

9-1-1999

## NDLS Update 09/1999

Notre Dame Law School

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### Recommended Citation

Notre Dame Law School, "NDLS Update 09/1999" (1999). *NDLS Updates*. Paper 21.  
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# NDLS Update

News from the Notre Dame Law School

*Vol. IX, No.1  
September, 1999*

*TEX DUTILE  
EDITOR*

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## NDLS WELCOMES

### NEW CLASS

The Law School community welcomed the class of 2002 on August 21. The 183 members of the class hail from 39 different states and 2 foreign countries, and represent 107 undergraduate schools. Women constitute 40.8% of the class. Diversity students make up 18% of the class. Seventy-seven percent of the class graduated with academic honors or as a member of their school's dean's list.

Members of the class have exhibited leadership and a commitment to helping others through various volunteer and employment experiences. One has worked with the Cabrini Mission Corps as a missionary volunteer and child advocate in Argentina, another with orphans in Peru, and yet another with the Precious Blood Missionary in Tanzania. One class member spent two years as a Catholic Lay Missionary in Japan and another spent two years in Mexico. In the class are Holy Cross Associates from the Central Arizona Shelter Services, Catholic Community Services in Colorado, and Family Services in the South Bend Center for the Homeless. A legislative intern for the U.S. Senate joins the class, as does a former editor for Hallmark Cards, as well as an individual who worked in the Department of Defense in Saudi Arabia.

A three-year supporter of the Navajo Nation Reservation who worked for indigenous peoples' rights joins the class. A number of the class members participated in Greenpeace and Habitat for Humanity, while others tutored abused children, counseled prison inmates, volunteered at homeless shelters, and participated in Teach for America. One of the class members worked in the entertainment industry, both in the U.S. and abroad. Many of the class members are fluent in a second language, such as Spanish, French, Portuguese, and Arabic. Several participated in study-abroad programs. The 1998-99 University of Notre Dame Leprechaun is also one of the class members.

The class of 2002 comprises leaders dedicated to ethics, helping others, and influencing society through the practice of law. Welcome to all!

More than fifty volunteers from the second- and third-year law classes assisted with enrollment and orientation to welcome the incoming class of JD and LLM students and visiting scholars from Canada, Japan and Austria. New students were greeted with a reception on Friday, August 20 and were formally welcomed by Dean O'Hara on Saturday, August 21, prior to enrollment. NDLS celebrated the start of the new academic year with a Mass and Dean's Picnic for faculty and students on Sunday, August 29. Chris Mugica, chairman of the Orientation Committee, and Shazzie Naseem, president of SBA, spearheaded the orientation effort.

\* \* \*

**1998-99**

**NDLS Teacher Of**

**The Year:**

## **PAT SCHILTZ**

### **Congratulations!**

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### **DEAN O'HARA SETS ADMINISTRATIVE TEAM**

On May 21 Dean O'Hara announced the makeup of her administrative team. In her memo she noted that she had "extended invitations to all the current Associate Deans to remain in place. I am happy to report that Roger Jacobs and Fr. Jim McDonald have agreed to stay in their current positions." Both Tex Dutile and Jimmy Gurulé "welcomed the transition in deans as an opportunity to return to full-time teaching."

Jack Pratt has become executive associate dean. Vince Rougeau will serve as associate dean for academic affairs. Dean O'Hara thanked them both for "their willingness to work with me, as well as for the gifts. . . each of them will bring to their respective positions."

Occupying a new position, Ann Firth will serve as executive assistant to the dean. Ann, NDLS '84, practiced a year in Chicago before joining the Office of Student Affairs at Notre Dame. From 1985 to 1992 she served as the department head for the Office of Residence Life. In 1992 she was promoted to the senior staff of the Office of Student Affairs. Since that date, she has served as assistant to the vice-president, carrying a wide range of responsibilities. Ann's husband, John Firth, NDLS '84, is vice-president and general counsel of Quality Dining. Ann and John have five children ranging in age from eleven years down to eighteen months.

On July 19 Diane Collins began her duties as the senior administrative assistant in the Dean's Office. For the past five years, Diane served as a human-resources administrator for Martin's Super Markets.

\* \* \*

### **DEAN LINK TO HEAD NEW LAW SCHOOL**

David T. Link, for twenty-four years the dean at NDLS, has been named associate vice-president for academic affairs of the University of St. Thomas, in Minnesota, and founding dean of the University's Law School. During his time at St. Thomas, he will also serve as vice-president for academic affairs and academic dean at St. Augustine University of South Africa.

The University of St. Thomas is a Catholic University, established in 1885 and affiliated with the Archdiocese of St.

Paul and Minneapolis. Its original law school closed during the Great Depression. Dave will re-open the Law School, establish a strong and pervasive Catholic identity for the school, develop a values-oriented professional curriculum, and hire the initial faculty.

The University of St. Augustine of South Africa, a recently chartered private university, is South Africa's first Catholic University. Dean Link delivered a lecture at the institution's inaugural ceremonies in July.

Says Dave: "It is the perfect capstone to my life at Notre Dame. It is a great honor to be called to spread the Catholic intellectual tradition to other institutions. . . . I want to make it clear that I am not leaving Notre Dame. I am going out with 'cuttings' from Notre Dame to start new vineyards."

Best of luck to Dave and Barbara as they embark on this new adventure.

