Faculty Scholarship in the Public Arena

Selected Faculty Publications from the Columbus School of Law

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On The Record

Faculty Scholarship in the Public Arena
Dear CUA Law School Community,

When you reflect back on your former law school professors, what comes to mind? For many of us, the memories of those days are understandably set in a classroom. Even many years later we may carry distinct recollections of a professor’s lecture subjects, or style of interaction with students, or even the tough grading policy!

What many law students (and alumni) do not often get the chance to observe and appreciate is the other equally important facet in the life of any law professor: the role of scholar and researcher.

The quality of a faculty’s collective scholarly output and the impact it has on a law school’s standing in higher education cannot be overstated. A professor who stakes out unexplored legal ground, links old concepts in new and innovative ways, or asks questions that invite a serious reconsideration of some aspect of established jurisprudence not only bur- nishes his or her own academic reputation, but also helps to raise the respect and standing of their home law school in the eyes of others.

The Columbus School of Law is fortunate to have many such talented thinkers, writers and researchers serving on its faculty. The books, book chapters, law review articles, monographs and other examples of academic research produced by our professors could easily fill an entire volume. In this issue of CUA Lawyer, we have chosen to offer a glimpse of what they have produced during just the past two years, with the hope that a broadened understanding of what a law professor actually does, out of the classroom, will increase your appreciation of the exceptional educators who teach here.

In this issue we have also included an account by Professor Sandy Ogilvy of his fact-finding trip to Haiti last May. Professor Ogilvy is the director of the law school’s Office of Law & Social Justice Initiatives, and he has been exploring ways in which Catholic University’s law school can help to address some of that beleaguered country’s overwhelming educational chal- lenges in the years to come.

Also included is a profile of one of our most accomplished alumnae, the Hon. Peggy Quince, chief justice of the Florida Supreme Court; a look at the impressive legislative successes of lawyer-lobbyist Patrick Campbell, Class of 2008; a salute to the leadership abili- ties of two CUA law alumni who head up their state bar associations; and a peek into the creative speakers program that has been the hallmark of our monthly faculty luncheons for more than 20 years.

I have some other good news to share with you, not covered elsewhere in these pages. In November, we received the results of our graduates who sat for the most recent Maryland bar exam, taken in July 2008. As most of you know, Maryland is the jurisdiction in which the majority of CUA graduates choose to take the bar examination. The results are as follows:

- **Pass Rates for CUA Graduates**
  - Overall Pass: 104/118 (88 percent)
  - 1st-Time Pass: 100/112 (89 percent)

- **Overall Maryland Bar Pass Rates**
  - Total Overall Pass: 1112/1362 (82 percent)
  - Total 1st-Time Pass: 1032/1174 (88 percent)

  We also enjoyed an 84 percent first-time pass rate in Virginia, our second most popular jurisdiction, and an 88 percent pass rate in New York, the third most popular jurisdiction for CUA graduates. Our graduates also posted a 100 percent pass rate on the Pennsylvania bar exam.

  I hope these numbers will hold steady and even improve in the future. They are a credit to the dedication of our students and to the faculty and staff members who have worked so hard to improve our preparation methods of study for the bar.

  I cannot close without acknowledg- ing the financial turmoil of the past sev- eral months. In the classroom, we have offered our students expert panel discus- sions to help them arrive at a deeper understanding of the causes behind the present crisis. It remains to be seen how the present uncertainty may affect our application volume in the months ahead. But an economic contraction, like every other negative turn in life, eventually passes. I have no doubt that the Columbus School of Law will weather today’s financial tempest and emerge stronger than ever at the end.

  That is my hope, prayer and expecta- tion for our law school, and also for all of you, our wonderful community of alumni.

With best wishes,

Veryl V. Miles
Dean and Professor of Law
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COLUMBUS COMMUNITY LEGAL SERVICES CHALLENGE GRANT

For the second year, the DC Bar Foundation has presented our Families and the Law Clinic with an exciting opportunity in the form of a challenge grant of $10,000, in addition to a grant award in the amount of $25,000. The foundation will match, dollar for dollar, all first-time contributions and increased contributions made before next July, up to a maximum of $10,000. This means that if you contribute as little as $5 above your gift amount last year, the entire amount of your contribution will count toward the challenge grant match. Thanks to the generosity of many of you, we were able to maximize the value of the challenge grant last year, and we hope to repeat that success this year.

This marks the 30th year that CCLS, through its operation of FALC, has provided legal services to victims of domestic violence. In the past 12 months, FALC students have represented 45 victims of domestic violence in 55 cases and have provided limited assistance and outreach to approximately 200 people.

Approximately 30 students enroll in FALC each year representing clients in cases involving emergency and longer-term protection orders, divorce, child custody, visitation and support cases, and Violence Against Women Act petitions for immigrant clients. FALC students learn practical trial techniques, refine their research and writing skills, and develop such skills as counseling, interviewing and negotiation.

This year’s challenge grant has once again provided a unique opportunity to leverage the support of our alumni and friends. Your contribution to the clinic this year will go twice as far in helping us to continue to provide much needed services to the under-privileged in our community, and to train the next generation of young lawyers to provide these services.
An Announcement to the Law School Community

David M. Levite joined the Columbus School of Law as the executive director of the Office of Development and Alumni Relations effective Sept. 22, 2008.

We are fortunate to attract someone with Mr. Levite’s broad experience and understanding of fundraising, capital campaigns and institutional developmental goals as he assumes the leadership of this vitally important office within the law school.

Since 2003, Mr. Levite has served as vice chancellor and chief development officer of the Washington, D.C.–based Archdiocese for the Military Services, USA. He managed all facets of its fundraising program, one that sets a nearly $5-million annual goal. In addition, Mr. Levite had supervisory authority over consultants in an $8-million capital campaign. He has designed and implemented programs that incorporate major giving from individuals, planned giving, annual fund donations, direct mail and online giving.

From 1998 to 2002, Mr. Levite served as director of development for the same organization, which is responsible for the spiritual welfare of 1.2 million Catholics in the armed forces, within the VA system and in government service overseas. During that time he oversaw more than a tripling of contributed income to the archdiocese, from $900,000 to $2.8 million.

His previous positions also include service as campaign director for an Arlington, Va., fundraising and executive search firm, where his clients included the St. Albans School of Public Service and the Martin Luther King Jr. Memorial Foundation.

As you know, the Office of Development and Alumni Relations plays a critical role in the financial well-being of the law school. Mr. Levite brings impressive accomplishments and wonderful credentials to his new position, and I know that all of you will join me in wishing him every success as executive director.

Sincerely,
Dean Veryl V. Miles

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CHARITABLE IRA ROLLOVERS

A Renewed Opportunity to Leverage Your Support for the Law School

On Oct. 3, 2008, President Bush signed into effect the Emergency Economic Stabilization Act of 2008. This included a two-year renewal of the Charitable IRA Rollover provision first enacted in the Pension Protection Act of 2006. The Charitable IRA Rollover provides a limited opportunity for individuals 70½ years of age and older to make transfers of up to $100,000 from their Individual Retirement Accounts to qualified charities, without having to include the distributions in their taxable gross income. This is a great chance to make a lifetime gift to the law school while fulfilling the mandatory distribution requirements of your IRA. This renewed opportunity is retroactive to Jan. 1, 2008, and is effective through Dec. 31, 2009.

If you would like to learn more about this or other planned gift opportunities, please contact the Office of Development and Alumni Relations at 202-319-5670 or cualawalumni@law.edu.
An Ordinary, Extraordinary Life

Bill Polking, 1962

The retirement of Bill Polking in February 2008, after 25 years as a Carroll County, Iowa, magistrate judge, was big local news. He was a fixture on the bench, deciding many thousands of civil cases over his career. Polking’s departure was mandated by state law, which requires judges to step down upon turning 72. Reflecting upon his long years of service, the judge granted a lengthy interview with the Carroll, Iowa, Daily Times Herald. Published on Feb. 8, 2008, the interview formed the basis for this article.

Although he would have preferred not to be, Carroll County Magistrate Polking is retired. He is succeeded by Carroll County Magistrate Polking.

Confusing? Not really. The retired Polking is dad Bill, and the magistrate who took his seat on the bench is his son, Chris, who was officially sworn into office in early 2008 and is completing his father’s four-year term, which expires June 30, 2009.

After a quarter-century on the bench deciding many thousands of cases, Bill Polking is pleased that his fellow citizens will continue to benefit from the talents of a magistrate carrying his last name for many years to come.

“For a father to have a son not only come into his [law] office but also follow him to the bench, it’s the greatest gift I could receive,” Polking said.

Polking’s has been a life full of blessings, including a distinguished legal career, the high esteem of his friends and neighbors and adult children who, having lived in other places, chose to return to Iowa, keeping his family close by in Polking’s later years.

His children mirror the values exhibited by their father. A native of Breda, Iowa, Bill Polking completed his undergraduate work and earned his J.D. from Catholic University in 1962. His brother, Joe, followed two years later, graduating from CUA law in 1964.

Law school professor and former dean Ralph Rohner, one year behind Polking in law school, recalls him as “one
of the finest people I knew through college and law school.” Polking practiced for a few years doing legislative work at a small D.C. firm, but decided in 1971 to return to his roots, move back to Iowa and open his own practice.

Rohner still admires the decision. “Bill didn’t get elected to high office and he certainly didn’t get rich. Rather, he took his legal training back home, to the farm community and the farm families who raised him, and made a 40-year career there as an honest, respected lawyer/judge who raised and educated a family, supports his church and community activities, and then steps down in favor of his son to succeed him.”

The senior Polking served as Carroll County attorney for seven years and taught business and criminal law at Des Moines Area Community College in Carroll until becoming magistrate on July 1, 1983.

Magistrates decide civil cases involving less than $5,000, and most of the daily workload that came before Polking’s court did not exactly push the boundaries of the law into uncharted waters, such as the case of a Carroll attorney charged with placing a large decorative rock too close to a sidewalk.

Still, magistrates occupy an essential niche in the state’s judicial system, providing ordinary citizens a front door through which to have their day in court. On the criminal side, they preside over initial court appearances for all defendants. Magistrates also decide cases involving simple misdemeanors, issue search and arrest warrants, and decide mental-health and substance-abuse commitment requests.

“The most important thing he’s taught me is to listen to people, treat them with respect and be fair,” said his son and successor, Chris.

Polking acknowledges that much has changed in the way the judicial system functions since he began. Computerization and courtroom upgrades make the job easier, but on the downside, he has seen a dramatic rise in drug offenses and violence and assault charges. “People think they have the right to take the law into their own hands,” he commented sadly.

Despite its part-time salary (Iowa magistrates earn about $35,000 annually, up from the $8,000 salary when he first took office), long hours and sometimes depressing exposure to the endless parade of human foibles, Polking wouldn’t trade a single day of his years on the bench. Unwilling to completely retire, Polking has returned to his own general practice, working in family, real estate, business, criminal and other areas of law.

But that doesn’t mean his dedication to justice in the name of his fellow man has abated in the slightest. “I would do it again. And I wouldn’t quit if the law didn’t say I had to,” said Polking.
Among all of the plotlines underlying the now settled 2008 race for the presidency, one of the most interesting questions was whether Republican nominee John McCain, had he been elected, would even have been constitutionally qualified to serve. Born in the Panama Canal Zone, a U.S. territory but not a state, his status as a “natural born citizen,” a requirement laid out in the Constitution’s presidential qualification clause, was not the open-and-shut case that most voters assumed it was.

Although McCain’s defeat made the question moot in the end, the ambiguity surrounding his citizenship status flared hot, if briefly, in the media’s eye. One of the legal experts sought out again and again for commentary and analysis on the question was Catholic University law professor Sarah Duggin, the author of “Natural Born in the USA: The Striking Unfairness and Dangerous Ambiguity of the Constitution’s Presidential Qualifications Clause and Why We Need to Fix It.” Her article, co-authored with Mary Beth Collins and published in the February 2005 issue of Boston University Law Review, stood out amidst the scant body of existing scholarship about the little-discussed criteria bequeathed by the Founding Fathers.

Professor Duggin helped to get the national debate rolling with an interview in the New York Times that appeared in February 2008. The article quoted her extensively and overnight, it seemed, Duggin became one of the best resources available on the cloudy language of how the Constitution defines citizenship. The subject was picked up and widely distributed by other news sources such as the Associated Press and the Drudge Report. These led to follow-up interviews for Duggin with BBC World News, WTOP News radio in Washington, D.C., and the Washington Post, which interviewed her at length for a story in the May 2 edition. Duggin’s thoughtful and reasoned approach to the subject seemed to appeal to the pundits. She never claimed that McCain was disqualified under the Constitution, but only that its citizenship requirement for the nation’s top job begged for clarification by Congress.

Among all academic disciplines, law professors have special opportunities to inform, educate and even influence public opinion. Their research, scholarship and advocacy can deeply affect the thinking of judges, lawmakers and the media, and through those avenues has the potential to make a lasting impact on society at large. Even as hot news stories predictably cycle in and out of the public’s attention, it is impressive to consider the extent to which legal scholarship and informed commentary produced by the faculty of the Columbus School of Law has led, informed and enlightened the discussions of some of the major issues of the day.

His expertise on a broad range of national security issues has put the contact information for Professor Michael F. Noone Jr. into someone’s Rolodex at nearly every major media outlet in America. Noone’s 20-year career as a judge advocate in the United States Air Force, coupled with his extensive record of professional involvement and published scholarship on topics such as the legal doctrine for war, the law of Maritime security operations, how dissent is handled within the U.S. military, the sentencing practices of military commissions, and courts-martial for alleged terrorists, among many other related subjects, have made him an in-demand resource as an analyst of the doctrines and methods of the post- 9/11 Bush administration. Noone has served as an expert commentator for every major television and radio network in the country and many abroad, including the BBC and Al Jazeera television. He has been contacted for quotes by the New York Times, The Washington Post, The Los Angeles Times, USA Today, Stars and Stripes, Legal Times, Associated Press, Le Monde, Reuters and many other newspapers. In particular, Noone’s familiarity with—and skepticism toward—some of the legal rationales undergirding U.S. policy regarding
detainees at Guantanamo Bay has made his long body of work a perfect match for the times. Among other distinguished positions, Noone is a fellow of the Inter-University Seminar on Armed Forces and Society and director of International Society for Military Law and the Law of War, as well as president of the society’s committee on Military Criminology and Crime.

■ In Washington, D.C., there is no lack of legal and financial experts, pundits, think tank academics and opinion-shapers of all stripes who are eager to offer their insights on the great financial meltdown of 2008. The finite number of prominent platforms from which to speak makes landing highly coveted space in the op-ed pages a very competitive business. Professor Heidi Schooner’s article, “A Lashing for the Bankers,” landed on one of the biggest prizes: the back page in the Oct. 20, 2008, issue of Legal Times, the newspaper of record for the vast legal infrastructure of the nation’s capital. Schooner, who has taught contracts, corporations, banking law and commercial transactions for 15 years at CUA, is a highly regarded expert on banking issues with such works-in-progress as “Global Issues in Financial Institution Law.” Her Legal Times commentary warned of pitfalls in the federal ownership plan for large banks and predicted more punishing regulation of the banking industry in the future.

■ Professor Stephen Goldman struck gold, too, in terms of having his professional expertise illuminated by the perfect spotlight. Goldman is the former president of a successful business that employed up to 200 people and later had his own management consultancy before he moved into the full-time practice and teaching of law. His 2008 book, Temptations in the Office: Ethical Choices and Legal Obligations drew the attention of Forbes, America’s leading business magazine. It published an interview with Goldman in July 2008 about his volume, which considered how employees’ responses to workplace challenges such as sexual harassment, conflicts of interest, greed and abuse of power are greatly influenced by management, which must set the tone by embodying the values that promote decent behavior. The book’s premise struck a nerve and led to further exposure through interviews with National Public Radio, U.S. News and World Report and other national media. It also drew praise from legal colleagues such as John W. Adler of Adler, Murphy & McQuillen, LLP, in Chicago, who said, “My only regret on reading Professor Goldman’s new book is that I hadn’t had it earlier in my career. It is a practical, intelligent and readable work on a difficult subject and should be on every businessman’s book shelf.”

■ Professor Lisa Lerman’s body of work on the subject of legal ethics has established her as one of the leaders in the field both in and out of the profession. The co-author of “Ethical Problems in the Practice of Law,” published in 2005, Lerman has written many articles about lawyers, law firm culture, the legal profession and legal education. While much of her recent writing deals with issues relating to lawyer dishonesty and billing fraud, her scholarship has also tackled the fundamental issue of attorney-client privilege. In September 2008, for instance, Lerman was the featured guest on the Australian Broadcasting Corporation’s “The Philosopher’s Zone.” The radio program examined a famous American legal ethics case from the 1970s, often referred to as the Lake Pleasant Bodies case, in which two attorneys who represented an accused murderer were themselves later brought to trial for withholding their knowledge of other murders their client had committed. An expert on the circumstances and issues surrounding the case, Lerman has also been quoted about it in the ABA Journal, and she delivered a paper on the ground-breaking case at the Third International Legal Ethics Conference in Brisbane, Australia. As a member of the legal community, Lerman has also demonstrated the bravery to criticize it when necessary. In 2007, she moderated a panel at the ABA’s National Conference on Professional Responsibility about an awkward and little-discussed subject: bullying within law firms. She noted that it is not uncommon for one or more of a firm’s senior lawyers to verbally, physically or psychologically abuse subordinate lawyers and support staff.

These examples are but a few among many instances of legal expertise, thinking and scholarship provided by CUA law faculty members that have been brought to bear on critical social and professional issues. The attention of the media to one’s work, however, while an undeniable ego boost, only one measure of success among many others.

