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NOTRE
DAME

LAWYER

SUMMER 2001

Bridging
Our Past and Our Future

NOTRE DAME LAWYER



Summer 2001



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Bridging Our Past and Our Future

3

The Search for Space

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On the cover: A detail of proposed new construction to Notre Dame Law School's existing facility.

Artwork courtesy The S/L/A/M Collaborative

The Law School's first dean, Colonel William J. Hoynes, teaches a contracts class in the late 19th century in Sorin Hall.



A view of the Law School, nearly complete, in early 1930.



The Hoynes College of Law, now Crowley Hall, which was home to the Law School from 1919 to 1930.



LAW SCHOOL
FOCUS

THE OLDEST CATHOLIC LAW SCHOOL ENTERS THE NEW MILLENNIUM: BRIDGING OUR PAST AND OUR FUTURE

BY PATRICIA A. O'HARA '74 J.D.
JOSEPH A. MATSON DEAN AND
PROFESSOR OF LAW

The centerpiece of this issue of the magazine is the picture of our plans for a new building — a building that both symbolizes the centrality of the Law School in the life of the University and signals the place that the Law School hopes to occupy in the nation's public life.

We aspire to be a premier, Catholic law school. We want, at one and the same time, to be fully conversant and engaged in dialogue with the prevailing schools of thought in the legal academy, while also offering a compelling intellectual tradition, grounded in Judeo-Christian principles, with a time-honored wisdom all its own. We consciously create a community of scholars — Catholics and members of other faiths — who are interested in the integration of faith and reason, and who produce seminal research informed by this integrative intellectual tradition on issues that will affect structures and systems needed to resolve the complex problems of the new millennium. We strive to educate our students to be superbly qualified professionals who are also attuned to Gospel values that give them a heightened sensitivity to moral and ethical questions, as well as issues of social justice. We are committed to engaging in service that reaches out to the marginalized whom Christ served, while calling attention to the potential of lawyers to be agents of change in reforming social institutions.

The proposed building matches our aspirations. We believe that it will support the ongoing formation of a vibrant, faith-based intellectual community — a community that is engaged in shaping opinions outside our walls through our scholarship, professional activities and service, while at the same time shaping the minds, hearts and souls of those who are privileged to work within these walls. We hope you will agree that the architects' rendering of our new home promises to do just this.

The new structure will almost double our usable space in a single, neo-Gothic building that incorporates our existing facility, spans the major arterial walkway immediately south of our current structure with a three-story arch and fills the site of the post office with a new facility. Except for the historic Main Reading Room in the present library and the exterior facade, the current building will be all but gutted and renovated to house the new Law Library. The connecting arch, together with the new facility, will be devoted to faculty and administrative offices, classrooms and student space.

This will be the third major renovation of the Law School, which was originally constructed in 1930 during the tenure of Dean Thomas Konop. In 1972, Dean Thomas L. Shaffer '61 J.D. shepherded the first renovation of the building, which added the central core of our existing library. In 1987, Dean David T. Link '58, '61 J.D. oversaw the addition of the eastern wing of the current building, which added yet more library space, as well as two major classrooms, the courtroom and faculty office space.

The size of the student body has remained relatively stable at 550 students for the past decade, but we have outgrown our current space. As part of our efforts to elevate our profile as a research institution while retaining our excellence in the classroom, we have increased the size of the faculty. Through the generosity of benefactors, library holdings have grown dramatically with a significant number of volumes now stored off-site. We are gradually increasing the administrative

This view from above shows the siting of the new building. The existing Law School occupies the site north of the two parallel east-west sidewalks (formerly Dorr Road). The new building will span these sidewalks and extend south, onto the site currently occupied by the Post Office.



infrastructure to match our peer institutions in ways that will better support our teaching and research mission. The demands of information technology outstrip our best efforts to keep pace in a building that did not contemplate the now-pervasive personal computer and the world of the internet.

After dividing and subdividing the existing facility to create more library and office space, corridors are crowded and classrooms at a premium — not to mention space for student organizations and journals. We do not plan to increase the size of our student body in the new building. Our small size is an important factor in our ability to create community. The new building, however, will resolve our current library and office space problems, as well as address our needs for the future.

We hope to break ground in 2004 on what looks like a 24- to 30-month project. We will first build the new facility on the site of the post office. This will

FACULTY PROFILE

One
of a Kind

PROFESSOR EMERITUS CHARLES E. RICE

In the spring of 1959, when I was faculty advisor of the law review (then called the NOTRE DAME LAWYER), and my future colleague Bob Blakey '57, '60 J.D. was the student associate editor, we worked together on an article called A.I.D. — *An Heir of Controversy*. The subject, artificial insemination from a donor, was interesting, the treatment was at once lively, rueful and orthodox, and the conclu-

sion was an engaging shrug of the shoulders: "Upon that note . . . your writer respectfully throws in the towel." The author, a graduate of Boston College Law School taking an advanced degree at New York University, was obviously a comer in the Catholic legal academy.

The author — of course it was Charlie — did not throw in the towel, however. He applied himself with steadfast militancy to one battle after another as traditional Catholic values came, one after

another, under legal and constitutional attack. He had already distinguished himself on the law faculty at Fordham and had written a book on the Supreme Court's school prayer decisions by 1969, when he came to teach at Notre Dame and to locate his numerous and growing family in the wilds of Wyatt, Indiana.

The year he came, he brought out *THE VANISHING RIGHT TO LIVE*, a particularly prescient book in view of the fact that *Roe v. Wade* was still four years in the

BY ROBERT E. RODES JR.

PAUL J. SCHIERL/FORT HOWARD COMPANY PROFESSOR OF LEGAL ETHICS

future. Also before Roe, Charlie participated in the quixotic proceeding of Robert Byrn, as guardian *ad litem* for the unborn, to get the New York courts to invalidate that state's legislative authorization of abortion. In 1971, he added another dimension to his polemical stand with *AUTHORITY AND REBELLION: THE CASE FOR ORTHODOXY IN THE CATHOLIC CHURCH*. Later works include *BEYOND ABORTION: THE THEORY AND PRACTICE OF THE SECULAR STATE* (1979), beginning with a splendid dystopian account of the "Merciful Release" of an arthritic grandfather (particularly poignant to me now that I have become one), and *FIFTY QUESTIONS ON THE NATURAL LAW* (1993), an engaging catechetical presentation of traditional Thomistic legal doctrine. Besides other books and articles, he has been writing a biweekly column for our student newspaper, *THE OBSERVER*, in which he argues that we shortchange our students by making them take out loans to pay the enhanced tuition required by research aspirations in which the students have no stake, and that we violate truth-in-labeling principles by giving them theology courses in which orthodox Catholic doctrine is marginalized.

Although Charlie is an uncompromising polemicist, he is a fair one, and an amiable one as well. I have seen eminent theologians reduced to sputtering in reviewing his books, and social activists to something very like spite at his insistence on the priority of the life of the unborn among social causes. But neither orally nor in print have I seen him lose his temper or treat an opponent with discourtesy.

In addition to a robust faith and a profound, if sometimes gruff, kindness, I believe Charlie's cheerfulness in controversy is supported by his wry sense of humor. In a prominent place on the wall of his office (along with a picture of him shaking hands with the pope, and a framed prison record compiled by his Fenian grandfather) is a large poster saying "Ski Terre Haute," with a picture of a skier in an Aspen crouch, looking as though he is racing down a hill, because the whole picture of the flat Hoosier prairie is printed at a 45-degree angle. Nearby is a poster that says, "Just because you're paranoid doesn't mean they're not out to get you." Or, more

succinctly, as Charlie has said on a number of occasions: "Only the paranoids understand what's really going on."

I had the pleasure of serving with Charlie for 20-some-odd years as co-editor of the *AMERICAN JOURNAL OF JURISPRUDENCE*. We did not always agree. Charlie expected our authors to be pretty explicit in their adherence to the principles of natural law that he taught and fought for, whereas I tended to see the same principles lurking implicitly in the work of scholars who thought they were doing something else. But one point where Charlie had unquestioned sway was in the running of the annual dinner that followed our annual lecture. From the hors d'oeuvres at the beginning to the cigars and Drambuie at the end, Charlie's dinners remain unsurpassed in the annals of academic partying. Gerry Bradley and John Finnis, who have replaced us as co-editors, are putting out quite as good a journal, but they cannot touch Charlie's dinners.

His invitations to these affairs were works of art. He would tell us some half truth about the afternoon's lecture — as that it would cover the work of Giambattista Vico during his time as a professor of modern languages at Notre Dame — then warn people that they would have to have their hands stamped at the lecture in order to be admitted to the dinner — a total falsehood — and describe what a great dinner it would be — the true part. He always called on me to say grace at these dinners, and always did so in a tone that implied that I was going to say something funny. I was always duly disconcerted. (If there is a way of saying grace that is funny but not irreverent, I have not yet mastered it.) I gather disconcertment was the object of the game.

In fact, eliciting various kinds of cheerful disconcertment has been a regular mark of Charlie's presence among

us. When we all gave introductory remarks at first-year orientation, Charlie would tell his students to feel free to telephone him any time day or night if they had a problem — and would then give them a colleague's telephone number. He would illustrate his torts classes on defamation by defaming anyone he saw passing in the hall. If the mother of a student came to watch his class, he would call on her. In his first torts class of the year, he would plant a few third-year students, harass them unmercifully, sometimes shake them, throw their books out the window and, finally, expel them. Only after the real members of the class were thoroughly terrorized did he tell them it was all a joke.

Before going to law school, Charlie spent two years in the Marine Corps, and he spent two weeks a year on active duty as a reserve officer until he reached retirement age. I suspect he has always believed that something of a boot camp atmosphere is conducive to learning. When he participates in first-year orientation, he establishes that atmosphere from the start. After telling a roomful of eager and bewildered students what fun his torts class is going to be, he adds in his best Marine drill sergeant's voice: "You WILL enjoy it!"

Great numbers of students have obeyed him over the years.



ALUMNI REFLECTIONS ON PROFESSOR EMERITUS CHARLES E. RICE

LIEUTENANT COLONEL
MIKE MAHER '91 J.D.

I offer my personnel reflections about Professor Rice and how he was the Lord's vehicle leading me to Notre Dame.

In 1987, I met First Lieutenant Joe Rice '84, U.S. Marine Corps, in Syracuse, New York. I, also, am a Marine officer and was at that time serving in upstate New York. Joe told me that he was following a calling to serve in the priesthood and would soon be leaving the corps to begin his journey. In the ensuing conversation, I expressed my lifelong dream to become an attorney, although at the time I had done nothing to pursue a career in law. Joe told me about his father and invited me to come to South Bend to meet Professor Rice and visit Notre Dame. I accepted, and we made plans to meet in South Bend later that year.

I first met Professor Rice in his office, along with another Marine officer who was also visiting the Law School. First impressions are important, and to ensure we were remembered we promptly spilled coffee on the good professor's desk. Professor Rice stoically noted that the State University of New York in Albany was also accepting law school applications!

That evening we had dinner at Professor Rice's home. It was a remarkable evening. Around a table long enough to have seated all of his children in days gone by, I was introduced to a family and a man that understood service to God, his country and Notre Dame. The roaming conversation was engaging, genuine and most decidedly reflective of the love that filled that home. The fruits of the Spirit were evident in the Rice home, and I was privileged to have dined there.

Unknown to me at the time, Professor Rice continued to assist me and my family in our transition to Notre Dame. *Sua sponte*, he coordinated with Marian High School to enable my wife to teach there while we lived in South Bend. His efforts ensured that my family was cared for while at Notre Dame.

My family and I think of Professor Rice often, reflecting upon his efforts to bring one Marine officer to Notre Dame, and about how he allowed God to work through him in so many ways. I am grateful that he is so entirely committed to serve the Lord's will.

Semper fidelis, Colonel, and as the Irish blessing says, "...Until we meet again, may God keep you in the palm of his hand."

ROBERT MOHAN '76 J.D.

The Coach always gave us hope and his advice was always right on the mark. It didn't matter whether the topic under discussion was how to survive the first year of law school, how to fight a good fight in the Bengal Bouts or how to handle the ups and downs of having a career in the law.

He has always made the most of his time, doing much, much more than the normal human being. His organizational ability, dedication and spiritual energy have served as a great example of one who lives life to the fullest.

The Coach is the father of 10; the grandfather of 29; a retired lieutenant colonel in the United States Marine Corps; a former New York City Golden Glove boxer; the author of many books and countless articles; the champion of those not yet born; faculty advisor and coach of the Bengal Bouts; the holder of J.D., LL.M. and J.S.D. degrees; and a law professor. The Coach is a lawyer's lawyer and has many other legal accomplishments beyond the scope of this article. His career is remarkably distinguished, yet the best thing about him is that he is a down-to-earth regular guy with a lot of faith and the heart of a lion who has a habit of pulling for the underdog. To me, he has always epitomized the essence of Notre Dame.

Other words I've heard used to describe the Coach over the years include the following:

- a magnet for those who need help;
- a person who is really smart about the important things in life;
- always in a good mood;
- a tough guy with high standards who is also sentimental and a softie;
- always puts his family first;
- has had a huge impact on the lives of countless students;
- really lives his faith;
- the best guy in the law school;
- a giant in the law school;
- a teacher who cares what happens to his students after the class is over;
- the best teacher I've ever had;
- a great Bengal Bouts bell-ringer;
- really intense in the boxing ring;
- a U.S. descendant of County Monaghan, Ireland;
- amazingly articulate;
- treats little people just as well as he treats big people;
- trusts God;
- focuses on the fundamental and forgets the superficial;
- a very, very quick wit;
- a faithful friend.

For me, personally, Charlie Rice has made a huge difference both in law school and afterward. In law school, he used to sacrifice his lunch hour to teach me and several friends how to box, in case we wanted to enter the Bengal Bouts. Since law school, he has given me career suggestions and life-event guidance, and has truly been a great friend. Notre Dame Law School will never be the same now that he has retired.

No one ever got the better of Professor Rice in class, but when this drawing was posted on the front of his pop-up podium, he was rendered speechless.



FREDERICK J. MARTONE '72 J.D.

The Class of 1972 began its legal studies at Notre Dame in the fall of 1969, just as Professor Rice was beginning his career at Notre Dame. Somehow, Charlie, as he was affectionately known, brought life to medieval conveyancing in his property course. He regaled us with clips from the rural Indiana press. It was a tough course. Indeed, the first semester of the first year was quite a challenge — many students simply left. But Professor Rice encouraged us to stay on and, after practice exams and Thanksgiving, all was well with the world again. I have the warmest memories of Charlie.

Professor Rice had boundless energy. I suspect that, despite his retirement from Notre Dame, he will continue to make valuable contributions to those areas of the law that he loves. I extend him my heartiest congratulations.

MAXINE M. WOELFLING '74 J.D.

Professor Rice was an honorary, as well as playing, member of the *Quarles Quasimodos*, who competed in the graduate intramural basketball league in their first year of law school. The *Quasis* also proudly occupied Idiot Village (the last row of seats in the classroom) in Torts I and II.



Quarles Quasimodos, Class of 1974

First row: Tom Quarles; Second row (left to right): Maxine (Tomczak) Woelfling, John Titler, Margaret (Cardamone) Hottensen, Ken Walsh, Pat Tracy; Third row (left to right): Tom McKenna, Professor Rice, Gary Schuman, Tom Moloney; Fourth row (left to right): Frank Berkmeier, Craig Boyd, Terry Quinlan, Bob Mysliwic, Mike Munholland, Hans Stucki, John Cariotto

If Professor Rice had taught Commercial Transactions, even the UCC would have been enjoyable! I will always have fond memories of his Torts and Constitutional Law classes, where he displayed a keen intellect and a great sense of humor. I wish him all the best in retirement.

ROBERT BOLDT '95 J.D.

To me, Professor Rice is a "man builder." He has changed thousands of lives, including mine. I have evidence. My son Christopher, conceived while I was a third-year law student, would not exist if Professor Rice had not straightened out my thinking on contraception. Patrick, my four-year-old who has some special needs, has a stronger and prouder father, in part because of Professor Rice's teaching regarding the intrinsic value of life. Finally, without Professor Rice, my wife Laura and I surely would have stopped at one or two children. Instead, we now have a beautiful baby girl, Clare Marie. Professor Rice showed me, by example, how to be a stand-up guy on abortion, and how to be a man.

Professor Rice also connected us to Notre Dame's past. He does not wake up the echoes. He is the echo. While we never heard Coach Rockne open his practices on Cartier Field with "Everybody up!" we heard something akin to it each time Professor Rice began a lecture with "All right, let's go. In the name of the Father..." Coach Rockne stressed the fundamentals of blocking and tackling; Professor Rice stressed elements and defenses. Above all, Professor Rice — like Coach Rockne — inspired us with the type of strength of character that runs through the best traditions and people of Notre Dame.

ROBERT E. BARTON '72 J.D.

I'm sure there are countless anecdotes about Professor Rice that recount his wry (and often piercing) humor, as well as his love of the law, jurisprudence and his students. What has struck me most about him is the constancy and consistency of his principles and ideals, coupled with his lengthy service to NDLS. I don't know how many law professors have taught for so long in one place, but the fact that he has speaks volumes about his character and that of NDLS. I find it personally gratifying that he taught both me and my son Kevin, a member of the NDLS Class of 2002, over 30 years apart! I only hope that my daughter Michelle, a member of the NDLS Class of 2004, will have the opportunity to experience his wisdom and wit sometime within her three years at NDLS.

Well done, Professor Rice! Your hundreds — or most probably thousands — of former students have nothing but the deepest respect and fondest memories of you. Good luck and Godspeed!

MICHAEL J.
HOLLAND '72 J.D.

Professor Rice started at NDLS with my class in the fall of 1969. My classmates and I had him for property law. Professor Rice always joked that he had taught at Fordham, but then "had been sent down to the minor leagues for more seasoning." Our class consisted of two disparate groups of students: (mostly) young (mostly) men who had just graduated from college, and the battle-scarred Vietnam veterans who were returning to further their education under the GI Bill. The two groups melded together amazingly well, and I always like to think that Charlie Rice played a large role in this. His humor, personal interest in each one of us, and his willingness to make what could ordinarily be a dry subject — the law of real property — into a lively and entertaining session, radiated feelings of togetherness that helped bond together all of the members of our first-year class.

Charlie, as you know, came from the urban jungles of New York City, having taught at Fordham Law School. One of our classmates, Leon Geyer, was from Wakarusa, a rustic and bucolic farm town not far from South Bend. One day, Leon brought to class a copy of the *WAKARUSA JOURNAL*, a local newspaper that highlighted the comings and goings, such as they were, in Wakarusa. The newspaper fell into Charlie's hands and he regaled us every Friday with the latest doings of potluck suppers, births of cows and other significant developments in Wakarusa.

The holidays were always special since many of us were far from home. Charlie and Mary always found the time to open their homes to law students on such festive occasions as Thanksgiving, Christmas and, of course, that most important day of the year, St. Patrick's Day, where we would celebrate with adult beverages and singing while Mary played the piano. While our class was blessed with wonderful teachers such as Frank Booker, Ed Murphy, Les Foschio and Pete Thornton, it was Charlie who, upon our graduation in 1972, won the award as outstanding professor. He has kept in touch with a remarkable number of us long after our graduation and we were very grateful to have him speak at our 25th reunion dinner, held several years ago at Notre Dame.

He has aged well and is now retired from the Marine Corps with "the thanks of a grateful nation" — to use Charlie's term. I am sure that the generations of Notre Dame law students who had Professor Rice in class will likewise give thanks for the unique educational experience he provided.