\* \* \*

**ANNE HAMILTON**  
**APPOINTED**  
**LAW SCHOOL REGISTRAR**

Associate Dean Vincent Rougeau announced August 20 that Anne Hamilton has assumed the duties of the Law School Registrar. In this position, which has recently been reviewed and changed to reflect the needs of the Law School, Ms. Hamilton will work closely with Dean Rougeau to insure efficient management of various matters that fall under his responsibility as Associate Dean for Academic Affairs.

Ms. Hamilton's new role makes her responsible for assisting in planning, organizing, and managing the academic program. This responsibility includes conducting registration and enrollment for all students, organizing orientation and commencement, processing and maintaining student records, and assisting Dean Rougeau in advising and counseling students on certain academic issues. Prior to assuming her new duties, Ms. Hamilton served NDLS long and well as director of admissions.

\* \* \*

**NDLS ALUM CONFIRMED TO ELEVENTH CIRCUIT;**  
**SECOND ALUM NOMINATED TO SEVENTH CIRCUIT**

On July 30, Tampa-based U.S. Attorney Charles R. Wilson, NDLS '79 and a member of the Law School's Advisory Council, received confirmation to a judgeship on the Court of Appeals for the Eleventh Circuit. President Clinton nominated Judge Wilson in May. Judge Wilson, a former Hillsborough County (Florida) judge, has been U.S. Attorney for the Middle District of Florida for the past five years.

On August 6 President Clinton nominated U.S. District Judge Ann Claire Williams, NDLS '75 and a member of Notre Dame's Board of Trustees, to serve on the U.S. Court of Appeals for the Seventh Circuit. Judge Williams has served in the Northern District of Illinois since 1985. Congratulations to both!

\* \* \*

**NDLS PROF APPEARS  
IN NEW  
WOODWARD BOOK**

Bill Kelley figures prominently in Bob Woodward's book, *Shadow: Five Presidents and the Legacy of Watergate*. According to Woodward, Bill and another staffer went to Ken Starr to urge a less graphic account of the President's conduct--"They didn't need to prove what Clinton no longer denied." When Starr insisted on retaining the specific narrative, the two staffers argued, unsuccessfully, that the "grounds" (for impeachment) section should precede it. Bill won't confirm or deny Woodward's account, but he does say that Woodward's portrayal of Starr's demeanor bears little resemblance to reality.

\* \* \*

**NDLS FACULTY  
MEMBERS TO SERVE  
ON UNIVERSITY  
TASK FORCES**

Initiated at the direction of Notre Dame's president, Father Edward Malloy, a Plan for Academic Advance will deploy eight separate task forces. The Plan will build on the University's progress to date in achieving goals of the Colloquy for the Year 2000 and set out new guidelines in Notre Dame's quest for excellence.

NDLS profs will play important roles on several of the committees. Carol Mooney and Jimmy Gurulé will co-chair the Task Force on Diversity and Community. Vince Rougeau will serve as a member of that Task Force. Dave Link has been named a member of the Task Force on Ethics. Finally, Cathy Kaveny and Steven Smith will work with the Task Force on Enriching Catholic Intellectual Life.

\* \* \*

**GARY HALL,  
NDLS ALUM, NAMED  
WHITE HOUSE FELLOW**

The White House announced today the selection of sixteen winners for the 1999-2000 White House Fellowship Program. Among the winners: Gary Hall, NDLS '96. Mr. Hall practices with Gardner, Carton & Douglas, in Chicago. He grew up in inner-city Chicago and was graduated from Howard University. While at NDLS, he studied at the Concannon International Law Centre in London, where he worked as an extern with the law firm of Mayer, Brown & Platt. At Gardner, he provides legal counsel on a variety of corporate-finance matters, including equity and debt, public offers, mergers and acquisitions and SEC compliance.

Prior to law school, Mr. Hall worked as a senior budget analyst in Chicago Mayor Richard Daley's Office of Budget and Management and later as a financial officer of real estate for the Department of General Services. He was the youngest person ever selected to participate in the City's Intergovernmental Executive Development Program. He founded Imani, a non-profit organization that raises funds and public awareness for such causes as famine in Somalia and HIV-AIDS in minority communities. He spearheaded the first fund-raising campaign for the Chicago Chapter of 100 Black Men to expand its mentoring and tutoring programs and to endow scholarships for youth in impoverished Chicago neighborhoods.

The White House Fellowship Program, established by President Lyndon B. Johnson in 1964, is designed to provide gifted and highly motivated Americans who are early in their chosen careers with first-hand experience of governing the nation and a sense of personal involvement in the leadership of society. During their year of service, the Fellows work closely with leaders in government to help draft and review legislation, research various public-policy initiatives, respond to Congressional inquiries, write speeches, and conduct policy briefings. The Fellows serve the President as full-time, paid special assistants to Cabinet members and senior White House staff.

\* \* \*

## **NDLS ALUM ELECTED TO BOARD OF TRUSTEES**

Gregory P. Butrus, NDLS '93, has been elected to a three-year term reserved for recent graduates on the University's Board of Trustees. Greg did his undergraduate work at Notre Dame, where, as a senior, he served as student-body president. He earned a bachelor's degree in history. From 1993 through 1995, he served in the office of former Alabama Senator Howell Heflin, then returned to the University to attend NDLS, from which he was graduated *magna cum laude*. He currently works as an attorney in the utility, legislative and regulatory section of Balch & Bingham, in Birmingham, Alabama.