Writers, Readers, Researchers
Columbus School of Law professors are a prolific bunch. During 2007–2008, for example, they collectively authored 48 book chapters, wrote or revised and updated 22 books, published 52 articles in leading U.S. and foreign law journals, and produced many assorted monographs and book reviews. They have also left their intellectual stamp on textbooks that are widely regarded as core course materials in their respective legal specialties. For example, Professor Clifford Fishman’s annually updated Wiretapping & Eavesdropping: Surveillance in the Internet Age is a must-read for any law student or practitioner who wants to keep abreast with ever-evolving issues of electronic privacy. The same is true for Professor David Lipton’s Broker-Dealer Regulation, which is one of the most widely used resources of its kind in the nation. Now in its 6th edition, Father Raymond O’Brien’s Domestic Relations: Cases and Materials remains a foundational source for specialists in family law.

The experiential expertise and scholarly output of the law school’s legal clinic faculty rivals any in the country. Two of its professors, Margaret Barry in 2009 and Sandy Ogilvy in 2002, have been recognized with the William Pincus Award for Outstanding Service and Commitment to Clinical Legal Education from the Association of American Law Schools, one of the most prestigious honors in legal higher education. Ogilvy has also established a well-
deserved reputation as one of the nation’s foremost experts on legal externships.

The list goes on. Need to keep up with the latest in the complex field of bioethics law? Informed legal professionals seek out the work of Professor George Smith, who has published widely on the subject and with great pre-scientific regard for evolving societal trends. Those seeking a better understand- ing of the principles of tax law can bone up on the papers of Professor Roger Colinvaux, one of the newest members of the faculty. As former legis- lation counsel to Congress’ Joint Committee on Taxation, he authored many of Congress’ recent changes to laws affecting tax-exempt organizations.

Nearly every member of the Columbus School of Law faculty has carved a distinct scholarly niche for himself or herself. More often than not, their scholarship is met with eager publishers and the respect and admiration of their academic colleagues.

Reading Up on Each Other
One wit has called it “Napster for Nerds.” Catchy, but not a particularly accurate description of the Social Science Research Network, a Web site started in 1994 that permits academic professionals from more than a dozen different disciplines to post online papers, articles, book reviews and other works of scholarship for their peers to read, consider and learn from.

SSRN “is devoted to the rapid worldwide dissemination of social science research,” according to its Web site. The repository for the work of law pro- fessors, the Legal Scholarship Network, is a subset of the main site.

As of this writing, 66 papers from Columbus School of Law faculty mem- bers have been accepted for posting to the Legal Scholarship Research Network site by its administrators. Their collective body of work may be searched by topic, by last name, and by law jour- nal or law school.

CUA professors have an impres- sive body of work hanging out in cyberspace for the world to see. The first article submission from the Columbus School of Law was posted in 1998, and the subjects addressed since then cover a wide range of topics, from bioethics, to tax policy, the history of contempo- rary jurisprudence, how war affects international trade, federal preemption of state tort claims, free speech theory, a revisiting of Miranda, and dozens of other subjects at the cutting-edge of legal thinking.

Among other benefits, the SSRN Web site also serves as a fountain of eternal youth for academic papers, keeping the awareness of good work fresh in the eyes of contemporaries, no matter when it was published. Professor Marin Scordato, for example, published “Free Speech Rationales after September 11th: The First Amendment in Post- World Trade Center America” (with co-author Paula Monopoli) in the Stanford Law & Policy Review in 2002. The article breathed new life when it was cited in the most recent edition of the Yale Law Journal by Matthew C. Stephenson in his article “The Price of Public Action: Constitutional Doctrine and the Judicial Manipulation of Legislative Enactment Costs.”

Professor William Kaplin is uni- versally recognized as arguably the pre- eminent authority on the body of law that regulates higher education. Now in its fourth edition, his seminal text, The Law of Higher Education, sits on the bookshelf of nearly every college or graduate school administrator who needs to stay current with the latest developments.

Kaplin’s exacting scholarship is so highly regarded by Stetson University’s College of Law and its Center for Excellence in Higher Education Law and Policy that he has been paid the ultimate compliment: the two schools have announced the joint establishment of the William Kaplin Award for Excellence in Higher Education Law and Policy Scholarship. This new national award will be presented annually to one scholar on the basis of his or her published work in the field.

In a bow to the eternal human craving for lists, SSRN has taken a page from Amazon.com in its approach to information. Just as the giant online retailer publishes Top 10 lists that track consumer demand for many of the products it sells, such as books, movies and CDs, so too does the academic publishing site offer Top 10 lists of the most viewed and downloaded papers.

At a glance, law professors nation-wide can use SSRN to get an accurate picture of what subjects are currently hot and who is writing about them. A paper posted to the site might typically be downloaded two or three dozen times, most often by professors teaching or researching the same subject.

Professor Heidi Mandanis Schooner has achieved a special SSRN distinction. It is safe to say that a paper she posted in 2001, had it been circulated in print, would have fallen to pieces from overuse by now. Her article, “Functional Regulation: The Securitization of Banking Law,” has been downloaded 491 times at last count, a record so far among CUA law faculty members.

A Plan, a Product and a Process
The birth of new scholarship—from the mind to computer screen to pub- lisher—can happen in many ways. Every professor starts with a basic idea, but it needs careful honing and messaging before it is ready for prime time. No one wants to duplicate someone else’s work, of course, and as a rule, academic professionals are keenly aware of the state of research in their chosen specialties.

Some articles are drafted in response to a request from a law journal or other publisher. More often, however, the scholarship may be shopped by its author among potential academic outlets. The wait to see one’s work in print can be lengthy, sometimes a matter of several months. Generally this is dictated by how often a journal publishes and how many other previously accepted articles are still in the pipeline.
Several selected examples from among the superb body of scholarship produced by Catholic University law professors over the past two years offers a sense of what they are writing about, why they choose the topics they do, and how their work finds its ultimate home in the pages of an academic publication.

Professor Mary Leary

- Formerly with Office of Legal Counsel, National Center for Missing and Exploited Children
- Former director, National Center for the Prosecution of Child Abuse
- Former assistant U.S. Attorney


Summary: Society needs to reconsider its goals for juvenile adjudication and criminal law as they relate to child pornography, specifically the problem of “self-produced” child pornography images that are not the result of any adult request, coercion, luring or action. Judges and law enforcement are just beginning to wrestle with this issue. Leary has observed that critical decisions affecting a juvenile’s welfare are sometimes made on an ad hoc basis. Her paper encourages authorities to develop a more systemic approach to the problem. It notes that that while people may disagree over the best remedies for the crime of child pornography, its underage victims deserve a better-thought-out approach that provides consistency within the penological and juvenile justice framework.

Author’s Insight: “I wanted to point out the conflict between two important policies: our understanding of juveniles as less culpable than adults, and our recognition of child pornography as a severe social harm beyond just the child in the image. It is tempting to remove the issue from juvenile adjudication and call it a parenting matter, but that ignores the social harm of the images. However, to treat all these instances as criminal belies the specific facts of each case. I wanted to make the point that blanket solutions in either direction are not helpful to a consistent policy. This is an issue in the field about which no one had written before.”

Publication Process: Leary describes it as “quick and smooth,” the result of several offers.

Peer Review: Leary hopes that her newest work will be accepted by colleagues as a thoughtful and interdisciplinary approach to a complex social-criminal problem. “These issues go well beyond just a criminal law analysis,” says Leary.

Professor Amanda Leiter

- Former clean air litigator, Natural Resources Defense Council
- Former clerk, United States Supreme Court Justice John Paul Stevens
- Master’s degrees in civil engineering and oceanography Fulbright Fellow


Summary: The D.C. Circuit Court is vague about its legal threshold for accepting some cases that challenge the policies of government agencies. To win their day in court, plaintiffs facing a risk of future harm must establish that the alleged risk clears some indeterminate “sufficiency” or “substantiality” bar. Leiter argues that there is no theoretical reason to impose a substantiality-of-the-risk standing threshold. Her paper builds a case that such a threshold comes at a significant cost. It distracts courts from issues more relevant to reviewability, and cloaks a substantive encroachment on Congress’ power to recognize injuries to regulatory beneficiaries in the guise of a superficially objective statistical analysis.

Author’s Insight: “I worked on one of the cases discussed in the piece and was very frustrated with the D.C. Circuit’s approach to its standing analysis in that case. The Court imposes a standing...
threshold that requires the plaintiff to face a ‘substantial enough’ risk before the court will entertain his or her case. There is neither a theoretical nor a practical reason to impose such a quantitative threshold. Doing so insulates demonstrably injurious agency policies from review.”

Publication Process: “This one went quickly and smoothly, but was stressful while the process was ongoing,” says Leiter.

Peer Review: Leiter produced her latest scholarship with a small and specific audience in mind: the judges on the D.C. Circuit, rather than her academic colleagues. “I very much hope some of the judges will consider the piece as they develop their standing jurisprudence in so-called ‘increased risk’ cases,” she says.

Professor Antonio Perez
■ Life member: Council on Foreign Relations
■ Former legal adviser to U.S. Department of State
■ Member of the Inter-American Juridical Committee, OAS


Summary: The United States needs a more proactive policy for seeking domestic and international legal reform in order to protect consumer interests in Latin America. Well-intentioned but counterproductive proposals are being advanced by other countries, and more effective international consumer protection is going to become essential to maintain political support for continued free trade and democracy promotion.

Publishing Process: Perez was asked by the St. Thomas Law Review to speak at its symposium on economic development and social justice in Latin America. The thesis of the speech and the resulting article flowed from his work on the Inter-American Juridical Committee of the OAS.

Peer Reviews: “This particular article isn’t really directed to the academic community,” says Perez. “However, I hope it will be seen as a model for drawing on economic and political theory to develop practical proposals for policymakers.”

Professor Marin Scordato
■ Teaches Tort Law, Advanced Torts and Agency Law
■ Has published 10 law review articles and a book review
■ Three articles published in law journals of Top 25 ranked law schools
■ Co-author of a first-of-its-kind casebook on Theater Law


Summary: The absence in American tort law of a duty to reasonably aid a stranger in peril is perplexing. It fails to accurately articulate a conventional sense of morality and appropriate social behavior. Scordato’s article offers a spirited defense and justification for the ‘no duty’ doctrine and establishes an understanding of the practical wisdom behind its seemingly amoral veneer.

Author’s Insight: “I like that it takes a position that on its face is at best counter-intuitive, and arguably even repugnant, and makes more sense of it than the reader might expect. It’s an interesting challenge, in terms of argument and rhetoric.”

Publishing Process: Within three weeks of its distribution to law reviews in the spring of 2007, Scordato received 12 offers of publication, including offers from the George Mason Law Review, the Maryland Law Review, the Missouri Law Review and the Penn State Law Review, in addition to the offer that he accepted from the Tulane Law Review.

Peer Reviews: The article made the top 10 most downloaded articles list for the SSRN’s Jurisprudence and Theoretical Inquiry, Law and Psychology and Law and Society journals. Scordato reports he received many complimentary e-mail messages and letters from various law profes-
sors and other readers. “I would hope that it might join that group of articles and cases that are thought of as forming the core of analysis and thinking on this subject,” he says.

Professor Lucia Silecchia

- Published in the areas of environmental law, ethics, legal education, Catholic social thought and social justice, among others
- Executive board member, Association of Religiously Affiliated Law Schools
- 2008–2009 chair of the Conference on Catholic Legal Thought
- 2007 participant in Vatican conference on climate change and development


Summary: The traditional “preferential option for the poor” is the perhaps most valuable contribution that Catholic social teaching makes to modern discussions of environmental decision-making. Silecchia’s paper traces six traditional Catholic principles of environmental ethics, each intertwined with the preferential option for the poor. It explains how these six principles can be better understood, and forges new intellectual links between protection of the poor and protection of the environment. Silecchia hopes that her work may serve as “a new source of unity between the Catholic view of environmental ethics and the view posited by many secular environmentalists.”

Author’s Insight: “Increasing attention is being paid to religion and its connection with the environment. I wanted to write forcefully about the need to keep the human person, in particular, the poor person, front and center in environmental discussions. This paper suggests that well-reasoned concern for the human person will have a direct and beneficial impact on the natural environment.”

Publishing Process: No shopping needed. Because the paper was written in response to a conference invitation, there was a commitment by the University of St. Thomas to publish the paper in its law review even before it was written. “The only complication was that Pope Benedict XVI has clearly made this issue a priority,” Silecchia adds. “Every time I thought I had the paper completed he spoke more extensively and insightfully on this question. Keeping up with him was a challenge.”

Peer Reviews: Silecchia hopes that the environmental scholars who read her paper will realize that religious and ethical principles may inform their analysis of technical regulatory matters. Meanwhile, the Archdiocese of Washington and Catholic Charities USA each requested 25 copies of the article to circulate among their senior staffs. Cardinal Martino, president of the Pontifical Council of Justice and Peace, wrote to tell Silecchia that the article “will be very helpful to the work of this Pontifical Council.”

Professor Karla Simon

- Co-founder, The International Center for Civil Society Law
- Co-director, Center for International Social Development at CUA
- Author of many articles in the fields of not-for-profit organizations, taxation and administrative law, as well as civil society generally
- Visiting professorships at Peking University, Central European University and the University of Bologna


Summary: Professor Simon was invited to participate in a symposium on the issues facing China after the Olympics. The luster and prestige accorded to China as host of the quadrennial games was dimmed in the eyes of the international community by disturbing reports of repression and violations of free speech and human rights. The country’s emergency preparedness response to the Sichuan earthquake on Aug. 30, 2008, was also seen by some other nations, as
well as many of China’s own citizens, as lacking in both effectiveness and compassion. Tellingly titled, Simon’s article explores the social, cultural and political barriers that China must yet grapple with in order to live up to the idealized image it sought to present to the world during the Olympics.

Publishing Process: Quick and smooth. As an invited symposium participant, Simon’s paper was anticipated and easily found a spot within a respected law journal.

Peer Reviews: “This is an important topic mainly for folks in China; it is an attempt to influence policy-makers. I think that people who teach Chinese law in the West will also be interested,” says Simon.

### Professor George P. Smith

- Widespread expert in bioethics and health law
- Founding faculty editor of CUA’s Journal of Contemporary Health Law and Policy
- Author of 14 books, 21 monographs and 152 law review articles, book chapters and essays
- Listed in Who’s Who in the World and Outstanding Writers of the 20th Century


Summary: The work explores the extent to which new powers of medical technology should be welcomed and promoted, or curtailed and constrained by notions of the “common good.” For example, there is much debate over whether experiments on human cloning and stem cell research can be undertaken ethically, even though there is great promise for using this research to combat various diseases and thus advance the common good from the standpoint of health care improvement.

Author’s Insight: “My essay is on a topic front and center in the press and on television almost daily. It concludes that advancing and pursuing improved health care, through investigations into the wonders of the new medical technology, should be the paramount value for evaluating the acceptability of scientific study and investigation. Effecting clear and balanced policies in this area is very difficult. This essay is unique in its position that a balance of interests can indeed be reached.”

Publishing Process: A breeze. Smith was invited by the journal to write on the topic of adapting public policy to new medical technologies. Coincidentally, his latest essay was already in progress and the timing was perfect. He submitted his work and, as has usually been the case in his academic career, the article was promptly accepted, edited and published.

Peer Reviews: This latest article can only enhance Smith’s stature as a singular thinker and writer in the field of legal bioethics. Reviews of his recent book, Distributive Justice and the New Medicine, have set the tone for collegial acceptance with such comments as, “[Smith is] one of the world’s leading experts on the legal and ethical issues raised by modern medicine,” and that his writing shows “insight and authority, and offers a perspective that will influence the policy debates.” Professor Jonathan Herring of the University of Oxford has observed that Smith’s body of work brings “important new insights into the complex area of health care resources and should be read by anyone in seeking to create a just society.”

### This is Who We Are

The collective body of scholarship produced by a law school faculty is its professional thumbprint. It not only speaks authoritatively about the backgrounds and interests of individual professors, but it also helps to define an academic signature that is persuasive to prospective students as they research law schools.

The books, book chapters, reviews, monographs and law journal articles produced by the faculty of the Columbus School of Law—its intellectual banner—make a powerful statement: This is who we are, and this is the kind of rigorous, reasoned and innovative learning that we produce. That message is resonating proud and clear across the world of legal higher education.
Margaret Martin Barry
BOOK CHAPTER

JOURNAL ARTICLE

Marshall Breger
BOOKS

BOOK CHAPTERS


ESSAY

Stacy Brustin
BOOK CHAPTER

Robert Destro
BOOK

BOOK CHAPTER

Sarah Duggin
JOURNAL ARTICLES


Susanna Fischer
BOOK CHAPTER

Clifford Fishman
BOOKS


JOURNAL ARTICLE

Stephen M. Goldman
BOOK

JOURNAL ARTICLES


Roger Hartley
JOURNAL ARTICLE

David Irwin
JOURNAL ARTICLE

Regina Jefferson
JOURNAL ARTICLE

A. G. Harmon
BOOK REVIEWS

JOURNAL ARTICLES


William Kaplin
BOOKS


BOOK CHAPTER

MONOGRAPHS AND REPORTS:
“Equity, Accountability, and Governance: Three Pressing Mutual Concerns of Higher Education and Elementary/Secondary

**Kathryn Kelly**

**BOOKS**

**BOOK CHAPTER**

**Catherine Klein**

**JOURNAL ARTICLE**

**BOOK CHAPTER**

**Mary Leary**

**BOOK**

**BOOK CHAPTERS**

**Lisa Lerman**

**BOOKS**

**BOOK CHAPTERS**

**Amanda Leiter**

**JOURNAL ARTICLES**


**BOOK CHAPTER**

**Lisa Lerman**

**BOOKS**


**David Lipton**

**BOOK**

**Rett Ludwikowski**

**BOOK**

**BOOK CHAPTER**

**Suzette M. Malveaux**

**BOOKS**
Teacher’s Manual to Accompany Class Actions and Other Multi-Party Litigation: Cases and Materials. 2nd ed. St. Paul, Minn.: Thomson
BOOK REVIEW

JOURNAL ARTICLES


BOOK

Michael Noone
BOOK CHAPTERS


Raymond Marcin
BOOK CHAPTER

Lisa V. Martin
BOOK CHAPTER


APPRECIATING ERUDITION
2007–2008
BOOK/FILM REVIEWS


JOURNAL ARTICLES


Sandy Ogilvy
BOOKS


Kenneth Pennington
BOOK

BOOK CHAPTERS


Sandy Ogilvy
BOOKS


Kenneth Pennington
BOOK

BOOK CHAPTERS


Ralph Rohner

BOOKS

Heidi Schooner

BOOKS

BOOK CHAPTER

Lucia Silecchia

BOOK CHAPTERS

Marin Scordato

JOURNAL ARTICLES
“Understanding the Absence of a Duty to Reasonably


APPRECIATING ERUDITION

2007–2008

**Karla Simon**

**BOOK**

**BOOK REVIEWS**


**JOURNAL ARTICLES/REPORTS**


**Theodore Sky**

**JOURNAL ARTICLE**

**George P. Smith**

**BOOK**

**BOOK CHAPTERS**


**JOURNAL ARTICLES**


**SPECIAL MONOGRAPHS/INVITED PAPERS**


William Wagner
JOURNAL ARTICLE

Geoffrey Watson
BOOK CHAPTERS


Elizabeth Winston
LAW REVIEW ARTICLE

Leah Wortham
BOOK

BOOK CHAPTERS


Frances M. Brillantine
JOURNAL ARTICLES


Stephen E. Young
JOURNAL ARTICLES

“Researching Legal Ethics.” Perspectives: Teaching Legal Research and Writing 16 (Fall 2007): 29.

