classes. As a judge, she has encouraged the development of a volunteer "program of accompaniment" within the Hispanic community. Such volunteers provide native Spanish-speaking litigants, especially those without financial resources and who live on the margins, with more than just a translation to help understand court proceedings — rather, the volunteers are companions of the "same culture or race in the midst of strangers in a very cold courtroom."

In her judicial retention election this fall, Mary faced Michael Morgan in what the SEATTLE TRIBUNE called "perhaps the most contentious of the [Superior Court] races." Mary received broad-based endorsement that included more than 65 judges, Democrats and Republicans, community leaders, and members of labor, law enforcement and women's groups. Although Michael Morgan graduated from the University of Puget Sound Law School, he chose to play up his Notre Dame connection — having attended the NDLS summer London Programme. (Who can blame him for capitalizing on his ND connection?) Mary soundly defeated him and will serve another four-year term, yet she remains graceful, "I do not think I would be where I am were it not for people consciously trying to provide me with opportunities for growth. I look back at my life

and I think I'm just a very lucky person. There have been many people in my life giving me a chance to succeed, from family, teachers, and every single employer."

Like so many of our NDLS alumni, Mary reaches out to our students. Long-time friend Sue Secker, associate provost at Seattle University, calls Mary an ambassador for Notre Dame. I have certainly found that the case the many times I have referred Seattle-bound students to Mary. She has discussed career options, described the Seattle legal market, helped summer students trying to negotiate summer housing and encouraged newcomers who went to Seattle during the downturn in the hiring market. Despite her busy schedule as a judge, Mary remains a vital link in the Law School's alumni network.

In the summer of 1998 while in Seattle, I visited law firms to encourage them to hire our students. Mary pointedly asked me what I was doing to encourage our students to enter public service, particularly government service. She debunked the myth about loan payments exceeding opportunities to make a difference while making a living, and encouraged NDLS to provide a greater focus on government service.

Over the years while playing golf with law students, I have observed their ability to focus, bounce back from a tough shot, persevere, compete. I have developed wonderful friendships as we have talked about legal education and career options. Mary Yu and Kate Smith '93 J.D. were among the first women students with whom I played regularly. I recall our discussions about opportunities for women and, as a research librarian, I had to field their questions about the inscription on the north face of the wall outside the Kresge Law Library. After more than 30 years of women in the Law School, and particularly since the modifications that led to the inscription occurred after women were admitted, how was it, they asked, that still chiseled in stone the words read,

Here
is that plentiful nourishment
which feeds yet never fills.
It causes men
to hunger and thirst
mightily after justice.

What would it take, they questioned, to make the language more gender-inclusive?

We talked about art and architecture, feasibility and costs of retrospective corrections, raising social consciousness and fund raising, and joked about the "self-help" approach to solving legal problems. What if, they wondered, a sign appeared at the end of the fourth line? The inscription would then read, "It causes men and women to hunger and thirst mightily after justice." That year, from mid-April to the end of the school year early each morning a small paper sign appeared amending the inscription. And every day, someone, perhaps from the Dean's Office located just to the right of the inscription or from the library to the left or maybe a custodian, removed the sign.

Despite the noninclusive inscription, the women of NDLS continue to "hunger and thirst after justice," leaving NDLS empowered to improve their local communities. Cathy Shaffer, of the King County Washington Women Lawyers' Association, wrote that "Judge Yu is known, not only for her intellect, passion, and commitment to justice, but for being immensely hard-working and fearless. . . . For the women who practice before her, the women judges who she joins on the bench, and the female defendants, victims, witnesses, and litigants who come before her, her appointment can be nothing but good news."

Again this fall, I have golfed with 3Ls. Bridgit, Maureen and Emily are editors from the NOTRE DAME JOURNAL OF LAW, ETHICS & PUBLIC POLICY. As we slosh through the early morning dew, I look back over the many years of golf I have enjoyed with students who have become judicial law clerks, successful public interest and private sector lawyers, community leaders and now, with Mary Yu's elevation to the bench, a state judge. Roy, the starter, a bit older, still kids me about "who's running the Law School" while I'm on the course, and he always asks about Mary. Although my handicap hasn't dropped much since Mary and I played, I take pride in knowing that Notre Dame Law School continues to "put in play" strong graduates like Judge Mary Yu who go on to positively impact their communities.

For more information on Mary Yu and her campaign, please visit her web site, www.judge-maryyu.org.

Lucy Payne can be reached via e-mail at payne.1@nd.edu.

Helping Crime Victims Obtain Justice

BY JIM FERGUSON '92 J.D.

Part of Notre Dame Law School's mission is to prepare lawyers "who are committed to championing the cause of justice." The Law School also seeks to sensitize its students to the possibility of bringing "about peace by working for justice." This expressed focus on social justice is one of the primary reasons I decided to attend Notre Dame. Having the opportunity to learn from challenging teachers like Reverend William M. Lewers, C.S.C., and Professor Conrad Kellenberg only confirmed for me that I had chosen wisely in selecting a law school. Since graduating, however, it has been a constant challenge to make the fight for justice a real and integral part of my law practice. Other than a one-year period when my wife, Lisa Bucci Ferguson '92 J.D., and I had the opportunity to work in a Miami legal clinic representing Haitian asylum seekers, my work as a litigator had focused more on winning cases and less on fighting for justice. Unfortunately, the two often were not the same thing.

Now, however, I work with the National Crime Victim Bar Association (NCVBA), an organization that puts the fight for justice at the heart of all of its work. The NCVBA is a nationwide network of trial attorneys who represent crime victims in civil cases against perpetrators and against negligent third parties. There is an increasing need for qualified, compassionate attorneys who are ready to take on the important work of representing crime victims in civil cases.

Last year, almost 30 million Americans became victims of crime. For far too many victims, the criminal legal system either does not produce justice, or results in incomplete justice. Many cases simply are not prosecuted or, if they are, the cases often are resolved by means of a plea agreement that does not take sufficient account of the victim's concerns. Crime victims can also be denied justice when the criminal case is tried unsuccessfully, or when there is a conviction, but the sentence does not fully reflect the ways in which the crime devastated the victim's life. Even when a prosecution produces everything the crime victim had hoped for, the criminal trial still results only in the defendant being held accountable to the state, and not to the victim. In light of these shortcomings, crime victims should understand that the civil justice system is an alternative path by which they can pursue justice.

Many crime victims file civil suits seeking things they did not find in the criminal justice system. Whether it is a negligent security case, a sexual assault or molestation case, a negligent hiring case, a D.W.I. car-crash case, or one of the numerous other types of civil suits filed by crime victims, these cases can provide a measure of financial compensation, accountability and control that often is not available to victims in criminal cases.

For example, as mentioned above, in many cases where a wrong has clearly taken place, the prosecution is unable to prove its case beyond a reasonable doubt. The killing of Amadou Diallo by New York police officers was such a case. Although the officers, who shot Mr. Diallo 41 times as he attempted to pull out his wallet, were acquitted of criminal charges, Mr. Diallo's family recently filed a wrongful death suit that may provide them with some of the accountability that so far has been lacking.

Crime victims have little or no control over a criminal case. In many states, perpetrators can still have victims excluded from all or part of a criminal proceeding by invoking the rule on witnesses. And while a victim's input may be sought regarding a proposed plea agreement, the prosecutor has the final say about what deal will be offered.

Crime victims who pursue civil cases have more control over the process, however. In a civil case, the criminal cannot exclude a victim/plaintiff from the courtroom, nor can a case be settled without a victim's consent. Rather than being brought in the name of the state, civil cases are instituted by victims and brought in their name.

Civil cases also allow victims to hold accountable an entire class of defendants that cannot be touched in criminal cases: third parties whose negligent conduct caused the conditions that allowed a crime to occur. For example, armed guards from an Aryan Nations compound brutally assaulted Victoria Keenan and her son Jason. The individual security guards were criminally convicted. The Southern Poverty Law Center then filed a civil suit on behalf of the Keenans against the Aryan Nations organization for negligently supervising its guards. The jury recently awarded the plaintiffs a sizeable verdict — over \$6 million. Other examples of third parties who frequently are found liable include tavern owners who serve clearly intoxicated patrons who later injure others in drunk-driving crashes, and landlords who fail to provide reasonable security measures on their property despite the threat of foreseeable criminal activity.

Crime victims from around the country call the National Crime Victim Bar Association seeking attorneys to represent them in civil cases. The NCVBA then refers these victims to its members in the victim's local area. The NCVBA offers other resources like an Internet-accessible database of more than 11,000 summaries of civil cases arising out of criminal acts, and publications summarizing current case law and analyzing issues related to crime victim litigation.

The financial cost of crime to victims has been estimated at \$450 billion each year. Each victim has a potential tort claim arising out of the criminal act. The number of crime victims who actually pursue such cases is increasing. The attorneys who take these cases regularly report that in doing such work they feel they are "championing the cause of justice."



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Lifestyles and Law Practice

BY MIKE ODDO '84 J.D. AND VIC HENRY '83 J.D. (GEORGETOWN)

Yogi Berra is well known for his baseball career, but not for brilliant law firm management concepts. One of Yogi's famous remarks, however, has inspired the birth of a new firm: "If you don't know where you're going, when you get there you'll be lost."

As two of the founders of that new law firm, both astute collectors of "Yogi-isms," we presented our views on balanced management of a law career and life last spring to the NDLS class of 2000. At the invitation of Professor Bob Rodes, we spoke to the third-year ethics classes about private law practice.

During Mike's years at the law school, Professor Rodes' reputation among students and faculty emphasized his exceptional personal concern for the students' well-being. When we contacted him about our presentation last spring, over 15 years after Mike's graduation, Professor Rodes' empathy for the graduating third-years remained genuine. We discussed alternatives with him for the best forum in which to present our topic. Professor Rodes offered his third-year ethics class because nearly every soon-to-be-graduating 3L would be exposed to our challenge of their career ideas. Professor Rodes expressed particular interest in demonstrating, through our experiences as practicing attorneys, that heavy school debt does not mandate accepting the highest-paying job offered.

Our talk, titled "Saving Private Practice," gave us the opportunity to share our approach to balancing a profession and personal life, drawing from our experiences forming Henry Oddo Austin & Fletcher, P.C., in Dallas more than three years ago. We explained how we launched our civil trial and appellate firm after coming to an agreement on a shared vision and values, which we then committed to a thorough long-range business plan that included making our families top priority. We also challenged the students to assess their personal vision for their whole lives, not just their careers, and to develop their own long-range life plans.

We understand the well-documented decline in lawyer morale and public image in this country, having witnessed first-hand the conditions that often push lawyers into workaholic, despair, marital and personal breakdowns, ethical lapses, substance abuse and physical ailments. In our view, however, not enough has been circulated about how the problems of the profession can be prevented. We knew that we had sufficient experiences contrary to all the negative reports, and we felt compelled to speak about them. The presentation to Professor Rodes' class — along with a subsequent presentation at Georgetown University Law Center this fall — gave us a great opportunity to help soon-to-be lawyers think through their career choices.

We emphasized that students need to establish expressly their personal priorities and goals. Otherwise, their future employers would set those goals for them, usually in the form of billable hours. While these law firm standards may help lawyers meet their employer's objectives, they may or may not allow lawyers to pursue other, more critical life goals such as having a happy family life. Because law firms are not likely to allow new hires to dictate work conditions, we challenged the students to re-think their law firm employment choices, urging them to make job choices, consistent with their own most deeply held values, and to have the honesty and courage to forego certain types of practice that might detract from or prevent the students from reaching their own important personal goals.

As we discussed how to fit lifestyle decisions into a law practice, we noted one particular allure that taints employment decisions — the big salary. We asked the students whether a job choice based on the greatest amount of money offered could actually bring fulfillment into a person's life unless many other factors happened to coincidentally fall into place. The highest paying jobs usually mean the longest working hours, so the incremental extra income had better be worth the precious nights and weekends spent in the office.

We reminded the students that their life priorities should be reflected in the decisions they make.

As an example of the tension students face when deciding on a particular job, we explored the area of debt and the choices to be made regarding lifestyle. Many students complain that they feel like they have to accept the highest paying job because of crushing school debt. We're sure that our response surprised some in those class sessions, as we reminded them that no one feels sorry for a lawyer with tuition debts.

We also demonstrated that, as a practical matter, the weight of a debt burden relates directly to lifestyle decisions made after graduation. Imagine their surprise when we told them that there is no rule, regulation or employment law that dictates that a first-year lawyer must drive a BMW instead of a Ford. We emphasized our point by providing examples of comparative budgets that incorporate school loan payments and a car note — one with a luxury car, one with a more modest vehicle. Students need to hear, from people who have lived through such decisions, that choosing a more stressful financial situation in order to own a conspicuous auto is a decision based on personal priorities. As Mike cautioned, "Money will either be your master or your servant, depending upon your values and your decisions."

We also explored several hypothetical case studies comprised of student profiles to stimulate the students' consideration of their individual situations. The profiles ranged from a fictitious unmarried student with no children, family money, and little or no debt, to a married student with two kids who struggled to meet tuition demands, accumulated large debt and sought a lower-paying position in government or public service. Each of the profiles included practical realities that bore upon job choices and priorities. At the end of the presentation, we shared a version of our firm's Statement of Principles, along with an explanation of how the statement helped us make long-range decisions consistent with their priorities, as well as how we use the statement in hiring and in business development.

Professor Rodes requires his ethics students to keep a journal of their reactions and thoughts prompted by his class. In response to our guest lecture, several students commented that it was one of the most important messages they had heard in law school. Some noted that our talk caused them to initiate discussions with their spouses about the lifestyle issues we presented. For a couple of students, the presentation crystallized their personal senses that they had been moving in the wrong direction. Many wished that they had heard our advice earlier in their law school careers.

We were gratified by the responses since we had hoped to generate such discussion when we made our original plans to travel to South Bend. Although we were prepared for the worst possible reception from the students — boredom and indifference — we knew that if we struck a chord in just one or two students our efforts would be worthwhile. That would perhaps mean two less lawyers who drop into the pit of despair later in their careers, two less marriages that end because of job stress, two less parents who become estranged from their children due to alcohol or absenteeism. Their responses have encouraged us to take an occasional break from our practices to share the same message. We hope to return to NDLS later this year to speak in a similar way with other students about their futures.

While Yogi Berra may never have the chance to walk through the halls of Notre Dame as a visiting professor, he has unwittingly made a contribution to the improvement of private law practice. It is no surprise, therefore, that his oddly sage observation is carved in a piece of marble hanging in our Dallas offices. For we believe that a lawyer who knows his or her priorities, and follows them in all areas of life, is much less likely to become lost.

A L U M N I N O T E S

CLASS OF 1956

■ **George Tompkins**, an attorney specializing in aviation cases at Schnader, Harrison, Segal & Lewis in New York, New York, spoke at NDLS on September 15 about his role as a lawyer for Avianca Airlines in a tort case involving a crash at JFK International Airport in January 1990.

CLASS OF 1958

John Murray continues his efforts to compile an e-mail directory for the Class of '58. To be included on the list, please contact Mr. Murray at jonnel@erols.com.

CLASS OF 1962

■ **Honorable Joseph P. Albright Jr.** was elected to the West Virginia Supreme Court in November.

■ **Honorable John W. Dell**, a judge on Florida's 4th District Court of Appeal since 1981, faced a successful reconfirmation vote in the November elections.

CLASS OF 1963

■ **Bernard P. "Bud" Malone**, co-founder and president of Dallas, Texas-based Malone Mortgage Company, was featured in a "Q & A" article in the June 30, 2000, edition of NATIONAL REAL ESTATE INVESTOR for his work running his commercial mortgage firm. The article also noted that he's studying for his master's degree in pastoral theology at the University of Dallas.

CLASS OF 1966

■ **Stephen A. Seall**, managing partner of the South Bend office of Barnes & Thornburg, served on the faculty of a continuing legal education program sponsored by the Indiana Continuing Legal Education Forum in Indianapolis in June. He moderated a program on "Current Issues in Criminal Tax Investigations and Prosecutions."

