

Perspectives

THE MAGAZINE FOR THE UNIVERSITY OF MINNESOTA LAW SCHOOL



IN THIS ISSUE

Law in Practice Course Gives 1Ls a Jump-Start

Law School Celebrates 125 Years

Theory in Practice: Steve Befort ('74)

Alumni News, Profiles and Class Notes

125
1888-2013

UNIVERSITY OF
MINNESOTA
LAW SCHOOL

EARTH, WIND & LAWYERS

The Evolving Challenges of Environmental Law

125
1888-2013

UNIVERSITY OF
MINNESOTA
LAW SCHOOL

DEAN

David Wippman

ASSISTANT DEAN AND CHIEF OF STAFF

Nora Klaphake

DIRECTOR OF COMMUNICATIONS

Cynthia Huff

EDITOR AND WRITER

Jeff Johnson

COMMUNICATIONS ASSOCIATE

Valerie Figlmiller

DIRECTOR OF ADVANCEMENT

Michael Tompos

**DIRECTOR OF ALUMNI RELATIONS
AND ANNUAL GIVING**

Dinah C. Zebot

CONTRIBUTING WRITERS

Alex Dyste

Kathy Graves

Karen K. Hansen

Alan K. Haynes

Joan Howland

Cathy Madison

Todd Melby

Matt Norris

Nicole Smiley

Robert Stein

Andy Steiner

COVER ILLUSTRATION

Stephen Webster

PHOTOGRAPHERS

Rick Dublin

International Bar Association

Josh Kohanek

Emily Marshall

David Naylor

Tony Nelson

Tim Rummelhoff

DESIGNER

Launch Lab Creative

BOARD OF ADVISORS

James L. Chosy ('89)

William E. Drake ('66)

John F. Hartmann ('87)

Catharine F. Haukedahl ('79)

Joan D. Humes ('90)

E. Michael Johnson ('91)

Jay Kim ('88)

Lynn S. Krominga ('74)

Jeannine L. Lee ('81) (Chair)

Marshall S. Lichty ('02)

K. Thor Lundgren ('74)

Rebecca Egge Moos ('77)

Daniel W. McDonald ('85)

Cyrus A. Morton ('98)

Dennis L. T. Nguyen ('98)

David B. Potter ('80)

Roshan N. Rajkumar ('00)

The Honorable James M.
Rosenbaum ('69)

Lisa A. Rotenberg ('85)

Amy C. Seidel ('98)

Joseph P. Sullivan ('67)

The Honorable John R. Tunheim ('80)

Kevin Warren



Perspectives is a general interest magazine published in the fall and spring of the academic year for the University of Minnesota Law School community of alumni, friends, and supporters. Letters to the editor or any other communication regarding content should be sent to Cynthia Huff (huffx070@umn.edu), Director of Communications, University of Minnesota Law School, 229 19th Avenue South, 421 Mondale Hall, Minneapolis, MN 55455

The University of Minnesota shall provide equal access to and opportunity in its programs, facilities, and employment without regard to race, color, creed, religion, national origin, gender, age, marital status, disability, public assistance status, veteran status, sexual orientation, gender identity, or gender expression.

©2013 by University of Minnesota Law School

CORRECTIONS AND CLARIFICATIONS

On page 48 of our spring 2013 issue, we inadvertently ran the wrong photograph. It should have featured Justice Paul Anderson ('68) and Judge James Rosenbaum ('69), as stated in the caption. We regret the error.

CELEBRATING THE PAST, COMMITTING TO THE FUTURE



DEAN DAVID WIPPMAN

Last month, the Law School celebrated 125 years of outstanding legal education by sponsoring both academic and social activities. On Monday, September 30, A. Douglas Melamed, senior vice president and general counsel of Intel Corporation, delivered the Lockhart Lecture, “Lawyers as Conflict Engineers.” On Friday, October 4, I had the pleasure of discussing the future of legal education in a forum that also included former deans Robert A. Stein ('61), Guy Charles, and Fred Morrison. Associate Dean Joan Howland served as moderator. The week concluded with a gala dinner at the McNamara Alumni Center. I want to thank all of you who attended these events. More than 500 people joined us for the gala, and the sense of pride and celebration was palpable.

As I noted at the anniversary dinner, in 1888, the idea of establishing a law school at the University of Minnesota did not draw many adherents. The regents were warned that the time was not right and that a new law school would likely lead “a miserable, dwarfish, stunted existence.”

When the regents did agree to establish the school, it was on condition that it be financially self-sufficient. For its first 23 years, the Law School relied almost entirely on student tuition and fees. And students were hard to come by. At that time, anyone 21 or older could become a lawyer simply by passing a state examination. So the new law school had to prove its worth to a skeptical public. At the outset, anyone with a high-school education (and some without) could get in. Thirty-two students applied in 1888; 32 were admitted. All 32 enrolled, but their combined tuition totaled less than half of the dean’s salary. So Dean Pattee had to launch a night program just to break even.

Since then, the Law School has followed a long upward climb to national prominence. Today it is widely recognized as one of the country’s premier public law schools. But that upward climb has not been without setbacks.

From 1911 to 1919, the Law School’s graduating class shrank from 101 to 12, the result of World War I and the 1918 flu epidemic. During World War II, the graduating class fell from 154 in 1940 to 17 in 1944, before rebounding to 261 in 1950.

In the past few years, law school applications have plummeted across the country, and we have reduced the size of our entering classes in response. The decline in applications reflects growing concern about the continuing tight job market and the high levels of debt incurred by most law students.

Still, by almost any standard, legal education remains an outstanding investment for most students. The job market has improved, if only modestly. In time, applications will likely grow as well.

As I look to the future, I see new alliances with local organizations and businesses. As just one example, we recently announced a generous gift from the Robina Foundation to create a Center for New Americans. The center will run a federal litigation clinic, a detainee rights clinic, and an asylum clinic, in collaboration with local law firms and nonprofits. This center is the first of its kind among law schools and an example of how we are building upon our history of innovation and public service. You can read about other examples in the pages of this magazine.

The Law School’s history is one to celebrate. As we head into a new era of legal education, we will continue to build upon the strength and commitment of our alumni, faculty, students, and staff.

Best wishes for the holiday season.



David Wippman

Dean and William S. Pattee Professor of Law

Contents

>26 **EARTH, WIND & LAWYERS**

The Evolving Challenges of Environmental Law

By Cathy Madison
Illustration by Stephen Webster



>32 **THEORY AT WORK**
Stephen Befort ('74)



>34 **GIFTS TO GENERATIONS**
Robina Foundation: Pledging New Support •
Class of 1963: A 50th Reunion and a Record-
setting Class Gift • An Anonymous Donor
Gives Back



4



24



43



44



61

1 DEAN'S PERSPECTIVE

Celebrating the Past, Committing to the Future

4 AT THE LAW SCHOOL

- 4 1L Course Brings Doctrine and Theory to Life
- 7 Law Clinics Celebrate Centennial by Serving Veterans • Robina In Conversation Series Examines Ethical Implications of Brain Science
- 8 The Law School's 125th Class: 2013 Commencement Ceremonies
- 11 The Nuremberg Trials and the World's Response to Genocide • Save the Dates 2014! • Walter Mondale ('56) Delivers Inaugural Stein Lecture • Law School Hosts a Reception for Colombian Partners
- 12 Oriented Toward Law School Success
- 13 *Law and Inequality* Revisits *Gideon v. Wainwright* 50 Years Later
- 14 Career Center Helps Students Navigate Tight Job Market
- 15 Uppsala University and Law School Mark 30-Year Partnership • Human Rights Center Celebrates Its 25th Year
- 16 Staff News
- 18 Economist Tyler Cowen Delivers John Dewey Lecture • Super CLE Week XXXIV
- 19 *Minnesota Law Review* Explores the Future of Organized Labor
- 20 Law School Launches Mock Trial Scholars Program • Target Corporation Provides Funding for Diverse Law Student Scholarship
- 21 **Special Section: 125th Anniversary Celebration**
History of the Law School Insert
- 22 A. Douglas Melamed Presents William Lockhart Lecture
- 23 Deans Discuss the Future of Legal Education
- 24 Gala Celebration
- 25 Alumni Making a Difference

36 FACULTY PERSPECTIVE

- 36 Faculty Awards, Grants and News
- 39 New and Visiting Faculty Members
- 40 Professor Stein ('61) Co-Chairs Rule of Law Symposium • Faculty Works in Progress
- 41 Public Law Workshops • Save the Dates!
- 42 Faculty Books • Theory at Work Update • Legal History Workshops
- 43 Faculty Profile: Fred L. Morrison

44 STUDENT PERSPECTIVE

- 44 Student Profiles
- 47 TORT Save the Date for "Clue: A Murder Mystery in Mondale"
- 48 Student News and Awards
- 49 New Student Organizations

50 ALUMNI PERSPECTIVE

- 50 Alumni Profiles
- 53 Alumni News and Awards
- 57 Upcoming Events • Welcome to the Bar
- 58 Class Notes
- 61 Recent Graduate and Student Reception
- 62 Alumni Connect Nationwide • Ski-U-Mania
- 63 *Partners in Excellence* National Chair Letter
- 64 Alumni Tributes • In Memoriam

At The Law School



1



2

1L COURSE BRINGS DOCTRINE AND THEORY TO LIFE

THE UNIVERSITY OF Minnesota Law School's Law in Practice course (LiP) is emerging as one of the most significant curricular innovations in recent years. The required course for first-year students is designed to help them apply their growing knowledge of legal doctrine to the practice of law, says associate professor Prentiss Cox ('90), who designed the course with associate professor of clinical instruction Laura Thomas.

"Legal doctrine and reasoning are at the center of this course, but the focus is on how you use law to solve problems," says Cox. "We are not layering on practice skills as a separate path of study; rather, we're bringing practice concerns into the core of the curriculum."

LiP combines "law firm" classes taught by full-time faculty with simulations in small "practice groups" led by adjunct faculty who are practicing attorneys. Students take and defend a deposition and, in groups of two, engage in client or witness interviews, client counseling and negotiation simulations. Students also complete either a simulated conference in the chambers of a local judge or engage in a simulated mediation conducted by a qualified neutral.

The unique course materials include an e-textbook written by Cox and Thomas, extensive simulated case files, and professionally made videos of attorneys modeling skills related to the simulations. The clients and witnesses in the simulations are

provided by the Standardized Patient Program at the University of Minnesota Medical School and represent various ages to mimic the imbalance in age and life experience that young attorneys will face in relating to people in their first years of practice. Importantly, LiP includes both litigation and transactional case files.

