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## NDLS Update 02/1999

Notre Dame Law School

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# NDLS Update

News from the Notre Dame Law School

*Vol. VIII, No. 6*  
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*EDITOR*

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## TWO NDLS ALUMS HONORED BY LOCAL CHAMBER OF COMMERCE

On February 2, at its annual "Salute to Business" luncheon at Century Center in South Bend, the Chamber of Commerce of St. Joseph County honored two Law School alumni. Charles "Chuck" Roemer, NDLS '58 and a member of the South Bend law firm of Roemer & Mintz, received the W. Scott Miller Distinguished Business Leader Award. The Miller Award represents the top honor bestowed by the Chamber. Mr. Roemer was honored as founder of the Chamber's Leadership Program, co-founder of the Community Foundation of St. Joseph County, and developer, along with his wife

Denise, of a pre-marriage counseling program for engaged couples. Mr. Roemer has also served as president of the South Bend Board of Public Safety, Chair of the Chamber of Commerce, member of the board of Project Future, and co-founder and president of the Parish Council of St. Joseph's Catholic Church.

Jenny Pitts Manier, NDLS '85 and a judge in St. Joseph County Superior Court, garnered the Athena Award. That award "recognizes an individual who has opened new opportunities for women in attaining their fullest potential in their profession and in business." Before her service as general counsel for Indiana Lieutenant Governor Joseph Kernan and the Indiana Department of Commerce and for the Office of the Indiana Commissioner of Agriculture, Pitts Manier was staff attorney for the Legal Services Program of Northern Indiana; chief assistant city attorney for South Bend; a member of the Board of Public Works; and attorney for the Redevelopment Commission and the Human Rights Commission.

\* \* \*

### **PROMINENT NDLS ALUM,**

#### **BILL BALL, DIES**

William B. Ball, NDLS '48, died January 10 in Fort Myers, Florida, while on vacation. Bill Ball, a nationally known constitutional lawyer who championed religious freedom and practice against secular encroachment, founded the law firm of Ball, Skelly, Murren and Connell, in Harrisburg, Pennsylvania, thirty years ago. He did his undergraduate work at Western Reserve University.

A prominent Roman Catholic layman and member of the Order of St. Gregory the Great, he regularly represented the interests of his church both in court and in Congress. Much of his work was done as general counsel to the Pennsylvania Catholic Conference of Bishops.

He was vice-chair of the National Committee for Amish Religious Freedom, in whose behalf he won the precedent-setting *Wisconsin v. Yoder*. In *Yoder*, the U.S. Supreme Court reversed the conviction of three Amish farmers for refusing to send their children to public school.

Mr. Ball was active in the Pennsylvania Equal Rights Council, the Christian Legal Society and the Catholic League for Religion and Civil Rights. Mr. Ball argued nine civil- rights cases before the U.S. Supreme Court and assisted in twenty-five others. After law school, he served as a lawyer for W.R. Grace and Company and Pfizer Inc., later becoming a law prof at Villanova University. Carolyn Cook Ball, his wife of fifty-five years, survives him, as do a daughter and a sister.

\* \* \*

### **ALUM NAMED**

#### **FELLOW OF ACTL**

Paul T. Fortino, NDLS '75 and a member of NDLS' alumni board, has become a Fellow of the American College of Trial Lawyers. Created in 1950 to recognize excellence in trial practice, the College includes members from every segment of the civil and criminal trial bar of the United States and Canada. Its purpose, in addition to identifying and recognizing outstanding trial lawyers, is to improve the standards of trial practice, the administration of justice, and the ethics of the profession. Invitation to membership is extended by the Board of Regents, the governing body of the College, only after careful examination of the nominee's experience, skill, ability, and ethical standards.

Mr. Fortino became a Fellow at an induction meeting that took place during the recent Annual Meeting of the College, in London, England. Paul and his wife, Carol, live in Portland, Oregon. Paul, a partner in the large Pacific Northwest firm

of Perkins Coie, has practiced with the firm for nearly twenty years. He is a lawyer representative to the Ninth Circuit Judicial Conference and a member of the House of Delegates of the Oregon State Bar. He also has recently finished terms as president of the Oregon Association of Defense Counsel and president of the Oregon Chapter of the Federal Bar Association of the United States.

\* \* \*

### **NDLS RECEIVES CLEO DIVERSITY AWARD**

At a ceremony held in conjunction with the Annual Meeting of the Association of American Law Schools, Notre Dame received a CLEO Diversity Award. Notre Dame has long supported the CLEO program, through hosting its preparatory program and by providing significant financial support annually. Accepting on behalf of NDLS: Roger Jacobs.