\* \* \*

## **NDLS ALUM HONORED IN NEW JERSEY**

Edward F. Broderick, Jr., NDLS '69 and a partner at the Morristown, New Jersey, firm of Broderick, Newmark & Grather, received a Professional Lawyer of the Year Award in June. The New Jersey Commission on Professionalism in the Law made the presentation at its Fourth Annual Symposium on Professionalism. The Award goes annually to "those attorneys who have demonstrated an extraordinary commitment to professionalism throughout their careers in the law." The Morris County Bar Association nominated Mr. Broderick.

He served in the U.S. Air Force, receiving its Meritorious Service Medal in 1987 upon his retirement as Colonel. A former trustee of the MCBA, he currently chairs the Association's Professionalism Committee. Congratulations, Ed!

\* \* \*

**RECENT ALUM WINS**  
**TEACHING FELLOWSHIP**  
**IN IRELAND**

Mark Telloyan, NDLS '98, has been awarded a Teaching Fellowship in Law at the National University of Ireland, in Galway. During the 1999-2000 academic year, Mr. Telloyan will teach two classes at National University: Legal Methods and Writing; and Business and Legal Ethics.

His year in Ireland will occasion a leave of absence from his regular position as deputy prosecutor in the St. Joseph County Prosecutor's Office. National University has awarded such teaching fellowships for six years; Mr. Telloyan is the first United States fellow not from Harvard or Yale. Congratulations, Mark!

\* \* \*

**NEWS FROM THE**  
**CENTER FOR CIVIL**  
**AND HUMAN RIGHTS**

The Center for Civil and Human Rights and ILSA hosted a reception on August 23 for the participants in the J.S.D. and Master of Laws Program in International Human Rights Law. The event took place in the Donors Room of the Morris Inn.

\* \* \*

**NEWS FROM THE**  
**LAW LIBRARY**

Roger Jacobs was featured in an article entitled *The Library and a Legacy of Service*, in the Summer 1999 issue of The Docket, the alumni magazine of the University of Detroit Mercy School of Law.



Roger placed first in the "56 and over group (gents)" in the 17<sup>th</sup> Annual Hein Fun Walk & Run, held in connection with the annual meeting of the Association of American Law Libraries. Roger's triumph took place at East Potomac Park in Washington, D.C. Congratulations, Roger!

\* \* \*

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

Barbara Szweda took eight students to South Texas over Spring Break to do immigration work at ProBAR and Proyecto Libertad. (Chuck Roth, NDLS '96, works with Proyecto Libertad). These pro bono organizations help people arriving in the United States or who are here and do not have status. The students who joined Barbara were: Danny Inquilla, Nita Upadye, Susan Foxon, Tammy Greenwald, George Perez, Ming Sun, Ling Yang, and Teresita Mercado. They all had taken Immigration Law and, except for Tammy, served in the Immigration Clinic.

George and Teresita tried a cancellation-of-removal case. Ming tried several Honduran children's cases. Danny and Susan tried an asylum case. All were complimented for their skill by the trial judge. Nita, Tammy and Barbara put together four Cuban asylum cases, were successful on two, and await the outcome of the two others. Ling was the master researcher and writer. Says Barbara: "We worked long hours, but we met some wonderful people and heard some incredible stories of hardship and courage."

She adds: "We also had the incredible opportunity to see what our clients go through before they get to our offices. We met with immigration officials who gave us a tour of the border and detention centers, and some insight into how officials operate. We all got the chance to ride along with the border patrol at night and to use their high-tech equipment in the apprehension of border crossers. Despite the hard work, we all agreed it should become a regular experience for any student wanting to practice immigration law."

Barbara Szweda prevailed in an immigration case before the Court of Appeals for the Seventh Circuit. The case involved a Ukrainian Christian Fundamentalist scheduled to be deported. The court vacated the deportation order and remanded the case to the lower court with instructions. Says Barbara: "That was a nail-biter!"

\* \* \*

## **NEWS FROM THE FACULTY**

On June 19, Joe Bauer testified at a hearing of the Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs of the House Committee on Government Reform. His topic: The Economic Effects of the Proposed Merger of B.F. Goodrich and Coltec.

Joe testified before the same Subcommittee on the same topic on July 7 in the Cleveland, Ohio, City Council Community Room.

Joe published *Coltec-B.F. Goodrich merger would be anti-competitive*, in the July 8 issue of The South Bend Tribune.

\* \* \*

Geoffrey Bennett wrote *Criminal Procedure and Sentencing* for The All England Law Reports Annual Review.

\* \* \*

On June 9 Bob Blakey argued *United States v. Jankowski* in the Ninth Circuit. The case dealt with a question he argued in the Supreme Court in *NOW v. Scheidler*, but the Court there did not reach the meaning of "obtain" in extortion under the Hobbs Act. Bob said he thought the argument went well—until he read, the next day, *United States v. Arena*, Jankowski's parallel prosecution in the Second Circuit. The Second Circuit squarely rejected Bob's arguments.

On July 7, however, the Ninth Circuit unanimously reversed the conviction of John Yankowski for a violation of the Hobbs Act. The Court accepted Bob's argument, holding that violence without proof of "extortion" is insufficient for conviction under the Act.

Bob will teach at the University of Michigan Law School in the Winter term. Michigan faced an emergency situation when Prof. Yale Kamisar suffered a heart attack earlier this spring.

On June 23, Bob gave a lecture to the State Attorney's Office in Cook County: "The Kennedy Assassination—Lessons for Homicide Investigations."

