

FALL 2014

# Perspectives

THE MAGAZINE FOR THE UNIVERSITY OF MINNESOTA LAW SCHOOL

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GAME  
CHANGERS

TACKLING  
SPORTS LAW

# University of Minnesota Law School



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## THE VALUE OF LEGAL EDUCATION



DEAN DAVID WIPPMAN

Much has changed since we completed our 2010 strategic plan for the Law School. As we start to think about a successor plan, it's a good time to entertain some fundamental questions about legal education. What is the value of legal education? How should we change what we teach and how we teach it? What do we, as a community of teachers, students, and alumni, contribute to society? I think most of us have answers to these and similar questions, but we don't all have the same answers. So it's worthwhile, from time to time, to try to articulate those answers anew.

We're not alone in that effort. The American Association of Law Schools recently sent a document to law school deans offering one take on the value of teaching, studying, and practicing law. Drafted by a group of 14 deans from around the country, the document didn't shy away from big questions or bold answers.

"The rule of law is the foundation of our society, our political system, and our economic system," the deans said. "It is also a principle that has a history and a meaning that must be understood, continually developed, and passed on to the next generation." Law schools, the deans went on to say, are the means by which this happens; law schools are "the guardians, cultivators, and transmitters of a body of knowledge and experience that is critical to the well-being and structure of American society... [and] the setting for a transformative experience in which students engage with a challenging intellectual tradition.... No other professional training imparts this combination of knowledge and skills and empowers its holders to use them in myriad ways, from defending the rights of the marginalized and downtrodden to running a multinational corporation, from working for law reform and policy to continually striving to understand the meaning and application of the Constitution."

In September, our entering students heard a similarly powerful message—albeit one with a great deal more warmth—from retired Minnesota Supreme Court Justice Paul Anderson ('68), when he gave the Lee and Barbara Bearmon Lecture on Legal Ethics and Professional Responsibility during orientation. Justice Anderson told the 1Ls that they, as lawyers in training, "are the guardians of the rule of law"—and reminded them that there is an enormous difference between rule *by* law and rule *of* law. He spoke of other differences as well: between sympathy and empathy, honesty and integrity, cynicism and skepticism. In each case, he said, the latter quality was to be sought and prized by lawyers and judges. "Watch the small compromise," he said. "If you're capable of making the small compromise, you're going to move on to something bigger."

The justice continued: "When I graduated from this law school in '68, I had my law degree, a '65 Mustang, paid for, a new suit of clothes, a new 16-inch black-and-white TV, and *no* debt. I was at the front end of the Baby Boom and legal jobs were expanding.... You're coming into the profession at a dicey time," he continued. "But you're in one of the top law schools in the U.S. If you do well in a good law school like this...the profession will embrace you, and you will succeed in life."

We're very fortunate to have Justice Anderson as a jurist-in-residence this year, offering his experience and insight to students and faculty alike as we engage in this great intellectual and social enterprise we call law school.

Best wishes for the holiday season.



David Wippman

Dean and William S. Pattee Professor of Law

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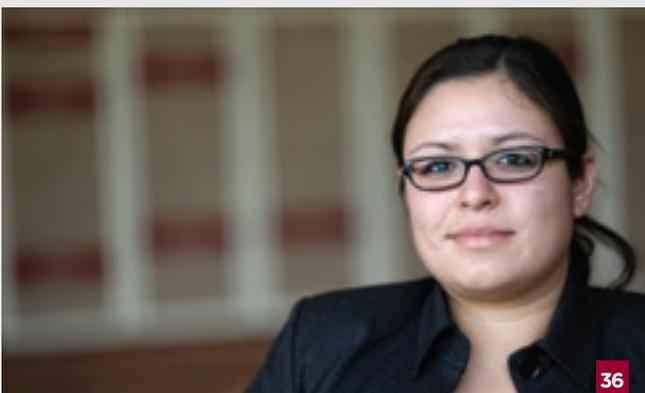
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# At The Law School



## ENERGY TRANSITION LAB TO FOCUS ON ADVANCING LAW AND POLICY

**OUR ENERGY SYSTEM IS IN THE** midst of a major transition. Power sources are shifting from coal to more natural gas and renewables. The aging grid needs to adapt, becoming “smarter,” more flexible, and resilient. New greenhouse gas emissions regulations and a changing climate add further complexities.

This transition has the potential to spark innovation in business and government, leading to new jobs and a cleaner environment, and the University of Minnesota has launched the Energy Transition Lab (ETL) to help turn this potential into reality. Ellen Anderson ('86), a former state senator and energy advisor to Minnesota Governor Mark Dayton, is the ETL's inaugural executive director; its faculty director is Professor Hari Osofsky, an expert in energy law.

A strategic initiative of the University's Institute on the Environment with funding from the Office of the Vice President for Research, the ETL will bring together leaders in government, business, and nonprofit organizations to develop new energy policy pathways and advance needed reform. Anderson and Osofsky plan to build collaborations and develop the lab into a hub for innovative solutions.

Osofsky was thrilled to recruit Anderson to the University as the ETL's executive director. “Ellen Anderson has been a leader in Minnesota's energy transition for more than two decades, and I cannot imagine anyone more qualified to help this lab make a major impact,” Osofsky says. “Her experience—as a legislator crafting key renewable energy legislation, as chair of the

state's Public Utilities Commission, and as a senior energy advisor to Governor Dayton—will be invaluable. She's also a Law School graduate who has taught energy policy and sustainability courses at the University.”

“We need the University of Minnesota's great researchers and thought leaders to help our energy system transition to meet the challenges of the 21st century,” Anderson says. “I am excited to lead this critical endeavor, and look forward to working with the public, private, and community sectors to catalyze innovative solutions.”

As faculty director, Osofsky brings a decade and a half of academic research, policy project leadership, and litigation experience to the ETL. Before entering academia, she litigated environmental justice cases,

**1** Students gather around Justice Ruth Bader Ginsburg, who spoke in Willey Hall on Sept. 16.

**2** Students and Prof. Howland meet ABA president-elect Paulette Brown on Sept. 23.

**3** In October, as the University of Minnesota celebrated its 100th Homecoming Week, members of the Mooty/ Glaser family were the grand marshals for the parade.

**4** Center for New Americans (CNA) staff and their partners at the CNA Launch Celebration on Sept. 30

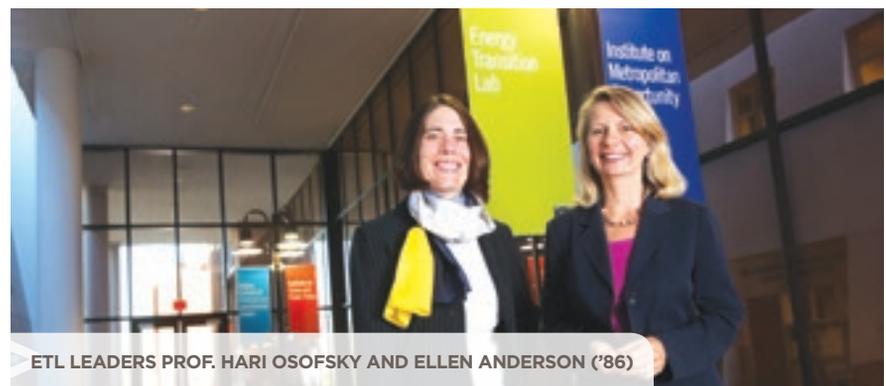
**5** Justice Ginsburg fan Amy Wallace receives a supreme autograph at the Ginsburg reception.

**6** Prof. June Carbone, Stefani Conyers, and Prof. Neha Jain at the Ginsburg reception



and she has continued to work with NGOs and government agencies on energy policy projects throughout her time as a law professor. Her books and articles—more than 40 in all—on energy and climate change issues have received peer awards, and include a new energy law textbook.

The ETL will focus on energy efficiency, renewable energy, electricity and transportation systems, and energy and environmental justice. Specific products will include white papers and other policy reports, legislative testimony, model legislation and regulations, conferences and workshops convening key stakeholders, and other public events. The lab will provide valuable learning opportunities for students, who will participate in shaping solutions through their research and coursework. The ETL aims to become the “go-to” place for experts and leaders to work with University faculty, students, and staff toward solutions to energy challenges.



The ETL has embarked on a high-impact set of collaborative projects for 2014:

- Develop regional climate mitigation/adaptation and energy strategies and action steps for the entire Twin Cities region, which encompasses 183 cities and more than half the state’s population.
- Develop legislative and policy recommendations that will help the state scale up renewable energy and energy efficiency, reduce energy-related emissions, advance energy justice, and plan its energy future.

- With the United States set to assume leadership of the Arctic Council in 2015, collaborate with key corporate and indigenous stakeholders, government leaders, and academics on recommendations for improving regulation of and standard-setting for Arctic offshore energy development.
- Create a clearinghouse/communication network for energy information and resources to connect leading researchers, entrepreneurs, policy-makers, and community and civic leaders. ■



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## 2014 COMMENCEMENT EXERCISES: A TIME TO SHINE

**THE LAW SCHOOL HELD ITS 126TH** commencement ceremony May 17 at the newly renovated Northrop Memorial Auditorium. Law School Dean David Wippman welcomed the class of 2014, their families and friends, and several special guests: University of Minnesota Regent David McMillan ('87), executive vice president of Minnesota Power; Arlene Carney, the University's vice provost for faculty and academic affairs; and the keynote speaker, United States Secretary of Labor Thomas E. Perez.

In his opening remarks, Dean Wippman touched on themes of personal vision, personal responsibility, and self-reliance, as well as on the importance of the law in shaping the society we all share. He then presented the annual Stanley V. Kinyon Teaching Awards for Excellence in Education, established by family and friends in honor of the late Professor Kinyon ('33), a recognized commercial law scholar and member of the

Law School faculty for 40 years. The honorees were Brad Clary ('75), Overall Teacher of the Year; Jean M. Sanderson, Clinical Teacher of the Year; and Craig Roen ('87), Adjunct Teacher of the Year.

Three special student awards were presented at the commencement ceremonies. Katharine Tace James and Melba Melton, co-chairs of the Commencement Committee, presented two of the awards, whose recipients were selected by their classmates. Kirsten Selvig was honored with the Outstanding Contribution Award, and Ruth Lane with the Excellence in Public Service Award. Dean Wippman presented the William B. Lockhart Award for Excellence in Scholarship, Leadership, and Service, whose recipient is selected by a faculty committee. This award, which honors the Law School's fifth dean and 28-year faculty member, was given to Jacob Vandelist. Dean Wippman also called

attention to numerous other students who were recognized for participation in journals, moot courts, and other activities at a special ceremony and reception on May 16.

James announced that the class of 2014 would continue the 3L Pledge Drive established four years ago by making annual financial contributions to the Law School for the next three years. This gift means that one person from the class of 2014 will receive a \$5,000 fellowship to engage in public interest work. In honor of the class of 2014's generosity, the Law School will fund the installation of full-spectrum lights in a student area of the subplaza in Mondale Hall.

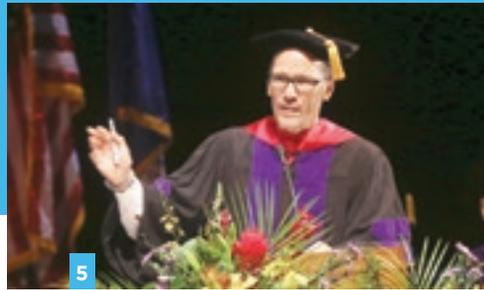
This year's LL.M. class of 67 students from 20 countries selected Minne Bosma, of the Netherlands, to deliver a graduation address. Bosma praised the warmth and welcoming spirit of the Law School's professors, students, and staff, as well as the rigor and relevance of the curriculum, and



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he closed by urging his fellow LL.M. graduates to use their “intelligence, skills and precious time to make this world a better place for all of us.”

John Sullivan was chosen by his classmates to give the J.D. address. He spoke of the “quiet leadership” he had observed among his classmates, and left them with three pieces of advice: “Fail once a day, ‘live naked,’ and think like a child.”

Secretary Perez’s lively commencement address combined personal history with a call to action for the graduates. “We can build a society where there is more access to justice, where your professional responsibility is translated into concrete results and concrete progress,” he said. Sometimes, he acknowledged, Americans’ attachment to the ideal of rugged individualism, of making one’s own way in the world, can get in the way of this work. But it need not be so. “If you blow out your neighbor’s candle, it won’t make yours shine any

brighter,” he said. “When you help to empower people, and light those candles, and give them opportunity, then we all shine.”

After remarks on behalf of the Board of Regents, Regent McMillan conferred degrees on the J.D. and LL.M. graduates, who had selected Professors Ruth Okediji and Brad Clary and Director of International and Graduate Programs Khary Hornsby (’05) to present their diplomas. Dean Wippman invited graduates and guests to a reception on the Northrop Mall and Plaza, and the commencement ceremonies concluded with the singing of “Hail, Minnesota!” led by Robin Lehninger (’14) and Tracy Hoyos-Lopez (’15). The St. Anthony Brass Quintet provided accompaniment and departing procession music. ■

**1** Guests in the balcony stand to welcome the class of 2014 graduates in Northrop Memorial Auditorium.

**2** Ruth Lane accepts the Excellence in Public Service Award from classmates Katharine Tace James and Melba Melton.

**3** LL.M. class of 2014 graduates gather together before the ceremony begins.

**4** Back row: Minne Bosma, Jacob Vandelist, and John Sullivan; Middle row: Melba Melton, Katharine Tace James, and Kirsten Selvig; Front row: Tracy Hoyos-Lopez (’15), Ruth Lane, and Robin Lehninger (’14)

**5** U.S. Secretary of Labor Thomas E. Perez gives the keynote commencement address.

**6** Craig Roen (’87), Dean David Wippman, Jean M. Sanderson, and Brad Clary (’75)

# THE ORIENTATION EXPRESS



Eric Lauria-Banta ('17) and Gerald Kerska ('17)



Dean Erin Keyes ('00) and Justice Paul Anderson ('68)



1Ls enjoying ice cream on the first day of orientation

**THE 195 MEMBERS OF THE J.D.** class of 2017 gathered in Mondale Hall at 8 a.m. on Aug. 26 for the start of their Law School orientation. Over the next three days, they would meet professors, administrators, and other key figures; go to lunch, go to socials, go on a scavenger hunt; and be given not one, but two legal writing assignments, lest they forget what this whirlwind of meeting and greeting was really about.

In his opening remarks, Dean David Wippman reassured students who might be feeling overwhelmed that “the skills that brought you here are the skills that will help you do well,” but cautioned the group, quoting Vice President Walter Mondale ('56), not to “get so wrapped up in pursuing success in the classroom that you forget why you wanted to be a lawyer in the first place.”

Law Council President Sushmitha Rajeevan ('15), in a speech that was both witty and inspirational, told a personal story of sitting on the steps of the Lincoln Memorial in Washington, D.C., late at night, looking across the reflecting pool to the illuminated Capitol dome in the distance and feeling “this insatiable drive to do great things.” She went on: “It’s the same feeling I get when I see the Minnesota Supreme Court in St. Paul, or even when I present in the moot court-rooms upstairs. Everything may not be right in the world, but we can make it better. That singular thought inspires me.”

About 30 percent of the class of 2017 is made up of students from Minnesota. The remaining

70 percent come from 33 U.S. states and 3 foreign countries.

## The Bearmon Lecture

Another component of orientation took place on Sept. 3: the annual Lee and Barbara Bearmon Lecture on Legal Ethics and Professional Responsibility, intended to introduce awareness of and interest in these issues at the earliest point in students’ legal careers.

This year’s Bearmon lecturer was Justice Paul Anderson ('68), who retired from his seat on the Minnesota Supreme Court in 2013 after two decades of service. Anderson offered students a collection of pointed observations based on his 45 years as a lawyer and judge. Quoting figures ranging from Alexis de Tocqueville to Fareed Zakaria, from Teddy Roosevelt to Sir Thomas More, Anderson told the 1L students that they, as lawyers-to-be, “are the guardians of the rule of law.” Perhaps what students will remember most is Anderson’s reference to *The Winslow Boy*, the famous play and film (based on a true story) in which a father fights to clear his son’s name after the boy is wrongfully accused of stealing. In the end, justice was done. “Justice,” Anderson said, paraphrasing the script, “is the easy part. Doing the right thing—that’s the hard part.”

## Humphrey Fellows and LL.M. students

The 2014–15 Humphrey Fellows and LL.M. students began their orientation processes earlier in August.

This year’s LL.M. enrollment is 53—29 women, 24 men. They come

from 17 countries, with the largest contingent (21 students) from China. All have completed law degrees in their home countries and come to the Law School to further their legal education and broaden their experience. Their orientation included an intensive three-week Introduction to American Law course.

The Humphrey Law Fellows (7 men, 6 women) come from 12 countries—two from Pakistan and one each from Brazil, Colombia, Israel, Lebanon, Maldives, Morocco, Serbia, South Africa, Sri Lanka, Togo, and Vietnam. In their home countries they work in government, academia, law enforcement, the judiciary, and nongovernmental organizations. Their orientation included a visit to Vice President Hubert Humphrey’s grave at Lakewood Cemetery in Minneapolis, site visits to the Center for Victims of Torture, the Minneapolis Police Department, and the offices of The Advocates for Human Rights, and a two-day team-building retreat in Lanesboro, Minn.

## Master of Science in Patent Law students

The new Master of Science in Patent Law program launched on Aug. 18, when the inaugural class of seven students began a two-week introduction to the American legal system and the law school environment. The students’ backgrounds range from biology to computer science, while their degrees range from baccalaureate to Ph.D. to M.D. Their coursework this fall will focus on patent law, patent prosecution, patent portfolio management, and persuasive writing. ■



PROF. MICHELE GOODWIN (CENTER), STUDENTS AND ATTENDEES AT THE SYMPOSIUM RECEPTION



Bottom row (left to right): PROFS. STEPHANIE WILDMAN, MICHELE GOODWIN, RICHARD DELGADO, JEAN STEFANCIC, AND JUAN PEREA; Top row (left to right): DEAN ANDRÉ DOUGLAS POND CUMMINGS AND PROF. ALEXANDER TESIS

## LAW AND INEQUALITY SYMPOSIUM EXAMINES CRITICAL RACE THEORY

### “EXAMINING CRITICAL RACE

Theory: Honoring Professor Richard Delgado” was the topic of *Law and Inequality: A Journal of Theory and Practice*’s annual symposium, held October 10. The symposium allowed scholars, professionals, and students to come together to discuss and scrutinize the underpinnings and applications of critical race theory, an academic discipline that considers the interplay of race, law, and societal power.

Professor Richard Delgado, the John J. Sparkman Chair of Law at the University of Alabama School of Law, along with other scholars such as Derrick Bell, founded critical race theory, and he continues to work tirelessly to expose how racial inequity is perpetuated in policies and laws in the United States. Works such as “The Imperial Scholar: Reflections on a Review of Civil Rights Literature” and “Rodrigo’s Chronicle” became landmark texts for their powerful narrative approach to exposing invidious racism. “The Imperial Scholar” was described by Bell as “an intellectual hand grenade, tossed over the wall of the establishment as a form of academic protest”—an apt description of the impact Delgado’s entire corpus of work has had on the legal academy.

The *Journal* was deeply honored to welcome the professor in a celebration of that work.

The first breakout session—a reflection on several of Professor Delgado’s key writings, including “Rodrigo’s Chronicle”—featured Professor Juan Perea of Loyola University Chicago School of Law and Professor Stephanie Wildman of Santa Clara Law. The second panel included Professor Shannon Gilreath of Wake Forest University School of Law and Professor Frank Michelman of Harvard Law School and focused on stigmatized groups in society, namely HIV-positive individuals and those with severe socioeconomic disadvantages. In the third breakout, Professor Alexander Tsisis of Loyola University Chicago School of Law examined constitutional questions arising from hate speech jurisprudence. The fourth session highlighted the work of André Douglas Pond Cummings, interim dean of Indiana Tech Law School, and Professor Michele Goodwin of UC Irvine School of Law, who presented on the parallel development of hip-hop and critical race theory and the implications of critical race theory on the medical field, respectively. Taken together, the sessions showed how Delgado’s work can be applied



CHUGIN XING (‘15) AND ATTENDEE PAUL ROTHERMEL

in tremendously varied settings, demonstrating the true breadth of his scholarship.

The keynote address was delivered by Professor Delgado, who discussed the convergence of interest factors that culminated in Barack Obama’s election to the U.S. presidency. Delgado was also joined by his wife and colleague at the University of Alabama School of Law, Professor Jean Stefancic, to discuss their experiences teaching and writing jointly.