Cox and Thomas say LiP teaches students to think critically and to manage the uncertainty involved in the practice of law. "This course helps students think holistically about legal situations, to be nimble and responsive and to make strategic decisions in that complex and uncertain process of applying legal doctrine," says Thomas.

The course is designed with an

1 Joe O'Neill ('56) and Katherine Hedin at her retirement reception June 25

2 Left to right: 8th Circuit Court of Appeals Judges Lavenski R. Smith, Kermit E. Bye and Duane Benton heard oral arguments at the Law School in October

3 Wheelock Whitney Jr. and former Minnesota Supreme Court Chief Justice Kathleen Blatz ('84) at the Law School's 125th gala dinner

4 Judge Duane Benton visits with Claudia Melo from the Career Center and others after hearing oral arguments at the Law School

5 Professors Brett McDonnell and Robert Kudrle at the Dewey Lecture reception

6 Left to right: Bill Drake ('66) and Former Minnesota Supreme Court Chief Justice Russell Anderson ('68) visit with A. Douglas Melamed at the reception following Melamed's Lockhart Lecture



understanding that legal analysis, fact development and client role are inseparable. “Mastering the iterative dynamic between fact gathering and legal analysis, then placing the client in the center of that dynamic, is a critical practice competency for law students, but it is rarely taught in law school,” Cox says.

Cox and Thomas also emphasize that a specific sequencing of experience and a commitment to exploring both litigation and transactional cases make this course unique and valuable to a legal education. “This course demystifies certain tasks that lawyers do on a daily basis,” says Thomas. “It helps [students] understand fact development in a case and how facts may change as the case progresses. It also teaches them to understand the strengths and weaknesses of their client’s position under the applicable law.” This demonstrates, Cox says, “where lawyers add value: in that transformation of legal knowledge into practical expertise.”

Unique course, optimal timing

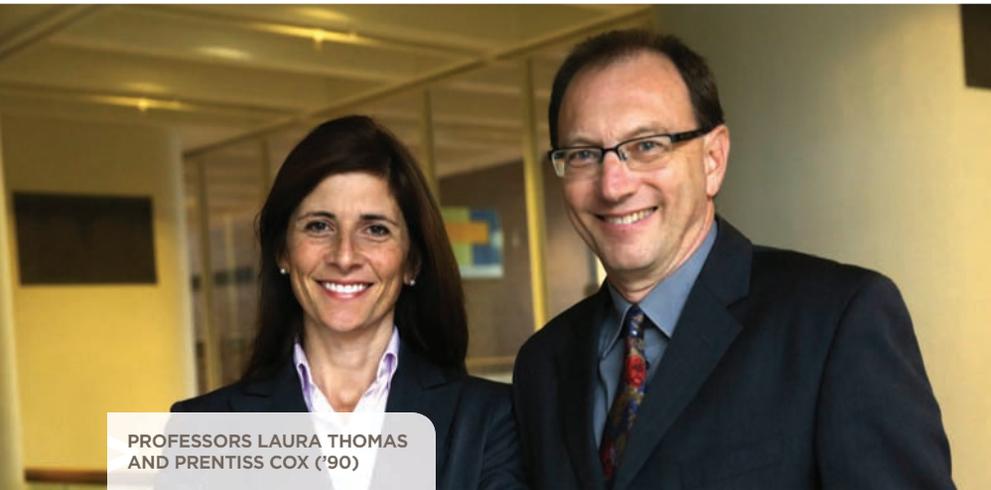
While demand for experiential education at law schools has increased in recent years, this course is unique in its design, says Pamela Siege Chandler ('95), vice president and publisher at West Academic, which has published the materials for LiP and is now marketing them nationally. “The way Prentiss and Laura are using a combination of text, video and simulated learning with adjunct faculty offers a turnkey solution to offering experiential learning in the classroom,” Chandler says. “It’s not like teaching skills in a vacuum; rather, it’s letting students apply the theory they have learned in the first semester to real-world situations. I don’t know of anything else like this course in the legal education market.”

The fact that LiP is required for first-year students is unique, but equally important is that it is taught in the second semester of a student’s first year in law school. “That is a

sweet spot for simulation learning,” says Thomas. “It helps students understand how to apply what they have learned in the first semester. It also gives them a leg up for their first summer work experience, and it accelerates learning in their second- and third-year classes.”

Joshua Colburn ('08), an associate in the corporate practice group at Faegre Baker Daniels in Minneapolis and an adjunct faculty member for LiP, says, “Those of us who teach in this course have said the same thing: We wish something like this would have been offered when we were in law school.” Colburn points out that most law schools have responded to the demand for experiential learning by adding practical skills courses in the third year. “It’s too little, too late by then,” he says. “By the third year, most students have had one or two significant summer work experiences. By requiring this course in the first year, it gives students an advantage. Plus, it has a multiplier effect by

CONT >



PROFESSORS LAURA THOMAS
AND PRENTISS COX ('90)

< CONT

influencing every course a student takes after LiP.”

Positive responses from students and employers

Evaluations done after the course was introduced in spring 2013 showed that 63% of students said LiP was “very helpful” and 32% said it was “helpful.” For second-year student Alicia Paller-Rzepka, the course was invaluable in preparing her for a summer position with Hogan Lovells. “A huge benefit of LiP was teaching us how to think about all the parties involved in a case—their motives, their approaches—and how, in the end, we could get to a favorable decision,” says Paller-Rzepka. “The simulations were fabulous in teaching us how to prepare, whether for a mock client interview, deposition or conference with a judge.” A few weeks after finishing a deposition simulation in class, Paller-Rzepka says she found herself prepping for a

similar deposition in her summer associate position. “I knew what to do because I had just done it. The preparation from LiP was very relevant, very useful.”

Paller-Rzepka says the post-simulation feedback provided by practicing attorneys was equally valuable. “We heard everything from ‘You talked too fast’ to ‘You forgot to introduce yourself’ to ‘What might have happened if you had approached it this way?’”

David Pabian, also in his second year, says LiP allowed him to enter his summer job at the Hennepin County Attorney’s Office with an understanding of the strategy behind negotiations. “It really helped that in LiP I had the opportunity to simulate that adversarial situation. And it was especially good that the first time I had to do it was in a simulated situation, not with a live client.” Pabian said the second half of LiP, which focused on a transactional case

file, gave him added perspective. “Law school is really litigation-oriented, but this course gave us extensive insight into transactional law. I really enjoyed figuring out how to get to a good solution for both parties.”

For Eric Jeonghyuk Choi, a second-year student from South Korea, the course provided a somewhat different and unexpected value: “English is my second language, so it was stressful and burdensome for me to prepare for my simulations. But when I started working at a firm this past summer in Korea on a wide range of problems, from personal injury to the crash of the Korean airliner in San Francisco, I had confidence. I knew how to prepare. I knew how to do discovery. Basically I knew what to expect. The simulations in LiP take the fear out of you.” Choi said learning to prepare and speak with confidence also has helped in interviewing with employers.

Colburn, too, sees significant value for employers. “Having served in a recruiting role at Faegre, I can honestly say I would be much more comfortable with a new associate if I knew he or she had taken this course. I would know they had opportunities to make mistakes and learn from those mistakes in a simulation. In other words, they aren’t molding their theory of practice on the fly with live clients.”

Looking to a national market

Given the national demand for increased experiential learning, Chandler says that West Academic has moved quickly to market the course e-textbook, materials and videos to law schools across the country. “This is a really thoughtful and fully packaged course,” she says. “It works for students, law schools and employers.”

Colburn agrees. “Whether you work in a big firm, or in-house counsel or public service, this course is going to serve you well.” ■

THANK YOU AND CALL FOR VOLUNTEERS

This course has evolved over the past four years through the efforts of many faculty and administrators. The Law School is grateful for the help of so many in the community—including judges, local attorneys and West Academic—who have contributed their time and efforts to making this course truly unique and valuable for our students.

IF YOU WOULD LIKE TO VOLUNTEER TO THE PROGRAM,
PLEASE CONTACT LAWIP@UMN.EDU.

By Kathy Graves, a
Minneapolis-based writer

100

1913-2013

LAW CLINICS CELEBRATE CENTENNIAL BY SERVING VETERANS



THE UNIVERSITY OF MINNESOTA LAW CLINIC PROGRAM CELEBRATED ITS 100TH ANNIVERSARY THIS PAST JUNE WITH TWO EVENTS THAT EMBODIED ITS DEDICATION TO STUDENTS AND COMMUNITY.

On Saturday, June 8, the clinics sponsored a free CLE event, “Serving Those Who Served Us,” which focused on legal issues commonly faced by veterans. Held at the Law School, the CLE was attended by more than 60 alumni, former law clinic students and local attorneys interested in working with veterans. Presenters included Brock Hunter ('97), a criminal defense attorney in private practice; Sara Sommarstrom ('05), Vetlaw director at the Minnesota Assistance Council for Veterans; and Ana Voss, assistant United States attorney for the District of Minnesota and an adjunct professor in the Civil Rights Enforcement Clinic. Hunter’s presentation, “Echoes of War,” was a riveting look at representing psychologically injured veterans of the wars in Iraq and Afghanistan. Sommarstrom spoke on “The Nuts and Bolts of Vetlaw Clinics”—layout, client flow, resources, services, and more. Voss concluded the program with an overview of federal laws bearing on veterans’ issues, including SCRA, FTCAct, Fair Debt Collection Practices Act, Telemarket-

ing and Consumer Fraud and Abuse Prevention Act, and a variety of federal credit protection statutes.

The second event was a free drop-in legal aid clinic, conducted with the invaluable help of the Minnesota Assistance Council for Veterans. On June 11 at the VA Medical Center in Minneapolis, a team of volunteers—law clinic faculty and staff, local attorneys, and Law School students—offered legal assistance to more than 50 veterans and their families. The attorneys provided advice on a wide variety of legal matters, from child support and custody to living wills, from promissory notes to firearms permits. Students and clinic staff processed intakes and, in some cases, did a little child-care while parents spoke with lawyers.

The Law Clinic Program extends its thanks to all who helped celebrate its first century of commitment to Law School students and the people of Minnesota. ■

By Nicole Smiley, a Law Clinic administrator



Offender Brain: Can We? Should

ON SEPT. 26, the Robina Institute of Criminal Law and Criminal Justice held a public forum called “Treating the Criminal

ROBINA IN CONVERSATION SERIES EXAMINES ETHICAL IMPLICATIONS OF BRAIN SCIENCE

We?” at the Law School.

The free event, the latest installment of the Robina In Conversation series, was one of the first such forums in the world to consider the legal and ethical implications of using brain science for offender treatment. It featured Professor Hank Greely, director of Stanford University’s Center for Law and

Biosciences, and Michael Caldwell, senior staff psychologist at the University of Wisconsin’s Mendota Juvenile Treatment Center.