FACULTY

notes

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

■ **JOSEPH P. BAUER** presented "The Stealth Assault on Antitrust Enforcement: Raising the Barriers for Antitrust Inquiry and Standing" at the first annual Midwest Antitrust Colloquium, sponsored by the Institute for Consumer Antitrust Studies at Loyola University Chicago School of Law in April. He published *The Stealth Assault on Antitrust Enforcement: Raising the Barriers for Antitrust Inquiry and Standing* in the spring 2001 edition of the UNIVERSITY OF PITTSBURGH LAW REVIEW.

He commented on the recent ruling by the D.C. Circuit Court of Appeals in the Microsoft antitrust case in an article titled "Monopolist" Label Could have Chilling Effect at Microsoft in the July 7, 2001, edition of the SEATTLE (WASHINGTON) POST-INTELLIGENCER.

■ **A.J. BELLIA '94 J.D.** served as a member of the counsel team for the appellant, Mack Arthur King, in a death-penalty case, *King v. Mississippi*, which the Mississippi Supreme Court reversed and remanded on April 19, 2001, based on a finding that the trial court had issued improper instructions to the jury regarding the role that "sympathy" should play in the jury's deliberations. The case stems from a 1980 murder.

■ **TRICIA BELLIA** presented "Democracy and the Internet: The Perils of Technology" at a reunion-weekend symposium on "Millennial Transitions" at Harvard University in June.

In an article titled *Multi-nation Cybercrime Pact Gets OK*, distributed in June 22, 2001, through the ZDWire news

service, she commented on a draft of the "Convention on Cyber-Crime," a treaty focusing on ways to combat cybercrime that was approved by the committee on crimes for the Council of Europe in June.

■ **GEOFFREY J. BENNETT** published *Criminal Procedure and Sentencing* in ALL ENGLAND LAW REPORTS ANNUAL REVIEW OF 2000. He also presented a seminar on "The Anglo-American Law of Evidence" to a senior visitors' delegation attending the EU-China Legal and Judicial Cooperation Programme 2001, held at the School of African and Oriental Studies at the University of London in January.

■ **G. ROBERT BLAKEY '57, '60 J.D.** commented on the racketeering lawsuit filed by the Democratic Congressional Campaign Committee against U.S. House of Representatives Majority Whip Tom DeLay in an article titled *Klayman Trains Sights on DeLay* in the April 9, 2001, edition of ROLL CALL. After he had publicly criticized the lawsuit, Professor Blakey was retained by Representative DeLay's legal team last year to write a legal memorandum supporting their side in the case.

Professor Blakey provided commentary and analysis to an extensive investigative piece in the April 12, 2001, edition of the MIAMI (FLORIDA) NEW TIMES concerning an investigation into CIA activities relevant to the assassination of President John F. Kennedy. The article focused on a CIA officer, George Joannides, who was involved with the Revolutionary Student Directorate, an anti-Castro organization of Cuban exiles in Miami, that had dealings with Lee Harvey Oswald.

He commented on the prosecution of biker gangs under the Canadian equivalent of the U.S. RICO law, on which he consulted, in an article titled *It's a Blitzkrieg on Biker Gangs* in the March 29, 2001, edition of THE OTTAWA (ONTARIO) CITIZEN.

TEX DUTILE '65 J.D. HONORED BY ALUMNI ASSOCIATION

Professor Fernand N. "Tex" Dutile '65 J.D. received the 2001 James E. Armstrong Award from the Notre Dame Alumni Association during the University's annual Alumni Senate in April. Established in 1978, the Armstrong Award recognizes outstanding service to the University by a graduate who is also a current employee of the University.



In addition to teaching at NDLS for 30 years, Professor Dutile has served on numerous University and Law School committees including more than 25 years on the University's Academic Council and 10 years on the council's executive committee; the Provost's Advisory Committee; and the search committees for the University's two most recent provosts. During 1991-93, when then-Dean David T. Link '58, '61 J.D., was in Australia, Professor Dutile served as acting dean of the Law School, an appointment that interrupted his more than 10 years of service as associate dean of NDLS, from 1988 to 1991 and again from 1993 to 1999. Currently, he is chair of the University's Faculty Board on Athletics and serves as the University's representative to the National Collegiate Athletic Association.

He also participated in an interview on the CBS network news program "Sunday Morning" on June 10, 2001, to discuss the impending execution of convicted Oklahoma City bomber Timothy McVeigh. In Professor Blakey's opinion, delaying McVeigh's execution to give his lawyers more time to examine evidence apparently withheld by the FBI would have

served the cause of justice by ensuring the integrity of the justice system.

■ **GERARD V. BRADLEY** published *Bush v. Gore — A Case in Conservative Judicial Activism?* in the June 1, 2001, edition of *WORLD AND I*. He testified before the Judiciary Committee of the U.S. House of Representatives on June 19, 2001, regarding H.R. 1644, the "Human Cloning Prohibition Act of 2001" and H.R. 2172, the "Cloning Prohibition Act of 2001." In an article titled *Researchers Wary of Bill to Ban Cloning* in a June 19, 2001, United Press International report, he commented on the constitutionality of H.R. 1644, which aims to prohibit both cloning humans and any research using cloning technology, including tissue and stem-cell experiments.

■ **FERNAND N. "TEX" DUTILE '65 J.D.** served as the guest speaker for the Universal Notre Dame Night Celebration held by the Notre Dame Club of Dayton, Ohio, on May 8, 2001.

■ **BARBARA FICK** conducted two, two-day seminars on "ILO Conventions and the Law and Practice under Ukrainian Collective Labor Law: Compliance and Conflict" for trade-union leaders affiliated with the Confederation of Free Trade Unions of Ukraine in Kiev and Dnepropetrovsk, Ukraine, in March.

She published *Federal Labor and Employment Law* in *SPECIALIZED LEGAL RESEARCH*, edited by P.A. Hazelton (Aspen Law and Business 2001).

She commented on a deal struck by Axiom Corporation with its employees, who agreed to take pay cuts in exchange for Axiom stock in order to keep the company in business, in an article titled *Choosing Your Cut; These Workers Make Less but Keep Their Jobs* in the April 15, 2001, edition of the *CHICAGO TRIBUNE*.

■ **RICHARD W. GARNETT** provided commentary regarding the "schizophrenic" treatment of unborn life in U.S. law and morality for an article titled *Round One in the Abortion Fight* in the April 21, 2001, edition of *THE NATIONAL JOURNAL*. He also commented on the problems with the FBI files in the Oklahoma City bombing trial in an article titled *Discovery of FBI Files Prompts 30-Day Delay* in the May 12, 2001,

edition of *THE INDIANAPOLIS STAR*. He also addressed the controversy surrounding the Ten Commandments display on city property in Elkhart, Indiana, in an article titled *All Eyes on Indiana Bible Rules Conflict; Town Wants to Keep City Hall Monument* in the June 17, 2001, edition of *THE (LOUISVILLE, KENTUCKY) COURIER-JOURNAL*. In an editorial titled *Disrobed! Actually, They Think for Themselves* in the July 1, 2001, edition of the *WASHINGTON POST*, Professor Garnett addressed the 2000-01 term of the U.S. Supreme Court, focusing on the court's major decisions. The editorial was reprinted in the Sunday, July 8, 2001, edition of the *SOUTH BEND TRIBUNE*, and cited in an editorial published by the *OMAHA (NEBRASKA) WORLD HERALD* on July 9, 2001. He commented on the Supreme Court's decision in *Good News Club v. Milford Central School* in an article titled *Court Boosts School Access for Religious Groups* in the June 20, 2001, edition of *EDUCATION WEEK*.

With John P. Elwood, a partner in the Washington, D.C., office of Baker Botts, L.L.P., he published *Section 666, The Spending Power and Federalization of Criminal Law* in the May 2001 issue of *THE CHAMPION*. He reviewed *CHOOSING EQUALITY: SCHOOL CHOICE, THE CONSTITUTION, AND CIVIL SOCIETY* by J.P. Viteritti in an article titled *Brown's Legacy, Blaine's Wake* in volume 17 of *CONSTITUTIONAL COMMENTARY*. He published *The Story of Henry Adams's Soul: Education and the Expression of Associations* in volume 85 of the *MINNESOTA LAW REVIEW*.

In July, he gave a talk titled "Education Reform, School Choice and the Constitution" to participants in the University's Summer Certificate Program of Catholic School Management.

■ **JIMMY GURULÉ** was profiled in an article titled *The Decision Makers* in the June 23, 2001, edition of the *NATIONAL JOURNAL*. The article profiled more than 300 key people in the White House, Cabinet departments and independent agencies. Among the items included in Professor Gurulé's profile, the article focused on his efforts in the administration of President George H.W. Bush to "crack down on gang activity in urban areas and funnel spending into community programs"

JIMMY GURULÉ APPOINTED TO PRESIDENTIAL COMMISSION

President George W. Bush appointed NDLS Professor of Law Jimmy Gurulé to the President's Commission on White House Fellowships. Professor Gurulé attended his first commission meeting in early June in Annapolis, Maryland, to select the dozen or so outstanding individuals who will serve as White House fellows in 2001-02.

to give teens an alternative to crime — the "Weed and Seed" program.

■ **WILLIAM P. HOYE '01 LL.M.** presented "Carts, Horses and International Programs" at an in-house training seminar for risk managers and study-abroad staff of the University of Wisconsin system in Milwaukee in May.

■ **ROGER F. JACOBS** served on the ABA site evaluation team for the sabbatical inspection at Fordham University Law School in New York in early March. He participated in a panel discussion on "David In, Goliath Out? Do We Need Larger Libraries to Accommodate More Books?" at the 94th annual meeting and convention of the American Association of Law Libraries in Minneapolis, Minnesota, in July.

■ **M. CATHLEEN KAVENY** presented "Beyond the Harm Principle: The Role of Law as a Moral Teacher in a Pluralistic Society," the Joseph B. Brennan Lecture sponsored by Georgetown University in Washington, D.C., in April. She commented on directives recently released by U.S. Roman Catholic bishops titled "Ethical and Religious Directives for Catholic Health Care Services" in an article titled *Bishops Revise Catholic Health Care Directives* in the June 1, 2001, edition of the *NATIONAL CATHOLIC REPORTER*.

■ **DWIGHT KING** coordinated and moderated a panel discussion on "David In, Goliath Out? Do We Need Larger

ALAN GUNN DELIVERS INAUGURAL LECTURE

On Wednesday, April 25, 2001, **Alan Gunn, John N. Matthews Professor of Law**, delivered the Matthews Chair of Law inaugural



lecture, "The Place of Economics in the Law of Torts." His lecture suggested that economic analysis can play a useful role in the law of torts — a role that often is hidden in law and economic assumption.

Patrick J. Kelley '65, professor of law at Southern Illinois University, offered comments in response to the lecture.

Professor Gunn joined the NDLS faculty in 1989, after teaching at Washington University in St. Louis and at Cornell Law School, where he was named to the J. duPratt White Chair in Law. He has also served as visiting professor at the University of Michigan, Boston College and the College of William and Mary. He earned his B.S. from Rensselaer Polytechnic Institute in 1961 and his J.D. from Cornell Law School in 1970, where he served as articles editor of the *CORNELL LAW REVIEW*.

His expertise is in the fields of contracts, torts, federal income taxation, taxation of business enterprises, economics and insurance. He received the Law School's Distinguished Teaching Award from the Class of 1998.

The John N. Matthews Chair in Law is the University's oldest endowed professorship and was held by Professor Edward F. Murphy until his death in 1996. It is the 1967 gift of Donald Matthews '55 in honor of his father, Captain John N. Matthews, a former ship's master and founder of a marine cargo firm in New York. Donald Matthews is chair of Capital Markets Access, Ltd., a financial guaranty insurance holding company headquartered in Bermuda. He was elected to the University's Board of Trustees in 1971 after serving on the Advisory Council for the College of Engineering.

Libraries to Accommodate More Books?" at the 94th annual meeting and convention of the American Association of Law Libraries in Minneapolis, Minnesota, in July.

■ **DONALD P. KOMMERS** reviewed *TO KILL A NATION: THE ATTACK ON YUGOSLAVIA* by Michael Parenti in the April 9, 2001, edition of *AMERICA*.

■ **GARTH MEINTJES '91 LL.M.** commented on his November 2000 visit to Israel, under the auspices of Amnesty International to conduct an investigation into the treatment of Arab prisoners held in Israel pending trial, in an article titled *Imprisoned Israeli Arabs are Punished Before Trial* in the November 26, 2000, edition of *HA'ARETZ*.

■ **JUAN MÉNDEZ** attended a number of conferences relevant to human-rights issues during the spring 2001 semester. From February 20 to March 9, 2001, he attended an ordinary session of the Inter-American Commission on Human Rights of the Organization of American States in Washington, D.C. At the beginning of the session, he was chosen for a one-year term as first vice president of the monitoring and promotional body. Toward the end of the session, he participated in a joint session with the Inter-American Court on Human Rights to coordinate recent changes to each body's regulations. While in Washington, he was able to participate in several other activities including: a teleconference about prison conditions in the hemisphere organized by the U.S. Information Service and including the U.S. Embassy in San Jose, Costa Rica, several Central American experts and Alvin Bronstein, formerly National Prison Project director of the ACLU, on February 21. He gave a lecture at the Georgetown Law Center on human rights and racial minorities on February 23. He returned to campus to present a talk on work of the CCHR to a gathering of the University's Sorin Society members on March 3.

On March 14, he represented the Inter-American Commission at a hearing before the Inter-American Court in San Jose, Costa Rica, in a case against Peru regarding the 1991 massacre of Barrios Altos. The new democratic government

of Peru had already accepted international responsibility for the murder of 17 unarmed persons, including one child, by a secret unit of the Peruvian Army. At the IAC's request, the court issued a landmark judgment declaring that two amnesty laws passed by the Fujimori regime in 1995 were inconsistent with Peru's obligations under the American Convention on Human Rights. The court also ordered Peru to find ways in domestic law to deprive those laws of legal effect and to investigate, prosecute and punish the perpetrators and instigators of this massacre. In the following weeks, the government of Peru has acted to comply with this decision. While in Costa Rica, Professor Méndez also attended the annual meeting of the board of directors of the Inter-American Institute on Human Rights, where he was elected to a one-year term as a member of the IAI's Permanent Commission, Executive Committee.

On March 30-31, he participated in a conference at Northwestern University Law School on "The Inter-American System of Protection and Civil Society."

He then traveled to Santiago, Chile, for an extraordinary session of the Inter-American Commission on Human Rights, held April 4-6. The session included meetings with Chilean President Lagos, Foreign Minister Soledad Alvear and several cabinet members, legislators and judges, as well as with representatives of Chile's civil society and political parties. Later that month, on April 11, he participated in a panel about the inter-American system of protection at the Diego Portales Law School in Santiago, where he was joined by Claudio Grossman, president of the Inter-American Commission and dean of the Washington College of Law at American University, Alejandro Salinas '94 LL.M., a human-rights specialist at the Chilean Foreign Ministry, and Francisco Cox, a Chilean lawyer who represents victims of human-rights violations.

In La Plata, Argentina, on April 16, Professor Méndez delivered a lecture on the inter-American system of protection of human rights at the Supreme Court of the Province of Buenos Aires by invitation of the Public Defenders' Office. Those attending included three Supreme Court justices as well as lower court judges,

VISITING PROFESSORS FOR 2001-02

The following visiting faculty members will bringing their various areas of expertise to NDLS for the 2001-02 academic year:

John Adams is a professor of law at Sheffield University in England, and serves as member of the Notre Dame London law faculty teaching a course in commercial sales. Through his work in both practice and academics, he has established himself as the most distinguished commercial lawyers in England. He will be a visitor during the first half of the spring semester 2002.

Raymond Gallagher returns for the fall semester as visiting professor of law, teaching courses in secured transactions and sports law. Professor Gallagher earned his J.D. from Fordham Law School, where he served on the staff of the *FORDHAM LAW REVIEW*. He practiced law at White & Case in New York City, and has taught law at Catholic University of America, Widener University, Villanova University and Georgetown University Law Centre.



Gallagher

Angela Kupenda is a member of the faculty at Mississippi College School of Law. She received her B.S. degree in finance, *summa cum laude*, from Jackson State University. After earning her M.A. in risk and insurance from the Wharton School of Business of the University of Pennsylvania, she taught in the areas of finance and insurance for three years at Jackson State and the University of Mississippi. She then enrolled in the Mississippi College School of Law, where she was associate editor of the law review and graduated first in her class. She clerked on the U.S. Courts of Appeals for the Fifth and Eleventh Circuit and practiced appellate litigation before returning to teach at Mississippi College School of Law. Professor Kupenda's scholarship has focused on race and the law, as well as law and literature. She will be a visitor for the entire 2001-02 academic year, and will teach a course in civil rights in the fall semester, followed by a course in race and the law in the spring semester.



Kupenda

A. Brooke Overby is a member of the faculty at Tulane Law School. She received her B.A. from Northwestern University and her J.D., with highest distinction, from the University of Iowa, where she was senior articles editor for the *IOWA LAW REVIEW*. Following her graduation from law school, she clerked on the U.S. Court of Appeals for the Second Circuit. She practiced with a Chicago law firm for two years, specializing in finance and banking law. Professor Overby's teaching and research interests are in the areas of contracts, commercial law and banking law. She will be a visitor for the spring 2002 semester, and will teach courses in commercial law and consumer law.



Ross

William G. Ross, who is visiting for the 2001-02 academic year, is a professor of law at Cumberland School of Law, Samford University. He received his A.B. in history from Stanford in 1976, where he was elected to Phi Beta Kappa during his junior year. In 1979, he received his J.D. from Harvard, where he was research editor of the *HARVARD JOURNAL ON LEGISLATION*.

Professor Ross is the author of two books on constitutional history, *A MUTED FURY: POPULISTS, PROGRESSIVES, AND LABOR UNIONS CONFRONT THE COURTS, 1890-1937* (Princeton University Press, 1994) and *FORGING NEW FREEDOMS: NATIVISM, EDUCATION AND THE CONSTITUTION, 1890-1937* (University of Nebraska Press, 1994), which earned him the Outstanding Book Award from the Gustavus Myers Center for the Study of Human Rights in North America.

Professor Ross also is an expert on legal ethics, particularly fee ethics and judicial ethics, and is the author of *THE HONEST HOUR: THE ETHICS OF TIME-BASED BILLING BY ATTORNEYS* (Carolina Academic Press, 1996). He frequently lectures and serves as an expert witness on legal ethics issues, and is frequently quoted on this subject in the news media.

In addition to his books, Professor Ross is the author of dozens of law review articles, book reviews and encyclopedia articles on a wide range of subjects, including legal history, professional responsibility, constitutional law and the federal judicial appointments process. He also is a contributing editor for *JURIST*, the online legal journal. He was elected to the American Law Institute in 1999.

At Notre Dame, Professor Ross will teach constitutional history and professional responsibility during the fall, and equitable remedies and an advanced constitutional law seminar during the spring.

Alexandre S. Timoshenko is currently the acting director of the Environmental Law Program of the United Nations Environment Program. Before joining the United Nations, he served for a number of years as an administrator for the USSR, as chief engineer of the USSR Ministry for Foreign Trade as well as Economic Analyst for the USSR Embassy to the Somalia Republic. He then earned his Ph.D. in law at the Institute of State & Law, USSR Academy of Sciences, writing a dissertation titled "Status and Competence of the U.N. Secretariat." He later earned a J.S.D. from the USSR Academy of Sciences, writing a dissertation titled "Formation and Development of International Environmental Law." He has written two books and over 80 articles (in seven different languages) on environmental law. He will be a visitor for the spring semester 2002, and will teach courses in international organizations and the law and international environmental law.

prosecutors, public defenders and attorneys.

