

5-1-1994

NDLS Update 05/1994

Notre Dame Law School

Follow this and additional works at: http://scholarship.law.nd.edu/ndls_updates



Part of the [Law Commons](#)

Recommended Citation

Notre Dame Law School, "NDLS Update 05/1994" (1994). *NDLS Updates*. Paper 57.
http://scholarship.law.nd.edu/ndls_updates/57

This Newsletter is brought to you for free and open access by the Law School History at NDLScholarship. It has been accepted for inclusion in NDLS Updates by an authorized administrator of NDLScholarship. For more information, please contact lawdr@nd.edu.



NOTRE DAME

JUN 01 1994

LAW LIBRARY

NDLS Update

News from the Notre Dame Law School

Vol. III, No. 10
May, 1994

TEX DUTILE
EDITOR

ED MURPHY HONORED AT PRESIDENT'S DINNER

Ed Murphy, who recently announced his retirement from the NDLS faculty, received a Special Presidential Award at the President's Dinner held May 17. The citation, read by Provost Tim O'Meara, stated:

Twice voted "Teacher of the Year" by the graduating class, this senior member of the faculty has been chosen for virtually every teaching honor the university gives. Teacher of every student in his college since 1958, he has earned revered recognition in the profession. His colleagues, both here at Notre Dame and throughout the land, pay him the highest form of praise as they utilize the teaching methodology his publications made popular. In teaching and writing, in creative and tenacious arguments over lunch, in every personal relationship, he offers a vital presence to all who come in contact with him, a living testimony to his own advice: above all, he counsels, "Be kind."

Ed's promotion to Emeritus status was also announced at the dinner.

Also honored at the dinner were: Charlie Rice (twenty-five years of service), Bill McLean (to Emeritus), and Garth Meintjes (to Associate Professional Specialist). Congratulations and best wishes to all!

KATHY BRADLEY TO RETIRE

On June 30, Kathleen Bradley will retire from the University after fourteen years at NDLS. Kathy served as secretary to several NDLS professors and, for the last eight years, also as Assistant to the Editors of *The Journal of College and University Law*. Kathy plans to do some traveling with her husband, Marshall, and intends to take up golf. Best wishes!

NEW HESBURGH BOOK INCLUDES NDLS AUTHORS

Father Ted Hesburgh's most recent publication includes chapters authored by two members of the NDLS Faculty. The book, *THE CHALLENGE AND PROMISE OF A CATHOLIC UNIVERSITY*, comprises position papers from Father Ted and twenty-nine members of the faculty and administration at the University of Notre Dame. Published by the University of Notre Dame Press, the book includes a chapter by Bob Rodes, entitled "Catholic Universities and the New Pluralism," and another by Tex Dutilleul, entitled "A Catholic University, Maybe; But a Catholic Law School?"

STUDENT WRITING AWARDS ANNOUNCED

Terry Phelps has announced the winners of this year's Writing Awards. The A. Harold Weber Award for excellence in Essay writing went to Andrea Roberts for "The Jurisprudential Perspective of Judge Richard A. Posner." The William T. Kirby Award for excellence in Brief writing went to Corinne C. Pavlis and Elizabeth N. Parsons for their Petitioners' Brief in

Michaels v. Fifrex, Inc. Mary Elizabeth Huber received the William T. Kirby Award for excellence in *Memorandum* writing for "Expected Negligence Action Against Randolph Hersey by Charles Wentworth: Defenses Available under California Civil Statute that Limits Landowners' Liability to Recreational Users." Congratulations to these students and a special thanks to the judges: Gerry Bradley, Roger Jacobs, Con Kellenberg, Terry Phelps, Lucy Payne, Charlie Rice, John Robinson, Bob Rodes, and Christine Venter.

NDLS GRADS BECOME TV LAWYERS

On April 29, WSBT-TV presented the St. Joseph County Bar Association's Annual "Ask A Lawyer" show. The live show, hosted by news anchors Cindy Ward and Luke Choate, has become part of the Bar Association's Law Day festivities.