Haiti is the poorest country in the Western hemisphere. It faces intractable problems of poverty, joblessness, poor health, high infant mortality and extremely limited educational resources. In May 2008, Catholic University law professor J. P. “Sandy” Ogilvy spent several days on a fact-finding trip to the West Indies Island. Accompanied by 2L Nadjejda Nelson and Kurt Runge, a graduate student with the National Catholic School of Social Service, the team aimed to assess the depth of Haiti’s problems firsthand and return with suggestions for how the Columbus School of Law community can help. Professor Ogilvy shares his observations with readers of *CUA Lawyer*. 
A Thirst for Education

It is a warm, humid May night in Jérémie, the seat of the sister diocese to the Archdiocese of Washington. Following my presentation, I have finished taking questions from the law students of the École Supérieure Catholique de Droit de Jérémie, a private Catholic law school in Haiti’s 11th largest city. As they disburse, carrying desks and chairs back to the classrooms from the open hall where we had been meeting, my attention is drawn to small groups of younger students seated on the edge of a platform. They are reading and writing in notebooks, illuminated by the few florescent lights of the open-air classroom. It took a moment, but I soon realized that these children were gathered in this place because there was light here—thanks to the law school’s generator that produces electricity after the city’s power grid shuts down for the evening. They were doing their homework for tomorrow’s classes, having walked from their homes to one of the few places in the city with light.

So it is throughout the city. In the pockets where NGOs have their offices and the ability to generate their own electric power, elementary and secondary school children congregate in fierce determination to educate themselves in the hope of lifting themselves and their country out of crippling poverty. They face enormous odds. Even on paper, education in Haiti is free and compulsory only for children between the ages of 6 and 11. The reality does not match those numbers. Access to education is limited by school location, the scarcity of trained teachers and the cost of school uniforms and supplies. Currently, most Haitian schools are private, educating up to 90 percent of the students.

During our visit, we briefly observed students at two schools sponsored by our host, the Rev. Jomanas Eustache, a parish priest of the Diocese of Jérémie. During the week, the old, wooden parish church serves as the school for about 300 children from pre-school through 6th grade. There is no soundproofing between the class clusters or relief from the heat and humidity of the day. The second school we visited was constructed recently through the efforts of Father Eustache. This school also serves about 300 students ranging in age from 4 to 17. Like the classes in the parish church, the classrooms consist of a clustering of benches separated by painted wooden blackboards. A second classroom for older students was constructed nearby. It is a simple, open rectangular structure, protected from the sun and rain by a sheet-metal roof.

We were very pleased to be able to deliver several hundred dollars worth of pencils, pencil sharpeners, composition books, chalk and erasers purchased for the schools with funds donated by faculty, staff and students of the Columbus School of Law, since we noted an absence of even basic materials, not to mention textbooks and workbooks.
Lacking Health and Wealth

Eighty percent of Haiti’s population lives below the poverty line. Two-thirds of all Haitians depend on the agricultural sector, mainly small-scale subsistence farming, which is increasingly at risk from the loss of agricultural land to erosion caused by the country’s widespread deforestation.

The area around Jérémie, however, abounds with lush tropical flora. Mango, banana, palm and lime trees are in abundance as are a profusion of tropical flowering plants. Still, the poverty of the area is evident. Most of the houses we could see in the countryside were simple concrete block structures topped with metal roofs, although many houses were no more than thatched structures. There is no sanitary sewer system. It has been reported that nationally less than half of the population has access to safe drinking water, and only 30 percent has access to sanitary sewer systems. Food preparation is frequently done on a small wood fire outside of the house.

In our half of the globe, Haiti also ranks last in health care spending, about $83 annually per citizen. There are only about 25 physicians and 11 nurses for every 100,000 people. Only one in every four births is attended by a skilled health professional. Most rural areas have no access to health care, making residents susceptible to otherwise treatable diseases.

During our short sojourn, we visited two private organizations that are making a difference in health care for some Haitians. Hospice St. Joseph has been serving the Christ Roi neighborhood of Port-au-Prince since 1989. Its newest initiative, the Maternal and Child Health Clinic, will emphasize pediatric and OB/GYN services and provide health and nutrition education for local women. We delivered several hundred dollars worth of children’s Tylenol, Ibuprofen and antibiotic cream purchased with funds donated by faculty, staff and students of the Columbus School of Law.

The Haitian Health Foundation, founded in 1982 with two volunteers performing simple dental extractions, has become one of the premier public health outreach agencies in the West Indies. It now provides full-service outpatient/inpatient clinics and supports rural clinics serving 104 mountain villages and more than 200,000 people.

The foundation faces a critical challenge: lowering maternal mortality rates. Since the average Haitian household is six persons, mostly children, the death or disability of one mother has a direct and catastrophic impact on the well-being of the family. The foundation reports that when a mother dies in childbirth, less than 10 percent of the surviving infants live beyond their first birthday. The foundation’s Center of Hope is a primary care clinic for prenatal and postnatal consultations and care. It provides examinations, immunizations, nutritional support and education for hundreds of women each day. Services include regular newborn checkups for the first several years of life, food distribution, immunizations, and

Two-thirds of all Haitians depend on small-scale farming for their livelihoods. Arable land is disappearing from erosion caused by the country’s widespread deforestation.
and growth monitoring. The center houses a 20-bed infant home to care for children with severe malnutrition and a maternal waiting home for at-risk women.

They Want to Be Lawyers

The law school in Jérémie shares space with a nursing school. Nursing classes are held during the day, with law school classes beginning at 5 or 5:30 and going until 9 p.m. Electricity is generated by solar panels, with a gasoline-powered generator taking over the task after dark. Students pay approximately $33 per month for their education, which can lead to licensing upon completion of the four years of studies, preparation of a thesis and two years of part-time clerkship. In its 11-year history, the law school has graduated more than 100 students. Despite its work, however, Jérémie has only six licensed attorneys in private practice.

We got the impression that more students would ultimately become licensed lawyers but for the significant hurdle posed by the thesis requirement. This major written work requires research and writing skills for which many of the students have not been adequately prepared by the Haitian education system. It also demands access to resources not available at the law school and not readily accessible in Haiti.

The need for more licensed lawyers in Haiti is evidenced by the inability of the criminal justice system to process persons arrested of crimes in a timely manner. On July 31, 2008, for example, in a facility designed to hold 50, the jail in Jérémie held 169 prisoners, only 27 of whom had been convicted; the rest were pre-trial detainees. The detainees had been confined in the jail for periods ranging from one month to three years.

The Jérémie law school has responded to the crisis by training law students to provide assistance to prisoners unable to afford counsel, which includes prisoners. But trials are scheduled only during two months each year and sometimes less frequently. A small number of American law schools have been involved in helping to provide skills training to the Haitian law students.

The need for assistance of all kinds to the people of Jérémie was evident from our short visit. We plan to work within the Columbus School of Law and the broader university community to see what resources we can marshal to provide much-needed help with legal education and legal services; housing; sanitation; medical care and prevention services; primary, secondary and professional education; economic development; and basic infrastructure improvement.

Individuals who want to help may consider supporting such organizations as the Haitian Health Foundation, Caritas Haiti, and Fonkoze, a micro-credit bank. For more information and ideas, contact Professor Sandy Ogilvy, Ogilvy@law.edu
Another Barrier Broken

As the sun rises over Florida’s capitol, Peggy Quince is often seated in her office at the state’s top court. Hours later as employees stroll into the hallways, Quince has already prepared for her oral arguments and conferences.

Her diligence and discipline aren’t the only characteristics that explain her ascension to a position overseeing the state court system.

“Her work ethic is strong,” is the opinion of colleague and friend Justice Barbara Pariente, who defines Quince as the epitome of collegiality. “She knows the art of disagreeing without remotely being disagreeable.”

Quince is the 53rd chief justice of Florida’s State Supreme Court and the first black woman to lead the state’s court system or any branch of state government.

Quince’s ability to make her mark on Florida’s legal system has been legendary. Her trailblazing career highlights a historical progression from the days of the civil rights movement and is a testament of her ability to overcome adversity.

Peggy Quince was born in Norfolk, Va., on Jan. 3, 1948, as the second oldest of five children: three girls and two boys. They were raised by her single father who worked as a longshoreman.

“He realized over the years that his life

Alumna Answers to New Title: Chief Justice

Hon. Peggy R. Quince, 1975
could have been different if he had an education,” she says. “He explained, ‘You can do many things in life, but you need to have an education’.”

Quince grew up during the days of segregation. The U.S. Supreme Court’s unanimous rule against segregated schools in the Brown v. Board of Education decision didn’t occur until 1954.

Quince developed an interest in science and participated in science fairs while in high school. She intended on becoming a physician when she entered Howard University in the mid- to late-1960s. She graduated with a B.S. degree in Zoology in 1970, but was struck by the tumultuous civil rights movement while attending the predominantly-black school.

“All across the country people were ‘sitting in.’ It was that type of event that shifted my focus from medicine.”

Quince mulled over attending law school and medical school and ended up taking admission entrance examinations for both. She ultimately chose to attend The Catholic University of America’s law school, which she says was her first integrated school.

“That prepared me,” Quince recalls, “because that was the situation that I would deal with in the workforce.”

She took many constitutional law-based courses that she later found useful in practice. She was active in Phi Alpha Delta Law Fraternity and the Black American Law Students Association, and was recognized for her work with the law school’s Neighborhood Legal Services Clinics, according to her court biography.

Quince graduated with a J.D. degree in 1975, but found it difficult as a black woman to find a position at a law firm.

“You get a ‘no’ to an application, you move on to the next one,” she explains. Her tenacity paid off. She ended up starting her career as a rent-control hearing officer in Washington, D.C. A few years later she entered private practice in Norfolk, focusing on real estate and domestic relations.

She recalls facing prejudice in the first court case she handled. “I walked to the podium and the judge said ‘Who are you? The defendant?’ ” she says. However, Quince learned not to let it set her back. If you do, she believes, “You are playing in to someone else’s hands.”

Quince opened an office and practiced civil law when she moved to Florida in 1978. The state became the permanent home for her and her husband, Fred Buckine, and their two daughters, Peggy LaVerne and Laura LaVerne.

Four years later, she was hired as a prosecutor in the criminal division of the state’s Attorney
ANOTHER BARRIER BROKEN

General’s Office. Quince wound up spending 13 years there, five as the Tampa bureau chief and another three years closely focused on death penalty cases.

Her historical career rise began in 1993. She became the first black woman appointed to one of the state’s district courts of appeals. In 1997, an unprecedented event occurred. Outgoing Gov. Lawton Chiles, a Democrat, and then-governor-elect Jeb Bush, a Republican, found themselves at odds as to who would select the replacement for retiring State Supreme Court Justice Ben Overton.

Overton’s final day fell just before Bush’s swearing-in ceremony. The two governors decided to avoid what could have turned into a bitter legal fight by sharing the duty of finding his successor. They separately interviewed four finalists. In the end, they both concluded that Quince should take the bench as the court’s 79th justice. They jointly named her to the position on Dec. 8, 1998.

Nearly 10 years later, her colleagues unanimously elected her to succeed Justice R. Fred Lewis as the state’s chief justice, making Quince the third women to serve in the position. Justices Rosemary Burkett and Barbara Pariente are her predecessors.

The role of chief justice, Pariente explains, “entails frequent travel for meetings and speeches, going through the enormous piles of paper involved in managing a branch of government, dealing constantly with the leaders of the other branches, as well as working on the cases that come to our court.”

Quince’s two-year term began July 1. She assumed the role of the court’s leader during a time of unusual transition. Two justices recently retired, and two more are expected to leave their positions next year due to Florida’s mandatory retirement age. In addition to acclimating to new fellow jurists, Quince also has to deal with budget challenges in the court system as a result of spending cuts.

Quince is committed to continuing former Justice Lewis’ work with the mentally ill and helping foster children. Pariente says she and Quince share a passion for visiting facilities around the state that treat youths in trouble. She has noticed how the faces of an audience of girls light up when the two women visit. “Justice Quince in particular seems to really reach into their hearts when they hear her life story as the child of a single parent who grew up in a segregated school system, and today she is the chief justice, the leader of the entire third branch of government in Florida. You can see the hope begin to sparkle in their eyes,” Pariente says.

Quince has received many awards throughout her career, including honorary doctor of laws degrees from Stetson University and St. Thomas University School of Law. She was also inducted last year into the Florida Women’s Hall of Fame by Gov. Crist.

Her official work day may end as the sun sets over Tallahassee, but Florida’s chief justice spends her evenings participating in community and professional organizations, such as The Links Incorporated, Alpha Kappa Alpha Sorority and Tallahassee Women Lawyers, which mentors lawyers.

“My goal was to help people,” says Quince as she ponders her accomplishments. “I think I’ve done that in my career. So, yes, I have accomplished the things I wanted to do in life. I think being on the State Supreme Court is just the icing on the cake.”
We extend our congratulations to the CUA law alumni at Holland & Knight and Akin Gump Strauss Hauer & Feld. Fifty-seven percent of alumni at both firms demonstrated their support of the Law School Annual Fund and other programs by making a gift during the 2007–2008 fiscal year. Our heartfelt thanks goes out to them and to all participants in the CUA Law Firm Challenge. We are especially appreciative of the efforts of the firm chairs who encouraged support from their colleagues.

**Congratulations to winners of the 2007–2008 CUA Law Firm Challenge!**

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<tr>
<th>PARTICIPATING LAW FIRMS</th>
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<td>Arnold &amp; Porter LLP</td>
<td>Robert B. Ott, 1979</td>
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<td>Bingham McCutchen LLP</td>
<td>Barry B. Direnfeld, 1976</td>
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<td>Crowell &amp; Moring LLP</td>
<td>Michael G. Van Arsdall, 1999</td>
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<td>Hogan &amp; Hartson LLP</td>
<td>Agnes P. Dover, 1981</td>
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<td>Holland &amp; Knight LLP</td>
<td>Christopher H. Collins, 1978</td>
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<td>Howrey LLP</td>
<td>Gillian DiFilippo, 2005</td>
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<td>Jones Day LLP</td>
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<td>K&amp;L Gates LLP</td>
<td>Michael J. Missal, 1982</td>
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<td>Miles &amp; Stockbridge P.C.</td>
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<td>Morgan, Lewis &amp; Bockius LLP</td>
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<td>Patton Boggs LLP</td>
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<td>Pillsbury Winthrop Shaw Pittman LLP</td>
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<td>Reed Smith LLP</td>
<td>Bridnetta D. Edwards, 1989</td>
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<td>Skadden, Arps, Slate, Meagher &amp; Flom LLP</td>
<td>Tara L. Reinhart, 1994</td>
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<td>Venable LLP</td>
<td>Gregory J. Ossi, 1997</td>
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The CUA Law Firm Challenge is a program designed to engage alumni with the law school and to encourage giving to the Law School Annual Fund and other programs. In 2009, any law firm with more than five alumni nationwide are invited to participate in the challenge. Volunteer chairs at each firm are asked to encourage their colleagues to make a gift to the law school between May 1 and April 30 of each year. All gifts to the law school count toward the firm’s total percentage of participation.

For more information about this program or how to get your firm involved, please contact the Office of Development and Alumni Relations at 202-319-5670.
Patrick Campbell, 2008, survived a year in the killing zones of Iraq, only to return to place himself in the line of fire again. This time, he chose a different kind of battle, braving the political landmines, trip wires and grenade-throwing of high-stakes lobbying on Capitol Hill.

On the home front, Campbell can truly say "mission accomplished"—most of it, anyway. As chief legislative counsel to Iraq and Afghanistan Veterans of America, the nation’s newest and arguably most effective lobbying force on behalf of veterans currently in action, Campbell has enjoyed the satisfaction of seeing his country offer a 'new deal' to returning veterans who chose to interrupt their educations to serve their nation in uniform.

The victory is known as the Veterans Education Tuition Support act, introduced in Congress in June 2007. By now most of its major provisions have become law, thanks in large part to the ceaseless and effective advocacy of Campbell and his organization.

The law now offers new protections to students who were forced to leave school for military deployment: guaranteed reenrollment at the school they left; 13 months to reenroll in school after a deployment before being charged for any student loans; and a cap on interest rates for student loan debt during deployments.

The fight for the new law was an intensely personal one for Campbell. Originally scheduled to graduate from the Columbus School of Law in 2006, his J.D. was postponed when, as a member of the Army National Guard, he was deployed to Iraq to serve as a combat medic.

