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NDLS Update 02/1992

Notre Dame Law School

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Volume I, No. 4

February, 1992

NDLS UPDATE

News of the Notre Dame Law School

NDLS Barristers Team Wins Midwest Regionals

One of Notre Dame Law School's two Barristers Teams won the Midwest Regionals in Chicago on the week-end of February 7. Team members: Joseph Collins, David Gorman, Jeanine Gozdecki-Wright, and Jody Schlichting. Jeanne Jourdan and Sandy Brook, trial judges who teach in the Notre Dame Trial Advocacy Program, coached the Team. Paul Peralta, Wendell Walsh and Kevin Warren, all NDLS and Barristers alumni, contributed greatly to the coaching. The Team will compete in the Nationals in San Antonio in the middle of March.

Jessup Team Shines in Regionals

On the week-end of February 7, the Notre Dame International Moot Court Team garnered the Runner-Up Trophy in the Central Region Competition. The Team's Memorial captured second-place honors and Brian Alexander placed third as Oralist. Representing NDLS, besides Alexander, were Matthew Breman, Tom Dixon, and Linda Kearney. The Faculty Sponsors were Trai Le and Barbara Fick.

NDLS hosted the competition. From all accounts, the event was a total success. Deep thanks go to Trai, Barbara, and Kevin Moran for all the work necessary to such a success. Thanks too to all others who helped through judging or otherwise.

Faculty Adopts Grading Lexicon

On February 14, the Law Faculty adopted, pursuant to a lengthy discussion, a resolution establishing criteria for grades. Under the resolution, the grade of A reflects superior work, B reflects good work, C reflects satisfactory work, D reflects work that is unsatisfactory but with credit, and F reflects failure.

NDLS Alum Appointed to Arizona Supreme Court

Frederick Martone, NDLS '72, has been appointed to the Arizona Supreme Court. Martone, a 48-year-old Republican, has been a Maricopa County Superior Court judge for seven years. Martone was among six applicants interviewed by members of the non-partisan Commission of Appellate Court Appointments. That Commission sent the names of three finalists to Governor Fife Symington, who made the final selection. Martone and his wife, Jane, have two children.

Court of Appeals to Sit At Notre Dame

A Panel of the United States Court of Appeals for the Seventh Circuit will sit at Notre Dame on October 29, 1992. The Law School is indebted to Judge Ripple for arranging this occasion. Judge Ripple indicates that members of the court are anxious to meet with students and Faculty in a variety of settings in connection with the Panel's appearance here. Please suggest ways in which this might best be done.

Lewers Baptizes Link Grandson

Father Lewers baptized John Bernard Favorite, son of Michael Favorite and Maureen Link Favorite, in the Log Chapel on Saturday, January 18. The baptism took place just before Dave Link, grandfather of the newly-baptized, returned to Australia.

Kmiec Honored

Doug Kmiec received the "academic writer of the year" award from the Indiana Policy Review Foundation, an Indianapolis-based research organization dedicated to the analysis of public policy at all levels of government. Doug has written numerous papers and essays for the Foundation, addressing Supreme Court developments, constitutional law, and family policy.

Gardey 1992 Law Review Editor-In-Chief

David Gardey has been elected Editor-in-Chief of the *Notre Dame Law Review* for the 1992-93 Academic Year. Congratulations and best wishes to him!

Faculty Colloquium to Feature Rodes

Bob Rodes will lead the next Faculty Colloquium, at noon on Friday, February 28. His topic will be, "Class, Eschatology and Law." The usual box lunch will be served.

Barnett to Speak on Ninth Amendment

Professor Randy Barnett, of Chicago Kent Law School, will discuss the Ninth Amendment at noon, February 27, in the Law School Courtroom. The Thomas J. White Center will host the lecture.

Rice Files Petition in Supreme Court

Charlie Rice has co-authored a petition for a writ of certiorari to the United States Court of Appeals for the Fourth Circuit. The petition asks the United States Supreme Court to review two questions: 1) Does an "offended observer" of an alleged violation of the Establishment Clause of the First Amendment have standing under Article III of the Constitution to challenge that violation?; 2) Does a State District Judge's custom of opening daily courtroom sessions with a nonsectarian invocation violate the Establish-

ment Clause of the First Amendment? (*Constangy v. North Carolina Civil Liberties Union Legal Foundation*).