The Graduate and Professional Schools Assembly donated generously to the symposium. Many of the participants will be publishing articles that expand on their presentations in the symposium edition (volume 33) of *Law and Inequality: A Journal of Theory and Practice*, available in spring 2015. ■

By Michael Petre (‘15), Lead Symposium Editor

## WISE, WITTY, AND “NOTORIOUS”: JUSTICE RUTH BADER GINSBURG AT THE LAW SCHOOL



Left: Justice Ruth Bader Ginsburg and Prof. Bob Stein have a good laugh during their conversation. Right: Ginsburg and Stein attend a lunch with students.

**IF YOU WANT TO MAKE RUTH** Bader Ginsburg smile, wear clothing based on her social media meme. That’s right, the U.S. Supreme Court justice has inspired her own Tumblr tribute blog, dubbed “Notorious R.B.G.” and dedicated to all things Ginsburg. In one image on the Tumblr, she is pictured wearing a rakish crown in the style of the rapper Notorious B.I.G.

“Oh, I like your T-shirt,” Ginsburg told an admirer wearing Notorious R.B.G. apparel at a public question-and-answer session on Sept. 16 in Willey Hall. It was one of several lighthearted moments during her appearance, which was organized by Professor Robert A. Stein (’61) as part of the lecture series he has endowed at the Law School.

“It’s important to bring in major figures that influence law and public policy in the United States,” Stein explains. “It helps students better understand how constitutional law is made.”

Of course, there were several serious moments during Ginsburg’s appearance as well, including behind-the-scenes details about life on the

high court, the parsing of several recent decisions, and a hint on how she might vote on a possible gay marriage case.

Ginsburg, 81, a former American Civil Liberties Union litigator who was appointed by President Clinton in 1993, is one of three women on the Supreme Court. But after Justice Sandra Day O’Connor retired in 2006, the dynamic on the court was rather different.

“It was eight men and one tiny little woman,” Ginsburg told the crowd of nearly 1,000 people.

With the 2009 and 2010 appointments of Justices Sonia Sotomayor and Elena Kagan, the number of women on the court is the highest it’s ever been. “It looks like we belong there,” Ginsburg said.

Still, when asked what the optimum number of concurrently-serving female justices should be, Ginsburg had a quip at the ready: “My answer is when there are nine.”

Ginsburg provided a mini-tutorial on gender discrimination, recounting details of several prominent cases, including *Ledbetter v. Goodyear*. After years of working at the tire company,

Lilly Ledbetter learned she was earning hundreds of dollars less per month than the lowest-paid male manager. She sued under Title VII of the U.S. Civil Rights Act, but when her case reached the Supreme Court, Ledbetter lost by a 5–4 vote.

In an unusual move, Ginsburg read a summary of her dissent from the bench, urging Congress to make it easier to sue for past discrimination. Shortly thereafter, the Lilly Ledbetter Fair Pay Act of 2009 became law.

When asked when the Supreme Court might consider a gay marriage case (Ginsburg’s appearance came a few weeks before the court’s Oct. 6 decision not to review lower-court rulings that overturned same-sex marriage bans in Indiana, Oklahoma, Utah, Virginia, and Wisconsin), the justice cited the “Ginsburg Doctrine,” a self-imposed rule that prevents her from speculating on future votes. However, she remarked, “It’s remarkable how the attitudes of people in this country have changed.”

Stein moderated the discussion. He began by asking Ginsburg several informal questions, including one about what her hypothetical dream

job might be. Her answer revealed a secret urge to leave the legal spotlight for the opera stage.

“If I had any talent God could give me, I would be a great diva,” she said.

#### EARLIER IN THE DAY, GINSBURG

spoke to students from Stein’s Great Cases, Rule of Law, and Estate Planning courses. (Students from a Habeas Corpus class were also invited.) As the pair began to address the class, Stein told the justice he’d introduce her.

Eschewing formality, she replied, “Make it short.”

During her presentation to students, Ginsburg summarized key decisions from the court’s most recent session, including:

- *Riley v. California*, a unanimous decision rejecting the government’s ability to read, listen to, and view the contents of a person’s cellphone without a warrant.

- *Burwell v. Hobby Lobby*, a 5–4 decision in which Ginsburg was in the minority, affirming that the Religious Freedom Restoration Act of 1993 applies to for-profit corporations, thus allowing them to deny contraceptives to female employees.

- *McCullen v. Coakley*, a unanimous decision which found that a Massachusetts law mandating 35-foot buffer zones around abortion clinics stifled free speech.

- *Town of Greece v. Galloway*, a 5–4 decision in which Ginsburg was in the minority, affirming the constitutionality of nondenominational prayers at government meetings.

In discussing *Hobby Lobby*, Ginsburg cited the oft-quoted legal phrase, “I have a right to swing my arm until it reaches the other fellow’s nose,” indicating her belief that the religious freedom of Hobby Lobby’s executives ends when it affects company employees.

*Town of Greece v. Galloway* also spurred discussion. That case, Ginsburg noted, centered on whether nonsecular prayers opening town board meetings in Greece, New York, were aimed at elected officials or the public. A 1983 decision, *March v. Chambers*, ruled that legislative prayer was “part of the fabric of our society.” Ginsburg argued that wasn’t the case in *Town of Greece*, but a majority of justices disagreed with her.

Although 5–4 decisions often get the most media attention, the majority of the court’s 2014 rulings

were unanimous. “That’s notable,” Ginsburg said. “The court doesn’t take cases that are easy.”

Ginsburg noted that her centrist colleague, Justice Anthony Kennedy, voted with the majority about 94 percent of the time in 2014, more than any other justice. But Kennedy wasn’t the most vocal justice. During oral arguments, Ginsburg said, Justice Sotomayor and Justice Antonin Scalia peppered advocates with the most questions. And frequently.

“Advocates before the court must be very nimble,” she said.

Students also asked Ginsburg about separation of powers between the executive and legislative branches, how interpretation of the Commerce Clause might affect legal marijuana sales, and how other nations enumerate citizens’ rights in constitutions.

Shiveta Vaid (’16), who attended the student session, called Ginsburg an inspiration.

“She’s done so much,” Vaid said. “Someone should write a children’s book about her. And if no one does, I will.” ■

By Todd Melby, a freelance writer and radio producer based in Minneapolis

FALL 2014

## LEGAL HISTORY WORKSHOPS

Workshops are held from 12-1:30 p.m. in the Lindquist & Vennum Conference Room of Mondale Hall and are open to the public. To receive the paper in advance of the lecture, email Christa Daszkiewicz at [cdaszkie@umn.edu](mailto:cdaszkie@umn.edu).

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### SEPTEMBER

30 Brooke Depenbusch

University of Minnesota

*The Problem of General Relief in an Age of Welfare State Building*

>>>

### OCTOBER

14 Shelby Bell

University of Minnesota

*The Rule of Law in Supreme Court Per Curiam Opinions*

21 Evan Roberts

University of Minnesota

*Physical Well-Being and Ethnic Inequality in New Zealand Prisons, 1840-1975*

31 Jennifer Gunn

University of Minnesota

*Rural Tuberculosis, Native Americans, and the patchwork Provision for Public Health in the United States, 1929-1945*

>>>

### NOVEMBER

18 Melissa Hampton

University of Minnesota

*Women, Sexuality, and the State in the Cuban Mariel Migration of 1980*

# THE CENTER FOR NEW AMERICANS: SUCCESS IN YEAR ONE



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**THE CENTER FOR NEW AMERICANS** (CNA) marked its official launch on September 30 with an event at the University of Minnesota Law School, a gathering Dean David Wippman said would more aptly be titled “a celebration and invitation.”

“We are celebrating an extraordinarily successful first year of addressing cutting-edge issues of law and immigration, but we’re also inviting you to partner with us on this overtly ambitious effort,” the dean said to students, faculty, funders, and members of the legal and human rights communities.

The center—the first of its kind in the country—is expanding urgently needed legal services for noncitizens, pursuing litigation to improve the nation’s immigration laws, educating noncitizens about their rights, and training lawyers to provide high quality pro bono legal services in collaboration with three CNA clinics. According to director Benjamin Casper ('97), the CNA has more than tripled the experiential learning opportunities for Law School students in the area of immigration through its Federal Immigration Litigation, Detainee Rights, and Immigration and Human Rights Clinics.

With major funding from the Robina Foundation, the Center for New Americans was designed

in formal partnership with the pro bono programs of three of Minnesota’s preeminent law firms—Faegre Baker Daniels; Robins, Kaplan, Miller & Ciresi; and Dorsey & Whitney—and the state’s leading immigration nonprofits—the Immigrant Law Center of Minnesota, The Advocates for Human Rights, and Mid-Minnesota Legal Aid.

The September 30 launch featured a panel discussion of one of the most pressing current immigration topics: the expanding population of Central American children and families seeking refuge in the United States. Panelists included Mee Moua ('97), former Minnesota state senator and executive director of Asian Americans Advancing Justice; Michele Garnett-McKenzie ('96), director of advocacy at The Advocates for Human Rights and an adjunct professor at the Law School; John Keller, executive director of the Immigrant Law Center of Minnesota; and Rebecca Scholtz, staff attorney at Mid-Minnesota Legal Aid.

The panel explored the causes of the surge in unaccompanied children and Central American families at the border, as well as the litigation and advocacy efforts underway to win humane treatment for these most vulnerable asylum seekers.

1 The CNA launch celebration kicked off with a panel presentation entitled “Saving Asylum: The Refugee Children of Central America.”

2 CNA teaching fellow Kate Evans, Kathleen Blatz ('84), and Wheelock Whitney

## Clinics Register Early Successes

Casper and his team at the CNA began their work last spring on several key issues, including a case that the U.S. Supreme Court has agreed to hear in 2015. The court granted certiorari to *Mellouli v. Holder*, a case brought by the center’s Federal Immigration Litigation Clinic in collaboration with Faegre Baker Daniels attorneys and the Immigration Law Center. Given that the court accepts for full plenary review only about 1% of the cases it is asked to hear, this certiorari grant is an exceptional accomplishment.

*Mellouli v. Holder* involves a man named Moones Mellouli, a lawful, permanent U.S. resident and former professor of mathematics, who was deported subsequent to a misdemeanor conviction in Kansas for possession of drug paraphernalia. Conviction on a drug-related charge provides one of the most common grounds used to deport noncitizens, but federal courts disagree over its



enforcement. Immigration agencies are allowed to deport a person who is convicted of violating a state law relating to a specific list of substances that are controlled by the federal government. But in Mellouli's case, the government's deportation records did not show what substance was involved.

The Supreme Court now will decide whether the government, in order to deport a noncitizen convicted on a paraphernalia charge, must prove that a state conviction involved a controlled substance on the federal list. The decision will affect Mellouli and thousands of others in similar circumstances.

"I truly feel this case is just the beginning of the improvements to our judicial system that we should all expect from the Center for New Americans, a full-fledged, multifaceted law resource dedicated to ensuring that new Americans are guaranteed due process," said the Immigrant Law Center's Keller.

Casper praised the collaborative effort that led to the Supreme Court's grant of certiorari. "The Center for New Americans was able to call upon the talents, expertise, and resources of pro bono attorneys at Faegre Baker Daniels, leading immigration advocates from across the country, our nonprofit partners at the Immigrant Law Center of Minnesota, CNA

teaching fellow Kate Evans, and an extremely dedicated student attorney, Julia Decker ('14)," said Casper. "Without this kind of collaboration, we could not have gotten the Supreme Court to review Mr. Mellouli's case."

On another front, this fall the CNA's Detainee Rights Clinic, led by Professor Linus Chan and teaching fellow Meghan Heesch, launched a new initiative with students, taking them into area county jails to provide legal rights presentations to immigrants held by the Department of Homeland Security. Student attorneys have already educated more than 40 civil detainees about the process of removal and detention, provided them with legal materials, and discussed their immigration cases. The clinic has also advocated for better conditions for immigration detainees, including one 18-year-old high school student who was sexually assaulted multiple times by a criminal inmate while in the Sherburne County Jail. The clinic's work resulted in the jail changing its policy, and it now houses immigrant detainees apart from criminal inmates.

"Mixing immigrant detainees with criminal detainees puts people in harm's way," said Chan, director of the Detainee Rights Clinic. "Many immigrants fear speaking up or doubt their complaints will be heard."

**3** Pe Goromou, whose asylum case was granted after the Immigration and Human Rights clinic brought it to the Supreme Court, listens to the "Saving Asylum" panelists.

**4** Mee Moua ('97), executive director of Asian Americans Advancing Justice

**5** CNA director Benjamin Casper ('97) speaks at the CNA launch event.

Similar visits and presentations are planned for additional detention facilities in the Twin Cities area, Chan said.

### The Future of the CNA

With as many as 300 noncitizens detained in Minnesota on any given day—most of whom cannot afford to hire an attorney—and asylum seekers desperate for expert assistance to navigate a complicated legal system, the Center for New Americans has much work on its plate for the foreseeable future.

But while the need is great, Wippman believes the center is already registering a national impact. "The combined resources of our community, as demonstrated in this Center for New Americans, actually can change the world," he said. "Our ambition is large because the need is large." ■

By Kathy Graves, a writer based in Minneapolis



## A CELEBRATION OF PHILANTHROPY (JUNE 5, 2014) AND WILLIAM B. LOCKHART CLUB DINNER (SEPTEMBER 10, 2014)

Events honoring the Law School's leadership donors provide our alumni, faculty, and friends with a chance to reconnect with each other and with the Law School. At **A Celebration of Philanthropy** in June, guests heard from Professor Francis Shen, who introduced the crowd to his innovative work in the area of law and neuroscience.

In September, our leadership donors gathered at the Campus Club at Coffman Memorial Union for the **2014 William B. Lockhart Club Dinner**. Professor Robert A. Stein ('61) gave remarks on the rule of law, and recent graduate Betsy Whitlatch ('13) shared how her scholarship and experience at the Law School prepared her for her current role as an attorney at Gray Plant Mooty in St. Cloud, Minn.



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- 1 Kristine Erickson ('72) and Dean David Wippman
- 2 Kathleen Woodward and Al Woodward ('66)
- 3 Prof. Francis Shen
- 4 Michael Perry ('64) and Dorothy Perry
- 5 Heidi Wilson ('76) and Prof. Laura Cooper
- 6 Prof. Fred Morrison, Dr. Kristin Anderson, Justice Russell Anderson ('68), Judge David S. Doty ('61), and Prof. Robert A. Stein ('61)
- 7 Gary Haugen ('74) and Doug Kelley ('74)
- 8 Vice President Walter F. Mondale ('56), Karin Birkeland ('87) and Lee Mitau ('72)
- 9 Michael Howard ('10), Leland Frankman ('66) and Marles Frankman
- 10 Dean David Wippman and Bill Drake ('66)
- 11 Betsy Whitlatch ('13), Carolyn Schroeder and Clinton Schroeder ('54)
- 12 Mary Lou Lockhart, Greer Lockhart ('53) and Judge David S. Doty ('61)

# STAFF NEWS

## NEW STAFF



**Ellen Anderson** ('86) was appointed executive director of the Energy Transition Lab, a new University initiative housed at the Law School (see article, page 4).



**Jacob Crawford** joined the Law School as a part-time advancement associate. Most recently, he managed direct mail operations for the Fund for the Public Interest in Denver.



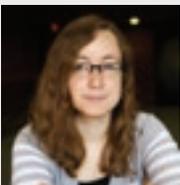
**Robin Dittman** joined the Law School as senior finance manager. She previously worked in the University's central budget office.



**Victoria Jackson** joined the Law School as a faculty administrative assistant. She previously worked as a student services assistant at the University of Minnesota School of Nursing.



**Jacke Jones** came to the Law School as executive assistant in the dean's office from her prior position in the University's Office of Human Resources.



**Tessa Klaes** was hired as an end-user IT support staff member. Previously she was a student worker in the Law School's IT department.



**Darrin Mosman** moved from a temporary position to a full-time position as a multimedia technician.



**Renee Pickerign** was hired as an executive accounts specialist. She was most recently employed at University of Minnesota Parking and Transportation Services.



**Koomphee Yang** was hired as an executive accounts specialist. Most recently he worked at the University of Minnesota Medical School.



**Heidi Zirkle** joined the Law School as an executive accounts specialist. She most recently worked at the School of Nursing.

## STAFF CHANGES AND PROMOTIONS



**Sarah Rohne** is now assistant director for employer relations and business development in the Career Center. She previously was a career advisor there.



**Monica Wittstock** is now communications coordinator in the Robina Institute of Criminal Law and Criminal Justice. Previously she

was an administrative assistant at the Law School.

## RESEARCH FELLOWS AND ASSOCIATES



**Mariel Alper** is a postdoctoral research fellow in sentencing law and policy for the Robina Institute of Criminal Law and Criminal Justice. Her research focuses on parole, gender, community effects, victimization, and the use of administrative data.



**Alessandro Corda** joined the Robina Institute of Criminal Law and Criminal Justice as a postdoctoral research fellow in comparative and cross-national justice system studies. He is currently working at the Criminal Justice Policy Program area of the institute, focusing on policies and practices regarding the front end as well as the back end of the criminal justice system in different jurisdictions.



**Rhys Hester** is a research fellow in sentencing law and policy at the Robina Institute. He is currently working on the institute's Criminal History Project, which investigates how states that use sentencing guidelines factor offenders' criminal histories into overall sentence lengths, and the various impacts these differing formulas have on policy outcomes.

**Ebony Ruhland** is a research associate for the Robina Institute. She is a Ph.D. candidate in the School of Social Work at the University of Minnesota. Her



criminal justice system.

research examines how individuals, families, and communities are impacted by crime and the

## ROBINA'S KELLY LYN MITCHELL ELECTED PRESIDENT OF NASC



**Kelly Lyn Mitchell**, executive director of the Robina Institute of Criminal Law

and Criminal Justice, was elected president of the National Association of Sentencing Commissions (NASC) in August. NASC is a nonprofit organization that educates and facilitates the exchange of information and expertise on issues related to sentencing policies, guidelines, and commissions.

In addition to serving as executive director of the Robina Institute, Mitchell is co-director of its Sentencing Guidelines Repository Project. She also teaches legal writing at the Law School. She was the executive director of the Minnesota Sentencing Guidelines Commission from 2011 to 2014. From 2001 to 2011 she worked at the Minnesota Judicial Branch as a staff attorney and manager. In addition to her J.D., she has a Master of Public Policy degree from the University of Minnesota's Humphrey School of Public Affairs. ■

## EMPLOYEE and FACULTY MILESTONES

*Seventeen members of the Law School community reached a years-of-service milestone during the year ending Oct. 15, 2014. We extend our sincere thanks to all of the following employees for their commitment and contributions to the Law School.*

### 45 YEARS

**PROFESSOR FRED L. MORRISON**

### 35 YEARS

**PROFESSOR KATHRYN SEDO**

### 30 YEARS

**DAVID ZOPFI-JORDAN**, Librarian;  
Copy & Retrieval Service, Law Library

**PROFESSOR JUDITH T. YOUNGER**

### 25 YEARS

**KRISTI RUDELIUS-PALMER**,  
Co-director, Human Rights Center

### 15 YEARS

**PROFESSOR BRAD CLARY ('75)**

**SARAH YATES**, Librarian;  
Cataloger, Law Library

**MARIE LODERMEIER**, Student  
Services Specialist, Admissions

### 10 YEARS

**LEAH MARKS**, Web Assistant,  
Arabic Human Rights Library,  
Human Rights Center

**THOMAS LUCE**, Research Director,  
Institute on Metropolitan Opportunity

**PROFESSOR KRISTIN HICKMAN**

### 5 YEARS

**JASON STEBNER**, Assistant Registrar,  
Student Services

**PROFESSOR BERT KRITZER**

**PROFESSOR AMY MONAHAN**

**KHARY HORNSBY ('05)**, Director,  
International and Graduate Programs

**PROFESSOR JENNIE GREEN**

**KAYTHEY WINDYK**, Executive Office and  
Administrative Specialist, Law Library



A toast to Prof. Stein at the Lockhart Club dinner



Prof. Stein ('61) in the classroom, 1974

## THE BOB STEIN HALF-CENTURY

In 1964, Robert A. Stein ('61) joined the Law School faculty. Since then, he's been an accomplished teacher, scholar, lawyer, dean, and University vice president—not to mention head of the ABA and commissioner from Minnesota to the Uniform Law Commission. In the words of Dean David Wippman, "I expect the next 50 years to be as productive as the first 50."

## LAW LIBRARY RECEIVES SECOND ANDREWS LEGAL LITERATURE AWARD FOR WALTER MONDALE ('56) WEB SITE



VICE PRESIDENT MONDALE WITH (LEFT TO RIGHT) DANIEL MATTHEWS, BARBARA BERDAHL AND PROF. JOAN HOWLAND

**THE LAW LIBRARY'S WALTER F. Mondale: Spokesman for Reform and Justice in the U.S. Senate** Web site has been awarded the Joseph L. Andrews Legal Literature Award. The site focuses on Mondale's legislative career and his significant contributions during a critical time in United States history. The Andrews

Award, presented by the American Association of Law Libraries, recognizes works—books, pamphlets, articles, Web sites, databases—that make a significant textual contribution to legal literature.