“The hardest part was putting my life on hold for over a year,” he recalls. “I did not graduate with my 1L classmates, I missed weddings and birthdays, my girlfriend couldn’t handle the separation...
and my mother cried every time I called her."

Upon his return, Campbell was startled, then outraged by the treatment he received from his student loan lender, which demanded that he begin to pay up on the $35,000 he had already borrowed for a degree not yet completed.

“For three months I received harassing phone calls and could not get them to stop, no matter how many forms I filled out,” Campbell explains. “I felt as though I was being punished because I served my country. When I asked for my service to be considered as mitigating factor, I was told, ‘If you don’t like our rules, then change the law.’”

So he did. Campbell spent his third year of law school drafting a veteran’s protection bill that doubled as his thesis for the Law and Public Policy Program. His draft was picked up by a fellow CUA law alumnus working for Sen. Sherrod Brown (D-Ohio), and after some linguistic polishing, S.1718, the VETS bill, was introduced. While Campbell is the bill’s first drafter, he credits the Iraq and Afghanistan Veterans of America with tirelessly pushing the measure uphill through Congress.

“We are unique in addressing the needs of the current generation of service members by being an energizing force for veterans issues on Capitol Hill, a media savvy voice representing the challenges facing current service members and an online community resource helping a geographically diffuse population of veterans build a community and organize on key issues,” says Campbell.

Campbell himself was one of the savvy media voices. He never wasted an opportunity to make the case for updated veterans’ benefits before the public. Campbell appeared on CNN, MSNBC and other television networks. He phoned in to national radio programs, was profiled in a half-dozen newspapers and testified before congressional committees.

His message was consistent and compelling: America’s wars in Iraq and Afghanistan are being fought by less than 1 percent of the population. Many civilians do not understand the level of sacrifice required from service members and their families. America must be ready to take care of those who have risked their lives on its behalf when they return home.

“Service members and their families, including me, are still suffering from the effects of combat stress injuries and many have not accessed the care that they need,” says Campbell. “We need to ensure that every returning veteran is required to see a licensed counselor when they return. We must build a culture where military heroes understand that seeking help is the normal reaction to extraordinary events.”

Like so many other veterans, Campbell is haunted by the overwhelming experiences of death and blood, which he fears are branded into memory forever.

“I cope with my struggles by keeping myself busy at a breakneck pace. I survived by balancing studying, personal time and seeking help through counseling and church. So maybe I am still back where I started … working hard to stay busy, but at least I am helping a few fellow veterans along the way.”

Despite the passage of the VETS bill into law, there are other unfinished items for the driven lawyer-lobbyist. IAVA is hard at work on its 2009 legislative agenda, and pressing issues include sufficient funding for the VA health care system, improving the disability claims process and streamlining and simplifying the new post 9/11 GI Bill.

There is also one major provision from Campbell’s VETS bill that has yet to make it into law: mandatory tuition refunds for unfinished classes when a student deploys.

For Patrick Campbell, a certified sharpshooter with the M-16A2 rifle, this unfinished legislative goal is another attainable target. “I will have to turn up the heat on this issue even more over the next two years,” he predicts.
An Activist Leader

The way Richard Pacia sees it, the goals of the 5,600-member, 110-year-old Rhode Island bar are the goals of lawyers everywhere.

“I think the bar has a larger role in promoting our profession’s common values, such as access to justice, diversity, judicial independence, unjust criticism of the bench, civic education, creating and funding legal service programs, and membership benefits,” says Pacia, who assumed the presidency in 2008.

Still, it may not be possible for Pacia and the 49 other state bar association presidents to avoid dealing with more contentious legal issues, such as immigration, tort reform, same-sex marriage, malpractice caps and the future composition of the United States Supreme Court—topics that cleave the legal community just as surely as they do society at large.

All 50 state bar presidents are hoping to meet with the newly-elected president of the United States to discuss their joint recommendations regarding some of these hot-button issues. The meeting would be the first of its type since 1961, when President Kennedy received the group.

Pacia acknowledges it could be something of a tightrope walk. “It is difficult for bar associations to take positions on political issues due to the restraints imposed by the Keller decision,” he said, referring to the 1990 Supreme Court decision that held that attorneys who are required to be members of a state bar association have a First Amendment right to refrain from subsidizing the organization’s political or ideological activities.

“But on these types of issues,” Pacia continued, “we can still play a part in providing a forum for informed dialogue and discussion without being partisan.”

The agenda for the presidential audience may be different this time, but the legal profession’s commitment to justice burns as hot as ever, Pacia believes. He has consistently demonstrated such a commitment throughout his own career.

The recipient of the Rhode Island Bar Association’s Pro Bono Publico Award in 1994, as well as its Continuing Service Award in 2003, Pacia has also been a member of the state’s Volunteer Lawyer Program since 1986.

“The need for pro bono services has never been greater. The economy is in turmoil and people are hurting,” says Pacia. “We need to instill in attorneys that pro bono work is a blessing, not a burden.”

He has been deeply active in his state’s bar association for many years, chairing CLE committees, producing topical seminars for members and serving on several other committees. Pacia is a fellow of the Rhode Island Bar Foundation and the American Bar Foundation, founding director and past president of the Justinian Law Society, and founding director and past secretary of the St. Thomas More Society.

His belief in the merit of joining organizations may stem from his earliest years as a professional, when he opened a solo practice. “I would take any case that walked in the door,” he recalls.

Although a number of CUA law alumni have served as presidents of their respective state bar associations over the years, 2009 will mark the first time that two alumni have held the position at the same time. Richard Pacia, 1978, is the current president of the Rhode Island Bar Association; his term will overlap with that of Thomas Cardaro, 1985, who will assume the presidency of the Maryland Bar Association in June.
Civility in Practice

Lawyers that scheme, backstab, undermine and in general make life miserable for opposing counsel are a Hollywood staple. And that’s where Tom Cardaro would like to keep such misleading images of the profession he loves—in the imaginations of scriptwriters and far away from real courtrooms.

“Reinforcement of the value of civility and collegiality in the practice of law is something which should always be stressed,” says Cardaro, who will become president of the Maryland State Bar Association in June 2009. “We need to get beyond the time when ferociousness was seen as strength in an attorney. Rather, a great attorney can be tenacious, yet civil and collegial to his or her opponent.”

Cardaro intends to make emphasis on collegiality in everyday practice a hallmark of his one-year term in office. Incivility is not something he has personally experienced as an urgent problem between attorneys; nonetheless, one hears stories now and again. Cardaro is proud that the Maryland state bar has addressed the issue head-on by sponsoring professional programs designed to stress the importance of mutual respect between lawyers.

“I think that collegiality is, in some measure, a progress made over the years,” he said.

A prominent trial attorney recognized as a skilled leader in Maryland’s legal community, Cardaro is well suited to lead by example. For starters, he is no newcomer, having stayed deeply involved in state bar activities since 1985. The 23 years have brought him into contact with many fellow attorneys outside of his area of practice, allowed him to build good relationships with members of judiciary, to keep abreast of the latest developments in law and take advantage of continuing legal education opportunities. “I am convinced that staying active in bar activities makes one a better attorney,” he says.

Cardaro began his career as an associate with the law firm Smith, Somerville & Case. In 1990, he became a partner at Klores & Cardaro, P.C. (known as Klores & Associates prior to 1992) where he remained for nine years. In 1999, he founded what is known now as Cardaro & Peek, LLC. His law practice focuses on medical malpractice and catastrophic personal injury.

Cardaro has belonged to various MSBA committees over the years, served two terms on the board of governors, is a member of the executive committee and most recently held the office of secretary. He has also served as president of the bar association of Baltimore City in 2004 and remains active in it today. On the national front, Cardaro is also active in the American Bar Association.

Unlike his fellow alumnus in Rhode Island, however, Cardaro sees hot national legal issues taking a back seat to more local concerns among members of the Maryland bar.

“The important thing is that the state bars must always remember the constituency they are serving so that their rank-and-file members have their needs met on a day-to-day basis.”

Cardaro is also highly visible as a lecturer. He speaks frequently at trial practice/medical malpractice seminars on everything from trial tactics to the evaluation of cases. He is a trustee and member of the finance committee of the bar association insurance trust and a board member of the Baltimore Courthouse & Law Museum Foundation, in addition to other civic activities.

Why would someone as busy as Tom Cardaro take on yet another demanding job, heading his profession’s representative organization for a year? The answer, he says, isn’t complicated.

“I look at serving as president of the Maryland State Bar Association as a payback for a profession that has been very good to me.”

Thomas C. Cardaro, 1985
Partner, Cardaro & Peek, LLC
Baltimore, Maryland

Columbus School of Law State Bar Presidents

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<tr>
<th>Year</th>
<th>President</th>
<th>State</th>
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<tr>
<td>1968</td>
<td>James F. Mundy</td>
<td>Pennsylvania, 1996-97</td>
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<td>1972</td>
<td>William D. Dolan III</td>
<td>Virginia, 1984-85</td>
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<td>1973</td>
<td>Joseph A. Condo</td>
<td>Virginia, 2000-01</td>
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<td>1978</td>
<td>Richard A. Pacia</td>
<td>Rhode Island, 2008-09</td>
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<td>1981</td>
<td>Kathleen O'Brien</td>
<td>Virginia, 1994-95</td>
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<td>1985</td>
<td>Thomas C. Cardaro</td>
<td>Maryland, 2009-10</td>
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Remarkable Events

Remarkable Events Inspiring Tomorrow’s Leaders
at The Catholic University of America Columbus School of Law

An Outraged Cry at Injustice

September 16 — If the state of Texas executes Alfred Dewayne Brown, it will be killing an innocent man, said Brian Stolarz, 1998. He and three colleagues at the law firm of K & L Gates have devoted two years and more than 1,000 pro bono hours on behalf of Brown, a mentally retarded man who was convicted and sentenced to death in 2005 for a convenience store robbery that resulted in two shooting deaths, one of them a police officer. Invited to speak by the Criminal Law Society, the Legal Services Society, the CUA Innocence Project and the Council on Professional Conduct Education Committee, the CUA law alumnus wove a spellbinding narrative of a justice system gone terribly awry. He recounted evidence ignored, manipulated or suppressed during Brown’s trial and vowed to press on in his effort to win an appeals hearing.

Challenging Popular Misconceptions

September 17 — Don’t blame international trade for lost jobs. In truth, exports are practically the only source of current growth in the country’s private sector. That observation was offered by Ambassador Charlene Barshefsky, former United States trade representative, senior international partner at WilmerHale and the speaker invited to give the 40th Annual Pope John XXIII Lecture at the Columbus School of Law. Barshefsky, a 1975 alumna, discussed “Six Phenomena that Bear on the Politics of Trade and Globalization.” The former Clinton Administration cabinet member displayed a knack for turning conventional wisdom on its head. Stagnant economic times? “The world is growing at a torrid pace. It has no historic parallel,” Barshefsky said, noting that the world’s gross economic output grew tenfold from 1950 to 2000, an explosion of production and wealth that has no precedent in recorded history.

A Glimpse From the Owner’s Box

September 24 — Millions of professional football fans tune in each Sunday for the splash, razzle and dazzle of the NFL in action. But behind the athletes and coaches and invisible to the fans is a complex, delicately balanced, expensive and profitable business model that brings the nation’s most popular sport to the adoring public. CUA law alumnus Michael Bidwill, 1990, is president of the Arizona Cardinals, owned by his family. Hosted by the Sports and Entertainment Law Society, Bidwill spent an hour speaking with students about what’s really involved in running a professional football team. During a talk punctuated with slides, he covered such issues as how contract negotiations are handled, developing a franchise, contracts with vendors, broadcast rights, travel arrangements for the team and other topics, including how to handle fan hooliganism in the stands.
Assessing the Legacy of an Apostolic Letter

October 3 to 4 — A year in the planning, a two-day conference of scholars, theologians, law professors and others urged a careful reconsideration of a woman’s place in the world and of her unique contributions to society. At the center of the new analysis was Mulieris Dignitatem, an apostolic letter written by Pope John Paul II in 1988 that was the first of its kind devoted entirely to the subject of women. It addressed the challenge of contemporary feminism with a theological reflection on the meaning of womanhood, the vocation of women, and the role of women in the Church and in society. Twenty years after its issuance, many of the conferees said the letter’s prescient themes cry for attention more urgently than ever. Instead of freedom, argued the keynote speaker, the cultural revolution has instead brought the fragmentation of society, with concurrent rises in the incidence of divorce, depression and suicide.

A Tutorial Behind the Headlines

October 27 — Catholic University law students were exposed to a half-dozen informed points of view on the current financial crisis at a town hall discussion about the financial meltdown and sub-prime lending mess that lies beneath it. The brainchild of the law school’s Dean Veryl Miles, the 90-minute event offered the expertise of faculty professors, private sector attorneys, public relations principals and others on such questions as: What was missing from the regulatory structure? What is the government doing about it? What financing activities led to the meltdown? And, perhaps the paramount question to most in the audience, how will it impact our lives? The program’s moderator, Professor David Lipton, said that no single cause bears sole responsibility for the daily drumbeat of depressing economic news. “The meltdown was the result of the confluence of a variety of events,” he stated. “Collectively, they created a ‘perfect cataclysm’ of negative financial trends.”

A Class in Hard Choices

November 6 — Represent clients long enough, and eventually a case will arise in every lawyer’s career that confronts them with difficult, confusing and even morally ambiguous choices. “Counseling Clients Who Confront Complex and Competing Obligations,” a two-hour panel presentation illustrated with compelling case studies, offered law students the wisdom and experience of four distinguished legal practitioners who gave advice on how a lawyer should proceed, and what should guide his or her decision making, when handling a client who is facing moral or ethical conflicts. The ethics symposium was proposed by the law school’s Dean Veryl Miles and realized by Professor William Wagner, director of The Center for Law, Philosophy and Culture. Professor Stephen Goldman, one of the discussants, offered a parting thought: “Sometimes the right thing to do is clear simply because of the kind of people we want to be,” he said.
Guess Who’s Coming to Lunch?

It’s a well-kept secret, though not on the fourth floor of the Columbus School of Law. For many years, the monthly faculty luncheon—a convivial social occasion cherished by most professors—has been graced by a series of speakers of the sort that the Smithsonian might assemble as an evening lecture program for members.

Fortunate Catholic University law professors need only show up, fill their plates, take a seat and listen to some truly outstanding professionals, courtesy of the vision of Professor David Lipton who founded the “faculty explorations luncheon” program in 1986. Since then he has devoted enormous time, energy and creativity to inviting an amazingly diverse array of guests over that time.

Renowned crime fiction writer George Pelecanos was the latest professional star to drop by and chat with professors. The nationally known author of more than a dozen novels set in the Washington, D.C., area, as well as the chief writer for the acclaimed HBO series “The Wire,” Pelecanos was invited to speak on Sept. 18 by his old friend Professor Marin Scordato, a faculty member who has assumed responsibility for the speaker series during the fall 2008 semester and possibly beyond. Growing up together in the Maryland suburbs, the two men have known each other since middle school.

Pelecanos spent 15 minutes talking about how the experiences of his youth inform his novelistic ideas and characters today. He explained to the faculty audience that when a new novel is in full bloom, he cannot step away from the book until it is finished, even at the cost of having to skip vacations with his family.

Such luncheons have long provided CUA law professors with fascinating, albeit brief, glimpses into other professions and worlds with which they normally would have little contact. The Scordato-Pelecanos teenage social circle includes another chum from those years who was invited to speak in October, documentary producer and investigative reporter Rick Young, who has had more than 15 of his programs air on PBS’s “Frontline.” His work has garnered five Emmy nominations, and his stories and commentaries have appeared on National Public Radio and in The New York Times, The Washington Post and The Baltimore Sun.

Teenage friends, Professor Marin Scordato and nationally renowned crime fiction writer George Pelecanos (right) were reunited when the novelist spoke informally at a faculty luncheon in September.
Author Elaine Shannon offered professors a thrilling cloak-and-dagger backdrop to her exposé of spy Robert Philip Hanssen, the most damaging FBI agent in American history.

“I had not seen nor heard of anything quite like the faculty luncheon series before coming to Catholic University,” said Scordato. “I quickly came to think of it, and still do, as being among its most charming qualities.”

Speakers have ranged across a broad spectrum of interests and activities. Recent years have included talks from the dean of the School of Foreign Service at Georgetown University; the attorney general of the District of Columbia; Murry Sidlin, dean of Catholic University’s Benjamin T. Rome School of Music and a guest conductor for many of the most prestigious orchestras in the world; and Elaine Shannon, a former Time magazine correspondent who covered the nation’s intelligence apparatus for many years.

The mood is relaxed at the monthly faculty luncheons, with an emphasis on curious discovery rather than intellectual heavy lifting. The program does not always feature a live guest. In 1993, for example, faculty members spent one luncheon taking the Myers-Briggs personality type indicator test. The following year, they devoted all of their time to a tutorial on how to navigate the blossoming Internet.

Invited speakers have often included fellow legal educators, but many journalists, high political appointees and others have come by to speak as well. Former Washington Post columnist and nationally known peace activist Colman McCarthy spoke in 2000; Dr. Edmund Tramont, who directs the nation’s AIDS research program at the National Institutes of Health, visited in 2005; and former White House chief of staff (and adviser to the President Obama transition team) John Podesta joined the faculty lunch for a chat in 2003.

Law school professors may not always know what luminary to expect at the next monthly lunch, but they happily anticipate what the final gathering of the year will bring. In addition to founding the speaker series, Professor Lipton has instituted the treasured tradition of devoting each December’s luncheon to the reading of poetry. Faculty members may read personal favorites, recite from memory or even from their own works, which sound a lot less like subheadings from the Federal Criminal Code than one might imagine.

Poems such as “Thanks, Robert Frost” by David Ray, suggested by Professor Faith Mullen in 2007 and read aloud by Professor Ted Sky, are lullabies in prose, a lovely and peaceful way to draw a semester to its close.