CLASS OF 1967

■ **Michael P. Seng**, professor of law at John Marshall Law School in Chicago, co-executive director of the John Marshall Fair Housing Legal Support Center, and executive director of the John Marshall Fair Housing Legal Clinic, was featured in a brochure describing the work of the center and the clinic. According to Short Professor Emeritus Thomas L. Shaffer, "Mike has distinguished himself in legal-aid work, in law-school teaching, and in more than one clinic in Chicago that he has established and then directed."

CLASS OF 1968

■ **Honorable Peter T. King** was re-elected in November to the U.S. House of Representatives representing Long Island, New York.

CLASS OF 1969

The Class of 1969 has established a listserv account with the Law School. To subscribe to the listserv and be able to access e-mail messages from classmates, please visit <http://listserv.nd.edu/archives/ndlaw-1969.html>. You must provide your e-mail address and be verified as a member of the class of 1969 in order to post messages to the listserv.

■ **Robert M. Greene**, a partner at Phillips Lytle Hitchcock Blaine & Huber in Buffalo, New York, and a director of the Notre Dame Law Association, has been elected to the Board of Trustees of Holy Angels Academy in Buffalo.

CLASS OF 1970

■ **Leonard H. Opperman**, a partner in Kunz & Opperman in Indianapolis, Indiana, has been inducted as a distinguished fellow of the Indianapolis Bar Foundation. Selected by the foundation's board of directors on an invitation-only basis, fellows pledge financial and other support to help the foundation continue its charitable work.

Mr. Opperman's practice has concentrated on commercial law. He is past chair of the Indiana State Bar Association's Section on Bankruptcy and Creditor's Rights, and has served for many years as a member of the Indianapolis Bar Association's State Bar Section and Creditor's Rights Section.

CLASS OF 1971

■ **Honorable Michael Scopelitis** has been appointed by Indiana Governor Frank O'Bannon to the St. Joseph County Superior Court bench, to complete the term of Judge George N. Beamer, who retired in September. Judge Scopelitis is a veteran trial lawyer and has served as co-chair of the family law section of the St. Joseph County Bar Association.

■ **William A. Smoley**, shareholder in the Rinke-Noonan law firm in St. Cloud, Minnesota, was included in an article titled *Super Lawyers 2000* in the August 1, 2000, edition of MINNEAPOLIS-ST. PAUL MAGAZINE. Mr. Smoley concentrates his practice in the areas of personal injury, employment law and condemnation.

PATRICK F. MCCARTAN NAMED AMONG 100 MOST INFLUENTIAL ATTORNEYS

Among the 100 most influential lawyers in America listed in the annual survey published by the NATIONAL LAW JOURNAL is **Patrick F. McCartan '56, '59 J.D.**, managing partner of Jones, Day, Reavis & Pogue in Cleveland, Ohio, and chair of the University's Board of Trustees. The paragraph describing Mr. McCartan's accomplishments notes that, since assuming the position of managing partner, he has restructured his firm, developing teams to deliver and market legal services in selected industries, and has extended the number of firm offices to 22 worldwide.

The article commented on his "stellar reputation as a litigator," and noted that he has handled major cases for such clients as B.F. Goodrich, Firestone Tire & Rubber, General Motors, Mead Corporation, Pfizer and Ultramar Diamond Shamrock Corporation. The article also mentioned his recent victory before the United States Supreme Court on antecedent judgment liens, and how he successfully defended the Cleveland Browns football team when the city sued to prevent it from moving to Baltimore.

The JOURNAL also named Mr. McCartan as one of Ohio's top-10 litigators.

CLASS OF 1973

- **Paul W. Armstrong** has been nominated to the New Jersey Supreme Court.
- **John W. Nelley Jr.**, formerly with Tune, Entrekin & White in Nashville, Tennessee, has joined Duke Weeks, also in Nashville.
- **Honorable Peter J. Visclosky** was re-elected in November to the U.S. House of Representatives representing northwest Indiana.
- **Honorable Mark A. Warpinski** of Warpinski and Vande Castle in Green Bay, Wisconsin, was elected to the Circuit Court in Brown County, Wisconsin, in April 2000, and assumed his duties in August.

CLASS OF 1975

The Class of 1975 has established a listserv account with the Law School. To subscribe to the listserv and be able to access e-mail messages from classmates, please visit <http://listserv.nd.edu/archives/ndlaw-1975.html>. You must provide your e-mail address and be verified as a member of the class of 1975 in order to post messages to the listserv.

- **Honorable Jerome Frese** was reconfirmed to the St. Joseph County (Indiana) Superior Court in the November elections.
- **Honorable Andrew Napolitano**, a partner at Sills Cummis Radin, presides over a popular half-hour daily show, "Power of Attorney," which debuted on the Fox Network on August 28. The show involves actual attorneys such as Christopher Darden, Geoffrey Fieger and Gloria Allred arguing actual small-claims cases. Judge Napolitano notes that the show features "a serious trial with serious rulings, where people can get a serious education in 22 minutes about how the judicial system works."
- **Dennis J.C. Owens** was featured in the "Hearsay" column of the June 5, 2000, edition of the MISSOURI LAWYERS WEEKLY. The article discussed how Mr. Owens helped finance his NDLS tuition with his winnings on "Hollywood Squares" in 1971 and "Jeopardy!" in 1972. He made a return appearance on the new version of "Jeopardy!" in 1985.

JOHN MOWBRAY HONORED FOR WORK WITH CATHOLIC CHARITIES

At a dinner and roast on September 22, Catholic Charities of Southern Nevada honored **John H. Mowbray '73, '76 J.D.** for his "selfless contribution of time, energy and leadership toward the agency mission of providing services to sustain the human dignity of all persons" in the Las Vegas-area community. Mr. Mowbray is a native Nevadan and has been practicing law for the past 21 years with Morse & Mowbray in Las Vegas. In addition to his work with Catholic Charities, he has been an active member of many local civic organizations.

CLASS OF 1976

- **Nancy Morrison O'Connor**, formerly vice president for human resources and employee benefits at Allbritton Communications Company in Washington, D.C., has joined Bracewell & Patterson, L.L.P., as a partner in the Labor & Employment Group at the firm's Washington, D.C., office.

NDLS ALUMNI FACE OFF AT INDIANA SUPREME COURT

James A. Masters '78 J.D., president of Nemeth, Feeney, Masters, Hosinski & Devetski, P.C., in South Bend, and **Cheryl Greene '96 J.D.**, of Sopko, Nussbaum and Inabnit in South Bend, presented oral arguments before the Indiana Supreme Court on October 5, 2000. Mr. Masters addressed the court on behalf of City Chapel Evangelical Free Church of South Bend, while Ms. Greene represented the City of South Bend. The case is before the court on direct interlocutory appeal challenging the City of South Bend's attempt to take City Chapel's church in downtown South Bend by eminent domain. The case involved issues of freedom to assemble for religious worship as protected by the First Amendment to the U.S. Constitution, as well as by the Indiana Constitution. The case is one of first impression in the state.

- **Thomas D. Yannucci**, a partner at the Washington, D.C., office of Kirkland & Ellis, was featured in an article titled *Tom Yannucci: On the Attack*, in the COLUMBIA (University) JOURNALISM REVIEW. The article focused on efforts led by Mr. Yannucci to manage the press during high-profile cases. Among his strategies, he sets ground rules for interviews with clients, including agreements that a reporter won't confront the client with any surprise document, and manages the press by sending letters to editors and lawyers at investigating news organizations. These efforts work toward two goals: increasing the chances that the reporting will be more carefully scrutinized by senior editors, and lessening the possibility that the client will be contacted for a response at the eleventh hour.

CLASS OF 1978

- **Vincent R. Johnson**, professor of law at St. Mary's University School of Law in San Antonio, Texas, served as reporter for the Standards on State Judicial Retirement, which were recently adopted by the American Bar Association.
- **Cora Newell** has joined the law firm of Fox Williams in London, England.
- **Kevin J. Short**, who practices in his own firm in Minneapolis, Minnesota, was included in an article titled *Super Lawyers 2000* in the August 1, 2000, edition of MINNEAPOLIS-ST. PAUL MAGAZINE. Mr. Short concentrates his practice in the areas of criminal law and trial advocacy.

CLASS OF 1979

- **Raymond F. Dalton Jr.** has expanded his Elgin, Illinois-based practice, opening a second office in St. Charles, Illinois. His practice focuses on estate and gift-tax planning, charitable trusts, family limited partnerships, commercial and farm real estate, and corporate and partnership business matters. He also serves on the board of directors of Provena Saint Joseph Hospital in Elgin.
- **Gregory G. Murphy**, a shareholder in Moulton, Bellingham, Longo & Mather, P.C., in Billings, Montana, was elected chair of the Board of Trustees of the National Conference of Bar Examiners. He is the first Montanan to hold the post. The NCBE develops and provides tests and services to bar examining boards across the nation, producing the

Multistate Bar Examination, the Multistate Essay Examination, the Multistate Performance Test and the Multistate Professional Responsibility Test.

Mr. Murphy's practice involves general civil litigation. He was appointed by the Montana Supreme Court in 1985 to the Montana Board of Bar Examiners and currently serves as its chair. He has been a member of the NCBE's board since 1990. He has served on numerous conference committees and has chaired the Multistate Bar Examination Committee, the Budget and Finance Committee, and the Legal Affairs Committee. In 1994, he was elected to membership in the American Law Institute.

CLASS OF 1980

Jane Farrell, who was featured in the summer 2000 edition of NOTRE DAME LAWYER for her work at Red Cloud Indian School in South Dakota, has asked that we publish her contact information: (home) 441 N. River, Hot Springs, SD 57747; (work) Red Cloud Indian School, 100 Mission Drive, Pine Ridge, SD 57770, (605) 867-1105; (e-mail) janefarr@gwtc.net.

■ **Ruth Beyer**, an attorney with Stael Rives in Portland, Oregon, has been named president of the Multnomah Bar Association. She is a member of her firm's Corporate, Securities and Finance Practice Group, and focuses her practice on mergers and acquisitions as well as corporate-counsel matters.

■ **John Connors**, a tax consultant in Mequon, Wisconsin, together with Ken Milani, professor of accounting at the University, has published "Tax Tips for Recent Graduates." The 18-page publication provides income-tax tips to recent high school and college graduates. It is available online at www.swcollege.com/tax/tax.html, in the "students" area under a box titled "How may we help you?"

CLASS OF 1981

■ **Claire Corson Skinner**, chair, president and chief executive officer of Coachmen Industries, Inc., in Elkhart, Indiana, has been named to the list of 100 leading women in the North American auto industry as determined by AUTOMOTIVE NEWS. Ms. Skinner has been involved in the recreational vehicle business since 1983, and has served in various capacities for the Recreation Vehicle Industry Association since 1991.

CLASS OF 1982

■ **Cynthia S. Gillard**, a partner with Warrick & Boyn, L.L.P., in Elkhart, Indiana, has been appointed to a five-year term on Indiana's State Board of Law Examiners by Indiana Supreme Court Chief Justice Randall T. Shepard. The 10-member board is responsible for conducting the Indiana Bar Examination and grading the answers, and is charged with ensuring that bar examination candidates possess the requisite character and fitness to practice law in the state. In her practice, Ms. Gillard focuses on employment and business-law matters, and has lectured and written extensively about e-mail and Internet issues.

CLASS OF 1983

■ **Mickey Boulac** served on the faculty of a continuing legal education program on "Estate Planning with Qualified Plans," sponsored by the Indiana Continuing Legal Education Forum in Indianapolis in September. Her talk covered "Basic Income and Estate Taxation of Retirement Plans."

■ **David J. Hasper**, formerly with Miller, Canfield, Paddock & Stone, P.L.C., in Grand Rapids, Michigan, has become a member at Miller, Johnson, Snell & Cumiskey, P.L.C., also in Grand Rapids. His practice focuses on commercial real estate, construction law, leases and leasing, real estate and condominium law.

■ **Glenn E. Killoren** is now a partner in the Elkhart, Indiana, office of Baker & Daniels.

■ **Michael C. Sommer** has been appointed head of the International Capital Markets Group at PricewaterhouseCoopers, L.L.P., in

the firm's Arlington, Virginia, office. His responsibilities include project management and business development for all donor-funded engagements — USAID, World Bank, Asian Development Bank, etc. — in emerging markets, working with and establishing securities regulatory agencies, providing assistance on drafting securities laws and regulations, and assisting in the establishment of trading systems, self-regulatory organizations, depositories, and clearance and settlement systems. Mr. Sommer has been with PricewaterhouseCoopers for six years and has worked on long-term assignments in Russia, China, India, Kazakhstan and Central Europe. He spent this past year in Bosnia, India and the Philippines.

CLASS OF 1984

■ **Scott J. Rynearson** has joined Burlington Northern & Santa Fe Railway Company in Fort Worth, Texas, as assistant general tax counsel.

CLASS OF 1985

Please visit the Class of 1985 web site, developed and maintained by Tom Nessinger, at <http://alumni.nd.edu/~law85/>.

■ **Teresa Colucci Folund** is studying for an LL.M. in human rights law at the University of Hong Kong.

■ **John Heitkamp** is a shareholder at Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C., in Milwaukee, Wisconsin, where his practice focuses on insurance law.

IN MEMORIAM

Please remember the following deceased alumni and their families in your prayers:

Honorable Leo K. "Pat" Cook '31, '33 J.D., September 6, 2000, St. Joseph, Michigan.

Charles A. Conley '33, '35 J.D., September 8, 2000, Havertown, Pennsylvania.

John W. Hannon '41 J.D., July 18, 2000, Indianapolis, Indiana.

Honorable William J. Obermiller '45 J.D., August 14, 2000, Whiting, Indiana.

Honorable Robert J. Boyd '51 J.D., July 22, 2000, Billings, Montana.

Eugene F. Weber '52 J.D., November 6, 2000, Fort Worth, Texas.

Thomas J. McDonough '67 J.D., October 12, 2000, Chicago, Illinois.

Nazar S. Kovalenko '98 LL.M., spring 2000, Lviv, Ukraine.

And please remember **Elizabeth A. Groves**, former faculty secretary at NDLS, who died on August 2, 2000, in Grand Junction, Colorado.

■ **Todd Kingma** has become vice president and associate general counsel for global specialty operations at Pharmacia Corporation, a global pharmaceutical company.

■ **Honorable Jenny Pitts Manier** was reconfirmed to the St. Joseph County (Indiana) Superior Court in the November elections.

■ **Elizabeth M. Murphy** has been appointed to a new position within the Division of Corporate Finance in the Securities and Exchange Commission. As chief of the Office of Rulemaking, she will be responsible for preparing rules and interpretive guidelines on behalf of the division. Ms. Murphy has worked at the division since 1986, first as attorney-advisor, then from 1987 to 1996 as special counsel, from 1996 to January 2000 as special counsel in the Office of the Chief Counsel, and since January 2000, as counsel to Commissioner Laura S. Unger.

■ **Steven J. Renshaw** has been named a partner at Chapin, Shea, McNitt & Carter, an

environmental-law boutique firm in Los Angeles, California.

■ **Peter M. Wittekind**, formerly with Snell & Wilmer in Phoenix, Arizona, has opened his own firm, Kent & Wittekind, also in Phoenix.

CLASS OF 1986

Please visit the Class of 1986 web site, developed and maintained by Don Passenger, at <http://www.iserv.net/~dpaseng/ndlaw86.htm>.

■ **Jeffrey A. Grabowski**, formerly managing attorney at Shapiro and Kreisman in Cherry Hill, New Jersey, has joined the Mount Laurel, New Jersey, office of Capehart & Scatchard, P.A., as an attorney in the firm's commercial litigation. His practice focuses on commercial litigation, real estate disputes, mortgage foreclosures, title claims and landlord-tenant matters, as well as commercial collections, and bankruptcy and workout matters.

■ **Thomas F. "Chip" Lewis III**, a partner at Jones Obenchain, L.L.P., in South Bend, has been reappointed to a three-year term on the board of directors for Leadership South Bend/Mishawaka.

CLASS OF 1988

■ **John F. Beatty, S.J.**, has taken his perpetual vows into the Society of Jesus, and is beginning his formal Jesuit studies as a philosophy student at Fordham University in the Bronx, New York.

