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NDLS Update 04/1992

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Volume I, No. 6

April, 1992

NDLS UPDATE

News of the Notre Dame Law School

LOESCH WINS 1992 DISTINGUISHED GRADUATE STUDENT AWARD

Marty Loesch, currently completing work on a double masters in law and peace studies, and a 1991 J.D. grad of the Law School, has won the Alumni Association's Distinguished Graduate Student Award for 1992. That award recognizes service to the community and to the University in conjunction with strong academic standing. This soon-to-be "quadruple Domer" (he also received a Bachelor's Degree from ND in 1987) has been an assistant rector at Alumni Hall since 1989. On campus he has served with the President's Task Force on Evangelization, Pastoral Ministry and Social Values, and with the loan-assistance committee. Other University activities include work with the Center for Social Concerns in the Summer

Service Project and with Notre Dame Encounter and the Holy Cross Associates. Off campus, he has served as a deputy probation officer in Colorado and as a volunteer at the Center for the Homeless in South Bend. Congratulations to Marty for this wonderful honor.

FIRST NDLS APPRECIATION RECEPTION SLATED

Each year, a large number of lawyers and others from outside the Law School community give significant help to our enterprise by judging Moot Court, by lecturing in classes and in many other ways. To date, we have not thanked them in any organized fashion. On Wednesday, May 27, we will host the first annual Appreciation Reception in the Student Lounge, from 5:00 p.m. to 7:00 p.m. I hope

you will all try to attend. Equally important, I hope you will inform the Dean's Office of anyone who you think should be invited. (For each name, please include a sentence stating the reason for the invitation).

ANDY FIRTH WINS SUIT FOR AID

The Indiana Court of Appeals ruled unanimously last week that Andrew Firth, a hearing-impaired NDLS student, is entitled to public funding to help him complete his degree. The court did not specify the extent of the services to which the third-year student, who uses an interpreter for both classes and other course work, was entitled. Indiana's Family Services Administration, which had earlier rejected Firth's request for financial assistance, will address that issue. The ruling was based on the 1973 Federal Rehabilitation Act.

FACULTY COLLOQUIUM WILL FEATURE GUNN

Alan Gunn will lead the next Faculty Colloquium, scheduled for Friday, April 24, at Noon. Topic: "The Pinto Case and the Values of a Life." The usual box lunch will be served.

RICE RECEIVES HONORARY DEGREE

Charlie Rice received an honorary degree from the Franciscan University of Steubenville on March 25. (Quipped Rice: "This puts me 138 behind Father Hesburgh, but I'm gaining fast.") Charlie accepted the degree at an Academic Honors Convocation, at which he also delivered the principal address, entitled, "Can a University Really Be Catholic?"

BERT LOPEZ ALBEROLA TESTIFIES BEFORE U.S. HOUSE

Bert Lopez Alberola, a third-year NDLS student, appeared before the Committee on Foreign Affairs of the United States House of Representatives to testify on "U.S. Policy Toward Cuba and Consideration of H.R. 4168,

The Cuban Democracy Act." Bert is President of the Notre Dame Cuban American Union of Student Advocates (CAUSA).

BEAUCHAMP TO CELEBRATE NDLS REUNION MASS

Father William Beauchamp will celebrate the Law School's Reunion Mass on Saturday, June 6, at 9:30 a.m. in the Law School Lounge.

SCHWEBEL OF INTERNATIONAL COURT OF JUSTICE TO VISIT NDLS

At the invitation of the Center for Civil and Human Rights, the Honorable Stephen M. Schwebel of the International Court of Justice will visit Notre Dame this Fall. He will deliver a University-wide lecture on "The Prospects and Performance of the World Court" or "Human Rights in the World Court"; he will address the law faculty on "The Decision-Making Process of the World Court"; and he will speak to law students on "Careers in International Law."

THIRD-YEAR DINNER SET

The Third-Year Dinner, at which the "Teacher-of-the-Year" will be announced, will take place on Wednesday, May 13. A cocktail hour, beginning at 6:00 p.m., will precede the 7:00 p.m. dinner. A "fabulous slide show" will follow. The third-year class has warmly invited the faculty and spouses. (Tickets, which must be purchased in advance, are available from the Student Bar Association).

NEW SBA OFFICERS ELECTED

In a recent election, NDLS students chose new officers of the Student Bar Association. For the next year, Charles Hegarty will serve as President, M. J. Sully as Vice-President, Andrea Roberts as Secretary, and Jamie O'Brien as Treasurer.

1992-93 NATIONAL MOOT COURT TEAM NAMED

Joanna Berman, Edward Sullivan, Mary Rielly, and Joseph DeReinzo will comprise the National Moot Court Team for academic year 1992-93.

THE JOURNAL OF COLLEGE AND UNIVERSITY LAW ELECTS DUNN

John Dunn is the Student Editor of *The Journal of College and University Law* for the 1992-93 academic year.

PATRICK HENRY TO HEAD ETHICS JOURNAL

Patrick Henry has been elected Editor-in-Chief of the *Notre Dame Journal of Law, Ethics & Public Policy* for the 1992-93 academic year.