Professor Francis Shen (pictured at left) of the Law School co-organized and moderated the discussion.

For more information about other Institute events go to robina.institute.org.



THE LAW SCHOOL'S 125TH CLASS: 2013 COMMENCEMENT CEREMONIES

THE UNIVERSITY OF Minnesota Law School held its 125th commencement ceremony May 18, at Mariucci Arena. Dean David Wippman welcomed the class of 2013, their families and friends, and several special guests: University regent Thomas Devine, executive vice president/principal of the David Agency; Karen Hanson, the University's senior vice president for academic affairs and provost; and Minnesota Governor Mark Dayton, who delivered the keynote address.

In his opening remarks, Dean Wippman emphasized that the value of a legal education is in preparing students to undertake the reasoning and analysis necessary to illuminate complex questions in ways that make the rule of law both possible and invaluable. He encouraged graduates to look to both their left and right, saying, "Seated next to you are future leaders of the bench and bar, of government, business and nonprofits. In all likelihood, you will be one of those leaders."

Faculty Awards

After introducing the faculty to the commencement audience, Dean Wippman presented the annual Stanley V. Kinyon Teaching Awards for Excellence in Education, estab-

lished by family and friends in honor of the late Professor Stanley V. Kinyon ('33), a recognized commercial law scholar and member of the Law School faculty for 40 years. This year's awards were given to:

- Robert A. Stein ('61):
Overall Teacher of the Year
- Ruth Okediji:
Tenured Teacher of the Year
- Perry Moriearty:
Clinical Teacher of the Year
- Sara Peterson:
Adjunct Teacher of the Year

Student Awards

Three special student awards also were presented at the commencement ceremonies. Paige Starkey and Kim Prchal, members of the Graduation Committee, presented two of the awards, whose recipients were selected by the graduating class for exceptional contributions inside and outside the classroom during the three years of study.

The Excellence in Public Service Award went to Claudia Vincze Turcean for her volunteer and nonprofit legal work with the Asylum Law Project, the Florence Immigrant and Refugee Project in Arizona, and Southern Minnesota Regional Legal Services. Claudia also volunteered with the

Volunteer Lawyers Network, completed a judicial externship, and interned with the Equal Employment Opportunity Commission. She participated in the Immigration and Human Rights Clinic as a student attorney and served as a student director as a 3L. She was active in student groups and served as a board member for the Indian Services Project and Latino Law Students Association. She helped lead a Spanish Model United Nations Conference and used creative writing to encourage middle school students in Phoenix to pursue higher education.

The Outstanding Contribution Award went to Christopher Schmitter, who was elected to Law Council for a two-year term and was Law Council treasurer during his 2L year. Chris was on the board of Common Grounds and the Law School Democrats, serving as co-president of the group as a 2L. He was active in the Misdemeanor Prosecution and Defense clinics and served as student director of the Prosecution Clinic. He worked as a research assistant for Professors Parisi and Hickman, and received an Upper Midwest Human Rights Fellowship during his 1L summer to work in the Department of Justice's Civil Rights Division. Chris was a member of the



3



4



5



6

Minnesota Law Review and was editor-in-chief of the *Law Review's* 97th volume.

Dean Wippman presented the third special student award—the William B. Lockhart Award for Excellence in Scholarship, Leadership, and Service—whose recipient was selected by a faculty committee. The award honors the Law School's fifth dean and 28-year faculty member for his dedication in enriching the curriculum, attracting leading scholars and sharing his gift for teaching. This year's Lockhart Award was given to Pari McGarraugh, who earned both a J.D. and a master's in public health. While maintaining top grades, she collaborated with Law School faculty to co-author cutting-edge research articles on health law and bioethics. As a leader and mentor among her peers, she served as managing editor of the *Minnesota Law Review* while participating in the Health Law and Bioethics Association, Health Disparities Student Work Group, and Theatre of the Relatively Talented. She also completed more than 100 hours of legal service through the Asylum Law Project and as a volunteer with the Disability Law Center.

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 17.

Class Gift

Kim Prchal announced that the class of 2013 would continue the 3L Pledge Drive established three years ago to contribute financially to the Law School for the next five years. The generosity of this gift means that one person from the class of 2013 will receive a \$5,000 fellowship to engage in public interest work.

LL.M. Class of 2013 Graduation Address

This year's LL.M. class of 47 students from 18 countries selected Jorge Sepulveda to give a graduation address. Sepulveda received his law degree from Universidad de Chile School of Law, where he taught both criminal law and civil procedure for seven years. In addition, he served as an associate for the Santiago-based law firm CorreaGubbins, where he was in charge of the dispute resolution and antitrust areas for three years,

- 1 Kim Prchal, Claudia Vince Turcean, Emily Peterson, Christopher Schmitter, Pari McGarraugh, Jorge Sepulveda, Paige Starkey
- 2 J. D. grads Kyle Hardwick and Chelsea Abrahamson with Chelsea's parents
- 3 Provost Karen Hanson, Adjunct Professor Sara Peterson, Professor Ruth Okediji, Dean David Wippman, Professor Robert A. Stein ('61), Professor Perry Moriearty, Regent Thomas Devine
- 4 Governor Mark Dayton
- 5 J.D. grads Allison Ethen, Kelsey Knutson and Jaclyn Kramer
- 6 J.D. grad Allison Boyle with her father Tim Boyle

CONT >



Valerie Figmiller and
Joshua Mason ('13)



J.D. grad Edmond Ahadome with family and friends



J.D. grad Anne Rodriguez with her sisters

< CONT

and as a visiting scholar at Duke University Law School in 2012. He is returning to his former law firm. Sepulveda reflected on the academic “race” run by his fellow J.D. and LL.M. classmates during the past year, acknowledging that they could not have reached the finish line without the help of supportive families, the international and graduate programs office and professors and staff at the Law School. While he had heard from others that Minneapolis is a cold place, Sepulveda said instead he learned that it is the warmest place he has ever visited because of the exceptional people. He encouraged his classmates to “spread all the knowledge, skills, and experience we acquired here, in our respective countries. In doing so, we should never forget that as lawyers we have a huge personal and social responsibility.”

J.D. Class of 2013 Graduation Address

Emily Peterson was chosen by her J.D. classmates to give the 2013 graduation address. A native of Duluth, she earned her B.A. in journalism in 2005 from the University of Minnesota. As an undergraduate, she won national awards for feature writing and in-depth reporting and was the managing editor of the *Minnesota Daily*. After college, Peterson worked for five years as a reporter for the *Star Tribune*, covering the Minneapolis and St. Paul school districts and writing about statewide education policy issues. In law school, she received honors in legal writing and served on the *Minnesota Law Review* as a note and comment editor. After her 1L year she worked in Washington, D.C.,

for the Reporters Committee for Freedom of the Press. After her 2L year she worked as a summer associate at the law firm of Briggs and Morgan. She was head writer for the Theatre of the Relatively Talentless musical productions “Alawddin” and “Back to the Future Interest.” Peterson reminded her fellow classmates to not lose sight of what brought them to law school and to remember the human element of legal work. “Our work has real consequences, and we cannot forget how much we owe to the legal system we serve,” she said.

Commencement Address

Governor Mark Dayton provided the commencement address. Born and raised in Minnesota, Dayton graduated cum laude from Yale University, where he played Division I hockey. After college, he taught ninth grade science for five years in a New York City public school. It was there that he decided to devote his life to improving social equality and economic opportunities for all Americans. For the past 27 years, Governor Dayton has served the people of Minnesota as commissioner of the Minnesota Department of Economic Development, state auditor, U.S. senator, and governor.

Dayton began his address with the recognition that the University of Minnesota Law School, as one of the top law schools in the country, has among its graduate ranks numerous governors, members of Congress, Minnesota Supreme Court justices, U.S. ambassadors, attorneys general, presidents of large corporations, and one former U.S. vice president.

Dayton encouraged graduates to make a difference: “Remember that

you will make a living by what you earn. You will make a life by what you give away—your love, compassion, help, and understanding.” He told the class of 2013, “The decision about your life’s ultimate purpose or mission must be made by your heart and your soul, more than your intellect or your wallet.” Dayton quoted anthropologist Carlos Castaneda: “All paths lead the same; they lead nowhere. Therefore, choose a path with heart. Try a path as many times as you must, then ask yourself, ‘Does this path have a heart?’”

Dayton closed with what he said was the best advice he has ever received—a comment from Jacqueline Kennedy. “She said, ‘If you fail at raising your children well, it doesn’t matter what you accomplished with the rest of your life.’ So as you’re climbing your ladder to success,” Dayton said, “don’t forget the ones who mean the most to you—your family. Make a difference... sing your song... and have fun.”

The Finale

After remarks on behalf of the Board of Regents, Thomas Devine conferred degrees on the J.D. and LL.M. graduates, who had selected Professors Ann Burkhardt and John Matheson 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 concourse level of Mariucci Arena, and the commencement ceremonies concluded with the singing of “Hail, Minnesota!” led by Rachel Farhi ('15), Erin McDonald ('13), David Pascoe ('14) and David Szarzynski ('13). The St. Anthony Brass Quintet provided accompaniment and recessional music. ■



SAVE THE DATES 2014!

MARCH 17-22

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

APRIL 3

The Ronald A. and Kristine S. Erickson Legal History Lecture: "The Problem with Pardons," Cynthia Brilliant Herrup, John R. Hubbard Chair in British History and Professor of History and Law, University of Southern California; 3:30 p.m., room 50.

SEPTEMBER 16

The 2014 Stein Lecture: A Conversation With Supreme Court Justice Ruth Bader Ginsberg and Professor Robert A. Stein ('61).

THE NUREMBERG TRIALS AND THE WORLD'S RESPONSE TO GENOCIDE

On November 15, the Law School hosted a symposium entitled "The Nuremberg Trials and the World's Response to Genocide." The symposium both addressed the importance of the Nuremberg trials for the rule of law and honored Minnesotans who played a critical role in the trials. Following a screening of a documentary on the Nuremberg trials, a panel of top scholars discussed the role of an international criminal court and the challenges of an international response to genocide.

The symposium was part of a traveling international exhibit, "Lawyers Without Rights: Jewish Lawyers in Germany Under the Third Reich," hosted by Chief Judge Michael J. Davis ('72) on behalf of the Federal District Court for the District of Minnesota. The exhibit explored Hitler's systematic and calculated strategy to disable the legal system and the constitutional framework of the Weimar Republic, setting the stage for the commission of unthinkable crimes against humanity. ■

Mondale Featured in Inaugural Stein Lecture



The inaugural Stein Lecture on November 16 featured Walter F. Mondale ('56), former U.S. vice president and senior counsel at Dorsey, in a conversation with Professor Robert A. Stein ('61). Professor Stein generously endowed this lecture to enrich the Law School by inviting leaders of the bench and bar and the governments of the U.S. and other nations to deliver an annual lecture on a topic of national or international interest.