■ **Don Parker**, formerly with the Metro Area Transit Authority in Washington, D.C., has joined Spilman Thomas & Battle, P.L.L.C., in Charleston, West Virginia. His practice focuses on general civil litigation matters.

■ **Martin Togni** has been elected to the partnership in the San Diego, California, office of Allen, Matkins, Leck, Gamble & Mallory, L.L.P. His practice focuses on real estate law and real estate licensing.

BEARS VS. LAWYERS

The unhuman, guttural growl reverberated from the inky blackness of the forest night. Startled abruptly from slumber, my eyes popped wide open. A hot, ancient-survival adrenaline rush instantly pumped me to full alert and to the stark conscious realization of where I was and what I had heard. Then, from the darkness, came the heavy thumping crunch of paws on the bush and the swift rustling, snapping and crushing of thick undergrowth. From the warm comfort and illusive safety of my sleeping bag, I first glimpsed the ghostly outline of the big bear: on all fours; closer than 10 yards; in motion; amidst the shadows cast by the intermittent flicker of a dying campfire.

What is the above paragraph? A script for a Harrison Ford adventure movie? Perhaps a "Wild Kingdom" episode gone sour? No. It's the true experience of three NDLS '76 alumni on a post-bar exam trip. The time — August 1976. The place — a remote campsite a full day's hike into the mountains of Yosemite. The adventurers, uh, lawyers — Mike Riddell, Jim Gabreski and me. Mike and Jim are the two best outdoorsmen I know. They do without the frills, have a deep reverence for nature and are both walking wildlife encyclopedias.

The experience was so enriching that the three of us went back to Yosemite, 15 years later in 1991. And June of 2000, we visited Yellowstone. Yellowstone, however, is inhabited by grizzly bears.

The grizzly is a majestic creature like no other. It is clearly the dominant North American land animal. It has a huge trademark "hump" of muscle on its back that turbo-charges its digging, clawing and fighting strength. According to legend, a single grizzly has the equivalent strength of 16 men. Its disproportionately large front claws often reach three or four inches in length. A grizzly bear, despite its large size, can amazingly outrun the world's fastest human sprinter. It is actually capable of reaching speeds of up to 35 mph.

The physical indestructibility of the grizzly is legendary. Until the advent of the repeating rifle, some historians assert that it was pretty much a standoff between man and grizzly. Indian tribes would literally "porcupine" the bear with arrows, yet it would keep charging; single-shot rifles were barely enough to halt it. The grizzly truly is the fabled "Great Bear" of American folklore.

Man fears the grizzly because the bear tends to be more unpredictable and less tolerant of humans than the black bear. Also, because of the grizzly's more aggressive nature and size, attacks on humans are statistically more numerous, and resulting injuries are generally much more serious.

Based on our prior camping experience and the reputation of the grizzly, we rented an RV for protection on our latest trip — which turned out to be a good idea. We snapped the accompanying photo of the grizzly when he came within a few yards of our RV. We got to watch the bear for over an hour and a half from outside the vehicle — until he started heading straight toward us.

We're just glad that we had the RV — it worked out better than sleeping bags!

— Bob Mohan '76 J.D.



CLASS OF 1989

■ **Eugene F. Assaf** and **James F. Basile**, both partners in the Washington, D.C., office of Kirkland & Ellis, were included in an article titled *Tom Yannucci: On the Attack*, in the COLUMBIA (University) JOURNALISM REVIEW. The article addressed efforts by the firm to manage the press in high-profile cases.

■ **Peter Coppinger** has been elected chair of the board of selectmen in Billerica, Massachusetts. He was elected to the board last year.

■ **Deborah Derby** is vice president of human resources for Babies R Us in Paramus, New Jersey.

■ **Raymond Gates**, formerly with Schuering Zimmerman *et al.* in Sacramento, California, has formed Lauria, Tokunaga & Gates, L.L.P., with offices in Sacramento and Incline Village, Nevada. The firm's practice includes general civil practice, construction law, insurance defense, medical malpractice, personal injury and products liability.

■ **Thomas R. Merry** is a partner at Purcell & Scott Co., L.P.A., in Columbus, Ohio, where his practice focuses on commercial bankruptcy and litigation.

CLASS OF 1990

■ **Cindy Blase**, formerly an attorney for May Department Stores, now practices law part-time as one of the most prominent adoption attorneys in the St. Louis, Missouri, area.

■ **John C. Blase**, formerly a CPA and tax attorney with Ernst & Young, L.L.P., in St. Louis, Missouri, has opened his own consulting practice, State Tax Solutions, L.L.C., also in St. Louis.

■ **JoAnn Chavez**, a member of the Law School Advisory Council, has been admitted to the partnership of KPMG as a principal.

■ **Charles A. Hayford**, formerly with the Wright Law Offices in Torrance, California, has joined the Law Offices of Gabriel & Horelly in Glendale, California.

■ **Timothy J. Maher**, formerly with Edward N. Kalamaros & Associates in South Bend, has joined the South Bend office of Barnes & Thornburg as an associate in the firm's litigation department.

CLASS OF 1991

■ **Major Mike Maher**, of the United States Marine Corps, has joined the general civil litigation division in the Office of the Judge Advocate General of the Navy at the Washington Navy Yard in Washington, D.C.

■ **Jesus M. Olivas** is in private practice in El Paso, Texas, with his brother Jaime.

■ **Patricia Shearer**, formerly with Reed, Smith, Shaw & McClay in Pittsburgh, Pennsylvania, has joined Pittsburgh-based Interstate Hotels, L.L.C., as associate general counsel.

CLASS OF 1992

■ **Joseph Collins** has become a partner at the Los Angeles, California, office of Hancock, Rothert & Bunshoft.

■ **Sarah D. Pavlik** has become counsel to Delano Law Offices in Springfield, Illinois.

■ **S. Eric Marshall**, a sole practitioner and certified public accountant in South Bend, ran for a seat on the South Bend School Board in the November elections.

CLASS OF 1993

■ **R. Kenneth Boehner** is a partner in the London, England, office of Kilpatrick Stockton, L.L.P.

■ **Tom Dixon** was featured in an article titled *Lawyer Works to Break Barriers* in the September 20, 2000, edition of the SOUTH BEND TRIBUNE. The article discussed Mr. Dixon's efforts to provide legal services to the growing Hispanic-speaking population in northern Indiana. A partner at Dixon, Wright & Associates in South Bend, a firm committed to *pro bono* practice, Mr. Dixon is working to communicate with Latinos in their own language and offers affordable legal services to indigent people, in addition to developing a practice in the areas of labor and employment law, environmental law and general litigation practice.

Among his outreach efforts, Mr. Dixon spoke at the first of several meetings planned by Luis Caban, publisher of the bilingual/multicultural bi-monthly newspaper, *SU AMIGO*, to which Mr. Dixon contributes a column, "Ask a Lawyer."

After completing his undergraduate education at Notre Dame in 1984, Mr. Dixon lived in Latin America. As a Holy Cross Associate in Chile, he taught self-subsistence agriculture and worked with the Chilean Human Rights Commission and local collective labor organizations.

■ **Patrick Emmerling** has been made a partner at Cohen Swados in Buffalo, New York, where his practice focuses on estates and trusts as well as elder law.

■ **Jane Choi Forrest**, formerly with Marshall O'Toole in Chicago, Illinois, has joined the patent litigation department of Katten, Muchen & Zavis, also in Chicago.

■ **Major Tim Grammel** has joined the faculty of the Criminal Law Department at the Judge Advocate General's School in Charlottesville, Virginia.

■ **Thomas G. Gorman** has founded Schiff, Gorman and Krkljes, a trial firm specializing in prosecuting personal injury cases, in Chicago, Illinois.

■ **Brian Grady**, formerly with the Office of the District Attorney in Philadelphia, Pennsylvania, has formed Grady & Falcione, a civil-litigation firm defending medical malpractice claims and representing corporate clients on employment and other tort matters.

■ **Kathleen Hegarty** has joined the Asylum Law Clinic at the University of Michigan School of Law, in Ann Arbor, Michigan, as an adjunct clinical assistant professor.

■ **Susan Haddad**, formerly with Obobia Media Corporation in Eugene, Oregon, has joined the office of corporate counsel with Vitria Technology, Inc., in Sunnyvale, California.

■ **Frank J. Kros**, formerly with Luce, Forward, Hamilton & Scripps in San Diego, California, has joined the Children's Guild in Baltimore, Maryland, as vice president of programs.

■ **Judson B. Montgomery** has become a partner at Givens Pursley in Boise, Idaho, practicing primarily in the areas of real estate, health care, estate planning and business law.

■ **Sheila O'Grady** has been named first deputy commissioner of the Department of Planning and Development in Chicago, Illinois. Previously, she worked with the city's Department of Zoning, as well as with the Office of Intergovernmental Affairs, where she lobbied the city council on behalf of the mayor.

She also appeared on "Who Wants to Be a Millionaire?" in November of 1999, but didn't make it past the "fastest finger" round, having been stumped by a question about actor Kevin Costner.

■ **Ron Ratton** has earned his LL.M. in international law and is working at the United States Embassy in Rome, Italy.

■ **Edward T. Yevoli** has joined the corporate real estate and tax group at Berger Davis & Singerman in Fort Lauderdale, Florida, where his practice focuses on estate planning, tax-exempt organizations, corporate taxation, limited-liability companies and partnerships.

CLASS OF 1993 — LONDON LL.M.

The Law School has established a listserv for London LL.M. degree recipients who participated in the program in 1992-93 and received their degrees in 1993. To be added to the list, please contact <http://listserv.nd.edu/archives/ndlaw-1993london.html>. You must provide your e-mail address and be verified as a member of the London LL.M. class of 1993 in order to post messages to the listserv.

CLASS OF 1994

■ **Angela M. Lutz Amann** has become a shareholder at LeVander, Gillen & Miller, P.A., in South St. Paul, Minnesota, where her practice focuses on employment law, probate and estate planning, association law and corporate law.

■ **Renee (Thibodeau) Coury** has been named a partner at Teilborg, Sanders & Parks in Phoenix, Arizona.

■ **James H. Ferrick III**, formerly with the St. Louis (Missouri) County Public Defender's Office, has joined Bryan Cave, L.L.P., in St. Louis. His practice focuses on commercial, class-action and real-estate litigation.

■ **James Frasher** has been appointed assistant general counsel and secretary in the law department of Northwestern Mutual Life in Milwaukee, Wisconsin, where he has worked since 1996.

■ **Mary Claire Malloy**, assistant relationship manager in Personal Trust Division B of the Northern Trust Company in Chicago, Illinois, has been appointed an officer of the company.

NEW ADDITIONS

Jay Brinker '87 J.D. and his wife Janice announce the birth of John Carl on March 1, 2000, in Cincinnati, Ohio.

Steve Ryan '87 J.D. and his wife Renae announce the birth of Anderson Robert on March 9, 2000, in Grand Rapids, Michigan.

Dan Sherman '88 J.D. and his wife Meg (Heffernan, Saint Mary's '86) announce the birth of Kathleen Grace, May 28, 2000, in Chicago, Illinois.

Arthur J. McColgan II '86, '89 J.D. and **Susan Magee McColgan '89 J.D.** announce the birth of Peter John in Chicago, Illinois.

John McCabe '86, '89 J.D. and his wife Ginger announce the birth of William Patrick, April 2, 2000, in Palatine, Illinois.

Maura Doherty '91 J.D. and her husband Steve Delano announce the birth of James Patrick, March 16, 2000, in Quincy, Massachusetts.

James Aloysius Hogan '87, '91 J.D. and his wife Judith announce the birth of John Aloysius (Jack), February 15, 2000, in Washington, D.C.

John Bellaschi '92 J.D. and **Marlen McKinney '95 J.D.** announce the birth of Maggie in July 2000, in Arlington, Virginia.

Tony Del Piano '92 J.D. and his wife announce the birth of Laura Ann, February 28, 2000, in Jersey City, New Jersey.

Dan Glivar '92 J.D. and **Cheryl (Hoey) Glivar '92 J.D.** announce the birth of twins Gillian and Gwennyth, March 1, 2000, in Highlands Ranch, Colorado.

John Dunn '93 J.D. and his wife Nadine announce the birth of John Patrick on June 28, 2000, in Modesto, California.

Cheryl Hotchkiss Fasse '93 J.D. and her husband Fritz announce the birth of Aria Jean in March 2000, in Hampden, Maine.

Jane Nagle '93 J.D. and **Rich McDermott '93 J.D.** announce the birth of Mary Siobhan, July 14, 2000, in Chicago, Illinois.

Michael Bosnic '94 J.D. and his wife announce the birth of Nicholas Martin, August 1, 2000, in Clawson, Michigan.

Stephen P. Mullery '95 J.D. and **Kathleen Mullery '95 J.D.** announce the birth of Clare Margaret in May 2000, in Arlington, Virginia.

James Shea '95 J.D. and his wife Kirsten announce the birth of twins Meghan Virginia and Matthew James, July 3, 2000, in Hartford, Connecticut.

Brendan Rielly '96 J.D. and his wife Erica announce the birth of Maura Eileen, August 17, 2000, in Westbrook, Maine.

Jimmy Allen '97 J.D. and his wife Amy announce the adoption of Thomas Minh Allen, who was born in Tra Vinh Province, Vietnam, in March of 1999, and the birth of Joseph Douglas, January 2000, in Kansas City, Missouri.

Kathleen Ley Bruinsma '97 J.D. and her husband Jim announce the birth of Christopher James, July 26, 2000, in Chicago, Illinois.

Scott Whipple '97 J.D. and his wife Tayonni announce the birth of Grace Elizabeth, June 22, 2000, in Dearborn, Michigan.

Special congratulations to **Jay Tidmarsh '79**, professor of law, and his wife Jan Pilarski, who adopted Clare Meichaun Pilarski Tidmarsh late last summer in China. Now a year old, Clare has happily adjusted to life in Indiana with her three older brothers.

■ **Natasha (Thompson) Martin** is in the second year of a two-year judicial clerkship with Honorable Clarence Cooper of the U.S. District Court in Atlanta, Georgia.

■ **Patricia L. McKinnon**, who practices family law at Baker Pittman & Page in Indianapolis, has been inducted as a distinguished fellow of the Indianapolis Bar Foundation. Selected by the foundation's board of directors on an invitation-only basis, fellows pledge financial and other support to help the foundation continue its charitable work.

Ms. McKinnon is a member of the Family Law and Solo/Small Firm Sections, as well as the Women and the Law Division of the Indianapolis Bar Association. She was actively involved in recruiting the over 300 attorney-volunteers needed for this year's "Ask a Lawyer" program. In addition, she has served on the IBA's Legal Aid/Legal Services Organization Committee, Legal Awareness Committee, Publications Committee, Court Tours Committee and the 1999 Bench-Bar Committee. In 1996, the IBA honored her with its President's Award for her dedicated service to the association.

■ **Jamie Billote Moses** is a member of the board of governors of the Florida Bar, and is president-elect of the Orange County (Florida) Bar Association Young Lawyers Section.

■ **Dan Murphy** is chief of staff to Mel Martinez, chair of the Orange County (Florida) Commission.

CLASS OF 1995

■ **John Beanum**, formerly with Sheppard Mullen in Los Angeles, California, has joined the Los Angeles office of Brobeck, Phleger & Harrison, where his practice concentrates on real estate matters.

■ **Reverend Donald Bedney II** was ordained a minister of the Seventh-day Adventist church in June. He has been working as the director of the Department of Trust Services for the Lake Region Conference of Seventh-Day Adventists, which covers the states in the western Great Lakes area.

■ **Collette Capretz** has joined Shaw Pittman in Washington, D.C., as a result of a merger between Shaw Pittman and her former firm, Fisher Wyland Cooper Leader & Zaragoza.

■ **Thomas A. Clare**, an associate in the Washington, D.C., office of Kirkland & Ellis, was included in an article titled *Tom Yannucci:*

On the Attack, in the COLUMBIA (University) JOURNALISM REVIEW. The article addressed efforts by the firm to manage the press in high-profile cases.

■ **Michael Cloonan**, president of Global Media, a video production company based in South Bend, recently returned from the Sydney Olympics, where he worked as an associate producer for NBC Sports. His upcoming projects include working on the new XFL football league, the French Open and Wimbledon.

