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## NDLS Update 11/2003-12/2003

Notre Dame Law School

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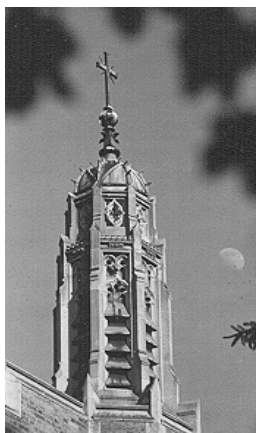
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# NDLS Update

## News from the Notre Dame Law School

November – December, 2003

Joy A. White, Editor

### Law School Briefs

#### **Law Review Hosts Symposium on the Laws of War after 9/11**

On December 4<sup>th</sup> and 5<sup>th</sup>, the *Notre Dame Law Review* hosted a symposium on campus entitled “The Changing Laws of War: Do We Need a New Legal Regime after 9/11?”. The panel discussions featured professors from NDLS and other law schools, along with Justice Department officials. The discussions included: “US Law: Patriot Act/Jurisdiction”, “Enemy combatant/stateless enemy/terrorist”, and “International Law/Geneva Conventions/Laws of War”.

#### **3Ls Advance to National Moot Court Competition**

Coached by adjunct professors Edward A. Sullivan and Robert J. Palmer, 3Ls Carah Helwig and Julissa Robles won the Region VIII competition of the National Moot Court Competition in Indianapolis this November. They triumphed in all five matches and also won the best brief competition. Helwig and Robles will travel to New York City in February to compete in the national competition, which is sponsored by the Association of the Bar of the City of New York and the American College of Trial Lawyers.

### Faculty Notes

**Amy Barrett** published an article entitled “Stare Decisis and Due Process” in the summer 2003 volume of the *University of Colorado Law Review*. She also spoke on “Recent Developments in Evidence” at the Seventh Circuit Judicial Conference in October.

**Matt Barrett** has been re-elected as chair of the student welfare subcommittee of the Faculty Board on Athletics. He also presented “Trojan Horses and the Auditor Independence Provisions in Sarbanes-Oxley” during a symposium, “In the Wake of Corporate Reform: One Year in the Life of Sarbanes-Oxley – A Critical Review” held at Michigan State University DCL College of Law in September. In October, he presented “Lawyers and Accounting: The Recent Financial Frauds, the Sarbanes-Oxley Act of 2002, and Related Developments” at the Law School’s Continuing Education Program.

**Joseph Bauer** talked to the Law School’s American Constitution Society on “The Politicization of the Judicial Nomination Process.” He presented “The Scope of Preemption of State Law Claims by the Copyright Act of 1976 and the Federal Copyright Regime” to the Intellectual Property Law Society and to the Faculty Colloquium in the Law School. Professor Bauer also published “2004 Annual Supplement” to Volumes I - XI of *Kintner’s Federal Antitrust Law Treatise*.

**Geoffrey Bennett** presented “Wrongful Conviction, Lawyer Incompetence, and English Law” at the Criminal Procedure Forum at Washington and Lee University. He also published “Criminal Procedure and Sentencing” in *All England Law Reports Annual Review of 2002*, Butterworths, 2003, 142-156.

**G. Robert Blakey**, lectured on the assassination of President John F. Kennedy at the St. Thomas Law School in St. Paul, Minnesota on November 21st.

**Thomas Broden**, was inducted into the South Bend Community Hall of Fame on November 19<sup>th</sup> along with Indiana Governor Joe Kernan.

**Joanmarie Ilaria Davoli** published “Psychiatric Evidence on Trial” in volume 56 of the *SMU Law Review*.

**Nicole Garnett** presented “Property Regulation and the Public Order” at the University of Virginia Law School, the Georgetown Environmental Affairs Workshop Series, the Arizona State Law School, and the University of San Diego Law School.

**Richard Garnett** published “The New Federalism, the Spending Power, and Federal Criminal Law” in volume 89 of the *Cornell Law Review*.

**Jimmy Gurulé** appeared on NBC News speaking to the problems facing the U.S. in dismantling the financial networks of al Qaeda and other terrorist organizations and on CNN International regarding a report by the U.N. Security Council, Committee on Economic Sanctions. He also appeared on the “O’Reilly Factor” in November to discuss the Michael Jackson case. Professor Gurulé was a participant in the *Law*

*Review's* symposium on December 4<sup>th</sup> and 5<sup>th</sup>. He also was appointed to the Editorial Board of the *International Journal of Criminal Law Education*, Senate Hall Academic Publishing.