On July 15, the Second Circuit refused to grant rehearing en banc in *United States v. Lynch*, an appeal that Bob won on double-jeopardy grounds earlier this year. The Court split six to six. The prosecution charged criminal contempt on the part of George E. Lynch, a bishop, and Christopher Moscinski, a Franciscan friar. Both were arrested in May 1995 after they knelt and prayed in the driveway of the Women's Medical Pavilion, an abortion clinic in Dobbs Ferry, N.Y., despite an injunction under the FACE Act barring them from blocking access. In light of the Second Circuit split, the Government will likely petition for *certiorari* to the Supreme Court. Bob thinks it quite likely that the Court will take the case.

\* \* \*

Professor Gerry Bradley and his wife Pam are the proud parents of a new baby boy, Brendan Bradley, born Sunday night, June 13. The baby weighed eight pounds, three ounces. Mom, dad and baby all did fine. Congratulations!!

On July 21 Gerry testified before the Subcommittee on the Constitution of the Judiciary Committee of the House of Representatives. The panel, chaired by U.S. Representative Charles Canady (R-FL), heard testimony concerning The Unborn Victims of Violence Act of 1999.

\* \* \*

Congratulations to Tom and Joanne Broden who, at a recent family reunion, celebrated their fiftieth wedding anniversary!

\* \* \*

Davy Carozza, father of Paolo Carozza, died on June 22 in the presence of Paolo and other members of the Carozza

family. The funeral Mass took place on June 26 at St. Luke's Church in Westport, Connecticut. Please keep the entire Carozza family in your thoughts and prayers.

\* \* \*

Harry Dees, Jr., adjunct prof at NDLS and United States Bankruptcy Judge, delivered a talk entitled, "Choose Your Rate: Selecting the Proper Interest Rate to be Paid to Secured Creditors under 11 U.S.C. §1325 (a) (5) (B)(ii)," at the American Bankruptcy Institute's Central States Bankruptcy Workshop, held in Traverse City, Michigan, on June 4 and 5. Judge Dees notes that this is a "hot topic for lawyers who file Chapter 13 cases, and Congress is presently considering legislation to force more people to choose Chapter 13 reorganization rather than Chapter 7 liquidation."

\* \* \*

Rick Garnett appeared on the PBS show "Debates, Debates" in May, debating the "Yale Four" case. That case involved four Orthodox Jewish students who requested to be excused from Yale's mandatory co-ed dormitory policy. On the same program in June, Rick debated the question "Did Congress Overrule *Miranda*?"

Also in May, the Wall Street Journal ran Rick's article on the Maine Supreme Court's decision that the first amendment requires the exclusion of religious schools from school-choice programs.

Also in May, the Jewish World Review carried Rick's piece on the New York Court of Appeals' latest decision in the *Kiryas Joel* case.

\* \* \*

On May 9 Jimmy Gurulé chaired a meeting of the Lexis-Nexis Criminal Justice Advisory Board, in Orlando, Florida.

On May 10, at the 1999 Economic Crime Summit, held in Orlando and sponsored by the National White Collar Crime Center and the National Coalition for the Prevention of Economic Crime, Jimmy gave an invited lecture entitled, "The Legal Defenses to Criminal and Civil Asset Forfeiture."

\* \* \*

Bill Hoye, ND Associate Vice President and Counsel, and concurrent associate professor of law, co-authored Legal and Risk Management Issues Involving Student Foreign Travel, and audit guide: Risk Assessment for Student Foreign Travel Programs. Both were published by United Educators Insurance Risk Retention Group for distribution to its member institutions across the United States.

\* \* \*

Kathy Kaveny was the focus of an article, entitled "Where Catholicism and Law Intersect," in the August 13 issue of The Nation. The article elaborates upon Kathy's concern that lawyers' sixty-hour work weeks "and the concept of 'billable hours' clash with a Christian understanding of time."

\* \* \*

Don Kommers published *Celebrating 50 Years of Germany's Basic Law*, in The Wall Street Journal (Europe) on May 27.

\* \* \*

Former NDLS Dean William D. Lawless was featured in an article entitled *All Rise: At 77, "Retired" Judge Builds Up Mediation Network*, in the August 9 edition of the Orange County Business Journal. Judge Lawless is "of counsel" to the plaintiff's law firm of Capretz & Associates in Newport Beach, California. Nonetheless, he spends the majority of his time running Judge-Net, a mediation service he instituted seven years ago. In addition to all of this, Judge Lawless is a part-time professor at Trinity Law School in Santa Ana, California.

\* \* \*

Captain and Mrs. McLean announce the arrival of a great-grandson, Casey Thomas Gossett, born July 20 to the McLeans' daughter, Holly, and her husband, Tom Gossett. Casey weighed seven pounds, five ounces at birth. Congratulations to all!

\* \* \*

Judge Kenneth F. Ripple published *Legal Writing in the New Millennium: Lessons From a Special Teacher and a Special "Classroom,"* in the Notre Dame Law Review. He also published *Justice Lewis F. Powell, Jr.—A Tribute*, also in the Notre Dame Law Review.

Judge Ripple served on the panel for the final round of the Julius Miner Moot Court Competition at Northwestern University Law School on March 23.

\* \* \*

On June 17, Father John Pearson celebrated a Memorial Mass for Sandra Rowe, the wife of T. Kent Rowe, Sr., an NDLS alum and former adjunct prof at the Law School. The Mass took place at Sacred Heart on campus.