Do you have hope for the future? someone asked Robert Frost, toward the end. Yes, and even for the past, he replied, that it will turn out to have been all right for what it was, something we can accept, mistakes made by the selves we had to be…

—David Ray
A team of runners and volunteers representing The Catholic University of America Columbus School of Law were among the more than 4,800 lawyers, Washington residents, parents and children who participated in the fun-filled Lawyers Have Heart Race, which included the race and walk, as well as food and festivities.

Our fleet-footed team composed of alumni, students and law school staff placed 15th out of 28 teams in the corporation division of the annual Lawyers Have Heart Race, held in Washington, D.C., on June 14, 2008.

The 10K race has raised more than $5 million for the American Heart Association since its inception. The funds support the AHA’s mission to build healthier lives, free of cardiovascular diseases and stroke, the No. 1 and 3 killers, respectively, of all Americans. The money also underwrites heart-healthy education programs.
What’s New with CUA Law Students

1L Ashley Barbera served as an alternate delegate to the 2008 Republican National Convention in Denver. Barbera was involved in the College Republicans during her undergraduate career and served as the chairwoman of the Maryland Federation of College Republicans last year. Barbera also is communications director for the College Republican National Committee.

2D Amanda Boddie won an award for Best Opening Statement at the ninth annual Quinnipiac University School of Law Criminal Justice Trial Advocacy Competition, held Nov. 1 to 2. In this national competition, co-sponsored by the ABA Criminal Justice Section, teams of four law students tried a criminal case twice, once as the prosecution and once as the defense.

2D Jordan Dansby was awarded a Fulbright grant to research and work in Colombia during the 2008–2009 academic year. He is spending the time researching the procedural and systemic barriers faced by small and medium-sized businesses wishing to export to the United States. Dansby is working with ProExport Colombia, an organization dedicated to promoting tourism and exports from Colombia. He also hopes to foster goodwill for Americans.

2D Samantha Mildenberg was recognized as the Best Overall Advocate to participate in the 18th Annual Cathy Bennett National Criminal Trial Competition, held Oct. 23 to 26, in Tampa, Fla. Her victory was earned as the student in the final round who had the overall best point record.


1L Joel Swearingen was among a group of CUA law students who launched StreetLaw, a program designed to enhance understanding of legal issues among younger people. On Sept. 10, the students presented a discussion of the United States Constitution at D.C.’s Archbishop Carroll High School, to an audience that was described as “lively, engaged, articulate and enthusiastic.” StreetLaw has applied to be an officially recognized student organization within the Columbus School of Law.

3E Leah Walker’s article “Will Video Kill the Trial Courts’ Star? How ‘Hot’ Records Will Change the Appellate Process” was accepted for publication by the Albany Law Journal for Science and Technology. Her work was written for Professor Stephen Goldman’s class, and she was assisted in its production by Professor A.G. Harmon.

2E Laila Leigh spent the summer of 2008 as a legal intern at Break the Cycle, a national nonprofit organization that works to counteract teen dating violence through engagement, education and empowerment. Leigh’s opportunity was made financially possible by a Charles and Louise O’Brien Fellowship. Among other accomplishments, Leigh developed a new dating violence training module for campus police officers and included research that shows how dating violence affects safety and health on college campuses. The first training module was presented in July to campus security officers from all over the D.C. metropolitan area. More training sessions at individual colleges and universities are planned for the fall. Leigh says, “Every domestic violence attorney’s aspiration and prayer is to foster enough social and political understanding and support for this issue to put herself out of business!”
**Professional Activities**

Professor Margaret Barry was an invited panelist at an Oct. 25 conference held at the University of Toledo College of Law that commemorated the 200th anniversary of the prohibition of the importation of slaves into the United States. “Commemorating 1808: Fighting for the Right to Dream” examined the significance of that historic federal law. In late August, Barry was a co-presenter at Georgetown Law Center’s first summer institute on clinical teaching. Her plenary presentation, “Strategies for Promoting Conversations About Race and Poverty in Clinic,” explored the challenges to and strategies for teaching about race and poverty. Barry was also recently appointed vice chair of the standards review committee for the ABA Section on Legal Education and Admissions to the Bar. On Oct. 18, Barry participated in the second workshop for clinical legal education scholars held by the Clinical Law Review on Oct. 18 at NYU Law School in New York City. She is a member of the review’s board of editors.

Professor Marshall Breger attended the World Conference on Dialogue in Madrid, Spain, in mid-July. The interfaith conference was initiated by Saudi King Abdullah, and Breger was among the few Jews invited to participate. Fellow attendees included former British Prime Minister Tony Blair. Breger notes that the gathering was the first time Saudi leaders initiated interfaith dialogue with Jews and Christians, portending a major change in the Saudi view of these matters. In June, Breger met in Oslo, Norway, with a group of Iranian clerics from Iran to discuss human dignity in the Abrahamic religions. Faculty colleague Robert Destro was also in attendance.

Professor and Associate Dean Stacy Brustin facilitated a workshop at the ABA Associate Deans’ Conference in Denver in June 2008. She was also a panelist for the opening plenary session at the ABA Conference on Bar Passage in Chicago on Oct. 17, 2008.

Professor Roger Colinvaux introduced and moderated an Oct. 15 luncheon program, “The New Form 990 (and Instructions),” presented by the D.C. Bar’s Tax Section/Exempt Organizations Committee. On Oct. 29, he participated in a roundtable discussion in Washington D.C. about political campaign intervention by section 501(c) (3) organizations. The roundtable was sponsored by the editor of the Exempt Organization Tax Journal. An account of the discussion, including quotes from Colinvaux, appeared in the Oct. 30 edition of Tax Notes Today. Colinvaux also participated in a conference at New York University School of Law on Oct. 23 and 24 that was titled “Structures at the Seam: The Architecture of Charities’ Commercial Activities.” The event was sponsored by the National Center on Philanthropy and the Law.

Professor Stephen Goldman was among four panelists who addressed “Counseling Clients Who Confront Complex and Competing Obligations,” a seminar sponsored by the Columbus School of Law on Nov. 6. The discussion centered upon a lawyer’s ethical responsibility to a client who faces potential conflicts among their obligations.

Professor William Kaplin has had a new national award named in his honor. Stetson University’s College of Law and its Center for Excellence in Higher Education Law and Policy have announced the establishment of the William Kaplin Award for Excellence in Higher Education Law and Policy Scholarship. It is to be presented annually to one scholar on the basis of his or her published work in the field. Kaplin has been reappointed for another year term on the editorial board of the Journal of College & University Law. He also continues to co-maintain a Web page on recent developments in higher education law from the 2006 publication of The Law of Higher Education, 4th ed. to the present. The page is hosted by the National Association of College & University Attorneys.

Professor Catherine Klein was a presenter at the 5th International Global Alliance for Justice Conference, Manila, Philippines, held Dec. 7 to 13, 2008. With colleague Leah Wortham, Klein addressed “Teaching Legal Ethics in a Corrupt Legal System.” Klein was also a member of the planning committee for the conference and one of two North American representatives elected to the GAJE steering committee. In June 2008, Klein served as a member of the planning committee and was a small group leader for the Summer Institute on Clinical Teaching, held at Georgetown University Law Center. The workshop was designed to improve the teaching of instructors with five to 10 years of experience by working in small groups to give teaching demonstrations with structured feedback.

Professor Mary Leary spoke at the University of Mississippi School of Law’s National Center for Justice and the Rule of Law’s Advanced Cyber Crime Training in August 2008. She presented her paper, “Self-Produced Child Pornography: The Appropriate Societal Response to Juvenile Self Exploitation.” Leary also accepted an invitation from the Holy See to be the one of five members of the Vatican Delegation to the Third World Conference on Child Sexual Exploitation. The conference was held in November in Brazil.
Professor Amanda Leiter wrote a pro bono law professors’ amicus brief in support of respondents in Summers v. Earth Island, which was argued before the Supreme Court on Oct. 8, 2008.

Professor Lisa Lerman presented “Re-examining the Lake Pleasant Bodies Case: A Case Study in Ethical Decision-making” at the University of Akron’s law school on Nov. 10, 2008. She discussed a case from the 1970s in which two attorneys representing an accused murderer were informed by their client that he had killed several teenagers, and also told them where his victims’ bodies were located. The defendant, Robert Garrow, later confessed to the murders under oath, making it clear that his lawyers had known and kept silent about his crimes all along. The attorneys then faced criminal charges, a disciplinary investigation, death threats, ostracism within their community and extensive damage to their law practices. Lerman’s lecture covered the many difficult ethical decisions that confronted the legal team.

Professors David Lipton, Ralph Rohner and Heidi Schooner led a law school town hall discussion on Oct. 27 about the causes and implications of the current financial crisis. The teach-in was primarily for the benefit of current law students and considered such questions as: What was missing from the regulatory structure, what is the government doing about it, and what will the financial landscape look like when it is all over? Lipton attended a two-day board meeting of the municipal securities rulemaking board in October to discuss the impact of financial crises on the municipal market. He also coordinated and moderated a talk by Erik Sirri, director of markets and trading at the SEC, who discussed the commission’s supervision of investment banks.

Professor Suzette Malveaux served as a master for the Thurgood Marshall American Inn of Court from September through December 2008, where she presented upcoming cases on the Supreme Court’s docket.

Professor Lisa Martin gave a presentation in June on “Legal Status and Its Consequences” at the Columbus School of Law’s Conference on Multi-Cultural Perspectives on Aging, Abuse, and Culturally Sensitive Intervention.

Dean Veryl V. Miles has agreed to serve a one-year term on the Special Committee on the Uniform Bar Examination for the National Conference of Bar Examiners. Her term of service is 2008–2009. In September, she also began her work with the American Bar Association’s Accreditation Committee, which is tasked with assessing the educational offerings of the majority of the nation’s law schools. On June 29 Dean Miles addressed the fall 2008 entering class of the nation’s law faculty at the AALS Workshop for New Law School Teachers, which was held in Washington, D.C. Dean Miles focused her remarks on the topic of “Assessing Faculty Performance and Institutional Citizenship.” CUA law was also represented by Professor Cara Drinan, who offered a first-year law professor retrospective for the workshop attendees. Dean Miles was invited to participate in the June 19 inaugural annual meeting of the Washington Bar Association. Included in the program was a panel discussion regarding “The Black Attorney in the Legal Academy.” In the spirit of the historic significance of the meeting and the bar association, the meeting was held at the historic Charles Sumner School Building on Connecticut Avenue, which opened in 1872 for the education of African-American children in the District of Columbia. Professor Suzette Malveaux also represented the law school at the conference and participated on several panels.

Professor Faith Mullen has been reappointed to a second term on the D.C. Rules of Professional Conduct Review Committee. She also conducted training for 25 lawyers on advance directives for the D.C. Bar Pro Bono Project. As she has in the past, Mullen supervised law student volunteers at the D.C. Small Claims Resource Center every other week during the fall 2008 semester. She made a presentation about the project at the Mid-West Clinical Conference in November 2008.

Research Ordinary Professor Michael Noone was promoted to the rank of Knight Commander in the Equestrian Order of the Holy Sepulcher on Oct. 31, 2008. The ceremony took place at St. Matthews Cathedral in Washington. His Eminence Cardinal William H. Keeler, archbishop emeritus of Baltimore and grand prior of the order, presided. In July, Noone presented “Identifying Gaps in Terrorism Law and Bridging Them” at a workshop sponsored by National Defense University’s Near East Center for Strategic Studies in Washington, D.C. Over the summer of 2008 he also attended an advisory board meeting on the Geneva Centre for the Democratic Control of Armed Forces, which recognized his contributions to the Handbook on Human Rights and Fundamental Freedoms of Armed Forces Personnel. Noone also participated with his wife in the Irish Defense Forces 50th Military Pilgrimage to Lourdes, France. On Nov. 6, Noone spoke at the law school about American legal education to a group of foreign military legal officers who were attending the Military Legal Development Program sponsored by the Defense Institute of International Legal Studies. The agenda included a discussion on the following day with a wider group of legal
officers about legal “friction points” in military coalition operations.

Father Raymond O’Brien spoke at the Catholic Business Network breakfast in November and continues to serve at his parish, St. Elizabeth’s in Rockville, Md. For two months during the summer he taught family law at Georgetown University Law Center and represented CUA law school at the Boston Law School Admissions Council Recruitment Forum in September.

Professor Antonio Perez made a presentation on Oct. 7 to the U.S. State Department’s Advisory Committee on Private International Law about developments in the OAS Specialized Conference on Private International Law. The meeting was held at George Washington University’s School of Law. Earlier, on July 15, Professor Perez presented the OAS Juridical Committee’s Report to the International Law Commission of the United Nations in Geneva. Perez is a member of the Inter-American Juridical Committee of the Organization of American States.

Professor Heidi Schooner was an invited panelist on the “Future of Mortgage Lending Regulation,” held by the Office of Thrift Supervision’s National Housing Forum on Dec. 8. She was also a discussant on the subject “How Do Mutual Funds Vote Their Proxies?” sponsored by the American Enterprise Institute on July 10. On June 25, Schooner addressed the “Regulation of Financial Institutions” at the Federal Trade Commission’s Division of Financial Practices Academy.


Professor Lucia Silecchia currently serves as the 2008-2009 chair of the Conference on Catholic Legal Thought. The Columbus School of Law will host the group’s 2009 conference in the spring. In December, Silecchia attended a New York State Bar Association Conference on “Hot Topics in Real Property Law and Practice.”

Professor George Smith was a visiting fellow at the Australian National University Law School in Canberra during July 2008, and in August he was a visiting fellow at The Center for Health Law Governance and Ethics at The University of Sydney Law School. While in residence at the center, Smith presented a paper at the center titled “Toward a Universal Right to Health, Health Care or Health Protection?” at a faculty seminar. The following month, in September, Smith was invited to participate in a 50th anniversary program celebrating Boston University’s health law program. He addressed the issue of “Palliative Care in End-Stage Illness” in a paper that he presented.

Professor William Wagner was the organizer of a workshop at the Canon Law Society of America’s annual meeting in Kansas City on Oct. 11 and 12, 2008. The subjects covered were “Due Process and the Right of Defense” and “Statutes of Limitation/Prescription.” He also designed and ran a plenary session at the University of Notre Dame’s Nanovic Institute for European Studies on “Church-State Relations and Religious Liberty: Comparative Perspectives” from Sept. 22 to 23, 2008.

Community Service

Professor Catherine Klein, in her position as director of Columbus Community Legal Services, has continued to provide limited assistance to pro se parties in D.C. Superior Court throughout the semester. She has also provided technical assistance to pro bono lawyers on family law and domestic violence advocacy issues.

Professor David Lipton coordinated the law school’s hosting in July of a group of rising high school students who were participants in the Washington, D.C., area’s Horizons program. The national program partners with local schools across the country to provide opportunities to inner city students to learn about what it means to go to college. The dozen or so high schoolers spent the day in the law school and on the CUA campus. Among other highlights, they delighted in the opportunity to put on judicial robes and pose for pictures in the Walter S. Slowinski Courtroom.

Professor Faith Mullen has devoted time as a volunteer at the District of Columbia Probate Resource Center. She also drafted and submitted a report to the D.C. Office of Administrative Hearing on improving access to justice for pro se parties. Mullen submitted a letter to the D.C. City Council as a follow-up to her report.

Professor Suzette Malveaux served as the moderator on Sept. 25 for “Robes in
Professor **Marshall Breger** was among four panelists invited Oct. 6 to discuss the Jerusalem Old City Initiative, a four-year-old plan to pursue creative governance and management options between Palestinians and Israelis for Jerusalem’s Old City. The panel discussion was sponsored by the Foundation for Middle East Peace and the Middle East Institute and was held at the Carnegie Endowment for International Peace.

Professor **Cara Drinan** presented a paper at the 61st annual meeting of the Southeastern Association of Law Schools, a regional association of law schools conference, held from July 27 through August 2, 2008, at the Ritz Carlton in Palm Beach, Fla. Her talk, “Litigation Strategies to Improve Indigent Defense,” described the failure of many state legislatures in recent years to create and fund adequate indigent defense systems, forcing advocacy groups and pro bono lawyers to take the resulting issue of under-representation to court. In June 2008, Drinan spoke as part of a panel at the AALS New Law Teachers Conference. The panel was titled “Junior Faculty Feedback.”


Professor **A.G. Harmon** attended the SEALS conference in July and presented a paper for a panel on law and literature that focused specifically on the depiction of the law in Western literature. His discussion resulted in invitations from colleagues to speak at the law schools of the University of South Carolina and Louisiana State University.

Professor **Mary Leary** presented “Mulieris Dignitatem, Pornography, and the Dignity of the Soul: An Exploration of Dignity in a Protected Speech Paradigm,” at the Mulieris Dignitatem conference held at the Pope John Paul II Cultural Center in Washington, D.C., on Oct. 3 to 4, 2008. The conference was held in honor of the 20th anniversary of the pontiff’s groundbreaking apostolic letter on the dignity of women. Leary was also an invited discussant in December to a conference on the social costs of pornography, held at the Witherspoon Institute of Princeton University.

Professor **Suzette Malveaux** presented “The Privatization of the Justice System” at the American Association of Law School’s Dispute Resolution Section Works in Progress Conference, held at the Sandra Day O’Connor College of Law at Arizona State University in October. On Sept. 26, she moderated “Preview of 2008–

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**Conferences and Symposia**

the Law School,” an educational seminar sponsored by the Just the Beginning Foundation that is designed to teach students about a potential career as a jurist. Malveaux led a discussion with a panel of four judges about career paths and opportunities for law students and high school students. She also served during the fall 2008 semester as the interim director of the law school’s Law and Public Policy program.

Rev. **Raymond O’Brien** continued his service on the board of trustees of Don Bosco Cristo Rey High School in Takoma Park, Md., the newest high school in the Archdiocese of Washington. Founded on the model of the Cristo Rey network, the high school seeks to integrate employment and college preparation with Catholic education among mostly disadvantaged students.

