

1-1-2002

## NDLS Update 01/2002

Notre Dame Law School

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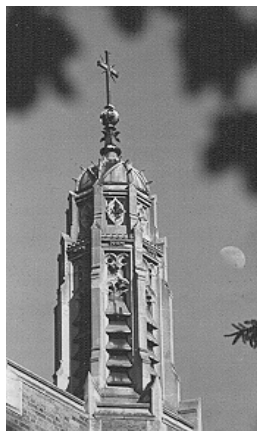
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### Recommended Citation

Notre Dame Law School, "NDLS Update 01/2002" (2002). *NDLS Updates*. Paper 76.  
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# NDLS Update

News from the Notre Dame Law School

Vol. XI, No. 6  
January, 2002

CATHY PIERONEK, EDITOR  
KELLEY COLLINS, DESIGNER

## NDLS Welcomes Visiting Professors for Spring 2002

Two visiting professors will augment the NDLS faculty for the spring 2002 semester:

Professor Alex Timoshenko will teach International Environmental Law and International Organizations. A native of Russia, Professor Timoshenko has for the past decade served with the United Nations Environmental Organization in Kenya.

Professor Brooke Overby will teach Consumer Law and Payment Systems. She earned 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. She is currently a member of the law faculty of Tulane University.

## (574) Area Code in Effect

Don't forget that the new area code for Notre Dame and South Bend - (574) - is in effect as of January 15, 2002. Both the (219) and the (574) area codes will be active through June 1, 2002. Please update your records to reflect this change for all University phone and fax numbers.

## Faculty Notes

Joe Bauer has published the 2002 annual supplements to volumes I and III through IX of Kintner's FEDERAL ANTITRUST LAW treatise (Anderson Publishing Company 2002).

Bill Hoye published *Fighting Fire with . . . Mire? Civil Remedies and the New War on State-Sponsored Terrorism* in the fall/winter 2002 edition of the DUKE JOURNAL OF COMPARATIVE & INTERNATIONAL LAW.

When NDLS Dean Emeritus David T. Link completes his term as dean of the University of St. Thomas School of Law at the end of this academic year, he will be taking a sabbatical from legal education to head the Fetzer Institute's International Centre on Healing and the Law in Kalamazoo, Michigan.

Charlie Rice, in an article titled *Accountability in Public Education* in the December 13, 2001, edition of the FORT WAYNE NEWS SENTINEL, commented on a study conducted by the Indiana Policy Review that blames collective bargaining for some of the problems facing public education in the state.

Eric Smithburn has been reappointed as an Academic Advisor to the Judiciary Leadership Development Council, Inc., headquartered in Arlington, Virginia.

\* \* \*



We extend condolences and prayers to Associate Dean Jack Pratt and his wife Dottie on the death of Dottie's mother on December 24, 2001, in Jackson, Mississippi.

#### News from the Center for Civil & Human Rights

Garth Meintjes traveled to Romania in early December to participate in a conference on domestic violence held at the Law School of the Mihail Kogalniceanu University. The program was organized by the law school's dean, Aurora Ciuca '96LL.M., to heighten awareness about the scale and frequency of domestic violence in that country. Participants included judges, prosecutors, forensic scientists, police officers, social workers, doctors, lawyers and students, both from Romania as well as from Georgia, Moldova, Slovakia and Tajikistan. Garth's presentation focused on Romania's international human-rights obligation to address the problem. He also helped to formulate legislative and policy recommendations based on the work of other similarly situated countries.

#### Administrator and Staff Notes

At the Law School's Christmas party for administrators and staff, we bid farewell to two people who have left after years of dedicated service to NDLS. Linda Harrington, supervisor of office services at the Notre Dame Legal Aid Clinic, has retired after 21 years of service to the Law School. She has worked at the Law School since 1980, as a faculty secretary and on the administrative staff of the National Institute for Trial Advocacy. She served the clinic well as its office manager for most of the last decade. Kitty Cooney Hoyer, career counselor in the Law School's Career Services Office, has left NDLS after 8 years of service to spend more time with her family. Hired in 1993, she modernized the CSO facilities and hired professional staff to meet the needs of our students. She also wrote and edited the first two issues of *Notre Dame Lawyer* magazine and initiated the Law School's alumni-outreach efforts in the mid-1990s. Both Linda and Kitty will be missed.

