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## NDLS Update 08/1992

Notre Dame Law School

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August, 1992

# ***NDLS UPDATE***

*News of the Notre Dame Law School*

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## **FULL-YEAR PROGRAMME IN LONDON CONTINUED THROUGH 1994**

On August 7, the Council of the Section of Legal Education and Admissions to the Bar of the American Bar Association extended through 1994 NDLS' variance from Criterion X of the Criteria for Approval of Semester Abroad Programs. After hearing statements from Tex Dutille and Roger Jacobs, the Council, meeting in San Francisco, voted to re-examine the entire area of academic credit for study abroad. This "reprieve" provides students entering NDLS this Fall the opportunity to spend their second year in London.

## **NDLS LEGAL AID CLINIC TO MOVE TO NEW BUILDING**

On July 13, the South Bend Common Council voted unanimously to rezone a multi-unit apartment building at the northwest corner of Howard and St. Peter Streets. This vote cleared the way for the purchase of that building for the NDLS Legal Aid Clinic. The Clinic will move to its new premises during the Fall semester of 1992. The new building will triple the Clinic's space. Moreover, the Clinic will retain its current faculty office as a base in the Law Building. Eileen Doran and Barbara Gasperetti, co-directors of the Clinic, and James J. Lyphout, Associate Vice-President for Business Affairs at the University, shepherded



the proposal for the rezoning through three separate governmental agencies.

### **ABA APPROVES J.S.D. PROGRAM**

On June 6, the Council of the Section of Legal Education and Admissions to the Bar of the ABA gave final approval to the establishment at NDLS of a J.S.D. Program in International Law and International Human Rights. That approval was based on both the report of the site-visitation committee and the recommendation of the Accreditation Committee.

### **NDLS HOSTS ALUMNI RECEPTION**

In connection with the ABA Meeting in San Francisco, NDLS and the Notre Dame Law Association hosted a cocktail party for its alumni and friends. Among former NDLS profs present: Judge John Noonan of the Ninth Circuit; William B. Lawless, former Dean of NDLS; Frank Beytagh, now Dean at Ohio State Law School; and John Attanasio, Dean at St. Louis College of Law. Jim Gillece, NDLS '69, and Diane Rice, NDLS '83, made arrangements on behalf of the Notre Dame Law Association. The reception was held at the John Pence Gallery in San Francisco on August 10.

### **NITA ENJOYS EXPANSIVE 1991**

The *Report on NITA for Calendar Year 1991* shows an increase of 20 in NITA's number of programs, an increase of 744 in its number of students, and an increase of 149 in its number of faculty members. These dramatic increases build upon NITA's already established presence not only in the United States, but in much of the world. Congratulations to Jim Seckinger and his Staff!

### **NDLS LIBRARY TRIGGERS LEAP IN UNIVERSITY LIBRARIES' STANDING**

The University of Notre Dame Libraries has taken a dramatic leap in the annual ratings of

the Association of Research Libraries (ARL). Figures released this summer for the 1990-91 academic year show the University jumping from 73rd to 54th in the rankings of 107 institutions. According to Robert C. Miller, Director of University Libraries, the improvement largely reflects the purchase of the 150,000-volume library of the Chicago Bar Association for the Law School Library, which, for its survey, the ARL combines with the Hesburgh Library and its branches.

### **1992 CALIFORNIA BAR**

The following NDLS grads were successful on the February 1992 California Bar examination: William W. Choe, Bryan L. Larsen, Carolyn McIntyre, Thierry R. Montoya, Jeffrey S. Oh, and Daniel K. Squires, Jr. Congratulations to them!

### **FACULTY CHILDREN REAP ACADEMIC AWARDS**

Joe Bauer's daughter, Deborah, placed sixth in the United States and first in Indiana in the "French National Contest." Deborah was cited for this and several other achievements at the Final Assembly for Middle and Upper Schools at Stanley Clark on June 4, 1992. Other faculty children honored for a variety of academic achievements included Kylea Asher, David Bauer, Elizabeth Efta, Kristen Efta, and Daniel Pratt.

### **FACULTY NEWS**

Roger Jacobs has been appointed Chair of a working group to develop a more focused library-development initiative within the American Bar Association's CEELI Sister Law School Program.

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Joan Kellenberg, daughter of Con and Cass Kellenberg, was married April 25 in Little Flower Catholic Church in South Bend. Joan and her new husband, John Callewaert, will make their home in Chicago.



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 Terry Phelps spoke on "Law and Literature: Reading As If For Life," at City University in London, on May 1; and "The Uses of Literature in the World of Law," at the Institute of Advanced Legal Studies at the University of London, on May 4. Terry also gave a seminar, entitled "Legal Writing: Editing and Supervision," for the Council for Appellate Staff Attorneys in Boston, June 27.