Professor **Sandy Ogilvy** and Dean **Veryl Miles** donned T-shirts, baseball caps and paint brushes to pitch in and help paint classrooms at St. Anthony Catholic School in the nearby northeast Washington neighborhood of Brookland on Aug. 15. The two joined more than 60 first-year Catholic University law students who donated a day of local volunteerism on the final day of their weeklong orientation. The group spent the morning scraping, cleaning and repainting the walls of at least four classrooms in the building.
2009 Supreme Court Term: Upcoming Cases, Predictions and Trends” before a nationwide audience of judges, scholars and practitioners. In July, Malveaux was among three CUA law faculty members to attend and present at the Southeastern Association of Law School’s conference. Malveaux’s participation came during a panel titled “The Devil is in the Details,” an examination of Federal Rules of Civil Procedure as they have been interpreted by the federal courts in a number of contexts, including pleadings, discovery and resolution. And in June, Malveaux was a participant at the Washington Bar Association’s Inaugural Annual Conference to discuss “Intergenerational Dialogue: The Role of the Black Lawyer of Yesterday, Today & Tomorrow.”

Professors Lisa Martin and Margaret Martin Barry traveled to Manila, Philippines, in December to deliver a presentation on Interdisciplinary Partnerships at the Global Alliance for Justice Education Conference.

Professor Suzette Malveaux completed the team of three CUA law faculty members who attended and presented at the July SEALS conference. Malveaux’s participation came during a panel titled “The Devil is in the Details,” an examination of Federal Rules of Civil Procedure as they have been interpreted by the federal courts in a number of contexts, including pleadings, discovery and resolution. Her topic addressed the challenges of providing class action notice given the changing landscape of technology and media.

Dean Veryl V. Miles participated in a conference on “Judicial Independence and Legal Education: Two Pillars of a Democratic Legal System” held in the Republic of Georgia on July 18 and 19, 2008. During the month of June, Dean Miles traveled throughout the country to speak at several professional conferences. Immediately after commencement, she traveled to Marco Island, Fla., to participate in the ABA New Deans Workshop (May 31 – June 3) as a faculty panelist, where she and other experienced deans advised the newest class of first-time law school deans on the nuances of law school administration. Dean Miles was also the vice chair of the planning committee for this year’s conference. On June 12 she was in Denver to speak at the plenary session of the ABA Conference for Associate Deans about “How the Associate Dean’s Changing Roles Affects Relationships.”

Professor Faith Mullen presented a two-day forum on the problem of hoarding on June 26 and 27, 2008. The forum was held in partnership with the CUA National Catholic School of Social Services and George Washington University Law School. In partnership with CUA’s National Catholic School of Social Services and D.C. Adult Protective Services, Family and Child Services, Mullen also developed a one-day workshop for lawyers and social workers on a “Multi-Cultural Perspectives on Aging and Culturally Sensitive Interventions,” offered at the Columbus School of Law on June 6, 2008.

Research Ordinary Professor Michael Noone participated on Oct. 21 in a roundtable discussion sponsored by the National Defense University’s Near East South Asia Center for Strategic Studies. The subject was the United Nations Comprehensive Convention on Terrorism.

Professor Heidi Schooner traveled to Tirana, Albania, in mid-November to participate in a banking law workshop offered by the International Monetary Fund. She was also a panelist on Oct. 17 at the International Law Weekend held by the American Branch of the International Law Association, where the subject addressed was “Basel II’s Capital Adequacy Requirements After the Sub prime Crisis.”

Professor Ted Sky attended a Sept. 15 forum titled “Busting the Budget: Healthcare Costs or Entitlement Programs?” sponsored by Committee for a Responsible Federal Budget. The event was held at the National Press Club in Washington, D.C.

Professor Karla Simon was a panelist at a full-day colloquium on the “Rule of Law and Human Rights in China” sponsored by the Louis Stein Center for Law and Ethics and the Leitner Center for International Law and Justice at Fordham Law School on Oct. 3, 2008. The invitational program was attended by academics, lawyers, members of the diplomatic community, and other experts on human rights, civil society and the rule of law in China. Simon presented a paper, “Legal Reforms for Civil Society Organizations in China after the Olympics and the Sichuan Earthquake,” that offered a perspective on ways in which the Chinese government can enhance the space for civil society as it seeks to address social and economic development in the 21st century. The paper will be published in the January 2009 issue of the Fordham International Law Journal.

Recent Media

Professor Marshall Breger spoke before the American Jewish Press Association’s 2008 conference in Washington, D.C., on June 24. He was part of a panel that discussed “Tikvum Olam, the New Judaism?”. On Sept. 25, Breger was quoted in the Jewish Daily Forward for an article, “Ritual Ramadan Dinner Becomes an Opportunity for Muslims to Reach Out,” on the increasing number of official Iftar dinners held by government agencies, local communities, universities and interfaith groups. On Nov. 6, Breger was quoted in New York’s The Jewish Week for an article titled “Jews Roll with Obama Wave; Dramatic Generational Shift.”

Professor Roger Colinvaux was quoted in the Sept. 4, 2008, issue of The Chronicle of Philanthropy for an article titled “Paying It Forward — and Back.” He discussed likely tax code changes that Congress will make to nonprofit hospitals and universities, speculating that lawmakers could decide to put those two groups in a separate tax category, as they did with credit-counseling groups in 2006. Colinvaux was also quoted in the Oct. 16 edition of the Daily Tax Report for a story titled “IRS Eyeing Revision of Penalty Regime Following Debut of Redesigned Form 990.” The article examined Colinvaux’s suggestion, introduced at a D.C. Bar Taxation Section Exempt Organizations Committee panel, that since there is now a new Form 990, there should be a new penalty structure to go along with it. A similar story also ran the same day in Tax Notes Today.

Professor Cara Drinan was the author of an op-ed published in the Atlanta Journal-Constitution on May 16, 2008. “Backlog Death-Penalty Rationale Fatally Flawed” condemned the eagerness of some states with legal capital punishment to rush the execution of death row inmates.

Professor Clifford Fishman was quoted in the July 9, 2008, edition of Jewish Forward for an article titled “Pro-Palestinian Professor’s Return to Court Puts Anti-Terror Effort Back on Trial,” a story about Sami Al-Arian, a Florida professor acquitted in a major terrorism-financing case in 2006 but who now faces possible conviction for contempt of court. On Aug. 26, Fishman was a guest on the Drew Mariani Show, discussing the recent decision by a Texas district to allow teachers and staff to carry guns to protect against school shootings. The Mariani program is broadcast by Wisconsin-based Relevant Radio, the largest Catholic talk radio network in the United States.

Professor Suzette Malveaux was interviewed by MSNBC on Nov. 13 about potential changes to the composition of the United States Supreme Court by President-elect Barack Obama. In August, she prognosticated on the same subject as a commentator for the Philadelphia-based “Art Fennell Show.” Malveaux has established herself as the Washington legal commentator for the cable talk program, syndicated by Comcast. Her weekly guest appearances through the summer and fall have afforded her the opportunity to analyze the issues in a dozen significant cases for viewers, including Pearson v. Callahan, FCC v. Fox, Wyeth v. Levine, Melendez-Diaz v. Massachusetts and Penn. Plaza v. Pyett.


Professor Lisa Lerman was the featured guest on the Australian Broadcasting Corporation’s “The Philosopher’s Zone,” hosted by Alan Saunders. The radio program aired on Sept. 20, 2008. Lerman discussed a famous American legal ethics case, often referred to as the Lake Pleasant Bodies case, which was also the subject of a paper she gave at the Third International Legal Ethics Conference in Brisbane, Australia, during the summer.

Professor Antonio Perez was interviewed for the Voice of America television program “Foro Interamericano” on Aug. 1, 2008. He provided an overview of the Hague Tribunal, including an explanation of the difference between the Hague and the International Court of Justice. “Foro Interamericano” is a one-hour analysis program that examines important bilateral issues between the United States and Latin America. He appeared on the same program on June 27 to discuss the Supreme Court’s ruling on the administration’s policy regarding detainees at Guantanamo Bay.

Professor Heidi Schooner was the author of an op-ed, “A Lashing for the Bankers,” published in the Points of View section of the Oct. 20, 2008, issue of Legal Times. Schooner speculated that the new federal ownership plan for large banks may herald more punishing regulation in the future.

Professor Ted Sky was interviewed in October by the Greensburg Tribune-Review in Fayette County, Pa., for its article regarding a local slab of historic road bed that was recovered during excavation for a new bridge overpass. Sky is an authority on the history of the National Road, one of the earliest large-scale civic projects in America. He has written about the subject in his book To Provide for the General Welfare: A History of the Federal Spending Power. In that volume, Sky explains the constitutional history of the National Road and its contribution to the interpretation of the federal spending power in the Constitution.
What’s New with your Fellow Alumni

1950
Hon. William J. Nealon was the subject of a television biography, “Judge William J. Nealon: At the Heart of it All,” produced by public station WVIA-TV and broadcast on Nov. 17, 2008. The film was also screened on the same night at the Scranton Cultural Center and is the fifth installment of the WVIA original series on “Great Pennsylvanians.” Nealon grew up in Scranton, Pa., and has spent most of his life there. In 1962, President Kennedy appointed him to the United States District Court for the Middle District of Pennsylvania. Nealon served as the court’s chief justice for more than 12 years and is still a senior judge on the federal district court more than 45 years later.

1968
Michael J. Madigan has joined the white-collar criminal defense and corporate investigations practice of Orrick, Herrington & Sutcliffe as a partner. He is based in Washington D.C. Madigan was formerly a partner with Akin Gump Strauss Hauer & Feld. His decision to change firms was profiled in Legal Times and the Washington Post.

1969
John P. Donohue was quoted in Reuters.com on Oct. 28 for an article titled “Industry bailouts risk unfair trade challenge.” Donohue, a member of the Columbus School of Law’s Board of Visitors, is an international trade lawyer in the Philadelphia office of Thorp Reed and Armstrong.

1973
Catherine M. Bishop and colleagues in the Oakland, Calif.-based National Housing Law Project were awarded a $500,000 grant as one of eight winners of this year’s MacArthur Foundation Award for nonprofit organizations. The organization advocates housing justice for America’s vulnerable.

1976
Stephen J. Verdier was interviewed for the online industry newsletter Bank Info Security about “Post-Election Insights: What Does it all Mean to the Banking Industry?” Verdier is with the Independent Community Bankers of America and his Q-and-A appeared in the Nov. 5, 2008, edition.

1977
Daryl A. “Sandy” Chamblee has been appointed chief diversity partner of Washington, D.C.-based Steptoe & Johnson LLP, it was announced in June. The first “up-from-the-ranks” Steptoe partner of African-American heritage and one of its senior diverse partners, Chamblee will lead the implementation of Steptoe’s diversity action plan in the firm’s eight offices worldwide. She will also maintain her litigation practice and continue to chair the firm’s diversity committee and hiring committee.

1978
Richard A. Pacia is the president of the Rhode Island Bar Association. His appointment was confirmed at the bar’s annual meeting in Providence in June 2008. Pacia is principal of the Pawtucket law firm of Richard A. Pacia Law Associates. He received the bar association’s Pro Bono Publico award in 1994 and its continuing service award in 2003.

1987
Hon. Edward B. Finch is the author of Three Brothers of the Greatest Generation, an account of the three Finch brothers and their time in the United States Navy during World War II. The book contains details of the many major sea battles their respective ships were involved in and also describes the challenges faced after the war by veterans who attended night law school while raising families and working full time. Finch retired in 1987 as chief judge at the U.S. Environmental Protection Agency. He and his wife, Jo, have been married for 62 years and reside in Chesapeake Beach, Md.

John B. Williams, a partner in the Washington office of international law firm Jones Day, was appointed chair of the American College of Trial Lawyers’ District of Columbia State Committee in October 2008. The American College of Trial Lawyers is dedicated to maintaining and improving the standards of trial practice, the administration of justice and the ethics of the profession, work that is conducted principally through its state and other committees. Williams formerly served as vice chair of the organization.

Debra D. Yogodzinski has joined the Washington, D.C., office of Arent Fox LLP as a partner. She was among four real estate attorneys who left Nixon Peabody LLP to join the new firm, a move that was reported in the Washington Post on Oct. 20, 2008. Yogodzinski focuses on representing clients in connection with the development, acquisition, ownership, leasing, financing and sale of commercial properties, including office buildings, hospitality, retail and mixed-use properties, as well as multifamily apartment complexes and condominium developments. She was recognized by Chambers USA in 2008 as one of America’s Leading Lawyers for Business for real estate work.
1980

Dr. Patrick DeLeon has been elected to the Institute of Medicine of the National Academy of Sciences, it was announced in mid-October. DeLeon is the most senior aide in the Washington, D.C., office of U.S. Sen. Daniel Inouye (D-Hawaii) and is responsible for the office’s health-related legislative issues. Prior to joining Senator Inouye’s staff 35 years ago, Dr. DeLeon spent the early 1970s as a staff psychologist with the Diamond Head Mental Health Center in Honolulu. The Institute of Medicine was established by the National Academy of Sciences in 1970 and has become known for its scientifically informed analyses and recommendations on health issues. Election to the institute is considered one of the highest honors in the fields of health and medicine.

Marvin E. Johnson has earned a new professional honor, the Marvin E. Johnson Diversity and Equity Award, established in his name by The Association for Conflict Resolution. The award was created to recognize Johnson as a champion of diversity and equity within both the ACR and its predecessor, the Society of Professionals in Dispute Resolution, and throughout the dispute resolution field. The Marvin E. Johnson Award “is intended for individuals, and where appropriate organizations, who like Mr. Johnson display dedicated leadership, compassion and advocacy in contributing to the removal of barriers to full and equal participation at various levels of society.” During his career, Johnson has mediated and arbitrated more than 1,500 cases involving for-profit and not-for-profit corporations, federal and state agencies, and local government entities with dealings in numerous sectors.

Thomas J. Kelly Jr. completed a 100-mile bike ride around Lake Tahoe during the summer, climbing to a peak of 7,044 feet at the 80-mile mark. Kelly joined 90 other riders from the D.C. area who used the event to raise money for the Leukemia and Lymphoma Society’s cancer research. He brought in $6,000 in pledged donations. Kelly is an environmental and white collar specialist with Venable.

1981

Cynthia K. Courtney has joined the Hartford, Conn., office of Day Pitney LLP in the commercial litigation department as electronic discovery counsel. She counsels clients on creating electronic discovery and document retention programs, provides support on existing litigation matters, and establishes best practices that comply with the Federal Rules of Civil Procedure. Prior to joining the firm, Courtney was a member of the commercial litigation department at CIGNA Corporation.

Joseph Peter Drennan was the subject of an article in the *Washington Times* on Aug. 14 that recounted his representation of a 31-year-old woman who faced deportation because she had been convicted of a $300 theft 11 years earlier. Drennan persuaded Virginia Gov. Tim Kaine to pardon his client and succeeded in setting aside her conviction. He is currently attempting to persuade the Board of Immigration Appeals to set aside the removal order.

1982

Thomas “Tom” Meagher is vice chair of the intellectual property licensing committee of the Intellectual Property Owners Association. Meagher’s committee was recently recognized as the 2008 IPO Outstanding Committee of the Year by the association, which represents companies and individuals in all industries and fields of technology who own or are interested in intellectual property rights. Meagher is a partner in the New York City office of Duane Morris, where he practices within its intellectual property practice group. Meagher and the other committee leaders accepted their award in San Diego in late September.

1983

Kathleen Q. Abernathy has joined the Washington, D.C., communications law firm Wilkinson Barker Knauer, LLP as a partner. She was previously a partner in the D.C. office of Akin Gump Strauss Hauer & Feld, LLP. A practitioner-in-residence at the Columbus School of Law, Abernathy served as a commissioner at the Federal Communications Commission from 2001 to 2005, where she was involved in decision-making in all of the policy areas under the FCC’s jurisdiction. Abernathy was also included as one of the 2007 Washington D.C. Super Lawyers. She also received the President’s Medal in 2005 from The Catholic University of America; the Forerunner Accolade in 2002 from Women in Cable and Telecommunications for her commitment to encouraging, developing and promoting women in the industry; and the Milestone Award in 2001 from Catholic University’s Columbus School of Law for her exemplary service to the law school and outstanding achievement in the field of communications law. On Oct. 21, Abernathy was the featured speaker at a forum on “Gadgets and Trends, Growth and Policy” which explored new developments in wireless technology. The forum was hosted by Consumers for Innovative Technology.

1984

Richard Maslow is celebrating the late September 2008 premiere of his new play, “Cricket in the Snow,” at the New Embassy Theatre in Cumberland, Md. The work examines the years 1919 to 1920 and focuses on the story of how the unbridled youthful ambition of the attorney general and his young assistant, J.Edgar Hoover, was balanced by a conscientious demand for justice by a principled Assistant Secretary of Labor, Louis Post. Maslow works for the Allegany County Circuit Court as a family law master.
Kevin L. Petrasic has joined Paul Hastings, Janofsky & Walker as a senior associate in the firm's global banking and financial institutions practice group. He was formerly special counsel and managing director of external affairs at the Treasury Department's Office of Thrift Supervision.

1985
William R. Korth is employed with the Department of Veterans Affairs, Office of the General Counsel, specializing in procurement, contract and fiscal law.

1986
John D. Humphreville was named a 2008 Florida Super Lawyer by Law & Politics Media, Inc. Only 5 percent of Florida attorneys are included on the list. Humphreville is a partner in Quarles & Brady's real estate practice in the Naples office. His practice includes all aspects of real estate law with an emphasis on commercial and residential real estate closings, title insurance, mortgage lending, land use, community association and resort development law. In 1991, Law & Politics magazine published the first consumer's guide to the best attorneys in the state of Minnesota. Today, Super Lawyers recognizes the top attorneys in 30 states and the District of Columbia.