\* \* \*

On August 4, Charlie Rice took part in a panel discussion entitled "How Far Can the Communities and Police Go?" The panel formed part of a conference to discuss solutions to loitering, a discussion pervaded by the recent decision of the U.S. Supreme Court finding unconstitutional a Chicago ordinance designed to curb gang-related crime. Despite the decision, Charlie urged the audience away from despair: "It's interesting that the justices are going out of their way to say, hey, there are ways to do this."

\* \* \*

Rudy Sandoval, former law prof at Notre Dame and an associate professor in the college of business at the University of Texas San Antonio, has been promoted to associate vice president for administration. Rudy will serve as a liaison with the faculty for the president and work closely with UTSA's provost on faculty recruiting and hiring practices.

\* \* \*

Pat Schiltz was interviewed in *The American Lawyer* concerning his law-review article, *On Being A Happy, Healthy, and Ethical Member of an Unhappy, Unhealthy, and Unethical Profession*, published in the *Vanderbilt Law Review*. Asked why money becomes an obsession at big firms, Pat said: "The bigger a firm is, the harder it is for its members to agree on anything other than money. In other words, for a firm to develop a culture that resists the general obsession with money, there has to be a consensus or a near consensus on something else. . . . Not every lawyer in a big firm may value money more than anything, but money is the one thing that everyone values at least somewhat. So it becomes the only currency at big firms."

Pat's article has caused considerable controversy. It was the sole subject of Michael E. Goldhaber's column, "Associates," in the August 16 issue of *The National Law Journal*.

In June, *The Vanderbilt Law Review* structured a symposium around the article. Six law professors and two practicing lawyers wrote responses to Pat's article; Pat wrote a reply to those responses. A lengthy excerpt from Pat's article will appear in the next edition of the leading legal-ethics textbook.

Pat served as a Visiting Fellow at Cornell Law School on March 31 and April 1. He conducted a faculty workshop on "Making Moral Lawyers," spoke to the student body on "Everything You Should Know About Large Law Firms," taught a two-hour seminar on "Lawyers and the Legal Profession," and taught a one-hour seminar on "Lawyers and Clients." His visit to Cornell was sponsored by the Keck Focus on Legal Ethics Program.

Pat has been appointed to serve as a legal advisor to the Congregation of Holy Cross.

The Supreme Court of Japan will translate into Japanese Pat's article, *Legal Ethics in Decline: The Elite Law Firm, The Elite Law School, and the Moral Formation of the Novice Attorney*. The Court intends to distribute the article, which originally appeared in the *Minnesota Law Review*, to workshops and study groups in Japanese courts.

\* \* \*

Tom Shaffer published *The Practice of Law with Non-Lawyer Colleagues in Maine*, in the July 1999 issue of *The Maine Bar Journal*. The article grew out of a talk given during the Symposium on the Future of the Practice of Law in Maine, held last November in Augusta, Maine. Tom points out that he was admitted to practice in Maine "until further notice."

\* \* \*

Dinah Shelton published *Reparations to Victims at the International Criminal Court*, in the *International Criminal Court: Reparations to Victims of Crimes* (article 75 of the Rome Statute) and the Trust Fund (article 79), published by the Center on International Cooperation at New York University.

Dinah was quoted in the April 24 issue of *The Economist*. In the article, entitled *To Sue A Dictator*, Dinah notes the importance of civil actions seeking to redress human-rights violations. Even if no money is collected, she says, "These cases are very important for the victims. They establish a court record of their suffering, and of the crimes of their abusers."

\* \* \*

Eric Smithburn served as a member of the teaching faculty at the 1999 Rocky Mountain Child Advocacy Training Institute in Denver, from June 3 to June 8. The National Institute for Trial Advocacy (NITA), the National Association of Counsel for Children (NACC) and the University of Denver College of Law sponsor the program. In addition to teaching trial advocacy to lawyers from throughout the United States, he presented a lecture entitled, "Laying the Foundation for Exhibits at Trial."

In addition to being invited to Wolfson College Oxford as a Visiting Scholar for the 2000 Spring Semester, Eric was recently elected as a visiting fellow of the Centre for Socio-Legal Studies at Oxford. The Centre comprises several senior Oxford professors who engage in multi-disciplinary scholarly publications and other academic projects. Each year the Centre invites a small number of visiting fellows to participate in the activities of the Centre.

Eric's latest book (which he describes as a "fun project") is entitled *The American Tourist Guide to English Words: Words, Expressions and Slang*. It will be published in February-March by Pentland Press in the U.K. The book is an illustrated glossary of approximately 2,500 words and expressions that might puzzle Americans traveling in Britain. Says Eric: "The book lends credence to George Bernard Shaw's statement that the English and the Americans are two peoples separated by a common language."

West Publishing Group has just published the 1999 Pocket Parts to Eric's two-volume treatise, *Indiana Family Law*. He has a contract with West to produce a third volume in the year 2000.

\* \* \*

Jay Tidmarsh published *Looking Forward*, in *Complex Business Litigation*. Jay presented a modified version of the paper at the Sedona Conference on April 30.

\* \* \*

Father Reggie Whitt has been appointed by Bishop John M. D'Arcy to serve as a judge on the Tribunal of the Diocese of Fort Wayne, South Bend.