*Walter F. Mondale: Spokesman for Reform and Justice in the U. S. Senate* covers the former vice president's

senatorial career from 1964 to 1976. The site is organized into 13 sections, each documenting Mondale's contributions in a specific legislative area—such as American Indian rights, civil rights, children/education, foreign relations, and the environment—with historical background, excerpts from speeches, links to references to Mondale in the *Congressional Record*, photographs, and other materials. The site was researched and written by assistant librarian Barbara Berdahl and designed and constructed by multi-media specialist Glen Anderson. Library assistant Daniel Matthews provided extensive support, including scanning the documents included in the site. Katherine Hedin, former

## NEW LAW LIBRARY FACULTY AND STAFF



**Ryan Greenwood** joined the Law School in July as its curator of rare books and special collections. In this

position, Greenwood oversees, promotes, and continues to build the rich and deep collections housed in the Riesenfeld Rare Book Center. In honor of Justice Ruth Bader Ginsburg's September visit to the Law School, Greenwood mounted an exhibit titled "Jewels in the Crown," showcasing such unique items from the Library's collections as a rare edition of Magna Carta (1531), an original copy of Thomas Paine's *Common Sense* (1776), and a 1931 letter from Helen Keller to Clarence Darrow.

In May 2014, Greenwood completed the Rare Book Fellowship at

the Lillian Goldman Law Library at Yale Law School. He has held positions with a focus on rare books and archives at Columbia, Rutgers, and the Pontifical Institute of Mediaeval Studies in Toronto. Greenwood earned a Ph.D. in medieval studies at the University of Toronto, an M.A. in library and information studies at Rutgers, and a B.A. in English at the University of Chicago. In addition, he holds a certificate in Law Books: History & Connoisseurship from the Rare Book School at the University of Virginia. Greenwood's most recent article, "War and Sovereignty in Medieval Roman Law," was published in the February 2014 issue of *Law and History Review*.

In August, **Kurt Meyer** became the Law School's new reference and



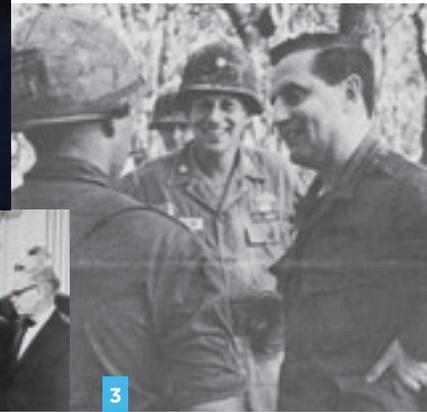
research instruction librarian. Meyer teaches an upper-division seminar entitled Advanced Legal

Research. He also directs all legal research instruction provided in the first-year Legal Writing and Research course and serves as a resource for other skills training courses throughout the Law School curriculum. As an innovative and experienced classroom instructor, Meyer has integrated the "flipped classroom" concept into first-year legal research class sessions, thereby providing law students with a more practical approach to research methodologies.

Prior to joining the Law School, Meyer was a reference librarian and legal research instructor at the

curator of rare books and special collections, coordinated the project.

The Law Library is one of a very few institutions to receive the Andrews Award twice. In 2012, the Law Library was honored with the award for *Clarence Darrow: His Life, Legal Career, and Legacy*, a digital collection of personal letters written by and to the renowned American lawyer, along with documents, photographs, annotated trial transcripts, and other materials relating to Darrow's life and career. Joan Howland, Roger F. Noreen Professor of Law and associate dean for information and technology, noted, "The Andrews Award is the most prestigious legal literature award granted by the American Association of Law Libraries. To have received this award—not just once, but twice—is a reflection not only on the depth and breadth of the Law Library's collections but also on the vision and hard work of its staff." ■



- 1 Ambassador Mondale and Joan Mondale with President Bill Clinton and Hillary Rodham Clinton, 1994
- 2 Senator Mondale standing behind President Johnson as he signs the Civil Rights Act of 1968
- 3 Senator Mondale visiting American troops in Vietnam, 1966
- 4 The Mondale family: "Teddy" (front), Joan Mondale holding William, Walter holding Eleanor, 1962

(1 and 3) U of M Law Library Archives (2) Prints and Photographs Division, Library of Congress (4) U of M Law Library

Gonzaga University School of Law. He has also held positions at the University of Maryland and University of Illinois law libraries. Meyer earned a J.D. and an M.S. in library and information science at the University of Illinois. He holds a B.A. in philosophy, summa cum laude, from Ohio State University. His most recent article, "How Taking the Bar Exam Made Me a Better Reference Librarian," appeared in the April 2014 issue of the American Association of Law Libraries publication *Spectrum*.



**Elvira Embser-Herbert** recently began working at the Law Library as a part-time reference librarian. Many in the Law School com-

munity will remember that Embser-Herbert supervised the circulation desk several years ago before leaving to earn her J.D.



**Kristyn Johnson** has joined the Law Library as a full-time member of the circulation department. She will also provide administrative support for the Law School's SSRN series. Johnson has previously worked at the 8th Circuit Court of Appeals Library in Minneapolis and at the Hennepin County Law Library. She holds an M.A. in library science from St. Catherine University. ■

## SAVE THE DATE >

2015 will mark the 800th anniversary of the signing of Magna Carta, one of the great legal documents in Western history. To commemorate the anniversary, the Law Library is mounting an exhibit showcasing its extraordinary collection of early printed Magna Cartas, and will host events related to Magna Carta throughout the year. Stay tuned for more about the exhibit and events!



# GIFTS TO GENERATIONS

THE CAMPAIGN FOR THE UNIVERSITY OF MINNESOTA LAW SCHOOL



DALE LARSON ('65)

## Dale Larson ('65) Makes Gift to the Robina Public Interest Scholars Program

Dale Larson's ('65) recent gift to the Robina Public Interest Scholars Program will make it possible for some of the University of Minnesota Law School's most dedicated students to pursue careers in public interest law. Robina Scholars receive specialized training and targeted opportunities to develop their skills while representing those who might not otherwise be able to afford quality legal services. Support for Robina Scholars begins when they are admitted to the Law School and extends through summer internships and postgraduate fellowships; they can also receive loan repayment assistance after they start their first full-time jobs.

Larson's commitment to the Law School is rooted in what he calls the

"good fortune" he and his classmates enjoyed in being students there during the early 1960s. He has great admiration and respect for William B. Lockhart, who served as dean from 1956 to 1972, and for such renowned faculty members as Jesse Choper, Yale Kamisar, Arthur R. Miller, and Terry Sandalow. Without the opportunity to learn from these and other talented professors, Larson says, he would not have had the success that he did as a trial lawyer representing clients nationwide.

During his career, Larson has been a named partner and leader in three successful law firms: Robins, Zelle, Larson & Kaplan (now Robins, Kaplan, Miller & Ciresi), Zelle Larson (now Zelle Hofmann Voelbel & Mason), and Larson King, where he is currently of counsel. Larson is also a fellow of the International Society of Barristers, an emeritus director of Mid-Minnesota Legal Aid, and a member of the University of Minnesota President's Club.

Larson's decision to support the Robina Public Interest Scholars Program stemmed from his experience representing both plaintiffs and defendants, as well as individuals and major corporations, throughout his career. He learned that those parties with resources—and the legal talent that those resources could buy—would always have an advantage. His gift to the Robina Public Interest Scholars Program is an investment in ensuring that low- and middle-

income people in need of high quality legal services will have access to them through well-prepared graduates of the University of Minnesota Law School. He wants his gift to support students who have the "courage and selflessness to fill the public interest need."

## Judge Mark S. Wernick and His Wife, Nancy Entwistle, Establish Funds to Support Students Who Embrace Public Service

Recently retired Hennepin County District Court Judge Mark Wernick and his wife, Nancy Entwistle, have made leadership gifts to establish the Judge Mark S. Wernick and Nancy Entwistle Public Interest Scholars Assistance programs at the University of Minnesota Law School and William Mitchell College of Law.

The funds, created through estate gifts, will provide scholarships to Law School and William Mitchell students who are interested in public service careers. The funds also will help create volunteer, mentoring, and summer fellowship opportunities for students and help graduates who pursue careers in public service repay their student loans.

Both Wernick and Entwistle have devoted much of their lives to improving society through public service work, volunteerism, and philanthropic support.



After graduating from the University of Minnesota in 1972, Wernick earned his J.D. from Drake University Law School and began his career as an assistant public defender for Hennepin County. He later went into private practice before being appointed to a seat on the Hennepin County District Court bench in 2002.

Throughout his career, Wernick has volunteered as a board member for nonprofit organizations such as Sabathani Community Center and the Legal Rights Center, both in Minneapolis.

“Both Nancy and I are pleased to be able to make these commitments to the two law schools,” said Judge Wernick. “Unlike many students facing high debt loads today, I was able to go into public service work immediately after graduating from law school. We want to help students make this same choice.”

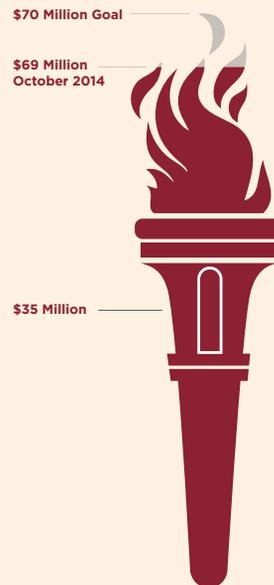
Entwistle graduated from the University of Wisconsin at Madison with a B.A. degree in art and earned a second B.A. from the Minneapolis College of Art and Design. She has worked as a graphic designer for the Minneapolis *Star Tribune* for more than 30 years and operates her own design firm. She is a longtime supporter of organizations that

promote the humane treatment of animals.

The couple hopes their gifts to the University of Minnesota Law School and William Mitchell College of Law will allow law students who care deeply about social justice issues to gain valuable real-world experience while in school and pursue careers in public service without being saddled by huge debt.

“At William Mitchell, public service isn’t a requirement—it’s part of our culture,” said president and dean Eric S. Janus. “Each year, a significant number of students come to Mitchell with the intention of going into public service. Thanks to the generosity of Judge Wernick and Nancy Entwistle, these students will be better prepared to follow their dreams while in law school and after they graduate.”

“Today’s students value public interest law and many aspire to apply their legal training in the service of society,” said David Wippman, dean of the University of Minnesota Law School. “The impact of these gifts will be seen over many generations. Judge Wernick and Nancy Entwistle have shown great insight and largesse in helping to remove financial barriers for new lawyers seeking to help others.” ■



**Help the Law School reach a significant milestone: the completion of the GENERATIONS Campaign!**

\$69 million out of the \$70 million goal has been raised so far—only the tip of the flame remains!

Your gift today to the *Partners in Excellence Annual Fund* will help put us over the top! Make your gift online at [giving.umn.edu/law](http://giving.umn.edu/law)

## **PARTNERS IN EXCELLENCE ANNUAL FUND EXCEEDS \$1 MILLION**

The *Partners in Excellence Annual Fund* surpassed the \$1 million mark in the 2013-14 academic year. This record-setting achievement was accomplished with support from nearly 2,000 contributors, who in aggregate made gifts totaling \$1,010,640.

“This is an important achievement for the Law School,” says Gary Haugen ('74), national chair of the *Partners in Excellence Annual Fund*. “*Partners in Excellence* provides critical unrestricted support which is

flexible and allows the Law School to fund scholarships, clinics, faculty, and other important needs. Our contributions help the next generation of aspiring lawyers by increasing funds available for financial aid and thereby reducing students’ tuition obligations and debt loads.”

“Our focus is on securing the best 1L and LL.M. classes each year,” says Dean David Wippman. “Alumni support gives us an edge in recruiting the best students from a national and international pool.



In the past several years, state support has been dramatically reduced, and being able to at least partially offset those losses with gift revenue is key to sustaining the quality and reputation of the Law School. Thank you to everyone who helped to reach this \$1 million milestone in the *Partners in Excellence Annual Fund*.” ■



# GAME CHANGERS

## TACKLING SPORTS LAW

By Cathy Madison

CONSIDER THE MINNESOTA VIKINGS. In recent months, the team's attorneys negotiated contracts to play two seasons at the University's TCF Bank Stadium, fielded concerns that its new stadium's glass walls might endanger migratory birds, averted a wrongful dismissal lawsuit by ex-punter Chris Kluwe, and dealt with child abuse allegations involving running back Adrian Peterson. And that's just for starters. In the sports business, lawyers must be as agile as a star quarterback.

**"THERE ARE VERY FEW LEGAL DISCIPLINES THAT** we're not dealing with right now. My to-do list includes litigation, issues in property, corporate, environmental, employment, tax, and construction law, and estate planning," says Kevin Warren, a member of the Law School's board of advisors and the Vikings' executive vice president for legal affairs and chief administrative officer. Add antitrust, intellectual property, torts, and real estate to the list. Is there any area of law he hasn't touched under the rubric of sports law in his 24-year career? "Riparian rights. I'm highly surprised."

"A sports lawyer is really just a generalist—in a unique

field, with rules and procedures dramatically different from other areas of society—who knows when to call in a specialist," says Bill Robers ('01), who represented pro football players before joining Sparks Willson Borges Brandt & Johnson in Colorado Springs. He currently represents coaches, executives, and sports entities, covering the usual gamut (marketing, finance, contracts, compliance), and teaches sports law at the University of Colorado—Colorado Springs.

"There's really no such thing as sports law. It's a combination of all those legal principles applied in one context,"

< CONT

explains Scott Bukstein ('07), assistant director of the DeVos Sport Business Management Program at the University of Central Florida. He researches and teaches “the intersection of sports and law,” an entity characterized by big money, rapid change, public scrutiny, and universal appeal to lawyers excited by challenge and diversity. Those who’d rather work with their heads down in the back room, quietly honing a specialty, need not apply.

“What makes this area unique is that it touches upon every discipline,” says Warren, whose administrative responsibilities extend beyond legal issues. “Every year is different—also every month, week, and day. And on top of that, it is highly confidential and done in an environment that is very public in nature. You have to be very, very skilled as a lawyer and nimble as a thinker and worker. And you need a thick skin.”

Given the breadth and depth of the legal challenges major league teams face, one might expect them to lawyer up. Yet the Vikings have only four lawyers on staff, and, according to Warren, some teams used to have none. There is no dearth of legal expertise available, however, from formidable outside counsel to law school grads who populate the ranks of sports organizations.

“The leagues are full of very capable lawyers,” says Bill Busch ('75), general counsel at Faegre Baker Daniels, Minneapolis, where he has applied his mergers and acquisitions and corporate governance expertise to sales of the Vikings and Minnesota



“[Sports law] touches upon every discipline. Every year is different—also every month, week, and day. And on top of that, it is highly confidential and done in an environment that is very public in nature.” —Kevin Warren

and sold, and have very significant long-term revenue contracts with major players such as Coca-Cola and Burger King. This business attracts lawyers who like to work on large, complicated deals that intersect various parts of the economy.”

“I think it’s a mistake for students to go to law school and say they only want to be a sports lawyer,” says Jim McKeown ('84), an antitrust specialist at Foley & Lardner, Milwaukee, who teaches sports law at Marquette University and counts the *Major League Baseball Properties v. Salvinio* antitrust case and his work for the MLB Web site among his accomplishments. “They need first to become very good lawyers with skills needed by a variety of industries. Sports is just another industry looking for assistance with challenging problems. You need to think about sports as a business, with all the problems other industries have, plus a few more.”

## MONEY MATTERS

**SPORTS MAY BE JUST ANOTHER BUSINESS, BUT IT** does have some unique qualities.

“For one thing, you can’t have the product without some cooperation between the competitors. Competition on the field needs to exist, but you have to have rules that establish that competition,” McKeown points out. The entities must agree not only on the rules on the field, but also on how to split the gate, secure broadcast deals, negotiate league-wide labor agreements, and achieve licensing efficiencies. Prior to centralized league licensing, for example, Topps failed to get rights to one team’s photo one year; it was missing from the baseball card deck.

As Busch points out, the sports industry also operates in a unique environment governed by public demand: the world of broad-based content, which includes publishing, music, movies, and television. There the money stakes are

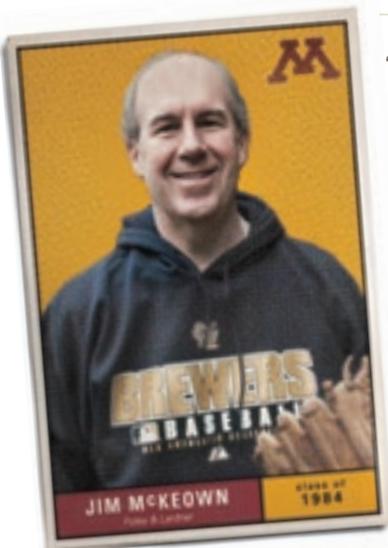
Timberwolves franchises and properties. He cites layers of J.D.-equipped owners, operators, and commissioners—such as, in the NBA, commissioner Adam Silver and his predecessor, David Stern.

“It’s a game of rules, and lawyers are good at that,” Busch says. “Successful franchises have the ongoing legal needs that all businesses have, and they’re usually well-organized. But they also grow, expand, move, refinance, are bought



high, and as delivery methods expand and traditional lines blur, are rising higher at warp speed.

“Big television and multimedia contracts drive the structure of sports, and you see changes great and small,” Busch says. “There used to be a fairly sharp set of lines—high school football on Friday, college on Saturday, pro on Sunday. It was an effective model. They could scout each other, and everybody could watch everything. But multimedia has changed things quite a bit.”



“Sports is just another industry looking for assistance with challenging problems. You need to think about sports as a business, with all the problems other industries have, plus a few more.”

—Jim McKeown

No longer must everyone sit in a stadium or before a TV screen to watch the action. At the recent World Cup games, fans in the stands recorded the goals and posted them on Instagram, prompting an advisory memo about violating the league’s intellectual property rights.

“IP rights are huge when it comes to the ability or inability to control content,” says Bukstein. “One of the key revenue streams for college and pro sports is media rights. When ESPN is televising a game, they want to make sure they’re controlling the content and have exclusive rights to highlights. But how does the law apply? It was written when Twitter and Instagram did not exist.”

Bukstein offers some examples of the dollars at stake: ESPN’s nearly \$2 billion annual contract for media rights to Monday Night Football; current NBA negotiations with ESPN and TNT seeking to increase media rights from \$930 million to over \$2 billion per season; and the fact that the NCAA earns approximately 85% of its revenue from one source—its \$10.8 billion, 14-year March Madness tournament contract with CBS and Turner Broadcasting, which runs through 2025.

Team valuation only adds to the financial drama. Warren

points out that the L.A. Clippers just sold for \$2 billion. That means a huge mismatch exists between the size of the organization and its relative value, which puts huge pressure on each player, both to perform and to protect his or her image, likeness, and name. “Most billion-dollar corporations have many more employees than 140,” Warren says.

## ISSUES EVOLVE

**AS THE STAKES GROW, THE ISSUES CHANGE.** “MANY matters that were once heavily litigated have been settled and replaced by other matters. We’re long past free agency on one hand, and just getting into the rights of NCAA players on the other. It’s an evolution,” says Busch.

Brian Gudmundson (’04) has handled sports issues at Zimmerman Reed, Minneapolis, for only five or six years, but he notes significant changes in that time. “Things are getting more complex. Clients are pursuing rights they haven’t pursued in the past, and they need more protection than before. More and bigger cases are being filed today in areas that have gone unresolved for many, many years,” he says.

His first sports case was *Fred Dryer v. NFL Films*, where he helped represent 20,000 retired players who appeared in NFL Films productions without compensation or permission. He has also been involved in class actions regarding concussions; such cases are spreading from football to hockey and other sports. “This type of litigation generally involves firms banding together to pool their resources intellectually and financially. We have to match the resources of some very large defendants,” he says.

Antitrust issues continue to dominate the sports arena; the current brouhaha over whether NCAA athletes should be paid is a big one.

“The public has a very strong thirst for top-level college athletics, which in many ways are pro sports. From an



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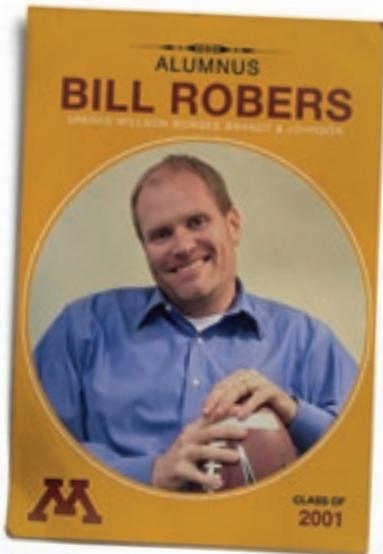
economic standpoint, they are pro sports—from broadcast rights to jersey sales to video games. The only distinction is the notion that the athletes need not be paid,” Gudmundson says. He points to super conferences (such as the Big Ten, with 12 teams), which now have their own broadcast networks and “generate substantial revenue for somebody. No longer do we watch ABC Sports for half an hour on Saturday afternoon. Now anyone can watch sports anytime, anywhere. Faces that used to appear once a year now appear dozens of times a month for a fee. That raises questions never raised before.”