1987
Cherie R. Kiser has joined the communications law practice of Cahill Gordon & Reindel as a partner. Previously, she was managing partner of the Washington, D.C., office of Mintz Levin Cohn Ferris Glovsky and Popeo in Washington.

Glenn J. Melcher was recently named chief of branch 5 of the IRS Office of Chief Counsel (Procedure and Administration). The branch provides litigation advice to the IRS and Department of Justice on a wide range of tax issues, including jurisdiction, closing agreements and bankruptcy in federal appellate, district and bankruptcy courts and the Tax Court. Prior to assuming his current position, Melcher was a senior trial attorney with the Department of Justice Tax Division and a counsel to the Deputy Assistant Attorney General.

Andrew F. Palmieri, a partner in the Alexandria office of Vorys, Sater, Seymour and Pease LLP, has been named a 2008 Virginia Super Lawyer in the areas of real estate and business/corporate law. Super Lawyers annually recognizes lawyers from more than 70 practice areas who have attained a high degree of peer recognition and professional achievement.

Elizabeth “Betsy” Soule has been appointed executive director of MetroWest Legal Services, formerly South Middlesex Legal Services, of Framingham, Mass. She is responsible for the strategic management of the agency and its day-to-day operations. Soule has worked as an elder law attorney in the nonprofit organization for 20 years and brings significant experience in advocacy work on behalf of low-income families to her new position. She is a faculty member for the trial skills training program at the Center for Legal Aid Education in Boston and has given presentations on many elder law topics in a wide range of contexts. MetroWest Legal Services provides legal advocacy to protect and advance the rights of poor, elderly, disabled and other disenfranchised people in 36 towns throughout central Massachusetts.

Scott E. Squillace recently opened his own boutique law firm, Squillace & Associates, P.C. in Boston's historic Back Bay. After 20 years of living at 35,000 feet (as a corporate international lawyer) he decided to keep his feet on the ground for a while. The new firm will focus on trust and estate planning, probate and trust settlement. Squillace has become a member of the Boston Estate Planning Council and recently completed his certification with The National Network of Estate Planning Attorneys. Squillace also serves on the board of directors of the Charlestown Preservation Society and Stonewall Communities.

1988
Scott L. Jones completed his assignment as general counsel of Raytheon Australia in March 2008, at which time he was promoted to vice president and general counsel of Raytheon Missile Systems.

Cmdr. Robert A. Sanders, VSN, was profiled on his hometown newspaper's Web site, the dailygazette.com of Schenectady, N.Y., on Aug. 13, 2008. The article focused on Sanders' promotion to captain within the Navy's Judge Advocate General Corps in April. Sanders is currently one of only five active duty black members of the JAG at the rank.

1989
Steven G. Cravath has joined Reed Smith as a partner in the Washington office. Previously, he was general counsel for ProFunds Group.

Henry E. Hockeimer was the subject of a profile in the Philadelphia Inquirer on July 18, 2008. The article, “Big Cases Keep Philadelphia Lawyer 'in the Trenches',” discussed the number of Hockeimer's clients who are involved in high-profile cases. A former prosecutor, Hockeimer practices with the Center City law firm of Ballard Spahr Andrews & Ingersoll L.L.P.

John E. McCarthy Jr. was honored with the John Carroll Society's 2008 Pro Bono Legal Service Award on Oct. 5 at the 55th Red Mass Brunch at the Capitol Hilton hotel in downtown Washington, D.C. McCarthy, an attorney with Crowell & Moring LLP, received the award in recognition of the high number of case referrals he has accepted from the
and chief operating officer. The company is an independent advisory firm that helps to build long-term shareholder value by providing various proxy advisory services to institutional investors, including mutual funds, public and private pension funds, and the investment arm of insurance companies and investment banks.

1992
Margaret R. Blake has joined the international securities practice in the Washington office of Bingham McCutchen. She was formerly a partner at Winston & Strawn.

Alice S. Fisher has rejoined her former firm, Latham & Watkins, as global co-chair of the white collar and government investigations practice group. Fisher most recently served as assistant attorney general (criminal division) for the United States Department of Justice.

Karen H. Mason was appointed master for the family division in the Prince George's Circuit Court. Her appointment followed an eight-year career as an assistant state's attorney for Prince George's County.

Sarah A. Robichaud received the Social Security Administration Commissioner's Citation, the SSA's highest honor, for her work in the SSA's Detroit Office of Disability Adjudication and Review. The award was bestowed on Sept.18, 2008.

1993
Andrea Heffernan Brisbin joined the Charleston, S.C., office of Charlotte-based Parker Poe Adams & Bernstein LLP in 2006. Her practice specializes in federal and state health care regulation and litigation, including certificate of need, licensing and certification of hospital systems and health care facilities. Brisbin is currently the chair-elect to the health care law section of the South Carolina Bar. She and her husband, Rick, 1993, have two daughters, ages 6 and 4.

1994
John T. Aquino was a panelist for the session "Intellectual Property and Your Members: How to Spot Issues and Secure Your Association’s IP Rights When Dealing with Your Membership” for the American Society of Association Executives Annual Law Symposium on Sept. 19.

Cheryl L. Behymer, a partner with the Columbia, S.C., labor law firm Fisher & Phillips LLP, has been certified by the South Carolina Supreme Court as a specialist in employment and labor law. To receive the certification, Behymer had to pass oral and written examinations and demonstrate that she has been substantially involved in an area of law for the last five years, providing references regarding her reputation for competency and involvement in the field and by demonstrating extensive time spent handling a wide range of legal matters within the field.

D. Michael Lyles was quoted in the Washington Post on June 23, 2008, for a story about an effort by activists in Prince George’s County, Md., to establish a new NAACP chapter, which would be the area’s second. Lyles, who joined the original chapter in the mid-1990s, supports the creation of a new one.

1995
Glenn E. Borkowski recently joined the Little Rock office of Kutak Rock LLP as of counsel. He practices primarily in the area of real estate. Borkowski is the married father of three children, ages 9 to 3.


Joseph P. Guglielmo and his firm, Whately Drake & Kallas, were recognized for their recent achievements in litigation by their selection to the National Law Journal’s Plaintiffs’ Hot List.
Philip “Greg” Hilton is in the final two months of a one-year recall to active duty in Afghanistan, where he has been serving as an adviser to an Afghan National Army major general in one of ANA regional corps. “It has been a challenging and interesting experience that must be experienced to be believed,” he says. Hilton plans to return to the United States in November 2008.

Andrea Settanni Kearney and her husband, Jeffrey, are the parents of Sarah Elizabeth, born Aug. 19, 2006, and Ryan Nicholas, born June 26, 2008. The family resides in Pennsylvania.

Erin Reilly Swansiger has been married to U.S. Army Lt. Col. Randolph Swansiger since 1999. The couple has four children and currently resides in Mannheim, Germany, where Lt. Col. Swansiger serves as the chief of claims for the United States Army in Europe, following a 15-month deployment to Iraq with the Third Infantry Division out of Fort Stewart, Ga.

1996
Vanessa J. Thomas-Cooper recently began a new position as associated general counsel for IP and Privacy at Kaplan, Inc. in New York City.

1997
Todd E. Lehder was recently selected for inclusion in the New Jersey Super Lawyer—Rising Stars Edition 2008. The list was published in the August 2008 edition of New Jersey Monthly. Only 2.5 percent of lawyers in the state are named to the Rising Stars list representing up-and-coming attorneys who are either 40 or under or have practiced for 10 years or less. Lehder is counsel to Wilentz, Goldman & Spitzner, P.A., and is a member of the firm’s commercial real estate team and redevelopment strategic business unit.

Behnaz Mansouri Nelson and her husband, Michael, are the parents of Rachel Vida Nelson, born Sept. 17, 2007. The family resides in Seattle.

Michelle Ciszak Pardo and her husband, Jason, 1995, welcomed a son, Griffin Matthew, in March 2008. He joins big brother Alexander.

Alison B. Vawter was selected a Rising Star by Pennsylvania Law and Politics Magazine in 2007 and 2008. She and her husband, David, recently relocated to Illinois with their two children, Maggie (7) and Frances (6).

1998
Alexandra C. Gaugler has joined the law firm of Pietragallo Gordon Alfano Bosick & Raspanti, LLP as a senior associate in its Philadelphia office. She joins the firm from Chadds Ford-based Endo Pharmaceuticals, where she was senior manager of ethics and corporate compliance. Gaugler concentrates her litigation practice on white collar criminal defense and complex commercial litigation. She is also currently a hearing examiner for the disciplinary board of the Pennsylvania Supreme Court.

Deborah G. Matthews has opened the Law Office of Deborah G. Matthews in Alexandria, Va. She is licensed to practice in Virginia, Maryland and the District of Columbia.

Timothy B. Nagy has joined the international securities practice in the Washington office of Bingham McCutchen. He spent the previous nine years working in the market regulation department at the Financial Industry Regulation Authority.

1999
Daniel M. Gallagher Jr. was named deputy director in the division of trading and markets for the Securities and Exchange Commission, effective July 21, 2008. Gallagher had been SEC Chairman Christopher Cox’s counsel since 2007. Before joining the SEC, Gallagher was general counsel and senior vice president of Fidelity Investments’ National Financial in 2004. Gallagher began his career at Wilmer Cutler Pickering Hale & Dorr, where he advised broker-dealer clients about regulatory issues and represented them in enforcement proceedings.

Daniel J. Michaels has been promoted to partner in the Washington, D.C., office of Kirkland & Ellis. He focuses his practice on merger and acquisition transactions.

Jeffrey L. Phillips has joined the Department of Justice’s Board of Immigration Appeals as a staff attorney. The BIA adjudicates appeals of decisions rendered in the nation’s immigration courts. Phillips and his wife, Jenny, 1999, live with their four children in Annapolis, Md.


2000
Lisa D. Butler was appointed chairman of the Board of Ethics for Prince George’s County in July 2008. She is a partner with Mensah, Butler & Dzubow, PLLC in Washington, D.C.

Angela F. Collins has joined Cahill Gordon & Reindel as a senior attorney. She was previously an associate at Mintz Levin Cohn Ferris Glovsky and Popeo.

Cmdr. Ronald S. Horn was recently appointed the deputy staff judge advocate of the U.S. Coast Guard’s Maintenance and Logistics Command, Atlantic and Atlantic Area. Horn currently served as a military judge for Special Courts-Martial.
Cecelia A. TaBois is an artist, as well as the owner and curator of the TaBois-Bonhomme Galerie d’Art Regency in McLean, Va. She is also a practicing attorney in McLean, handling business consulting, taxation and estate planning matters.

2001

Deana A. Labriola accepted a position at Ward and Smith, P.A., a North Carolina law firm with offices in Raleigh, New Bern, Asheville, Greenville, and Wilmington. She is a member of the business practice group, along with the technology practice group. Labriola’s practice focuses on the representation of early and late-stage technology companies crossing all industries. She resides in Durham, N.C. with her husband, Jay Yockelson.


Melissa (Pedri) and Christopher Netram, 2003, welcomed a baby girl on May 5, 2008, named Cassandra Amia. The family resides in Silver Spring, Md.

Bryan E. Webster has relocated to Seattle area, where he accepted position with the Microsoft Corporation.

2002

Keeshea Turner Roberts was appointed secretary of the Charlotte E. Ray American Inns of Court in September 2008. Roberts is an associate with Brown & Associates, a law firm specializing in special education/civil rights law.

F. Elizabeth “Liz” Tutwiler is now with The George Washington University as associate general counsel, Medical Faculty Associates.

2003

Frances Marine Bravo has relocated to the Philadelphia area after joining Morgan Lewis last year as its East Coast public relations manager. She was recently promoted to firm-wide director of public and media relations. Bravo married her husband, Donald, on Aug. 8, 2008.

Samantha Shoell Maloney married Timothy Maloney, 2003, on Sept. 23, 2006. Samantha is employed with the Hudson County Prosecutor’s Office Special Victims Unit in New Jersey. The couple resides in New York City.

Heidi A. Singleton recently joined State Street Global Advisors as a principal with the company’s corporate governance team. Previously, she was a securities litigation associate in Boston.

2004

Liza V. Craig was awarded The Harvey J. Wilcox Fellowship, sponsored by the United States Navy’s Office of the General Counsel. The fellowship provides a mid-level lawyer with an opportunity for professional development by closely observing and supporting the Navy’s most senior legal officers. The highly competitive fellowship typically draws hundreds of applicants. Craig’s immediate predecessor in the fellowship position was Mark W. Munson, 2001.

William A. Cubbedge became the director of development for the Catholic Youth Foundation USA in April 2008. He has been a partner and special advisor to TFD Alt-Fuels since January 2008. Cubbedge was married in 2005 to Lydia M. Hart. They welcomed Philomena Louisa to the family in March 2008. Cubbedge was made a Knight of the Holy Sepulcher (Papal Knighthood) in November 2008 for his work promoting the Catholic cause in the Holy Land.

Diego J. Rojas was selected on May 12, 2008, as a fellow in the 2009 Maryland State Bar Association Leadership Academy. The 12-month program helps to develop young lawyers into better leaders while offering opportunities for future leadership roles with the MSBA.

During their term, the fellows attend MSBA events, develop and implement a public service project and attend special programs on public speaking, media relations, interviewing skills, meeting planning, budgeting and other related areas. Rojas was selected as one of 15 fellows out of 48 applicants throughout Maryland and Washington, D.C. He is employed with the Rockville, Md., firm of Stein, Sperling, Bennett, De Jong, Driscoll & Greenfeig, P.C.

2005

Pilar Camus has opened the Law Offices of Pilar Camus in Rockville, Md. Her new firm will practice primarily in criminal defense and personal injury law. Camus’ establishment of the firm comes after two years in private practice.

Sharon Lankford Hamp recently accepted a faculty appointment as the program director for Women’s and Infant’s Research Institute at MedStar Research Institute at Washington Hospital Center in the District of Columbia. She was also invited to serve a three-year term as a scientific advisory member of the Institutional Review Board at University of Maryland School of Medicine in Baltimore.

Kelly M. Marzullo and her husband, Chris, welcomed their second daughter, Allison Elizabeth, on March 31, 2008. Allison joins her big sister, Katie. The Marzullo family lives in Sparks, Md.

Jerome E. Perez has been appointed the new deputy regional forester for the U.S. Forest Service’s Inter-mountain Region. Perez will help manage the region and its 12 national forests in an area that includes southern Idaho, Utah, Nevada and western Wyoming. He’s worked for the Forest Service for almost 20 years, and is currently forest supervisor on the Daniel Boone National Forest in Kentucky. Perez began his new job in January.
**2006**

Rebecca L. Byrd recently started a new position as deputy counsel to Gov. Ruth Ann Minner (D-Del.).

Dean E. Griffith has joined the Federal Aviation Administration as an attorney in the chief counsel’s regulations division.


Brian C. Jaruszewski has joined the senior management of the Lakeland Area Mass Transit District in Florida as a controller. Jaruszewski brings 14 years of experience to the position.


Kevin E. Verge has joined Hinckley, Allen & Snyder LLP of North Andover, Mass., as an associate in its litigation law group. Verge practices in the area of general litigation law and advises clients on a broad range of matters. He represents individuals, businesses, educational institutions and governmental entities.

**2007**

Dree K. Collopy’s article, “Lost in Translation: Why Professional Interpreters are Critical to the Fairness of Asylum Interviews,” was published in the May/June 2008 volume of *Immigration Law Today*. Collopy is employed with Maggio & Kattar, P.C., in Washington, D.C.

J. Margaret Datiles authored a commentary that was published in the *Washington Times* on Nov. 2, 2008. “A Price on Your Head” condemned a ballot initiative before voters in Washington State that would legalize physician-assisted suicide and allow Washington health care plans to finan-

pecially pressure vulnerable patients into “choosing” assisted suicide. Datiles is staff counsel for Americans United for Life.

Elizabeth F. Getman was profiled in the June 19 issue of the Capitol Hill newspaper *Roll Call* for a story about her advocacy of an issue that made it before the United States Supreme Court. She co-wrote an ultimately successful challenge to the constitutionality of the so-called “Millionaires’ Amendment,” a significant part of the 2002 McCain-Feingold campaign finance law. The Supreme Court struck down the amendment by a 5-4 vote on June 27, 2008. Getman is now an associate at Sandler, Reiff & Young, P.C., in Washington, D.C.

Mirela Izmirlic and her husband, Almir Izmirlic, welcomed baby girl Emma on Feb. 28, 2008. The family lives in Crofton, Md.

William O. Jawando was the subject of an Aug. 25 profile in the *Washington Post* that explored the similarities of his family and background to that of Barack Obama. “A Place in Between” noted that like Obama, Jawando’s mother is white and from Kansas. His father is from Africa, and his wife’s name is Michele. Jawando is, in fact, a

**In Memoriam**

### 1935

Richard W. Galiher died on October 30, 2008, at the age of 95. A native Washingtonian, Mr. Galiher was born on April 15, 1913. He graduated from Catholic University in 1935 with Bachelor of Arts and Bachelor of Law degrees. Early in his career, he taught classes at CUA law school and worked closely with its deans. He is a past chairman of the CUA Board of Trustees and remained close to his alma mater throughout a 50-year career as a trial lawyer in Washington. Catholic University has conferred much recognition upon him including its Alumni Achievement Award in 1965, the President’s Medal in 1983, an honorary Doctor of Laws degree in 1992 and the prestigious James Cardinal Gibbons Medal in 1994. Mr. Galiher founded his own firm in 1952 and later formed a new firm and partnership with his son and namesake, Richard Wilkinson Galiher Jr., a 1968 graduate of the Columbus School of Law. A former president of the D.C. Bar Association, Mr. Galiher received the Lawyer of the Year Award in 1975. Among many other professional distinctions, he was a founding member of the D.C. Defense Lawyer’s Association. His name appears as counsel of record on at least 250 reported negligence cases which he briefed and argued in the U.S. Court of Appeals for the District of Columbia and the D.C. Court of Appeals. At least one of his cases wound up before the U.S. Supreme Court. Active in many professional and social organizations, Mr. Galiher was a former director of the Legal Aid Society for the District of Columbia. He was also a loyal member of the Catholic University Law School Alumni Association. Mr. Galiher’s beloved wife, Phyllis, passed away in 2004. The couple would have celebrated their 68th wedding anniversary this year. He is survived by a sister, four children, nine grandchildren and two great-grandchildren.