**Dwight King** moderated the members open forum at the 96<sup>th</sup> annual meeting of the American Association of Law Libraries in Seattle, Washington.

**Michael Kirsch** presented “International Estate Planning – The Basics” at the Law School’s Continuing Legal Education program on November 1<sup>st</sup>.

**Teresa Godwin Phelps** gave the closing address “Acting Justly” at the 2<sup>nd</sup> Annual Peace & Justice Symposium at Valparaiso University in November. She also presented a workshop entitled “Lessons from the Amy Biehl Story.”

**Thomas Shaffer** lectured on “Conflicts of Interest and Christian Lawyers” to the St. Thomas More Society at NDLS in September; “The Virtuous Lawyer, Christian Legal Society” at the University of Michigan Law School in October; “A Lawyer’s Allegiances are Always Contested, Conference on Contested Allegiances: Christianity in an Era of Permanent War” at DePaul University in October; and “Durable Powers of Attorney and Health-Care Agencies” as a part of the NDLS Continuing Legal Education program in November.

**Jay Tidmarsh** presented the paper “A Positive Theory of Federal Common Law” at the Harvard Faculty Workshop on November 5<sup>th</sup>.

### Administrator & Staff Notes

**Chuck Roboski**, Director of Admissions, was a member of the panel, “Applying to Law School,” at the Chicago Law Forum and the panel, “Tips for Strengthening an Application for Admission,” at the Southern Association of Prelaw Advisors conference. He moderated “Careers in the Law” at the Chicago Law Forum and presented “Preparing for and Applying to Law School” at Franciscan University. He also spoke to seniors on Notre Dame’s campus about “Suggestions for Writing an Effective Personal Statement.”

### Kresge Library News

#### Law Library Title Additions Set New Records

The recent report filed with the American Bar Association Section of Legal Education

and Admission to the Bar notes the cataloging of 5,488 print titles and 72,633 non-print titles during the academic year 2002-2003. These new acquisitions include a cross-section of the best in current law and law-related scholarship as well as the results of the library's continuing effort to acquire historically significant out-of-print materials. This success represents a major advancement in the power of the law library to support research.

### **News from the Legal Aid Clinic**

- ◆ The Legal Aid Clinic, along with national consumer organizations and Indiana Legal Services, co-sponsored a September conference on the growing problem of Predatory Mortgage Lending in Indiana. Clinic faculty members Bob Jones (*B.A.* '80) and Judy Fox (*J.D.* '93) presented on statutory and common law remedies for predatory lending.
- ◆ Local prosecutors have adopted intern Geoff Ciereck's brief used in a paternity case for their future in-house training.
- ◆ Student interns in the immigration division Julissa Robles, Brendan Wilson, Laura Bauer, and Gina Reynolds all succeeded in obtaining asylum for clients from Rwanda, Malawi, and Zimbabwe this fall following hearings in the Chicago Immigration Court.
- ◆ The Seventh Circuit ruled in favor of Immigration Fellow Rebecca Houghton's client, a Rwandan asylum seeker whose petition had been denied by the Immigration Court and the Board of Immigration Appeals.

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

- ◆ The CCHR received a grant from the JEHT Foundation to study international justice issues related to the United States and the activities of human rights organizations, academic centers and other institutions; and another grant from Open Society Institute to organize a meeting of experts on terrorism and human rights law.
- ◆ Juan Méndez, Director of the CCHR, received an award at the Fourth Annual Midwest Light of Human Rights Awards from the Heartland Alliance.
- ◆ Garth Meintjes (*LL.M.* '91), Associate Director of the CCHR, served on the panel "The Global Law and Policy Initiatives" at Chicago-Kent College of Law in October.

- ♦ The CCHR, along with the University's Center for Social Concerns, sponsored a talk on the Tarrant Workers Struggle and its connections to NAFTA and FTAA by Marco Polo Rodriguez, a union organizer with the Center for Worker Assistance.
- ♦ *J.S.D.* student Pablo Saavedra Alessandri (*LL.M.* '96) was elected executive secretary of the Inter-American Court of Human Rights.