Bill Robers notes other changes. “A lot more money is now going to athletes on the pro side, which is probably correct because they’re driving the revenues,” he says. Advertisers also rely more on athletes for branding, which makes those companies vulnerable when the news media or bloggers expose celebrity athlete missteps or abuse. The heightened risk is “driving longer contracts that include morals clauses, which didn’t used to be the case. And because of injuries, we’re seeing insurance issues rise a lot. Teams don’t want to be on the hook for these huge salaries,” he adds.

Robers handles contracts, licensing, sponsorships, and facility agreements for several nonprofit national governing bodies certified by the U.S. Olympic Committee. Large or small, each has unique challenges. “They’re amateur athletes—fantastic, driven, passionate about sports, not as passionate about making money,” he says. USA Basketball and USA Swimming enjoy considerable media exposure,

while USA Fencing and USA Table Tennis scramble for notice. Yet every sport wants its time in the limelight.

“There are lots of tug-of-war issues,” Robers says. “Each sport has its sponsors, and sponsors want as much of the athlete’s time as possible. The sponsor may want a specific spot on the uniform [for its logo], but the sport doesn’t have the right to that spot because it’s reserved for the athlete’s own sponsors, pursuant to USOC rules. Each sport is different, and which part of the uniform belongs to whom



is always tricky.” He does his best to intervene early, before his clients get into costly legal trouble, when such issues arise.

“When ESPN is televising a game, they want to make sure they’re controlling the content and have exclusive rights to highlights. But how does the law apply? It was written when Twitter and Instagram did not exist.” —Scott Bukstein



Intellectual property is bound to remain a hot topic, he adds, especially as the NCAA athlete compensation issue makes its way through the courts. He points out how thorny that issue could become. For example, how would Title IX affect a compensation agreement? Would male and female athletes be paid the same? What about nonrevenue sports, such as swimming and diving?

Injury liability issues will continue to arise, although sport rules and program bylaws are evolving to protect athlete safety on and off the field—“not just for legal reasons, but because they’re passionate about their sport and want to do the right thing,” Robers says. He is optimistic that safeguards such as a national coach directory and required background checks may help reduce abuse incidents.

## CHALLENGES GROW

**BY ALL ACCOUNTS, SPORTS—AND THUS THE NICHE** area we call sports law—is booming, despite its arbitrary constraints.

“There are only so many teams operating in a pro sports environment, and only so much expansion is allowed. That said, I definitely see the industry growing its fan base, from

both a knowledge and a community perspective,” says Ashley Engels ('11), associate counsel for the Vikings and one of few women working in the field. An avid athlete whose South Dakota family was “held together by sports glue” (and Vikings season tickets), she joined the team staff after her first year of law school.

Need proof of industry growth? Consider the \$1.024 billion Vikings stadium under construction in Minneapolis.

“Stadiums reflect the public popularity of sports,” says Bill Busch. “There are only so many eyeballs, but my sense is that over time, the continued replacement of stadiums to reach optimization for each sport will have the ability to attract big crowds of fans, electronically and otherwise.”

It's not just the numbers—fans, stadium costs, media revenue, team value—that are growing. Legal complexities are growing, too.

“Many sports organizations, from teams to leagues to other companies, are innovators. They're moving quicker than the law,” says Scott Bukstein. “It will be a challenge for attorneys to figure out how the law should be applied to the new disruptive technologies.” For example, recent class-action suits have targeted text-message marketing campaigns, claiming they violated the Telephone Consumer Protection Act of 1991. Teams such as the L.A. Clippers and Buffalo Bills have had to craft settlements to compensate fans who enrolled in the programs and received more messages than the maximum allowed.

Social and digital media aren't the only high-tech stumbling blocks, either. Adidas has sewn RFID chips into football and soccer jerseys, which raises privacy questions. The chips collect data on what is purchased where, and can be used to customize future offerings. How they will proliferate is anybody's guess.

“Establishing boundaries with respect to what we can do is a key challenge,” Bukstein says. “Sports organizations need advice that is both practical and actionable.”

## PERKS ABOUND

### LAWYERS WHOSE PRACTICE INCLUDES SPORTS

garner more than free tickets. Unpredictability keeps them on their toes.

“I might come in one day thinking I've got five purchase agreements for the next home game to look at, but it turns out that an issue came up in last night's game and has to be addressed this morning. You never know what you're going

“There are only so many teams operating in a pro sports environment, and only so much expansion is allowed. That said, I definitely see the industry growing its fan base, from both a knowledge and a community perspective.” —Ashley Engels

to get on any given day,” says Ashley Engels, who found her first glimpse behind the scenes “a shock, really. A lot of people don't know or understand the workings of an organization outside of what they see on the football field.”

“One of the greatest perks is getting to know how a highly publicized but relatively unknown part of the economy works. It's a great privilege to see it from the inside,” says Busch. “It's also an interesting intersection of civics, politics, sports, and finance.” And it's not always about money, he adds. It's also about civic-mindedness; Minnesotan Glen Taylor's purchase of the Timberwolves to keep them in Minnesota is one example. It's about charity, too. For 25 years, Busch has been pro bono counsel for Taste of the NFL, a pre-Super Bowl food shelf fundraiser that is “maybe the only charity event where the \$500 tickets occasionally get scalped.”

Finally, it's about people. They're not all lawyers and not all athletes. They could be Microsoft executives, like new Clippers owner Steve Ballmer, or printing business veterans, like Taylor. Practice in this area is a “combination of hard-core legal work and dealing with characters of all kinds. There are unusual things that happen and matters on which you work that you don't see in many other industries,” Busch says. “The extraordinary circumstances and extraordinary people are very interesting and rarely tedious.” ■

Cathy Madison is a freelance writer and editor based in the Twin Cities.





This article is part of an ongoing series highlighting professors' community work at state, national, and international levels. For all the differences in the issues they tackle, the citizens profiled in this series have much in common. They trace the roots of their current service to early educational and professional experiences. They thrive on putting expertise and passion to work on causes in which they believe. They bring fresh perspectives back to students in hopes of inspiring them to put their own scholarship into practice.

**"I HAD HIM ON SPEED DIAL," U.S. SECRETARY OF Labor Tom Perez says of Mark Kappelhoff, his friend and colleague for 20 years. "He was so knowledgeable and so impressive that I continually tried to recruit him. I was ultimately successful not once, but twice."**

Kappelhoff, who came to the Law School in 2012 as a professor of clinical law and director of the Criminal Justice Clinic, spent 14 years as a federal prosecutor, holding various leadership positions in the Civil Rights Division of the U.S. Department of Justice (DOJ). It was there he worked for Perez, then assistant attorney general. The two first met on Capitol Hill, where Perez worked for the late Sen. Edward Kennedy and Kappelhoff advised the American Civil Liberties Union.

"He's the whole package—a superb trial lawyer, a great tactician and strategist, and a wonderful manager and leader. He is also a person who is remarkably grounded and has a humility about him," Perez adds. "That's why everybody he has led would jump through a wall for him."

Or ask him to please come back. In May, Kappelhoff was appointed to a temporary position as deputy assistant attorney general for the DOJ's Civil Rights Division, where, through the end of 2014, he is overseeing efforts to investigate and prosecute hate crimes, police misconduct, and human trafficking. He has been deeply involved in the DOJ's review of the fatal police shooting in Ferguson, Mo., and was among key advisors who accompanied Attorney General Eric Holder to Ferguson to help calm the community.

In August, speaking in Geneva before the United Nations Committee on the Elimination of Racial Discrimination, Kappelhoff said, "I can tell you firsthand that the devastation caused by a single act of hate can reverberate through families, communities, and the entire nation. No one should have to sleep less easily at night or live in fear that they too might be attacked simply because of their skin color, the country they were born in, their faith, or whom they love."

Kappelhoff hasn't always lived in the spotlight. He accepted the Law School's faculty offer so he could return home to family, friends, and the land of lakes and gardens he has always loved. Born to blue-collar parents in St. Paul

and raised in Anoka, he is the middle son of five. His father, a former Navy man disabled by a stroke in his 30s, directed Anoka's parks and recreation department.

"I saw the barriers he faced, trying to get around. I also saw how the civil rights laws in this country could break down those barriers," Kappelhoff recalls. He was inspired by state political leaders such as Hubert Humphrey, Walter Mondale ('56), and Don Fraser ('48). "I've always viewed Minnesotans as willing to put the ladder down and help somebody up, so there is a level playing field for all. I was taught to treat others fairly."

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"I've always viewed Minnesotans as willing to put the ladder down and help somebody up, so there is a level playing field for all. I was taught to treat others fairly." —Mark Kappelhoff

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A psychology major and government minor at Saint John's University in Collegeville, Minn., he pursued law and politics in Washington, D.C., working for U.S. Rep. Gerry Sikorski and earning his J.D. at American University's Washington College of Law. After law school he served as an assistant public defender in Montgomery County, Md., and an adjunct professor at Georgetown University and University of Maryland law schools, as well as at his alma mater, where he taught in the criminal justice clinic. "I always viewed my legal career as a way to help others," he says. "Being a lawyer provides the opportunity to give voice to those who don't have a voice in the system."

Encouraged by his mentor, Perez, and fueled by a burgeoning passion for civil rights, Kappelhoff joined the DOJ in 1998. He pursued many high-profile cases, including a cross-burning case in Kansas; the Rampart scandal, involving more than 70 corrupt Los Angeles police officers; and *United States v. Kil Soo Lee*, the largest human trafficking case ever prosecuted by the DOJ. His efforts earned him an Executive Office of U.S. Attorneys Director's Award.

Perez recalls a well-publicized New York City case involving a man who was fatally shot in a police encounter at a bachelor party the weekend before his wedding. Although 50 shots were fired, the state was unable to prosecute the case, and the DOJ, lacking sufficient proof to warrant federal prosecution, had to close it.

The task of explaining the rationale to the victim's family fell to Kappelhoff. "That required not simply the mastery of law, but an equally important human touch," Perez says. "Mark handled an incredibly delicate situation with remarkable deftness and respect."

According to Perez, Kappelhoff commanded the respect of career staff and used it to revitalize a division that was in disarray before he arrived. During his tenure, he established the elite Human Trafficking Prosecution Unit, which not only went after traffickers throughout the U.S. but also provided training for thousands of law enforcement officers, lawyers, and nongovernmental organizations.

Kappelhoff left none of those passions behind when he returned to Minnesota. Lee Roper-Batker, president and CEO of the Women's Foundation of Minnesota, recalls meeting him at a fundraiser, chatting over a glass of wine. He talked about volunteering to prosecute cases as a special assistant to the U.S. Attorney's office, teaching law, his work on the Trafficking Victims Protection Act, his commitment to the Twin Cities nonprofit 180 Degrees—"and then," Roper-Batker reports, "he says, 'Oh, and I'd be happy to volunteer for you.' He brings all this to the table. Then he wants to partner with you and make things even better."

Last spring, Minnesota Sen. Amy Klobuchar invited Kappelhoff to join her on an official delegation to Mexico City to discuss human and drug trafficking with local law enforcement officials. She characterizes him as "a passionate advocate and trusted resource" as well as "a great friend."

"We went to a shelter and met with the young trafficking victims. Having them tell us their stories was very moving. And knowing they now have a place to stay at night in their own beds was very heartening," Kappelhoff says. "Trafficking is by its very nature a hidden crime, one that takes place behind doors and in the shadows of society. That's why it's so difficult to combat."

Kappelhoff has prosecuted some trafficking cases in Minnesota and is proud of the state's leadership in fighting this global problem. Thanks to vigilance and better legal tools, progress is being made.

"Since 2000, we've seen a real sea change. The passage of the landmark Trafficking Victims Protection Act greatly expanded the reach of federal anti-trafficking statutes and established several victim protection and prevention programs. Many states, including Minnesota, have passed their own laws, which is a force multiplier when it comes to the number of cases we're prosecuting and the victims we're protecting. The DOJ used to prosecute two or three



Eric Bruffers, United Nations

PROF. KAPPELHOFF AND U.S. DELEGATION MEMBERS LISTEN TO TESTIMONY DURING A HEARING BEFORE THE UNITED NATIONS COMMITTEE ON THE ELIMINATION OF RACIAL DISCRIMINATION.

cases annually throughout the country; now we do 70 or more," he says. "But we have to credit individuals on the front lines, who work tirelessly to combat this horrible crime—the law enforcement officials, victim service providers, policymakers. With everyone pulling together, we can eradicate this crime, which is an affront to human dignity."

Back at the DOJ, Kappelhoff is gathering wisdom and experience that he hopes will benefit the law students he teaches and mentors. Already, he has managed to steer budding civil rights lawyers to opportunities in Washington and elsewhere. He also plans to teach the first-ever human trafficking seminar at the Law School next semester.

There is more work to do, he cautions. "Although the Shepard-Byrd Hate Crimes Prevention Act of 2009 expanded protected classes under the law, we're still seeing churches and synagogues attacked, crosses burned, people persecuted for the color of their skin or who they love. We're busy," he says, noting that the DOJ is setting civil rights prosecution records, getting record settlements in housing and lending cases, breaking down discrimination barriers, and expanding opportunities for all. "I feel incredibly fortunate and humbled by the opportunity to work at the DOJ and enforce laws that make a profound difference in people's lives."

Kappelhoff can make a difference in part because he approaches every issue in a practical way, says Roper-Batker. "He knows what's needed on the ground, whether it's housing, advocacy, or service. Few people have that depth and level of understanding."

"I'd be hard-pressed to think of a lawyer I respect more. He has great judgment, passion, compassion, and ability," says Perez. "You seldom find a person who can make meaningful contributions in such a diversity of areas. That's why I kept calling him back." ■

By Cathy Madison, a freelance writer and editor based in the Twin Cities

# Faculty Perspective



## FACULTY AWARDS, GRANTS AND NEWS



**Edward Adams** was reappointed to the Howard E. Buhse Professorship in Finance and Law, effective July 1, 2014.



**Stephen Befort** ('74) was reappointed to the Gray, Plant, Mooty, Mooty & Bennett Professorship in Law, effective July 1, 2014. Befort was also reappointed Associate Dean for Research and Planning.



**Dale Carpenter** was reappointed to the Earl R. Larson Professorship in Civil Rights and Civil Liberties Law, effective July 1, 2014.



**Carol Chomsky** was reappointed Associate Dean for Academic Affairs.



**Stephen Cribari** participated in a two-day evidence and trial tactics seminar for

Marine JAG defense counsel at Marine Corps Base Quantico. He also gave a presentation on “issues in digital evidence” to lawyers and judges in Mauritius, by video link courtesy of the U.S. Department of State.



**Richard Frase**, co-director of the Robina Institute of Criminal Law and Criminal Justice, was awarded the National Association of Sentencing Commissions' 2014 Rick P. Kern Memorial Award, which recognizes an individual who has contributed greatly to the development of sentencing policy and research.

**1** Profs. Claire Hill and Sharon Reich Paulsen talk to a student at the Multicultural Student Welcome Reception in September.

**2** Prof. Hari Osofsky and Melba Melton ('14) at the Multicultural Student Welcome Reception

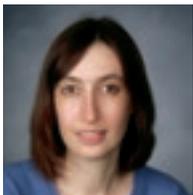
**3** Prof. Mark Kappelhoff (lower right) was part of the U.S. Justice Department team that traveled with Attorney General Eric Holder to Ferguson, Mo., in August to investigate the Michael Brown shooting.

**4** Prof. Maury Landsman teaches the Introduction to American Law course to the inaugural Master of Science in Patent Law class in August.

**5** Graciela Gonzalez, Emily Fitzgerald, and Prof. Linus Chan at the CNA reception in September



Lomie Tague, Department of Justice



**Jill Hasday** was named a Distinguished McKnight University Professor by the Office of the

Senior Vice President for Academic Affairs and Provost. The professorship program recognizes the University's "highest-achieving mid-career faculty who have recently attained full professor status...and whose accomplishments have brought great renown and prestige to Minnesota." Hasday is one of just six University of Minnesota faculty members to receive the distinction this year.



**Joan Howland** has been elected chair of the ABA Section of Legal Education and Admissions to the Bar Council for

the 2014-15 term. The Section focuses on legal education, lawyer

licensing, and the bar admissions process. The Council is the national accrediting body for law schools located in the United States and Puerto Rico.



**Mark Kappelhoff** has been appointed to a temporary position as Deputy Assistant Attorney General

for the Civil Rights Division at the United States Department of Justice. Kappelhoff, director of the Law School's Criminal Justice Clinic, is on a leave of absence from his teaching responsibilities to accept the appointment. Kappelhoff also joined Minnesota Sen. Amy Klobuchar in Mexico City in April for meetings with senior law enforcement officials. Klobuchar's delegation—which also included North Dakota Sen. Heidi Heitkamp and Cindy McCain, wife of Arizona Sen. John McCain—had two main items on its agenda: human

trafficking and drug trafficking, particularly the heroin trade (see "Theory at Work," page 28).



**Heidi Kitrosser's** forthcoming book, *Reclaiming Accountability: Transparency, Executive Power,*

*and the U.S. Constitution*, has been named the recipient of the 2014 IIT Chicago-Kent College of Law/Roy C. Palmer Civil Liberties Prize. The book will be published in January by the University of Chicago Press.



**Stephen Meili** presented a series of lectures and clinical training exercises to human rights professors and

students at four law schools in Medellín, Colombia. The lectures were part of an ongoing collaboration

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between the University of Minnesota and the law schools at Universidad de Medellín, Universidad de Antioquia, Universidad Pontificia Bolivariana, and Universidad Católica de Oriente.



**Fred Morrison** was honored with a 2014 Outstanding Service to University Senate Governance

Award. The award recognizes individuals “who have made a significant impact on University Senate governance, have demonstrated a long-standing commitment to University Senate governance”—a minimum of eight years’ service—“and have served as an inspiration to others.”

**JaneAnne Murray** helped train volunteer lawyers as part of Clemency Project 2014, a historic collaboration among advocacy



and defense groups to screen and represent federal inmates in the Obama administration’s clemency initiative, and the broadest proposed use of presidential pardon power in history.



**Fionnuala Ní Aoláin** participated on a panel hosted by the U.S. Ambassador at Large for War

Crimes, speaking to the issue of reparations for conflict-related sexual violence. At the summit, the U.N. Office of the High Commissioner for Human Rights and U.N. Women launched a *Guidance Note on Reparations for Conflict-Related Sexual Violence*; the document is based in part on a

study Ní Aoláin conducted for both agencies between 2011 and 2013.



**Myron Orfield** and the Institute on Metropolitan Opportunity are working with the Michigan Department of

Treasury and the state’s Office of Urban and Metropolitan Initiatives on a plan for fiscal sustainability for Michigan cities, as 14 of them, including Detroit, and five school districts are in emergency status.



**Hari Osofsky** was appointed to the Julius E. Davis Chair in Law, effective July 1, 2014.

She is also the faculty director of the new Energy Transition Lab. (see “Energy

## FALL 2014 FACULTY WORKS IN PROGRESS

Lectures on works in progress at the Law School and other institutions are held on Thursdays from 12:15-1:15 p.m. in Room 385. For more information, contact Bria Goldman at 612-626-5048 or goldm075@umn.edu.

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### SEPTEMBER

#### 4 Leila Sadat

Washington University  
School of Law

*Codifying the “Laws of Humanity”  
and the “Dictates of the Public  
Conscience”: Towards a New Global  
Treaty on Crimes Against Humanity*

#### 11 Paul Ohm

University of Colorado Law School  
*Ancient, Traditional, and Modern  
Information Privacy Harms*

#### 18 Orin Kerr

George Washington University  
Law School  
*An Economic Understanding  
of the Fourth Amendment*

#### 25 Ernest A. Young

Duke Law School  
*The Volk of New Jersey? State  
Identity, Distinctiveness, and*

*Political Culture in the American  
Federal System*

&gt;&gt;&gt;

### OCTOBER

#### 2 Julian Roberts

University of Oxford Faculty  
of Law

*Sentence Reductions for a  
Guilty Plea in England and Wales:  
Exploring New Empirical Trends*

#### 9 Frank Michelman

Harvard Law School

*Legitimacy, the Social Turn, and  
Constitutional Review: What  
Political Liberalism Suggests*

#### 16 JaneAnne Murray

University of Minnesota  
Law School

*The Plea Penalty: Guilty Pleas,  
Criminal History, and Informed  
Consent*

#### 23 Stephen Rich

University of Southern California  
Gould School of Law

*Why Diversity?*

#### 30 Mark Kleiman

UCLA Luskin School of Public Affairs  
*Justice Reinvestment in Community  
Supervision*

&gt;&gt;&gt;

### NOVEMBER

#### 6 Michael Wara

Stanford Law School

#### 13 Carol Rose

Yale Law School

#### 20 Adrienne Davis

Washington University School of Law

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### DECEMBER

#### 4 Gilles Guyot

University of Minnesota Law School;  
Jean Moulin University Lyon 3

Transition Lab to Focus on Advancing Law and Policy,” page 4).