■ **Michael J. Collins**, formerly with the Groom Law Group, Chartered, in Washington, D.C., has joined the Washington, D.C., office of Gibson, Dunn & Crutcher in the firm's ERISA practice.

■ **Kristen Godfrey**, formerly with the Denver (Colorado) City Attorney's Office, has joined Campbell Bohn Killin Brittan & Ray in Cherry Creek, Colorado, as an associate specializing in litigation.

■ **Terrance Henderson**, vice president and general counsel for Comerica Bank-Texas in Dallas, is also an adjunct professor at the University of Dallas Graduate School of Management where he teaches a course in "Managing the Small Enterprise." He also runs an on-line banking and law course with the American Bankers Association.

■ **Kurt Merschman**, formerly with Greenberg Traurig in Phoenix, Arizona, has joined Squire, Sanders & Dempsy, L.L.P., also in Phoenix.

■ **Mary Jo Naples Miller**, an associate at the London, England, office of Shearman & Sterling, recently received the National Fourth Prize in the 1995 Nathan Burkan Memorial Competition for her paper, "Til Death Do We Part: The Moral Rights of Visual Artists in Their Work After *Carter v. Hemsley-Spear*."

■ **Jody Hilger Odell**, an associate at Barnes & Thornburg in South Bend, served on an ABA committee that recently published PERSPECTIVES ON RETURNING TO WORK: CHANGING LEGAL ISSUES AND THE HIV/AIDS EPIDEMIC, which presents legal issues on HIV/AIDS in the workplace from the perspectives of the employee with HIV/AIDS, the employer and the insurer, and is intended to facilitate informed decisions about an employee's return to the workforce.

■ **John Rehn**, formerly with Barash & Stoerzbach in Galesburg, Illinois, has opened his own law firm in Galesburg.

CLASS OF 1996

■ **Stephanie Davidson** is spending the 2000-01 academic year as visiting reference librarian at Yale Law School. She teaches first-year legal research seminars and specialized research sessions, works on the library's web site, and coordinates Lexis and Westlaw activities.

■ **Steven W. Hieatt**, formerly an associate with Thompson, Hine & Flory, L.L.P., in Cincinnati, Ohio, has joined GE Aircraft Engines, also in Cincinnati, as transactions counsel.

■ **William B. Jones**, formerly a clerk on the Missouri Court of Appeals in St. Louis, has joined McMahon, Berger, Hanna, Linihan, Cody & McCarthy, also in St. Louis. His practice focuses on labor and employment law.

■ **Luka Misetic** was featured in an article titled *Defending War Crimes Suspects is Bound to Be Unpopular — But Without Due Process, International Tribunals Won't Serve Justice* in the August 14, 2000, edition of AMERICAN PROSPECT. The article discussed his work defending a Bosnian Croat accused of war crimes and facing trial before the International Criminal Tribunal for the Former Yugoslavia.

■ **John C. Morrow**, formerly with Baker & Hostetler in Cleveland, Ohio, has joined Venture Law Group in Kirkland, Washington.

■ **Christopher J. Spataro** has joined the Elkhart, Indiana, office of Baker & Daniels as an associate.

■ **Susanne Spisak**, formerly with Ice Miller Donadio & Ryan in Indianapolis, Indiana, has joined Eli Lilly & Company, also in Indianapolis.

■ **Mark A. Woodmansee**, formerly with Heller, Ehrman, White & McAuliffe in La Jolla, California, has joined Morrison & Foerster, L.L.P., in San Diego, California. His practice focuses on intellectual property litigation, specializing in biotech patent litigation.

CLASS OF 1997

■ **Jimmy Allen** has joined Larson & Larson in Kansas City, Missouri, where his practice focuses on products liability, professional defense and plaintiff's employment matters.

■ **Kathleen Ley Bruinsma** is an associate in the Chicago, Illinois, office of Lovells, where her practice focuses on commercial litigation.

■ **Christine Kexel**, currently an associate at Mayer, Brown & Platt in Chicago, Illinois, has accepted a clerkship for 2001-02 with Honorable Jane R. Roth of United States Court of Appeals for the Third Circuit in Wilmington, Delaware.

■ **Andrew Leyden**, founder and CEO of PenguinRadio, Inc., spoke on "Entrepreneurial Work Opportunities vs. the Public Sector," at a luncheon meeting of the Notre Dame Club of Washington, D.C. He recently announced that his company had received an equity investment from Internet Partnership Group. Penguin is constructing a device to receive digital radio broadcasts over the Internet in order to pipe the signal to home stereo systems. Also in development are an Internet car radio that can receive signals from the Ellipso Satellite Internet service and a portal site called PhoneRadio.com that will provide links to Internet radio for portable devices.

■ **Jacek Pawlicki**, formerly with Pederson & Houpt in Chicago, Illinois, has joined the Seattle, Washington office of Perkins Coie, L.L.P.

■ **Michelle Pickett Porter** has joined Goulston and Starrs in Boston, Massachusetts, as an associate.

■ **Noelle P. Ries**, an associate in the professional liability practice group in the Cherry Hill, New Jersey, office of Marshall, Dennehey, Warner, Coleman & Goggin, presented a "Legal Update" to the South Jersey Claims Association in September 2000.

■ **Michael Rittinger**, formerly with Harris, Beach and Wilcox in Ithaca, New York, is working in the venture capital area of Branzburg & Ellers in Philadelphia, Pennsylvania.

■ **Doug Salaway** has joined H&R Block in Kansas City, Missouri, as corporate counsel, specializing in employee benefits.

■ **Scott L. Sroka**, formerly an associate at Phillips, Lytle, Hitchcock, Blaine & Huber, L.L.P., in Buffalo, New York, has become regional representative in Buffalo for United States Senator Charles E. Schumer.

■ **Thomas W. Tuttle**, formerly with Malcolm, Cisneros & Houser, P.C., in Irvine, California, has joined Lewis, D'Amato, Brisbois & Bisgaard, L.L.P., in Costa Mesa, California. His practice focuses on insurance defense, commercial litigation and business litigation.

■ **R. Lindsay Wilson II**, formerly with Wildman, Harrold, Allen & Dixon in Chicago, Illinois, has joined Hutchins, Wheeler & Ditmar in Boston, Massachusetts.

CLASS OF 1997 LL.M. — LONDON

■ **Bruno Fatier** is an attorney with Fidal Direction Internationale, a law firm affiliated with the KPMG network. His practice focuses on corporate finance law, contracts law, and mergers and acquisitions.

CLASS OF 1998

Please visit the Class of 1998 web site, developed and maintained by Heath Weaver, at <http://alumni.nd.edu/~law98/>.

■ **John Cerone** has been appointed to the position of legal advisor within the Human Rights Policy Bureau of the United Nations Mission in Kosovo. His new responsibilities include reviewing all laws, regulations, policies and practices of the newly established public authorities for compliance with international-human rights standards, and advising on measures to be adopted to facilitate compliance with those standards.

In April, he spoke at a human rights seminar of the European Law Students Association in Fribourg, Switzerland, on the accountability of NATO peacekeepers under human-rights and humanitarian law. In July, he was invited to attend a conference sponsored by the Institute for Strengthening Democracy in Bosnia, where he spoke on resolving conflicts between democratic principles and effective human-rights protection. In November, he spoke on genocide in recent national and international jurisprudence at the Duquesne History Forum in Pittsburgh. And in January, he will travel to South Africa to speak on "The Convergence of Human Rights and Refugee Law in the Context of Gender-Based Discrimination" and "The Confluence of Law, History and Economic Reconstruction in the Reconciliation Process" at conferences sponsored by the International Association for the Study of Forced Migration and the International Third World Legal Studies Association.

■ **Lucy Chiu**, formerly with Surovell, Jackson, Colten & Dugan in Fairfax, Virginia, has joined Gilberg & Kiernan in Washington, D.C., as an associate.

■ **Mari Estrella**, formerly field representative for special projects for California state

representative David Dreier, has joined the Los Angeles County District Attorney's Office as a deputy district attorney.

■ **Leslie D. Heller** has joined the labor and employment practice group at Cohen & Grisby in Pittsburgh, Pennsylvania. Her practice focuses on litigation, arbitration and administrative proceedings.

■ **Jenna MacLachlan** published *Dangerous Traditions: Hazing Rituals on Campus and University Liability* in the winter 2000 issue of the JOURNAL OF COLLEGE AND UNIVERSITY LAW.

■ **Major Jay Mannle** is a prosecutor and special assistant U.S. attorney at the Marine Corps base in Hawaii.

■ **Nadya (White) Mannle** is a staff attorney at the Legal Aid Society of Hawaii and also an adjunct faculty member at Hawaii Pacific University, where she teaches international law to undergraduate students.

■ **Lieutenant Susan McGarvey** is with the United States Navy Judge Advocate General, and is on a two-year assignment to Naples, Italy.

■ **Ariel Rodriguez** has completed his clerkship with the United States Bankruptcy Court in Alexandria, Virginia, and has joined Gunster, Yoakley, Valdes-Fauli & Stewart in Fort Lauderdale, Florida, as an associate.

■ **Margaret Rosenast** is a trial attorney with the Immigration and Naturalization Service in San Francisco, California.

■ **Ensign Rafi Sherwin** is stationed with the United States Navy in Beaufort, South Carolina, where he is an intelligence officer assigned to the U.S.S. John F. Kennedy.

CLASS OF 1999

Thank you to the members of the Class of 1999 who contributed to the ND LIFE '99 Fellowship! Thanks, too, to Will Esser and John Rosenthal, who created the fund and encouraged classmates to contribute. Forty-eight members of the class pledged more than \$2,400 to support an NDLS student in summer public-interest work in the summer of 2001 through the Public Interest Law Forum's Student Funded Fellowship Program. Gifts ranged from \$20 to \$300, and averaged just over \$50 per contributor. PILF sends its warmest thanks to those alumni who have pledged their support for this important aspect of the Law School's mission.

Please visit the class of 1999 web site, developed and maintained by Will Esser, at <http://www.geocities.com/Heartland/Trail/3096/>.

■ **Todd Barnes** is an associate at Bowerman, Bowden & Moothart in Traverse City, Michigan.

■ **Jesse Barrett** has completed his clerkship and has joined the Washington, D.C., office of Sidley & Austin as an associate.

■ **Basil Buchko** is assistant corporation counsel for the Sault Ste. Marie Tribe of Chippewa Indians. He represents the tribe in business and gaming matters.

■ **Michelle Colman** has completed her clerkship with Judge Krauser of the Seventh Judicial Circuit in Maryland and has joined the corporate and securities department of Fried, Frank, Harris, Shriver & Jacobson as an associate in the firm's Washington, D.C., office.

■ **Cynthia Dubell** is a junior attorney with the Child Welfare Division of the Florida Department of Children and Families in Jacksonville.

■ **Will Esser** has completed his clerkship with Honorable Paul J. Kelly of the United States Court of Appeals for the Tenth Circuit in Santa Fe, New Mexico, and has joined Parker Poe Adams & Bernstein in Charlotte, North Carolina, as an associate in the firm's litigation department.

■ **James E. Howard** has completed his clerkship with Honorable Cornelia Kennedy of the U.S. Court of Appeals for the Sixth Circuit in Detroit, Michigan, and has joined the Federal Tort Claims Act Group at the U.S. Department of Justice in Washington, D.C., as part of the Attorney General's Honors Program.

■ **Renee M. Howard**, formerly an associate with Honigman Miller Schwartz & Cohn in Detroit, Michigan, has joined the Washington, D.C., office of Jones, Day, Reavis & Pogue as an associate.

■ **Jennifer Lucarelli** has completed her clerkship with a Superior Court judge in New Haven, Connecticut, and has joined Reid and Riege, P.C., as an associate in the firm's litigation department.

■ **Maryanne McGuire**, an associate with White & Case, L.L.P., in New York, New York, is attending New York University, studying for an LL.M. degree in taxation.

■ **Kristina Oven**, formerly an associate at Kennedy & Archer, L.L.P., in Monterey, California, has become an associate at Thoits, Love, Hershberger & McLean in Palo Alto, California.

■ **John Rosenthal**, formerly with Morrison & Foerster, L.L.P., in Irvine, California, has

become a clerk to Chief Judge Richard Enslen of the United States District Court for the Western District of Michigan in Kalamazoo.

■ **Jennifer Schell** has completed her clerkship with Honorable Kenneth F. Ripple of the U.S. Court of Appeals for the Seventh Circuit in South Bend, and has joined the Washington, D.C., office of Jones, Day, Reavis & Pogue as an associate.

■ **Stacy Soper-Stine**, formerly a clerk in the Allegan County (Michigan) Circuit Court, has joined Kreis, Enderle, Callander & Hudgins, P.C., in Kalamazoo, Michigan, as an associate.

■ **Kristopher I. Tefft** has completed his clerkship with Justice Richard Sanders of the Washington Supreme Court, and has joined Paine, Hamblen, Coffin, Brooke & Miller, L.L.P., as an associate in the firm's Spokane and Kennewick, Washington, offices. His practice focuses on commercial law, complex civil litigation and appeals.

■ **Joshua Wilson** completed his M.A. in government at the University of Notre Dame in May 2000, and has begun a one-year clerkship with Honorable T.J. Hauler in the Circuit Court of Chesterfield County, Virginia.

■ **Eric Wycoff** has completed his clerkship with Justice Larson of the Iowa Supreme Court and has joined the Washington, D.C., office of Latham & Watkins as an associate.

CLASS OF 1999 — LL.M.

■ **Claudio Lins de Vasconcelos** has returned to Rio de Janeiro, Brazil, where he was appointed planning manager of the Office of Community Relations at Globo Organization, a major media and communications group in Latin America.

CLASS OF 2000

■ **Ryan B. Bennnett** has joined Lord, Bissell & Brook in Chicago, Illinois, as an associate.

■ **Danny Cevallos** has joined Fish & Neave in New York, New York, as an associate.

■ **Perry DeLay** has joined the Pittsburgh, Pennsylvania, office of Schnader Harrison Segal & Lewis, L.L.P., in the firm's Business Services Department.

■ **Phylip J. Divine** has joined Buckingham, Doolittle & Burroughs, L.L.P., in Akron, Ohio, as an associate.

■ **David M. Doherty** has joined Dow, Lohnes & Albertson in Washington, D.C., as an associate.

■ **John W. Geelan Jr.** has joined Faegre & Benson, L.L.P., in Minneapolis, Minnesota, as an associate.

■ **Stone Grissom** has joined Gordon Thomas Honeywell *et al.* in Tacoma, Washington, as an associate. During the summer, he participated in a case that resulted in a \$22.4 million verdict for the firm's client — the largest verdict ever in the state of Washington.

He also represented Notre Dame's championship Barristers Team in Washington, D.C., in late October at an awards ceremony hosted by the American College of Trial Lawyers. A member of Notre Dame's Gold Team, which took second place behind Notre Dame's Blue Team in the competition, Mr. Grissom received the George Spiegelberg Award for best oral argument in the final round of the competition. He was also introduced to the members of the U.S. Supreme Court at a black-tie function.

■ **Benjamin Horne** is at Southeastern Ohio Legal Services in Chillicothe, Ohio. He is one of five attorneys at the branch, which is one of nine offices scattered throughout the Appalachian counties of Ohio.

■ **Patrick Kuehl** is an associate at Blackwell Sanders Peper Martin in Kansas City, Missouri.

■ **Christopher Mugica** is an associate in the Austin, Texas, office of Jackson Walker, L.L.P.

■ **Brian J. Murray** is clerking for Honorable Diarmuid F. O'Scannlain of the U.S. Court of Appeals for the Ninth Circuit in Portland, Oregon.

■ **Chris Peirano** has joined Sedgwick Detert Moran & Arnold in Los Angeles, California, as an associate on the firm's tobacco and medical device litigation teams.

■ **Jason Schauer** has joined Gordon Thomas Honeywell *et al.* in Tacoma, Washington, as an associate.

■ **James R. Schueller** has joined Bell, Boyd & Lloyd, L.L.C., in Chicago, Illinois, as an associate in the firm's real estate department.