### Student Briefs

- ♦ The Women's Legal Forum hosted two brown bag lunch programs this semester. The speakers were Dean Patty O'Hara (*J.D.* '74) and Professor Lisa Casey.
- ♦ 3L Ken Kleppel was selected as the student speaker at the Friday night Pep Rally in the Joyce Center before the last Irish home game against BYU.

### Barbara Link - In Memoriam

The Law School community experienced a tremendous loss on November 1<sup>st</sup>. Barbara Link, wife of Dean Emeritus David T. Link, passed away after a courageous fight against ovarian cancer. She died peacefully at home, surrounded by her loving family.

The thoughts and prayers of the Notre Dame Law School go out to Dean Link and his family.

### Alumni Notes

#### **Births**

**James E. Blaney, J.D. '92**, and his wife, Dawn, welcomed their fifth child, Bridget, this fall. The Blaneys live in Lake Elmo, Minnesota.

**Michael A. Blackburn, J.D. '98**, and his wife, Michelle, report the birth of Thomas Robert on September 25<sup>th</sup>.

**Tamara Herdener, J.D. '97**, announced the birth of Tyler James and Joseph Charles on May 24th.

**Peter J. McCarthy, J.D. '94**, and his wife, Maureen, welcomed their second set of

twins, Nora and Aidan, on May 17th.

**Aldous D. McCrory, J.D. '94**, announces the birth of his son Aldous D. McCrory, Jr. ("AJ") on October 14th.

### **Marriages**

**Christopher Keegan, J.D. '02**, married Allison McGowen at Stanford Memorial Church in Palo Alto, California. Chris is a lawyer with Kirkland and Ellis in Chicago.

**Adam J. MacLeod, J.D. '00**, married Katharine Braddley on August 9<sup>th</sup> in Belgrade Lakes, Maine. Adam is a litigation associate at Sherin & Lodgen in Boston.

### **In Memoriam**

**Dan Adams, J.D. '01**, passed away in his home in Milwaukee in October.

**Matthew Curt Breman, J.D. '93**, passed away on October 29<sup>th</sup>.

**Judge Michael F. Godfrey, B.A. '42, LL.B. '48**, passed away in November.

**Thomas Lunneen, J.D. '49**, died on November 16<sup>th</sup>.

**Victor L. McFadden, J.D. '59**, died on November 30<sup>th</sup> in South Bend.

**Meaghan E. Murphy, J.D. '00**, passed away in October.

**David Peter Posatko, J.D. '72**, died in his home in Dallas, Pennsylvania on November 13<sup>th</sup>.

### **1950s**

**Patrick McCartan, B.A. '56, J.D. '59, LL.D. *honoris causa* '99**, was unanimously re-elected as chairman of the University's Board of Trustees in October, extending his tenure to 2007. McCartan is senior partner of Jones Day in Cleveland, Ohio.

### **1960s**

**Robert M. Greene, J.D. '69**, was appointed to the Board of Directors of Global Health Ministry, a not-for-profit organization, and member of Catholic Health East, that provides healthcare to communities in the Caribbean and Latin America.

**James E. Mackin, B.A. '66, J.D. '69**, was re-elected Chairman of Bond, Schoeneck & King's Executive Committee for a second four-year term. He is a senior partner and a member of the firm's Estate and Financial Planning Department in Syracuse, New York.

### **1970s**

**Virgil L. Roth, J.D. '76**, has opened his own law firm in South Pasadena, California.

**Philip J. Newton, M.A. '74, J.D. '78, M.Th., '79**, is Director of Human Resources at Parateck Pharmaceuticals, Inc. in Boston, where he is responsible for contracts and patents administration.

### **1980s**

**Duane L. Tarnacki, M.B.A. '80, J.D. '80**, received the American Bar Association's Outstanding Nonprofit Attorney Award for his distinguished lifetime achievement in the nonprofit sector. The annual award is given by the Business Law Section of the ABA.

**Robert B. Clemens, J.D. '82**, of the Indianapolis firm of Bose McKinney & Evans LLP presented at the Indiana Law Update Seminar 2003 on Legal Ethics in December. The seminar provides attorneys, governmental affairs employees, and corporate counsel with a review of the Indiana legal issues, case law, and statutes that affected business in 2003.

**Jean Gorman, J.D. '82**, has been appointed Senior Director of Planned Giving and Development Research at the University of Notre Dame.