**Richard Painter** was reappointed to the S. Walter Richey Professorship in Corporate Law, effective July 1, 2014.



**Daniel Schwarcz** testified before the U.S. House Housing and Insurance Subcommittee

on the topic of systemic risk in insurance and several related legislative proposals. His testimony was directly related to his co-authored article “Regulating Systemic Risk in Insurance” (*University of Chicago Law Review*, forthcoming).



**Paul Vaaler** was appointed to the John and Bruce Mooty Chair in Law and Business, effective July 1, 2014.



**David Weissbrodt**, founder and co-director of the Human Rights Center, has been named a 2014 recipient of the Elizabeth Hurlock Beckman Award. The honor recognizes educators who have inspired their former students to “create an organization which has demonstrably conferred a benefit on the community at large.”

**Susan Wolf** was reappointed to the Faegre Baker Daniels Professorship in Law, effective July 1, 2014. Wolf spoke



at an invitational workshop at the National Institutes of Health (NIH) on access to HeLa genomic data; at the annual Health Law Professors Conference; at an NIH meeting of the Clinical Sequencing Exploratory Research (CSER) ELSI Consortium; and at a University of Minnesota/Illumina symposium on genome sequencing. She also spoke at meetings of the American Society for Bioethics and Humanities and NIH CSER Consortium, and she co-directed an NIH-supported conference at the University of Minnesota entitled “Should We Offer Genomic Results to a Research Participant’s Family, Including After Death?” ■

To see more faculty news, go to our Web site, [www.law.umn.edu/news/faculty.html](http://www.law.umn.edu/news/faculty.html).

## NEW FACULTY

### NEW FACULTY



**Christopher Soper** joined the faculty as professor of legal writing and assistant director of applied legal

instruction. Soper earned his J.D., magna cum laude, from Cornell Law School. He clerked for Judge James B. Loken of the U.S. Court of Appeals for the Eighth Circuit and worked as an attorney for the United States Sentencing Commission. He writes and practices in the area of bankruptcy law.



**Paul Vaaler**, a member of the faculty of the University of Minnesota’s Carlson School of Management

since 2007, has been named the inaugural holder of the John and Bruce Mooty Chair in Law and Business. The appointment is made jointly by the Law School and the Carlson School, and as holder of the chair, Vaaler’s principal responsibility will be to foster collaboration between the two institutions and to conduct research and teaching at the intersection of law and business. He is a graduate of Harvard Law School and a former Rhodes Scholar.

### VISITING FACULTY



**Derik T. Fettig** will teach Criminal Procedure and direct the Criminal Justice and Misdemeanor Prosecution Clinics at the Law School during the 2014–15 academic year. He is a former assistant U.S.

attorney in the Criminal Division of the U.S. Attorney’s Office for the Central District of California, where he prosecuted cases involving a wide range of felony offenses, including narcotics distribution, racketeering, wire and mail fraud, bank robbery, and theft of government property. He is a graduate of Stanford Law School.

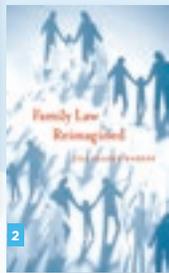
### JURIST-IN-RESIDENCE



**Justice Paul Anderson** (’68), who retired from his seat on the Minnesota Supreme Court in 2013 after two decades of service, will be a jurist-in-residence at the Law School during the 2014–15 academic year. He will be available to engage with faculty and students in a variety of ways, whether in class sessions or informal groups. ■



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## FACULTY BOOK PUBLICATIONS

### 1 JUNE CARBONE (WITH NAOMI CAHN)

*Marriage Markets: How Inequality Is Reshaping the American Family* (Oxford University Press, 2014)

### 2 JILL HASDAY

*Family Law Reimagined* (Harvard University Press, 2014)

For additional faculty-published and -edited casebooks, chapters, and articles, go to [www.law.umn.edu/faculty/recent-publications.html](http://www.law.umn.edu/faculty/recent-publications.html).

## FOUR LAW SCHOOL FACULTY MEMBERS CITED IN SCHOLARLY IMPACT RANKINGS



Michael Tonry



R.A. (Antony) Duff



Herbert Kritzer



Kristin Hickman

A STUDY COMPILED AND published by Professor Brian Leiter of the University of Chicago Law School on his influential blog, Brian Leiter's Law School Reports, named four Law School professors as national leaders in scholarly impact. Leiter listed the top 10 scholars in 11 major legal specialties; scholarly impact was measured by the number of times a professor's work was cited in articles found in the Westlaw journals database for the period 2009 through 2013.

In the category of Criminal Law and Procedure, **Michael Tonry** ranked seventh, with 580 citations. In Law & Philosophy, **R.A. (Antony) Duff's** 320 citations ranked him seventh as well. **Herbert Kritzer's** 460 citations placed him ninth in Law & Social Science (excluding economics). In the Tax category, **Kristin Hickman**, with 310 citations, was named one of four "highly cited scholars who work partly in tax." By way of comparison, the two scholars who shared first-place honors in Tax had 400 citations each. ■

## Prof. Kristin Hickman Delivers Harlan Albert Rogers Professorship in Law Appointment Lecture



ON APRIL 29, 2014, PROF. KRISTIN Hickman delivered the lecture "Administering the Tax System We Have" to mark her appointment as the Harlan Albert Rogers Professor In Law. Hickman has written extensively on federal tax administration and judicial review in the federal income tax and general administrative law contexts. One of her articles, "Chevron's Domain" (co-authored with Thomas W. Merrill), was cited by the Supreme Court in *United States v. Mead Corp.* (2001) and by the dissenting justices in *City of Arlington v. FCC* (2013), and her work is cited

regularly in judicial opinions and court briefs. Hickman joined the Law School faculty in 2004 and held the Julius E. Davis Chair in Law in 2010-11.

Hickman's lecture combined a brisk, insightful, and witty look at contemporary tax law administration (a topic that "sounds a little dry" but is "really a workhorse of the law") with a nuanced critique of tax exceptionalism: a "righteous attitude," widely held, that tax is different from other areas of the law and, in particular, should be exempt from procedural and judicial requirements imposed on other agencies because its revenue-raising function is essential to the government's very existence.

As Hickman pointed out, however, "tax administration isn't just about revenue raising anymore." Hickman's research has found that more than a third of the federal tax regulations issued over the past five years

concerned matters that raised little or no money at all: implementing the Affordable Care Act, administering ERISA, monitoring tax-exempt organizations, and serving other social welfare and regulatory functions. The IRS, she maintained, has become an "omnibus agency," in charge of so many programs with arguably competing goals that it may no longer be able to manage any of them effectively. The IRS, she concluded, should therefore not be exempted from administrative law norms. Moreover, it may be time for Congress to consider breaking up the agency—a question Hickman will address in future research.

The Harlan Albert Rogers Professorship in Law was established through the generous bequest of Mrs. Annabel R. Cornelison, daughter of Harlan Albert Rogers, for the purpose of attracting and retaining a scholar in business law. ■

# Faculty Profile

## JOHN H. MATHESON

*Law Alumni Distinguished Professor of Law and  
Director of the Corporate Institute*

John H. Matheson, a Law School faculty member since 1982, is a five-time recipient of the Professor of the Year Award for Excellence in Teaching and Counseling. In 2008, he received the University-wide Award for Outstanding Contributions to Postbaccalaureate, Graduate and Professional Education and was inducted into the Academy of Distinguished Teachers.

### STUDENTS DESCRIBE JOHN

Matheson as an engaging, self-deprecating teacher who serenades them with reimagined pop songs. Instead of simply explaining the limited liability company, he sings about it to the tune of the Beatles' "Let It Be":

*When you find a client's having trouble  
forming a business entity,*

*Remember these three letters, LLC.*

*And though it may be new to some  
folks, it is clear to see,*

*There is now an answer, LLC.*

Matheson says the singing—he also belts out rewritten songs from *Camelot*, *Oliver*, and *Evita*—helps students remember legal concepts and signals that he doesn't take himself too seriously. The tunes are also a way to woo students to the possibilities of a transactional law career.

In "Transforming Trepidation into Transactional Lawyering," a paper to be published next year in the *Saint Louis University Law Journal*, Matheson notes that while incoming law students "are among the best and the brightest of their generation... their exposure to business concepts, culture, and practice is extremely limited."

And their reaction to business law? "They dread it," Matheson says. Which is why he's done his darnedest to make his courses sing. He believes transactional law is creative, makes clients happy, and is full of well-paying, satisfying career options—mergers and acquisitions attorney, contracts lawyer, human resource specialist, and tax advisor, among others.

Over the years, Matheson has created opportunities for students to discover transactional law careers. In 2000, he started the Business Law

Clinic. Four years later, he set up a corporate externship program, offering on-the-job training at Target, U.S. Bank, Medtronic, and elsewhere. He's also added a corporate mentoring program. All of these initiatives are part of the recently formed Corporate Institute. "We try to open their eyes to a whole area of law other than litigation," he says.

It took Matheson several years to open his own eyes to this area of the law. After graduating from Northwestern University School of Law in 1977, he clerked for a U.S. Court of Appeals judge and then worked as a commercial litigator for a Chicago firm.

In 1982, when the Law School needed a professor to teach contracts and corporations, Matheson jumped at the opportunity. He eventually landed an of counsel position at Kaplan, Strangis and Kaplan, a Minneapolis-based transactional law firm, and began acquiring expertise.

"I'm a corporate guru now," he says. "But I didn't have a clue when I started teaching this stuff."

In recent years, Matheson has represented the German company that acquired Caribou Coffee in a merger and provided corporate governance advice involving Best Buy, Polaris, Twin City Federal, and the Minneapolis Institute of Arts. He's currently conducting an investigation of Target's data breach as a member of a special litigation committee with former Minnesota Supreme Court Chief Justice Kathleen Blatz ('84).

"It's so much more fun than having to win or lose," he says.

Despite his high-profile clients,



Matheson tells students he's not really that big of a deal. "I'm not smarter than you," he says. "I just have more experience." In short, his teaching philosophy centers on remembering what it's like to be an aspiring attorney, not a savvy veteran.

Gulzar Babaeva ('05) and Christopher Kopka ('98) say Matheson connects with students in ways that are both practical and memorable. Babaeva, senior corporate counsel at Target, was so influenced by Matheson's Advanced Corporate Law class that she carried the course outline to her first law firm job. "It was my security blanket for those first few days," she says. "Absolutely."

Kopka, vice president of strategy and business development at Thrivent Financial, was so smitten with Matheson that he made up his mind on the third day of law school—he was enrolled in Matheson's Contracts course—to pursue a career in transactional law. "I don't think there was a Matheson course I didn't take," he says.

At some point during each semester, Matheson invites his charges to schedule a 30-minute office visit so he can get to know them individually. That has endeared him to many, including Babaeva, who jumped at the opportunity to say kind words about Matheson.

"He's so approachable. He makes students feel at ease," she says. "He's practical, humble, and one of the nicest people I've ever met." ■

By Todd Melby, a freelance writer and radio producer based in Minneapolis

# Student Perspective



## STUDENT PROFILES



### VANESSA FUSCO NOGUEIRA SIMÕES

2014-15 Humphrey Fellow  
There was little doubt Vanessa Fusco Nogueira Simões would become an attorney. After all, the Brazilian woman's grandfather, father, mother, uncle, several cousins, and both brothers are lawyers.

But Nogueira Simões chose her

own path. All the other lawyers in her family are defense attorneys; she's a prosecutor.

"I'm the black sheep," she says.

After graduating from college in Belo Horizonte, Brazil's third-largest city, Nogueira Simões took a job at a local law firm and continued studying, night after night, year after year. Her goal: Pass the academically rigorous prosecutor's exam. On her third try, she succeeded.

"Yes, oh my God!" she exclaimed.

Brazilian prosecutors are unlike their American counterparts. Beyond the work of charging criminal defendants, they've also been granted sweeping powers to push for social change. That appealed to Nogueira Simões.

While working as the top prosecutor in a gold and diamond mining region, she pressed companies to

clean up the polluted Jequitinhonha River. A midcareer promotion landed her back in Belo Horizonte, where she prodded police to set up a specialized unit to protect children.

That experience led her to pursue a graduate degree in sociology and criminal law at Universitat de Barcelona, in Spain. Years of research led to a doctoral thesis centered on the plight of children under age 7 who live with their imprisoned Brazilian mothers.

"Can you imagine that?" she asks. "It is the same in many South American countries and is a dangerous thing."

The paper was published as a book called *Filhos Do Cárcere* ("Children of Prison"), which spurred discussion of the issue in both its Portuguese- and Spanish-language editions.

In recent years, Nogueira Simões

**1** Dean David Wippman talking with 1Ls on the first day of orientation in August

**2** Dara Johnson-Ayodele ('16), Sukanya Momsen ('16) and Prof. Sharon Reich Paulsen at the Multicultural Student Welcome Reception in September

**3** Student ambassadors Kyle Kroll ('16), Shishira Kothur ('15), Chuqin Xing ('15), and Erik Bal ('15) meeting in the courtyard outside the Law School

**4** Jhanak Singh (LL.M. '15) and Tamari Zakarashvili (LL.M. '15) speaking with the Multicultural Student Welcome Reception keynote speaker Danielle Shelton-Walczak

**5** 1Ls Jayne Esch, Kristin Emmons, and Hannah Nelson enjoying ice cream on the first day of orientation



has targeted cyber criminals as the top prosecutor in the state of Minas Gerais. Hers is the first state attorney's office in Brazil dedicated to uncovering and prosecuting online offenders, especially human traffickers.

With both her permanent and temporary homes hosting major sporting events in coming years—the 2016 Summer Olympics are in Rio de Janeiro and the 2018 Super Bowl is in Minneapolis—Nogueira Simões plans to sharpen her cyber skills during her Humphrey fellowship.

### TAMARI ZAKARASHVILI

LL.M. Class of 2015

Tamari Zakarashvili came to America to study, not dilly-dally.

When taking a break from studying, she never shuts her textbook. Instead, Zakarashvili places a yellow pencil between its pages. "I don't want to waste time closing it and reopening it," she says.

Zakarashvili was born in Kutaisi, Georgia, in 1987, four years before the country declared its independence from the former Soviet Union.



The daughter of attorneys, she's also pursued a legal career, earning degrees from Tbilisi College of Law in the Georgian capital and People's Friendship University of Russia.

As a lawyer, she's worked in both the public and private sectors. After earning a bachelor's degree in Tbilisi, Zakarashvili worked for the Georgian Ministry of Justice on civil enforcement cases. Post-master's degree, she worked at a Moscow firm specializing in contracts, torts, and corporate law.

While she enjoyed living in Moscow with her husband, a neurosurgeon, she yearned for more. "I

don't want to be just any lawyer," she says. "I want to be in the top."

So she applied to the Law School's LL.M. program to gain a deeper knowledge of the U.S. legal system and improve her English skills. But getting to Minneapolis proved difficult. A Russian bureaucrat rejected her visa application, saying, "I don't think you need more education."

Zakarashvili was heartbroken. "I thought I would die," she recalls. "Why would anyone else get to decide my future?"

With help from Khary Hornsby ('05), director of International and Graduate Programs, and Dorothy Schlesselman, LL.M. program coordinator, Zakarashvili eventually received permission to study in the U.S., but she did miss orientation.

Now that she's here, Zakarashvili isn't wasting time. She spends most evenings at her desk, attentively reading a thick textbook. Nearby, a red-and-white Georgian flag pokes out of a Dixie cup. The flag is more than a reminder of her homeland; it's also an inspiration.

CONT >

Since winning independence, Georgia has seen its economy surge, then sag. A civil war and a lack of opportunities led many skilled workers to leave for other countries. Zakarashvili says now is the time for educated Georgians like herself to return.

“When I get back, I will help my country,” she says.



### LIN NIU

M.S.P.L. Class of 2015

Both of Lin Niu’s parents worked at a university. So it’s not surprising that he’s spent the past 11 years immersed in academic life, earning three degrees, including a Ph.D. in pharmaceuticals at the University.

“My whole life has been in the Ivory Tower,” he jokes.

And Niu’s not done yet. As one of seven students in the inaugural class of the Master of Science in Patent Law Program at the Law School, he’s learning how to apply his knowledge of how pharmaceutical drugs interact with the human body to the legal world. “I believe in the transformative power of education,” he says.

Niu, a native of Tianjin, China, the nation’s fourth-largest city, is the son of a lab technician and auditor. After high school, he traveled to Wuhan, Hubei province, to study at Huazhong University of Science & Technology, earning degrees in pharmaceutical science and immunology.

In choosing a doctoral program, Niu looked for a place with weather similar to Tianjin’s. “I really missed true winter,” he says—but adds that, in choosing Minnesota, “maybe I overshot.”

Despite the cold, Niu not only

found Minnesotans friendly and the culture inviting, he also met his wife, a second-generation Chinese-American from Duluth. The pair hope to stay in the Twin Cities—she’s currently working as an accountant at Cargill—after his graduation in the spring.

Niu, who always seems up for an intellectual challenge, says he enjoys the patent-specific classes he’s taking, but admits the workload is heavy. “It’s intense,” he says. “The one thing to know about law school is there’s a lot to read and it’s really dense.”

As a scientist, Niu has co-authored five research papers and a chapter in a book titled *Nanoparticulate Drug Delivery Systems: Strategies, Technologies and Applications*. He’s also received a pair of fellowships from the University related to his graduate studies.

His reasons for enrolling in the Law School’s new program are straightforward. Niu wants to work as a registered patent agent filing drug applications with the Patent and Trademark Office. To do that requires pharmaceutical and legal expertise.

Says Niu, “You better know both.”



### ANGELICA RAMIREZ

Class of 2015

For the summer of 2013, Angelica Ramirez faced a difficult choice: northern Minnesota or Northern Ireland?

The White Earth Band of Minnesota Chippewa Indians wanted Ramirez to work as tribal court clerk. Meanwhile, the University of Ulster’s prestigious Transitional Justice Institute, a program dedicated to promoting peace, invited her to intern with the organization in

Jordanstown, Northern Ireland.

Ramirez’s choice was telling: A month with the Transitional Justice Institute and two months with the White Earth Band of Chippewa Indians.

During her undergraduate years at Northland College in Ashland, Wis., Ramirez was pretty much the only Latina on campus. A native of Dallas, Texas, and the daughter of Mexican immigrants, Ramirez began hanging out with Native American students on campus.

Soon she was studying American Indian history, hiking with other members of the Native American Student Association—she joined; there was no Latino Student Association—and attending powwows.

“I never really thought about my culture as something to be proud of or something in need of preservation until I encountered the strength and pride of Native people,” she says.

Ramirez put her new knowledge about Native culture to work when she landed a postgraduate fellowship at the University of Wisconsin in Superior. As a McNair Scholar, she researched and wrote a 22-page paper exploring the power of traditional medical practices.

After a four-year hiatus from Texas, she returned home to work full-time in a Spanish-speaking division of Bank of America in Dallas. As a way to reconnect with her heritage, Ramirez began participating again in *baile folklórico*, a form of traditional Mexican dance.

“Dancing *folklórico* is probably when I feel most connected [to my culture],” she says.

Two years later, she returned to the Midwest to begin classes at the Law School. As one of her elective courses, Ramirez signed up for Federal Indian Law and enjoyed how former Law School professor John Burrows wove Native culture into the class.

Ramirez also values practical experience. She’s recently interned at the United States Attorney’s Office for the District of Minnesota and the Chicago Transit Authority. Her long-term goal is to leverage that hands-on experience into something new.

“I want to get experience and then help a tribe develop its own system of justice,” she says. “My hope is to bring about social change.”



## RONALD ALLEN YU

Class of 2016

Some people don't know what they want to be when they grow up. And then there's Ronald Allen Yu.

In third grade, Yu read a book about Robert F. Kennedy and announced his intention to practice law. That may seem precocious, but his parents had other ideas. Both are doctors who emigrated from the Philippines and viewed practicing medicine as the best way to succeed in a new country.

“My parents came here with basically nothing,” Yu says.

His father, a cardiologist, read articles from the *New England Journal of Medicine* to the young Yu at bedtime in the family's home in Walla Walla, Wash.

In high school, Yu won a seat on the student council. “It was my first big election,” he says.