Mr. Mondale summarized the important and often shocking findings of the Church Committee on the actions of U.S. intelligence agencies. He and Professor Stein discussed proposed reforms and the challenges confronting U.S. intelligence agencies. In conclusion, Mr. Mondale talked about the danger of the unaccountable exercise of power and our stake in protecting our constitutional rights. ■

Law School Hosts a Reception for Colombian Partners



Left to right: Dean David Wippman; Maribel Ocazonez Osorio, Universidad Católica de Oriente; Professor Ana Forcinito from the Department of Spanish and Portuguese; Ana Milena Montoya Ruiz, Universidad de Medellín; Lina Estrada Jaramillo, Universidad de Antioquia; Gloria Zapata Serna, Universidad Pontificia Bolivariana; Greta Griedemann Sanchez, Humphrey School of Public Affairs

On September 10, the Human Rights Center and the College of Liberal Arts welcomed nine visiting faculty, staff and students from four partnering academic institutions in the Antioquia region of Colombia. A reception for the visitors celebrated the inauguration of the University of Minnesota–Antioquia Human Rights Law Partnership, recently established with a \$1.25 million grant from the United States Agency for International Development through Higher Education for Development. ■

ORIENTED TOWARD LAW SCHOOL SUCCESS



Back, left to right: Daniel Cohn ('16), Ethan Mobley ('16) and Ian Jackson ('16) Front, left to right: Mingli Wu ('15) and Sen Wang ('16)

ALL LAW STUDENTS ARE “travelers in a strange land,” Assistant Dean of Students Erin Keyes ('00) told members of the University of Minnesota Law School J.D. class of 2016 during her opening remarks in August. Keyes, along with Dean David Wippman and Law Council President Anna Mazig ('14), spoke to the assembled group as part of this year's orientation program.

In her remarks, Keyes expanded on her metaphor, reminding her audience that as law students, “you're more than travelers or tourists: You have taken your first steps towards citizenship in the legal profession. And in this land of law, we are all naturalized, we are all immigrants. We have all had to learn and embrace a new culture, a new set of rules and expectations, and we've had to get to know and get along with fellow inhabitants.”

Mazig, an active member of the Black Law Students Association and the Criminal Justice League, lightheartedly encouraged incoming students to occasionally step away from their studies. “Eat, sleep, and bathe,” she stressed. “For crying out loud. Bathe.”

On a more serious note, Mazig emphasized the importance of paying equal attention to academic work and real life. “No one will argue with you that your studies are important, because they are,” she said. “You may be forced to find a new approach to academia that will challenge you in ways you did not think possible. However, losing sight of yourself and

the endeavors that brought you to law school is not the goal.”

In Dean Wippman's remarks, he encouraged members of the class of 2016 to be open to new opportunities for learning and to strike a balance between insecurity and overconfidence. He reminded attendees that when they graduate they will be officers of the court, a role they should never take lightly.

“As lawyers, people will look to you for help,” Wippman continued. “Livelihoods, and sometimes even lives, may hang in the balance. It is an important trust, but one we know you can fulfill.”

Getting comfortable, meeting classmates

The three-day orientation period was an opportunity for new J.D. students to become acquainted with the Law School and its faculty and staff through campus tours and social events.

Members of the diverse class, which includes, according to Dean Wippman's introductory address, “DJs, champion figure skaters, professional musicians, missionaries, Peace Corps volunteers, national handball champions, to name a few,” also participated in a novel orientation event: the Law School scavenger hunt. Developed by Student Programs Coordinator Nubia Esparza, the hunt was designed as a way to get students out of their seats and moving around campus. Participants scoured the Law School, looking for arcade games in the student lounge, researching faculty career histories, and locating the computer help center—then identifying what type of candy was available there. Winning teams were awarded prizes from the campus bookstore.

“The idea was to put a little twist on getting the new students used to getting around the building on their own,” Esparza said. “We were hoping to build a bit of camaraderie and break up a long day, a day that featured a lot of speakers and a lot of sitting down. They were having a great time.”

Humphrey and LL.M. orientations

Humphrey Fellows and LL.M. students arrived in mid-August.

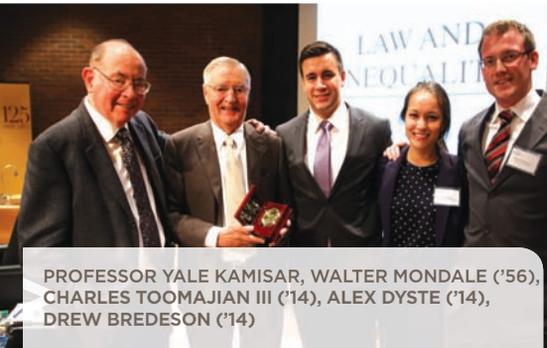
This year, 68 LL.M. students are enrolled at the Law School, a significant increase from last year's class of 48, according to Dorothy Schlesselman, international and graduate programs coordinator. “This is in part due to a greater international demand for this type of program,” Schlesselman explained. “We aren't the only law school that offers this program, but our law school is prestigious. And that's an attraction.”

Kristi Rudelius-Palmer, fellowship program co-director and co-director of the Human Rights Center, said the LL.M. students are all established legal professionals in their home countries—judges, human rights lawyers, law enforcement officials and government leaders, among others.

As part of their orientation, the 11 Humphrey Fellows were invited to an American Bar Association reception in the Minneapolis offices of Dorsey, where they met some of the state's legal leaders, including Associate Justice Wilhelmina M. Wright of the Minnesota Supreme Court and Judge John R. Tunheim ('80) of the U.S. District Court. They also took part in a bike ride around Lake Calhoun, a trip to Minnehaha Falls, a site visit at the Minnesota International Center, and a pizza and bowling party at Coffman Memorial Union.

Students in the LL.M. program were divided into mixed country and gender groups to make a presentation during their Introduction to American Law class. “Each student was required to have a speaking part,” Schlesselman recalled. “That went off well. That means we have a well qualified class that arrived ready to work with other classmates and gain connections with people from other countries.” ■

By Andy Steiner, a Minneapolis-based writer



PROFESSOR YALE KAMISAR, WALTER MONDALE ('56), CHARLES TOOMAJIAN III ('14), ALEX DYSTE ('14), DREW BREDESON ('14)



MS. SAMIRA AFZALI



PROFESSOR JOSEPH LANDAU



PROFESSOR HOPE LEWIS



PROFESSOR YALE KAMISAR

LAW AND INEQUALITY REVISITS *GIDEON v. WAINWRIGHT* 50 YEARS LATER

“CIVIL RIGHTS AND CIVIL Justice: 50 Years Later” was the topic of *Law and Inequality: A Journal of Theory and Practice’s* annual symposium on October 18. The symposium provided an opportunity to explore our national progress in light of the upcoming 50th anniversary of the 1964 Civil Rights Act, our nation’s most sweeping civil rights legislation to date. The anniversaries of the momentous events of this period—including the Supreme Court’s seminal *Gideon v. Wainwright* ruling, Martin Luther King Jr.’s poignant and historic “Letter from Birmingham Jail,” the March on Washington, and the abolition of the poll tax—compelled the journal to celebrate and critique the legacies of these pivotal moments in our nation’s history.

Fifty years ago, a young Walter Mondale ('56), then the attorney general of the state of Minnesota, spearheaded the landmark amicus brief in *Gideon* that urged the

Supreme Court to require counsel for indigent defendants. His advocacy fundamentally altered our nation’s criminal justice system. The symposium honored his tireless pursuit of justice while providing a forum for scholarship that focused on immigration reform, race relations, women’s rights, and the expansion of rights for LGBT individuals. Dialogue centered on these important streams and spurred a robust discussion among the practitioners, students and community members who were present.

Fourteen outstanding scholars from across the nation joined three Law School faculty members to comprise the event’s four panels. Forming the gender panel, moderated by Professor Susan Wolf, was Professor Victoria Nourse (Georgetown), Professor Martha Field (Harvard), and Professor June Carbone. Adjunct professor Emily Good moderated the immigration panel, which featured Professor Michele Goodwin, Professor Joseph Landau (Fordham), Professor Hope Lewis (Northeastern), and Minneapolis attorney Samira Afzali. The LGBT panel, moderated by Professor Mark Kappelhoff, included Professor Suzanne Goldberg (Columbia), Professor David Cruz

(USC), Professor Marc Spindelman (Ohio State), and Professor Jessica Clarke. Finally, the race panel, moderated by Professor Robert Stein ('61), featured Professor Anthony Paul Farley (Albany), Professor Taunya Banks (Maryland), Professor Tanya Hernandez (Fordham), and Professor Song Richardson (Iowa). The keynote address, delivered by former Vice President Mondale and Professor Yale Kamisar (Michigan), a nationally recognized criminal law scholar, reflected on Mondale’s involvement with *Gideon*. The two shared their views on the state of the criminal justice system, its merits and flaws, and the direction in which it is headed.

The Graduate and Professional Schools Assembly, Coca-Cola and Dorsey generously donated to the program. Many of the panelists are publishing articles that expand on their presentations. These will be available in the *Law and Inequality* symposium edition (volume 32), available in spring 2014. To watch a video of the keynote speech, please visit the *Law and Inequality* website at law.umn.edu/lawineq/symposium-main/october-2013.html. ■

By Alex Dyste ('14)

CAREER CENTER HELPS STUDENTS NAVIGATE TIGHT JOB MARKET



Career Center staff, clockwise from left: Amanda Furst, Dana Bartocci, Alan Haynes, Sarah Rohne, Vic Massaglia, Claudia Melo, Simona Suen

IN TODAY'S CHALLENGING market for entry-level attorneys, law students must establish clarity and direction in order to be competitive. While the market has improved over the last several years, it is imperative that students equip themselves with the tools necessary to be gainfully employed after graduation.

To help students navigate the sometimes turbulent waters of a job search, the Career Center offers counseling and valuable resources. This year, the Career Center team is encouraging all students to complete a Career Action Plan, which asks them to think comprehensively about their goals and related action steps, preferred geographic location, desired practice areas and network development.

While goals can change over time as a student completes the journey through law school, setting targets helps students learn to develop

specific strategies. For example, if a student wants to learn about labor law, an action item would be to meet with an attorney who practices in the field. This enlarges the student's network and creates an opportunity to learn how to conduct an informational interview. This process builds the student's confidence as he or she ventures outside the building. In addition, it allows the student to become comfortable meeting other attorneys and to become more active in the legal community.