Among the NDLS alums participating were Joe Bradley, NDLS '74; Kathleen Brickley, NDLS '82; Judge Roland Chamblee, NDLS '77; Mike Murphy, NDLS '79; Paul Peralta, NDLS '86; and Tom Sopko, NDLS '70. Mike Gotsch, NDLS '87 and Chair of the Bar Association's Bench and Bar Committee, coordinated the program.

NEWS FROM THE LIBRARY

On May 9, Mary Cowser's daughter Kim (of the Hesburgh Library) gave birth to Matthew Christopher. Matthew weighed five pounds and ten ounces and is Mary's third grandchild. Congratulations to Mary and her family.

NEWS FROM CAREER SERVICES

Kitty Hoye and her husband Bill (who works in the Legal Aid Clinic) are expecting a new Hoye in November. (Kitty invites anyone to view, at no charge, a videotape of the confirming sonogram). The new arrival will join the Hoyes' four-year-old daughter Katie. Congratulations, Kitty and Bill! (Of course, this means one more person for whom Kitty will have to find a job).

NEWS FROM THE LEGAL AID CLINIC

Thirty-two of those who received their Notre Dame law degrees on May 15 were interns in the Legal Aid Clinic. Eighteen other students, who were not interns in the Clinic, had successfully completed clinical courses taught by supervising attorneys. (Many of the students in those clinical courses were also legal-aid interns.)

Fourteen students are summer interns in the Clinic -- twelve of them full time. They began their tour of duty on May 18, with the first of five days of instruction and orientation, and immediately began working on 174 cases carried over from the academic year. The interns began interviewing new clients on May 23.

NEWS FROM THE FACULTY

Gerry and Pam Bradley announced the birth of a son, Timothy James. Weighing nine pounds, five ounces, Tim made his appearance early on the morning

of May 12. Congratulations to the Bradley family!

On May 11, Tex Dutile underwent eye surgery to remove a membrane that had formed on his retina. The surgeon claims success.

Jimmy Gurulé participated in the "Second Annual Conference on Crime, Drugs, Health and Prohibition," held on May 21 at Harvard Law School. Jimmy's remarks focused on violent crime and the "Violent Crime Control and Law Enforcement Act of 1994," the crime bill presently pending before Congress.

On May 15, Jimmy addressed the University of Notre Dame Hispanic graduates at the second annual Hispanic Recognition Ceremony.

Jimmy published "Terrorism, Territorial Sovereignty, and the Forcible Apprehension of International Criminals Abroad," in the *Hastings International and Comparative Law Review*.

Last month Jimmy addressed the local chapter of the Society of Professional Journalists. His speech was entitled "The Media Coverage of High Profile Criminal Cases."

On May 10, at South Bend's Summit Club, the NDLS Faculty honored Bill and Shirley McLean. The marvelous dinner marked Bill's retirement as Associate Dean.

On April 25 and 26, Carol Mooney attended a meeting of the Judicial Conference Advisory Committee on

Appellate Rules, in Denver, Colorado. On May 23, she travelled to Milwaukee for the Seventh Circuit's "Circuit Conference." There, Carol participated in a panel presentation on recent amendments to appellate rules; Carol discussed the Federal Rules.

On June 23, 24 and 25, Carol will attend a meeting of the Judicial Conference Standing Committee on Rules, to be held in Washington.

Terry Phelps gave a talk entitled "From 'Private and Personal' to 'Public and Illegal': The Evolution of Sexual Harassment as a Legal Claim," at a seminar for the United States Attorney's Office for the Southern District of California, on April 22. Terry gave another talk, entitled "Telling Tales: The Power of Stories to Change the World," at the Lake Forest Library, Lake Forest, Illinois, on April 24.

Terry will not soon forget her fiftieth birthday. On May 7, at the South Bend Country Club, her husband Digger surprised her with an elegant party, including champagne, a scrumptious dinner and dancing late into the night. The "Fifties" theme was underscored by the in-person appearance of Frankie Avalon, who sang "Happy Birthday" to Terry and then, following dinner, performed a medley of Fifties tunes, including his million-seller, "Venus." (Tex Dutile did the piano accompaniment).

Tom Shaffer published "Wake the Nation: Law Student Insights into the New Jerusalem," in the *Marquette Law Review*.

Tom also reviewed, in *Christian Legal Society Quarterly*, S. L. Carter's *THE CULTURE OF DISBELIEF*.