He later traveled to Normal, Illinois, to lecture at Illinois State University's human rights program for undergraduates on April 19. On May 11, he spoke about the international law dimensions of capital punishment at Assistant Professor Rick Garnett's class on the death penalty.

On May 10-11, he participated in a conference titled "Do Good Things Really Go Together?" organized by the University's Joan B. Kroc Institute for International Peace Studies and the U.S. Institute of Peace. At the conference, which dealt with human rights and conflict resolution, he led a discussion on the tension between the need to reach peace and the human rights conditions, such as truth-telling and prosecutions, that may make peace harder to obtain.

He presented "Defending Democracy" at an event organized by the Carnegie

Council on Ethics and Foreign Affairs.

Other panelists included Thomas Pogge, associate professor of philosophy at Columbia University; and Saskia Sassen, of the University of Chicago and the London School of Economics. The event served to launch the latest issue of the council's scholarly publication, *ETHICS & INTERNATIONAL AFFAIRS* (vol. 15, no. 1).

Professor Méndez has published the following: a Spanish version of a chapter he co-authored titled *The Inter-American System of Human Rights Protection: Freedom of Expression, "National Security Doctrines" and the Transition to Elected Governments*, originally published in English in *SECRECY AND LIBERTY: NATIONAL SECURITY, FREEDOM OF EXPRESSION AND ACCESS TO INFORMATION* (S. Coliver, P. Hoffman, J. Fitzpatrick and S. Bowen, eds., Martinus Nijhoff, The Hague, 1999) and now published as part of the Inter-American Institute on Human Rights series, *Estudios Basicos de Derechos Humanos X* (San Jose, Costa Rica, 2000), a volume dedicated to freedom of expression; a Portuguese-language version of a book he co-authored titled *The (UN)RULE OF LAW AND THE UNDERPRIVILEGED IN LATIN AMERICA* (Notre Dame Press 1999), now published as *DEMOCRACIA, VIOLENCIA E INJUSTICA: O NAO-ESTADO DE DIREITO NA AMERICA LATINA* (Paz e Terra, Sao Paulo 2000); *Sistema Interamericano, impunidad y jurisdicción universal: El Caso Pinochet*, co-authored with Javier Mariezcurrena, in volume 1, number 1, of *¿M-S DERECHO?*, a new Argentinian law review; *Solutions: Human Rights Verification and Accountability*, co-authored with Francisco Cox, in *HUMAN RIGHTS AND FORCED DISPLACEMENT* (Anne F. Bayefsky and Joan Fitzpatrick eds., Martinus Nijhoff Publishers, The Hague 2000), number 4 in the publisher's series on "Refugees and Human Rights; *The Role of Forgiveness in the Law*," the transcript of a panel discussion in which he participated in February 2000, in volume XXVII, number 5, of the *FORDHAM URBAN LAW JOURNAL*; English and Spanish translations of *Human Rights in Latin America and the Caribbean: A Regional Perspective*, an essay he co-authored with Javier Mariezcurrena for the United Nations Human Development Report

2000, in a book titled *COMPILATION: HUMAN DEVELOPMENT AND HUMAN RIGHTS FORUM* (United Nations Development Program and the Inter-American Court of Human Rights, San Jose, Costa Rica, 2000); an introductory essay titled *Ethical and Humanitarian Concerns Add a New Dimension to International Security in the Post-Cold War World* in volume 15, number 2, of the *NOTRE DAME JOURNAL OF LAW, ETHICS & PUBLIC POLICY*; and *National Reconciliation, Transnational Justice and the International Criminal Court*, with a response by Professor Brad Roth, in volume 15, number 1, of *ETHICS & INTERNATIONAL AFFAIRS*, the Review of the Carnegie Council on Ethics and International Affairs.

■ **CAROL MOONEY '77 J.D.** served as the guest speaker for the Universal Notre Dame Night Celebration held by the Notre Dame Club of the Mid-Hudson Valley in Poughkeepsie, New York, on May 9, 2001. With Dennis K. Moore, director of Public Relations and Information at Notre Dame, she participated in a seminar at the University's Reunion 2001 titled "Notre Dame: Your Questions with No Holds Barred" at which she answered questions on any topic relevant to the University.

■ **PETER T. MUCHLINSKI**, a member of the London program faculty, has been appointed professor of law and international business at the Kent Law School, which is at the University of Kent in Canterbury, England. In April, he participated in a World Bank staff seminar held in Washington, D.C., on "Responsible Globalization."

■ **DEAN PATRICIA A. O'HARA '74 J.D.** gave the commencement address to the 34th graduating class at Holy Cross College, Notre Dame, Indiana, in May.

■ **REVEREND JOHN H. PEARSON, C.S.C. '68, '71M.TH.**, has been elected president of the Notre Dame Chapter (Epsilon of Indiana) of the Phi Beta Kappa Society for a two-year term from 2001 to 2003.

■ **WALTER F. "JACK" PRATT JR.** conducted a seminar on the Warren Court for the Elderhostel program held at the University in mid-June.

FACULTY PROMOTIONS ANNOUNCED

Dean Patricia A. O'Hara '74 J.D. has announced the following faculty promotions, effective at the beginning of the 2001-02 academic year:

- **M. Cathleen Kaveny** received tenure and has been named the first John P. Murphy Foundation Professor of Law. She joined the NDLS faculty in 1995 as an associate professor and writes and teaches seminars in subjects such as mercy and justice, and law and ethics at the end of life. She also teaches the required contracts course for first-year students, and is a full professor in the University's Department of Theology.
- **John C. Nagle** has been promoted to full professor. He joined the NDLS faculty in 1998 as a tenured associate professor and teaches and writes in the areas of environmental law, legislation and property.
- **William K. Kelley** received tenure. He joined the NDLS faculty in 1995 as an associate professor of law and teaches and writes in the areas of constitutional law and administrative law.

FACULTY ON LEAVE FOR 2001-02

Several faculty members will be on leave or away from the home campus during the 2001-02 academic year. In the fall 2001 semester, **Professor Gerard V. Bradley** will be a visiting professor at the Ave Maria School of Law in Ann Arbor, Michigan, and **Associate Professor Paolo G. Carozza** will engage in research and writing. In the spring 2002 semester, **Professor Joseph P. Bauer** will work in an of counsel capacity with the Washington, D.C., office of Kirkland & Ellis, where he expects to be involved in various kinds of litigation, including antitrust and intellectual property matters; **Professor John C. Nagle** will be teaching in Beijing, China, on a Fulbright fellowship; and **Professor Dinah L. Shelton** will be in London with the Notre Dame London Law Programme.

Robert and Marion Short Professor of Law Steven D. Smith will spend the fall semester at the University of Virginia as a visiting professor of law and will continue on leave to engage in research for the spring semester. **Professor Jimmy Gurulé** will begin his leave to join President Bush's administration as undersecretary for enforcement at the U.S. Department of Treasury, having learned in early August that the U.S. Senate had voted unanimously to confirm his nomination.

■ **CHARLES E. RICE** gave a number of presentations on natural law and right-to-life issues throughout the spring semester including the following: at a meeting of Right to Life in Fort Wayne, Indiana, January 20; at the California Right to Life dinner in Oakland, January 27; at Palm Beach Atlantic University in Florida, February 17; at the St. Joseph County (Indiana) Men's Day of Prayer in South Bend, March 10; at Widener University School of Law, March 30; in Florida at Miami-Dade Community College and at St. Thomas University on April 5, and at St. John Vianney Seminary on April 6; at St. Vincent College in Latrobe, Pennsylvania, April 19; and at the Villanova University Right to Life Dinner, April 22. He also gave Hesburgh Lectures sponsored

by the Notre Dame Alumni Association to the Notre Dame Alumni Clubs of Marion, Indiana; Indianapolis, Indiana; Milwaukee, Wisconsin; Washington, D.C.; Harrisburg, Pennsylvania; and Orange County, California. He also participated in a seminar at the University's Reunion 2001 titled "From the Pope to the Pulpit: Where and How Does the Message get Garbled? — Five Years Later" at which he discussed a wide range of contemporary church issues viewed from a traditional perspective.

■ **HONORABLE KENNETH F. RIPPLE** was included in a profile of the Seventh Circuit Court of Appeals titled *7th Circuit is Known for Being a "Hot Bench"* in the May 21, 2001, edition of THE NATIONAL LAW JOURNAL.

■ **JOHN H. ROBINSON '72 M.A., '75 PH.D.**, the Law School's representative to the University's Faculty Senate, commented on the senate's recent vote to dissolve itself in an article titled *Faculty Senate, Upset at Its Impotence, May Lack Power to Dissolve Itself* in the May 7, 2001, edition of the CHRONICLE OF HIGHER EDUCATION. He commented on the vengeance aspect of the death penalty in an article titled *In the Name of Justice? Meaning Pivots Around Definition: Should It Include or Exclude Revenge?* in the May 10, 2001, edition of the SOUTH BEND TRIBUNE.

He spoke on recent developments in the law governing church-related institutions of higher learning, and on the implementation of *Ex Corde Ecclesiae* at church-related colleges and universities at the annual conference of the National Association of College and University Attorneys in San Diego, California, in June.

■ **ROBERT E. RODES JR.** published *On Law and Chastity*, in volume 76 of the NOTRE DAME LAW REVIEW, and *What O'Clock I Say: Juridical Epistemics and the Magisterium of the Church* in volume 14 of the JOURNAL OF LAW AND RELIGION.

■ **THOMAS L. SHAFFER '61 J.D.** gave the annual Sibley Lecture at the University of Georgia on April 4, 2001, speaking on "Lawyers as Prophets, Consolers, Neighbors." While there, he also conducted seminars with legal-aid interns at the law school and with members of the Christian Law Student Fellowship.

He published *Jews, Christians, Lawyers and Money* in the winter 2001 edition of the VERMONT LAW REVIEW, and *Legal Ethics and Jurisprudence from Within Religious Congregations* in volume 76 of the NOTRE DAME LAW REVIEW.

■ **STEVEN D. SMITH** commented on the likelihood of the U.S. Supreme Court agreeing to hear a case involving the constitutionality under the First Amendment of a Ten Commandments monument on public grounds in Elkhart, Indiana, in an article titled *Law Experts Differ on Willingness of Supreme Court to Tackle Case* in the April 29, 2001, edition of the SOUTH BEND TRIBUNE. He also commented on a lawsuit attempting to halt production of the controversial play "Corpus Christi" on the campus of Indiana University-Purdue University-Fort Wayne in an article titled *Group Threatens to Sue If Controversial Play Proceeds* in the June 6, 2001, edition of the SOUTH BEND TRIBUNE.

■ **J. ERIC SMITHBURN** has been certified as a senior judge by the Indiana Judicial Nominating Commission. The commission certifies only former trial or appellate court judges to senior judge status, which will allow him to assist Indiana's courts when called upon by sitting judges. Professor Smithburn was eligible for the appointment because he had served as a trial court judge in Marshall County, Indiana, prior to joining the NDLS faculty in 1978.

He has also been elected a member of the International Society of Family Law in June. The society is an international scholarly organization dedicated to the study and discussion of problems in family law. The society currently has more than 575 members, such as scholars, lawyers, government officials and other professionals in more than 55 countries around the world. It has two official languages, English and French, and publishes three different types of materials: *The Family Letter*, a newsletter for members; *The International Survey*, which reports on developments in family law in selected countries around the world as well as on growth in international law that affects family law; and, in volumes edited by officers of the society, selected papers presented at the society's world conferences.

FORMER NDLS PROFESSOR APPOINTED DEAN AT CATHOLIC UNIVERSITY

Former NDLS Professor Douglas W. Kmiec has been named dean and St. Thomas More Professor of Law at the Columbus School of Law at the Catholic University of America in Washington, D.C. Professor Kmiec taught at NDLS from 1983 to 1985, and again from 1989 to 1999. From 1985 to 1989, he served in the administrations of Presidents Reagan and Bush as head of the Office of Legal Counsel in the U.S. Department of Justice. Since 1999, he has held the Caruso Family Chair in Constitutional Law at Pepperdine University School of Law.

FACULTY RESOURCE: CHURCH/STATE ISSUES

The Supreme Court's June 2001 decision in *Good News Bible Club v. Milford* was good news, indeed, for the First Amendment, according to NDLS Assistant Professor of Law Richard W. Garnett. "The court reaffirmed that the First Amendment does not require — in fact, it does

not permit — government to discriminate against religious persons, organizations and ideas," Professor Garnett wrote in an op-ed piece for the June 13, 2001, edition of the *WALL STREET JOURNAL*. "No doubt some will complain the decision permitting a

Christian youth group to meet after school hours in public school facilities somehow lowers 'the wall of separation' between church and state. It does not. Justice Clarence Thomas' clear and well-reasoned majority opinion honors our constitutional traditions of religious freedom and pluralism by welcoming, on equal terms, the faithful to the public square."

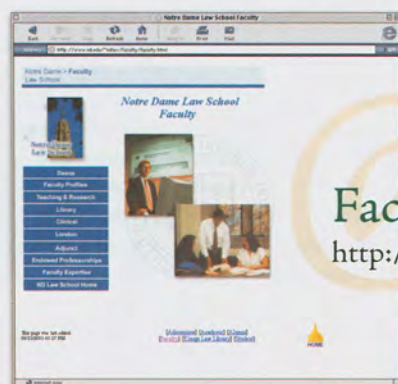
Professor Garnett may be reached at (219) 631-6981 or garnett.4@nd.edu.



UNIVERSITY HONORS LAW FACULTY

At the annual University President's Dinner on May 22, 2001, several NDLS faculty received honors for their service to Notre Dame, NDLS and the community. Congratulations to the following honorees:

- **Roger F. Jacobs**, associate dean, director of the Kresge Law Library and professor of law, received the Grenville Clark Award, which honors members of the community whose voluntary activities and public service advance the cause of peace and human rights. Dean Jacobs was honored for the many ways in which he "humbly and quietly serves the poor in our local community, bearing witness to the truth that 'They will know we are Christians by our love.'" As the citation continues, "For more than a decade, [Dean Jacobs] has served as the President of the St. Vincent DePaul Society in his parish, leading the group's efforts to distribute food, clothing, and other necessities of life. Under his leadership, the Society's activities offer support to nearly 250 families within the borders of [South Bend's] St. Joseph Parish each year."
- **Lucy Salsbury Payne '88 J.D.**, research librarian, received the Reverend Paul J. Foik, C.S.C., Award, which is named for an alumnus who, as Notre Dame's librarian from 1912 to 1924, organized and professionalized the University's library. Ms. Payne was honored for "her broad, balanced, and strong array of achievements that manifest an unwavering commitment to the spirit of Notre Dame and to the spirit of its Law School." The citation continues, "She has been a dedicated and effective teacher of courses in Legal Research and Advanced Legal Research. Her publications have appeared in *NOTRE DAME LAW REVIEW* and *NOTRE DAME LAWYER*, and other professional journals. She has organized several exhibits at the Law School and has given numerous invited lectures to local and regional groups. She has also performed outstanding service both on committees within the Law School and through professional activities outside the University. During an era of change, her colleagues at the Law School rely on her to maintain the core of their value system, advance the pursuit of their shared professional goals, and remind them of what they aspire to be."
- **Dinah L. Shelton**, professor of law, received the Reinhold Niebuhr Award, which honors those whose life and teachings promote or exemplify the theological and philosophical concerns of Niebuhr. Professor Shelton was honored for more than three decades of "writ[ing] about social justice in connection with international law, especially human rights and environmental law." As noted in the citation, "Through treatises that guide courts and tribunals around the world and casebooks that teach the next generation of lawyers and scholars, she has brought the power of research and law to bear on the protection of individual humans and the world in which they live. Her award-winning scholarship represents the best of efforts to recognize each individual's God-given right to dignity and protection and to safeguard that right through law and other norms. A member of the Notre Dame faculty since 1995, she has served as a consultant to the United Nations, the European Community, the Council of Europe and several individual national governments."



Faculty Experts Online

<http://www.nd.edu/~ndlaw/faculty/faculty.html>

Cushing Hall of Engineering

Notre Dame Stadium

Mendoza College of Business

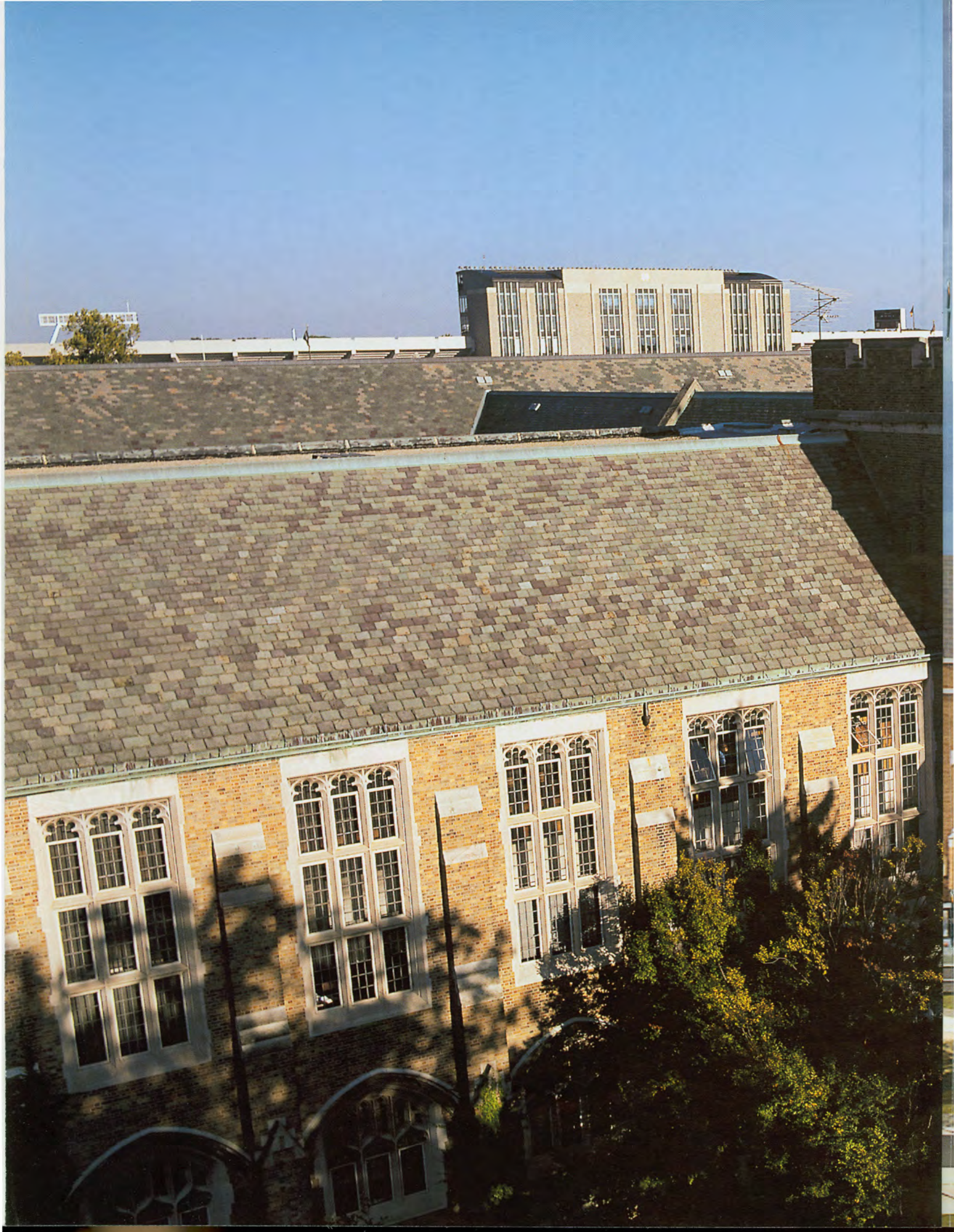
Fitzpatrick Hall
of Engineering

DeBartolo Hall

Post Office

Law School Building

An overhead view of campus in 2001.