Alexandria Lewis recently joined the Career Service Offices as a full-time Career and Public Interest Counselor after litigating with a small firm in Newport Beach, California. She earned her *juris doctor* from the University of Idaho College of Law in 1998. While a law student, she participated in clinic and mock trial, and was an active participant in many law school organizations including serving as a student bar association chair person. Additionally, during and following law school she interned with several city attorney offices including offices in Clarkston, Washington, and Santa Ana, California, before finally accepting a position as a civil litigator in Newport Beach. Prior to law school, Alexandria left Southern California and went to the Pacific Northwest to obtain her bachelor's degree in criminal justice administration from Boise State University and work for the U.S. Fish and Wildlife Service to assist in the recovery of endangered species. As evidenced by her past experience, she has actively

demonstrated a concern for public welfare and will continue to volunteer her time and energy to worthy public interests.



Congratulations to Charles W. Roboski, director of the Law School Admissions Office, and his wife Patti on the birth of their son, Joseph Charles, on December 20, 2001. Joseph joins his five brothers and sisters at home in Granger.

#### Alumni-Funded Summer Service Projects for Summer 2002

Once again this summer, alumni from around the country are working to support NDLS students engaged in service work during the summer. In the summer of 2001, alumni in seven cities raised between \$3000 and \$4000 for each of 10 internships for students committed to service. This year, we have already received commitments from alumni in seven cities – with the help of some local ND alumni clubs and law firms – to fund at least nine fellowships at the \$4000 level.

Following is a list of the fellowships planned for summer 2002, along with alumni to contact if you'd like to contribute in some way. Remember that your support need not take the form of a financial contribution. It is just as important to the students undertaking these challenges to have contact with local alumni to build a support network. If you'd like to contribute – either financially or with the gift of your time at a lunch, dinner, ball game or any other activity – please contact the alumnus or alumna who is sponsoring the internship.

<u>City</u>	<u>Service Location</u>	<u>Sponsor</u>
Cincinnati, OH	Hamilton County Public Defender	Paul Mattingly '75J.D. 513-977-8281 <a href="mailto:mattingl@dinslaw.com">mattingl@dinslaw.com</a>
Denver, CO	Colorado Legal Services	Notre Dame Club of Denver Brian Bates '86J.D. 303-733-3500 <a href="mailto:bbates@abblaw.com">bbates@abblaw.com</a>
Detroit, MI	Legal Aid and Defender Association	Notre Dame Club of Detroit Robert S. Krause '66J.D. 313-223-3500 <a href="mailto:rkrause@dickinson-wright.com">rkrause@dickinson-wright.com</a>
Grand Rapids, MI	Legal Aid of Western Michigan	Gene Smary '75J.D. 616-752-2129 <a href="mailto:smaryee@wnj.com">smaryee@wnj.com</a>
Morris County, NJ	Morris County Legal Aid	Richard D. Catenacci '62, '65J.D. 973-535-0500 <a href="mailto:rcatenacci@connellfoley.com">rcatenacci@connellfoley.com</a> Thomas R. Curtin '68JD 973-401-7117 <a href="mailto:tcurtin@gcslaw.com">tcurtin@gcslaw.com</a>
San Diego, CA	San Diego Volunteer Lawyers Project	Ross, Dixon & Bell (San Diego office) Michael Whitton '92J.D. 619-235-4040 <a href="mailto:mwhitton@rdbl原因.com">mwhitton@rdbl原因.com</a>
Washington, DC (3 students)	Lawyers Committee for Human Rights - and - Washington Lawyers Committee for Civil Rights & Urban Affairs - and - Archdiocesan Legal Services	David Pruitt '92, '99J.D. 202-879-5032 <a href="mailto:david_pruitt@dc.kirkland.com">david_pruitt@dc.kirkland.com</a> Heather K. McShain '96, '99J.D. <a href="mailto:hkmcshain@yahoo.com">hkmcshain@yahoo.com</a>

More information on this program is available through the Notre Dame Law Association's web site at <http://www.nd.edu/~ndlaw/alumni/student-service.pdf>. To sponsor a new internship in your city, please contact the Law School Relations Office.