JOURNAL OF LEGISLATION LISTS NEW OFFICERS

Ron Ratton will serve as Editor-in-Chief of the *Journal of Legislation* for the 1992-93 academic year. Executive Articles Editor will be Doug Gray, and Executive Notes Editor will be John Kanan.

HISPANIC LAW STUDENTS ASSOCIATION ANNOUNCES NEW OFFICERS

The following officers have been elected by the Hispanic Law Student Association for the 1992-93 academic year: President, Carlos Cancel; Vice-President, Richard Alvarez; Treasurer, David Haimes; Social Coordinator, Sheila Castillo; and Sports Coordinator, Marc Villarreal.

1992-93 BLSA OFFICERS SELECTED

Marcia Lucas is the 1992-93 BLSA President. Her fellow officers are: Natasha

Thompson, Vice-President; Dianne Tillman-Reed, Secretary; and David Reed, Treasurer

STUDENTS RECEIVE SALVATION ARMY AWARD

The Salvation Army of South Bend has presented a Certificate of Appreciation to Notre Dame Law Students in recognition of their "outstanding contribution to the community." The Certificate recognizes our students' service in hosting a Halloween party for underprivileged children at the Salvation Army in South Bend.

LORRAINE KULPA VISITS NDLS

Lorraine Kulpa, Director of the Library at Baker and McKenzie, recently visited NDLS to address future summer clerks on the subject of research activities in a law firm. As a follow-up, our research librarians, on April 22, provided a crash course in those research skills frequently needed by summer associates, but not taught in the first-year legal-research course.

GOVERNOR ROBERT CASEY DELIVERS PUBLIC LECTURE AT NDLS

On April 2, Governor Robert Casey of Pennsylvania delivered a public lecture in the Law School Courtroom entitled, "The Democratic Party and the Politics of Abortion."

NDLS SITE OF TRAINING SEMINAR ON IMMIGRATION

On April 11, the Office of the U.N. High Commissioner for Refugees, Branch Office for the United States, together with the Notre Dame Law School, held a training seminar on refugee-status determination. The session covered legal principles and procedural techniques for assisting those requesting asylum. Both our Center for Civil and Human Rights, through Garth Meintjes, and our Legal Aid Clinic, through Barbara Gasperetti, were involved in the session.

FACULTY NEWS

Queen Elizabeth has approved the appointment of Aubrey Diamond, Co-Director of our London Programme, as Queen's Counsel, *Honoris Causa*. Until last year, only barristers, and only a very select few, were so honored. Aubrey is only the second solicitor/academic to be so honored. The official ceremony will take place on May 19 in the House of Lords.

Eric Smithburn served as a Team Leader and Faculty Member at the Indiana Trial Advocacy Program, sponsored by the National Institute for Trial Advocacy and the Indiana Continuing Legal Education Forum at the Indiana University at Indianapolis School of Law from March 15 through 22.

Doug Kmiec has been appointed Contributing Editor for Constitutional Law for the ABA's *Preview of Supreme Court Cases*.

Sabrina McCarthy served as a panelist at the Annual Midwest Regional Conference on Minority Legal Scholarship, held at John Marshall Law School in Chicago from March 22 to March 24. She delivered a critique of scholarship on the constitutionality of state drug-taxation statutes.

Jim Seckinger was featured in an article entitled, "Notre Dame Law School Professor Advocates a Teaching-by-Doing, Trial Law Education," in the March 25-April 7, 1992, issue of *The Indiana Lawyer*.

In late March, Jim served as a Faculty Member for the NITA Teacher Training Program at the Harvard Law School. He also gave a series of lectures on Effective Teaching Techniques to both faculty and participants.

Kevin Warren, Concurrent Assistant Professor of Law, gave a presentation in Chicago recently, entitled, "State Rules and Regulations Regarding Agents and Disputes Between Agents and Athletes." The presentation

formed part of the conference, "Agency for Professional Athletes," sponsored by the Chicago Bar Association's Law Committee.

Tom and Nancy Shaffer were in France from April 9 through April 22 to visit their daughter and son-in-law.

Barbara Fick was named a Contributing Editor for Labor Law for the ABA's *Preview of Supreme Court Cases*.

Barbara also will serve on a search committee for a new director of the Joan B. Kroc Institute for International Peace Studies. Other members of the Committee are the Provost, Paul Kenney in Physics, Scott Mainwaring in Government, John Van Engen in History and Arvind Varma in Chemical Engineering. Fick, Kenney and Mainwaring are all Faculty Fellows in the Kroc Institute. The Provost will chair the Committee.

Charlie Rice is "Of Counsel" on an *Amici Curiae* brief in the Supreme Court of the United States. The case is captioned *Planned Parenthood of Southeastern Pennsylvania v. Robert P. Casey, Nos. 91-744 and 91-902*.

On March 25, John Attanasio was installed in an endowed academic chair as the Reagan Director of the Joan B. Kroc Institute for International Peace Studies.

FACULTY PUBLICATION

Tom Shaffer's "Property Law: Cases, Materials and Problems", plus a teacher's manual, were published on April 6 by the West Publishing Company.