Jay Tidmarsh was a participant in the by-invitation-only David Berger Program on Complex Litigation, held at the University of Pennsylvania Law School on May 12-13. The conference, attended by leading judges, lawyers, and academics working in the field of complex litigation, reviewed and critiqued a tentative draft of the third edition of the *MANUAL FOR COMPLEX LITIGATION*.

NEWS FROM THE STAFF

On May 23, Marlou Hall's daughter, Jenny Nelson, gave birth to Marlou's first grandchild. Alexander weighed nine pounds, five and one-quarter ounces and is twenty-two inches long. Congratulations to Marlou and her family!

On May 18, Phyllis Idalski's sister, Theresa, passed away. She was thirty-seven years old.

NEWS FROM THE ALUMNI

On May 8, the *CHICAGO TRIBUNE* carried an article about the "Lend A Hand" Program in Chicago. Administered by the Chicago Bar Association, the Program was founded in January, 1993, by Tom Demetrio, NDLS alum and then President of the Chicago Bar Association. Tom recognized that "lawyers have a unique opportunity to reach into the innercity and chip away at some of the problems with self respect and dignity experienced by children without parents or in single-parent homes." So far, the Program has recruited 150

lawyers who serve as mentors. Beginning this year, the Program will award a \$2000 grant to an outstanding Chicago-area agency that deals with at-risk innercity youths.

Paul Drey, NDLS '92, has become an Associate at Bradshaw, Fowler, Proctor & Fairgrave, in Des Moines, Iowa.

James D. Friedman, NDLS '72, has been selected to head the Financial Institutions Practice Group of Quarles & Brady, America's 84th largest law firm. He previously headed the firm's International Practice Group and was the Hiring Partner for many years. He was also recently listed in *Who's Who in American Law*, *Who's Who in America*, and *Who's Who in the Midwest*. His son, Scott, was graduated from ND's College of Arts and Letters earlier this month and his son, Ryan, will enter the University in September.

Stephen J. Safranek, NDLS '88 and a Constitutional Law professor at the University of Detroit Mercy, was quoted in an Associated Press story April 23. In the story, addressing Dr. Jack Kevorkian's trial for assisted suicide, Safranek decried the effort of Kevorkian's lawyer to gain an acquittal over the "technicality" of the place of death: "I think it's incredibly disingenuous for Geoffrey Fieger and Jack Kevorkian to pull this at the eleventh hour."

MISCELLANY

Judge William Albright of the St. Joseph Superior Court has written Jimmy Gurule to express the Court's thanks for the help provided by NDLS student interns. Judge Albright noted that "interns inter-

viewed defendants for the public defenders, or even directly discussed plea agreements with the prosecutor. . . . The students also help with . . . prisoners at the jail." The Judge expressed the hope that the program would continue into the 1994-95 school year.

Professor Orin L. Slagle, former Dean at Ohio State and at Florida State, visited NDLS April 26-28. On behalf of the American Bar Association, Professor Slagle conducted a site inspection of our J.S.D. Program. Under ABA rules, any new doctoral program undergoes such an inspection within two years of its establishment.

In the *New York Times Book Review* of May, 1994, John T. Noonan, former law professor at NDLS and now a judge of the United States Court of Appeals for the Ninth Circuit, reviewed *LEARNED HAND: THE MAN AND THE JUDGE*, by Gerald Gunther.

Phil Postlewaite, former professor at NDLS, has published, along with Sanford Guerin, *PROBLEMS AND MATERIALS IN FEDERAL INCOME TAXATION* (Little Brown).

I THINK HE DISAGREED. . . .

"Part of the problem with the justice system in the United States was exemplified by the comments of Notre Dame Law School Professor Fernand Dutile . . . about capital punishment. Dutile's comments . . . were unconscionable, especially coming from a professor of a highly respected university." (Letter to the Editor, *South Bend Tribune*, May 20, 1994).

Use this sheet for convenient notification of recent departmental news, publications, lectures, speeches, travels (outside the county), significant social events, family news, etc., to be included in the next issue of *NDLS UPDATE*. Please send it to my office or put it in my mailbox.

Thanks.

Tex Dutile