### Alumni Notes

#### *In Memoriam*



Bernard P. Maloy '72J.D. died at the age of 54 on November 28, 2001, in Ann Arbor, Michigan, after a courageous battle with cancer. Mr. Maloy earned his B.A. from Wheeling Jesuit College in 1969, his J.D. from NDLS in 1972, and his M.A. in sports administration from Ohio University in 1984.

Mr. Maloy practiced law as a sole practitioner in North Judson, Indiana, from 1972 to 1983. He then had the opportunity to integrate his legal skills with his interest in sports and athletics when he joined MDS Qantel, a computer company serving many teams of both the National Football League and National Basketball Association, as well as the athletic departments of major universities.

In 1986, he was appointed to the faculty of the University of Michigan's Division of Kinesiology, Department of Sports Management and Communication and, in 1993, was promoted to associate professor. He taught courses in the legal and management aspects of sport and facility management, and received a State of Michigan Teaching Excellence Award in 1991. He authored three books, co-authored others and wrote numerous articles on subjects such as the legal and public-policy aspects of sports, as well as management and liability issues of stadiums and arenas. He also had a long tenure of involvement with various committees at the University of Michigan, including assisting the athletic department with student-recruitment activities.

Mr. Maloy is survived by his wife of 31 years, Nora Alton Maloy, sons Michael and Barney, two brothers, three sisters, and 13 nieces and nephews. Condolences may be sent to Mrs. Maloy at 2018 Chaucer Drive, Ann Arbor, Michigan 48103. Memorial contributions may be sent to a fund established by the University of Michigan to support an award, the Bernard Patrick Maloy Award for Writing Excellence, to be given for undergraduate writing excellence in the areas of sport and public policy. Gifts to the fund should be made out to the "UM-Pat Maloy Award" and mailed to Maloy Award, Division of Kinesiology, University of Michigan, 401 Washtenaw, Ann Arbor, MI 48109-2214.

#### *New Additions*

John Reformat '96J.D. and his wife Stacy announce the birth of Stanley John Paul, December 15, 2001, in Penfield, New York.

Bill Grady '99J.D. and his wife Carol announce the birth of John Patrick, December 27, 2001, in Annapolis, Maryland.



Abiola Akiyode-Afolabi '99LL.M. and her husband announce the birth of their son, Mowanlola, November 30, 2001, in Lagos, Nigeria.

#### *1960s*

Bud Malone '63J.D., president of Malone Mortgage Company in Dallas, Texas, was recently featured in a roundtable of mortgage bankers on the subject of apartment markets across America in 2001 and 2002, in the December 2001 issue of MULTI-HOUSING NEWS, a publication of Bill Communications, Inc., of New York, New York. Mr. Malone also published *The Future of FHA and Its Role in Multifamily Finance* in the winter 2002 issue of MULTIFAMILY TRENDS, a publication of the Urban Land Institute in Washington, D.C.

John J. Coyle Jr. '68J.D., who had his own practice in Phillipsburg, New Jersey, has been named a judge on the New Jersey Superior Court for the state's governor.

Thomas R. Curtin '68J.D., a partner at Graham, Curtin & Sheridan in Morristown, New Jersey, immediate past-president of

the Notre Dame Law Association and a member of the Law School Advisory Council, has been appointed to the Martindale-Hubbell/Lexis-Nexis Legal Advisory Board, which was established to assist the companies in responding to the constantly changing needs of the legal profession. Board members are chosen from private, corporate and international sectors of the legal profession.

Tom has also been elected to serve a three-year term as the New Jersey State Delegate to the American Bar Association. He had been completing the term of his predecessor and is now in his first complete term as an elected delegate.

Clifford A. Roe Jr. '67J.D., a partner at Dinsmore & Shohl in Cincinnati, Ohio, has been re-elected to a three-year term as managing partner of the firm, which has eight offices in five states. He has served as managing partner since June 1998 and has practiced corporate and securities law at the firm since graduating from NDLS.