LIBRARY NEWS

Roger Jacobs attended a meeting of the Facilities Committee of the ABA Section of Legal Education and Admissions to the Bar.

The Committee, chaired by former NDLS professor Frank Beytagh, is working on a handbook for planning law-school construction projects.

Roger also served on an ABA Site Visitation Team at the University of California, Hastings, from April 12 through 15.

Jeff Morgan, NDLS Computer Coordinator, attended the major trade show of the American electronic industry, Comdex, in Chicago on April 8.

Florence Klecka, a full-time temporary in our CBA processing project, has become a full-time Library Assistant, filling the position formerly occupied by Esther Batten.

LEGAL AID NEWS

The NDLS Legal Aid Clinic has filed with the Sunnyside Presbyterian Church an application for a grant of \$10,000 to establish a client-assistance fund. The fund would be used 1) to provide filing fees and costs of investigation and discovery that are not available at public expense; 2) to provide financial resources for settlement of disputes; 3) to provide direct financial assistance to clients while the Clinic pursues claims; and 4) to provide extraordinary professional expenses in extraordinary cases.

ALUMNI NEWS

Don Manderfeld, NDLS '89, and Laurie Murphy, NDLS '88, will be married on August 1, 1992.

George E. Horn, NDLS '87, shortly after assuming his new position in the Marion County, Indiana, Prosecutor's Office, was drafted as the third trial prosecutor on the team that handled the Mike Tyson rape case.

John J. Haugh, NDLS '66, is the principal author and editor of a two-volume work entitled, "Toll Fraud and Telabuse: A Multibillion Dollar National Problem." John, who serves on the Board of Directors of the Notre Dame Law Association, donated a copy of the work to our library.

Paul Guerre, NDLS '90, has joined the firm of Warner, Norcross & Judd in Grand Rapids, Michigan.

James H. Meu, NDLS '42, died in August, 1991.

James P. Gillece, Jr., NDLS '69, President of the Board of Directors of the Notre Dame Law Association, has left Piper and Marbury, in Baltimore, to join Miles & Stockbridge in the same city.

MISCELLANY

A United States District Court Judge, who has now hired NDLS law clerks for a period spanning 1992 to 1995, writes: "Hopefully, I will have the opportunity to have applications from other Notre Dame graduates in the future. This year there were a large number of applications from [schools ranging from] Harvard, Duke, [the] University of Virginia, and other schools in the East to the University of California in the West. However, your Notre Dame graduates seem to have the edge over graduates of other schools." Nice to hear!

NITA's Board of Trustees held its Spring Meeting on April 9 and 10 at the South Bend Marriot.

On April 12, the Sunday Mass in the Law School Lounge was celebrated by Father Malloy, President of the University.

AN UPDATE FOCUS ON: THE SOCIAL JUSTICE FORUM

On April 15, the Social Justice Forum held its second annual Spring Olympics for children in the Salvation Army's Before\After School program. Over forty children participated in the day's events, which included the three-legged race, the egg-toss, whip cream\gumball relay, and the Tug-O-War. The children were assisted by thirty volunteers from the Law School. Each child received from the Social Justice Forum a commemorative T-shirt and ribbon for outstanding participation. A tour of the Law School tipped off the event.

The Social Justice Forum and the Salvation Army "team up" for the Spring Olympics and its companion event, the Fall Halloween Party. The Before\After School program at the Salvation Army serves children whose parents are unable to be with them for significant periods of time before the school day begins, once it has ended, or both. The children, typically from single-parent families with moderate to low incomes, are considered to reflect a high risk of abuse or neglect.

The Spring Olympics and Fall Halloween Party provide the children with a day of fun at the Law School, introduce and encourage them to aspire to higher education, and expose them to positive young role models. For the law students, the annual events allow an interaction with the South Bend-Mishawaka community that builds understanding of the community's needs and resources and of ways in which students can help meet those needs at NDLS. The greatest measure of success of these activities has been the hundreds of hours of volunteer service that law students have provided to individual children after meeting them at the events. Many students serve as "Big Brothers/Sisters" to the children through the HEROES program at the Salvation Army. The Program Director reports that the Social Justice Forum events alone have tripled the number of

volunteers participating in HEROES over the past two years.

The Halloween Party and Spring Olympics were the brainchild of past SJF President Frank Kros, who brought the ideas for the activities with him from his work at a children's home prior to entering law school. Kros and second-year student Julie Briscoe chaired this year's events. Also participating on the coordinating committee were Beth Ahern, Bill Byrne, Laura Curliss, Michelle Gadrow, and Charley Hegarty. Volunteers for the events included SJF President Rob Mitchell, Aileen Bigelow, Jane Brennan, Sarah Buescher, Wendell Davis, Jim DeMarco, Mark Feczko, Jacqui Galko, Julie Garvey, Deb Ganter, Bridget Healey, Adam Hirschfield, Paul Hurcomb, Dan Lohman, Melissa McAndrews, Patrick Nagle, Corinne Pavlis, Kay Rottinghaus, Michael Sieja, Dave Swihart, Renee Thibodeau, Maria Vertuno, and Mark Yoshida.

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