Father Whitt has been selected to represent the Catholic Bishops in the forthcoming United Methodist-Roman Catholic Dialogue, "The Church In Each Place and In All Places."

\* \* \*

## NEWS FROM THE STAFF

Nancy Beaudoin has announced that she will wed Roy Catanzarite on September 3, 2000. Nancy is planning an old-fashioned Sunday afternoon wedding, with family (seven children and fourteen grandchildren) and friends. It will be an exciting year full of planning for Nancy and Roy.

\* \* \*

Kathy Bradley, long-time member of the staff at NDLS, and her husband Marshall celebrated their fiftieth wedding anniversary on June 11. The occasion was marked by a party at Celebrations Unlimited, in Mishawaka. They have four children: Marsha M. Meuleman and Colleen A. Hawkins, both of South Bend; Jeffery M., of New Carlisle; and Eldon R., of Osceola. The Bradleys also boast ten grandchildren and one great-grandchild. Mr. Bradley retired from the former Dodge Manufacturing Company in Mishawaka.

\* \* \*

Tommy Arnett, brother-in-law of Becky Carlton, died on June 19. The funeral took place on June 23 at the Palmer Funeral Home in Osceola. Our thoughts and prayers are with Becky and her entire family

\* \* \*

Anne Hamilton, Law School Registrar, has been reappointed as a member of the Law School Admission Council's Subcommittee on Misconduct and Irregularities in the Admission Process.

\* \* \*

Debbie and Jim Sumption are the proud parents of Brooke Lynn Sumption, born June 22. Brooke weighed two pounds, four ounces at birth.

She was born with a condition called hydrocephalus and on August 31 Brooke underwent surgery for the insertion of a shunt. Brooke, now at home, weighs seven pounds—"a beautiful baby doing very well." Please keep Debbie, Jim and Brooke in your thoughts and prayers.

\* \* \*

## NEWS FROM THE ALUMNI

Diane L. Bender, NDLS '80, has been appointed to the Disciplinary Commission of the Supreme Court of Indiana. Her five-year term began July 1. Ms. Bender has worked as a sole practitioner, focusing on estate planning, probate matters and trust administration.

\* \* \*

Donald W. Bebenek, NDLS '54 and a partner at Meyer, Darragh, Buckler, Bebenek & Eck, in Pittsburgh, died of a stroke on August 15. The Pittsburgh Post Gazette called him "one of Allegheny County's top trial lawyers . . . well known for his personal, professional and civic commitments." The president of the Allegheny county bar called Mr. Bebenek "a giant, one of the deans of the trial bar."

Mr. Bebenek did his undergraduate work in philosophy at Notre Dame and remained an avid Notre Dame fan all his life. In 1979, he received the Man of the Year award from Pittsburgh's Notre Dame Club. He is survived by three children, Kay, Ann and Paul; and three grandchildren. His wife, Mary Ann Fatum Bebenek, died in 1996.

The family suggests that memorial contributions go to The Donald W. Bebenek Memorial Fund, c/o Carol Hennion, 1100 Grace Hall, Notre Dame, IN 46556. The Fund will provide scholarships to Notre Dame Law School for Pittsburgh students demonstrating academic excellence. Alternatively, memorial contributions should go to Family House Inc., 233 McKee Place, Pittsburgh, PA 15213. Family House provides a home away from home for patients and families dealing with life-threatening illnesses.

\* \* \*

A. J. Bellia, NDLS '94, married Patricia Small in early June. Mr. Bellia practices with Miller, Cassidy, Larroca & Lewin, in Washington, D.C. At NDLS he was editor-in-chief of the Notre Dame Law Review.

Both bride and groom served as law clerks at the United States Supreme Court. Ms. Small clerked for Justice Sandra Day O'Connor and Mr. Bellia for Justice Antonin Scalia.

\* \* \*

Patricia Bobb, NDLS '72 and a prominent Chicago lawyer, has been named a commissioner of the Attorney Registration and Disciplinary Commission, the state agency that investigates lawyer-misconduct allegations. Ms. Bobb is the immediate past president of the Chicago Bar Association.

\* \* \*

The Texas Chapter of the National Academy of Elder Law Attorneys has given to Bruce Bower, NDLS '75 and director of advocacy and client services at Texas Legal Services Center, the Outstanding Chapter Member of the Year award. Mr. Bower currently chairs the Texas Senior Advocacy Coalition.

\* \* \*

Joseph A. Canale, NDLS '39, died July 19 following a stroke. Mr. Canale practiced law in Memphis, Tennessee, before joining the Federal Bureau of Investigation in 1942. Among his numerous special assignments: several civil-rights and related investigations in Tennessee, Mississippi and surrounding areas during the 1950s and 1960s.

Following his retirement from the FBI, he served as assistant city attorney, city prosecutor and police legal advisor for the city of Memphis. Memphis State University, in 1972, appointed him its first chairman and an associate professor for a new department of criminal justice. He did his undergraduate work too at Notre Dame.

Surviving are his wife of fifty-eight years, Mary Cahill Canale; two sons, Jim and Andrew; three daughters, Joan Szuberla, Ann Tarnowski, and Jane Hess; eleven grandchildren; and one great-grandchild. Funeral services took place July 22 at St. Louis Catholic Church in Memphis. Memorial contributions should be made to the Monastery of St. Clare or to the charity of the donor's choice.

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John Cerone, NDLS '98, has been hired by the International Crisis Group to help document violations of international humanitarian law in Kosovo. The Humanitarian Office of the European Commission funds the Group. John left New York on July 3 and will remain in Eastern Europe until the end of September.