### **1970s**

Kevin C. Gallagher '69, '76J.D. has been appointed vice president and corporate secretary of Telephone and Data Systems, Inc., in Chicago, Illinois, a diversified telecommunications corporation that primarily provides cellular and local telephone service. Previously, he had held officer-level and other senior positions at 360 Communications Company, Sprint Cellular and Centel Corporation, and brings nearly 20 years of telecommunications industry experience to his new position.

The U.S. Senate has confirmed the nomination of Hon. Frederick J. Martone '72J.D. for a seat on the U.S. District Court for the District of Arizona.

Robert T. Palmer '74J.D. is chair of the Central Federal Savings & Loan Association in Chicago. He had served on the bank's board for 12 years before he was elected chair in 2000. He and his wife, A.T. '73, '75M.B.A. have two sons – their younger son Christian is a freshman at Notre Dame who lives in Carroll Hall, and their older son Justin is a junior at the University of Chicago.

### **1980s**

Bradley K. Benson '88J.D., formerly with Fisher & Sweetbaum in Denver, Colorado, has joined Robinson Waters & O'Dorisio, also in Denver, where he focuses his practice on real estate and commercial transactions as well as tax law. He is also a candidate for an LL.M. from the University of Denver and expects to complete his studies this year.

Gus Cifelli '77, '81J.D., a shareholder at Lee Smart Cook Martin & Patterson in Seattle, Washington, has been voted a "super lawyer" in the August 2001 edition of WASHINGTON LAW & POLITICS MAGAZINE, which recognizes the top four percent of lawyers in the state. Additionally, the NATIONAL LAW JOURNAL recently reported on one of his recent trial verdicts in a products-liability case.

Thomas M. Dixon '88J.D., a partner at Clark Hill, P.L.C., in Detroit, Michigan, has been elected by his partners to serve on the firm's Executive Committee.

Abe Frank '84J.D., formerly a lobbyist with Citigroup, Inc., in Washington, D.C., has been hired by the National Collegiate Athletic Association to be the NCAA's director of federal relations in Washington, D.C.

Christopher M. Hazlitt '85J.D., formerly with Chrisman, Bynum & Johnson in Boulder, Colorado, is now a partner at Faegre & Benson, also in Boulder.

George E. Horn Jr. '84, '87J.D. has been named a partner in the South Bend office of Barnes & Thornburg. He is chair of the firm's White Collar Crime Practice Group and practices primarily in the areas of litigation and health care, with an emphasis on products liability and personal injury litigation. Prior to joining Barnes & Thornburg, he served as a prosecutor, where he handled a variety of major felony cases and was a member of the prosecution team in *Indiana v. Michael G. Tyson*.

Jeffrey D. Linton '88J.D., vice president of corporate business development, legal and public affairs at Serologicals Corporation in Norcross, Georgia, was profiled in an "up close" article in the December 30, 2001, edition of THE ATLANTA JOURNAL-CONSTITUTION.

## 1990s

Art C. Cody '96J.D., an associate at Patterson Belknap Webb & Tyler, L.L.P., in New York, New York, was profiled in the November 23, 2001, NEW YORK LAW JOURNAL for his work as a commander in the U.S. Naval Reserve in the early days of Operation Enduring Freedom. Art was fulfilling his two-week reserve duty aboard the U.S.S. *Enterprise* on September 11, but the two-week duty turned into two months at sea. The article described his service, which included working days as a personnel officer in a reserve unit that augmented the ship's battle group staff, and working nights on aviation watch with active-duty sailors. The article also commented that Art's extended service was made possible both by the attorneys in his law firm, who helped him manage his active patent-litigation caseload, and by his wife Stacy, who kept things going on the home-front for their four young children.

Mark Cole '96J.D., an associate practicing real estate and finance law at Bracewell and Patterson, L.L.P., in Houston, Texas, has announced his candidacy for the Republican party nomination for state representative in District 134.

Scott P. Delaney '98J.D. has opened the Law Offices of Scott Patrick Delaney in Joliet, Illinois. He will focus his practice on post-judgment execution in civil cases, but will also handle a broad range of civil, criminal and real-estate matters. Prior to opening his own practice, he did insurance-defense work for a Chicago-area insurance company, and served as a prosecutor with the Will County (Illinois) State's Attorney's Office.