### 2001

Theodore “Ted” Mason died suddenly of a stroke in February 2008. Several of his classmates attended the funeral Mass. He is survived by a son, Jonathan; a daughter, Nicole; and his former wife, Karen, 1992. Just two days before his unexpected passing, Mason enjoyed one of the proudest days of his life when his son signed the papers to attend Harvard University.

Thomas B. Rogers and his wife, Kris, welcomed their third child in mid-October. Rogers is a senior counsel with the U.S. Securities & Exchange Commission.

J. Margaret Datiles authored a commentary that was published in the *Washington Times* on Nov. 2, 2008. “A Price on Your Head” condemned a ballot initiative before voters in Washington State that would legalize physician-assisted suicide and allow Washington health care plans to finan-

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former staffer to Obama and currently works for Sen. Sherrod Brown (D-Ohio).

Sean P. Mahoney was commissioned on July 7 as a first lieutenant in the United States Army Judge Advocate General Corps at Ft. Lee, Va. Following completion of the judge advocates basic course in Charlottesville, Va., he attended the basic officer leadership course III at Fort Benning, Ga. Mahoney’s first duty station will be the army’s proving grounds in Aberdeen, Md.

David “Jeff” Ngaruri Kenney was a guest on Sept. 29 on the Washington, D.C., radio program The Kojo Nnamdi Show, which is syndicated by National Public Radio. Kenney discussed his book, Asylum Denied, an account of his long legal struggle to avoid deportation to his native Kenya.

Kinari Patel has joined the Washington, D.C., office of Fish & Richardson P.C., as an associate in its litigation group. Prior to joining Fish, she was an associate at Dewey & LeBoeuf LLP. Before becoming a lawyer, Patel was a patent examiner in electrical engineering at the United States Patent and Trademark Office. As a law student, Patel was the notes and comment editor for the Catholic University Law Review and served as president of the Intellectual Property Students Association. She was also a semifinalist at the national level in the 2007 Giles S. Rich Moot Court Competition, and won the Best Brief Award at the regional level.

2008
Katelin Moomau has become an associate attorney at The Law Office of Catherine M. Reese, PLC. Along with Reese, 1998, and Laurie M. Crawford, 2006, Moomau is the third CUA law alumna to join the firm, which specializes in family law and is located in Fairfax, Va.

Students for Public Interest Law present

18th ANNUAL SPIL AUCTION

Mark Your Calendars!

Friday, February 13, 2009

Louise H. Keelty and James Keelty Jr. Atrium, Columbus School of Law

Like you and those who came before you, these students help distinguish the Columbus School of Law as a truly special place through their volunteer efforts. Please help continue the tradition and consider making a tax-deductible donation to support those who want to make a difference.

Haley Roberts and Kelly Van Buskirk
Co-chairs, 18th Annual SPIL Auction

For more information on attending, donating an item or making a contribution, contact us by telephone, 202-319-5143, or e-mail, SPILauction@law.edu, or logon to http://law.edu/students/orgs/SPIL/auction.htm.
A Special Thank You to Our Reunion Committee

Thanks to all the alumni volunteers who served on Reunion class committees. The individuals listed below helped plan our Reunion events and encouraged classmates to support the law school by making a gift or pledge to their class gift.

**Class of 1963**
Dena C. Feeney, Esquire  
Professor Ralph J. Rohner  
Donald J. Sheehy, Esquire  
Reverend George A. Wilkinson Jr.

**Class of 1968**
William H. Carroll Jr., Esquire  
Andrew F. Dempsey, Esquire  
William F. Hague, Esquire  
Sidney G. Leech, Esquire  
Thomas J. Madden, Esquire  
Michael J. Madigan, Esquire  
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Brian P. Murphy, Esquire  
John D. O’Brien, Esquire  
Gerald E. Shanley, Esquire  
Robert N. Singer, Esquire  
Charles M. Tobin, Esquire  
Gerard F. Teachor, Jr. Esquire

**Class of 1973**
Terry M. Banks, Esquire  
John G. Carberry, Esquire

**Class of 1978**
Peter F. Garvin, Esquire  
Neil A. Hennessy, Esquire  
James F. Morgan, Esquire  
The Honorable Antonio Rodriguez

**Class of 1983**
Alfred D. Cooper, Esquire  
Michael A. Curto, Esquire  
Mitchell S. Ettinger, Esquire  
Professor Lisa A. Everhart  
Joseph A. French, Esquire  
Colin G. Sandercock, Esquire  
Luann S. Sinclair, Esquire

**Class of 1988**
Debra Bauhaus Brown, Esquire  
Michael T. Dougherty, Esquire  
R. Todd Johnson, Esquire  
Peggy Phillips Love, Esquire

**Class of 1993**
Amelia L. Brown, Esquire  
Timothy J. Cooney, Esquire  
Susan S. Newell, Esquire  
Richard C. Peet, Esquire

**Class of 1998**
Anne M. Donohue, Esquire  
Jonathan R. Goodman, Esquire  
A. Benjamin Horton, Esquire

**Class of 2003**
Daniel F. Ahr, Esquire  
Shani J.P. Butts, Esquire  
Nicole M. Heiser, Esquire  
Claudia A. Hrvatin, Esquire  
J.R. Sanchez, Esquire  
Chiara-May E. Stratton, Esquire  
James M. Zaleta, Esquire
26th Annual Securities Law Luncheon, Washington, D.C.

Linda Chatman Thomsen, the director of enforcement for the Securities and Exchange Commission, receives a gift from Professor David Lipton, director of the Securities Law Program at the Columbus School of Law. Thomsen shared her perspective on the current financial crisis with 60 alumni, students and guests in attendance.

ABA Annual Meeting, New York, N.Y.

Dean Veryl V. Miles, 1980, hosted an Alumni, Faculty & Friends Reception at the InterContinental hotel on Friday, Aug. 8, 2008. The event was held in conjunction with the annual meeting of the American Bar Association.

Virginia State Bar Swearing In, Richmond, Va.

Congratulations to the most recent members of the Virginia State Bar! On Oct. 27, 2008, 45 CUA Law graduates appeared before the Supreme Court of Virginia. Before the Admission and Orientation Ceremony, the law school honored them with a breakfast for their family and friends at the Richmond Marriott.

BOV Member Receives High Honor

Dr. Stanley J. Glod, a member of the Board of Visitors for the Columbus School of Law and a longtime guest lecturer within its International Business and Trade Summer Law Program at the Jagiellonian University in Cracow, Poland, was the honoree at a reception held at the Embassy of the Public of Poland in Washington, D.C.

James Brennan, Ph.D., provost of The Catholic University of America, Professor Rett Ludwikowski, director of the law school’s Comparative and International Law Institute, and the law school’s Dean Veryl V. Miles were among the speakers who paid tribute to Glod’s long record of support for the law school’s educational partnerships with Jagiellonian University and his 13 years in the classroom as a guest lecturer. Nearly 100 people were in attendance, including many former students.
Over the summer, the Columbus School of Law was fortunate to receive generous gifts from the estates of two alumni who were both distinguished members of the bench. These gifts were bequests from the estates of Edward M. Curran and Thomas A. Flannery.

The Honorable Edward M. Curran, 1928
Born in Bangor, Maine, Judge Curran dedicated most of his career to public service. After graduating from the University of Maine in 1925, he moved to Washington, D.C., to study law at The Catholic University of America. Upon graduating in 1928, he conducted a private practice in Washington until he was named assistant corporation counsel in 1934. He served as judge of the old D.C. Police Court from 1936 to 1940 and as U.S. attorney for the District of Columbia from 1940 to 1946, a position which made him the chief prosecutor in the city. He was then appointed a judge of the U.S. District Court by President Harry S. Truman. He served as chief judge from 1966 to 1971 and took senior judge status until retiring in 1986. He passed away in 1988.

Judge Curran taught law at The Catholic University of America from 1930 to 1935 and at Georgetown University from 1943 to 1946. He received honorary doctorates in law from Catholic and Georgetown universities, as well as the University of Maine. He served as a member of the advisory board of Catholic University’s law school and as the first vice president of the Federal Bar Association.

Judge Curran was also active in the local community as a member of the Knights of Columbus, the John Carroll Society, the Metropolitan Police Boys Club and the Friendly Sons of St. Patrick. He also served as a vice president and director of the Ridgely School for Exceptional Children in Maryland.

The Honorable Thomas A. Flannery, 1940
Born in Washington, D.C., Judge Flannery graduated from Gonzaga College High School and then, without attending college, studied law at night. He subsequently graduated from the Columbus School of Law in 1940. He served as a combat intelligence officer in the Army Air Forces in Europe in World War II, after which he opened a private practice in Washington. He served as an assistant U.S. attorney from 1950 to 1962 before returning to private practice with the Washington firm of Hamilton and Hamilton. President Richard M. Nixon appointed him U.S. attorney for the District of Columbia in 1969, and as a U.S. District Court judge for the District of Columbia in 1971. He served in this post for more than 30 years before retiring in 2001. He passed away in 2007.

Judge Flannery was an active member of the American Bar Association and the American College of Trial Lawyers. He also served on the Judicial Conference Committee on Administration of the Probation System. He received the American Inns of Court Professionalism Award for the D.C. Circuit in 2000.

Judge Flannery was also active in the local community as a member of the John Carroll Society, and as a lector at the Church of the Little Flower in Bethesda, Md.
HONOR ROLL OF DONORS 2007–2008

A Time for Giving

As we begin a new semester, I would like to thank all those who have supported the Columbus School of Law throughout the year. I hope you will include the law school in your charitable giving plans this spring as we look forward to another successful semester and the conclusion of our fiscal year on April 30. A contribution to the Law School Annual Fund will be used where it is most needed — to provide more scholarships to current and prospective law students. You may also direct your gift to any program or scholarship that interests you. Please consider making a gift today. Your tax-deductible contribution this spring will truly make a difference for our students and our entire law school community.

Regards,

T.R. Lazo, 1994
Chair, 2009 Annual Fund

There are many opportunities for generosity:

- **Check:** Please make checks payable to The Catholic University of America, with “Law School Annual Fund” or your chosen designation on the memo line, and mail your check in the envelope enclosed in this issue of CUA Lawyer.

- **Matching Gifts:** If you work for a firm or company that matches gifts from employees or their spouses, you can double and sometimes triple your gift to the school. Contact your human resources office to see if your employer has a matching gift program.

- **Stock:** Your gifts of stock may make you eligible for certain tax deductions while meeting your philanthropic goals.

- **Planned and Testamentary Gifts:** Wills, living trusts or life insurance beneficiary designations are an incredible way to make an outstanding impact on the well-being of the school. Gifts such as Charitable Remainder Trusts, Pooled Income Funds and Gift Annuities can help you make a gift to the school today, receive a substantial tax benefit and in some instances allow you or a beneficiary to continue to receive income for life. Importantly, the Pension Protection Act of 2006, which was recently renewed for two more years, provides a limited opportunity for individuals 70 ½ years of age and older to make transfers of up to $100,000 from their Individual Retirement Accounts to qualified charities, without having to include the distributions in their taxable gross income.

The 1897 Society

The 1897 Society recognizes our most generous donors and comprises alumni and friends who make an annual leadership gift of $1,000 or more to the Columbus School of Law. Society members are invited to become more active in the life of the law school through special events with the dean and other unique opportunities.

**Leadership Council**
($50,000 or more)
Estate of William A. Donnelly Jr. and Dorothy C. Donnelly
Jeffrey R. Moreland ’70

**Dean’s Circle**
($25,000–$49,000)
Donald W. Farley ’69
Richard J. Favretto ’66
Ellen A. Hennessy ’78
Estate of Walter S. Furlow

**Columbus Circle**
($10,000–$24,999)
John G. Carberry ’73
Michael F. Curtin ’65
Francisco Hernandez Jr. ’90
Juliette N. Lester
Roger J. Lucas ’81
Larry R. Pilot ’67

Jeffrey S. Puretz ’81
Robert W. Smith ’80
Mr. Stephen N. Smith

**Vernon X. Miller Fellows**
($5,000–$9,999)
Edward J. Dempsey ’70
William D. Dolan III ’72
David A. Donohoe ’62
Anne M. Donohue ’98
John P. Donohue ’69
Agnes P. Dover ’81
Richard W. Galagher Sr. ’35
Lawrence P. Grassini ’70
Alan M. Grimaldi ’71
Francis J. Lorson ’71
John J. Mahoney ’73
Clarence E. Martin III ’74
Anthony F. Pagano ’73
Benjamin W. Partridge IV ’80
Patrick Michael Regan ’80
Shawn Patrick Regan ’96

Stanley J. Samorajczyk ’67
Stephen M. Silvestri ’79
John M. Skenyon ’73
Victor Patrick Smith ’96
Vito J. Spitaleri
Richard L. Thompson ’75
Emily M. Williams ’76
John Buchanan Williams ’78
The Honorable Marcus D. Williams ’77

**Partners Club**
($2,500–$4,999)
Rita Mae Bank ’78
James A. Bennett ’65
Thaddeus C. Borek ’50
James P. Carroll ’77
Christopher H. Collins ’78
Francis X. Dee ’69
Mrs. Maurice S. Duling
Randall Kenyon Hulme ’90
David P. Landgois ’70
Ronald H. Lazarus ’75

*Deceased Donors who are listed have made gifts to CUA’s law school from May 1, 2007, through April 30, 2008. Please contact the law school Office of Development and Alumni Relations at 202-319-5670 if your name is listed incorrectly.

If you have any questions or would like additional information on making your gift to the law school, please contact the Office of Development and Alumni Relations at 202-319-5670.
**HONOR ROLL OF DONORS 2007–2008**

**The 1897 Society (cont.)**

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**Dean’s Council**

($1,000–$2,499; or $250 or more for classes 2002–2007)

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If you’ve ever been the fortunate driver behind the Good Samaritan at the toll booth who also picks up the tab for the car next in line, you will understand Erica Jacobson Mijares, 2000.

Her law school career is more than eight years in the past, but Mijares—who recently left the New York City office of Cahill Gordon & Reindel LLP to relocate to Annapolis with her husband—is intent on making sure that today’s Catholic University law students benefit from the same financial opportunities that were available to her.

Not long ago, she made a $1,000 donation to the Harvey L. Zuckman Scholarship Fund in honor of the longtime director of the law school’s Communications Law Institute. The amount was matched by her employer.

“Professor Zuckman was part of my inspiration for coming to Catholic. He took time out to sit down with me and talk with me about the program and the law school. He introduced me to the fact that there were scholarships available,” recalls Mijares, who had been working as a paralegal at a dot.com while contemplating a law degree.

Her experience as a student was even more rewarding than Professor Zuckman had led her to expect. She was especially drawn to the warmth and camaraderie at the Columbus School of Law, rare in legal education.

“There is definitely a team spirit there that I didn’t find when I went to Columbia for my L.L.M. The Ivy League has the reputation, but the truth is I preferred my experience at Catholic, and that’s who I donate to,” Mijares notes.

These days, tuition is higher and the pool of money for law school loans may start to dry up as a result of the sharp downturn in the economy. All the more reason, Mijares believes, to at the very least replace the amount of scholarship money that she was awarded while a student. When she learned of Cahill’s matching donation program, which can be used just once a year, the desire to give back to CUA law became more urgent.

“I had taken advantage of that money when I needed it to enable my law school to happen. It’s only right to put that same amount back for someone else that’s in the same situation. But for Catholic, I wouldn’t have my career. I wouldn’t have the income I have today.”

At a time when many Americans at all income levels are paring their spending, Mijares reminds her fellow alumni that donating to law school scholarships is tax deductible. Her personal goal is to put all of the scholarship money she used back in the system by her 10-year graduation anniversary.

Beyond the tax breaks, though, helping to fund a scholarship is a matter of fairness and of gratitude, Mijares believes.

“Where is your money best spent? When you think, who is worse off, you or the incoming law student, I guarantee it’s the incoming law student.”
## Calendar of Events
### Alumni Events Calendar

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<tr>
<th>Month</th>
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| January | 1/7/09 | Alumni, Faculty & Friends Reception  
(in conjunction with the Association of American Law Schools Annual Meeting)  
San Diego Marriott Hotel and Marina  
San Diego, Calif.               |
|         | 1/23/09| The Catholic University Law Review Symposium  
Columbus School of Law  
Washington, D.C.               |
| February| 2/13/09| 18th Annual SPIL Auction  
Columbus School of Law  
Washington, D.C.               |
|         | 2/26/09| Sixth Annual Communications Law Symposium  
“Interference: Wireless Innovation, Public Interest, Regulatory Response”  
Columbus School of Law  
Washington, D.C.               |
| March   | 3/27/09| CUA Law Board of Visitors Meeting  
Columbus School of Law  
Washington, D.C.               |
| April   | 4/18/09| CUA Alumni Achievement Award Luncheon  
The Catholic University of America  
Washington, D.C.               |
|         | 4/24/09| 20th American Cardinals Dinner  
Houston                         |
| May     | 5/22/09| Commencement and Legacy Alumni Luncheon  
Columbus School of Law  
Washington, D.C.               |
| June    | 6/1/09 | Virginia Bar Swearing-In Alumni Breakfast  
Richmond, Va.                   |
|         | 6/13/09| Lawyers Have Heart 10K Run/3K Fun Walk  
The Washington Harbour at Georgetown  
Washington, D.C.               |

Make sure to visit [www.law.edu/alumni](http://www.law.edu/alumni) for updates to the events calendar.  
For additional information regarding these and other alumni activities, please call  
202-319-5670 or 1-877-7CUALAW or e-mail: cualawalumni@law.edu