While the Career Center encourages students to become more proactive, the Career Center's Employer Relations Team works to increase the number of employers who recruit at the Law School. The Employer Relations Team meets on a regular basis with employers in the Twin Cities, as well as around the state and nation. This past year, the

team developed a strategic outreach plan that includes private-sector and public-sector employers. Team members systematically reach out to large, medium and small firms, corporations, and public service employers throughout the state of Minnesota. In addition, to expand opportunities for our students in other

markets, members of the Employer Relations Team met with private- and public-sector employers in New York, Washington, D.C., Chicago, Los Angeles and San Francisco. As a result, we saw a steady increase in our off-campus interview programs this past year.

The Career Center welcomes conversation with attorneys and firms interested in learning more about the caliber of University of Minnesota law students or in talking to students about a particular area of practice. Companies and firms interested in employing students as law clerks, summer associates, legal interns or in permanent positions should contact the Career Center at 612-625-1866 or by email at lawcareers@umn.edu. ■

By Alan K. Haynes, Career Center Director

New Career Accelerator Program Offers Students Expert Training

THE CAREER CENTER TEAMED UP WITH THE LAW COUNCIL THIS FALL FOR THE CAREER ACCELERATOR PROGRAM, OFFERING THREE DISTINCTIVE LEARNING OPPORTUNITIES FOR STUDENTS.

The Personal Branding Lunch focused on helping students learn how to effectively promote themselves to employers and members of their network by building a strong personal brand. Career Options Night brought students together with attorneys from multiple career paths in a low-key environment. Finally, a Networking and Etiquette Dinner shared tips about professional dining etiquette. Faegre Baker Daniels, Larkin Hoffman Attorneys, and the Law School's Advancement Office and Corporate Institute sponsored the events.

UPPSALA UNIVERSITY AND UNIVERSITY OF MINNESOTA MARK 30-YEAR PARTNERSHIP

SINCE 1983, THE LAW SCHOOLS of the University of Minnesota and Uppsala University in Sweden have exchanged faculty and students to their mutual advantage with respect to educational breadth and international understanding.

This fall the program was further strengthened, thanks to a new grant established through the generosity of the Marianne and Marcus Wallenberg Foundation. Five University of Minnesota 1L and 2L students who are accepted into the Uppsala program are eligible for grants to cover travel expenses to Uppsala during their 2L or 3L year.

The Marianne and Marcus Wallenberg Foundation, based in Stockholm, was founded in 1963 by the late Swedish banker and industrialist Marcus Wallenberg. ■

Photos by David Naylor



HUMAN RIGHTS CENTER CELEBRATES ITS 25TH YEAR

THE LAW SCHOOL'S HUMAN Rights Center marks its 25th anniversary on December 10—International Human Rights Day—with entertainment and food at Grace Trinity Community Church, 1430 W. 28th St., Minneapolis. The free public event runs from 6–9 p.m. Please RSVP to hrcrsvp@umn.edu.

The Human Rights Center was founded by Professor David Weissbrodt on December 10, 1988, on the occasion of the 40th anniversary

of the Universal Declaration of Human Rights. Kristi Rudelius-Palmer has served as co-director since 1989. The International Women's Rights Action Watch joined the Human Rights Center in 2006. Today the center conducts human rights research and policy analysis, develops educational programs, administers fellowships, and maintains a library that is renowned for its extensive collection of human rights documents and reference materials. ■



STAFF NEWS

NEW STAFF



Michelle Draewell ('11)

accepted a position as coordinator for applied legal instruction. Most recently she has been assisting the Law School's admissions office part-time while also acting as a reference attorney for Thomson Reuters.



Nubia Esparza joined Student Services as student programs coordinator. Previously she

was an associate academic adviser in the College of Liberal Arts, University of Minnesota-Twin Cities.



Kate Evans joined the Law School as a teaching fellow in the Center for New Americans.

She received her J.D. from NYU School of Law and previously was in private immigration practice. She has clerked for both the U.S. Court of Appeals for the Eighth Circuit and the Minnesota Court of Appeals.



Meghan Heesch joined the Law School as a teaching fellow in the Center for New Americans.

She received her J.D. from Harvard Law School and previously clerked with an immigration court in Florida through the Attorney General's Honors Program of the U.S. Department of Justice.



Deborah Hill joined the Law School as administrative assistant for Student Services. Previously she was an instructional

specialist at Ashford University in San Diego.



Ashley Keedy

was hired as major gifts officer in the Advancement Office. Formerly

she was individual gifts officer at Mount Holyoke College in South Hadley, Mass.



Karen Lundquist

joined the Law School's International Programs department as

an assistant professor of ESL and legal skills. She has taught the Law School's LL.M. Legal Research and Writing course for the past two years and was the lead professor in the Summer Legal English Program.



Christina Melloh

('84) joined the Law School as program coordinator in the Corporate

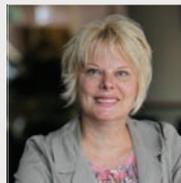
Institute. Most recently she served as director, strategic planning and analysis and global controversies, with the Mosaic Co., and vice president and associate general group general counsel with The Travelers Companies.



Stacy Nordstrom

joined the Applied Legal Instruction department as administrative

assistant. Her previous position was as campaign and marketing coordinator for the Souris Valley United Way in Minot, N.D.



Lori Peterson

has returned to the Law School as executive assistant, working with general

curriculum and adjunct faculty.



Courtney Poja

joined the Law School as associate development officer in the Advancement

office. Previously she was development coordinator at the Cornerstone advocacy service in Bloomington, Minn.



Delanie Skahen

joined the Law School as faculty administrative assistant.

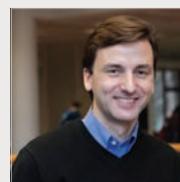
TRANSFERS



Jo Hendricks,

formerly in Finance, is now an area administrator in the Sentencing

Law and Policy Program of the Robina Institute of Criminal Law and Criminal Justice.



Steven Kranz,

former managing editor of the *Minnesota Journal of Law, Science*

and *Technology* in the Consortium on Law and Values in Health, Environment & the Life Sciences, has transferred to Applied Legal Instruction as Law School coordinator for professional programs.



Meghan Laffen,

former faculty appointments committee assistant, transferred to the

Advancement Office as alumni relations and annual giving associate.



Carol Rachac, former associate program director of the Joint Degree Program and Consortium, has transferred to a position as Law School curriculum development coordinator.



Zach Sommer, former administrative assistant, transferred to Finance as principal accounts specialist.

PROMOTIONS



Barbara Berdahl was hired as an assistant librarian of special collections in the Law Library's Riesenfeld Rare Books Research Center. Previously she was a part-time assistant in the special collection.



Tom Boyle was promoted from administrative assistant in the Dean's Office to journals manager.



Willa Gelvick was promoted from interim to permanent assistant director for fellowship programs in the Human Rights Center.



David Hanbury, formerly administrative assistant, is now administrator in the Robina Institute of Criminal Law and Criminal Justice.



Noelle Noonan, formerly administrative assistant, is now assistant director for Student Services.



Jason Stebner, formerly communications specialist in Student Services, is now assistant registrar.



Simona Suen, formerly administrative assistant, is now employer relations associate in the Career Center.

EMPLOYEE MILESTONES

Thirteen members of the Law School community reached a years-of-service milestone on October 15. We extend our sincere thanks to all of the following employees for their commitment and contributions to their department and the Law School.

40 YEARS

CRAIG S. OLSON, Serials/Acquisition, Law Library

35 YEARS

EDWARD H. GALE, Circulation, Law Library

25 YEARS

CU VU NGUYEN, Acquisitions, Law Library

20 YEARS

LINDA LOKENSGARD, Director, Facilities

15 YEARS

MARTHA MARTIN, Director of Leadership Giving, Advancement

5 YEARS

Laurie Gray, Data Custodian, Admissions

ALAN HAYNES, Director, Career Center

JO ANN HENDRICKS, Sentencing Law and Policy Program Administrator, Robina Institute

NORA KLAPHAKE, Assistant Dean and Chief of Staff, Dean's Office

STEPHANIE MCCAULEY, Office Supervisor, Dean's Office

JULIE NELSON, Executive Assistant, Dean's Office

PATRICE SCHAUS, Dean of Finance, Dean's Office

DAVID WIPPMAN, Dean



Front row: Bonnie Johnson (44 years), Kay Johnson (27 years), Brian Lake (33 years), Laurie Newbauer (37 years), Susan Miller (14 years). Back row: Debbie Nelson (40 years), Cheryl Casey (16 years). Not pictured: Mary Alton (11 years) and Mark Swanson (14 years)

STAFF DEPARTURES AND RECOGNITION

This past fall, nine staff members chose to pursue the Law School's voluntary departure program. A reception was held to honor their collective 236 years of service to the Law School.

Economist Tyler Cowen Delivers John Dewey Lecture



ON SEPTEMBER 9, ECONOMIST

Tyler Cowen delivered the 26th John Dewey Lecture, entitled “Is America Coming Out of its Great Stagnation?” Cowen is the Holbert C. Harris Professor of Economics at George Mason University, a frequent contributor to *The New York Times* and other journals, and the co-author of the eclectic and influential blog *Marginal Revolution: Small Steps Toward a Much Better World*. In 2011, *Foreign Policy* magazine called him one of the top 100 global thinkers; that same year, *Bloomberg Business Week* named him “America’s hottest economist.” He is the author or co-author of 18 books, most notably his 2011 best-seller, *The Great Stagnation: How America*

Ate All the Low-Hanging Fruit of Modern History, Got Sick, and Will (Eventually) Feel Better.

The touchstone for Cowen’s lecture was his newest book, 2013’s *Average Is Over: Powering America Beyond the Age of the Great Stagnation*. His thesis was that after 40 years of structural decline, the economy is poised to move out of stagnation and into genuine growth. The main reason? Digital technology. “Even if you’re a technological optimist,” Cowen said, “most of the progress from tech hasn’t actually come yet.” For example, today’s smartphones are impressive, but advancing developments will soon make them seem like plow horses. Those developments—everything

from driverless cars to computers that really understand what you’re saying to artificial-intelligence-based rankings of doctors, lawyers and professors—will spark tremendous productivity gains and new avenues of wealth creation. However, he said, this “post-average” era won’t resemble America’s broad-based 20th-century prosperity. Indeed, “the future will be a somewhat scary place [for many]... but also exciting and fun” for those who are educationally and temperamentally prepared to thrive under its new paradigm.