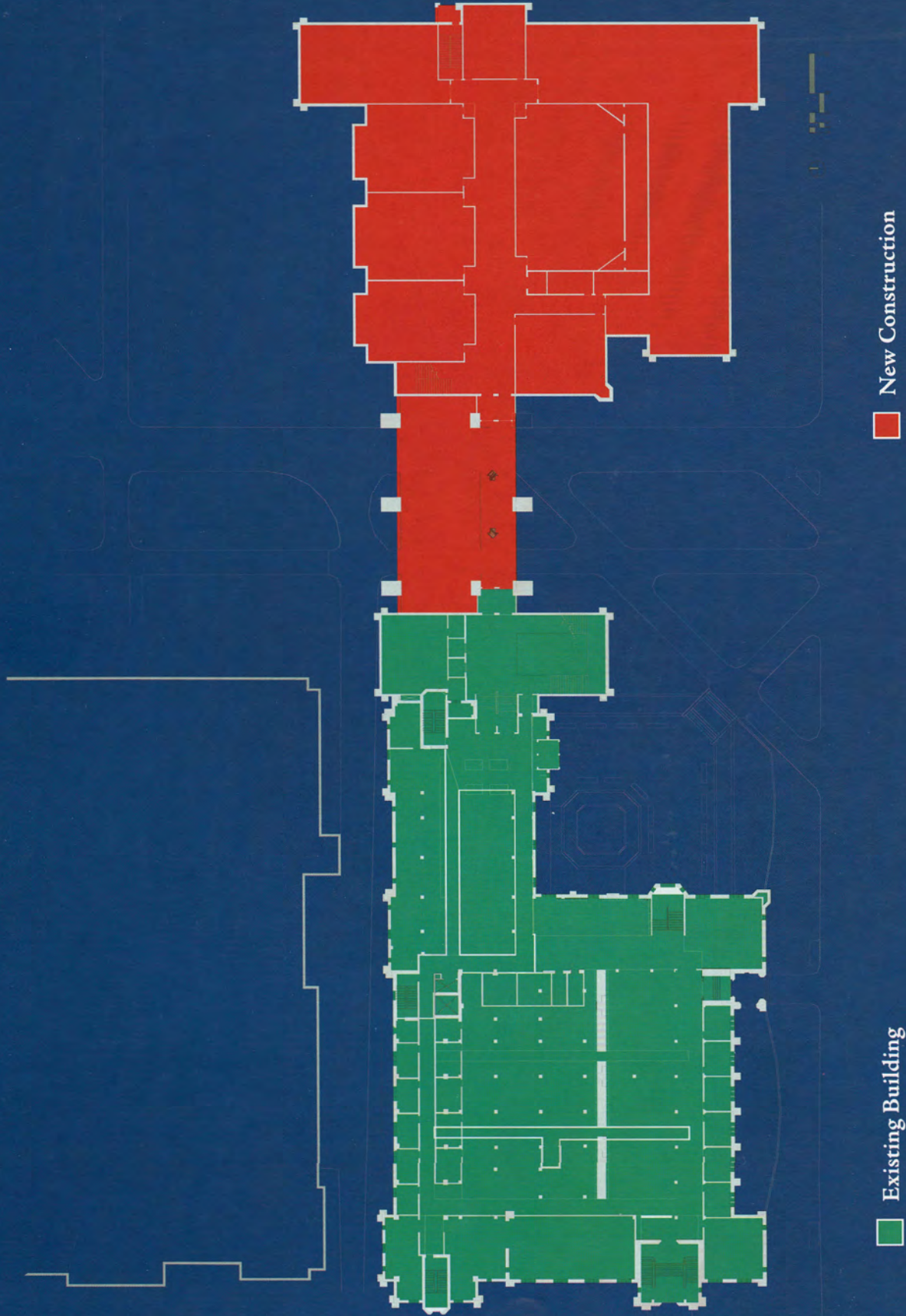


Notre Dame Law School, 2001

Existing and New Construction

Notre Dame Law School

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■ **M. CATHERINE ROEMER** joined the Law School administration in July as director of Law School Administration, a position vacated when Reverend James E. McDonald, C.S.C., left the Law School in December 2000 to become rector of St. George's School in Santiago, Chile.

Ms. Roemer earned her accounting degree from the School of Business at Indiana University,

Bloomington. She then worked as a staff accountant for KPMG Peat Marwick in Chicago before returning to her hometown, South Bend, to become vice presi-

dent and controller for Norwest Bank Indiana. After almost a decade with Norwest, she became vice president and chief financial officer with the O'Brien Corporation. For the last four years, she has worked in the public sector, becoming city controller and director of administration and finance for the city of South Bend.

In addition to earning her professional credential as a certified public accountant, Ms. Roemer has served as a member and officer of a dozen local community organizations including terms as president of Neighborhood Housing Services of South Bend and of the South Bend Board of Public Works. She is currently treasurer for three community organizations and a member of the board of six others.



■ **TINA JANKOWSKI**, formerly supervisor of Law School Office Services, has been promoted to assistant director of Law School Administration. In that role, she will assist the new director of Law School Administration in managing the Law School's staff as well as business and facilities operations.

■ **JULIA MEISTER '95 J.D.**, director of Student Services at NDLS, was reappointed to the board of trustees for the Cincinnati Shakespeare Festival.

■ **CATHY PIERONEK '84, '95 J.D.**, director of Law School Relations, published two articles in the fall 2000 edition of the *JOURNAL OF COLLEGE & UNIVERSITY LAW*: *Discrimination Against Students in Higher Education*, as part of the journal's annual year-in-review series of laws affecting institutions of higher education, and *Title IX and Intercollegiate Athletics in the Federal Appellate Courts: Myth vs. Reality*.

■ **AMY SHIRK**, senior library assistant in the Kresge Law Library's Access Services Department, and **TIM GRITTEN**, technical support assistant in the Law School Technology Office, both are benefiting from a tuition-reimbursement program recently begun by the University. The program allows University employees to advance their education by helping them to complete degree work at area institutions.

■ **DAN MANIER '87, '93 M.S.A.**, director of Law School Technology, participated in a panel discussion on "Wireless Network: Is It time to Untether Users?" at the 94th annual meeting and convention of the American Association of Law Libraries in Minneapolis, Minnesota, in July.

■ Welcome to **DEBRA ISAKOV**, who joined the Kresge Law Library staff in the Access Services Department in July. Debra came to NDLS from the University's College of Arts and Letters, where she worked as production assistant in the faculty services area. Even before starting work, Debra joined the NDLS family as a member of the Law School's team for Habitat for Humanity's WomenBuild in South Bend in June.

■ And welcome to **SUSAN HAMILTON**, who joined the Kresge Law Library staff in August. From 1980 to 1994, Susan worked in the University libraries in the Catalog Department, Rare Books and Special Collections, and International Studies Resource Center. During the last seven years, she has taught English as a second language, GED courses in Spanish, and technical writing courses at the Walla Walla Community College in Washington. She also had the opportunity to give a presentation at the United Nations Committee on the Rights of the Child in Geneva, Switzerland. She will be working in the Access Services area of the library.

■ Congratulations to **BONNIE GRIMSLID**, secretary to the LAW REVIEW staff, who celebrated 20 years with the University in August.

A L U M N I N O T E S

LISTSERV ADDRESSES

Law School all-alumni:

ndlaw-alumni@listserv.nd.edu

Center for Civil and Human Rights alumni:

ndlaw-cchr@listserv.nd.edu

London LL.M. alumni:

ndlaw-london-llm@listserv.nd.edu

To join any NDLS listserv, please send an e-mail to lawalum@nd.edu.

WEB ADDRESS

Law School alumni web site:

<http://www.nd.edu/~ndlaw/alumni/alumni.html>

CLASS OF 1953

Secretary: Robert L. Berry

CLASS OF 1954

Secretary: Carl E. Eiberger

■ **A. Samuel Adelo** a federally certified court interpreter living in Santa Fe, New Mexico, recently received a Distinguished Service Award from the University of Arizona for his decade of excellence in teaching and leadership in that university's New Mexico/Arizona Navajo Institute for Court Interpretation. Mr. Adelo has had two recent assignments of interest. One, at Davis-Monthan Air Force Base in Tucson, Arizona, involved serving as an interpreter for the American meeting of the Military Legal Committee — a committee of military officers from the United States and Spanish-speaking countries of the Americas that, for six years, has been working on the definitive draft of a Model Code of Military Justice for the Americas. He also taught a course in criminal and civil procedure to Navajo- and Spanish-speaking court interpreters.

CLASS OF 1955

Secretary: John P. Coyne

■ **Peter J. Donahue**, formerly in the Dayton, Ohio, office of Thompson, Hine & Flory, opened his own law firm last year in Dayton.

CLASS OF 1956

Secretary: Timothy D. O'Hara

■ **Dean S. Jennings**, a sole practitioner in St. Joseph, Michigan, was honored by Lake Michigan College in Benton Harbor, Michigan, for 40 years of law practice in Berrien County, Michigan. Mr. Jennings earned a degree from LMC's predecessor institution in 1951, prior to earning his A.B. from the University of Michigan in 1953.

CLASS OF 1957

Secretary: Thomas S. Calder

CLASS OF 1958

Listserv: ndlaw-1958@listserv.nd.edu

Secretary: John F. Murray

■ **Charles W. Roemer**, founding partner of Roemer & Mintz in South Bend, has become a partner at Barnes & Thornburg's South Bend office, as a result of a May 2001 merger of the two firms.

CLASS OF 1959

Secretary: William J. Harte

CLASS OF 1960

Secretary: John A. DiNardo

CLASS OF 1961

Secretary: John N. Moreland

■ **Edward M. O'Toole**, formerly with Marshall O'Toole in Chicago, Illinois, has joined Howrey Simon Arnold & White, also in Chicago.

CLASS OF 1962

Secretary: Paul K. Rooney

■ **Daniel J. Manelli** has announced that his Washington, D.C., firm, formerly known as Farkas & Manelli, P.L.L.C., is now Manelli Denison & Selter, P.L.L.C. The firm's offices remain at the "M" Street location.

CLASS OF 1963

Secretary: James L. Lakin

■ **Charles F. (Chick) McErlean Jr.** recently retired as assistant general counsel, Corporate and Finance Legal Affairs, at United Airlines in Chicago, Illinois. He joined United in 1967, after completing a tour of duty with the United States Navy. In his retirement, he will divide his time between Chicago and Phoenix, Arizona.

CLASS OF 1964

Secretary: Charles A. Sweeney

CLASS OF 1965

Secretary: Honorable John D. O'Shea

CLASS OF 1966

Secretary: Thomas J. McNally

■ **Robert S. Krause**, a partner at Dickinson Wright, P.L.L.C., in Detroit, Michigan, and long-time member of the Notre Dame Law Association Board of Directors, received the Ninth Annual Excellence in Defense Award from the Michigan Defense Trial Council, reported in MICHIGAN LAWYERS WEEKLY.

CLASS OF 1967

Secretary: James J. Olson

CLASS OF 1968

Secretary: Timothy W. Woods

■ **Jack Sandner**, chair and chief executive officer of FreeDrive, Inc., has been named to the board of Click Commerce, Inc., the leading provider of channel management software and services.

He was also featured in an article titled *Ex-Merc Head Likes "Immigrant Model"* in the April 26, 2001, edition of the CHICAGO SUN-TIMES. The article, in a question-and-answer format, discussed his current position as a "dot-com" CEO and how his work ethic has made him successful in an entrepreneurial enterprise.

A L U M N I N O T E S

CLASS OF 1969

Listserv: ndlaw-1969@listserv.nd.edu
Secretary: Scott J. Atwell

CLASS OF 1970

Secretary: John K. Plumb

CLASS OF 1971

Secretary: E. Bryan Dunigan III

■ **James C. Aranda**, of Stebelton, Aranda & Snider in Lancaster, Ohio, has been accepted as a life member of the National Registry of Who's Who, in recognition of his exemplary service to his community and to the legal profession.

CLASS OF 1972

Secretary: Richard L. Hill

■ **Honorable Michael P. McWeeny**, who has served on the Fairfax (Virginia) Circuit Court since 1988, has been elected chief judge by the other judges that serve on the state's busiest court.

CLASS OF 1973

Secretary: Tony Palumbo

■ **Stephen J. Mitchell**, formerly a founder and head of the real estate group at Annis, Mitchell, Cockey, Edwards & Roehn, P.A., in Tampa, Florida, is now a partner in the new Tampa office of Squire, Sanders & Dempsey, L.L.P. His practice focuses on real estate development and finance, commercial real estate, banking and finance, the hospitality industry, international law and administrative and regulatory law.

■ **Richard W. Reinthaler**, senior litigation partner in the New York, New York, office of Dewey Ballantine, L.L.P., has been included in the 2001 *Guide to the World's Leading Litigation Lawyers*, published by Euromoney Legal Media Group. The publication identifies pre-eminent specialists in commercial litigation around the world and includes 622 lawyers from 42 countries, including approximately 100 from the United States. Mr. Reinthaler focuses his practice on general corporate and commercial law, securities litigation, mergers and acquisitions, and international litigation.

CLASS OF 1974

Secretary: Christopher Kule

■ **Joseph W. O'Reilly**, who had his own law practice in Louisville, Kentucky, was appointed by Kentucky Governor Paul Patton to the Jefferson (County) District Court to fill a vacancy in November 2000. The following month, Chief Justice Joseph Lambert of the Kentucky Supreme Court appointed him as a family court judge in Jefferson County.

CLASS OF 1975

Listserv: ndlaw-1975@listserv.nd.edu
Secretary: Dennis Owens

■ **Bruce P. Bower**, director of client and advocacy services at Texas Legal Services Center in Austin, received the 2001 J. Chrys Dougherty Legal Services Award from the State Bar of Texas. His work with the center was profiled in the June 11, 2001, edition of *TEXAS LAWYER* and included quotes from NDLS classmate Dennis Owens.

■ **Dr. John Hund**, formerly on the faculty of law at the University of the North in Sovenga, South Africa, is now senior research officer at the Institute of Foreign and Comparative Law at the University of South Africa in Pretoria.

■ **Honorable Andrew P. Napolitano**, formerly of counsel to Sills Cummis Zuckerman *et al.* in Newark, New Jersey, has joined Epstein Becker & Green, P.C., also in Newark. He continues with his work as senior judicial analyst on Fox News Channel's various news programs.

CLASS OF 1976

Secretary: Gerald N. Fritz

■ **Nora Barry Fischer**, administrative partner at Pietragallo, Bosick & Gordon in Pittsburgh, Pennsylvania, received the 2001 Anne X. Alpern Award from the Pennsylvania Bar Association (PBA) Commission on Women in the Profession. Named for Pennsylvania's first woman attorney general, the award honors women judges and attorneys who have demonstrated excellence as a significant role model through mentoring and other outstanding achievements.

■ **Karen Bush Schneider**, a name partner, shareholder and president of White, Schneider, Baird, Young and Chiodini, P.C., in Okemos, Michigan, recently received the Frederick J. Griffith III Adjunct Faculty Award for Teaching Excellence at the Thomas M. Cooley Law School in Lansing, Michigan. For more than 24 years, Ms. Schneider has practiced extensively in the areas of employment law, civil rights and statutory pension matters. She also received the 1999 YWCA Diana Award, conferred on women who assume leadership roles in business and in their communities.

■ **Theodore F. Smith**, a partner at Smith, Todd & Farrell in Anderson, Indiana, has been elected president of the Indiana Trial Lawyers Association, an organization comprised of about 1,200 attorneys throughout the state who represent injury victims.

IN MEMORIAM

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

Charles F. Daly '38, '40 J.D., March 22, 2001, West Palm Beach, Florida.

Fenton J. Mee '39, '40 J.D., July 27, 2001, San Diego, California.

Eugene C. Wohlhorn '46 J.D., March 23, 2001, Bridgton, Maine.

George F. Engler '49 J.D., May 10, 2001, Hamburg, New York.

James E. Farrell Jr. '73 J.D., May 28, 2001, Hastings-on-Hudson, New York.

James A. O'Reilly '69, '71 M.A., '81 J.D., Reading, Pennsylvania.

Edgar P. Kowalski, M.D., '90 J.D., June 10, 2001, Las Vegas, Nevada.

JOHN J. HARGROVE '64, '67 J.D. APPOINTED CHIEF JUDGE

Honorable John J. Hargrove has been appointed chief judge of the U.S. Bankruptcy Court for the Southern District of California. Originally appointed to a 14-year term on that court in 1985, Judge Hargrove was recently reappointed to a second 14-year term.

He has been active in Notre Dame alumni activities both nationally and in the Southern California area for more than 30 years. He served as president of the Notre Dame Alumni Association for a term in 1988-89 and in various positions on the board of the Notre Dame Club of San Diego.

CLASS OF 1977

Secretary: Jane F. Bennett

■ **Michael E. Arruda**, formerly with Baker & McKenzie in the firm's San Francisco, California, office, has joined McCutchen, Doyle, Brown & Emersen, also in San Francisco.

■ **Robert E. Connolly**, formerly with the law offices of Riebenack & Connolly in Fort Wayne, Indiana, has joined Capital Bars, P.L.C., in Dublin, Ireland, where he has relocated.

CLASS OF 1978

Secretary: Anthony Palumbo

■ **Michael W. Salsieder**, formerly with Bueyras International, Inc., in South Milwaukee, Wisconsin, has joined Peek Traffic in Sarasota, Florida as vice president for legal and commercial activities.

■ **Patrick A. Salvi**, of Salvi, Schostok & Pritchard, P.C., in Waukegan, Illinois, has been named by Leading Attorney Network, Inc., as one of Illinois' leading attorneys in the personal injury and medical malpractice areas. He recently secured a \$13.3 million verdict for a four-year-old boy who suffered injuries to his left shoulder and arm at the time of his birth. According to the COOK COUNTY JURY VERDICT REPORTER, this is the largest verdict for an injury of this type in Cook County, Illinois.

CLASS OF 1979

Secretary: M. Ellen Carpenter

■ **Frank Sabatino**, a partner in the Philadelphia, Pennsylvania, office of Schnader Harrison Segal & Lewis, L.L.P., has received the Frank J. O'Hara Award from his undergraduate alma mater, the University of Scranton. The award is the University's highest honor and is presented to alumni who have "achieved distinction in their professions or personal endeavors." Mr. Sabatino was honored for his commitment and contributions to the field of law. His practice includes legal counsel related to labor law and employee benefits. He is a regular speaker at conferences sponsored by the International Foundation of Employee Benefits and has lectured at the Comey Institute of Industrial Relations at St. Joseph's University in Pennsylvania since 1984. He actively participates in alumni activities at the University of Scranton and has served on that university's Alumni Board of Governors and is a member of the President's Circle.

CLASS OF 1980

Secretary: Honorable Sheila M. O'Brien

■ **Henry W. Gron**, formerly with Ernst & Young, L.L.P., in Chicago, Illinois, has joined the Chicago office of Baker & McKenzie, where he has been named director of tax. Mr. Gron focuses his practice on international taxation.

CLASS OF 1981

Secretary: Robert J. Christians

■ **Andrew Cuomo** has been named senior vice president and chief of staff of Sabre, Inc., in Dallas/Fort Worth, Texas. He joined Sabre, the leading provider of technology, distribution and marketing services for the travel industry, in 1999 as senior vice president in charge of special projects. Formerly, he had served as managing director of Airline Management Services and Corporate Development for American Airlines.