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 Charlie Rice testified before the Committee on the District of Columbia, United States House of Representatives, on June 4. Charlie's testimony addressed the Health Care Benefits Expansion Act of 1992.

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 In May, Tom Shaffer addressed members of the 1962 NDLS Class on the occasion of its Thirtieth Reunion.

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 Jim Seckinger presented a paper, "Presenting Expert Testimony," at an Advocacy Symposium sponsored by the Canadian Bar Association and the Law Society of Upper Canada in Toronto, Canada, on May 1 and 2. During the Symposium, he also served as moderator and "critiquer" for two demonstrations involving Canadian, American and British barristers and participated in a panel discussion on "Television in the Courtroom." Jim gave the "Opening Remarks" at the 43rd Annual Advocacy Institute, in Ann Arbor, Michigan, on May 15 and 16. Jim delivered a series of lectures to law faculty, judges, and practitioners on "Effective Teaching Techniques and the NITA Method of Learn by Doing Skills Training," at the University of Panama Law School in Panama City, Panama, on May 18 and 19.

Jim made a presentation to the faculty on Effective Teaching Techniques for the Inaugural NITA Southwest Regional Program at the University of New Mexico School of Law, Albuquerque, New Mexico, on May 20. Jim was Program Coordinator and a faculty member for the NITA/McCarthy Tetrault Law Firm Trial

Witness Examination Program, Montreal, Quebec, on June 11 to 13. He also gave a lecture to the faculty on Effective Teaching Techniques, and a lecture to the faculty and participants on Examination-in-Chief, Cross Examination, Impeachment, and Rehabilitation. Jim served as a faculty member for the NITA Teacher Training Program at NDLS from June 18 through 20. He gave a lecture to both the faculty and participants on Effective Teaching Techniques.

In July, Jim served as a Faculty member for the NITA Master Advocates Program at the University of Colorado School of Law and chaired the Conference on NITA Teaching Techniques, in Boulder, Colorado. He served as a faculty member for the NITA Gulf Coast Deposition Program at the University of Loyola School of Law, New Orleans, in late July and spoke to the faculty on Effective Teaching Techniques. Jim gave a presentation on NITA's learning-by-doing teaching techniques at the Clifford Chance law firm and at the Linklaters & Paines law firm, in London, England, in late July.

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 Jay Tidmarsh participated in a panel discussion of the Civil Justice Reform Act of 1990 at the Annual Conference of the Seventh Circuit Bar Association, held in Indianapolis on May 4. His presentation assessed the techniques proposed by the Northern District of Indiana to reduce expense and delay in civil actions.

## FACULTY PUBLICATIONS

Barbara Fick published "Labor and Employment Law," in the *Indiana Law Review*.

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 Alan Gunn, working with Larry Ward of the University of Iowa Law School, has published the Third Edition of "Cases, Text and Problems on Federal Income Taxation." West Publishing Company produced the book as part of its American Casebook Series.



Doug Kmiec published "The Attorney General's Lawyer: Inside the Meese Justice Department." Issued by Praeger, the book includes a Foreword by Edwin Meese III, former Attorney General of the United States.

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Terry Phelps published "Voices from Within: Community and Law in Three Prison Narratives," in the *Journal of American Culture*. Terry also published "Pollyanna, Alice and Other Women in the Law," in the *Notre Dame Journal of Law, Ethics and Public Policy*.

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Tom Shaffer published "The Moral Theology of Silas Lapham," in *A Virtuous Life in Business* (Williams & Houck, eds.) Tom also published "There is More to Legal Ethics than Rules," in *Social Responsibility: Business, Journalism, Law, Medicine*. Tom reviewed "Professional Ethics in Context: Institutions, Images and Empathy," by Eric Mount, Jr., in the July, 1992, issue of *Theology Today*.

### LIBRARY NEWS

Carmela Kinslow was awarded a grant from the American Association of Law Libraries to attend the national meeting of AALL, held in San Francisco from July 18 to 23. Dwight King, Lucy Payne, Joe Thomas and Janis Johnston also attended.

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Patti Ogden attended the second annual CALI/LEAP Conference for Law School Computing Professionals, held at Chicago-Kent College of Law on June 5-6.

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Two of five staff vacancies in the Library have been filled. Amanda Huerta has begun as Invoice Processing Assistant, and Agnes Gloster, our new Access Services Assistant, began work on August 24. Vacancies were created by the retirements of Phyllis Strom and Granville Cleveland, the departure of Ed Huff to become Catalog Librarian at Suffolk University in Boston, and that of Florence Klecka to pursue her career interests in reference work at the Mishawaka Public Library. Hearty

thanks and best wishes to all four of them.