■ **Brad Sobolewski** has joined Jones, Day, Reavis & Pogue in the firm's Cleveland, Ohio, office. Before beginning his active practice of law, he is participating in a program sponsored by Jones Day through which he is working as a "loaned executive" to the United Way in Cleveland.

Election 2001

The 2001 elections will complete the first three-year cycle of elections for regional representatives to the Board of Directors of the Notre Dame Law Association. Ballots will be mailed to all NDLA members, to the address on file at the University's Alumni Files Office in mid-January — so if you've moved recently, be sure to update your address information.

Thanks to the hard work and dedication of the Nominations Committee Chair Carl Eiberger '52, '54 J.D., the slate of candidates includes a number of wonderful Notre Dame lawyers including:

Region 4: Minnesota, North Dakota, South Dakota, Wisconsin

Honorable N. Patrick Crooks '63 J.D.
(incumbent)
Wisconsin Supreme Court
Madison, Wisconsin

Patrick Howell '70, '80 J.D.
Wyte Hirschboeck & Dudek
Milwaukee, Wisconsin

Region 5: Iowa, Missouri, Nebraska, Kansas

Paul Drey '89, '92 J.D.
The Bradshaw Law Firm
Des Moines, Iowa

Stephen Krchma '69
Brown & James
St. Louis, Missouri

Region 6: Illinois (excluding Cook County)

Scott Sullivan '76, '79 J.D. (incumbent)
Williams & McCarthy
Rockford, Illinois

Michelle Mancias '94 J.D.
Sonnenberg & Anderson
Bloomington, Illinois

Region 11: Northern Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont

M. Ellen Carpenter '79 J.D.
Roach & Carpenter
Boston, Massachusetts

James Ciapciak '88 J.D.
Duggan Caccavaro & Ciapciak
Boston, Massachusetts

Region 15/17: Florida, Georgia, North Carolina, South Carolina, Puerto Rico

Doug Kenyon '76, '79 J.D.
Hunton & Williams
Raleigh, North Carolina

Jeff Woodward '83, '87 J.D.
Foltz Martin
Atlanta, Georgia

Voting concludes on March 15, 2001. Successful candidates will serve a three-year term beginning on July 1, 2001, when Charles A. Weiss '68 J.D., of St. Louis, Missouri, assumes his duties as president.

For Election 2002, the following regions will be up for re-election:

Region 2: Colorado, Montana, New Mexico, Utah, Wyoming and Western Canada (Calgary)

Region 3: Arizona, Southern California, Southern Nevada and Mexico

Region 7: Michigan

Region 10: New Jersey, Southern Connecticut, Southern New York

Region 12: Delaware, Eastern Pennsylvania, Maryland, Virginia, Washington, D.C.

Region 13/14: Alabama, Arkansas, Louisiana, Mississippi, Oklahoma, Tennessee, Texas

Candidates need to satisfy only two requirements: They must be members of the NDLA (if you receive this magazine on a regular basis, you qualify), and they must reside in the region they will represent. If you're interested in running to represent one of these regions on the NDLA board, or if you'd like to nominate someone, please contact the new Nominations Committee Chair:

Richard D. Catenacci '62, '65 J.D.
Connell Foley, L.L.P.
85 Livingston Avenue
Roseland, NJ 07068

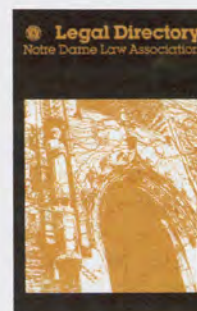
phone (973) 535-0500
fax (973) 535-9217
e-mail rcatenacci@connellfoley.com
with cc to jraefski@connellfoley.com

NDLA

NEWS FROM THE NOTRE
DAME LAW ASSOCIATION

THANKS TO CARL EIBERGER!

The board would like to extend its heartfelt thanks to **Carl Eiberger '52, '54 J.D.**, a long-time board member from Golden, Colorado, who chaired the Nominations Committee since 1997, for shepherding the NDLA through the first cycle of elections. Each year, he worked very hard to form a slate of candidates who would serve the NDLA membership well, and the organization today is much stronger and much more active thanks to his detailed attention to the important matter of elections. As he steps down from this position, please keep him and his family in your prayers in thanksgiving for a difficult job well done!



NDLA LEGAL DIRECTORY

The process is well under way for publishing the 20th edition of the NDLA's *Legal Directory*, which lists over 7,500 Notre Dame lawyers around the world. We hope to mail the directories to all NDLA members in the spring. We will be using the most current address on file at the University as of the end of January 2001. If you aren't sure whether your address is correct, please contact the Law School Relations Office at your earliest convenience.

NDLS ALUMNI ACTIVE IN LOCAL ALUMNI CLUBS

Think Notre Dame alumni clubs are just for ND undergraduates? Think again! A number of NDLS graduates have taken leadership positions in local clubs — we've listed a few of those below. If you're currently involved in the leadership in your local alumni club, please let the Law School Relations Office know — your involvement may inspire other Notre Dame lawyers to become active participants in those clubs.

Club Presidents

Geoffrey L. Blazi '88, '92 J.D.

West Central Indiana

Andrew Brooking '90 LL.M.

South Africa (in Johannesburg)

James Ciapciak '88 J.D.

Greater Boston

Paul Drey '89, '92 J.D.

Des Moines

Greg Imhoff '92 J.D.

Dallas

Raymond Marvar '79 J.D.

Cleveland

Joseph McGarry '86, '89 J.D.

Siouxland (Iowa)

Dale Planica '74, '77 J.D.

New Haven (Connecticut)

Shawn P. Ryan '88, '91 J.D.

St. Joseph Valley (Indiana)

Others active in Notre Dame Alumni Association clubs or activities include Kathy Zelenock '91 J.D., president-elect of the Notre Dame Club of Detroit; and Dana Childress-Jones '88 J.D., who represents Region 4 (Iowa, Kansas, Missouri and Nebraska) and Region 8 (Indiana and Kentucky) to the Black Alumni of Notre Dame.

If you'd like more information about your local Notre Dame club, please see the Alumni Association's web site, alumni.nd.edu, or call the Alumni Association at (219) 631-6000.

NDLA MEMBERSHIP

All Notre Dame Law School graduates become members of the Law Association immediately upon graduation. The NDLA also welcomes Notre Dame graduates with law degrees from other law schools — in fact, over 20 percent of current membership consists of individuals who hold degrees other than a law degree from Notre Dame. Members are listed in the NDLA LEGAL DIRECTORY, receive NOTRE DAME LAWYER magazine three times each year, and are invited to events held for Notre Dame lawyers across the country. If you know of someone who would like to be a member of the association, please encourage them to contact the Law School Relations Office.



NDLA Alumni Funded Fellowships Support Student Service

This summer, the Notre Dame Law Association coordinated an effort to increase support for students who choose summer work in public-interest or social-justice positions. Led by Paul Mattingly '75 J.D., chair of the NDLA Public Interest Committee, Notre Dame lawyers around the country arranged for placements and funding for eight law students who chose service over more lucrative positions with law firms for the summer of 2000.

The program draws inspiration from two successful programs on campus: the Summer Service Project sponsored by the University's Center for Social Concerns (CSC), and the Student-Funded Fellowships (SFF) program sponsored by the Law School's Public Interest Law Forum (PILF). Like the PILF SFF program, the NDLA's Alumni Funded Fellowships (AFF) program provides a stipend or tuition credit, in the amount of \$3,000 to \$4,000 per student, to offset living expenses while a student works for free in a public-interest agency such as a legal aid clinic for 10 weeks. In the spirit of the CSC's program, the NDLA/AFF program brings alumni and students together in an inspiring experience. Area alumni assist students in finding housing and in becoming a part of the local Notre Dame family. Positions in 2000 included:

City	Service/Location	Sponsor
Albany, New York	Center for Law & Justice	Edward P. McConville Jr. '54 B.A.
Cincinnati, Ohio	Hamilton County Public Defender	Paul Mattingly '75 J.D.
Detroit, Michigan	Legal Aid and Defender Association	Notre Dame Club of Detroit
Los Angeles, California	Verna Wefald, public defender	University benefactor
Morris County, New Jersey	Morris County Legal Aid	Richard D. Catenacci '62, '65 J.D.
Portland, Oregon	Legal Aid Services	Thomas R. Curtin '68 J.D.
San Francisco, California	SF Neighborhood Legal Association	Robert C. Weaver Jr. '72, '75 J.D.
South Bend, Indiana	Habitat for Humanity/ND Legal Aid	Hannah Callaghan '75 J.D.
		Diane Rice '80, '83 J.D.
		Habitat for Humanity

The students wrote letters to thank their benefactors for their summer experience, and portions of some of these letters are printed on the next two pages so that the students can express, in their own words, how important these experiences have been to them. The alumni who participated had tremendous experiences as well — seeing firsthand how terrific NDLS students are and witnessing their commitment to service and justice.

If you are interested in helping secure a position for an NDLS student for the summer of 2001 in your area, please contact Paul Mattingly as soon as possible. We hope to have 15 placements for the summer of 2001 — nearly double the placements for the summer of 2000. In order to ensure that students have enough time to apply for the positions, we need to have information to the students no later than February 1.

Mr. Paul Mattingly

Dinsmore & Shohl
1900 Chemed Center
255 East Fifth Street
Cincinnati, OH 45202-3172
phone (513) 977-8281
fax (513) 977-8141
e-mail mattingl@dinslaw.com

Kristina Campbell '02

Notre Dame, Indiana
Hamilton County (Ohio) Public Defender's Office
Alumni Coordinator: Paul Mattingly '75 J.D.

As I finish[ed] my summer internship at the Hamilton County Public Defender, I [was] keenly aware that [my experience] would not have been possible without the generosity of the Notre Dame lawyers in the Notre Dame Club of Cincinnati. . . .

My summer [was] wonderful, and my internship was even more rewarding and educational than I anticipated it would be. My work at the Public Defender's office was exciting and challenging, and I was exposed daily to the intricacies of the criminal justice system in Hamilton County. The attorneys who mentored me at the Public Defender's office were excellent professional role models. I was able to witness their skills as counselors by participating in pre-trial interviewing sessions, as well as to observe them in their roles as advocates in the courtroom. As the summer progressed, I was able to conduct interviews under attorney supervision and to assist with trial preparation and legal strategy. I also gained valuable legal writing skills by completing research projects assigned to me by supervising attorneys throughout the summer.

The opportunity to participate in the Summer Funded Fellowship program has been a blessing. I am grateful to the [members of the] Notre Dame Club of Cincinnati for helping to sponsor the internship . . . and to the NDLA for implementing the . . . program. The existence of this program makes it possible for students who are committed to spending their summer working in public-interest employment to do so.

I would like to especially thank those who helped coordinate my internship in Cincinnati. Their dedication to making the . . . program a success greatly contributed to making my summer a rewarding one. The hospitality extended to me reminds me that no matter where I go, my Notre Dame family is always close by.

Thank you again. . . . Your generosity made my summer possible, and your continued support made it a success. God bless.

Amy Newcombe '02

Springfield, New Jersey
Legal Aid Society of Morris County (New Jersey)
Alumni Sponsors: Richard D. Catenacci '62, '65 J.D., Thomas R. Curtin '68 J.D.

[T]hank you for financing the Notre Dame [Law Association internship] with the Legal Aid Society of Morris County.

Before beginning this internship, I let [the director] know that I hoped to have contact with clients. [The director and the other attorneys] invited me to observe client interviews and have trusted me to conduct interviews on my own. Each day I am awed by the depth and complexity of the troubles facing our clients. I have been impressed with the courage many clients display. It has been humbling and an honor to be able to assist several people in small ways.

I had also set out to learn more about the law this summer. Rest assured that Legal Aid has been an excellent classroom. Legal Services of New Jersey began with a three-day foundational seminar which has been built on by the attorneys and paralegals in Morristown. Recently, I attended a seminar on education law. Several mornings at the Morris County Courthouse have rounded out my instruction.

Thank you for letting me follow my heart while I learn the law. I will never forget the lessons of this summer.

Kevin E. Barton '02

Lake Oswego, Oregon
Legal Aid Services of Oregon, Multnomah County Office
Alumni Sponsors: Hannah Callaghan '75 J.D., Robert C. Weaver '72, '75 J.D.

Working at Legal Aid Services of Oregon, Multnomah County Office, as a law clerk during the summer of 2000 was a tremendous experience. I was able to devote my summer to Legal Aid due to the generous support from the [NDLA AFF] stipend. Had this stipend not been available, I would not have benefited from this clinical experience.

As a clerk at Legal Aid, I was personally able to experience the application of the law that I had studied the previous year. Although I was involved in all aspects of case handling — the initial client intake, weekly case meetings with attorneys, extensive legal research/writing, and trial observation — I found the most rewarding aspect of the summer was the extensive personal contact I experienced with our clients. Due to the limited resources of Legal Aid and the great demand placed upon these resources, I became the primary advocate for a number of my own clients. For example, I helped a mother obtain a "special needs food allowance" so that she could feed her disabled child. Additionally, I helped an adoptive parent enforce a child support order against an absentee father in a different state.

Spending the summer at Legal Aid has not only solidified my desire to study the law, but has also reaffirmed my decision to do so at Notre Dame. Just as the attorneys of Legal Aid recognize the necessity to support the poorer members of society, so too have the [NDLA members] recognized the need to fund this obligation.

As both a member and beneficiary of this supportive network that stretches as far away as Oregon, I write to thank all those who have made this program possible. Furthermore, I encourage the continued funding of this program so that future students and Legal Aid clients may experience the same benefits.

Paul Wilhelm '02

Ann Arbor, Michigan

Legal Aid and Defender Association of Detroit

Alumni Sponsor: Robert S. Krause '66 J.D.,

Notre Dame Club of Detroit

The summer fellowship in Detroit funded a clerkship for one law student at the Legal Aid and Defender Association of Detroit (LADA), Civil Division. Detroit Legal Aid, funded in large part by the Legal Services Corporation, is among the five largest such associations in the country.

The clerkship fills a great need at LADA. There are a few projects outside the main Detroit office, including a new Highland Park office and the Free Legal Aid Clinic (FLAC) at Wayne State University Law School. Wayne State students staff the FLAC, handling mostly family law cases, and few if any are assigned to the main civil division office downtown. Thus, my position assisted the general practice area of the civil division to an extent they had not received prior to this fellowship. At the end of the summer I was invited back and asked whether, if I would be unable to return, another Notre Dame Law student would work in my place next summer.

My position was flexible and diverse, and I could shape my summer in part according to my own desires and abilities. My summer experiences included several court appearances on landlord-tenant matters, writing research memos, letters to clients, drafting complaints, answers, motions, and briefs for both federal and state courts. In fact, I almost appeared in federal court to argue a motion against an assistant U.S. attorney in a civil matter. In addition to landlord-tenant matters, I handled cases dealing with contracts, consumer protection, construction law and administrative law.

The position also afforded me the opportunity to network with area alumni. I am most thankful to Bob Krause, the Notre Dame Law Association, and the Notre Dame Club of Detroit for their kindness and their cooperation in sponsoring my summer clerkship.

Lisa Kim '02

Livingston, New Jersey

Center for Law and Justice in Albany, New York

Alumni Sponsor: Edward McConville Jr. '54

I am writing to thank you . . . for continuing to support the [NDLA AFF] program. I just completed my 10-week-long public interest internship. . . . I had an incredible time working at the Center for Law and Justice, a nonprofit advocacy organization for prisoners' rights. They track legislation that affects prisoners and respond to prisoners' mail, providing inmates with information about what kinds of services are available.

I spent most of my time responding to mail from inmates regarding various legal matters. Although the [center] does not legally represent anyone, it does serve as an information resource for prisoners. As the legal intern, I referred prisoners and their family members to the appropriate organizations . . . responsible for handling their claims. I also responded to phone calls regarding employment discrimination, domestic abuse and social services.

I also had a chance to participate in forums with various criminal justice advocates where I was often introduced as the "Notre Dame law intern." Although the [center] is a well-known organization in Albany, they still remain a skeleton operation with one full-time director, Dr. Alice Green, and a part-time staff of student interns. As the only full-time intern, I was able to become an integral part of the projects during the summer. I developed and taught legal research classes to the community, and I also taught kids at the local community Girls' and Boys' Club in Albany about their legal rights.