■ **John T. Nugent**, who practices in his own law firm in Southington, Connecticut, has been appointed to another three-year term, concluding in 2004, by the Connecticut Judiciary as a magistrate of the Superior Court. He has been a magistrate on the court since 1988 and presides over traffic offenses

and small-claims trials in Danbury, Norwalk, Middletown, Norwich, New London and Rockville, Connecticut. He also teaches courses in real estate law and legal research to paralegal students at Briarwood College, where he has been a member of the faculty for more than 18 years.

■ **H. Allen Pennington Jr.**, formerly with Reynolds & Pennington, L.L.P., in Fort Worth, Texas, has formed a new law firm, Pennington Baker, also in Fort Worth.

■ **David Pusateri**, formerly with Sable Pusateri Rosen Gordon and Adams, L.L.C., in Pittsburgh, Pennsylvania, is now managing partner of the new Pittsburgh office of McGuire Woods, L.L.P., as a result of a merger of his old firm with McGuire Woods.

■ **Bishop Harold Calvin Ray**, pastor of the Redemptive Life Fellowship Church in West Palm Beach, Florida, and founder of the nonprofit National Center for Faith Based Initiatives, a national association of ministers from nondenominational black churches, was the focus of an article titled *Local Minister Key Backer of "Faith-Based Initiative"* in the June 24, 2001, edition of the PALM BEACH POST.

CLASS OF 1982

Secretary: Frank G. Julian

■ **Timothy Abeska**, formerly a partner at Roemer & Mintz in South Bend, has become a partner at Barnes & Thornburg's South Bend office, as a result of a May 2001 merger of the two firms.

■ **Diego Asencio**, who practices in his own firm in North Palm Beach, Florida, was featured in an article titled *Sending a Message* in the May 15, 2001, edition of the BROWARD DAILY BUSINESS REVIEW. The article discussed his crusade against drunk drivers and his efforts to secure justice for victims of drunk drivers.

■ **Robert B. Clemens**, a partner with Bose McKinney & Evans, L.L.P., in Indianapolis, Indiana, was named president-elect of the Indiana chapter of the American Board of Trial Advocates, a by-invitation-only association of attorneys who display skill, civility and integrity, and who guide younger attorneys to achieve a higher level of trial advocacy. He was also named a master fellow of the Indiana Bar Foundation, in recognition of his professional achievements and devotion to the welfare of his community, the state of Indiana and the

A L U M N I N O T E S

United States, as well as his contributions to the advancement of the legal profession.

He also served on the faculty of a seminar titled "Advanced Personal Injury Practice in Indiana," sponsored by the National Business Institute in Indianapolis, July 31, 2001.

■ **J.A. Whitmer**, a sole practitioner in Elkhart, Indiana, was elected to a two-year term on the Board of Governors of the Indiana State Bar Association. She also serves on the ISBA's Professionalism and Civility Committee.

CLASS OF 1983

Listserv: ndlaw-1983@listserv.nd.edu
Secretary: Ann Burford Merchlewitz

■ **R. Galen Reimer**, formerly with Butkus & Reimer, P.C., in Albuquerque, New Mexico, has joined Gallagher, Casados & Mann, P.C., also in Albuquerque.

CLASS OF 1984

Secretary: Cathy Chromulak

CLASS OF 1985

Listserv: ndlaw-1985@listserv.nd.edu
Web site: <http://alumni.nd.edu/~law85/>
Secretary: Tom Nessinger

■ **Mark D. Boveri**, formerly with Barnes & Thornburg in South Bend, has formed Boveri Murphy Rice Ryan & LaDue, L.L.P., also in South Bend.

■ **Kevin Hasson**, founder and president of the Becket Fund, a legal group that specializes in bringing suits that promote religious rights, was featured in an article titled *Religion-Oriented Legal Group Looks to Bush Court Picks* in the May 8, 2001, edition of THE WALL STREET JOURNAL.

■ **Stephen T. McMahon**, who practices in the area of elder law through his own firm in the Syracuse, New York, area, contributed a column on Medicaid law and living trusts to the June 26, 2001, edition of THE (SYRACUSE, NEW YORK) POST-STANDARD.

■ **Gregory P. Youra**, formerly with Epstein, Becker & Green, P.C., in Atlanta, Georgia, has joined the Atlanta office of Duane, Morris & Heckscher, L.L.P., as a member in the firm's health-law practice. He practices in the area of health-care law, focusing on transactions involving long-term care providers, physician networks, physician-hospital organizations and physician practice groups.

CLASS OF 1986

Listserv: ndlaw-1986@listserv.nd.edu
Web site: <http://alumni.nd.edu/~law86/>
Secretary: Glenn Schmitt

■ **Peter J. Agostino** is a name partner at Anderson, Agostino & Keller, P.C., a new firm in South Bend, Indiana.

■ **Eileen Doran** served on the faculty of a program titled "In the Best Interest of the Child" in Indianapolis, Indiana, on April 26, 2001. The program was part of the "Fundamentals of Poverty Law" series sponsored by the Indiana Pro Bono Commission and the Civil Rights for Children Committee of the Indiana State Bar Association. She is a member of the commission, whose mission is to ensure equal access to justice for all citizens, regardless of economic status, by creating and promoting opportunities for attorneys to provide *pro bono* civil legal services to persons of limited means.

She stepped down at the end of the 2000-01 academic year from her position as co-director of the Notre Dame Legal Aid Clinic and will work at the Casie Center, and advocacy agency in South Bend.

■ **Jeffrey Lowe** is president and general counsel of Total Secured Financial in Los Angeles, California.

CLASS OF 1987

Listserv: ndlaw-1987@listserv.nd.edu
Secretary: Jay Brinker

■ **Margot Reagan** has become a name partner at the firm now known as Konopa, Reagan & Kenyon, P.C., in South Bend, formerly Konopa & Murphy, P.C.

CLASS OF 1988

Secretary: Lisa Visingardi

■ **Angela Castille** has moved from the Elkhart, Indiana, office of Baker & Daniels to the firm's South Bend office. She practices in the areas of corporate transactions and health-care law, and is a member of the firm's Management Committee and International Transactions Team, through which she serves international clients from the firm's China office.

■ **William Cowden**, formerly with the Washington, D.C., office of Proskauer Rose, has joined the Washington, D.C., office of Reed Smith as counsel in the firm's health care group.

■ **James J. Ciapciak**, formerly a partner with Duggan, Caccavaro & Ciapciak in Norwood, Massachusetts, has formed his own firm, Ciapciak and Associates, also in Norwood.

■ **Charles P. Rice**, formerly a sole practitioner in South Bend, has formed Boveri Murphy Rice Ryan & LaDue, L.L.P., also in South Bend.

IRMA HERRERA '78 J.D.
HONORED BY ABA

Irma Herrera '78 J.D., executive director of Equal Rights Advocates in San Francisco, California, received the Margaret Brent Women Lawyers of Achievement Award from the American Bar Association during the ABA's annual meeting in Chicago in early August. The award honors outstanding women lawyers who have demonstrated professional excellence in their area of specialty and who have actively paved the way to success for other women lawyers.

As a lawyer, teacher, journalist and urban planner, Ms. Herrera has dedicated her life to working for equality under the law for women and minorities. After earning her J.D. from NDLS in 1978, Ms. Herrera first worked as a public-interest lawyer representing Spanish-speaking farm workers at Evergreen Legal Services in the state of Washington. In 1980, she became a staff lawyer and director of education programs for the Mexican American Legal Defense and Education Fund, where her work focused on education laws and voting rights. In the mid-1980s, she worked as a free-lance journalist before returning to the practice of law as a civil litigation lawyer. In 1991, she became a staff lawyer and development director for Multicultural Education and Training Advocacy, a non-profit legal-advocacy organization that represents minority and poor children on education-related issues. She joined Equal Rights Advocates in 1995, through which she works to eradicate discrimination against women and girls.

She contributes her time to a number of other worthwhile causes. In particular, she tutors minority bar candidates preparing for the California Bar Exam, volunteers with a girls' mentoring program and serves on the board of directors of the Oakland Children's Hospital.

CLASS OF 1989

Secretary: Jennifer O'Leary Smith

- **Jennifer Burman** has opened her own business law practice in Los Angeles, California.
- **Ashok Lalwani**, formerly with White & Case in New York, New York, has joined the Palo Alto, California, office of Brobeck, Phleger & Harrison.

CLASS OF 1990

Secretary: Cathy Gregory

- **John D. LaDue**, formerly with Barnes & Thornburg in South Bend, has formed Boveri Murphy Rice Ryan & LaDue, L.L.P., also in South Bend. He taught a seminar on the proper techniques for documenting and resolving employee performance problems to help reduce the risk of wrongful discharge and employment discrimination claims, titled "Hire ... Fire ... Mire?" for the Indiana Continuing Legal Education Foundation in Indianapolis in May.
- **Joseph Novak**, formerly with the NATO desk in the Bureau of European Affairs at the U.S. State Department in Washington, D.C., has become head of the political section at the U.S. Embassy in Colombo, Sri Lanka. He will also be accredited to the Maldives Islands.
- **Deanne M. Tomse**, formerly with WorldCom in Chicago, Illinois, is now senior counsel for European operations at Universal Access UK Ltd., in London, England.
- **Kevin F. Warren**, senior vice president of business operations and general counsel for the Detroit Lions National Football League franchise, was profiled in an article titled *Former Marcos Star at Home in Lions' Den* in the June 29, 2001, edition of THE ARIZONA REPUBLIC. The article notes, among other things, that he is one of the two highest-ranking African-American administrators in the NFL.

CLASS OF 1991

Secretary: Martha Boesen

- **Valli Goss Fisher**, formerly with Lane, Powell, Spears & Lubersky in Anchorage, Alaska, has joined Tindall, Bennett & Shoup, P.C., also in Anchorage.

- **Shawn P. Ryan**, formerly a sole practitioner in South Bend, has formed Boveri Murphy Rice Ryan & LaDue, L.L.P., also in South Bend. He taught a seminar on "The Probate Process from Start to Finish" at the National Business Institute in South Bend in June.

- **Eric Scheske**, a partner in Bird Svendsen Rogness Scheske in Sturgis, Michigan, has been doing freelance writing for a number of Christian magazines including TOUCHSTONE, THE CATHOLIC FAITH, GILBERT! and several OUR SUNDAY VISITOR publications.

- **William T. Webb**, formerly with Purvis, Gray & Gordon in Boulder, Colorado, has opened the Law Office of William T. Webb in Denver, Colorado.

CLASS OF 1992

Secretary: Paul Drey

- **Doug Anderson**, formerly a partner at Roemer & Mintz in South Bend, has become a partner at Barnes & Thornburg's South Bend office, as a result of a May 2001 merger of the two firms.
- **J. Kal Gibron**, formerly with Century 21 Mills First, Inc., in Largo, Florida, has become senior counsel for Sears, Roebuck & Co. in Chicago, Illinois.
- **Jeanine Gozdecki**, formerly a partner at Roemer & Mintz in South Bend, has become a partner at Barnes & Thornburg's South Bend office, as a result of a May 2001 merger of the two firms.
- **Kevin Holtz** is an assistant public defender in the appellate division of the Public Defender's Office in Daytona Beach, Florida.
- **Theresa A. Otto**, formerly with Field, Gentry & Benjamin, P.C., in Kansas City, Missouri, has joined Baty & Holm, P.C., also in Kansas City.

CLASS OF 1993

Listserv: ndlaw-1993@listserv.nd.edu

Secretary: Charlie Hegarty

- **Andrew H. Curoe** was named a partner at Bodman, Longley & Dahling, L.L.P., in Detroit, Michigan.
- **Lester N. Fortney** was named a partner at Webb Ziesenheim Logsdon Orkin & Hanson, P.C., in Pittsburgh, Pennsylvania.

- **David A. Gardey** began a new position in January 2001 as assistant U.S. attorney for the southern district of Florida, where he works in the Major Crimes and Special Prosecutions Division.

- **Brian Grady**, formerly with the Office of the District Attorney in Philadelphia, Pennsylvania, and now a member of Grady & Falcione, L.L.P., in Philadelphia, was featured in an article titled *How They Sleep at Night: DAs-Turned-Defenders Talk About Their Work* in the April 9, 2001, edition of THE LEGAL INTELLIGENCER. He worked at the District Attorney's office until 1998, when he formed his own firm. His practice focuses on medical malpractice, personal injury and other civil and business litigation, along with some criminal-defense work.

CLASS OF 1993 —
LONDON LL.M.

Listserv: ndlaw-1993-london-llm@listserv.nd.edu

CLASS OF 1994

Secretary: Jennifer Lohman

- **Renee M. Coury** has been promoted to partner at Sanders & Parks in Phoenix, Arizona.
- **Larry Liu**, formerly an associate with Payne & Fears, L.L.P., in Irvine, California, has formed Jones, Turner & Liu, L.L.P., in Laguna Hills, California. His practice focuses on business and insurance litigation.

CLASS OF 1995

Listserv: ndlaw-1995@listserv.nd.edu

Secretary: Kurt Merschman

- **Robert Clancy**, formerly an associate with Goldberg & Osborn in Phoenix, Arizona, has joined the staff of the State Bar of Arizona, also in Phoenix.
- **Richard Pelliccio**, formerly an associate with Pino Associates in White Plains, New York, and more recently in-house counsel and aerospace insurance underwriter in the London, England, office of Italian-based insurer Assicurazioni Generali, S.P.A., has joined the New York office of Schnader Harrison Segal & Lewis, L.L.P., as an associate in the firm's Litigation Services Department.

■ **John Rooney**, formerly an associate at Beus Gilbert in Phoenix, Arizona, has joined Snell & Wilmer, also in Phoenix.

■ **Lieutenant Jennifer (Whitacre) Roper**, U.S. Navy, is assistant staff judge advocate to the surgeon general of the Navy and is based at the Bureau of Medicine and Surgery in Washington, D.C.

■ **Brian Sagrestano**, formerly assistant director of trusts and estates in the Office of External Affairs at Middlebury College in Vermont, has been named director of trusts and estates in that same office.

■ **Anand Sethuraman**, formerly with Blakely Sokoloff, Taylor & Zafman in Los Angeles, California, has joined the Palo Alto, California, office of Pillsbury Winthrop, L.L.P., as an associate. He focuses his practice on patents, trademarks, due diligence and technology agreements in the firm's intellectual property section.

■ **Justine Sliwka**, formerly associate general counsel with AAA Life Insurance, has joined Domino's Pizza at the world headquarters in Ann Arbor, Michigan, as corporate counsel.

CLASS OF 1995 — LL.M.

■ **Daniel R. Saxon** was profiled in KING HALL COUNSELOR, the alumni magazine of the University of California - Davis School of Law where he earned his J.D. degree in 1988, for his work as a legal officer with the International Criminal Tribunal for the Former Yugoslavia in The Hague, Netherlands.

CLASS OF 1996

Secretary: Marie Prein

■ **Juan Balboa** has joined Cunningham Dalman, P.C., in Holland, Michigan, as an associate.

■ **Karie (Holder) Boylan** has joined Cummings, McClorey, Davis & Acho in Livonia, Michigan. Her practice focuses on civil-rights litigation and police misconduct defense.

■ **Stephanie Davidson**, has been appointed as reference and electronic resources librarian at the Lillian Goldman Library at Yale Law School in New Haven, Connecticut. She co-taught the law school's Advanced Legal Research course in the spring 2001 term and will continue to teach in the first-year legal

NEW ADDITIONS

Roberto R. Orellana '86 J.D. and his wife Mary announce the birth of Francesca on May 24, 2001, in Santa Paula, California.

Michael Rotundo '91 J.D. and his wife Kathleen announce the birth of Jennifer Elizabeth on June 14, 2001, in Fort Lauderdale, Florida.

Henry S. Alford Jr. '93 J.D. and his wife Heather announce the birth of Coleman Samuel on February 14, 2001, in Louisville, Kentucky.

Sheley (Lake) DeGraw '95 J.D. and her husband Alan announce the birth of Sydney Alexandra on April 23, 2001, in Mt. Clemens, Michigan.

Liz Hurley '95 J.D. and her husband Chuck Hurley '94 announce the birth of Jack Rockne on November 27, 2000, in South Bend, Indiana.

Mark Quayle '95 J.D. and his wife Tammy announce the birth of Grace Catherine on February 18, 2001, in St. Paul, Minnesota.

Brian Sagrestano '95 J.D. and his wife Christine announce the birth of Holly Rebecca on April 21, 2001, in Middlebury, Vermont.

Jeremy Trahan '96 J.D. and his wife Beth announce the birth of twins Coleman Lane and Lauren Elise on March 24, 2001, in Bay Village, Ohio.

Amy (Coney) Barrett '97 J.D. and **Jesse Barrett '96, '99 J.D.** announce the birth of Emma Kolbe on April 27, 2001, in Arlington, Virginia.

Peter Loughlin '97 J.D. and his wife Laura announce the birth of Declan Patrick on May 5, 2001, in Fairfax, Virginia.

Captain Michael Blackburn '98 J.D. and his wife Michelle announce the birth of Veronica Mary on April 27, 2001, at Edwards AFB, California.

Greg Butrus '93, '98 J.D. and his wife Annie announce the birth of John Paul on May 18, 2001, in Birmingham, Alabama.

Kevin Hansen '98 J.D. and his wife Patty announce the birth of Samuel Charles on May 11, 2001, in Kirkland, Washington.

David LaSota '98 J.D. and his wife Anne-Marie announce the birth of Elizabeth Antoinette on June 13, 2001, in Westmont, Illinois.

Allison (McCarthy) Miller '95, '99 J.D./M.A. and her husband Patrick announce the birth of John Patrick, August 15, 2000, in Cleveland, Ohio.

And a special welcome to the following new members of the NDLS family:

Vincent, son of NDLS Associate Dean and Associate Professor of Law **Vincent D. Rougeau** and his wife, Dr. Robin Rougeau, who was born on April 23, 2001. Also welcoming baby Vincent are his older brothers Christian and Alexander.

Thomas William, son of NDLS Assistant Professors of Law **Rick** and **Nicole Garnett**, who was born on June 23, 2001. Also welcoming Thomas is his two-year-old sister Maggie.

Matthew Aleck, son of **Amy Wiseman**, a staff member in the library's Technical Services Department, who was born on July 19, 2001.

research lecture series in the fall 2001 term. She also manages digitization efforts in the library, and coordinates the development of the library's web pages.

■ **David J. Freund**, an assistant public defender in Wichita, Kansas, has completed 20 felony jury trials, and attended the June session of the Trial Practice Institute, sponsored by the National Criminal Defense College. Only about 15 percent of those who apply for the two-week program are accepted, and he is one of only two attorneys from Kansas to attend this year.

■ **Allison L. Heuring** has been named director of McKenna Hall, the University of Notre Dame's conference facility.

■ **Lisa Patterson**, associate dean for career services at the University at Buffalo Law School in New York and former director of career services at NDLS, has been named to the board of directors of the Harvard Club of Western New York.

■ **Chuck Roth** is managing attorney at the Midwest Immigrant and Human Rights Center in Chicago, Illinois.

■ **Brad Wiskirchen**, an associate at Holland & Hart in Boise, Idaho, was featured in an article titled *Accomplished Under 40* in the March 26, 2001, edition of the IDAHO BUSINESS REVIEW. The article discussed his return to his hometown of Boise after graduating from NDLS, his work at the firm and his community service.

CLASS OF 1996 — LL.M. (LONDON)

■ **Jose A. Reygadas** has been named vice president for business and legal affairs for Latin America for HBO Latin America Networks, based in Coral Gables, Florida.

CLASS OF 1997

Secretary: Erica Anaya

■ **Benjamin W. Allison**, formerly with Dewey Ballantine, L.L.P., in New York, New York, has joined Sutin, Thayer & Browne, P.C., in Santa Fe, New Mexico.