\* \* \*

### **MADELINE MORRIS SPEAKS AT NDLS**

Madeline Morris, professor of law at Duke University School of Law and author of significant works on accountability, international humanitarian criminal law, and international criminal courts, was the featured guest at a Round- table, sponsored by the Center for Civil and Human Rights. Held February 11, in the Civil Rights Reading Room, the session addressed "Complementarity and Its Discontents: States, Victims and the International Criminal Court." Informal discussion and refreshments followed the guest's brief presentation.

\* \* \*

### **HADLEY ARKES SPEAKS AT NDLS**

Hadley Arkes, Ney Professor of Jurisprudence at Amherst College, spoke at the Law School on February 4, in the Courtroom. His talk was titled, "On the Novelties of an Old Constitution: Settled Principles and Unsettling Surprises."

Among Professor Arkes' many books are two—his most recent—of special interest to those interested in constitutional law. The return of George Sutherland is an intellectual biography of one of this century's most capable Supreme Court Justices. Beyond The Constitution examines the philosophical presuppositions of the Constitution. Princeton University Press produced both books.

Arkes has been active in political circles, helping to draft (among other bills) The Defense of Marriage Act. He contributes a regular column, Life Watch, to the monthly magazine Crisis.

Professor Arkes' lecture is the first in this year's Olin Distinguished Lecture Series. Other speakers scheduled: Joseph Raz, of Oxford, on March 24, and John Keown, of Cambridge, on April 13. Harvard's Mary Ann Glendon will kick off next season's lecture series in October.

\* \* \*

## **NEWS FROM THE LEGAL AID CLINIC**

Dolores Beadling, mother of Eileen Doran, died unexpectedly on February 5 of an apparent aneurism. Her funeral took place at St. Anne's Church in Bulger, Pennsylvania, on February 8. She leaves her husband, nine children, and seventeen grandchildren.

\* \* \*

Patra Geroulis, 2L, under the supervision of Judy Fox, represented a young mother in St. Joseph County Court in January, assisting her in obtaining a restraining order against an abusive husband and child support for her young daughter. Marissa Kelly, 2L, represented a father in St. Joseph County Probate Court, allowing the father to obtain custody of the child he had cared for since birth.

Jim Swartz, 3L, supervised by Judy Fox, is assisting a senior citizen, preparing a complaint alleging violations of the Truth in Lending Act, the Home Owners Equity Protection Act, the Indiana Consumer Protection Act and breach of contract.

Tom McDermott, 2L, and Judy Fox prepared an emergency will for a client dying of cancer. Tom and Judy were able to take the documents to the client's home, where he was being warmly cared for by his friends and family.

\* \* \*

On January 28, Judy Fox participated in a conference, "Fathering in the New Millennium," sponsored by the Law School, the Department of Psychology and Sociology, and the Henkels Visiting Scholars Series. Judy is a member of the family-research group, a group of scholars from the University engaged in interdisciplinary research relating to the family. The group meets monthly to discuss their ongoing research. In February, Judy will present her research on the development of the legal definition of the term "father."

\* \* \*

Bruce Wells, NDLS '96 and former director of the Mediation Center, has accepted a position in the Child Support Office of the St. Joseph County Prosecutor's Office. We wish Bruce every success in his new job. He will be greatly missed, especially by his cohorts in the Notre Dame Legal Aid Clinic.

\* \* \*

## **NEWS FROM THE FACULTY**

Bob Blakey featured prominently in the History Channel's four-part series on law enforcement, which began February 8. According to the producer, Bob "stars" in one part, entitled "Tales of the F.B.I.: Taking on the Mob."

The Supreme Court on January 20, 1999, affirmed, 9-0, the Ninth Circuit's decision in *Humana v. Forsyth*. Bob Blakey argued for Forsyth in the Ninth Circuit and in the Supreme Court. Bob says that he is grateful to all those who "mooted" him and to Patti and Dwight, who helped enormously in finding materials in the library for the various briefs. Bob also says that he is greatly relieved to win; it takes off him the pressure that Professor Kelly applied when he told Bob, after a moot court in front of a number of students from Bob's first-year Criminal Law class, "Blakey, this is an easy case. I don't see how you can lose it!"

\* \* \*

Tom Broden published an op-ed piece entitled, *Homeless Women, Children Need Community's Help*, in the February 2 edition of the South Bend Tribune.

\* \* \*

Paolo Carozza published *Comparative Legal Traditions In A Nutshell*. His co-authors: Mary Ann Glendon and Michael W. Gordon.