The John Dewey Lecture in the Philosophy of Law honors the American educator, scholar and philosopher whose concepts relate to a variety of contemporary social, economic and political issues. Dewey (1859-1952) was a professor of philosophy at the University of Minnesota for one year. Funded by a grant from the John Dewey Foundation, the lecture is sponsored by the Law School to provide a forum for significant scholarly contributions to the development of jurisprudence. ■

By Jeff Johnson

**SUPER CLE
WEEK XXXIV**

**March 17-22,
2014**

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

Individual courses cost \$225 each, or a SuperPass allows admission to six courses for \$795, with additional courses only \$75.

Registration begins at 8:00 a.m. Most seminars run from 8:30 a.m. to 4:30 p.m.

All courses will be held in Room 20. A total of 47 CLE credits have been requested (including 3 ethics and 2 bias).

For more information about Super CLE and other CLE events, go to www.law.umn.edu/cle/index.html

MINNESOTA LAW REVIEW EXPLORES THE FUTURE OF ORGANIZED LABOR



CRAIG BECKER



PROFESSOR LAURA COOPER

HUNDREDS OF LAWYERS

joined the *Minnesota Law Review* at Mondale Hall on October 25 for the journal's annual symposium. This year's event, "The Future of Organized Labor: Labor Law in the 21st Century," featured a distinguished lineup of speakers and panelists from across the country, including a member of the National Labor Relations Board (NLRB), leading labor law practitioners and prominent law professors.

Approximately 350 people attended the symposium, and both the main room and the overflow simulcast room were standing-room-only. Those in attendance commented about the high quality of the speakers. One lawyer said, "This is the best labor seminar I've ever attended," while congratulating the *Law Review* on "getting such distinguished guests."

The symposium started with keynote addresses from Craig Becker, general counsel for the AFL-CIO, and G. Roger King, of counsel at Jones Day in Columbus, Ohio, on the current state of unions and American labor law. Following their addresses, they participated in a moderated discussion led by Ronald Meisburg, co-head of the Labor-Management Relations Practice Group at Proskauer in Washington, D.C., and former general counsel of the NLRB.

The symposium's first panel, "Unions in the Crosshairs: How It Happened and the Road Ahead for Labor," followed the keynotes. Philip Miscimarra, a member of the NLRB, presented his thoughts on how a global economy has changed a



PROFESSOR SARA SLINN AND PROFESSOR STEVE BEFORT ('74)

bargaining model that had remained largely unchanged since the adoption of the National Labor Relations Act in 1935. Professor Julius Getman from the University of Texas shared insights from his article on the recent Boeing labor dispute, and Professor Ann Hodges from the University of Richmond explained how labor unions can regain momentum by assisting workers with individual arbitration cases.

The symposium's second panel focused on international labor law and examined its role globally and domestically. Mark Schneider, a partner at Littler Mendelson in Minneapolis, led off the session by introducing the topic. Professor César Rosado Marzán of IIT Chicago-Kent College of Law addressed the topic of international framework agreements, and Law School professor David Weissbrodt examined the compliance of U.S. law with International Labor Organization conventions. Finally, Professor Sara Slinn of Osgoode Hall Law School in Toronto highlighted key differences between American and Canadian



MARK W. SCHNEIDER

labor law in light of Canada's higher union density. Law School professor Stephen Befort ('74) moderated the panel.

The day ended with a lively discussion of achievable labor law reform moderated by Law School professor Laura Cooper. It featured Professor Samuel Estreicher of the NYU School of Law, Javier Morillo-Alicea, president of SEIU Local 26, and Jim Rowader, vice president and general counsel for employee and labor relations at Target Corp.

Video from the symposium will be available at www.minnesotalawreview.org. Panelists' articles will be published in Issue 5 of Volume 98. ■

By Matt Norris ('14), symposium articles editor

Law School Launches Mock Trial Scholars Program

THE LAW SCHOOL HOSTED ITS first annual Mock Trial Scholars Program for high school students this past August. The one-week residential camp gave participants the opportunity to sharpen their trial advocacy skills and get a taste of college life.

While there are a handful of mock trial camps around the country, the Mock Trial Scholars Program is the only law school-sponsored camp geared exclusively to mock trial training and practice. It was conceived of by Associate Dean Sharon Reich Paulsen as a means of tapping into growing interest among high school students in mock trial.

Days were filled with lectures, breakout sessions and lots of individual practice and feedback. Nights in the dorm included organized social activities, more practice and work sessions and plenty of hang-out time, all chaperoned by law students. Campers enjoyed a campus tour, a Law

School tour and information session, and a trip to the Hennepin County Courthouse to observe part of an actual trial.

At the end of the week, students put their suits on and showed their stuff at trials presided over by Minnesota Supreme Court Justice David Lillehaug, Hennepin County District Court Judge Bruce Peterson, Professor Stephen Cribari, and lawyers Jeffrey Paulsen, Barry Edwards ('01), and John Braun ('11). As a surprise bonus, former Minnesota high school mock trial champions Kara Lillehaug and Kristina Tester, who went on to win the national high school championship in 2010, came to judge a final trial and meet with the students to provide insider advice and tips.

Post-camp feedback was uniformly outstanding. Students were especially positive about the attention and support they received from their coaches, adjunct professors Craig Roen ('87) and Craig Buske ('10), and recent graduates



A student presenting to Professor Stephen Cribari (left) and Justice David Lillehaug

and Law School mock trial champions Jennifer Rose ('13) and Graham Berg-Moberg ('13). Half of the participants asked the Law School to "please make the camp longer!" While there are no plans to do that, the camp will definitely return next year.

For more information about the camp, or to offer financial assistance to students who otherwise could not afford to attend, contact Associate Dean Sharon Reich Paulsen at reich002@umn.edu. ■



TARGET CORPORATION, THROUGH its Diversity in Law Scholarship Program, will provide a scholarship and practical legal experience for a diverse University of Minnesota Law student, the company has announced.

The Target Corporation Diversity in Law Scholarship will be awarded annually to a diverse student who exhibits high academic performance, leadership qualities and service to the community, and

Target Corporation Provides Funding for Diverse Law Student Scholarship

intent to practice in Minnesota upon graduation. Preference will be given to a student from an underrepresented group, with racial/ethnic background, sexual orientation, disability, and gender considered. The selected student will receive a \$5,000 scholarship to defray tuition expenses and the opportunity to gain practical legal experience in Target's law department through a three-credit field placement in the fall semester of the student's 3L year.

Courtney West ('15 J.D./M.B.A.) was selected as the first recipient of this Diversity in Law Scholarship. "I am grateful for the unique

opportunity this scholarship affords me—to bring the corporate perspective to my legal education," said West. "I understand how rare it is to be given the opportunity to interact with the legal department of a major corporation such as Target, and I am excited to enhance my education with this experience."

"The University of Minnesota Law School has a strong commitment to diversity in its student body, and Target Corporation's Diversity in Law Scholarship Program is a great complement to our efforts," said David F. Fisher, Executive Director of the Corporate Institute at the Law School. ■

125

1888-2013

UNIVERSITY OF
MINNESOTA
LAW SCHOOL
CELEBRATING
125 YEARS



The University of Minnesota Law School celebrated its 125th anniversary with a week of scholarly and social activities that culminated in a sold-out gala at McNamara Alumni Center on the evening of October 4. The celebratory events provided opportunities to reflect on the Law School's history, future and the extraordinary alumni who are accomplishing good in our society. The week included a lecture by A. Douglas Melamed from Intel Corp., a panel discussion on the future of legal education with current Dean David Wippman and three former deans, and the gala, featuring remarks from Dean Wippman, the Honorable Walter F. Mondale ('56), and University of Minnesota president Eric Kaler. The Honorable Kathleen Blatz ('84) served as master of ceremonies for the gala, which also included recognition of key alumni who are shaping the legal landscape for the benefit of society. A theme emerged throughout the week: that despite all the changes in our world over the last 125 years, the Law School continues to attract talented, productive and committed students and faculty who make significant contributions to communities in Minnesota, the U.S. and throughout the world.

A. DOUGLAS MELAMED PRESENTS WILLIAM LOCKHART LECTURE



A. DOUGLAS MELAMED

On Monday, Sept. 30, as the week of celebration for the Law School's 125th anniversary began, A. Douglas Melamed of Intel Corp. gave the William B. Lockhart Lecture on the theme "Lawyers as Conflict Engineers." Since 2009 Melamed has been senior vice president and general counsel at Intel, responsible for the company's legal affairs worldwide. Highlights of his distinguished law career include a partnership at the Washington, D.C., firm WilmerHale, where he chaired the Antitrust and Competition Practice Group, and five years in the U.S. Department of Justice, where he led the Antitrust Division. In recent years, he has focused on the intersection of antitrust and intellectual property law.

Melamed brought a message of optimism, delivered via an engagingly discursive three-part argument: 1) Demand for lawyers is driven largely by "value conflicts that are not resolved in settled law." Case in point: patents. Are they property, to be considered according to the long tradition of property law, or "policy instruments" granted by governments to induce innovation? 2) Lawyers are, in their essence, "conflict engineers uniquely suited

and trained to deal with such value conflicts." 3) Demand for lawyers will grow in the coming years, because—thanks to globalization, the drive for ever-higher productivity, and rapid innovations in several fields—we are in an era of increasing conflict. "If I'm right," Melamed said, "the legal industry is going to have a robust expansion, [creating] really exciting and challenging opportunities for lawyers and law schools in the near future."

This annual lecture honors William B. Lockhart, dean of the University of Minnesota Law School from 1956-72. Instrumental in enriching the Law School curriculum and attracting highly qualified faculty and students, he also cultivated a strong relationship with the Minnesota Bar, which continues to provide essential support to the Law School. During his 28 years as a professor at the Law School (1946-74), he shared his gifts of teaching excellence and scholarly leadership with students and faculty. After retiring at Minnesota, Dean Lockhart taught on the faculty of the University of California, Hastings College of Law (1974-94). He died in December 1995. ■

By Jeff Johnson



GUY CHARLES



PROFESSORS JOAN HOWLAND, ROBERT STEIN ('61), DEAN DAVID WIPPMAN, PROFESSORS GUY CHARLES AND FRED MORRISON

DEANS DISCUSS THE FUTURE OF LEGAL EDUCATION

The future of legal education was the topic of the closing panel for the 125th anniversary celebration week. Three former deans—Professors Guy Charles (now at Duke University Law School), Fred Morrison and Bob Stein ('61)—joined Dean David Wippman on stage for a lively talk.

Serving as moderator, Professor Joan Howland began the discussion by framing the significant challenges law schools across the country have faced in recent years: declining applications, increasing student debt and a changing employment landscape for graduates.