■ **Thomas Arkell**, a partner in Dunn, Stanczak, Willard & Arkell in Bloomington, Illinois, was featured in an article titled *Case in Progress; Law Firm with Rich Past Furthers B-N Diversity* in the May 28, 2001, edition of THE

PANTAGRAPH, the local newspaper, about the firm and his immigration practice.

■ **Bret Heidemann**, formerly a deputy district attorney with the First Judicial District Attorney's Office in Colorado, has become an associate at Campbell Bohn Killin Brittan & Ray, L.L.C., in Denver, Colorado.

■ **Eric L. McFadden**, formerly with Piper Marbury Rudnick & Wolfe in Washington, D.C., has joined the D.C. office of Boston-based Hale and Dorr, L.L.P., where he practices in the intellectual property group.

■ **Jeffrey C. Miller**, formerly an associate with Johnson and Angelo in Cleveland, Ohio, has joined the Cleveland office of Porter Wright Morris & Arthur, L.L.P., as an associate in the firm's litigation department. His practice focuses on general, business, employment and environmental litigation.

■ **Scott E. Moran**, formerly an associate with Troutman Sanders, L.L.P., in Atlanta, Georgia, has joined the legal department at BellSouth International as counsel for the company's Latin America operations. Mr. Moran also serves as the international liaison for the Atlanta Silverbacks, a professional men's soccer team.

■ **Michael J. Nader** ('98 LL.M.) has joined the Palo Alto, California, office of Wilson Sonsini Goodrich & Rosati as an associate.

CLASS OF 1997 — LL.M. (LONDON)

■ **Bruno Fatier**, formerly with Fidal Direction Internationale in Paris, France, has joined Clifford Chance, also in Paris, where he works in the finance department, serving banks and other banking and financial entities with the firm. He also advises non-French companies that carry out business activities involving a French element, and serves as a liaison with other Clifford Chance offices to support French companies investing abroad.

CLASS OF 1998

Web site: <http://alumni.nd.edu/~law98/>
Secretary: Mike Rafford

■ **Captain Michael Blackburn**, U.S. Air Force, has moved from the Edwards Air Force Base Legal Office to the Edwards AFB Area Defense Council, where he has responsibility for defense-attorney services for the airmen on the California base.

■ **John Cerone** traveled to west Africa to serve as legal advisor to the attorney general of Sierra Leone in the government's negotiations with the United Nations on the establishment of a special court for war crimes in the conflict-torn country. In June, he began a new position as the executive director of the War Crimes Research Office at American University's Washington College of Law.

■ **Brien Crotty**, formerly an associate at Roemer & Mintz in South Bend, has become an associate at Barnes & Thornburg's South Bend office, as a result of a May 2001 merger of the two firms.

■ **James B. Damrell** has joined the San Francisco, California, office of Duane Morris, L.L.P., as an associate. His practice focuses on litigation, especially with regard to complex construction matters.

■ **Kevin B. Hansen**, formerly with Miller Nash, L.L.P., in Seattle, Washington, has joined Livengood, Carter, Tjossem, Fitzgerald & Alskog, L.L.P., in Kirkland, Washington, as an associate.

■ **Mark Mueller**, formerly in-house counsel at National-Standard Company in Cincinnati, Ohio, has joined Thompson Hine, L.L.P., in Cincinnati, as an associate in the firm's Environmental Practice Group.

■ **Michael S. Rafford**, an associate at Snell & Wilmer, L.L.P., in Phoenix, Arizona, was recognized by the Volunteer Lawyers Program in Maricopa County as attorney of the month. Mr. Rafford, whose practice concentrates on business and financial matters, has worked with the program's Tenants' Rights Project, through which he counsels tenants on matters such as eviction.

■ **Ariel Rodriguez**, formerly with Gunster Yoakley & Stewart, P.A., in Fort Lauderdale, Florida, has joined Genovese, Lichtman, Joblove & Battista, P.A., in Miami, Florida, as an associate in the firm's bankruptcy group.

■ **Karen (White) Schneider** is an owner/partner in Mirage Media, Inc., a multimedia company based in San Francisco, California, that produces video presentations for the legal profession, particularly in the litigation arena. The company also develops high-tech demonstratives for the courtroom, including computer graphics and animation, in addition to day-in-the-life documentaries, accident reconstruction and deposition excerpt compilations.

■ **Julie M. Seaman**, formerly with Fish & Neave in New York, New York, has joined Finnegan Henderson Farabow Garrett & Dunner, L.L.P., in Washington, D.C., as an associate.

■ **Anastasia Tonello**, formerly with the Law Offices of R.S. Goldstein in London, England, has joined the London office of Eversheds as a member of the immigration team in the firm's Employment Department. Her practice involves transferring skilled employees, managers and executives to the United States and the United Kingdom.

CLASS OF 1999

Listserv: ndlaw-1999@listserv.nd.edu

Web site:

<http://www.geocities.com/Heartland/Trail/3096/>

Secretary: Steve Boettinger

■ **Lieutenant William E. Grady**, department head for administration at the Naval Medical Clinic in Annapolis, Maryland, was promoted to from Lieutenant (j.g.) to Lieutenant on May 1, 2001.

■ **William S. McCarthy**, formerly with Prim Capital in Cleveland, Ohio, has joined the financial audit team at GE Financial Assurance, a division of GE Capital, in Richmond, Virginia.

■ **Allison (McCarthy) Miller**, formerly in the corporate law area at Hahn Loeser and Parks, L.L.P., in Cleveland, Ohio, is now a part-time pastoral associate at St. Mel Parish in Cleveland.

■ **John Rosenthal** presented a paper on "Therapeutic Jurisprudence, the Traditional Moral Justifications for Punishment, and the Drug Court Movement" at the Second Annual Conference on Therapeutic Jurisprudence at the University of Cincinnati in May.

In August, he completed his clerkship with Honorable Richard A. Enslin and Honorable Robert Holmes Bell of the U.S. District Court for the Western District of Michigan in Kalamazoo and Grand Rapids in August, and joined the New York office of Sidley Austin Brown & Wood as an associate.

CLASS OF 1999 — LL.M.

■ **Mary Margaret Penrose**, associate professor of law at the Oklahoma University School of Law in Norman, spent much of the summer working on a grant project with the U.S. Department of Justice's Office of Juvenile Delinquency Program and the National Center for Missing and Exploited Children to create safer schools. She has traveled throughout the United States to instruct state attorneys general, school superintendents and local police chiefs on how to avoid tragedies like the Columbine High School shootings. And in July, she opened a mediation practice, Effective Resolutions Services.

CLASS OF 2000

Secretary: Mark Busby

Thank you to Mark Busby, who has volunteered to take on the responsibilities of class secretary. You may contact him to submit information for the class notes column in NOTRE DAME magazine by e-mail at ndlawalum2000@yahoo.com.

■ **Sara Garvey**, formerly an associate at Condon & Forsyth, L.L.P., in New York, New York, has joined Riker, Danzig, Scherer, Hyland & Perretti, L.L.P., in Morristown, New Jersey, as an associate in the firm's litigation group.

■ **Stone Grissom**, an associate at Gordon Thomas Honeywell in Tacoma, Washington, has published *Diversity Jurisdiction: An Open Dialogue in Dual Sovereignty*, which appeared in the May edition of the *HAMLIN LAW REVIEW*. He recently settled a case for \$1.5 million against King County, Washington, for failing to treat an inmate who suffered from mental disorders and, after his release, committed murder.

■ **Eric V. Hall** is an associate at Rothgerber, Johnson & Lyons, L.L.P., in Colorado Springs, Colorado.

■ **James W. McCament** is a clerk to Honorable William C. Lee, chief judge of the U.S. District Court for the Northern District of Indiana, in Fort Wayne. After he completes his one-year clerkship this fall, Mr. McCament plans to join the U.S. Treasury Department as an honors-program attorney.

■ **Brian J. Murray**, an associate with Jones, Day, Reavis & Pogue in Chicago, Illinois, has begun his one-year clerkship with Honorable Diarmuid F. O'Scannlain of the U.S. Court of Appeals for the Ninth Circuit in Portland, Oregon.

CLASS OF 2000 — LL.M.

■ **Xiaosheng Huang** has joined the law offices of Jon Eric Garde & Associates in Las Vegas, Nevada. The firm specializes in immigration and naturalization matters, including deportation, consular law and visa applications.

CLASS OF 2001

Listserv: ndlaw-2001@listserv.nd.edu

Secretary: Jonell Lucca

NOTRE DAME LAW ASSOCIATION MEMBERS

■ **Edward F. Aylward '48** ('50 J.D., University of Missouri - Kansas City) recently received the Senior Counselor Award from the Missouri Bar and the Kansas City Metropolitan Bar Association. The award honors his 50 years in practice, including a number of years practicing with his brother, now retired, Honorable George V. Aylward Jr. Mr. Aylward has been a member of the Order of St. Thomas More since 1999, and a member of the Notre Dame Law Association for many years.

NEWS FROM THE NOTRE DAME LAW ASSOCIATION

Paul Mattingly '75 J.D. New President-Elect

At the spring 2001 meeting of the Notre Dame Law Association board of directors, board members elected **Paul Mattingly '75 J.D.** as president-elect for 2001-02. He will succeed **Charles A. Weiss '68 J.D.** as president for a one-year term commencing on July 1, 2002.

Mr. Mattingly joined the NDLA board in 1989 and has taken an active role in one of the board's most important efforts. As chair of the board's Public Interest Committee, he has worked with current NDLS students and with alumni around the country to establish a program of alumni-funded summer public-interest fellowships for students interested in service. The program, which began in the summer of 1998 with one fellowship recipient, has grown tremendously under his leadership. This summer, 12 students worked in public-interest positions in major cities around the United States with the help of alumni funding.

Mr. Mattingly is a partner at Dinsmore & Shohl, L.L.P., in Cincinnati, Ohio. His practice focuses on corporate, securities, franchise and business law matters, as well as mergers and acquisitions. He is married to **Honorable Elizabeth B. Mattingly '75 J.D.** They are the parents of four children, the oldest of whom, Anne Marie, graduated from Notre Dame this spring with her B.S. in biology.

Thanks to Local Alumni Clubs!

The NDLA and NDLS thank the following Notre Dame alumni clubs across the country who have assisted law students with direct financial support, either in the form of direct student financial aid or funding for summer public-interest internships:

STUDENT FELLOWSHIP ASSISTANCE

Notre Dame Club of Chicago Foundation

SUMMER INTERNSHIP SUPPORT

Notre Dame Club of Colorado Springs

Notre Dame Club of Denver

Notre Dame Club of Detroit

Notre Dame Club of Phoenix

If you have the opportunity to help these clubs continue their support of NDLS students, please consider participating. If you would like your local alumni club to become more involved with NDLS students, please contact the Cathy Pieronek in the Law School Relations Office.



REUNION 2001 — BRINGING TOGETHER THE GENERATIONS

Law School participation in Reunion 2001 brought together more than 100 alumni from class years ending in "1" or "6" attending the all-classes dinner on the evening of Friday, June 8, 2001, in the Faculty Dining Room of South Dining Hall. Dean Patricia A. O'Hara '74 J.D. welcomed the guests and presented a brief outline of the exciting plans for the Law School's new building.

The Class of 1951 had the largest turn out of any class, with around 20 members of the class returning to campus to be honored as new members of the 50-Year Club. A number of more senior alumni came as well, including Thomas P. Foy Sr. '38, '39 J.D., who came all the way from Silver City, New Mexico, to take part in the festivities. The Class of 1991 also had a nice turn out, especially for the Saturday morning activities where families were well represented.

Saturday morning included a Mass celebrated by Reverend Austin Collins, C.S.C., '77, chair of the University's Department of Art, Art History and Design, and breakfast, attended by the aforementioned children and their parents. NDLS students gave tours of the building to those who had not seen the 1973 or 1987 renovations, so that alumni could appreciate the changes the new building will bring. By the time these alumni return to campus for their next five-year reunion, we hope to be nearing completion of the new building.



CLASS REUNIONS FOR 2002

If your class is eligible for a reunion in 2001 — that is, if your class year ends in "2" or "7" — 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 2002, the weekend of June 6-9, 2002. 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 (219) 631-6891.

Law School Graduation Highlights

AT THE UNIVERSITY'S 156TH COMMENCEMENT EXERCISES on May 20, 2001, the Law School conferred degrees on 199 graduates, including two students who graduated in January 2001. There was considerable excitement on campus with the selection of President George W. Bush as the principal commencement speaker.

In January, the University conferred the J.S.D. degree in international human rights through the Center for Civil and Human Rights on Luc H. Reydam's '95 LL.M. of Brussels, Belgium. Thirteen students, including William P. Hoye, associate vice president and deputy general counsel of the University and concurrent associate professor of law at NDLS, earned LL.M. degrees in international human rights through the University's Center for Civil and Human Rights. Seven LL.M. students graduated *magna cum laude* and five others *cum laude*.



The University conferred the J.D. degree on 185 graduates, including one who graduated in January 2001. Six students — Edward G. Caspar of South Windsor, Connecticut; Kelly Jo Cox of LaCrosse, Wisconsin; Chad E. DeVeaux of Defiance, Ohio; David S. Petron of McKeesport, Pennsylvania; Christina B. Rissler of Atlanta, Georgia; and Christian D.H. Schultz of Rochester Hills, Michigan — graduated *summa cum laude* (GPA over 3.8); Ms. Rissler earned the Law School's highest academic honor, the Hoynes Prize, while Mr. DeVeaux earned the Dean Joseph O'Meara Award and Mr. Schultz earned the Farabaugh Prize. Twenty-six students graduated *magna cum laude* (with a GPA over 3.6) and 34 graduated *cum laude* (with a GPA over 3.4).

On Saturday, the Law School hosted the graduates, their families and friends, and the faculty, administration and staff at a picnic at the Sacred Heart Parish Center, north of St. Joseph's Lake on the north edge of campus. Later that evening, the Law School community participated in the University's annual Baccalaureate Mass in the south dome of the Joyce Center.

The sunny and breezy Sunday morning gave way to a cooler and cloudy afternoon, making temperatures more comfortable as the day's activities unfolded. The day began with the prayer service and hooding ceremony at the Basilica of the Sacred Heart, presided over by University President Reverend Edward A. Malloy,

C.S.C. Reverend John H. Pearson, C.S.C., director of the Law School's Thomas J. White Center on Law and Government, and Reverend D. Reginald Whitt, O.D., associate professor of law, conducted the solemn ceremony. Several graduates had the honor of receiving their hoods from their fathers, each of whom has some connection to Notre Dame and to legal education: Christopher Dobranski '98 of Dexter, Michigan, son of Bernard V. Dobranski, former professor of law at NDLS and currently dean of the Ave Maria School of Law; Raymond Ripple of Granger, Indiana, son of Honorable Kenneth Ripple, a professor of law at NDLS and judge on the U.S. Court of Appeals for the Seventh Circuit; and Joseph A. Tomain of Cincinnati, Ohio, son of Joseph P. Tomain, dean of the University of Cincinnati College of Law. Afterward, the graduates processed to Bond Hall for a class photo on the building steps.

At 2:00 p.m., the Law School community participated in the University's Commencement ceremonies. President George W. Bush gave the commencement address, in which he praised the University and members of the Notre Dame community for their commitments to service, and talked about several policy initiatives including the Office of Faith-based and Community Initiatives and increased funding to community agencies working with the impoverished, such as Habitat for Humanity.

On August 3, 2001, 12 students in the London program received the degree of *legum master*, or LL.M., in international and comparative law. Elizabeth Ann Quigley of Smith Falls, Ontario, Canada, and Christian Stoll of Hamburg, Germany, graduated *magna cum laude*, while Nicolas Oliver Lars Roessler of Schlangenbad, Germany, graduated *cum laude*.

GRADUATION HONORS

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

Arthur Abel Memorial Writing Competition Award

Jason M. Osborn of Stillwater, New York

Edward F. Barrett Award

for outstanding achievement in the art of trial advocacy

Ryan W. Redmon of Greensburg, Indiana

Joseph Ciraolo Memorial Award

to a student

Guy M. Conti of Berlin, Maryland

Farabaugh Prize

for high scholarship in law

Christian D.H. Schultz of Rochester Hills, Michigan

Colonel William J. Hoynes Award

for outstanding scholarship, application, deportment and achievement

Christina B. Rissler of Atlanta, Georgia

International Academy of Trial Lawyers Award

for distinguished achievement in the art of advocacy

Scott L. Kellogg of Monmouth, Illinois

Matthew P. Wolesky of Austin, Minnesota

Jessup International Moot Court Award

for excellence in advocacy

Rachel Lisa-Jo Baker of Pretoria, South Africa

William T. Kirby Award

for excellence in legal writing

Lisa M. Hudson of Kennesaw, Georgia

Laura A. Weiler of Aurora, Illinois

Dean Konop Legal Aid Award

for outstanding service in the Legal Aid and Defender Association

Michael E. Durham of Colorado Springs, Colorado

Pamela J. Hoekwater of Grand Rapids, Michigan

John E. Krupnick Award

for excellence in the art of trial advocacy

Max D. O'Guinn III of Indianapolis, Indiana

David T. Link Award

for outstanding service in the field of social justice

Felipe N. Merino of Hawthorne, California

Judge Joseph E. Mahoney Award

for demonstrating outstanding leadership qualities

Rodolfo S. Monterrosa, Jr. of Bloomington, California

Arthur A. May Award

to a member of the Barristers team who demonstrates a commitment to professional ethical standards and exhibits excellence in trial advocacy

Ryan W. Redmon of Greensburg, Indiana

Captain William O. McLean Law School Community Citizenship Award

to a member of the Law School community who has done the most to contribute to the lives of students at the Law School

Lezlie A. Farris of Ainsworth, Nebraska

Dean Joseph O'Meara Award

for outstanding academic achievement

Chad E. DeVeaux of Defiance, Ohio

National Association of Women Lawyers Award

for scholarship, motivation and contribution to the advancement of women in society

Rachel Lisa-Jo Baker of Pretoria, South Africa

A. Harold Weber Moot Court Award

for outstanding achievement in the art of oral argument

Ryan A. Mahoney of Dayton, Ohio

Aaron B. Markowitz of Huntington, New York

Marjorie A. McCanta of Yorba Linda, California

Stephanie R. Renner of Somerset, Kentucky

Krista J. Zimmerman of Goshen, Indiana

A. Harold Weber Writing Award

for excellence in essay writing

David S. Petron of McKeesport, Pennsylvania

Law School Graduation Highlights, continued

The University conferred honorary doctor of laws degrees on President Bush as well as on Reverend Cyprian Davis, O.S.B., a Benedictine monk who is a professor of history at Saint Meinrad School of Theology in southern Indiana; Marilou Eldred, president of Saint Mary's College; Louis V. Gerstner Jr., chair of the board and chief executive officer of IBM; John W. Jordan '69, founder of The Jordan Company, a private investment firm that acquires, manages and builds companies; Archbishop Giuseppe Pittau, S.J., secretary of the Congregation for Catholic Education; and Sara Martinez Tucker, president and chief executive officer of the National Hispanic Scholarship Fund. The University also conferred an honorary doctor of science degree on John Bahcall, the Richard Black Professor of Natural Sciences at the Institute for Advanced Study in Princeton, New Jersey; an honorary doctor of letters degree on William Kennedy, a Pulitzer Prize-winning author; and an honorary doctor of engineering degree on Andrew Viterbi, president of Viterbi Group, L.L.C., a San Diego-based firm that advises and invests in start-up companies, primarily in the areas of wireless communications and network infrastructure. Monsignor George Higgins, after whom the University's Higgins Labor Research Center is named, received the University's Laetare Medal and spoke about the role of organized labor in a free society.