\* \* \*

An editorial interview with Cathy Kaveny appeared in the January issue of U.S. Catholic. According to the magazine, "Kaveny skillfully navigates the middle course taken by the Catholic Church on end-of-life questions." Says Cathy: "We do not have a vitalist tradition that says we must keep the body going at all costs. Life is a great gift, but it's not the only game in town. There is a much better game waiting for all of us."

\* \* \*

Doug Kmiec has announced his resignation from the NDLS faculty. Doug, who came to the Law School in 1980, has decided to stay at Pepperdine Law School, where he has been visiting as Straus Distinguished Professor. All of us at NDLS wish him and his family well.

\* \* \*

Garth Meintjes was a panelist in a round-table discussion entitled "Holding Heads of State Accountable." The Kellogg Institute sponsored the discussion, which took place on January 28.

\* \* \*

Jack Pratt published a lengthy letter, titled "The Trial of President Clinton," in the January 22 edition of the Irish Times.

\* \* \*

Pat Schiltz taught a session of a seminar on "Religious Consciousness and Legal Thought and Practice," at the University of Pennsylvania Law School, in Philadelphia, on February 2.

\* \* \*

On January 21 Nancy Shaffer underwent arthroscopic knee surgery. Now recovering at home under a heavy regimen of exercise, she is walking with the help of a cane.

\* \* \*

Dinah Shelton published *Challenges to the Future of Civil and Political Rights*, in the Washington and Lee Law Review; and *Reparations in the Inter-American System*, in David Harries & Stephen Livingstone, *The Inter-American System of Human Rights*, published by the Oxford Press.

\* \* \*

## NEWS FROM

## THE ALUMNI

Jane F. (Becker) Bennett, NDLS '77, has become a partner in the South Bend law firm of May Oberfell & Lorber. Ms. Bennett joined the firm in 1995, after fifteen years' service as chief deputy prosecutor in the St. Joseph County Prosecutor's Office. She chairs the litigation section of the firm. Her work targets medical-malpractice and insurance litigation.

\* \* \*

Robert D. Clemens, NDLS '82 and a partner at Bose McKinney & Evans, in Indianapolis, will serve on the faculty of the Indiana Trial Advocacy College for a program in Skills Proficiency Training. The workshop will take place at the Indiana University School of Law-Indianapolis on March 16-20. The Indiana Trial Advocacy College is a function of the Indiana Continuing Legal Education Forum (ICLEF).

\* \* \*

James M. Corcoran, Jr., NDLS '56, died January 7 in St. Francis Hospital, Evanston, Illinois. A national authority on probate law, he published many books on the topic and gave lectures around the nation. He chaired the Estate Planning, Probate, and Trust Law Council of the Illinois State Bar Association, on whose Board of Governors he also served. In 1975, the Association of Continuing Legal Education Administrators gave him its Harrison Tweed Award for Excellence in Continuing Legal Education. That same year, the Chicago Estate Planning Council gave him its Distinguished Service Award for Advancement of Professional Estate Planning. His wife, Catherine, survives him, as do four daughters, three sons and four grandchildren. His funeral Mass took place at St. Mary Catholic Church, in Evanston.

\* \* \*

Charles P. Cullen, NDLS '90, has been named CFO of Avatech. Mr. Cullen did his undergraduate work at Loyola College in Maryland. He earned a Master's of Management at Northwestern. Avatech is the largest national supplier of "Autodesk" software.

\* \* \*

J. Kal Gibron, NDLS '92, has joined the staff of Century 21 Mills First as corporate attorney and manager of Mills Title.

\* \* \*

Gary M. Glass, NDLS '89, has been made partner at Thompson Hine & Flory, in Cleveland. His practice will focus on product-liability and insurance-coverage commercial litigation, and personal and property damage.

\* \* \* David R. Holmes, NDLS '67, has become the new Marshall County (Indiana) Republican party chairman. Mr. Holmes, who did his under-graduate work at Purdue University, has law offices in Bremen and Plymouth, Indiana.

\* \* \*

Vincent R. Johnson, NDLS '78 and law prof at St. Mary's of San Antonio, recently spent four months teaching in China on a Fulbright Grant. During the summer of 1998, he ran St. Mary's summer program in Innsbruck, Austria. \* \* \*

Mary Yu, NDLS '93, has become deputy chief of staff in the Prosecuting Attorney's Office in Seattle, Washington. In making the appointment, Norm Maleng said: "Mary will bring her skills and energy to our front-office team to enhance our capacity to play a leadership role in major policy issues facing our community, our office, and the justice system." Mary did her undergraduate work at Rosary College.

\* \* \*