It was these kinds of teaching opportunities that became the most critical part of my summer experience. I got a chance to serve people with the skills I learned in law school. It was gratifying to know that I was practicing my faith in a real way — by serving a community that needs to be acutely aware of their legal rights.

This internship also helped me to see first-hand how the Notre Dame network of alumni really operated as a family of caring people. Steve Hogan '86, president of the Notre Dame Club [of Northeastern New York] invited me to a Notre Dame get-together, and [other] alumni invited me to lunch at a local club. I also lived with Mr. McConville and his family during my 10-week internship. They became a second family to me. I am frankly amazed at the generosity his family has shown me. Mr. McConville not only supported me on this internship, but he opened his home to me as well. My fondest memories were summer nights around the kitchen table at the McConvilles' getting to know Ed and his wife Michelle and their son Collin. I especially loved the times we played tennis and went rowing together. If this is the kind of Notre Dame family that exists after I graduate, I am proud to be a part of that community.

I hope that you continue to support these public interest internships because they are a living manifestation of the Notre Dame spirit of service and community. First year of law school was an overwhelming experience for me. But spending a summer in Albany made me realize that my work has paid off. I have met some amazing people — family members of prisoners whose strength still leaves me in awe, fun and intelligent co-workers, and former inmates who have found the courage to face up to their past and move on. Throughout my internship, I reflected on a passage in the Bible when Jesus spoke to those who would enter the kingdom of God. He told them that by clothing and feeding the misfortunate and visiting them in prison, they were actually doing these things for him. The internship allowed me to visit those in prison, and the Notre Dame community and Mr. McConville, in particular, provided me the resources to do so.

R E U N I O N S 2 0 0 1

CLASS REUNIONS FOR 2001

If your class is eligible for a reunion in 2001 — that is, if your class year ends in “1” or “6” — it’s not too early to begin planning for the festivities, particularly if you’d like to schedule a special reunion weekend apart from the University’s Reunion 2001, the weekend of June 7-10, 2001. The Law School Relations Office can facilitate planning, but the best reunions result from strong involvement by volunteer class members who can take leadership roles in encouraging classmates to attend and in organizing meaningful activities. If you would like to help plan a memorable reunion for your class, please contact Cathy Pieronek at the Law School Relations Office.

BLSA ALUMNI 28TH REUNION SCHEDULED

Alumni of the NDLA Black Law Students Association should plan to attend the 29th annual BLSA Weekend, April 6-8, 2001. This year’s theme is “BLSA’s Legacy: Using the Past and the Present to Create a Network for the Future.” Second-year student and BLSA vice president Myra McKenzie, of Slidell, Louisiana, is this year’s event chair. For more information, please contact her at mckenzie.5@nd.edu, or through Rebecca Ward in the Associate Deans’ office at (219) 631-6627.

Also, BLSA’s newsletter, *Marshall’s Law*, is seeking alumni to contribute articles. If you’re interested in contributing or if you would like to be added to the mailing list, please contact BLSA secretary Tamona Bright, a second-year student from Killeen, Texas, at bright.4@nd.edu.

S T U D E N T N O T E S

NDLS 3L
Opens
Dream Center

Third-year student **Felipe Merino** of Hawthorne, California, received recognition in a recent SOUTH BEND

TRIBUNE feature that discussed his role in founding the Dream Center, an outreach facility in downtown South Bend geared toward at-risk children and their parents. The center, which opened in mid-September, teaches marketable as well as basic living skills to families in order to help them break the cycle of poverty. The center's programs include computer training, reading instruction, classes on English as a second language and cooking lessons, and will provide information on higher-education opportunities as well as recreational activities. While completing his third year of law school, Mr. Merino is also serving as the Dream Center's full-time executive director.

The center is affiliated with Calvary Temple, which bought the facility that houses the center. NDLS, the University and Bethel College in Mishawaka donated used computers and furniture to the center, and local stores and private contributors have provided other goods and services.

Service is nothing new to Mr. Merino. After earning his bachelor's degree from Stanford University, he directed a similar, although somewhat larger, outreach center in his native Hawthorne, a Los Angeles

"What has been my drive for so many years has been my mother's hard work and prayers, my father's teaching us to respect others and to help our neighbors, learning to share with six brothers and sisters when we didn't have much growing up, and God's protection over my life in dangerous situations and environments while he provided guidance and direction so that I could be able to share what **I have been blessed with."**



suburb where drug dealing and violence confront children and families on a daily basis. At his wedding this past summer at Calvary Temple, Mr. Merino received a proclamation from California legislature for his contributions to the Hawthorne center.

His strong family has inspired Mr. Merino to work for others. He notes, "What has been my drive for so many years

has been my mother's hard work and prayers, my father's teaching us to respect others and to help our neighbors, learning to share with six brothers and sisters when we didn't have much growing up, and God's protection over my life in dangerous situations and environments while he provided guidance and direction so that I could be able to share what I have been blessed with."

PUBLIC INTEREST MENTORS NEEDED

If you're interested in serving as a mentor to students or other alumni who have chosen a service-oriented legal career, please contact **Cynthia Morgan '99 J.D.**, via e-mail at morgancy@hotmail.com.

PILF's Primary Fund-raising Goal — Loan Forgiveness

The average starting salary for a public interest lawyer is \$30,000 per year — \$2,500 gross per month, leaving approximately \$1,700 per month after taxes. The average monthly loan payment for a law school graduate is \$700 — which consumes over 40 percent of that take-home pay. Needless to say, this makes it difficult for students with law school loans to choose to serve society in any of a wide range of public-interest careers.

A number of law schools throughout the country have helped solve this problem by creating loan repayment assistance programs to relieve or lessen the monthly loan payment for students who make the conscious choice to serve their community. PILF believes that society needs more Notre Dame lawyers working in the public interest. Consequently, the organization is focusing its fund-raising efforts on helping to create a secure endowment for loan repayment assistance program at NDLS as one way to assist Notre Dame lawyers

achieve their dreams of pursuing social-justice careers, regardless of their debt burdens.

How does a loan forgiveness or repayment assistance fund work? In general terms, graduates working in public-interest or social-justice positions apply to NDLS for a loan to cover all or part of their student debt. If the graduate remains in the service position for a specified period of time, NDLS "forgives" the debt that the graduate owes to the Law School. Otherwise, the graduate must repay the funds distributed.

In order to demonstrate the commitment of the NDLS community to the loan forgiveness/assistance project, PILF engaged in its annual "day of pay" fund-raising campaign, which encourages faculty, as well as students who will work in law firms over the summer and after graduation, to donate one day's pay to sup-

port service-oriented students in their careers. Previously, the campaign had raised money to fund the student-funded fellowship program, but the proceeds from the 2000 campaign were earmarked for the loan forgiveness endowment.

Through gifts pledged last spring and paid this fall, PILF has raised over \$22,000 from approximately 200 students in the classes of 2000, 2001 and 2002, as well as from members of the faculty. PILF's ultimate goal is to raise \$500,000 to be placed in a secure, self-perpetuating endowment to be distributed yearly by a standing committee comprised of faculty, administrators, students and alumni.

Law School alumni who wish to support this endeavor may assign their annual fund gift to the Loan Repayment Assistance Program. With the continued support of students and faculty, as well as new support from NDLS alumni, PILF hopes that the first assistance awards will be distributed in the fall of 2002.

— *Lezlie Farris '01, PILF President*

NDLS 3L Earns Fellowship Grant

Third-year student **Sean B. O'Brien '95**, of Arlington Heights, Illinois, received the Foreign Language and Area Studies Fellowship for the 2000-01 academic year. Awarded through the University's Helen Kellogg Institute for International Studies, the fellowship is funded by a Title VI National Resource Center grant from the U.S. Department of Education to the University in support of the University's Consortium in Latin American Studies. Mr. O'Brien will use the fellowship to improve his Spanish-language skills, which he hopes will benefit clients and organizations in the Inter-American human rights protection system.

SBA President Works with Area Latino Community

SBA President **Rudy Monterrosa**, a third-year student from Bloomington, California, participated in a program to assist Spanish-speaking residents of the South Bend area learn about a variety of services and issues related to education, health, crime, law enforcement, immigration and home finances. Held at the Century Center in downtown South Bend on November 3 and 4, the conference was conducted entirely in Spanish.



I R I S H L A W

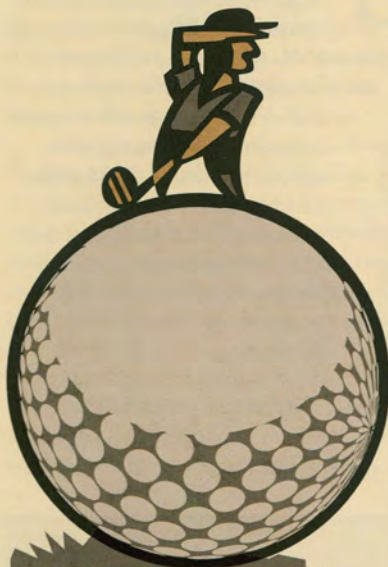


SPORTS REPORT

Coquese Washington '97 J.D. —

WNBA Champion

An off-season trade that sent Coquese Washington from the WNBA's New York Liberty to the Houston Comets proved to be to Ms. Washington's benefit, as the Comets won the WNBA championship late in the summer of 2000. An article in the August 3, 2000, edition of the HOUSTON CHRONICLE praised the 5-foot, 6-inch point guard for her skilled play as the season progressed.

Mark Muedeking '80 J.D. —
Olympic Lawyer

Mark Muedeking, a partner at Piper Marbury Rudnick & Wolfe in Baltimore, Maryland, and Washington, D.C., has become general counsel of the United States Olympic Committee in Colorado.

Tracy Warren '99 J.D. —
Olympic Broadcaster

Tracy Warren, an associate practicing in the areas of labor and employment law as well as sports law at McGuire Woods, L.L.P., in Baltimore, Maryland, continues to make use of the broadcasting talents that earned her an Emmy for her sports feature, "Marketing Michael Jordan," when she worked in television at WPHL-TV in Philadelphia, Pennsylvania. This summer, she provided color commentary for NBC's telecast of all 10 U.S. women's softball games, which culminated with a U.S. victory.

As an undergraduate at Trenton State College, now the College of New Jersey, Ms. Warren played Division III softball. For the three years she played on the team, she started every game at third base and achieved a .345 batting average. Her team won the national title in 1987, her senior year. Two years later, she earned a master's degree in journalism from Temple University in Philadelphia, where she also served briefly as the softball team's assistant coach. After graduation, she worked in broadcasting both in Philadelphia and in Grand Rapids, Michigan.

Attending law school was something she had always wanted to do, and welcomed the opportunity to attend NDLS, according to an article in the October 12, 2000, edition of THE DAILY RECORD, a business and legal newspaper in Maryland. She believes that her range of experiences fit together nicely. She describes the combination of women in sports and women in the law, as well as sports and the law as "a real growth area. It's a whole new segment that went untouched through the '80s and most of the '90s, providing all kinds of new opportunities for women in sports and the law, and it's exciting to be involved on both sides of it."

While developing her practice, she continues her broadcasting career on weekends and evenings, as a play-by-play announcer for softball games and as a commentator for golf tournaments.

Athletic Events Benefit SJ/PILF Programs

The Social Justice Forum part of SJ/PILF held a golf outing on September 19 at the University's Burke Memorial Golf Course to raise money for its annual Thanksgiving Food Basket Drive. Participants helped raise approximately \$400, which SJF will use to buy side dishes for Thanksgiving dinners for needy South Bend families. The winning team — comprised of third-year students Mike Johnson of Rochester, New York, Tim Schank of Glenview, Illinois, and Chris Schutz of Rochester Hills, Michigan, as well as second-year student Laura Patterson of Cambridge, Maryland — scored an impressive six under par. The team that brought up the other end of the field — first-year students Rory McManama of Seattle, Washington, and Adam Witmer of Bellefonte, Pennsylvania — scored an equally amazing 15 over par. Both teams were treated to dinners at local restaurants for their efforts.

The Public Interest Law Forum part of SJ/PILF sponsored the annual "Race Judicata," a 5K/10K run/walk to raise money for student-funded fellowships to assist students who wish to practice in low- or non-paying public interest jobs in the summer, on Saturday, September 23. SJ/PILF moved the event from the spring to the fall this year to "take advantage of a beautiful weekend that didn't feature a home football game," according to Amy Newcombe, a second-year student from Springfield, New Jersey, who served as principal organizer for the event. Approximately 100 students and over a dozen faculty helped raise around \$700 by participating in the event or purchasing a t-shirt.

Patrick A. Salvi '78 J.D. Joins Italian Basketball Franchise Ownership

Patrick A. Salvi, managing partner of the Chicago-area personal injury firm of Salvi, Schostok & Pritchard, P.C., has accepted a nomination to serve on the Board of Directors of *Olimpia Milano*, a professional basketball team in Milan, Italy, owned by Pasquale Caputo, chief executive officer and owner of Wiscon Corporation of Lake Forest, Illinois, and Kobe Bryant, of the National Basketball Association's Los Angeles Lakers.

Olimpia Milano is the first fully American-owned-and-operated Italian basketball franchise. At 63 years old, the team is the winningest and most prestigious franchise in Italy, holding 25 national titles and three national championships, and is the only one of the 16 teams that play in Italy's top basketball division that enjoys a national following.

Fall 2000 Faculty-Student Softball Tournament

At the fourth annual faculty-student softball tournament, held Sunday, October 1, 2000, in the fields across from Stepan Center, things returned to normal after last year's aberration in which the faculty actually won a game. The faculty team, led by Assistant Professor Rick Garnett, lost in the first round to the 1Ls and in the second round to the 3Ls to remain in fourth place in all-time Law School softball standings, despite strong fielding and hitting by Dan Manier '87, '93 M.S.A., director of Technical Services, and Associate Professor Matt Barrett '82, '85 J.D., as well as a surprise performer. According to Rick, "The story-behind-the-story was the deft performance of our favorite natural-law jurisprude, Professor

John Finnis. Although John claimed to be unfamiliar with the game — 'rounders, you call it?' — and craftily lulled our opponents into the false impres-

sion that he was a novice by sporting a Honus Wagner-esque outfit, John was flawless in the field and solid at the bat."

According to SBA President Rudy Monterrosa, the 1Ls had the largest number of players — around 35 — ever assembled for a team, leading Monterrosa to call their participation "a little scary." The 2Ls, however, avenged last year's performance — in which they gave the faculty team their only victory in four years of competition — and prevailed in the first game against the 3Ls and in the second game against the 1Ls to restore their athletic pride and bring home the championship.



L A W S C H O O L

briefs

Women of NDLS Team Up to Support Habitat for Humanity

Led by Research Librarian Lucy Salsbury Payne '88 J.D., the women of NDLS teamed up one Tuesday evening in July to staff a shift at the "Women Build" home being constructed by Habitat for Humanity of St. Joseph County, Indiana, for an employee of the University's Food Services Department.

The home, one of three constructed during the July build on South Bend's far west side, was well ahead of schedule by the time the more than 30 "Women of NDLS" arrived. Most of the women — including Law School and Kresge Law Library faculty, administrators and staff, along with some faculty wives, daughters,

recent alumnae and current students — made short work of applying the first coat of interior paint to the three-bedroom home. Others learned the skill of installing exterior siding on the home next door, which had not yet reached the interior drywall stage.

All-in-all, over 430 women volunteered over the course of the 12-day construction and finishing project. For the women of NDLS, it was a terrific opportunity to serve the community, make new friends and have a lot of fun! Most importantly, it gave Notre Dame employees who are fortunate to have strong families and home lives the opportunity to help a fellow employee and her two children work together for a better life.