Yu stuck close to home for college, choosing the University of Washington. He made the dean's list nine times and graduated cum laude with a bachelor's degree in political science. He became known on campus for his newspaper op-eds and television commentaries (“Yu and the Nation”) on student media.

His political acumen landed Yu a congressional internship in the Washington, D.C. office of Rep. Cathy McMorris Rodgers, a Spokane Republican. The 2011 debt-ceiling crisis was roaring, but it didn't sour Yu on Capitol Hill. Instead, it inspired

him to keep his future options open.

“I'd consider a run for the U.S. Senate someday,” he says.

In the meantime, the laser-focused Yu is determined to become a civil litigator. He cited Professor Jessica Clarke, who taught his Civil Procedure class, as a key influence. “She's a very engaging professor,” he says.

Another formative experience was an internship with U.S. District Court Judge Edward F. Shea in Richland, Wash. Judge Shea treated the aspiring attorney formally and peppered him with questions.

“Mr. Yu,” he'd ask, “what are the facts of the case?” Or: “Mr. Yu, tell me about jurisdiction in this case.”

Judge Shea also asked Yu to review briefs on an issue before the court. He pored over documents, drafted an order, and nervously presented it to the judge. Later, the judge returned to Yu's desk and said, “I agree with your analysis.”

It was an early victory for the aspiring litigator.



## JOHN BRUNING

Class of 2017

John Bruning didn't plan on a legal career. The son of an astrophysics professor and nurse was too busy protesting.

As a graduate student at the University of California-Irvine in 2009, Bruning and other members of the Radical Student Union demonstrated against state budget cuts to higher education. When attempting to enter the college's administration building, he was doused with pepper spray.

About a half-hour later, as Bruning

was talking to a reporter about the incident, three police officers in riot gear arrested him. “The reality is, lots of people go to jail for protesting,” he says.

Months later, misdemeanor charges were filed against him for allegedly blocking building exits. That's when his legal odyssey began. Since he couldn't afford an attorney, Bruning relied on a series of public defenders to file motions and challenge evidence, but those efforts fell short. Reluctantly, he pled guilty.

Bruning, a Robina Public Interest Scholar, doesn't want others to suffer the same fate. After graduation, he plans to aid indigent clients and demonstrators. “I've been in handcuffs and jail enough to know that having an advocate to support you can be profoundly important,” he says.

While growing up in Waukesha, Wis., Bruning participated in church mission trips, offering help to homeless people and hurricane victims. He also read Chomsky and Marx, which is probably why his attempt to major in political science at the University of Wisconsin-Madison failed.

“It wasn't critical enough of the system,” he said of the discipline.

He switched to sociology and Latin American studies and studied in Oaxaca, Mexico, during the teacher's strikes of 2006-07. While on campus in Madison, he participated in workers' rights movements. At UC-Irvine, he'd originally planned on earning a Ph.D., but protest activities and a refusal to write an objective analysis of the early days of the Occupy Movement got in the way.

“I had 13 student conduct charges,” he says. “I was a known agitator.”

But he did complete his master's degree. After Irvine, Bruning worked as a union organizer and helped renters fight eviction at a small nonprofit organization. At the Law School, he plans to start a National Lawyers Guild chapter to encourage students to serve as legal observers during demonstrations. ■

# STUDENT NEWS AND AWARDS

## Two Students Win Honors from Minnesota Women Lawyers



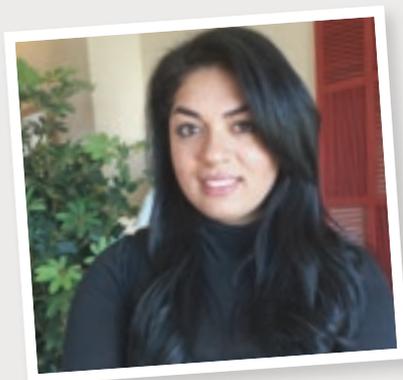
Brittany Mitchell ('15) and Joanna Dobson ('16)

Brittany Mitchell ('15) and Joanna Dobson ('16) were among those recognized by Minnesota Women Lawyers (MWL) at the group's 42nd annual meeting on May 19. Mitchell was named the winner of MWL's 2014 Equal Justice Award, while Dobson received an MWL Law Student Scholarship.

The Equal Justice Award is given annually to the Minnesota law student who submits the best paper or article on a topic involving law and social justice. Brittany Mitchell wrote her article, "Expanding the Integration Mandate to Employment: The Push to Apply the Principles of the ADA and *Olmstead* Decision to Disability Employment Services," for the *ABA Journal of Labor and Employment*, of which she is editor-in-chief for the current academic year. Mitchell received her bachelor's degree in government from Wesleyan University in Middletown, Conn., in 2007, then spent a year working for a sustainable development organization in Ecuador and four years working for Human Rights Watch in New York. While at the Law School, she has worked for the Minnesota Disability Law Center, and last summer she worked at Stinson Leonard Street.

MWL awards scholarships to students based on their demonstrated interest in furthering the organization's mission: "to advance the success of women in the legal profession and strive for a just society." Scholarship recipient Joanna Dobson did her undergraduate work at Macalester College in St. Paul, where she studied cultural anthropology, creative writing, and African studies. Before enrolling at the Law School, she worked as a community organizer for the Minnesota Public Interest Research Group for two years. During the 2013-14 academic year, Dobson volunteered with AccountAbility Minnesota, working at a free tax clinic for low-income taxpayers. Last summer she worked with Southern Minnesota Regional Legal Services in the Housing Equality Law Project, and this year she is participating in the Indian Child Welfare Act Clinic at the Law School.

## Joint-Degree Student Roma Patel ('15) Wins Mayo Clinic Innovation Award



Roma Patel ('15)

Roma Patel, who is on track to receive both a J.D. and a Master of Public Health degree from the University of Minnesota in 2015, won a Mayo Clinic Center for Innovation CoDE Award in August. She will receive \$50,000 in funding, access

to Mayo's enormous resources, and the services of a production team, and over the coming year she will create a video series intended to use the power of storytelling to help patients from diverse backgrounds better understand their illnesses and their health-care options.

Through the CoDE ("Connect-Design-Enable") program, Mayo invites employees to submit ideas for projects that can "transform the delivery and experience of health care." Patel, who was working as a law clerk in Mayo Clinic's legal department, pitched her idea for "patient experience narratives"—video vignettes that would candidly profile real patients dealing with such common health problems as hypertension, diabetes, arthritis, heart disease, depression—designed to play in physicians' waiting rooms. Patel's videos will not be "informational" in the stiff, talking-head, easy-to-ignore style of much doctor's-office programming. Rather, they are intended to be involving, empathic, driven by the power of personal narrative to, in Patel's words, "help patients from a wide variety of demographic backgrounds feel engaged, understood, informed, and prepared to successfully manage their health."

"I have one year to guide the project from an idea into a real thing," Patel said. "I'll be doing this while completing my last year of law school and my master's degree, so it will be a little crazy but absolutely worth the lack of sleep and a social life. This is a chance to do something that will impact a wide number of patients."

## Christopher Ortega ('16) Named Zelle Hofmann Diversity in Law Scholarship Recipient

In August, the law firm of Zelle Hofmann Voelbel & Mason named Christopher Ortega ('16) the recipient of the firm's Diversity in Law Scholarship for 2014.



Christopher Ortega ('16)

Ortega will receive a scholarship to be applied toward his law school tuition, fees, and textbooks and will be assigned a mentor at the firm for his remaining law school career.

Ortega is a second-year student at the Law School, where he is a staff writer for the *ABA Journal of Labor and Employment Law*,

treasurer of the Latino Law Student Association, and vice president of the Saint Thomas More Society. He is also a Certified Student Attorney, which gives him the opportunity to represent clients in district court through a competitive public interest clerkship offered by the Minnesota Justice Foundation.

Ortega, who has a background in teaching and advocating for at-risk minority students, is a Mexican-American who overcame generational poverty in Southern California. "I am honored to be the recipient of the Zelle Hofmann Diversity in Law Scholarship," he said. "Attending law school comes with financial pressures, and my family has made great sacrifices for me to get here. I recognize the significance of this

scholarship, because only a few with my background get this kind of opportunity."

Ortega was student body president at Vanguard University in Costa Mesa, Calif., where he earned a bachelor's degree in history and political science and a master's degree in education. After receiving his undergraduate degree, he taught government and U.S. history at high schools in Southern California. Following his master's program, he served as a U.S. Peace Corps volunteer in Nicaragua.

Zelle Hofmann Voelbel & Mason is a national litigation and dispute resolution law firm with offices in Boston, Dallas, London, Minneapolis, San Francisco, and Washington, D.C., and an affiliate office in Beijing. ■



## STUDENTS: Learn Valuable Leadership Skills from the Experts JANUARY 14-15

Leadership experts including Nate Perez, author of *The 20-Minute Networking Meeting*, and Michael Gold, Jazz Impact founder, will be part of an entertaining and valuable University of Minnesota Law School Leadership Foundations two-day program this January. The program will be offered all day Wednesday and Thursday, January 14 and 15, 2015, at no charge with meals provided. There will also be a social gathering with attorneys and community leaders on Wednesday evening. To find out more about the program and certificate of completion, or to RSVP, go to [law.umn.edu/corporateinstitute/leadership-foundations.html](http://law.umn.edu/corporateinstitute/leadership-foundations.html).

### SAVE THE DATES 2015

#### > MINNESOTA JOURNAL OF INTERNATIONAL LAW 2015 SYMPOSIUM

*International Law and the Internet: Data Security, Privacy, and Freedom of Speech*

February 10, 2015  
9 a.m. - 5 p.m.  
Lockhart Hall (Room 25)

#### > TORT

*Walt Mondale's Froze-In*

April 17 and 18, 2015  
7 p.m.  
Pantages Theatre, Minneapolis

### STUDENT ORGANIZATIONS

#### NEW

- > Voices of Immigration Student Association
- > Critical Legal Studies Reading Group
- > Patent Masters
- > Student Bankruptcy Association

#### RE-STARTED

- > National Lawyers Guild
- > Student Animal Legal Defense Fund

# Alumni Perspective



## ALUMNI PROFILES



### DAVID R. BRINK

Class of 1947

David Brink was born to storytellers: Raymond, a math professor who spun bedtime tales of a good-hearted monster, and Carol Ryrie Brink, author of 1936 Newbery Medal winner *Caddie Woodlawn*. So it's no surprise that he sought a combined arts and law degree when enrolling in the Law School in 1939.

Unfortunately, World War II Navy cryptology service intervened. He returned to Minnesota to collect his J.D. in 1947, but the arts had to wait.

Brink considered teaching until a favorite law professor, Bill Prosser ('28), suggested he try what is now Dorsey & Whitney.

"Even if I decided to teach, I figured some practice would be good for me. Thirty days later, I thought, 'This practice is the life!' I was scared all the time that I was going to be fired, but I loved it," says Brink, who stayed for 43 years. Assigned to trusts and estates, he worked for Harry Blackmun, then took the helm of that department after Blackmun was appointed to the 8th U.S. Circuit Court of Appeals (he later became Blackmun's personal lawyer). Brink also taught continuing education classes and became president of the

Hennepin County Bar Association, Minnesota State Bar Association, and American Bar Association.

"I tried to stand for reform and the public interest in my professional life, and especially my bar-related life," he says. He spent his 1981-82 ABA term crisscrossing the country, rallying opposition to congressional conservatives' efforts to limit court jurisdiction in issues such as civil rights, school busing, and abortion. "It was a big fight. They tried hard and came pretty close." He also helped the ABA devise programs for developing countries seeking justice and democracy.

Brink remains active as retired partner, bar association member, and board member for Lawyers Concerned For Lawyers, where he also "helps in the trenches." He fell in love with poetry at age 87 and proceeded to teach poetry courses,

**1** Matthew Webster ('11) and Pe Goromou, whom Matthew represented in an asylum case as a student attorney with the Immigration and Human Rights Clinic.

**2** Kenneth Corey-Edstrom ('83) and Yi-Ping Chang ('16) at the Multicultural Student Welcome Reception in September

**3** Julie Ritz-Schlaifer ('89), Lisa Elliott ('89), and Daniel Guerrero ('89) enjoying Spring Alumni Weekend in April

**4** Kevin Qian ('92), Suya Yang and Justice Ruth Bader Ginsburg during Ginsburg's visit to the Law School in September

**5** Michele Garnett-McKenzie ('96) participates in the Center for New Americans' launch event panel in September.

**6** Justice Paul Anderson ('68) talks to students after delivering the Bearmon Lecture to 1Ls in September.



launch the Poetry Club of Edina, and write enough poems to fill the volumes he hopes to publish.

At 95, Brink says he still has 51% of his marbles—most days. Though he's "disturbed by the Supreme Court's present complexion" and wishes today's lawyers were less competitive and more collegial, "I think the profession is in pretty good shape," he says. "Our system is still the best there is."

**REGINALD D. STEER**  
Class of 1969

"I wanted to be a corporate lawyer, involved in deals, securities, things like that. I was far too shy ever to imagine standing up in front of a jury. But the U.S. Army decided my career path should change," says Reginald Steer. Drafted during law school at the height of the Vietnam War, he was a judge advocate general (JAG) officer serving in Korea when he faced his first jury trial, a murder defense case.

"If you can do that, you can try just about anything," he says. And he did: assault, black marketeering, drug



crimes. But criminal defense wasn't his destiny. Back in civilian life, he signed on for nearly three decades with the San Francisco firm of Pillsbury, Madison & Sutro (now Pillsbury Winthrop Shaw Pittman), where he litigated cases ranging from unfair competition to intellectual property disputes. Now senior partner at the San Francisco office of Akin Gump Strauss Hauer & Feld, he still likes going to trial.

"I most enjoy developing antitrust cases," he says. "The antitrust bar quality is high on both plaintiff and defense sides, and the intellectual

challenge is there. You learn about different industries, and I find that fascinating."

His legal life is not confined to courtrooms, however. He mentors young lawyers, teaches trial skills, and devotes considerable time to pro bono activities, including serving on the board of an organization that provides legal services for immigrants. A former director of the San Francisco Parks Trust, he serves on the board of the San Francisco Museum and Historical Society, charged with restoring and establishing a museum in a classic Greek revival building that survived the 1906 earthquake.

"The most important course I took in law school was Robert Levy's divorce counseling seminar, which was like group therapy. He taught participants a lot about being honest with themselves, learning to face their strengths and weaknesses," says Steer. Those lessons are valuable when nonprofit boards become contentious because well-meaning individuals advocate for different interests.

“Finding a way to accommodate them can be a challenge,” he says.

He credits law school for his track record. “When I started at Pillsbury, Madison and saw all those Harvard and Stanford grads, I thought my chances for success would be very limited. But it didn’t turn out that way. My training equipped me superbly for success at an excellent, demanding law firm, and for criminal courts-martial. Minnesota doesn’t get the recognition it deserves.”



### LYNN ROBERSION

Class of 1979

Lynn Roberson explains her success as a litigator simply: “It was the only job I ever had that I liked. It’s always challenging, rarely dull, and I’m good at it.”

Raised in an Air Force family, Roberson flitted from Texas to Hawaii and other bases before landing at the University of Maryland to earn a psychology B.A., then from one ill-fitting job to another before landing in law school. She was working in Robins, Kaplan, Miller & Ciresi’s Atlanta office when she met her future husband while studying for the Georgia bar. For him, moving to her firm’s frostbitten home base wasn’t an option.

“I’ve been stuck here for 30 years,” chuckles Roberson. She knew what kind of job she wanted when she applied to the Atlanta firm Swift, Currie, McGhee & Hiers in 1984, but she wasn’t sure she’d get it. “I’m a pushy broad, not a shy, retiring violet. Sometimes guys have issues with that.” But Swift Currie turned out to be “a Southern gentleman’s law firm—the good part, not the bad part.” The firm is comprised of

family-oriented, highly ethical colleagues she really likes.

She also likes defending premises liability and personal injury cases. “I like the logic of the law, even though a lot of times it doesn’t make sense. I like investigating, digging for information. I like winning. And I like cases where you think the plaintiff is a fraud or exaggerator or crazy person, and you persuade the jury that the story the plaintiff is trying to sell isn’t something they should buy.”

She describes an alleged-rape case where forensic evidence contradicted the purported victim’s story. Five days of trial were nerve-racking, but Roberson’s side won. “The jury was out for 14 minutes,” she recalls. “That was a lot of fun.”

Roberson also prevails in many volunteer leadership roles. As president of the Atlanta Bar Association, she challenged the organization to support the marriage equality amicus briefs before the U.S. Supreme Court. Members voted unanimously to do so, making theirs the only mainstream bar association outside California to sign on. Roberson’s advocacy earned her the Conspicuous Service to the Stonewall Community Award in 2013.

“I didn’t feel particularly courageous doing it, but it would have been cowardly not to,” she says. “I didn’t want to be on the wrong side of history.”

### TONI HALLEEN

Class of 1988

Toni Halleen’s career arc emanated from an unlikely source: the *Smother Brothers Comedy Hour*. At age 9, the daughter of a minister dad and artist/feminist mom was transfixed by how the TV duo used music and comedy to soften the edges of social and political issues and capture the hearts of people whose minds had been made up. She played her guitar, practiced jokes, and set off for Mount Holyoke, the nation’s oldest women’s college, where studying the politics of patriarchy piqued her sense of justice and equality.

“I found out that married women in some states could not own



property. It was 1980. I was horrified,” she says. “I needed to go to law school to figure that out.”

Employment law became her cause. She joined the law firm of Briggs and Morgan, then moved to ADC Telecommunications as in-house counsel. “Going from a large firm where everyone supported the lawyers to a corporation where lawyers supported everyone else was a real eye-opener. But it was fun for me, because it was creative problem-solving with economy and efficiency in mind.”

She embraced that creativity until the economy tanked, and overseeing waves of layoffs became “pure pain. But that’s when the musical landed in my soul.” Flexible legal work at The General Counsel Ltd. allowed her time to write *Soulless, Bloodsucking Lawyers: A Musical*, the 2003 Minnesota Fringe Festival’s best-selling show. She also launched Fun with Law, developing seminars that help lawyers polish communication and client service skills—and lighten up.

“I believe that strength comes from combining opposites,” says Halleen. “It’s the Smother Brothers—combining serious intellect and difficult problems with comedy and music.”

In 2008, defense lawyer Halleen met plaintiff’s lawyer (and classmate) Lawrence Schaefer (’88) at an employment law conference. The two married and joined forces at his 10-attorney firm, now Schaefer Halleen LLC. Opposites coming together, she notes. “I came in to run the business side, but it became more and more apparent that our perspectives complemented each other.”

She’s having fun again—coaching plaintiffs, promoting workshops, and

writing a novel as part of the Loft Literary Center mentorship program. All of which rely on her J.D.

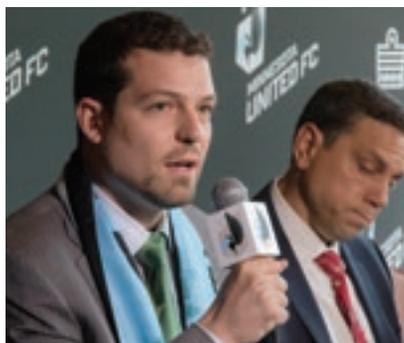
“You can do anything with a law degree—you just may not know it at the time,” she says. “I’m a great example. I just kept saying yes.”

### NICK ROGERS

Class of 2008

The road from accounting to soccer—through law school—involved lots of “zigging and zagging. It was not a straight line,” says Nick Rogers, who was named president of the Minnesota United soccer team in January 2013.

Rogers knew after earning an accounting B.A. at the University of Maryland that finance wasn’t his passion. Law school promised more opportunity; he applied to nine. “I’d always been a reader, an arguer, someone who appreciated the power of words,” he says. He’d never been to Minnesota when he was accepted by the Law School; he figured he’d return to the East Coast after graduating. He practiced for nearly five years at Gaskins Bennett Birrell Schupp in Minneapolis and the Washington, D.C. office of Winston



& Strawn. But commercial litigation didn’t thrill him, and “the grind of billable hours began to wear on me,” he says.

Meanwhile, a “full-blown obsession” took hold in off hours. During law school, he’d fallen out of love with injury-riddled American football, which he’d played in high school. “When that mental real estate opened up, soccer moved in,” he says. When his wife mentioned that her friend’s father, North American Soccer League president David Downs, wanted to sell the league’s Minnesota franchise, he was ready.

Rogers persuaded his father-in-law, former UnitedHealth Group CEO and philanthropist Dr. Bill McGuire, to buy the team. Rogers helped

broker the deal and took over the front office, building staff from 4 to about 35 and using wisdom gained from every previous zig and zag.