Journal of Legal Education Moves

After five years of service as Editor of the *Journal of Legal Education*, David Vernon has announced his resignation. In July, 1992, the *Journal* will relocate to Case Western Reserve University School of Law. Co-editors of the *Journal* will be Professors Jonathan L. Entin, Eric M. Jensen, William P. Marshall, and Karen Nelson Moore. Our own Tom Shaffer served on the Special Committee addressing the "future directions" of the *Journal* and the selection of the new editors.

FACULTY ACTIVITIES

Sabrina McCarthy made a presentation entitled, "An Introduction to Human Rights Research," at the Third Annual Conference of the Amnesty International Legal Support Network, held January 24-26 at the Urban Morgan Institute for Human Rights at the University of Cincinnati. The presentation offered lawyers and law students a foundation for conducting human-rights legal research in the two areas in which Amnesty International submits amicus briefs: death-penalty litigation and refugee-status determinations. Barbara Gasperetti and Garth Meintjes also attended the Conference.

Bill McLean will represent the Law School at the Latino/Native American Law School Access Conference in Albuquerque, New Mexico, March 5 to 7. Bill McLean has also been named to the University's Advisory Committee on Institutional Research.

Tex Dutille attended the ABA Deans' Meeting in Dallas, January 30 and 31, and the Stetson Conference on Higher Education Law, in Clearwater, Florida, February 9 through 12.

On February 18, Doug Kmiec spoke to Notre Dame Right to Life. His topic: "*Casey v. Planned Parenthood*: Will the Court Overrule *Roe*? Will it matter?"

John Robinson discussed "The Real New World Order" at a Faculty and Staff Forum in the Center for Social Concerns on Friday, February 14.

Patti Ogden recently attended the Special Winter Institute on Technology Applications for Law Libraries. The Institute was sponsored by the American Association of Law Libraries.

Dwight King will attend a workshop on legislative history sponsored by the Chicago Association of Law Libraries.

Bob Blakey will discuss the film "JFK" on Wednesday, February 26, from 3:30 to 4:30 p.m. in the Courtroom.

FACULTY PUBLICATION

Father John Pearson co-authored "Footprints of a Just Man: The Case Law of Judge Robert S. Vance." The article, extending over 200 pages, comprises an entire issue of the *Alabama Law Review*.

ALUMNI NEWS

Mark R. Goodman, NDLS '83, has been elected to partnership at Lord, Bissell and Brook in Chicago.

Jack Sandner, NDLS '68, has been re-elected Chairman of the Chicago Mercantile Exchange. Jack, who has served a record seven terms as Merc Chairman since 1980, serves on the Law School Advisory Council. He has also been a major benefactor of the Law School.

Kathleen Schuller, NDLS '90, has announced her engagement to Dr. Arsenio

Mestre of Orlando, Florida. Kathleen works with Lownds, Drosdick, Doster, Kantor & Reed in Orlando. The wedding is set for February 29 in Winter Park, Florida.

Robert M. Greene, NDLS '69, has been named Vice-Chair of the 1992 Catholic Charities Appeal of the Buffalo, New York, Diocese. He recently authored an article entitled, "Law Firm Finances: The Party's Over," in *Law Practice Management*. Bob is Managing Partner at Phillips, Lytle, Hitchcock, Blaine & Huber. He is also President of the Board of Catholic Education for the Diocese.

John Tyler, NDLS '89, was recently featured in the *Kansas City Star* for his devotion to community activities.

Bob Krause, NDLS '66, will lecture to Charlie Rice's Torts class on Thursday, March 19, at 11:00 a.m., in the Courtroom. He will address issues related to products liability.

Joseph Cassini, III, NDLS '72, has been appointed to a Superior Court judgeship in New Jersey by Governor Jim Florio. Cassini had been appointed to the Municipal Court thirteen years ago. Cassini, 41, and his wife, Margie, expect their first child in March.

Gerald F. Lutkus, NDLS '82, has been named a partner at Barnes and Thornburg, effective January 1, 1992.

Carol Ann Nix, NDLS '75, will represent the Law School at the 91st International Training Course in Tokyo, Japan, from April 27 through May 22. Carol Ann, currently Deputy Prosecuting Attorney for St. Joseph County, will deliver two papers: "Alternatives to Incarceration for Drug Offenders -- A Working Model;" and "Boot Camps and Electronic Monitoring As Alternatives to Incarceration." The trip is completely funded by the Conference sponsors.

Patrick Meter, NDLS '73, has been named a Judge of the Tenth Judicial Circuit Court in Saginaw County, Michigan.

TEX DUTILE