Visiting Scholars Lend International Flavor to Law School Classes

In the current academic year, the Law School is hosting three visiting scholars from Japan, one from Germany, and one from just a little farther north in Michigan:

■ Each year for the last decade, NDLS has hosted two visiting scholars from Japan — one lawyer and one judge. This year, Mr. Katsuhiko Hama, a member of the Yokohama District Public Prosecutor's Office, and Ms. Yuko Ito, a judge of the Tokyo District Court, are taking part in classes and engaging in research in particular areas of interest. Mr. Hama has been a public prosecutor since 1995, and is considered one of Japan's most promising young prosecutors. The Japanese Ministry of Justice selected him to participate in the program based on his excellent performance records and high academic distinction. He will conduct research on criminal law and judicial ethics. Ms. Hama was nominated to attend NDLS by the Supreme Court of Japan. She graduated from the highly prestigious University of Tokyo in 1996, completed a two-year training course as a legal intern, and was nominated to the court in 1998. She will conduct research on the administration of criminal justice and juvenile delinquency proceedings.

■ Also from Japan is Mr. Junichi Suzuki, associate professor of law at Dokkyo University in Saitama-ken. Mr. Suzuki earned his Master's Degree in Law, with a specialization in international law, in 1993. During his year at NDLS, he is researching the position of the individual in international law, as well as the legal status of non-governmental organizations.

■ Ms. Eva-Maria Steinberger of Leimann, Germany, has completed all of her university requirements at Heidelberg University and is eligible to sit for her first state examination in law. She is spending the academic year taking classes at NDLS and in the University's Graduate School.

■ From north of the (Indiana-Michigan) border comes Laurie Anne Whitt, associate professor of philosophy in the Department of Humanities at Michigan Technological University. She is engaging in research in human-rights, using resource materials from the Center for Civil and Human Rights.

LAW SCHOOLS TOP BUSINESS SCHOOLS

No one is sure why, but a recent report in THE NEW YORK TIMES indicates that "law schools have gained the advantage in their long tug of war with business schools for the attention of corporate America's future elite." The TIMES based this conclusion on, among other things, the fact that applications to law schools are increasing nationwide, while applications to even the most prestigious business schools have dropped 20 percent over last year.

LAW SCHOOL FALL FAMILY MASS

The Law School's fall semester Family Mass and Brunch took place on Sunday, November 5, 2000, in the Student Lounge. Reverend John H. Pearson, C.S.C., director of the Thomas J. White Center on Law and Government, presided over the Mass, which was followed by a wonderful brunch for the members of the NDLS community and their families.

News from the Career Services Office

For more information . . .

. . . on ways in which you can help the CSO find appropriate career opportunities for our students, speak about your experiences or serve as a mentor, or for more information on how NDLS can help you with a career change, please contact:

Gail Peshel, Director
Career Services Office
(219) 631-7625
peshel.1@nd.edu

Kitty Cooney Hoyer
Career Counselor
(219) 631-8236
hoyer.4@nd.edu

Trish Dunn
Administrative Assistant
(219) 631-7542
dunn.35@nd.edu

You may also contact the office by mail, at 118 Law School, Notre Dame, IN 46556, or by fax at (219) 631-4789.



On August 19, the Law School community welcomed the 184 members of the class of 2003, who hail from 32 different states and three foreign countries (Ireland, Thailand, and Germany), and represent 103 undergraduate schools. Women constitute 43 percent of the class, and diversity students make up 23 percent of the class. The median LSAT for the class is 162, the median undergraduate GPA is over 3.39 on a 4.0 scale, and over 77 percent of the class earned academic honors at their undergraduate institutions. Fifteen members of the class hold advanced degrees.

More than half of the individuals in the class were involved in service to others through their work and volunteer experiences. Individual class members participated for two years in a Latter Day Saints mission to Croatia; served as District Electoral Officer for the United Nations Mission in East Timor; engaged in missionary work in Haiti; volunteered for a year with the Augusta Victoria Hospital for Palestinian refugees in Jerusalem; and worked as an office intern with the President's Council on International Women's Issues. Many members of the Class of 2003 have also worked on human-rights issues. One served as a deputy probation officer for a victims' assistance program, and another as an intake worker for Legal Services of Northern Indiana. Others worked with the homeless, tutored children and adults, or served in other community-service agencies such as the Jesuit Volunteer Corps, government agencies, Boys and Girls Clubs, Special Olympics and Habitat for Humanity.

Several university and college student-body presidents and vice presidents evidence the leadership characteristics of the class. In general, the class of 2003 comprises leaders dedicated to ethics, helping others and influencing society through the practice of law. We are delighted to have them with us and wish them a productive and enjoyable three years.

— Heather M. Moriconi
Assistant Director of Admissions

News from the Admissions Office



Alumni Involvement

Alumni involvement is an important part of the student-recruitment process. Studies conducted by the Law School Admissions Council indicate that personal contact is one of the most influential factors in a student's decision to attend a particular law school.

You can get involved with NDLS admissions in a number of ways. The Admissions Office is always looking for volunteers to represent NDLS at Law School fairs around the country, or to be a personal resource for applicants who need more information about law school in general and NDLS in particular. The Notre Dame Law Association also appreciates the help of volunteers who are willing to call accepted students to encourage them to attend NDLS and to answer any questions these applicants might have.

In addition, if you know of a top candidate that you would like to see in next fall's entering class, please contact our Admissions Office at (219) 631-6626. We will send you an application booklet. Simply sign and date the top of the front page of the application form before giving it to your prospective applicant. In appreciation of your endorsement, we will waive the application fee for an individual of special interest to you.

FOR MORE INFORMATION

To find out how you can help recruit the next generation of Notre Dame lawyers, please contact the Admissions Office as indicated below:

by e-mail:

Heather Miller Moriconi
Assistant Director of Admissions
moriconi.1@nd.edu

by mail:

Admissions Office
P.O. 959
Notre Dame Law School
Notre Dame, IN 46556

by phone:

(219) 631-6626



keep in touch

e-mail your Perspectives ideas
and personal and professional news to
lawalum@nd.edu

News from the Law School Relations Office

Fall 2000 CLE Programs a Continuing Success

This fall's continuing legal education programs provided lawyers with the opportunity to earn CLE credit by coming to campus a little early on the mornings of three home-football games. Thanks to the presenters, who helped ensure the continued success of this program with their high-quality presentations:

September 16, 2000

Mary Margaret Penrose '99 LL.M., assistant professor of law at Oklahoma University, presented "Practical Considerations for Jury Selection in Federal Court Practice"; and Associate Professor John H. Robinson '72 M.A., '75 Ph.D. presented "The Ethics of Multidisciplinary Practice."

October 28, 2000

Charles R. Shedlak '85, attorney, presented "Professional Responsibility Above the Line"; and Associate Professor Matthew J. Barrett '82, '85 J.D. presented "Accounting for Contingent Liabilities: Legal Considerations."

November 11, 2000

William P. Hoyer, associate vice president and counsel and concurrent associate professor of law, presented "Ethical Dilemmas in Contemporary Legal Practice"; and Cathy Pieronek '84, '95 J.D., director of Law School Relations, presented "Title IX and Intercollegiate Athletics: Myth vs. Reality."

Next fall, the programs will be held on the Michigan State (September 22), West Virginia (October 13) and Tennessee (November 3) home-football weekends. If you'd like to be added to the mailing list for these programs — which include two hours of CLE credit, including one hour of ethics, and which allow you to purchase up to two tickets for the game — please contact the Law School Relations Office.

FOR MORE INFORMATION

For more information on alumni programs and activities at NDLS, please contact Cathy Pieronek, director of Law School Relations:

102 Law School
Notre Dame, IN 46556

phone: (219) 631-6891
fax: (219) 631-9299 (new number)

e-mail:
pieronek.1@nd.edu
- or -
lawalum@nd.edu

Or visit the Law School Relations web site, www.nd.edu/~ndlaw/alumni/alumni.html, where you can update your address, send in personal or professional information, volunteer for the NDLS Network or keep in touch with your class secretary all on line.



NDLS Welcomes New and Returning LL.M. and J.S.D. Students

News from the Center for Civil and Human Rights

At a reception in August at the Morris Inn, the Center for Civil and Human Rights welcomed new and returning scholars who are working toward J.S.D. and LL.M. degrees in international human rights.

After the May 2000 graduation of George Mugwanya, who received the fourth Doctor of Juridical Science ever conferred by the University, the center has added three new J.S.D. candidates, for a total of 10 current students pursuing this advanced degree, which will help strengthen the ability of these lawyers to teach human rights law at the university level.

New J.S.D. candidates, at Notre Dame for at least two semesters to satisfy their residency requirements, include:

■ **Adila Hassim**, of Johannesburg, South Africa, earned her LL.B. at the University of Natal and her LL.M. at St. Louis University School of Law, where she completed a thesis on "Affirmative Action in South Africa and the United States: A Comparative Perspective." Her work earned highest distinction and will be published soon. She has worked as a researcher at the Constitutional Court for three years. Her work there has enabled her to explore in detail the nature and purpose of human rights, as well as to analyze the implementation of those rights in comparative jurisdictions.

■ **Lawrence Juma '00 M.A.**, of Nairobi, Kenya, earned his LL.B. at the University of Nairobi in 1985, his LL.M. at the University of Pennsylvania in 1991, his Diploma in Legal Studies at the Kenya School of Law, and his M.A. in Peace Studies through the University of Notre Dame's Joan B. Kroc Institute for International Peace Studies in May 2000. He has worked as head of the Legal Resources Department of the Public Law Institute of Nairobi, where he was responsible for the design and implementation of civic-education programs in Kenya and areas affected by civil war in Ethiopia. He also served as a lecturer on the Faculty of Law at the University of Nairobi, teaching courses in Family Law and in the Law of Succession.

■ **Kolawole Olaniyan '98 LL.M.** of Lagos, Nigeria, earned his LL.B. with honors from Lagos State University in 1989, was certified as a Barrister-at-Law by the Nigerian Law School in 1990, and earned his LL.M., *summa cum laude*, from NDLS in 1998. He has had extensive work experience in the area of human rights, including: as a legal assistant to the United Nations International Criminal Tribunal for the Former Yugoslavia (ICTY) at The Hague, where he assisted the prosecutor in conducting research on legal issues involving international criminal law and international humanitarian law, including especially the concept of command responsibility of civilian leaders; as a research partner with the Danish Center for Human Rights, where he conducted research on the African Regional Human Rights System and worked on the implementation of international human rights for pre-trial detainees in Nigeria; as head of the legal services unit of the Constitutional Rights Project, a leading human-rights nongovernmental organization in Nigeria, where he filed and defended petitions on human-rights violations before the African Commission. Currently, he is the director of the Rule of Law Project, sponsored by the Centre for Free Speech, where he coordinates litigation and legal services. His proposed doctoral dissertation considers the domestic implementation of economic and social rights in Africa through the United Nations and the African Regional Human Rights System.

These three new scholars join returning scholars **Pedro Cavallero** of Buenos Aires, Argentina, who is working on a dissertation on "Human Rights in Emergency Situations: A Comparison of Experiences in Colombia and Mexico"; **Margaret Munalulu** of Lusaka, Zambia, a Fulbright scholar whose dissertation involves "The Legitimacy of Sovereign Debt: A Case Study in Zambia"; **Tatsuo Muto** of Tokyo, Japan, who is currently serving as a visiting scholar at Columbia University in New York; **Mary**

Margaret Penrose '99 LL.M., assistant professor of law at Oklahoma University, whose dissertation considers the issue of punishment as a human-rights concern; **Ali Qazilbash '97 LL.M.** of Lahore, Pakistan, who is working on a dissertation titled "Human Rights, Environment and Development: Reinvigorating Efforts Toward a More Integrated Approach"; **Luc Reyndams '95 LL.M.** of Mol, Belgium, who is working on a dissertation concerning "Universal Jurisdiction for International Crimes"; and **Pablo Alessandri Saavedra '96 LL.M.** of Santiago, Chile, currently serving as legal counsel to the Inter-American Commission on issues relating to migrant workers in the western hemisphere, which complements his dissertation topic, "Human Rights Environment and Developments in Latin America."

This year, 10 students representing five continents have been admitted to the LL.M. program for 2000-01. They join returning LL.M. candidates **William P. Hoye**, associate vice president and counsel and concurrent associate professor of law at Notre Dame, and **Selina Catharine Maria Kossen** of Utrecht, The Netherlands.

■ Students from North America include **Suad Elias Atala** and **Salvador Tinajero-Esquivel**, both of Mexico City, Mexico.

Ms. Elias earned her law degree from the Universidad Iberoamericana in Mexico City. After graduation, she worked at the Center for Justice and International Law and as a research assistant at the Legal Research Center of Diego Portales University, in Santiago, Chile. In Mexico City, she worked with the Comisión Mexicana de Defensa y Promoción de los Derechos Humanos assisting with a project related to reforms of the Inter-American System for the Protection and Promotion of Human Rights, and with the Ministry of Justice on human-rights training and promotion.

Mr. Tinajero-Esquivel completed his law degree at the University of Mexico in 1997 and has been involved in significant

human-rights work throughout Latin America. Most significantly, he worked at the Mexican Commission of Defense and Promotion of Human Rights, and has participated in different observation missions in places where armed conflicts have occurred, including Chiapas and Guerrero, and has represented the commission before a variety of governmental agencies including the Inter-American Commission of Human Rights, the U.N. Human Rights Committee, the U.N. Human Rights Commission, and the preparatory commissions for the Rome conference on the establishment of an international criminal court.

■ **Mariasol Blanchard** of Chile represents the South American continent.

■ **Tahlia Gordon** of Sydney, Australia, recently completed an internship at the Australian Permanent Mission to the United Nations, where she worked as an advisor. She earned her law degree from the University of New South Wales Law School in Sydney in 1995. After graduating, she worked as a prosecutor for the Department of Prosecutions and as a clerk to an Australian Supreme Court Judge. She has also volunteered at a number of human-rights organizations including the Australian Section of the International Commission of Jurists, the New South Wales Women's Lawyers Association and the New South Wales Young Lawyers Human Rights Committee.

■ LL.M. students representing the European continent include **Entela Josifi** of Tirana, Albania, **Ninoslav Mladenovic** of Skopje, Macedonia, **Eka Tkeshelashvili** of Tbilisi, Georgia, and **Steve MacPherson Watt** of Strathpeffer, Scotland.

Ms. Josifi earned her law degree in 1994 from the Faculty of Law of the University of Tirana, Albania. In Tirana, she worked as a legal assistant to the Albanian Supreme Court and to the American Senior Legal Advisor for the Ministry of Public Order and the Ministry of Justice for the Republic of Albania at the

NDLS Welcomes New and Returning LL.M. and J.S.D. Students

American Department of Justice, and as an associate attorney for the Human Rights Alert Program of the Legal Counselor's Office of the Organization for Security and Cooperation in Europe Presence. She has also been a member of the Albanian Lawyers Group of Human Rights, and an intern at the Advice on Individual Rights in Europe Center in London, England.

Mr. Mladenovic specialized in criminal law at Ss. Cyril and Methodius University and has come to NDLS as a Ron Brown/Fulbright Fellow. As a lawyer with Markovska & Andrevski in Macedonia, he served as a representative for proceedings before the European Court of Human Rights and assisted in a joint-venture business-law project with Altheimer & Gray. He has also been involved in research activities performed by EUROBALKAN Institute for Gender Studies concerning marginalized groups throughout the region. He is a senior member of the Macedonian National Association for Fighting Against AIDS and a co-founder of the Association for the Protection of Animals and the Environment.

Ms. Tkeshelashvili graduated from Tbilisi State University, Faculty of International Law and International Relations with a major in international law

in 1999. She has participated in a joint program in human rights sponsored by Oxford University and George Washington University and has worked as chief specialist of international law at the Foreign Policy Research and Analysis Center of the Georgian Ministry of Foreign Affairs. Most recently, she served as consultant and field officer for the International Committee of the Red Cross.

Mr. Watt graduated with honors from the University of Aberdeen, Scotland, in 1989, and completed his legal studies at the University of Edinburgh in 1991. He qualified as a solicitor in 1993, and worked as a tax lawyer for two years in Glasgow. In 1995, he accepted a voluntary assignment with Concern Worldwide, an Irish relief and development nongovernmental organization. In that capacity, he managed a refugee camp on the Tanzania/Burundi border for 10 months, and then managed a long-term social development program in southern Uganda aimed at addressing the social and economic consequences of HIV/AIDS. In 1997, he accepted another voluntary position under the auspices of Voluntary Service Overseas, a British nongovernmental organization. Sent to the Solomon Islands, he provided legal advice, assistance and representation to the area's citizens, including representing indigenous

land owners in their dealings with multinational logging and mining operations, and was appointed legal advisor to the government's Forestry Division, where he assisted in drafting and implementing new forestry legislation.