“Legal education teaches you a lot about process, procedure, dispute resolution and management. There’s a lot of fun stuff—negotiating deals with players, drafting contracts, reviewing sponsorship agreements. But the most important part is issue-spotting, knowing when I need to call in outside counsel,” he says.

He’s not getting rich, but building something new is fun. “Pro sports is not the most lucrative career a person can pursue, even as an athlete. It’s a passion project,” he says. Game attendance was only 1,000 to 1,500 when he started, and only two to three percent of adults even knew pro soccer existed in the Twin Cities market.

“This year we’re seeing 5,000 to 6,000 people at games. That’s a huge increase in attendance and visibility,” he says. “If you’re a pro soccer fan, this is the club you’ve been waiting for.”

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By Cathy Madison, a freelance writer and editor based in the Twin Cities

## ALUMNI NEWS AND AWARDS

### Michael W. Unger ('81) Chosen President-Elect of the Minnesota State Bar Association



Michael W. Unger ('81) became president-elect of the Minnesota

State Bar Association (MSBA) on July 1 and will serve in that role throughout the association’s 2014-15 bar year. The office puts Unger on track to become the MSBA’s president during the 2015-16 bar year. Unger had been serving as MSBA secretary since July 2012.

Unger is a personal injury lawyer with Unger Law Office in Minneapolis. He is an MSBA-certified civil trial specialist who was honored in 2009 with the organization’s Professional Excellence Award for his representation of a victim of the I-35W bridge collapse.

Unger is a past president of the Minnesota Justice Foundation, the

Academy of Certified Trial Lawyers of Minnesota, the Hennepin County Bar Association, and the Hennepin County Bar Foundation. He has also served on the board of directors of the Minnesota Trial Lawyers Association and the Minnesota Association for Justice. He has received the President’s Award from the Hennepin County Bar Foundation for his dedicated volunteer service, and in 2011 *Minnesota Lawyer* magazine selected him for its Outstanding Service to the Profession Award for his help in creating the nonprofit legal referral service Call For Justice.

## ALUMNI NEWS AND AWARDS

### Thomas H. Frieberg ('88) Takes Office as President of State Bar of South Dakota



Thomas H. Frieberg ('88) was installed as president of the State Bar of South Dakota in August. He had previously served four 3-year terms on the group's Board of Bar Commissioners.

Frieberg graduated cum laude from the University of South Dakota in 1985. He is a fourth-generation lawyer and a partner in the firm of Frieberg, Nelson & Ask, which has offices in Beresford, Canton, and Lennox, S.D. Frieberg's practice includes wills, trusts, estate planning and probate; real estate, banking, and taxation; public entity representation; general civil litigation, and family law. He is the attorney for the city of Beresford and the Beresford School District.

During his year in office, Frieberg said, he plans to focus on "the duty of lawyers to engage in public service, including volunteerism, serving in public office, and other opportunities to better the communities in which we live." He also plans to undertake a review of how underprivileged citizens receive legal services in the state, and to strengthen Project Rural Practice, which aims to keep lawyers working in rural areas.

### Jonathan O. Steen ('92) Elected President of Tennessee Bar Association

Jonathan O. Steen ('92) was elected the 135th president of the Tennessee Bar Association (TBA), which he has served in various capacities for



more than a decade. He took office June 13.

Steen received his bachelor's degree cum laude from St. Olaf College in Northfield, Minn., and graduated cum laude from the Law School as well. He is a shareholder with the Jackson, Tenn., firm of Redding, Steen & Staton—which he cofounded in 2006—where he focuses primarily on civil litigation, with an emphasis on medical malpractice, professional malpractice, and products and premises liability defense.

Among the items on Steen's presidential agenda, he said, is promoting medical-legal partnerships, whereby "medical care providers and people who deliver legal services work together in ways that positively affect the health of the citizens of the state." Steen credits the Law School with providing "a solid educational foundation to practice law," citing his time working with the Minnesota Justice Foundation (MJF) as particularly important. "My involvement with the MJF local board instilled in me a continuing desire to do public service and service to the profession," he said.

### Lauren Beach ('12) Named One of "Ten Outstanding Young Americans" by U.S. Jaycees

It may be the only honor shared by Elvis Presley, John F. Kennedy, and Richard Nixon—not to mention Bill Clinton, Orson Welles, Dick Cheney, and Susan Butcher. Now Lauren Beach ('12) has joined this distinguished and eclectic group, having



been named in April to the United States Junior Chamber's 2014 list of the 10 men and women under age 40 "who best exemplify the highest attributes of the nation's emerging generation."

"Since the beginning of the Ten Outstanding Young Americans program, the U.S. Jaycees have recognized young men and women who are truly dedicated to the world around them," said Fay Poissant, president. "Each class of winners represents the best of the best in a variety of categories, but they are all bound by one common belief: that service to humanity is the best work of life."

As a student in the University of Minnesota's Joint Degree Program in Law, Health, and the Life Sciences, Beach earned a J.D. with a health law and bioethics concentration while simultaneously working in Dr. Louis Mansky's lab, investigating HIV drug development and resistance and the molecular evolution of retroviruses. Mansky, who heads the University's Institute for Molecular Virology, was Beach's Ph.D. advisor; she wrote her thesis on how anti-cancer drugs previously unknown to have anti-viral activity can also inhibit HIV replication, and received her doctorate in July. While at the University, Beach served as director or board member for four HIV- and LGBT-related nonprofit organizations in the Twin Cities. She is currently an HIVCorps Fellow at the Centre for Infectious Disease Research in Zambia.

"Winning this award reflects the excellent academic and leadership training I received from the

University of Minnesota,” Beach said. “It also reflects the support LGBTQIA and bisexual communities and organizations have given me, locally and nationally. I am extremely thankful to the key mentors in my life who have helped me succeed.”

### William Schumacher ('14) Wins Distinguished Student Award from the American College of Bankruptcy



Near the end of his 3L year, William Schumacher ('14) was named to the American College of Bankruptcy (ACB) list of Distinguished Law Students for 2014—one of just five selected nationally.

To be considered for this distinction, a student must be nominated by an ACB fellow or a law school professor or dean. Candidates must

have outstanding academic credentials and a demonstrated interest in bankruptcy law. In choosing its honorees, the ACB considers the nominated students' writing as well as further letters of recommendation. Within the ACB, there is a council for each federal judicial circuit; these councils make the final selections, and only one student is chosen per circuit. Schumacher thus represents the Eighth Circuit. His award included an all-expense-paid trip to the ACB National Conference in Washington.

“I was very excited to be selected as the 2014 Distinguished Bankruptcy Law Student for the Eighth Circuit,” said Schumacher, who is a CPA as well as a J.D. “It was an honor to receive the award and to attend the conference—not to mention meeting many distinguished bankruptcy scholars and practitioners from around the country.”

### Toni Haraldsen ('14) Receives Mary A. McEvoy Award for Public Engagement and Leadership

In April, the University's Graduate and Professional Student Assembly chose Toni Haraldsen ('14) as a recipient of the Mary A. McEvoy



Award for Public Engagement and Leadership. This University-wide honor, given to one graduate and one professional student each year, recognizes students who have demonstrated dedication and assistance that benefit an individual, a group, or a community, or that strengthen a democratic way of life.

As a student at the Law School, Haraldsen focused on education law and policy, particularly restorative and transformative justice in schools, community-based school accountability, and anti-oppressive education. She served as student director of the Special Education Law Clinic, which represents students with disabilities and their families, and was a student articles editor on *Law and Inequality: A Journal of Theory and Practice*, a student legal writing instructor, and an admissions ambassador. ■

University of Minnesota Law School faculty members once again offer a broad range of continuing legal education opportunities during spring break.

**SUPER CLE  
WEEK XXXV**

**March 16-  
March 21,  
2015**

**SAVE THE DATE  
SUPER CLE WEEK XXXV**

**MARCH 16-21, 2015**

More information about Super CLE and other CLE events at the Law School will be available at [www.law.umn.edu/cle/index.html](http://www.law.umn.edu/cle/index.html)

# Class Notes

NEWS ABOUT YOUR CLASSMATES AND COLLEAGUES

## 1959

**Dave Durenberger**, former United States senator, presented the eighth annual Eugene J. McCarthy Lecture at the Eugene J. McCarthy Center for Public Policy & Civic Engagement at Saint John's University in Collegeville, Minn.

## 1965

**Richard Kinyon** was named partner at Shartsis Friesen in San Francisco in the family wealth planning practice group.

**Louis Reidenberg** received the 2014 Pro Bono Emeritus Award from the Legal Aid Society of Palm Beach County, Fla.

## 1967

**James Stewart** of Fryberger, Buchanan, Smith & Frederick in Duluth, Minn., was named to *The Best Lawyers in America* list for his work in the areas of tax and trusts and estate law.

## 1969



**Joseph T. Dixon Jr.** of Henson & Efron in Minneapolis was named a 2014 Minnesota Super Lawyer, finishing in the top 100 overall. He was also recognized by *The Best Lawyers in America* for his work in commercial litigation and bet-the-company litigation.

**William Johnstone Jr.** was appointed by Governor Steve Bullock to the Montana University System Board of Regents.



**Robert Weinstine** of Winthrop & Weinstine in Minneapolis was recognized by *Chambers USA* as a leader in the field in general commercial litigation. He

was also recognized by *The Best Lawyers in America* for his work in commercial litigation and bet-the-company litigation.

## 1970



**Robert P. Abdo** was elected to the board of directors of the Lommen Abdo Law Firm in Minneapolis.

## 1971

**William F. Forsyth** of Henson & Efron in Minneapolis was named a 2014 Minnesota Super Lawyer. He was also recognized by *The Best Lawyers in America* for his work in family law.

## 1972

**James Erickson** was recognized by *The Best Lawyers in America* for his work in personal injury law. He also appeared recently on NBC's *Dateline* and CBS's *48 Hours*, speaking about his involvement with murder cases on the Caribbean island of Tortola.

**Denis Grande** of DeWitt Mackall Crouse & Moore in Minneapolis was named a 2014 Minnesota Super Lawyer.

## 1973



**Alan C. Eidsness** of Henson & Efron in Minneapolis was recognized by *The Best Lawyers in America* for his work in family law and family law mediation. He was also named a 2014 Minnesota Super Lawyer.

## 1974

**Thomas J. Moore** joined Mayer Brown in Houston as a partner in the firm's corporate and securities and oil and gas practice groups.

## 1976

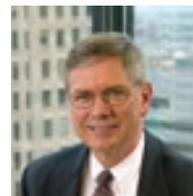
**Hart Kuller** of Winthrop & Weinstine in Minneapolis was recognized by *The Best Lawyers in America* for his work in bankruptcy and creditor debtor rights and insolvency and reorganization law.

## 1979

**Todd Johnson** merged his firm, the Johnson Law Group, with Hellmuth & Johnson in Minneapolis. He will continue to focus on commercial litigation.

**Kevin H. Roche** was appointed to the board of directors of Uroplasty Inc., where he will chair the nominating committee and serve as a member of the audit committee.

## 1980



**Keith J. Broady** was elected president of the Lommen Abdo Law Firm in Minneapolis.

## 1981

**Robert Due** of DeWitt Mackall Crouse & Moore in Minneapolis was named a 2014 Minnesota Super Lawyer.



**Jon Hoganson** of Winthrop & Weinstine in Minneapolis was selected by *Chambers USA* as a leader in the field in real estate law. He was also recognized in *The Best*

*Lawyers in America* for his work in banking and finance law and real estate law.

**Ann Huntrods** of Briggs and Morgan in Minneapolis received the Distinguished Humanitarian Service Award from the Ramsey County Bar Association as part of its 2014 Law Day Awards.



**Michael Unger** of Unger Law Office in Minneapolis was elected president of the Minnesota State Bar Association for the 2015-2016 bar year.

## 1982

**Jon K. Dalager** was hired as system director for academic programs at Minnesota State Colleges & Universities in St. Paul.

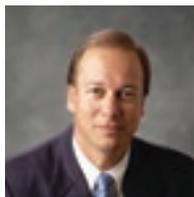
**Timothy J. Looby** was appointed by Governor Mark Dayton as a district court judge in the First Judicial District of Minnesota.

## SEND US YOUR NEWS &gt;

Your classmates and the Law School would love to know what important things are going on in your life, and we welcome your submissions for the Class Notes section of *Perspectives*. To be included in the next issue, your items must reach us by March 1, 2015. Submit your news via email at [lawalum@umn.edu](mailto:lawalum@umn.edu), or via mail to the Office of Advancement, Suite 321, University of Minnesota Law School, 229 19th Ave. S., Minneapolis, MN 55455. We look forward to hearing from you, and thanks for keeping in touch!

**Todd Urness** of Winthrop & Weinstine in Minneapolis was recognized by *The Best Lawyers in America* for his work in tax law.

## 1984



**Timothy Barnett** of Winthrop & Weinstine in Minneapolis was recognized by *Chambers USA* as a leader in the field in corporate law.

**Kathryn A. Graves** of Henson & Efron in Minneapolis was named a 2014 Minnesota Super Lawyer. She was also recognized by *The Best Lawyers in America* for her work in family law.

**Paul Kilgore** of Fryberger, Buchanan, Smith & Frederick in Duluth, Minn., was recognized by *The Best Lawyers in America* for his work in real estate litigation and real estate law.

**Keir R. Johnson** was hired as director of the Minnesota Masonic Heritage Center in Bloomington, Minn.

## 1985

**Jeffrey Ansel** of Winthrop & Weinstine in Minneapolis was recognized by *The Best Lawyers in America* for his work in arbitration, commercial litigation, real estate litigation, banking and finance litigation, and mediation.

**Gregory Brooker**, Assistant United States Attorney and Civil Division Chief for the District of Minnesota, was elected chair of the American Bar Association's Government and Public Sector Lawyers Division.

**Christina L. Clark** rejoined Education Minnesota as its general counsel. In 1990, she started a 19-year tenure as an Education Minnesota staff attorney and then became executive director of the Minnesota School Employees Association.



**Derek L. Sorenson** of Quarles & Brady in Phoenix was recognized by *Chambers USA* for his work in real estate law.

## 1986



**Jon Parritz** of Maslon Edelman Borman & Brand in Minneapolis was elected to the board of directors of Sholom Community Alliance.

## 1987

**Diane B. Bratvold** was appointed by Governor Mark Dayton to serve as a district court judge for the Fourth Judicial District of Minnesota.



**Linda Usoz** joined Kilpatrick Townsend & Stockton's Silicon Valley office as a partner on the firm's labor and employment team.

## 1988

**Stephanie Ball** of Fryberger, Buchanan, Smith & Frederick in Duluth, Minn., was recognized by *The Best Lawyers in America* for her work in personal injury law.

**Thomas H. Frieberg** of Frieberg, Nelson & Ask in Beresford, S.D., was installed as president of the State Bar of South Dakota.

## 1989



**Barbara Duffy** of Lane Powell in Seattle was named one of the Top 250 Women in Litigation in Washington state for the third consecutive year.



**Dave Johnson**, former Minnesota state senator, was hired as a partner at Faegre Baker Daniels in Minneapolis in the government relations practice group.

**Grant C. Killoran** of O'Neil, Cannon, Hollman, DeJong & Laing in Milwaukee was recognized by *The Best Lawyers in America* for his work in health care litigation.

**Mary F. Moriarty** was named chief public defender for the Fourth Judicial District of Minnesota.

**Thomas Walker** of Winthrop & Weinstine in Minneapolis was recognized by *The Best Lawyers in America* for his work in employee benefits law.

**Patrick Weber** of Winthrop & Weinstine in Minneapolis was recognized by *The Best Lawyers in America* for his work in banking and finance law.

## 1990

**Michael Dicke** joined Fenwick & West in San Francisco as a partner in its securities litigation practice.

## 1991

**Christopher Kay** was named senior vice president and chief innovation officer at Humana Inc.

## 1992



**Woodrow Woojin Byun** was elected district counsel for Rotary International's District 5950 and recently published a book entitled *My Rotary Journey*. He

plans to donate the proceeds from the book to Rotary Foundation and local Rotary projects.

**Jonathan Steen** of Redding, Steen & Staton in Jackson, Tenn., was elected the 135th president of the Tennessee Bar Association.

**Kent Sulem** of the Minnesota Association of Townships received a 2014 Leaders in Public Policy award in the Local Government of the Year category from *Politics in Minnesota* and the *Capitol Report*.

## 1993



**Tiffany Blofield** of Winthrop & Weinstine in Minneapolis has been named a North Star Lawyer by the Minnesota State Bar Association for donating more than 50

hours of pro bono legal services in 2013.

CONT &gt;

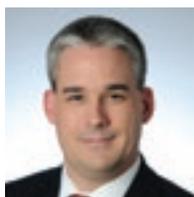
## Class Notes

&lt; CONT

**Andrew Friedman** joined Butzel Long in Washington, D.C., as a shareholder.



**Scott A. Neilson** of Henson & Efron in Minneapolis was named a 2014 Minnesota Super Lawyer.



**William Stock** of Klasko, Rulon, Stock & Seltzer in Philadelphia was elected first vice president of the American Immigration Lawyers Association for the 2014-2015 term.

## 1995



**Phillip Hom** joined Windels Marx in New York City as special counsel. He focuses on transportation law.

## 1996

**Hilary L. Caligiuri** was appointed by Governor Mark Dayton to serve as a district court judge in the Fourth Judicial District of Minnesota.

**C. David Flower** joined The General Counsel Ltd. in Minneapolis as principal attorney. He is also the senior litigation counsel for Imation Corp.

## 1997

**John Bursch** of Warner Norcross & Judd in Grand Rapids, Mich., was a contributor to the new *Michigan Appellate Handbook*.

**Stacy Doepner-Hove**, program director in the Center for HR & Labor Studies at the University of Minnesota's Carlson School of Management, received a 2014 Leaders in Public Policy award in the *Unsung Hero* category from *Politics in Minnesota* and the *Capitol Report*. She is in her fourth and final year as president of the League of Women Voters Minnesota.

**Kathleen Knutson Edmond** joined Robins, Kaplan, Miller & Ciresi in Minneapolis as of counsel with the business litigation group. She was formerly the chief ethics officer at Best Buy.

## 1999

**Philip Forsang Ndikum** of Ndikum Law Offices in Cameroon published a comprehensive book on international aviation law entitled *Encyclopaedia of International Aviation Law*.

## 2000



**Adam Gislason** joined the Lommen Abdo Law Firm in Minneapolis as part of its entertainment law and litigation teams.

**Benjamin W. Johnson** joined Barnes & Thornburg in Minneapolis as a partner in the governmental services and finance department.

**Shanna Strowbridge** joined CSM, a real estate investment company, as associate general counsel.

## 2001

**Robert Bell**, professor at the College of Saint Benedict and Saint John's University, published a book entitled *Un Moving Four Ward: Tales and Tips for Keeping Perspective Despite Life's Challenges*.

## 2002

**Koray Bulut** joined Greenberg Traurig in San Francisco as a shareholder practicing in the firm's labor and employment group.

## 2003



**Court J. Anderson** of Henson & Efron in Minneapolis was selected as a 2014 Minnesota Rising Star by *Super Lawyers* magazine.

**Susan E. Reed**, supervising attorney at the Michigan Immigrant Rights Center, was selected to be a W.K. Kellogg Foundation Community Leadership Network fellow.

**Amy Salmela** of Patterson Thuent in Minneapolis is a finalist for the Champion Award as part of *Minnesota Business* magazine's 2014 Leaders in Health Care Awards.

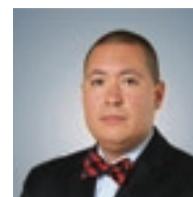
## 2004



**Jaime Driggs** of Henson & Efron in Minneapolis was selected as a 2014 Minnesota Rising Star by *Super Lawyers* magazine.

**Kate Jaycox** of Robins, Kaplan, Miller & Ciresi in Minneapolis was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

**Jessica Kwak Rauckman** of Shumaker & Sieffert in St. Paul was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.



**Steven Reeves** of Faegre Baker Daniels in Minneapolis was recognized by the *Minneapolis/St. Paul Business Journal* as an exceptional minority business leader for his outstanding contributions to the Twin Cities business community.

**Aleava Sayre** of Stinson Leonard Street in Minneapolis was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

## 2005

**Maribeth M. Klein** joined Snell & Wilmer in Phoenix. She will focus on environmental and natural resource law and environmental litigation.



**Ryan Miske** of Faegre Baker Daniels in Minneapolis was named to the *Minneapolis/St. Paul Business Journal's* 2014 40 Under 40 list.

**Margaux C. Soeffker** of Terzich & Ort in Maple Grove, Minn., was named a *Super Lawyers* 2014 Rising Star.

**Mandy K. Tuong** joined the InFaith Community Foundation in Minneapolis as the senior director of donor services and general counsel.