The diploma conferral ceremony took place in front of the reflecting pool by the Hesburgh Library. Student Bar Association president Rudy Monterrosa of Bloomington, California, introduced Associate Professor of Law Matthew J. Barrett '82, '85 J.D., the recipient of the 2001 Law School Distinguished Teaching Award, who talked about the call to turn scholarship to service. Dean O'Hara, assisted by Associate Dean Rougeau, conferred the diplomas and gave her charge to the class, which focused on the privileges and concomitant responsibilities of joining the legal profession, and charged the graduates not to forget the basic principles of their faith in God along the way.

The day concluded with a reception for the graduates and their families at South Dining Hall, providing one last opportunity for the graduates, their families and the faculty to say good-bye.



Graduation Address

BY ASSOCIATE PROFESSOR OF LAW MATTHEW J. BARRETT '82, '85 J.D.
RECIPIENT OF THE 2001 LAW SCHOOL DISTINGUISHED TEACHING AWARD

As we sang at the Hooding Ceremony this morning: "This is the day the Lord has made, let us rejoice and be glad!"

I have been asked to follow three presidents. I've also been asked to speak this without PowerPoint. I should sit down right now. I will keep talking, however, in large part because I remember my own Notre Dame Law School graduation. The speaker, the Foreign Minister of Italy, delivered a twenty-five minute speech — in Italian. I can do better.

By my count, the biggest questions over the last two days have been: Are you going to do the "tax cheer" again at graduation? Can we do the "tax cheer" on Sunday? Minutes ago we watched Air Force One fly overhead, so all is now clear for the tax cheer. I need your help: Tax is fun! Tax is great!! We love tax!!!

It's already been a long day full of speeches. To make sure that we all maintain a positive mental attitude for this ceremony, I also thought we could do a new cheer. So please substitute the word "speeches" for "tax." Speeches are fun! Speeches are great!! We love speeches!!!

I am privileged to accept this wonderful blessing and the opportunity to address both you and your families and friends on behalf of my colleagues. As I said at the Third-Year Dinner on Thursday night, this recognition for teaching really belongs to the entire Notre Dame Law School faculty — past, present and future.

On behalf of this class, I want to recognize Professor Rice, my neighbor in "Three South Central," who is being promoted to emeritus. If you think my office is out of control now, I shudder to think about next year when Professor Rice will not be next door to tell me to "clean up that mess."

Let me also mention two past winners of the Distinguished Teaching Award, who have close connections to today's graduates. Although there is no relation to me, one of the members of the graduating class, Peter Barrett, is the grandson of Professor Edward F. Barrett, who taught Trial Advocacy for more than 30 years and who was one of the first winners of the Distinguished Teaching Award. Another member of the class, Raymond Ripple, is the son of Judge Kenneth Ripple. Judge Ripple was selected by my graduating class, and by four other classes, as the recipient of the Distinguished Teaching Award. We are blessed that he continues to teach one course each semester to our students.

In addition to thanking all my Law School teachers, some of whom are with us solely in spirit, I also want to recognize and acknowledge my colleagues who continue to teach me by their words and examples. I ask the entire faculty to stand, so that the graduating class and their families and friends can recognize your contributions to their legal educations.

Notre Dame Law School aspires to train and prepare a "different kind of lawyer." But what exactly does that mean? I want to share two thoughts about Notre Dame lawyers.

In the St. Thomas More Chapel in the Law School, you will see a beautiful stained-glass window dedicated to Father Michael Dillon McCafferty, class of 1973, and one of my law professors and mentors. The window features

various symbols taken from the Litany of the Blessed Virgin that highlight the law and learning — Mirror of Justice, Mother of Good Counsel, Queen of Peace and Seat of Wisdom. Yet, if this same woman, who the Catholic tradition reveres for her faith, courage and compassion, lived today, we might find her as a client of our own Legal Aid Clinic.

When I visualize a Notre Dame lawyer, I picture a lawyer that Mary, the mother of Jesus Christ, might retain to represent her. In the person of Mary, we can see: an expectant, yet unwed, mother; a homeless parent, who has just given birth to her first child; a refugee, fleeing to Egypt with her husband and infant son; and a mother whose child has been unjustly accused of a capital offense. Whenever we represent those most in need of justice, we have the opportunity to see the face of Jesus.

No matter what our religious beliefs or our career path, our Creator calls all Notre Dame lawyers to seek justice and provide good counsel, to help resolve disputes equitably, and to try to prevent such disputes from even arising.

In a few minutes, you will become graduates of Notre Dame Law School. Many of you, however, have already begun to provide legal services to immigrants, the impoverished, the homeless and the accused, or to support individuals directly doing so. As I said Thursday night and repeat now for the benefit of your families and friends, what I remember most about this class collectively are its unique contributions to the Law School and our community. Through the leadership of this class, the "Day of Pay Campaign" last year obtained pledges from more than 200 students, raised more than \$20,000, and reinvigorated our loan forgiveness program. By founding, running and supporting the Dream Center at the Calvary Temple, you have left your mark on our local community.

On behalf of the faculty, I also want to give you one last assignment. Sometime in the next week, I want you to write "May 20, 2002" on the last page of your calendar. One year from now, and each May 20 thereafter, I urge you to ask yourself a few questions: Where is your life taking you? Have you grown closer to God since you left Notre Dame? How have you been a Notre Dame lawyer, or how have you supported other Notre Dame lawyers, in the last year? How will you respond to the call to be a Notre Dame lawyer in the future? Like most law school exams, there is no

one "right answer" to these questions. The important thing is that we never stop asking them of ourselves. If you want extra credit on this assignment, write a letter to one of your professors or send an e-mail that describes how you've been a Notre Dame lawyer and how you've helped build the Kingdom of God on earth.

We come from various faiths and we are going to work in different areas of law to use our unique God-given talents. Following Judge Ripple's example, I would like to quote a passage from Chapter 12 of the first letter of Paul to the Corinthians, verses 4 and 5: "There are different kinds of spiritual gifts, but the same Spirit gives them. There are different ways of serving but the same Lord is served."

Thank you, and God bless you.



STUDENT NOTES

28th Annual BLSA Weekend Honors Alumni and Students

At the Black Law Students Association's 28th annual Alumni Weekend on April 6-8, 2001, alumni, faculty, administrators, staff and students had a wonderful opportunity to interact and hear from some outstanding speakers.

Highlights of the weekend included a panel discussion on Friday, April 6, featuring NDLS student **Christopher Zorich '91**, **Honorable Willie G. Lipscomb Jr. '75 J.D.** of the 36th District Court in Detroit, Michigan, and **Charles Asher**, a South Bend attorney, speaking on "Reaching Back to Move Forward: The Value of Investing in Today's Youth." The panelists addressed the moral and ethical obligation that legal professionals have to give back to their respective communities through service to others. The panelists gave overviews of the various programs each has started to motivate children and young people toward the path to success:

- Mr. Zorich's commitment to investing in youth is embodied in the Christopher Zorich Foundation, which honors his mother's memory. Through the Zora Zorich Notre Dame Scholarship, he helps young people attend Notre Dame. Through other foundation programs, he helps students achieve educational goals. He is also an active board member of the Big Shoulders Fund, Special Children's Charities and There are Children Here.

- In 1993, Judge Lipscomb founded Detroit's Handgun Intervention Program, which has helped to educate young people about the dangers of handgun violence. Of the thousands of people who have attended his Saturday morning program as a condition of bail or bond for charges including



BLSA students and alumni gather at the Morris Inn for the traditional reunion weekend dinner in April.

carrying a handgun, the recidivist rate is well below 1 percent. Judge Lipscomb also serves on the boards of the Northwest Guidance Center and Detroit Midnight Basketball.

- Mr. Asher suspended his law practice in 1998 to devote his attention to the Freedom 22 Foundation, which he runs with his wife. Through the foundation, Mr. Asher serves his community by supporting various legal and minority programs including the Legal Experience and Academic Development (LEAD) program co-sponsored by NDLS. Through LEAD, minority high school students from the area have the opportunity to participate in an intensive training program during the summer, which helps the students develop their oral and written communication skills and gives them the opportunity to work with local attorneys.

On Saturday, BLSA alumni and students participated in a roundtable discussion regarding efforts to recruit, retain and graduate black students in order to

maintain and build a strong BLSA alumni network. Saturday evening's dinner featured a keynote address by **Honorable Ann Claire Williams '75 J.D.**, of the U.S. Court of Appeals for the Seventh Circuit, in which she told the inspiring story of her life and used her story to stress how the past of NDLS and the legal profession naturally join with the present to build a strong future for Notre Dame lawyers.

BLSA then honored the first black alumnus of NDLS, **Alvin J. McKenna '66 J.D.**, who is currently a partner at Porter, Wright, Morris & Arthur in Columbus, Ohio. Mr. McKenna recounted the challenges he faced in his life, and talked about the people who made it possible for him to achieve his success, beginning with the priests who ran his high school in New Orleans all the way through to former NDLS Dean Joseph A. O'Meara, whose vision Mr. McKenna credits for opening up the Law School to African-Americans as well as women. BLSA has renamed its alumnus/a of the year award after Mr. McKenna.

Other awards presented at the dinner included the following:

- *Appreciation Awards*, recognizing those members of NDLS and the local community who consistently contribute time and effort to furthering BLSA's goals and objectives, to **Tina Jankowski**, assistant director of administration, and **Gail Peshel**, director of the Career Services Office. BLSA also presented a special token of appreciation to **Rebecca Ward**, senior staff assistant.

- *Thurgood Marshall Award for Academic Achievement*, recognizing a BLSA member who earns a place on the Dean's List, receives a Dean's Award for a class, earns a position on the NOTRE DAME LAW REVIEW or is selected as a White Scholar, to **Gail Navarro**, a third-year law student from Austin, Texas.

- *Dwight King Excellence in Service Award*, named for the head research librarian in the Kresge Law Library and recognizing a BLSA member who has devoted time, energy and attention to service projects that benefit both BLSA and the surrounding South Bend community, to **Qiana Lillard '98**, a third-year student from Detroit, Michigan, who served as BLSA president for 2000-01 and is active in Big Brothers/Big Sisters.

- *Charles Crutchfield Professorial Excellence Award*, named for the first black member of the NDLS faculty and recognizing a current member of the NDLS faculty who demonstrates a commitment to diversity both in and out of the classroom as evidenced by the individual's scholarship and personal example, to **Assistant Professor of Law Richard W. Garnett**.

- *Commitment Award*, recognizing a member of the NDLS faculty who has shown unending commitment to BLSA and its purpose, to **Associate Professor of Law Reverend D. Reginald Whitt, O.P.**

The weekend concluded with Sunday brunch at Tippecanoe Place in South Bend. Congratulations to weekend chair **Myra McKenzie**, a second-year law student from Slidell, Louisiana, who organized the weekend's events, and to the other BLSA members who served on various committees and brought about a wonderful weekend for alumni and students alike.

Journals

NOTRE DAME JOURNAL OF LAW, ETHICS & PUBLIC POLICY

- THE NOTRE DAME JOURNAL OF LAW, ETHICS & PUBLIC POLICY, in conjunction with the Law School's Thomas J. White Center on Law & Government, presented a "Symposium on Legal Education" on March 23, 2001, featuring **Ellen Podgor**, professor of law at Georgia State University College of Law, and **Joseph Tomain '70**, dean of the University of Cincinnati College of Law. The symposium coincided with the release of the journal's "Symposium on Legal Education" issue, volume 15, number 1.

- On April 26, 2001, the journal and the center hosted an "Immigration Law Symposium" featuring **Karen Musalo**, resident scholar at the University of California Hastings College of Law, and **Stephen**

Knight, research fellow at the Center for Human Rights and International Justice at Hastings College of Law. The speakers discussed a study they performed on the 1996 amendments to the Immigration and Naturalization Act regarding the expedited removal of illegal aliens. The study is published in volume 15, number 2, of the journal.

- For more information on purchasing a copy of either of these symposium issues or on subscribing to the journal, please contact the managing editor of the journal at the Law School, by phone at (219) 631-4888 or by mail at the Thomas J. White Center on Law & Government, Notre Dame Law School, P.O. Box R, Notre Dame, IN 46556-0780.

HLSA Presents Olivarez Award



On April 4, 2001, the NDLS Hispanic Law Students Association honored **Antonia Hernandez** with the 2001 Graciela Olivarez Award. Named in honor of the first woman graduate of NDLS, the Olivarez Award honors an outstanding Hispanic attorney or judge.

Ms. Hernandez emigrated to the United States from Mexico at the age of eight. In 1985, she became president and

general counsel of MALDEF, the Mexican-American Legal Defense and Education Fund, which is the most prominent Latino civil rights organization in the country. Ms. Hernandez has worked with disadvantaged minority communities on issues including voting rights, discrimination and affirmative action. She was also the first Latina to hold the position of staff counsel to the U.S. Senate Committee on the Judiciary.

LARDY FELLOWSHIP AWARDED

Congratulations to **Daniel Sattizahn**, a second-year student from El Paso, Texas, who received the Peter A.R. Lardy Memorial Fellowship for the 2001-02 academic year. The fellowship was established in honor of a member of the NDLS Class of 1975 who died before graduation. Each year, the recipient is selected by a committee of faculty and alumni from among a group of students nominated for the award by their classmates.

SBA, Honor Council Members Elected

Congratulations to incoming Student Bar Association officers and class representatives for the 2001-02 academic year:

- President Andy Mayle, a member of the Class of 2002 from Fremont, Ohio;
- Vice President Nicole Borda, a member of the Class of 2002 from Mechanicsburg, Pennsylvania, who had served as SBA social commissioner for 2000-01;
- Treasurer Adam Witmer, a member of the Class of 2003 from Bellefonte, Pennsylvania, who had served as a 1L representative to the SBA for 2000-01;
- Secretary John Thurmond, a member of the Class of 2002 from Elkhart, Indiana;
- Class of 2002 representatives Sean McLaughlin of Spokane, Washington; Kale Ness of Thousand Oaks, California; and Jennifer Stefanski of Dearborn Heights, Michigan; and
- Class of 2003 representatives Michael O'Connor of San Bruno, California; Larry Ward of Johnstown, Pennsylvania; and Bryan Wise of Orange, New Jersey.

Congratulations also to Honor Council members elected to serve as the Class of 2002 and Class of 2003 representatives for the 2001-02 academic year:

- Class of 2002 representatives Tamona Bright of Killeen, Texas; Sunil Bhuta of Los Angeles, California; and Michael O'Shaughnessy of Wichita, Kansas; and
- Class of 2003 representatives Jane Dall of Ferdinand, Indiana; Angela Little of Fort Wayne, Indiana; and Kate Meacham of Pittsburgh, Pennsylvania.

Members of the incoming first-year class, the NDLS Class of 2004, will elect their SBA and Honor Council representatives shortly after classes begin in the fall 2001 semester.



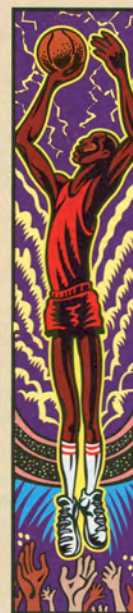
Baseball Hall of Fame Director Addresses NDLS Fans

Jim Gates, a member of the Kresge Law Library faculty from 1983 to 1986 and currently director of the National Baseball Hall of Fame and Museum Library in Cooperstown, New York, spoke to NDLS on April 19, 2001. He addressed the myriad of functions performed by the Hall of Fame, spoke of several of the legal concerns faced by this significant national institution, and showed those in attendance some of the museum's artifacts.



Irish Assistant Coach Continues with WNBA Comets

Cloque Washington '92, '97 J.D., point-guard for the WNBA Houston Comets and assistant basketball coach for the Notre Dame women's championship basketball team, was featured in an article titled *Getting the Point* — Washington, *Chancellor in Sync* in the June 20, 2001, edition of the HOUSTON (TEXAS) CHRONICLE.



L A W S C H O O L

briefs

Summer Programs at NDLS Aim to Increase Diversity in the Legal Profession

THIS SUMMER, NDLS HOSTED TWO PROGRAMS aimed at increasing diversity in the legal profession and, particularly, in the practice of law in the state of Indiana. Through the Indiana CLEO (Conference for Legal Education Opportunity) program, sponsored by the Indiana Supreme Court, minority, low-income or educationally disadvantaged college graduates who have been admitted to one of the state's four law schools and who intend to pursue a career in the Indiana legal community have the opportunity to participate in a six-week "practice" law school experience, to prepare them for the rigors of the first year of law school. And through the local LEAD (Legal Experience and Academic Development) program, South Bend-area minority high school students have the opportunity to explore the practice of law and to develop law-related skills such as reading, writing and public-speaking, and to interact with local attorneys.

The Indiana Supreme Court founded the Indiana CLEO program in 1997 to address the need to diversify the legal profession in the state. Although the federal government had funded a national CLEO program for many years, funding had been discontinued in the mid-1990s. (The program has been resurrected recently, but only 90 students nationwide benefit from the three federally funded institutes.) Firmly believing in the need for increased diversity in the profession, Indiana Supreme Court Chief Justice Randall

Shepard, with then-state senator Cleo Washington, worked with the Indiana legislature and the state's four law schools to create the first state-funded CLEO program in the nation. Now, each year, 30 college graduates who have applied to any of the state's four law schools — Notre Dame, Valparaiso, Indiana University-Bloomington and Indiana University-Indianapolis — are accepted into the competitive summer program, which introduces them to areas of the law to which they will be exposed in the first year of law school. The law professors who serve as the primary instructors in the program engage in traditional classroom instruction, and also provide tips for success in law school.

The assistance provided through Indiana CLEO does not stop after the summer institute ends. Students who successfully complete the program may also be eligible for an annual living-expense stipend that currently provides \$5,000 annually for up to three years. In addition, the program helps students secure law-related summer employment after their first and second years of law school in law firms, courts and governmental agencies.

This summer, the 30 students benefited from a challenging program organized by NDLS Director of Career Services Gail Peshel and NDLS faculty member Reverend John H. Pearson, C.S.C. In addition to taking courses in contracts, property, legal writing and torts taught by NDLS faculty including Father Pearson and Reverend D. Reginald Whitt, O.P., and Valparaiso Law School faculty members Mark Adams and Stephanie Vetne, the students had the opportunity to hear distinguished speakers including: from state government, Chief Justice Shepard and Indiana Attorney General Steven Carter; state and federal judges including NDLS Professor of Law Honorable Kenneth F. Ripple and NDLS alumna and University trustee Honorable Ann Claire Williams '75 J.D., both of the U.S. Court of Appeals for the Seventh Circuit, Honorable Robert

Miller Jr. of the U.S. District Court for the Northern District of Indiana, St. Joseph County Superior Court judges Honorable Roland Chamblee '73, '77 J.D., Honorable Terry Crone '77 J.D. and Honorable Jenny Pitts Manier '82, '85 J.D.; and a host of private-practice attorneys including Tom Dixon '84, '93 J.D., Andre Gammage, James Lewis '86, '91 J.D., Max Siegel '86, '92 J.D., Diane Tillman-Reed '94 J.D., Cleo Washington, Lisa Watson and Joseph E. Whitsett Jr.

The students learned computer skills and developed personal networking skills. They also attended a number of social gatherings, including receptions with members of the Indiana, St. Joseph County and Indianapolis bar associations, dinners hosted by Indiana law firms including Barnes & Thornburg and Ice Miller, and other outings such as trips to the College Football Hall of Fame, the Firefly Festival and the South Bend Ethnic Festival.