Matthew T. Fricker '91J.D., formerly with Kersten & McKinnon, S.C., in Milwaukee, Wisconsin, has joined Crivello, Carlson, Mentkowski & Steeves, S.C., also in Milwaukee.

Kurt Kjelland '94J.D., formerly with Cozen & O'Connor in San Diego, California, has joined the San Diego office of Brobeck, Phleger & Harrison.

Craig Olivo '94J.D. has been elected partner at Rains & Pogrebin, P.C., in Mineola, New York. He focuses his practice on representing public- and private-sector management in labor and employment matters.

Thomas W. Shumate IV '98J.D., formerly with North, Pursell, Ramos & Jameson, P.L.C., in Nashville, Tennessee, has joined Evans, Jones & Reynolds, P.C., also in Nashville.

Frank Timons '91, '94J.D. is now with Sun Microsystems, Inc., in Menlo Park, California.

Raymond J. Tittmann '97J.D., a litigation associate in the San Francisco office of Paul, Hastings, Janofsky & Walker, L.L.P., published *Residence Required* in the October 2, 2001, edition of the CALIFORNIA DAILY JOURNAL. The article addresses whether in-house counsel should represent a corporation in out-of-state matters, and cautions that local counsel should be hired to comply with state-practice rules.

Ray has also been appointed as statewide co-chair of communications for Bill Simon's campaign for governor of California.

## 2000 and 2001

Joseph P. Birmingham '98, '01J.D., formerly a clerk with Honorable Frank Hazel of the Delaware County Court of Common Pleas, has joined Travelers Insurance Company, Francis R. Gartner & Associates, in Philadelphia, Pennsylvania.

Chris Huck '00J.D., formerly with Skadden, Arps, Slate, Meagher & Flom, L.L.P., in New York, New York, has joined Milbert, Weiss, Bershad, Hynes & Lerach, L.L.P., also in New York. His practice focuses on consumer protection and securities litigation.

## Student Notes

Members of the St. Thomas More Society of Notre Dame brought the Christmas spirit to the Cardinal Nursing Home in South Bend with an afternoon of caroling on December 16 in the midst of finals week.

**To Submit Information to the *Update***

Please contact Cathy Pieronek, Director of Law  
School Relations:

phone 574-631-6891

fax 574-631-9299

e-mail [pieronek.1@nd.edu](mailto:pieronek.1@nd.edu) - or -  
[lawalum@nd.edu](mailto:lawalum@nd.edu)

Don't forget to keep up on NDLS events through  
the Law School's web site, [www.law.nd.edu](http://www.law.nd.edu).

**Class E-Mail Listservs**

Class listservs have been developed for a number of  
classes at the request of the respective class  
secretaries. Members of the NDLS Classes of  
1958, 1969, 1975, 1983, 1985, 1986, 1987, 1990,  
1991, 1993, 1995, 1999 and 2001, as well as alumni  
from the Center for Civil and Human Rights and the  
London Programme, who wish to join these new  
listservs but who have not yet received notification  
that they have been added should contact the Law  
School Relations Office by e-mail as listed above  
and provide a current e-mail address.



## Calendar of Events

**JANUARY**

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<u>20</u>	<u>21</u>	<u>22</u> •The Constitution and the Courts: A Question of Legitimacy	<u>23</u> •NDLA Reception at New York State Bar Association	<u>24</u>	<u>25</u>	<u>26</u> •New Years Eve Gala
<u>27</u>	<u>28</u> •Student Bar Association Town Hall Meeting	<u>29</u>	<u>30</u>	<u>31</u>		

**FEBRUARY**

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					<u>1</u>	<u>2</u> •100 Days Parties •The Father Mike Show
<u>3</u>	<u>4</u>	<u>5</u> •ND ACLU Elections	<u>6</u> •Racial Profiling Panel Discussion	<u>7</u> •Admissions Fellowship Weekend Faculty Colloquia Series Moot Court Showcase Argument	<u>8</u> •Admissions Fellowship Weekend (cont.)	<u>9</u> •Admissions Fellowship Weekend (cont.)
<u>10</u>	<u>11</u>	<u>12</u> •Real World Decisions: Personal Financial Planning Choices After Graduation	<u>13</u>	<u>14</u>	<u>15</u> •Professional Development - Table Talk	<u>16</u>