■ And from Africa, **Dennis Mutuma Mabura** of Nairobi, Kenya, and **Anna Masibo** of Kampala, Uganda, complete the class.

Mr. Mabura graduated with honors from the University of Nairobi Faculty of Law in 1998 and attended the Kenya School of Law. He specializes in criminal law, human-rights litigation and *pro bono* assistance for various nongovernmental organizations including Release Political Prisoners, and International Commission of Jurists-Kenya Section. He has taught at the Kenya School of Professional Studies and was admitted as an advocate of the High Court and Court of Appeal of Kenya in May.

Ms. Masibo graduated from the law school at Makerere University in Uganda in 1996, and was admitted to the Ugandan bar in 1997. In 1997-98, she volunteered as a legal officer at the International Federation of Women Lawyers, and in 1998 joined the Uganda Human Rights Commission.

Distinguished Speakers

■ On September 8, the Center for Civil and Human Rights hosted a talk at the Hesburgh Center for International Studies by **Jean-Robert Cadet**, author of *RESTAVEC: FROM HAITIAN SLAVE CHILD TO MIDDLE-CLASS AMERICAN*. The existence of 250,000 Haitian children currently working for host families who routinely beat and mistreat them illustrates that slavery still exists in the Western Hemisphere. In his book, Mr. Cadet writes that he lost his childhood as a *restavec*, and pleads for recognition of every child's right to life, including the rights "to belong, to grow, to smile, to love, to feel, to learn, and to be a child."

■ On October 27, the CCHR and the University's Department of Government hosted **Ambassador J.D. Bindenagle**, who spoke on "Negotiating the Recent Agreement on Slave and Forced Labor in Germany." Ambassador Bindenagle was the chief behind-the-scenes negotiator of the recent executive agreement between the United States and Germany, which covers compensation for slave and forced labor.

New CCHR Publication

The CCHR has initiated a new publication, *HUMAN RIGHTS ADVOCATE*, to showcase the center's programs, faculty and alumni. If you're interested in receiving this publication, which is distributed two times each academic year, please contact the editor, Ada Verloren, at (219) 631-7982 or by e-mail at verloren.1@nd.edu.

HUMAN RIGHTS ROUND TABLE SERIES CONTINUES

The October session of the Human Rights Round Table series featured **Professor Karen Engle** of the University of Utah College of Law, who spoke on "From Skepticism to Embrace: Human Rights and the American Anthropological Association from 1947 to 1999."

News from the London Law Centre

London Law Centre Site of ABA Activities in July 2000



London Programme Grows

Perhaps buoyed by the booming economy and inspired by the growing influence of international law, 30 J.D. candidates joined the Notre Dame London Law Programme for the 2000-01 year-long program. This is more than double the number of students who studied in London last year.

In addition, 12 students have enrolled in the LL.M. program in international and comparative law, up from five last year. The program, which is geared toward non-American students, has attracted participants from Canada, Chile, China, Estonia, Germany, South Korea, Estonia and the United Kingdom, as well as one student from the United States.

The Notre Dame London Law Centre hosted a number of the activities of the ABA's Section on Legal Education and Admissions to the Bar at the ABA's annual meeting in London, England, July 18-21, 2000. Dean Emeritus David T. Link '58 '61 J.D. and Professor Geoffrey Bennett, director of the Notre Dame London Law Programme, served as program chairs together with Dean Robert K. Walsh of Wake Forest University School of Law and Professor James P. White of Indiana University-Indianapolis School of Law, the ABA's consultant on legal education since 1974. Dean Link also moderated a panel discussion titled "Out of the Box" — Thinking About the Training of Lawyers of the Next Millennium," while Professor Bennett participated in a panel discussion on "Designing Quality Clinical Education in Overseas Law Programs."

On the evening of Tuesday, July 18, Dean Patricia A. O'Hara '74 J.D. and Professor Bennett hosted a reception at the London Law Centre for approximately 30 Notre Dame lawyers who either live in London or traveled "across the pond" for the annual meeting. The following evening, they hosted a reception for the members of the ABA's Section on Legal Education and Admissions to the Bar.



Professor Smithburn Steps Down as Summer London Programme Director

Professor J. Eric Smithburn has stepped down as director of the Summer London Programme, a position he has held since 1984, in order to concentrate on his own research and writing. Under Professor Smithburn's leadership, the program grew steadily in both size and distinction, averaging 100 students per summer. During his tenure, he also successfully supervised four ABA site inspections.

Beyond the extraordinary impact of the program on the many students who attend, the Summer London Programme plays a key role in the development of our faculty, who use the program to broaden their scholarship base to include comparative and international dimensions. Professor Smithburn will remain a part of the London program, however, returning next summer to teach his course in Comparative Family Law. Succeeding him as director is Geoffrey Bennett, who also directs the academic-year program there. Associate Dean Jack Pratt will serve as liaison between the South Bend and London campuses.



Through the generous assistance of the library faculty, we are pleased to feature a continuing series of articles that address different topics related to the growing area of legal research on the Internet.

Centuries-old legal professionalism, the responsibility accompanying an admitted bar member's exclusive authorization to practice, and especially the religious values grounding a Notre Dame legal education all summon Notre Dame lawyers to serve the poor and marginalized. To address the gap between the legal needs of the poor and available resources, the American Bar Association has adopted an annual *pro bono* goal of 50 hours per attorney or 3 percent of firm billable hours. The ABA defines *pro bono* as direct legal service to the poor or to organizations that primarily serve the poor. State efforts vary from Florida's mandatory *pro bono* reporting, to Indiana's county-by-county initiatives, to Tennessee's continuing legal education credit for *pro bono* work.

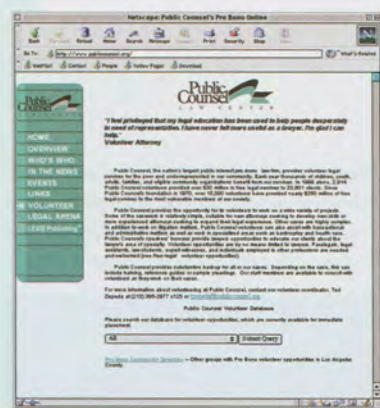
How are you achieving your *pro bono* goals? Computer research, word processing and Internet sites with accessible forms, resources and virtual *pro bono* lawyering communities can help you meet your personal commitment to *pro bono* service.

<http://www.abanet.org/legalservices/probono/home.html>

The ABA Center for Pro Bono site contains an electronic directory that describes local programs nationwide that work with private attorneys in representing indigent clients. The programs are arranged alphabetically by state and by county within each state.

<http://www.corporateprobono.org/>

The CorporateProBono.Org site, sponsored by the American Corporation Counsel Association, provides access to *pro bono* projects and resources to enhance in-house counsel volunteer opportunities. Initially soft-launched in October and moving to full service in early 2001, CPBO's resources include both a volunteer matching-practitioner network and a library of manuals and sample corporate *pro bono* policies and models.



<http://www.publiccounsel.org/>

Public Counsel, perhaps the nation's largest public interest *pro bono* law firm, provides volunteer opportunities and substantive backup for projects from litigation, to transactional work, administrative, bankruptcy and health care. PC also takes as volunteers other firm members such as librarians and paralegals, and provides summer internships for students. Last Christmas break, NDLS second-year student Catherine Coble, of Irvine, California, spent a day assisting the Homelessness Prevention Project. During the summer, she returned to PC along with second-year classmate Sunil Bhuta, of Los Angeles, California. Ms. Coble says, "I met attorneys who are passionate about their work ... [Their] direction ... about being a lawyer and a humanitarian [provides] a moral compass toward pursuing justice in my legal career."

your
50
hours

<http://www.probono.net>

Probono.net uses technology to increase the amount and quality of legal services to the poor. Its virtual community of public-interest lawyers enables partnering with existing legal services and *pro bono* organizations to a cross-section of the legal profession. Its password-protected area includes "Frequently Asked Questions," a message board to bring inexperienced volunteers up to par on substantive issues, sample correspondence, pleadings and training materials. Participating firms use a common document assembly program to generate interactive forms.

<http://www.pbsa.org/>

The Public Service Law Network Worldwide is an informational clearinghouse with opportunities for internships with various organizations. Firms and individual attorneys can obtain full web-based access to the database of public service opportunities by subscribing.

<http://www.abanet.org/buslaw/probono>

The ABA's Pro Bono Committee of the Business Law Section promotes *pro bono* participation by developing a model business law *pro bono* program and co-sponsoring ABC, A Business Commitment program, that pairs business lawyers with groups and individuals who need *pro bono* assistance, particularly in economic development.

Other sites include,

- Pro Bono Institute at Georgetown

<http://www.probonoinst.org>

- Lawyers for One America

<http://www.lawyersforoneamerica.com>

- Equal Justice Network

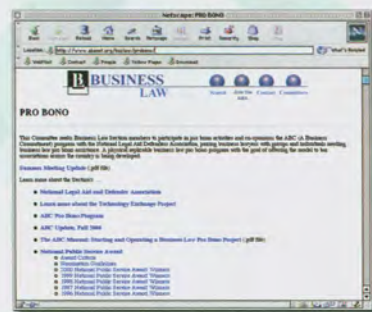
<http://www.equaljustice.org/>

- Public Interest Clearinghouse

<http://www.pic.org/>

- ABA Division for Legal Services

<http://abanet.org/legalservices/weblink.html>



**TODAY,
THE INTERNET
MAKES PRO BONO
INVOLVEMENT
EASY, HOWEVER
YOU CHOOSE
TO DESIGN
YOUR PRO BONO
PRACTICE AND
HOWEVER YOU
DERIVE YOUR
MOTIVATION....**



Moreover, surfing law firm home pages allows you to benchmark your firm's *pro bono* efforts. Providing legal services to the poor can prove a positive source of friendly competition!

Just as sites provide lawyers with *pro bono* opportunities, the National Association for Public Interest Law site, <http://www.napil.org/>, appeals to law students. Furthermore, it provides pre-law students information on which law schools provide loan repayment assistance and public interest scholarships. To compete for bright, compassionate students driven to pursue justice, NDLS must continue to promote and support *pro bono* and public interest lawyering.

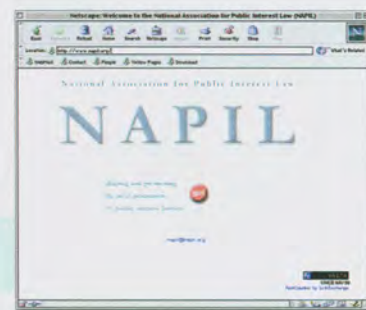
From the ABA, to state and local bars, professional organizations are sponsoring "equal justice" conferences to increase *pro bono* lawyering. The Association of American Law Schools not only will devote its annual meeting to the topic, but the association has also hired directors to run its *Pro Bono* Project and has created a new Section on *Pro Bono* and Service Opportunities.

Recently, Judy Fox '93 J.D., an associate professional specialist in the Notre Dame Legal Aid Clinic, and I attended the AALS Midwest colloquy devoted to encouraging law schools and faculty to expand their *pro bono* work.

I am actively seeking Notre Dame lawyers to partner with students on *pro bono* research

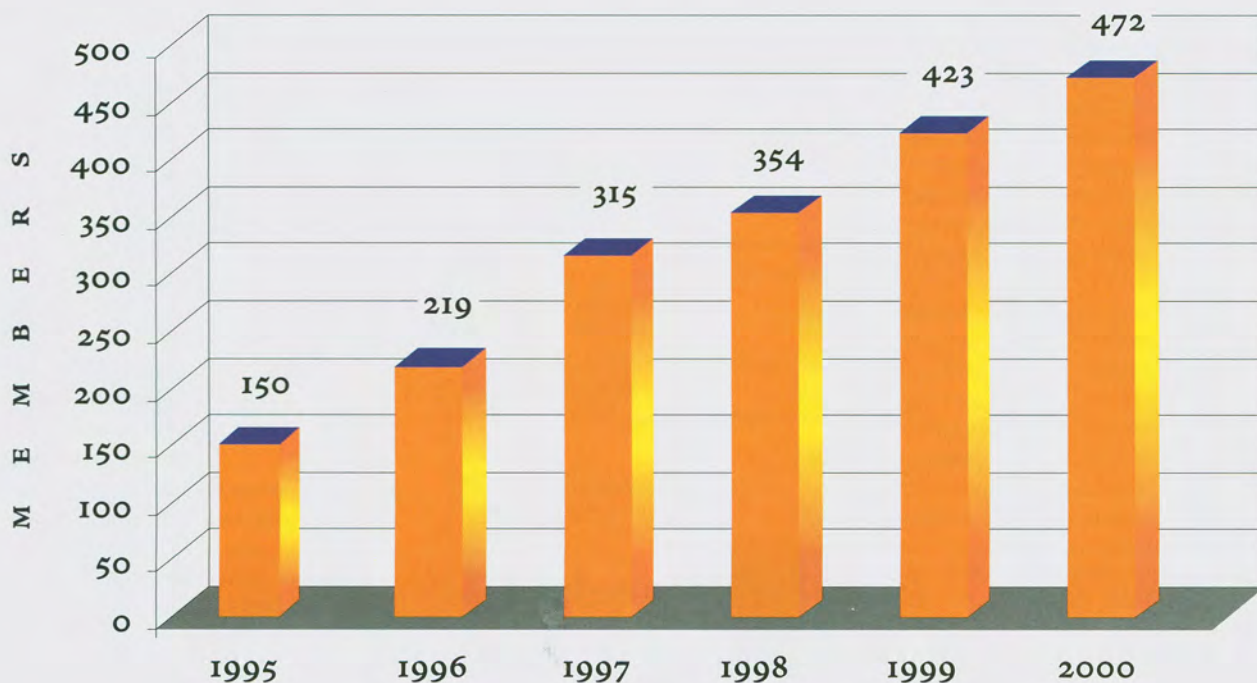
projects. Contact me at payne.1@nd.edu to involve NDLS students in your *pro bono* efforts.

Former deans Thomas L. Shaffer '61 J.D. and David T. Link '58, '61 J.D. speak of their "Wednesday afternoon lawyering," a block of time regularly devoted to *pro bono* practice. Today, the Internet makes *pro bono* involvement easy, however you choose to design your *pro bono* practice and however you derive your motivation — whether from a sense of professionalism, from the ABA's model rule or because your creed includes Psalm 82:3-4 (New Living Translation): "Give fair judgment to the poor and the orphan; uphold the rights of the oppressed and the destitute. Rescue the poor and helpless; deliver them from the grasp of evil people."



News from Law School Advancement

Order of St. Thomas More Membership Trends



Since 1995, when efforts to increase membership began in earnest under the leadership of Dave Morrissey, membership in the order has more than tripled and likely will reach the GENERATIONS campaign goal of 500 members by the end of the year 2000.

For more information on the order, please contact:

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LAWYER'S PRAYER TO ST. THOMAS MORE

ST. THOMAS MORE,
BE OUR ADVOCATE AND COUNSEL
BEFORE THE DIVINE TRIBUNAL
THAT ALONE IS WITHOUT ERROR.

BESPEAK FOR US THE WISDOM
TO APPLY THE PRECEPTS OF GOD'S ETERNAL LAW
TO THE PROBLEMS OF OUR DAILY PRACTICE.

INTERCEDE FOR US THAT WE MAY EMULATE
THE SENSE OF HUMOR WHICH MADE YOUR HEART
ECHO WITH THE MIRTH OF HEAVEN.

PRAY THAT WE MAY SPURN FALSE OATHS
AND LIVE AS YOU DID,
FAITHFUL TO OUR TRUST
AS MEMBERS OF THE BAR,
EVEN THOUGH BY DOING
SO WE MAY BE CALLED UPON
TO SACRIFICE OUR LIVES
AS YOU SACRIFICED YOURS.

THESE THINGS SEEK FOR US
THROUGH THE MERITS
OF JESUS CHRIST, OUR LORD.

AMEN.