CLEO students certainly benefit from the opportunity to learn skills that will help them in their law-school experiences, and have the ability to adjust to the rigors of law school before the semester starts. But Father Pearson comments that the program has an interesting dimension, as students learned from one another throughout the program as well. He points out, for example, that those from disadvantaged educational backgrounds are inspired by working with those others who persevere despite physical challenges such as blindness or despite learning disabilities. And, as Ms. Peshel notes, benefits inure to others as well. "As the students benefit from their ICLEO experience at Notre Dame, everyone involved in the organizational and teaching components of the program benefits as well. Meeting and interacting with the talented and motivated individuals in this program is very rewarding."

In the LEAD program, students at a much earlier point in their academic careers have the opportunity to explore what is involved in becoming a lawyer.

Summer Programs at NDLS Aim to Increase Diversity in the Legal Profession, continued

LEAD began four years ago when Notre Dame's Office of Community Relations, under the direction of James A. Roemer '51, '55 J.D., received a grant to encourage minority interest in law-related careers. Then-Dean David T. Link '58, '61 J.D., a strong supporter of educational opportunities for minority students, saw the program as a wonderful opportunity to bridge the sometimes-cavernous gap between the Law School, the South Bend legal community, and South Bend-area schools.

South Bend attorney Charles A. Asher became involved in the program by responding to a request from Notre Dame to sponsor a student intern in his law office. For two summers, he showed these interns how he practices law. His growing involvement in the program — which has included completely redefining the scope and focus of the effort, as well as accepting the key leadership role — has grown from a deeply held belief that the profession, and the South Bend community, needs more minority attorneys. In a community with a sizeable minority population, black and Hispanic attorneys make up fewer than 2 percent of the bar. And while perhaps 20 percent of local minority youth have expressed an interest in law as a career, years and years pass without a single minority student from the community graduating from law school and returning to the area to practice.

Over the last two summers, Mr. Asher has moved the program beyond just a summer internship experience in local law firms or law-related agencies. He has identified the skills and personal qualities embodied in successful attorneys. With the help of his Freedom 22 Foundation staff, Carole Streeter and Pam Pask, as well as Reverend Eugene Staples, Mr. Asher has created a program aimed at developing the students' academic skills and character habits. He believes that the character habits and academic skills the young people studied will prove valuable to them in any field they choose. If pressed, however, he admits to a private hope: "It would be a kick to attend a Supreme Court ceremony

someday inducting some of our students as members of the bar."

After being selected through a competitive application process, eight students attended a series of intensive classes during the spring semester and summer break. During that time, they develop their writing and speaking skills through in-class exercises and homework. They read from and discuss William Bennett's *THE BOOK OF VIRTUES* and Stephen Covey's *THE SEVEN HABITS OF HIGHLY EFFECTIVE PEOPLE*, among other writings that emphasize character and give the students a better understanding of the legal profession. They also hear from lawyers, law professors, judges, community leaders and others who came to tell about their professional lives and to share their personal stories. In previous years, the students have also had the opportunity to work with local attorneys for several weeks in July. However, because this year's group of students comprised mostly ninth- and 10th-graders, the instructors modified the program to include more course work as well as interaction with youngsters in the National Youth Sports Program hosted by the University and a program at Camp Rayburn, a locally run summer camp for disadvantaged children.

In Mr. Asher's view, the LEAD program provides more than just individual benefits to the students. It helps to strengthen their involvement in the community and to encourage them to work in the service of others. He noted, "Many minority high school students are interested in law or related careers, and LEAD almost forces them to see the relevance of developing good reading, writing and speaking habits. They learn that law is a rich source of inspiring inquiries on some of the ageless questions of life and society — including issues close to the hearts of teenagers. And their study of the importance of honesty and hard work in the practice of law reinforces their appreciation of the importance of honesty and hard work in all aspects of a well-lived life."

Law School Hosts Distinguished Speakers

The Natural Law Institute at NDLS presented **John Gardner**, professor of jurisprudence at Oxford University, as part of the Olin Distinguished Lecture Series, on April 10, 2001. Professor Gardner spoke on "Legal Sources and Moral Merits."

On April 19, 2001, the Natural Law Institute's 2001 Natural Law Lecture featured **Germain Grisez**, who holds the Flynn Chair in Christian Ethics at Mount St. Mary's College, speaking on "Natural Law, God, Religion and Human Fulfillment." A number of other scholars presented their responses to Professor Grisez's lecture, including: **Reverend John Jenkins, C.S.C.**, University vice president and associate provost, and associate professor in the University's Department of Philosophy; **Scott MacDonald**, professor and director of graduate studies at the Sage School of Philosophy at Cornell University; **Peter Simpson**, professor of philosophy in the Department of Political Science, Economics and Philosophy at the College of Staten Island of the City University of New York; and **Robert George**, McCormick Professor of Jurisprudence, professor of politics and director of the James Madison Program in American Ideals and Institutions at Princeton University.

On Friday, July 13, 2001, NDLS hosted **Honorable Emilio M. Garza '69, '70 M.A.**, of the U.S. Court of Appeals for the Fifth Circuit and member of the Law School Advisory Council, who spoke on "St. Thomas More and Conscience" as part of the 2001 Phoenix Institute Seminar for the Study of Western Institutions held at the University this summer. The Phoenix Institute brings together students and professors from Latin America, North America and Europe to explore the enduring ideas of Western civilization through the disciplines of philosophy, political theory, history, social studies and literature.

Women of NDLS Support Habitat for Humanity

Once again, women students, faculty and staff from the Law School donned tool belts and safety glasses for an evening of hard work building a "studless" house. The local Habitat for Humanity chapter's annual WomenBuild project unites women from various business settings who volunteer both labor and funds to help a Habitat partner family realize home ownership. In the United States, women head 47.5 percent of Habitat for Humanity households and make up 30 percent of the Habitat volunteer force, even though women account for only 15 percent of the construction-site labor. Habitat's WomenBuild projects attempt to close that gap.

This year's volunteer force raised the west-side South Bend house over an 11-day period. The Law School's shift fell on what turned out to be the hottest day in June, with both temperature and humidity near 100. On that day, from 5 o'clock until dark, NDLS volunteers discovered that installing drywall ceilings requires teamwork, strength and accurate measurements — as well as an ability to visualize mirror images!

Lucy Salsbury Payne '88 J.D. again led the Law School team. This year Habitat asked volunteers to provide financial sponsors as well as labor for the project. Many thanks to the women and men of the Law School for their financial support of the endeavor and, particularly, to the NDLS women who sweated and cheered on one another at the work site. Lucy Payne and Assistant Professor of Law Tricia Bellia were joined by library staffers Terri Welty, Amy Shirk and Susan Good, and members of the NDLS Class of 2003, Laura Leslie of South Bend, Angie Little of Fort Wayne, Indiana, Nicole Lucero of San Diego, California, and Diane Meyers of Chicago, Illinois. Laura even brought Nichole Russell, a friend visiting from California. In addition to enjoying the camaraderie of WomenBuild, the women of NDLS have established themselves as a reliable construction crew in Habitat's effort to provide assistance to deserving families in the area around Notre Dame.

— Lucy Salsbury Payne '88 J.D.,
Research Librarian



Summer Construction Relocates Law School Offices

Although a new building is now in the works, the growing needs of the Law School faculty, students, administration and staff have required a number of changes to make optimum use of the space in the existing building. Consequently, this summer saw more than the usual complement of construction workers in the building to renovate space. Visitors to NDLS this fall will want to take note of the following office moves:

- Room 103, formerly the Associate Deans' office on the first floor, now houses student-services offices including Associate Dean for Academic Affairs Vincent D. Rougeau, Director of Student Services Julia Meister, Registrar Anne Hamilton and staff member Rebecca Ward.

- Law School business offices for Director of Administration Cathy Roemer and Assistant Director of Administration Tina Jankowski have moved to rooms 106 and 107 along the main hallway, into space formerly occupied by the Registrar and by Admissions.

- The Admissions Office has moved to the space formerly occupied by classroom 112 in the southwest corner of the first floor.

- The Career Services Office has moved from rooms 118 and 119 on the south side of the first floor to the space formerly occupied by the computer labs on the north side of the third floor of the Kresge Law Library. The old CSO space has become three faculty offices and a space for a secretary's workstation.

- The computer labs have moved to the second floor of the Kresge Law Library, to the east reading room area formerly occupied by regional reporter volumes, which have been moved to compact storage.

- Room B-12, formerly occupied by the JOURNAL OF LEGISLATION and the NOTRE DAME JOURNAL OF LAW, ETHICS AND PUBLIC POLICY, has been converted into an additional seminar classroom to accommodate the loss of classroom 112. The journal staffs have shifted to Howard Street, where they will share facilities with the Notre Dame Legal Aid Clinic.

- The Law School Relations Office remains in 102. Stop by for a building tour on your next visit to campus.

NDLS BENEFACTOR NAMED TO BOARD OF TRUSTEES

Robert F. Biolchini '62, a partner at Stuart, Biolchini, Turner and Givray in Tulsa, Oklahoma, and a member of the Law School Advisory Council, has been elected to the University's Board of Trustees. He earned his J.D. from George Washington University in 1965. In addition to his law practice, he has served as a temporary appeals judge for the Oklahoma Supreme Court since 1991, and serves as president and chief executive officer of the PennWell Corporation, a family-owned media company that publishes 46 international weekly and monthly business-to-business magazines. A member of the PennWell board of directors and executive committee since 1976, he also serves as president and chief executive officer of two family-owned Internet companies, pennNET and PennEnergy.

In 1995, he and his wife Frances endowed the University's Biolchini Family Chair in Law, currently held by John Finnis. The Biolchins are the parents of six children, five of whom hold Notre Dame degrees.

Pittsburgh-Area Law Fellowship Honors ND Alumnus



When **James I. Smith III '53 B.B.A.** retired as long-time executive director of the Allegheny

County (Pennsylvania) Bar Association, the association announced that it would establish a fellowship fund for Notre Dame law students from the Pittsburgh area in his honor. Supporters hope to raise \$38,000, or \$1,000 for each of the 38 years that Mr. Smith served as executive director of the association.

News from the Center for Civil and Human Rights

Center Hosts Program on Accountability in the Treatment of Prisoners

The Center for Civil and Human Rights sponsored a conference and training program at NDLS on April 27-28, 2001, on "Accountability in the Treatment of Prisoners," which included prominent scholars, advocates and practitioners to re-examine the existing mechanisms of accountability regarding treatment of prisoners and to highlight the need for greater involvement on the part of civil society to develop new mechanisms of accountability that might serve as alternatives to litigation. NDLS faculty participants in the conference included CCHR director Professor Juan Méndez, in a panel discussion titled "Trends and Problems in the treatment of Prisoners," Professor Jay Tidmarsh '79, in a panel discussion titled "The Role of Government in Ensuring Accountability," and center associate director Garth Meintjes '91 LL.M., in a panel titled "The Role of Civil Society in Prison Monitoring."

Human Rights Roundtable Series

The center's Human Rights Roundtable series continued in April with Abdullahi An-Na'im, the Charles Howard Candler Professor of Law at Emory University and a member of the center's advisory council, who spoke on "Human Rights, Religion and Secularism: Does It Have to Be a Choice?" on April 26, 2001.

2001 GRADUATES HONORED

The center honored its 2001 graduates with a reception on Friday, May 18, 2001, at 7:30 p.m. in the Hospitality Room of South Dining Hall. University President Emeritus Reverend Theodore M. Hesburgh, C.S.C., paid a surprise visit to the gathering and gave the graduates an inspiring speech about their commitment to service.

Three Members Added to Law School Advisory Council



University President Reverend Edward A. Malloy, C.S.C., has appointed the following

individuals to the Law School Advisory Council:

- **Franklin E. Eck Jr. '89 J.D.**, an attorney with Shuler, Plank & Brahm in Columbus, Ohio;
- **Harry J. Fath Jr. '63**, owner and chief executive officer of Fath Properties in Cincinnati, Ohio; and
- **Thomas D. Yannucci '72, '76 J.D.**, a partner at Kirkland & Ellis in Washington, D.C.

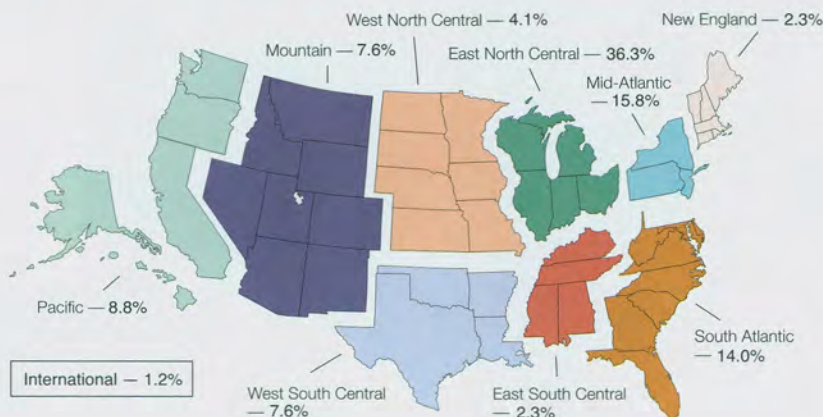
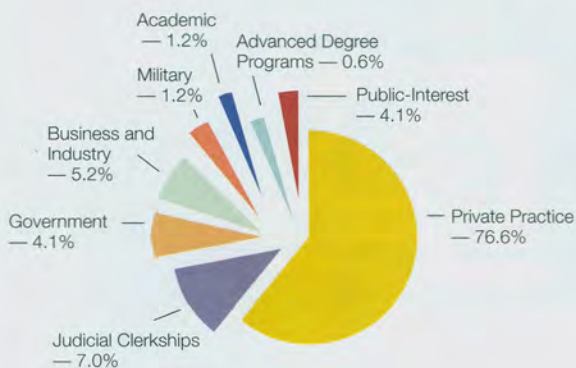
In addition, **Charles A. Weiss '68 J.D.**, president of the Notre Dame Law Association for 2001-02, will serve on the advisory council for the year in an *ex officio* capacity.

News from the Career Services Office

100 Percent Employment for Class of 2000

CSO Director Gail Peshel reports nearly 100 percent employment within nine months of graduation for the Class of 2000, the latest class for which data is available. Using the means of measuring employment as developed by the National Association for Law Placement (NALP), of the 171 members of the Class of 2000 who reported, all are employed or enrolled full-time in graduate school. This is the first time in recent years that NDLS has achieved the 100 percent mark. Previously, the CSO reported a high of 98 percent employed nine months after graduation for the Classes of 1997 and 1999.

As in the past, most graduates entered private practice. Of the 131 graduates (76.6 percent) who indicated they had joined law firms, slightly more than half (76 graduates, or 44.2 percent of the class) joined firms with 100 or more attorneys. The number of graduates in private practice jumped from 67.1 percent for the Class of 1999 and is significantly higher than the national average of 54.8 percent, as provided by NALP for all 2000 graduates. The chart below depicts the employment choices for the remainder of the class.



As in the past, the majority of NDLS students remained in the East North Central region, defined by NALP to include Illinois, Indiana, Michigan, Ohio and Wisconsin. Sixty-two of the 171 employed members of the Class of 2000 reside in those states, with 23 of those 62 in the metropolitan Chicago area. Other cities that attracted a large number of

NDLS graduates include New York with 14, Washington, D.C., with nine, and Phoenix with five. The geographic spread of the Class of 2000, depicted on the chart above, is similar to the geographic spread of the Class of 1999, with the exception of a modest shift from the Pacific states to the West South Central states.

Finally, salaries continue to climb upward, with a mean salary for the class of \$88,313, and a median salary of \$91,500, with 70 percent of the class reporting salaries. But the range of salaries varies greatly, with associates in the largest law firms (more than 500 attorneys) earning a mean salary of \$114,038 and a median salary of \$125,000, and with associates across all sizes of law firms earning a mean salary of \$96,441 and a median salary of \$100,000. Graduates in the public-interest sector, however, earn a mean and median salary of \$32,000.

FOR MORE INFORMATION

For other information, as well as for alumni career-counseling services, please contact:

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

Peter Horvath, Assistant Director of Career Services
(219) 631-5410
horvath.50@nd.edu

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

BOOK OF INTEREST

BARRY GOLDWATER AND THE UNMAKING OF THE AMERICAN CONSENSUS, by Rick Perlstein (Hill and Wang 2001), 671 pp.

A number of reviews of this book, which discusses Barry Goldwater's failed 1964 campaign for the presidency of the United States, have mentioned Clarence Manion, dean of NDLS from 1941 to 1952. The book traces the origins of modern conservatism back to the Goldwater campaign, and studies the individuals who contributed to the political debate at the time. The book includes a discussion of the efforts Dean Manion expended, after leaving NDLS, to bring about a more conservative approach to government. He is described in various reviews of the book as a man who "forged a sizable network out of well-heeled and well-connected isolationists, anti-Communists, and anti-New Dealers" (Alvin S. Felzenberg writing in *THE WEEKLY STANDARD*), a man who "mobilized big donors behind a draft-Goldwater movement" (Richard S. Dunham writing in *BUSINESS WEEK*), and an intellectual who conducted "brave but doomed efforts" to move political discourse to the far right (William A. Rusher writing in the *NATIONAL REVIEW*). Alumni of the era and students of Dean Manion might find the book interesting reading.

News from the Legal Aid Clinic

Immigration Clinic Sponsors Training Program

The Notre Dame Immigration Clinic, with the Marjorie Kovler Center for the Treatment of Survivors of Torture in Chicago, Illinois, sponsored a program on March 24, 2001, that focused on educating those who work with survivors of war, genocide and torture at NDLS in the spring semester, addressing in particular the provision of long-term psychological treatment for survivors. The program, organized by Immigration Clinic Director Barbara Szweda, featured Dr. Mary Fabri, founding member and director of the Kovler Center who has provided psychological services to survivors of torture since 1987. Her areas of expertise include the mental-health needs of refugees, cross-cultural therapy, providing services through an interpreter and strengthening refugee communities.

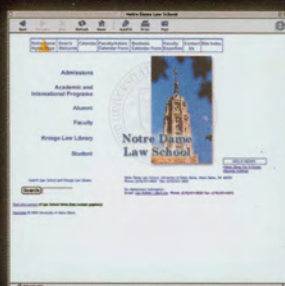
News from the Kresge Law Library

The Kresge Law Library, along with the law libraries at the other three Indiana law schools, will share in a \$22,500 grant from the Indiana State Library to institute a high-speed document delivery system among the law libraries at each of the four law schools. The project, supported by the Institute of Museums and Library Services under the provisions of the Library Services and Technology Act, which is administered by the Indiana State Library, will implement the Ariel and Prospero document-delivery systems. Ariel enables libraries to scan and transmit documents via the Internet at high quality and lower cost than other means of document sharing. Prospero makes it possible for the Ariel documents to be delivered electronically to the desktop of the requesting patron. The program will also enable Indiana's four law schools to share resources with other law libraries using the Ariel and Prospero systems, such as the nine law school libraries in the state of Illinois.



keep in touch

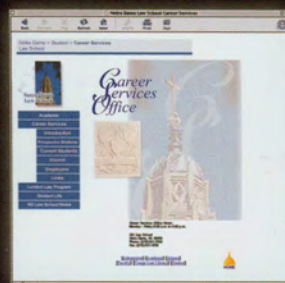
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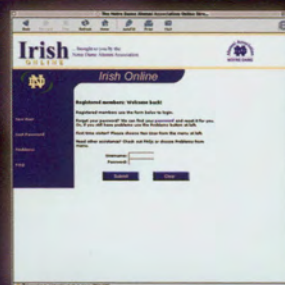
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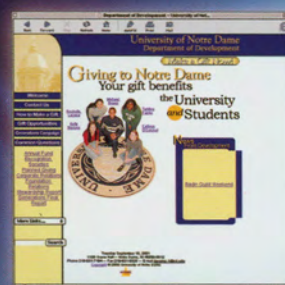
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