### STAFF NEWS

Rose Kincaid's daughter, Erin, was married June 1 to Paul Douglass. After the wedding, Erin and Paul honeymooned in Cancun, Mexico, for a week before returning to South Bend to make their home in River Park.

### ALUMNI NEWS

Millard W. Arnold, NDLS '74, has joined the Tourg Law Center as an Associate Professor of Law. Currently an Adjunct Professor of Law at Georgetown University Law Center, Millard was previously a senior associate at the Carnegie Endowment for International Peace and a partner in the Washington, D.C., law firm of Land, Lemley and Arnold. He served as Deputy Assistant Secretary of State for Human Rights and Humanitarian Affairs in the Carter Administration. Professor Arnold was a consultant to the South African Development Coordination Conference on Regional Investment Codes, the International Division of the United States Chamber of Commerce, and the Rockefeller Foundation, and a legal advisor to the government of Nigeria. He has served as a member of the United States Delegation to the United Nations Human Rights Commission and to the Conference on Security and Cooperation in Europe, and as an associate with the law firm of Shearman and Sterling in New York.

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A federal jury in New York has returned a \$9 million verdict in favor of the survivors of Harry Bainbridge, a Notre Dame Law School alumnus who perished in the terrorist bombing of the Pan Am jetliner over Lockerbie, Scotland. Harry was a corporate lawyer at Pepsico, Inc.

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William J. Braunlich, Jr., NDLS '50, of Monroe, Michigan, died of cancer in late April. He was 67 years old. Surviving are his wife, Hildreth, and three children.

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Kathryn Laffey, NDLS '82, has formed the first divorce-related mediation service in Wilmington, Delaware. She hopes that Family Mediation Services will help avoid the often "brutal and destructive" effects of divorce proceedings on families.

Gerry Lutkus, NDLS '82, was presented the "Quality Counsel Award" by Union Carbide Industrial Gases, Inc. Gerry is with Barnes and Thornburg of South Bend.

Timothy G. Nickles, NDLS '82, has co-authored an article entitled, "A Model Antitrust Policy for Colleges and Universities," in the Winter 1992 issue of *The Journal of Student Financial Aid*.

Donald Patrick, NDLS '48, a retired member of Patrick, Warter & Berger of South Bend, died on July 20, 1992. He leaves his wife, Carolyn, two daughters and two sons. He was seventy-one years old.

NDLS alum Dale Recinella, of Ruden, Barnett, McClosky, Smith, Schuster & Russell, in Tallahassee, spends more and more of his time in volunteer ministry. Married to Susan Recinella, a mental-health therapist and a licensed psychologist, Dale, who has five children, does investment-banking work twenty hours per week. He works with Good News Ministries thirty hours per week in Tallahassee's "Skid Row" and in the state prison system. Dale does prayer counseling and inner healing with addicts and the terminally ill, writes articles on non-violence in parenting and coordinates a dental program for indigent persons with AIDS. Dale and Susan presented a conference entitled, "The Third Annual Summer Peace Institute," in Cincinnati, from July 31 through August 6.

Susan Jill Rice, NDLS '88, gave birth to her second child, on May 2.

Jack Sandner, NDLS '68 and member of our Advisory Council, has become "Of Counsel" to the new firm of Lane and Lane in Chicago.

Cari Votava, NDLS '85, has moved to Prague, Czechoslovakia, to become Legal Advisor to the Deputy Minister for International Finance. Cari, who has left her job as Attorney-Advisor for the Administrative Conference of the United States, founded the American Czechoslovak Society and publishes its newsletter, "ACS News." She originated, and is now organizing, a major reconciliation conference in El Salvador.

Thomas L. Young, NDLS '72, has been appointed Vice President, General Counsel, and General Manager--Operations Administration of Owens-Illinois, Inc. In this position, he has overall responsibility for the company's legal, human-resources, labor-relations, purchasing, and corporate-communications activities. He also serves as Corporate Secretary.

## MISCELLANY

"Chief" Broderick, NDLS prof at Notre Dame for many years, and his wife Louise will spend the 1992-93 academic year in South Bend. Chief will be on sabbatical from the Campbell University School of Law.

Tom Demetrio, a member of our Advisory Council since 1987, became president of the 23,000-member Chicago Bar Association on June 19.

Harold Reuschlein, who taught at NDLS in 1946 and 1947, received the prestigious Robert J. Kutak Award, presented by the Section of Legal Education and Admissions to the Bar of the American Bar Association. He accepted the Award during the American Bar Association's Annual Meeting in San Francisco. Tex Dutile and Roger Jacobs represented NDLS at the ceremony.

**TEX DUTILE**