\* \* \*

Bob Clemens, NDLS '82 and a partner at Bose, McKinney & Evans, in Indianapolis, has been elected secretary of the Indiana Chapter of the American Board of Trial Advocates. Recently, Bob tried his fortieth jury trial. He notes that his most fulfilling professional role continues to be his responsibility for trial-advocacy training of young associates in the firm. "Thank God for NITA!" he adds.

\* \* \*

Amy Coney, NDLS '97, and Jesse Barrett, NDLS '99, were married August 7 at St. Catherine of Siena Church, in New Orleans. Following their honeymoon trip to Cozumel, Mexico, the couple took up residence in Washington, D.C.

\* \* \*

Jean Elizabeth Connolly, NDLS '94 and a lawyer with McGrath, North, Mullen & Kratz, in Omaha, married James William Ambrose II on July 30. The event took place at St. Robert Catholic Church in Omaha. The couple honeymooned in Calgary, Canada.

\* \* \*

Gerald P. Culm, NDLS '67 and trust counsel at Northern Trust in Chicago, died July 11 of lymphoma at his home in Wayne, Illinois. His funeral Mass took place July 17 at St. John Neumann Catholic Church, in St. Charles, Illinois. Surviving are his wife, Joan, who was his high school sweetheart; a daughter, Sheila Klostermann; a son, Geoff; and a grandson.

Mr. Culm did his undergraduate work at Notre Dame and received a master's degree in taxation from John Marshall Law School. The family has asked that in lieu of flowers memorials be made to the University of Notre Dame.

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Joseph Falvey, NDLS '87, has been named acting dean of Ave Maria Law School, scheduled to open in Ann Arbor, Michigan, in Fall 2000. He will join former NDLS prof Bernie Dobranski, whose appointment as dean was announced in April. Falvey will serve as acting dean until Dobranski leaves his current job as dean of Catholic University School of Law in Washington, D.C., and joins Ave Maria full time. At that time, Falvey will remain on the faculty at Ave Maria as a full-time professor.

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Jing He, a 3L at NDLS, was featured in an article, entitled *Global Law*, in the August 18-31, 1999, edition of The Indiana Lawyer.

\* \* \*

Robert J. Hepler, NDLS '55, died June 17 in the Goshen, Indiana, General Hospital. Mr. Hepler was senior partner of Hepler, Saunders, Barker & Colbus, of Goshen. His membership on and work for the Elkhart County Fair Board for thirty years earned him entry, in 1994, into the Hall of Fame of the Indiana Association of County and District Fairs. A Big Ten official for thirteen years, he worked the Rose Bowl in 1971. Services were held on June 22 at the First Presbyterian Church in Goshen.

Mr. Hepler is survived by his wife, Martha Pease Hepler, a daughter, a son, and five grandchildren. Memorial contributions may be made to the First Presbyterian Church, to Youth for Christ, or to the Indiana Football Hall of Fame in Richmond, Indiana.

\* \* \*

The Notre Dame Club of Cincinnati awarded its 1999 Award of the Year to Frank Julian, NDLS '82 and tax counsel for Federated Department Stores. The presentation, which took place June 9, noted Frank's "love for, and loyalty to, the University" (Frank has missed only six home football games in twenty years); his service to the Cincinnati Club (he has chaired its UND Night, and served in many offices, including President); and his community service (he co-chaired the "Ara's Greatest Legacy Dinner," which raised \$125,000 for research of Neiman Pick type C disease, and has worked regularly for United Way and the Fine Arts Fund). Congratulations, Frank!

\* \* \*

David LaSota, NDLS '98, and his wife Ann-Marie announce the birth, on April 28, of daughter Madeline. Mr. LaSota works with Chapman & Cutler, in Chicago.

\* \* \*

John McCarron, NDLS '87 and a shareholder in the law firm of Ashburn & Mason in Anchorage, Alaska, married Mary Pae on March 20, in Sacramento, California. Mary works as a news anchor for Channel 11 in Anchorage. The ceremony took place at the Korean Presbyterian Church in Sacramento. The couple's honeymoon trip took them to Maui, Hawaii.

\* \* \*

Thomas L. McKevitt, NDLS '34, died of pneumonia on June 21 at his home in Silver Spring, Maryland. He was 88 years old. In 1981 he left the Department of Justice after forty-six years of federal service, including World War II service in the Pacific. In 1971 he won the John Marshall Award for Outstanding Legal Achievement.

At the Law School, he was editor of the law review. A former president of the St. Vincent DePaul Society, he volunteered as well for Meals on Wheels. Surviving are his wife of fifty-nine years, Dorothy Dugan McKevitt; five children; and ten grandchildren. A son, Kevin, died in infancy.

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Jane W. Miller, NDLS '78, served on the faculty of a program entitled "Advanced Evidence." Sponsored by the Indiana Continuing Legal Education Forum, the event took place August 27-28 at Culver Cove Resort in Culver, Indiana.

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Brian Nettleingham, NDLS '98, has agreed to join the firm of Smith, Haughey, Rice & Roegge, in Grand Rapids, Michigan. Mr. Nettleingham currently clerks for Judge Joel Hoekstra, on the Michigan State Court of Appeals.