## 2006



**Adam J. Langino** of Cohen Milstein Sellers & Toll in Palm Beach Gardens, Fla., was named an "up-and-comer" in the 2014 edition of *Florida Trend* magazine's Florida Legal Elite. Langino was also appointed ex officio trustee of the Pound Civil Justice Institute and elected as an at-large director on the 2014-2015 Young Lawyers Board of the Florida Justice Association.

**Laurence J. Reszetar** is now the director of foreign direct investment at the Minnesota Trade Office.



**Holly Stocker** of Winthrop & Weinstine in Minneapolis was named a North Star Lawyer by the Minnesota State Bar Association for donating more than 50 hours of pro bono legal services in 2013. Stocker also was appointed to serve a two-year term on the board of directors for Habitat for Humanity of Minnesota.

**Chang Wang** of Thomson Reuters in Eagan, Minn., has written the first bilingual textbook of legal research in American law to be published in China. Chang dedicated the book to the University of Minnesota Law School.

## 2007



**Andrew Borene** of Washington, D.C., edited two recently released ABA international law books on international human rights and humanitarian law. He is also an adjunct

professorial lecturer at American University, director of national security solutions at Nuance Communications Inc., and a counselor at Steptoe & Johnson.

**Lindsey Day** joined Gray Plant Mooty in Minneapolis as an associate. She focuses on corporate law and business counseling.



**Michelle Dawson** of Winthrop & Weinstine in Minneapolis was named a North Star Lawyer by the Minnesota State Bar Association for donating more than 50 hours of pro

bono legal services in 2013.

**Molly Jean Given** of Bowman and Brooke in Minneapolis was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

**Nathan N. LaCoursiere** of the city attorney's office in Duluth, Minn., was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

**David E. Nardolillo** of O'Connell & Aronowitz in Albany, N.Y., was named a *Super Lawyers* 2014 Rising Star.



**Rebecca Schafer** joined the Louisville, Ky., office of Reminger Co. She focuses on civil defense of professionals and corporations.

## 2008

**Matthew Bialick** joined Hellmuth & Johnson in Minneapolis, where he will be working on commercial and banking law matters.

**Bryan R. Browning** of Bassford Remele in Minneapolis was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

**Daniel J. Buechler** was appointed general counsel and secretary of Silver Bay Realty Trust Corp.

**Andrew Gordon** of the Legal Rights Center in Minneapolis was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

**Nicole Mazzocco** of the U.S. Attorney's Office in Grand Rapids, Mich., was a contributor to the new *Michigan Appellate Handbook*.

**Nore Sanstad** was awarded the 2014 Volunteer Attorney of the Year Award by the northeast Minnesota-based Volunteer Attorney Program in recognition of her more than 300 hours of pro bono services. She also joined the St. Louis County (Minn.) Attorney's Office as an assistant county attorney handling tax, real estate, forfeiture, and related property matters.

## 2009



**Lisa von Biela** released her third book, a novella entitled *Ash and Bone*, in May 2014, and is set to release two more books in January and June of 2015.



**John McIntire** joined Faegre Baker Daniels in Minneapolis as an associate in the intellectual property practice group.

## 2011

**Mikka Gee Conway** was hired as assistant general counsel at the J. Paul Getty Trust in Los Angeles.



**Kassandra Galindo** rejoined the corporate group in the Minneapolis office of Faegre Baker Daniels.



**Cicely R. Miltich** joined Faegre Baker Daniels in Minneapolis as an associate in the business litigation practice group.

**Michael Norton** was hired as vice president of business development at Houlihan Capital in Chicago.



**Ann Steingraeber** of Winthrop & Weinstine in Minneapolis was named a North Star Lawyer by the Minnesota State Bar Association for donating more than 50 hours of

pro bono legal services in 2013.

## 2012



**Reece M. Almond** joined Davenport Evans in Sioux Falls, S.D., as an associate attorney.

**Lauren Beach** of Portage, Mich., was recognized by the U. S. Junior Chamber (the Jaycees) as one of Ten Outstanding Young Americans for 2014. The award recognizes rising stars in the fields of politics, science, entertainment, sports, military service, business, and human improvement.



**Adam J. Hoskins** joined Faegre Baker Daniels in Minneapolis as an associate in the business litigation practice group.

**Lariss Jude** of Faegre Baker Daniels in Minneapolis was named one of *Minnesota Lawyer's* 2014 Up & Coming Attorneys.

# Class Notes

&lt; CONT

**Allan Williams** of Husch Blackwell in Omaha, Neb., authored "The Winds of Change: How Nebraska Law has Stalled the Development of Wind Energy and What Can be Done to Spur Growth," an article appearing in volume 47, issue 3 of the *Creighton Law Review*.

## 2013

**Cody R. Cooper** started his own firm, Cooper Law, in Wishek, N.D.



**Staci L. Perdue** joined Faegre Baker Daniels in Minneapolis as an associate in the business litigation practice group.



**Emily K. Puchalski** joined Faegre Baker Daniels in Minneapolis as an associate in the business litigation practice group.



**Jason Reed** joined Maslon Edelman Borman & Brand in Minneapolis as an associate in the financial services group.



**Jessica L. Ringgenberg** joined Arthur, Chapman, Kettering, Smetak & Pikala in Minneapolis as an associate focusing on workers' compensation.

**Alicia J. Smith** joined Arthur, Chapman, Kettering, Smetak & Pikala in Minneapolis as an associate focusing on workers' compensation.

## 2014

**Melissa M. Card** joined Clark Hill in Detroit as an associate in the litigation practice group.

**Matt M. Little** joined Sieben Edmunds in Mendota Heights, Minn., as an attorney.

## UPCOMING ALUMNI EVENTS

Keep an eye out for our monthly digest email providing up-to-date information regarding volunteer opportunities and alumni events, or visit <http://community.law.umn.edu>.

- > **WASHINGTON, D.C., ALUMNI EVENT WITH PROF. MARK KAPPELHOFF, INTERIM DEPUTY ASSISTANT ATTORNEY GENERAL FOR THE CIVIL RIGHTS DIVISION**  
December 3, 2014
- > **UNIVERSITY OF MINNESOTA CHICAGO WINTER SOCIAL**  
December 16, 2014
- > **RECENT GRADUATE AND CURRENT STUDENT NETWORKING RECEPTION AND HAPPY HOUR**  
Winter 2015
- > **TORT PRE-SHOW ALUMNI RECEPTION**  
April 18, 2015
- > **SPRING ALUMNI WEEKEND**  
April 24–25, 2015



## SEPTEMBER 17, 2014 RECENT GRADUATE AND STUDENT NETWORKING RECEPTION

About 80 alumni from the classes of 2005–2014 and current law students attended a networking reception and happy hour at Amsterdam Bar and Hall in downtown St. Paul on September 17, 2014. The event was hosted by recent graduates Zachary Brennan DesAutels ('11), Anne Fuchs ('12), Andrew Hart ('13), Holly Miller ('13), and Laura Vannelli ('11), and current student Kim VandenAkker ('16).

- 1 Holly Miller ('13), Kim VandenAkker ('16), Mark Rosenfeld ('16), Chelsey Abrahamson, Kyle Hardwick ('13)
- 2 Alumni and students enjoyed the opportunity to connect and catch up in St. Paul.
- 3 Back row: Catherine Abbett ('14), James Stray ('15), Yohei Ototaka (LL.M. '15)  
Front row: Jeremy (Noble) Simpson ('14), Melba Melton ('14), George Griffiths ('15), Anna Mazig ('14)

# PARTNERS IN EXCELLENCE

## EVEN A LITTLE GIFT EACH MONTH CAN MAKE A BIG DIFFERENCE!

NEW MONTHLY GIVING OPTION ONLINE AT [WWW.GIVING.UMN.EDU/LAW](http://www.giving.umn.edu/law)

### Why should I make a recurring monthly gift to the Law School?

- » It creates larger, lasting impact. You don't have to break your budget by making a large gift all at once, but you can still increase your support by making manageable payments in an amount that's right for you. Whether your monthly gift is \$5 or \$167 (which makes you a member of our Lockhart Club), it all adds up!
- » It's green! Setting up an automatic payment that repeats each month saves on paper, postage, and other resources that the Law School could be using to improve the student experience. Plus, it cuts down the number of solicitations you receive, thereby reducing clutter in your mail and email boxes.
- » It's easy! Just go to [www.giving.umn.edu/law](http://www.giving.umn.edu/law) and enter the amount you would like to give each month, then click the box labeled "Make this a monthly gift"!

For more details about the University's monthly giving program, go to:  
<http://giving.umn.edu/monthlygifts/>



"As alumni, our support of the Law School is very important," says Gary Haugen ('74). "Through our giving we can help the school recruit and provide scholarships for outstanding students, while also continuing to enhance the academic programs. Join me today in making a gift of any amount to the *Partners in Excellence Annual Fund*."

GARY HAUGEN ('74)  
2014-15 PARTNERS IN EXCELLENCE  
NATIONAL CHAIR

YOUR SUPPORT MAKES A DIFFERENCE. PLEASE GIVE TODAY, AND BE THE LAW SCHOOL'S PARTNER IN EXCELLENCE! To make a one-time gift or to set up a recurring monthly donation, visit [www.giving.umn.edu/law](http://www.giving.umn.edu/law) or contact Dinah Zebot, Director of Alumni Relations & Annual Giving, at 612-626-8671 or [dczebot@umn.edu](mailto:dczebot@umn.edu).

SPRING ALUMNI  
WEEKEND *reconnect*  
APRIL 25–26, 2014

Spring Alumni Weekend 2014 brought a record-breaking number of alumni and friends to the Law School! New programs and events were introduced to include current students and faculty members, and favorite events from the past remained popular as alumni reconnected with the Law School community. The classes of 1964, 1969, 1974, 1979, 1984, 1989, 1994, 1999, 2004, and 2009 had special reunion events around Minneapolis. Visit [www.community.law.umn.edu/SAW](http://www.community.law.umn.edu/SAW) to view more photos from Spring Alumni Weekend 2014.



**OCTOBER 18, 2014**  
**SKI-U-MANIA PEPFEST AND HOMECOMING FOOTBALL GAME**

A group of more than 60 alumni and friends of the Law School joined the Advancement Office to celebrate the 100th year of Homecoming by cheering the Gophers to victory over Purdue at TCF Bank Stadium. Before the game, the group attended a pregame pepfest with alumni from the greater University at McNamara Alumni Center.

- 1** University of Minnesota alumni Barbara Glaser, Bruce Mooty ('80), John Mooty ('44), Chuck Mooty, and Chip Glaser
- 2** Marshall Lichty ('02) and his son, Everett
- 3** Dan Grimsrud ('03) and his kids, Teddy and Maggie

## TRIBUTE

### Russell W. Burris

JULY 2014

Russell W. Burris, who taught at the Law School for 12 years and pioneered the use of computers in legal education nationwide, died of natural causes in Minneapolis on July 7. He was 87.

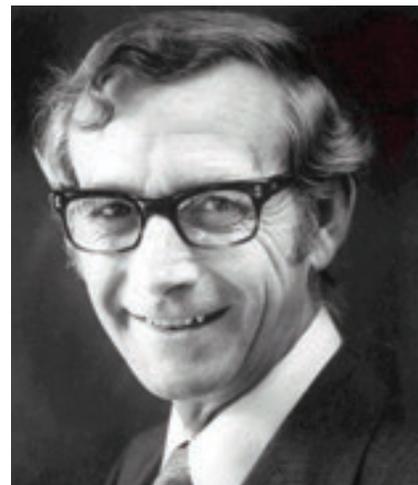
Burris grew up in Wellington, Kan. On the night he graduated from high school, he left to serve in WWII. Following the war he earned an A.B. degree at the University of Colorado, and then, after a stint teaching math in his hometown high school, he moved to Bloomington, Ind., where he received his Ph.D. from the University of Indiana in 1958. He came to the University of Minnesota as a faculty member in the Department of Psychology and Educational Psychology, and from 1966-74 he served as executive director of the University's Center for Research in Human Learning.

In 1982 Burris joined the Law School as a Professor of Law and Instructional Psychology. He immediately became a driving force in the creation of the Center for Computer-Assisted Legal Instruction (CALI),

which he founded in collaboration with Professor Donald Trautman of Harvard Law School. CALI's stated purpose, at a time when most students and scholars were still using typewriters and index cards, was to "advance law learning, teaching and research by the use of computers and related materials and devices." Within a year, 18 law schools were working with CALI. Today, CALI is a non-profit consortium of law schools that conducts applied research and offers interactive online tutorials in a wide array of legal subjects. Nearly every U.S. law school is a member of CALI.

"Long before computers were routinely used in American law schools, Russ Burris was a leader in developing computer-assisted legal instruction," said Professor Robert Stein ('61), who served as dean of the Law School during Burris's time as a professor. "CALI, the program he developed, established the University of Minnesota Law School as a leader in this new pedagogy."

Burris's other career highlights include awards from the American Psychological Association and the American College of Cardiology;



service on the editorial boards of numerous scholarly journals; and membership in such influential groups as the American Educational Research Association and the American Association of Higher Education. He retired from the Law School in 1994 and spent many years traveling with his wife, Jane, often through the Elderhostel program.

A memorial gathering for Professor Burris was held Aug. 5 at the Campus Club. ■

## IN MEMORIAM

### Class of 1933

**Walter F. Anderson**  
February 7, 2014  
Minneapolis, Minn.

### Class of 1941

**John A. Miller**  
June 25, 2014  
St. Louis Park, Minn.

### Class of 1948

**Arnold M. Bellis**  
April 30, 2014  
St. Paul, Minn.

### George P. Wetzel

September 20, 2014  
Little Falls, Minn.

### Class of 1949

**Earl F. Cheit**  
August 2, 2014  
Kensington, Calif.

### Sydney A. Gross

August 19, 2014  
Minneapolis, Minn.

### John D. Robb Jr.

July 13, 2014  
Albuquerque, N.M.

### Class of 1950

**Clifton W. Anderson**  
April 5, 2014  
Charlottesville, Va.

### Class of 1951

**Thomas G. Lovett Jr.**  
May 27, 2014  
Minneapolis, Minn.

### Class of 1952

**Richard E. Aaberg**  
July 31, 2014  
Normal, Ill.

### Robert J. Coates

April 6, 2014  
Dupont, Wash.

### Donald T. Franke

September 25, 2013  
Naples, Fla.

### Joseph E. Hamilton

May 20, 2014  
Minnetonka, Minn.

### Samuel H. Hertogs

April 17, 2014  
Hastings, Minn.

### Maylon G. Muir

July 20, 2014  
Jackson, Minn.

### Class of 1953

**Rudolph V. Illgen**  
May 5, 2014  
Brooklyn Park, Minn.

## IN MEMORIAM

&lt; CONT

**Class of 1955**

**Beverly C. Durkee**  
March 31, 2014  
Edina, Minn.

**Robert L. Hoffman**

July 29, 2014  
Mendota Heights, Minn.

**Class of 1956**

**Robert F. Donlan**  
August 17, 2014  
St. Paul, Minn.

**Nicholas P. Eloff**

May 24, 2014  
St. Paul, Minn.

**Donald H. Lamm**

August 26, 2014  
Minneapolis, Minn.

**Robert N. Stone**

March 28, 2014  
Scottsdale, Ariz.

**Class of 1957**

**Leonard H. Bucklin**  
May 30, 2014  
Sun Lakes, Ariz.

**Stuart E. Gale**

April 2, 2014  
Bloomington, Minn.

**Class of 1958**

**Ronald C. Anderson**  
April 18, 2014  
Willmar, Minn.

**Frederic N. Brown**

May 7, 2014  
Apple Valley, Minn.

**Paul G. Sterling**

September 29, 2013  
Palm Desert, Calif.

**Class of 1959**

**Ronald C. Howard**  
June 9, 2014  
Virginia Beach, Va.

**Class of 1963**

**Thomas D. Nagel**  
September 7, 2014  
Litchfield, Minn.

**Class of 1967**

**John F. Gilsdorf**  
May 30, 2014  
Edina, Minn.

**Don A. Johnson**

August 19, 2014  
Albert Lea, Minn.

**Dennis J. Sullivan**

July 25, 2014  
St. Cloud, Minn.

**Class of 1969**

**Richard A. Newgren**  
April 27, 2014  
Bloomington, Minn.

**Class of 1971**

**Ernesto J. Romero**  
July 27, 2014  
Sandia Park, N.M.

**John P. Schmidtke**

May 31, 2014  
Fishers, Ind.

**Norman L. Yackel**

August 21, 2014  
Hayward, Wis.

**Class of 1972**

**Eldon J. Hall**  
August 11, 2014  
Ely, Minn.

**Class of 1975**

**Charles Baldonado**  
January 8, 2014  
Santa Fe, N.M.

**Class of 1978**

**Richard G. Braman**  
June 9, 2014  
Minneapolis, Minn.

**Class of 1980**

**Stephanie J. Prem**  
September 18, 2014  
Minneapolis, Minn.

**Class of 1981**

**Robert C. Kieffer**  
May 9, 2014  
Backus, Minn.

**Class of 1985**

**Alexandra Smith**  
June 19, 2014  
Dallas, Tex.

**Class of 1987**

**Kevin L. Boettcher**  
March 23, 2014  
Eagan, Minn.

**Class of 1993**

**Brian K. Roberts**  
April 22, 2014  
Washington, D.C.

**Class of 2000**

**Travis D. Stottler**  
November 26, 2013  
Forest Lake, Minn.



## SEPTEMBER 20, 2014 NEW YORK CITY DAY OF SERVICE

New York-area Law School alumni ambassadors Sitso Bediako ('08) and Lindsay Moilanen ('09) and Carlson School of Management alumni ambassador Erik Allen ('99) organized the first University of Minnesota Day of Service in the greater New York City area. Law School and Carlson School alumni participated in a forest restoration project at Van Cortlandt Park in the Bronx.

- 1 Back row: Dave Johnson ('06), Nick Rose ('10), Dana Knowlton (BSB '07), Jocelyn Brekken (MBA '08), Sam Brylski ('14), Lauren Bergstrom ('13), Rashida Adams ('14). Front row: Shaun Fernandes (BSB '12), Elena Bediako, Sitso Bediako ('08), and Jjais Forde ('10).
- 2 Law School and Carlson School alumni start their work in the forest at Van Cortlandt Park.

# Thank you, Partners at Work

Thank you to all volunteers, organizations, and firms that participated in the seventh annual Partners at Work challenge, which ended on June 30, 2014. Overall, 62% of alumni at 36 organizations made a gift to the Law School. This year, a record 11 participants achieved 100% alumni giving.

The Partners at Work challenge is a friendly competition to increase alumni giving participation at organizations that employ University of Minnesota Law School alumni.

A special thank-you to those organizations that finished at the top of each respective group: >



## GROUP 1 (UP TO 9 ALUMNI)

- Gaskins Bennett Birrell Schupp 100%
- Gibson, Dunn & Crutcher 100%
- Kaplan, Strangis and Kaplan 100%
- Monroe Moxness Berg 100%
- Schwebel, Goetz & Sieben 100%
- Zimmerman Reed 100%

## GROUP 2 (10-24 ALUMNI)

- Bassford Remele 100%
- Lind, Jensen, Sullivan & Peterson 100%
- Nilan Johnson Lewis 100%
- Merchant & Gould 83%
- Larkin Hoffman Daly & Lindgren 65%

## GROUP 3 (25+ ALUMNI)

- Maslon Edelman Borman & Brand 100%
- Oppenheimer Wolff & Donnelly 100%
- Stinson Leonard Street 76%
- Winthrop & Weinstine 73%
- Faegre Baker Daniels 70%

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## SPRING ALUMNI WEEKEND

*save the date*

APRIL 24–25, 2015



1980



1985



1970



1990



2000

### PLEASE JOIN US AS WE CELEBRATE THE LAW SCHOOL AND ITS ALUMNI DURING A WEEKEND OF ACTIVITIES FOR THE ENTIRE LAW SCHOOL COMMUNITY.

Spring Alumni Weekend is about returning to remember your years at the Law School and the friendships you built here. We hope you'll join us to celebrate and to reconnect with the Law School. We look forward to seeing you in April!

For additional information, or if you are interested in participating in the planning of your class reunion, please contact Dinah Zebot, Director of Alumni Relations & Annual Giving, at 612.626.8671 or [dczebot@umn.edu](mailto:dczebot@umn.edu)

#### FRIDAY, APRIL 24:

Alumni & Student Networking Event and All-Alumni Cocktail Reception

#### SATURDAY, APRIL 25:

Alumni Breakfast, CLE, Alumni & Faculty Luncheon at the Weisman Art Museum, and Individual Class Reunions

Special reunion events will be held for the classes of:  
**1965, 1970, 1975, 1980, 1985, 1990, 1995, 2000, 2005, AND 2010**

[WWW.COMMUNITY.LAW.UMN.EDU/SAW](http://WWW.COMMUNITY.LAW.UMN.EDU/SAW)