While acknowledging a fundamental change in the practice of law, especially for large firms, Professor Stein argued that these changes are due to recurring, cyclical forces, and that an adjustment in the supply and demand for attorneys can be healthy. He also reminded the audience that the majority of University of Minnesota Law School graduates work in small or mid-size firms, as in-house counsel or in public interest positions, fields that have not changed as dramatically in recent years. Dean Wippman, too, acknowledged structural changes in the way law is being practiced but emphasized that the need is growing for lawyers who can be problem solvers in an increasingly complex world.

In responding to a question about the appropriate balance between practical skills and theoretical training, Dean Wippman commented, “If you drill down, what most of these employers mean is legal

writing and business development skills. Our legal writing program remains one of the best in the country, and we are increasingly thinking about how we get our students to start thinking about and adopting social and professional behaviors that will help them develop clients.”

Professor Charles cautioned against overreacting to the call for “practice-ready” attorneys: “If it’s true that the world is getting more complex and requiring greater problem-solving skills, a sole focus on trade skills could be misguided. Yes, we need practice skills, but first the methodology of our thinking must be sound.”

Howland concluded the discussion with a question about how law schools should respond to the entreaty to “go global.” Morrison pointed out that when he began teaching more than 40 years ago, the Law School had no international students, while today approximately 12% of its enrollees are from outside the United States. Dean Wippman noted that while the Law School has been successful in attracting foreign students, it has been less successful in persuading U.S. students to take advantage of exchange programs and that Law School leaders are looking at how the study-abroad experience can be worked more easily into the demanding student schedule. Charles closed the panel session with this thought: “People will follow job offers, so if the demand is there internationally, our students are likely to follow.” ■

by Kathy Graves, a Minneapolis-based writer





1



2



3

- 1 The Honorable Walter F. Mondale ('56), Michael Freeman ('74) and Matthew Stark
- 2 Valerie O'Brien, The Honorable Richard C. Luis ('74), Terrence (Terry) O'Brien ('74), and Juanita Luis ('77)
- 3 Michael Makowesky and Luz Salazar (LL.M. '12)
- 4 University of Minnesota President Eric Kaler
- 5 Thomas Johnson ('70)
- 6 Marella Mazzei, exchange student from Bocconi University in Italy, and Minne Bosma, LL.M. student from the Netherlands
- 7 The Honorable Walter F. Mondale ('56) and Stacy Bettison ('99)
- 8 Bridget Gernander ('01), Dan Schmechel and Minnesota Supreme Court Justice Wilhelmina Wright
- 9 The Honorable M. Michael Monahan ('67)

More than 500 people gathered at McNamara Alumni Center on October 4 for a gala celebration of the 125th anniversary of the University of Minnesota Law School.

Board of Advisors chair Jeannine Lee ('81) welcomed the crowd of alumni, faculty, staff and friends and introduced Dean David Wippman, whom she credited for managing the “Sisyphean task of recruiting the best students, retaining the best faculty, maintaining a top ranking and ensuring jobs for graduates.”

In reflecting on the Law School’s 125 years, Dean Wippman noted, “The Law School achieved its present status as one of the country’s great public law schools the old fashioned way: We earned it.”

Dean Wippman recognized the more than 18,000 students who have earned law degrees at the University of Minnesota. “Individually and collectively, they have shaped Minnesota and the nation, in countless ways large and small, as lawyers, managing partners, prosecutors and public defenders, entrepreneurs, governors, members of Congress, ambassadors, leaders of companies like DuPont and Honeywell, president of the World Bank, nonprofit heads, justices and judges, and even a vice president of the United States.”



4

The dean concluded his remarks with a reminder that “the Law School has achieved its success not by looking backward, but by always looking forward.”

The Honorable Walter F. Mondale ('56), the evening’s guest speaker, toasted the Law School’s graduates for what they have done “for justice and decency across the world.” The evening’s emcee, the Honorable Kathleen Blatz ('84), welcomed current students Anna Mazig ('14) and Jake Vandelist ('14) to recognize alumni who have made a major contribution in shaping the rule of law (see sidebar).

University of Minnesota president Eric Kaler concluded the evening, remarking that there is “no reasonable doubt and plenty of expert witnesses that this is a world-class law school.” ■

Photos by Josh Kohanek



SHAPING THE LEGAL LANDSCAPE FOR THE BENEFIT OF SOCIETY: ALUMNI MAKING A DIFFERENCE

The following alumni were recognized at the October 4 gala for their role in shaping the legal landscape for the benefit of society:

- Hon. Charles Flinn ('65), Hon. Edward Cleary ('77), Michael Cromett ('78), Allen Saeks ('56) and Thomas Foley ('72) for their leading role in arguing the U.S. Supreme Court case *R.A.V. v. City of St. Paul*, a landmark First Amendment case.
- Hon. Orville Freeman ('46) and Michael Freeman ('74) for their leadership roles at the local, state and national levels.
- Cathy Haukedahl ('79) for her decades-long work toward providing high-quality legal services to low-income clients.
- Professor Joyce Ann Hughes ('65), the first African-American female to graduate from the University of Minnesota Law School and the first African-American tenure track professor at a major law school (U of MN).
- Arne Sorenson ('83), president and CEO of Marriott International, for his leadership in the realm of corporate responsibility.
- Minnesota Justice Foundation for connecting volunteer law students and attorneys with low-income people in need of legal services since 1982. Of special note: founders Robert Long ('85), Richard Plunkett ('84), Michael Christenson ('84), Ardys Korstad ('84) and Michael Krause ('84).
- Jeannette Bazis ('92) and Michael Ponto ('89) for their leadership in reaching a positive mutual solution to the Anoka-Hennepin School District's lawsuit on the bullying of LGBT students.
- Michael Ciresi ('71), Roberta Walburn ('83) and Hubert H. Humphrey III ('69) for their steadfast work in reaching a favorable and record-setting settlement in *State of Minnesota v. Philip Morris*.
- James Hale ('65) for his role as general counsel at Target and the key role he played in drafting the majority opinion in *Miranda v. Arizona*.
- Michael Hurley ('80) for his many leadership positions with the U.S. State Department, National Security Council and the CIA.
- Constance Berry Newman ('59) for her service with the World Bank and as Assistant Secretary of State for African Affairs.



SPONSORS

PLATINUM



GOLD



SILVER



EARTH, WIND & LAWYERS

The Evolving Challenges of Environmental Law

By Cathy Madison

ENVIRONMENTAL LAW sounds like today's latest, greatest, booming specialty—wrestling with global warming and hazardous waste remediation, protecting endangered species and threatened wilderness, monitoring energy transition from traditional sources (gas, coal) to alternatives (solar, wind). But the truth isn't quite so simple. In trying to characterize this area of the legal profession, the proverbial elephant described by blind men comes to mind. Environmental law is a field of disparate, often narrowly defined subspecialties. Jobs are elusive. Growth is erratic. Nevertheless, those who have chosen it thrive on its unique and evolving nature. Whether they practice in corporate or non-profit settings, representing the government or litigating for clients, they share an appetite for nuance and a sense of contributing to the common good.



Photo Illustration: Stephen Webster

CONT >

FONTAINE:*Right Time, Right Place*

GREG FONTAINE ('81), NOW A SHAREHOLDER in Leonard, Street and Deinard, Minneapolis, recalls the explosion of environmental law in the early '80s, when he worked in the corporate department at the Minneapolis firm Dorsey. In response to client demand, two of his colleagues formed an environmental law department. They asked him to join; he said yes.

"Obviously there were some important environmental cases in the '70s, but they were few and far between for most lawyers," he recalls. However, when the Superfund law passed in 1980, followed in 1984 by the toughening of the Resource Conservation and Recovery Act, new regulations, lawsuits and changes in traditional liability schemes exploded.

Fledgling departments grabbed litigators and transactional lawyers wherever they could find them. The field grew rapidly until the late '90s or early '00s, then leveled off for about a decade as, per Fontaine, "many of the things that environmental attorneys work on to make more efficient or to deal with uncertainties became routine matters."

Now the field is growing again, especially in Minnesota, where mining, agribusiness and energy endeavors are raising new environmental issues. Although he has considerable agribusiness experience, Fontaine now helps mining clients find the proper balance between sustainable economic development and environmental protection.

Minnesota's most important natural resource is water. Fontaine sees its abundance and recreational use as "part of the social fabric. Protection of water resources has always been contentious, but environmental consciousness is a more significant factor now than ever. And it's not just agencies and environmental groups that are concerned—businesses are concerned, too," he says. "Lawyers play a key role in bringing those different perspectives together."

Fontaine finds this intersection of public policy, science and business appealing. He expects to stay busy helping clients navigate state and federal regulations that can sometimes overlap and sometimes be in conflict.

"I like finding effective solutions. I don't like controversy

for the sake of controversy, which some groups seem to promote. These environmental concerns are legitimate issues for everyone around the table," he says. "Environmental law is about finding practical solutions to complex problems, and finding ways to make regulators and the public comfortable that those solutions are going to work."

JOHNSON:*It's in the Water*

WATER RIGHTS AND QUALITY ARE PARAMOUNT for Lee Johnson ('88), who joined Carlson, Hammond & Paddock, a small Denver firm specializing in western water matters, in 1989. Unlike eastern states that use the riparian rule, Colorado adopted the prior appropriation doctrine, a system based partly on that used by the miners who settled the state. The "first-in-time, first-in-right" rule begets a complicated legal system that must address and resolve access and water usage issues among numerous competing interests: municipalities, farmers, ranchers, developers, energy companies and others.

"Global warming issues have the potential to stress the system," Johnson says. Such issues can range from severe drought patterns to large storm events to changes in the nature and timing of the annual snow pack runoff. For example: Earlier runoff seasons and higher volumes may require increased storage capacity to divert water coming from the high peaks, he explains. "Municipal entities and water providers have to plan differently now."

Johnson often encounters political hot buttons. When Colorado raised renewable energy standards for rural providers, already testy northern counties threatened to secede. "There is some cage-rattling going on," he says. And while sunny Colorado seems a perfect candidate for large solar installations, those that create energy by driving steam turbines could potentially consume significant amounts of precious water.

Although Colorado is considered an alternative energy leader, "the bigger issues for our practice relate to more traditional oil and gas development. Hydraulic fracking

“In industrial areas, there is a growing sophistication about environmental footprints, and practices that were deemed acceptable within the last few decades don’t pass muster anymore.”

—Andy Mortl ('95)

[injecting water, sand, and other elements into faults to get a higher natural gas output] is driving the market for water rights through the roof.” In some places, the lease price for fully consumable water has gone from \$300-400 per acre-foot (a measurement of volume: one foot of water over one acre of land) to as much as \$3,000 per acre-foot.