\* \* \*

Louise Vuono Schrage, NDLS '95, gave birth to twin sons, Ryan and Matthew, on July 30. Louise practices as an associate with the Pittsburgh law firm of Vuono and Grey, whose partners include her father, John A. Vuono, NDLS '55 and a member of the Law School's Advisory Council, and her brother, Mark T. Vuono, who earned his undergraduate degree at Notre Dame in 1977. Louise's father comments: "Needless to say, she has taken an extended leave from her law-firm duties."

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On July 24 Eugenia Schwartz, NDLS '80, received a Fighting Spirit Award from the American Cancer Society of St. Joseph County. Ms. Schwartz is one of the founding members of a support group, called "Bosom Buddies," for women, like Ms. Schwartz, diagnosed with breast cancer. The award was presented at the Society's annual Night of the Stars Gala, held in the South Dining Hall at the University of Notre Dame.

\* \* \*

Raymond H. Seitz, NDLS '72 and a partner in the Buffalo law firm of Phillips, Lytle, Hitchcock, Blaine & Huber, has been elected to chair the New York State Bar Association's 4,500-member Business Law Section. At Phillips, Lytle, he leads the banking and commercial-lending practice group. He is a member of the American Bar Association's Commercial Financial Services Committee and the New York Bankers Association Lawyers Advisory Committee. He is a fellow of the American College of Commercial Finance Lawyers.

For the past fourteen years, he has taught Business Law at SUNY Buffalo's School of Management. He has spoken extensively on the topics of commercial lending, counsel opinions, legislation and lender liability at training and continuing legal education programs sponsored by the NYSBA, the Bar Association of Erie County, the New York Bankers Association and various clients. He has published materials on commercial lending and legal opinions. He is listed in Best Lawyers in America and Who's Who in American Law.

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Michael P. Seng, NDLS '67 and professor at the John Marshall Law School, published *Constitutional Restraints on the Regulation of Business in the United States*, in the proceedings of the Freedom of Contract Conference, held at Masaryk University, in the Czech Republic.

\* \* \*

Judy Danelle Snyder, NDLS '73 and managing partner at Hoevet, Snyder & Boise, in Portland, Oregon, has been elected president of the Multnomah (Oregon) Bar Association. In 1989-90, she served as president of the Oregon Trial Lawyers Association. The MBA, founded in 1906, is a voluntary professional association of approximately 4,000 Portland-area lawyers and judges.

\* \* \*

John D. Stoddard, NDLS '92, has joined the firm of Weltman, Weinberg & Reis, in Cleveland. His work will target bankruptcy and probate. He did his undergraduate work at Albion College.

\* \* \*

Lisa L. Swem, NDLS '88 and a partner at Thrum, Maatsch & Nordberg, in Lansing, Michigan, published *Preventing Threats of Violence in Schools From Turning into a Tragedy*, in

School Law in Review: 1999. The piece grows out of a presentation she made in San Francisco at a School Law Seminar sponsored by the National School Boards Association's Council of School Attorneys.

\* \* \*

Mark Telloyan, NDLS '97, was admitted to the Indiana Bar and to practice before the federal courts of the Northern and Southern Districts of Indiana on June 4. Indiana Chief Justice Randall Shepard oversaw the ceremonies. Tex Dutille represented Notre Dame at the ceremony and at a reception immediately following.

\* \* \*

Fred Tiemann, NDLS '96, will become assistant federal public defender for the Southern District of Texas. He previously served as assistant state public defender for Minnesota.

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Daniel Tychonievich, NDLS '96, has joined Baker & Daniels, in South Bend. His practice will target intellectual property. Mr. Tychonievich did his bachelor's degree at Ohio State University.

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John Tyler, NDLS '89, has become general counsel and secretary of the board of directors

for the Ewing Marion Kauffman Foundation. EMKF, a \$1.7 billion foundation, deploys two hundred employees in Kansas City, Kansas. Its nationwide operations target youth development and entrepreneurial education.

\* \* \*

Jeff Urban, NDLS '94, and his wife Dolores announce the birth on July 19 of their son, Andrew Charles Urban.

\* \* \*

Coquese Washington, NDLS '97 and a player in the Women's National Basketball Association, was featured in a column, entitled *W.N.B.A. Challenged By Union*, in the April 11 edition of The New York Times.

\* \* \*

Mary Yu, NDLS '93 and deputy chief of staff of the King County (Washington) Prosecutor's Office, was featured in a June 7 article in The Seattle Times. The article points out that her rise from the civil division at the prosecutor's office to deputy chief of staff in just five years has made her the highest-ranking woman and minority ever in that office. Said King County Prosecutor Norm Maleng: "She is one of the most remarkable persons that I have ever met."

\* \* \*

Kathy Zelenock, NDLS '94 and a partner at Simpson Zelenock in Birmingham, Michigan, was recently elected treasurer of the Notre Dame Club of Detroit. From this position, she will rotate through the other officer positions, eventually serving as President. Congratulations, Kathy!

\* \* \*

Jennifer Ann Zimmerman, NDLS '98, has joined the staff of the South Bend City Attorney. While working part time on city legal issues, she will continue as an associate at Tuesley & Hall of South Bend.

She did her undergraduate work at the University of Michigan.

## MISCELLANY

On August 8, on behalf of both the Law School and the Notre Dame Law Association, Dean Patty O'Hara hosted a reception in connection with the Annual Convention of the American Bar Association. The event, choreographed by Cathy Pieronek of our Law School Relations Office, took place in the NationsBank Building, in Atlanta, Georgia.

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