**John Patrick Galvin, Jr., J.D. '84**, moved from Portland, Oregon to Orange County, California, where he is a Senior Vice President with LNR Property Corporation.

**Kathleen L. Cerveney, J.D. '85**, has become a partner in the Corporate Department and Securities Practice Group of Dilworth Paxson's Washington, D.C. office.

### **1990s**

**Natasha (Thompson) Martin, J.D. '94**, is in her second year as Assistant Professor of Law at Seattle University. She teaches Torts, Employment Discrimination, and Professional Responsibility.



**Aldous D. McCrory, J.D. '94**, joined McKoon, Williams & Gold in Chattanooga, Tennessee. He works in the transactional department handling matters involving general corporate, corporate finance, tax, and mergers and acquisitions.

**Idolina Garcia, J.D. '95**, left the Texas Attorney General's Office and joined Hermes Sargent Bates, L.L.P. in Dallas, Texas. She is a senior associate practicing civil appeals and litigation.

**William Rufus Johnson, J.D. '96**, has become the Director of Employee and Labor Relations at the Eaton Corporation in Cleveland, Ohio.

**Bradley Wiskirchen, J.D. '96**, has been named a partner in the law firm of Holland & Hart in Salt Lake City, Utah.

**Michelle M. Inouye, J.D. '97**, has been named a partner with Kirkland & Ellis LLP in Los Angeles, where she specializes in civil litigation.

**William F. Zieske, J.D. '97**, an associate with McGuireWoods LLP in Chicago, received first place in the 45<sup>th</sup> Annual Lincoln Award Writing Contest sponsored by the Illinois State Bar Association. The Lincoln Award Writing Contest is the state bar association's only writing contest for practicing attorneys in Illinois.

**Michael A. Blackburn, J.D. '98**, is still serving as a JAG officer in the Air Force. His current responsibilities include representing the Air Force against civilian employees in employment litigation cases in Federal Court. He writes that he and his family "are hoping to make it back to South Bend for the ND vs. Air Force game next year."

**John Cerone, J.D. '98**, presented on human rights law in Washington, D.C.; Galway, Ireland; and East Timor. He also published a chapter in *Ethnic Cleansing in 20<sup>th</sup> Century Europe*. He currently works as Executive Director of the War Crimes Research Office at American University.

### **2000s**

**Timothy M. Curran, J.D. '00**, has joined the firm of Boveri Murphy Rice Ryan & LaDue, LLP in South Bend as an associate.

**Emil J. Kiehne, J.D. '00**, joined the Philadelphia firm Fox Rothschild as an associate in the Litigation Department where he concentrates his practice on general, commercial, and appellate litigation.

**James McCament, J.D. '00**, has moved to the new General Counsel's Office of the Department of Homeland Security focusing primarily on the areas of administrative, enforcement, and international law as well as information protection issues. In September, he accepted a position on the Secretary of Homeland Security's staff as Special Advisor for Policy on international and technology issues.

**Sean McLaughlin, J.D. '02**, published "Some Strings Attached?: Federal Private School Vouchers & The Regulation Carousel" in the *Whittier Law Review* and "A Devil in Disguise: How Paycheck Protection Legislation Violates the First Amendment" in the *Seton Hall Legislative Journal*.

**Lisa M. Jarmicki, J.D. '03**, is an associate with Riker, Danzig, Scherer, Hyland & Perretti.

**David S. Maquera, J.D. '03**, passed the Michigan Bar and is practicing commercial litigation at the law firm of Raymond & Prokop, P.C. in Southfield, Michigan.

**Carly Nasca, J.D. '03**, joined the Buffalo, New York office of Hiscock & Barclay, LLP as an associate.

**Nelson O. Ropke, J.D. '03**, has joined Baird Halm in Omaha, Nebraska as a member of the firm's Financial Transactions section.

**Darrell Taylor, J.D. '03**, has joined the Fort Wayne, Indiana office of Baker & Daniels as an associate in the firm's litigation team.

### Class E-mail Listservs

To join a class e-mail listserv or to request one for your class, please contact the Law School External Relations Office at [lawalum@nd.edu](mailto:lawalum@nd.edu). Currently active listservs include the NDLS Classes of 1958, 1967, 1968, 1969, 1972, 1975, 1981, 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.

### To Submit Information to *NDLS Update*

Please contact the Law School External Relations Office:

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