Change in use patterns and demands, concern about how fracking affects water quality and supply, and conflicts between landowners and mineral rights owners over horizontal drilling are among the issues that will challenge Johnson for the foreseeable future.

“The variety is really refreshing for me, although some days are better than others. I’m not wearing a white hat all the time—sometimes it’s fairly gray—but I can sleep most nights knowing that I’ve helped make sure we have a clean, reliable water supply,” he says. “At the end of the day, that’s what counts.”

MORTL:

Remediation by Chance



“I KNEW I WAS GOING INTO LITIGATION, but environmental law as a subspecialty was not something on my radar,” admits Andy Mortl ('95). “I kind of stumbled into it.”

After starting out at a large San Francisco firm, he joined Glynn & Finley, a small boutique in Walnut Creek, Calif., in 1999. When founder and environmental lawyer Patrick Finley asked for help on a Superfund case that was about to go to trial, Mortl jumped right in. As one case led to another, Mortl discovered an affinity for the technical, scientific aspects of litigating environmental contamination cases for large oil companies and others.

Change, primarily in public perception, has marked his career. “In industrial areas, there is a growing sophistication about environmental footprints, and practices that were deemed acceptable within the last few decades don’t pass muster anymore,” he says.

As more people become educated about the issues, thresholds for acceptable levels of contamination have likewise changed. “They’ve come to understand that there are thresholds that do not present a meaningful risk to the environment or human health,” he says. “Most people used to automatically associate contamination or pollution with immediate danger. In reality, we’re walking around every day breathing and being exposed to certain things, and it does not necessarily increase the risk of anything.”

California regulators concur. Their recently established low-threat closure policies for petroleum-related sites should reduce the nuisance cases that used to clog the system.

“Historically, living next door to a contamination site could be a potential lottery ticket. Homeowners would contend it somehow interfered with their use or enjoyment of their property and extract settlement money,” Mortl explains. “They could collect damages even though the regulatory agency was satisfied with or not pushing for cleanup. They were suing because they could.”

Mortl sees environmental law as relatively stable, no spikes in sight. It is not a good-guy-vs.-bad-guy scenario, as many may believe. “Technology and awareness have come a long way,” he says. “There’s less incidence of accidental pollution, and it is certainly very rare to see intentional releases. In almost all contaminated sites, none of the releases or contamination was on purpose. It did happen, but it was unintended.”

SCHROEDER:

Nuance in Alaska

HAVING GROWN UP WITH A LOVE FOR hiking, skiing, kayaking, canoeing and fishing, Michael Schroeder ('10) pursued environmental law with a classic goal: work for a nonprofit, protect the environment. But the more he learned about the field through his colleagues and environmental law classmates, the more his expectations evolved. The field promised much more job diversity than he’d realized.

“It’s less black and white than people imagine. It’s not just protecting nature while the oil and gas industry destroys the environment. It’s incredibly more nuanced than that,” he says.

CONT >

“It’s less black and white than people imagine. It’s not just protecting nature while the oil and gas industry destroys the environment. It’s incredibly more nuanced than that.”

—Michael Schroeder ('10)

< CONT



Now assistant district counsel for the U.S. Army Corps of Engineers in Alaska, Schroeder monitors environmental cleanup operations, ensuring that proper procedures are followed and standards are met. Alaska is home to hundreds of remote sites containing old munitions, radio relay stations, runways and missile defense sites from Cold War days. Much of this land was turned over to the state and landowners years ago, but contamination was not addressed. Now the federal government is returning to clean things up.

Rugged, independent Alaskans are often suspicious of federal intervention, which forces Schroeder to do a delicate dance. “There’s the push and pull of citizens asking you to do more but at the same time telling you to stay out of their business. People are skeptical about the government coming onto their property and doing work,” he says.

Schroeder spends some of his time reviewing historical documents to determine liability. “It’s interesting to see how attitudes have evolved,” he says, citing chemical use from three or four decades ago as an example. “For the most part, [contamination] was not malicious or negligent. Today we have a deeper understanding of the impact of what we leave behind.”

He notes that cleanup has remained a priority, even in recessionary times. “We’ve been fortunate, with annual budgets as high as \$70 million,” he says. “Landowners are often surprised to find out the Department of Defense is willing to clean up their property.”

His employer has a large presence in the state, adds Schroeder, although its focus is shifting as military construction winds down and the need for infrastructure ramps up. He doesn’t see the need for his services fading anytime soon; in fact, he expects environmental law to grow.

“The subject matter is more tangible than in other practice areas,” he says. While former classmates who pursued other specialties are surrounded by conflict, he gets

to check off an inventory of decontaminated sites at the end of the year. As he puts it, “You can enjoy getting your hands dirty even though you spend your days at a desk.”

BERGAN:

Alternative Roller Coaster



RAISED BY ENVIRONMENTALLY AWARE

parents, Sara Bergan ('10) says she was always interested in where food and energy came from, “but my environmental law trajectory was kind of long.” She earned a bachelor’s degree in environmental studies and worked in international human rights—“a tough nut to crack”—before deciding that food and energy are also fundamental issues with global impact, worthy of her focus.

She became executive director of the Great Plains Institute, a Minneapolis-based nonprofit organization focusing on sustainable development issues, especially energy and climate change. The nontraditional group merged business, utility, agriculture, legislative and regulatory interests to consider long-range, comprehensive solutions to environmental problems.

“We took a consensus approach to solving energy issues at a time when climate change was a dirty word—before it became a dirty word again,” she says, reflecting the current political scene.

Her broad background steered her toward a Master in Public Policy (M.P.P.) degree from Princeton, then her J.D. from the Law School; the combination of the two gives her what she deems “a thorough and practical education for someone interested in how policy unfolds.” Now an associate at Stoel Rives, a 400-attorney firm with offices in

seven states and Washington, D.C., she works with renewable energy and cleantech clients on regulatory matters and project development and finance.

Her primary challenges stem from a dearth of long-range energy policy and planning. Production tax credit incentives, for example, expire, are renewed, then expire again many times in a decade. “The lack of business certainty creates a rush to catch [fiscal advantages] while they’re there, then adjust as necessary when they’re gone or expected to go away. It creates a roller-coaster effect,” she says.

Longer planning horizons would create a more stable energy marketplace, but her wind and solar clients must seize the day. That means not only rushing permits but also tracking new definitions, rules and regulations. Recent solar legislation in Minnesota, for example, sets higher renewable energy goals for utilities, which affects future planning.

“Solar prices have dropped tremendously recently, and it’s the largest resource out there—a game-changer,” she says. “Meanwhile, we haven’t even come close to fully tapping the resource of wind.”

Bergan likes combining these noble pursuits—from supporting alternative energy sources to protecting endangered species—with the variety and complexity of her large-firm legal work. “It doesn’t get old easily, which is somewhat true of the field. New technology is part of the equation all of the time, and as the technology develops, it creates new and interesting questions.”

HOFFMAN:

Nonprofit Advocate



AFTER GRADUATING FROM MICHIGAN STATE University, Kathryn Hoffman ('06) began the roundabout trek to her dream job in the trenches, coordinating the recycling program for a St. Paul neighborhood association. It was an informal education in business and compliance, and in time it led her to the Law School and the Hubert H. Humphrey School of Public Affairs, where her M.P.P.

focused on science, technology and the environment. She hoped to land an environmental consulting job, but alas, such positions were rare.

She turned instead to litigation, handling insurance defense matters for Zelle Hofmann, an international litigation firm with offices in seven cities. She learned much in that nearly five-year stint, yet yearned for her original goal. In 2010, “sheer dumb luck” (and a tip from a former law school mentor) took her to the Minnesota Center for Environmental Advocacy, where she is now staff attorney, supporting energy, mining and water quality issues.

On the federal level, Hoffman notes increased movement from the Environmental Protection Agency, which is introducing more rules regulating coal plants and carbon emissions, as well as mercury and other toxins. On the state level, she notes a political shift among regulators, who seem more interested in business operation and job creation than environmental regulation.

“They seem to think it’s a tradeoff, which is unfortunate,” she says. “There’s a heavy emphasis on streamlining permits, which is fine—they should be streamlined, just not at the expense of the environment. We need to make sure we’re thoroughly studying the project and taking appropriate steps to mitigate the impacts. It doesn’t kill jobs to require compliance with environmental regulations, because other businesses are designing those [mitigating] technologies.”

She also observes a misperception that we have solved our environmental problems. “People think, ‘We have the Clean Air Act, the Clean Water Act—why are we still worried about these things?’ Those problems have just shifted from local or regional to global, with climate change as an obvious example,” she says. “In many ways they have become much larger in scale and now require new tools to address.”

Coal plants cause worldwide pollution, she explains, and mercury emissions increasingly affect global health. Minnesota has stringent environmental standards yet faces challenges from expanding taconite mines and proposed copper and nickel mines, all of which are now wending their way through regulatory tangles.

Hoffman has worked to prevent new coal plants from being built, as well as ensuring that environmental laws are properly enforced “with no exemptions, loopholes, or exceptions.” She likes these “big-picture” aspects of her job.

“Climate change is the biggest environmental challenge my generation will face, and probably the biggest challenge of my children’s generation. We have to find ways to decrease carbon emissions and adapt to changes that have already been caused and will get worse no matter what we do. It’s exciting to come to work every day and work for changes I believe in,” she says, noting that her litigation skills are as essential as her commitment. “All advocacy work revolves around the law.” ■

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



This 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 they believe in. They bring fresh perspectives back to students in hopes of inspiring them to put their own scholarship into practice.

FOR STEPHEN BEFORT ('74), putting theory to work is no mere add-on to teaching. It is the leitmotif of his career. Befort's first position at the Law School was as director of the clinical program, a role in which he served from 1982 to 2003. "Clinical education is all about learning by doing," he says. "I try to take being a practitioner into the classroom because I think it informs how people learn."

Now the Gray, Plant, Mooty, Mooty & Bennett Professor of Law and the associate dean for research and planning, Befort teaches courses in labor law, employment law, employment discrimination, public employment, comparative labor and employment, disability in the workplace, and alternative dispute resolution—courses that he didn't have the opportunity to take when he was a student at the Law School. Employment law was a new survey course when he began teaching it in 1988, and he recalls that it opened doors for him in terms of writing and teaching for years to come.

Befort's interest in alternative dispute resolution and labor law was piqued when he represented the Bureau of Mediation Services and worked on public-sector labor cases early in his five years (1974–79) as a special assistant in the Minnesota attorney general's office.

About 20 years ago, he made his interest in alternative dispute resolution official by qualifying for two arbitration rosters, one with the state of Minnesota and the other with the Federal Mediation and Conciliation Service. He's had a steady part-time practice in alternative dispute resolution ever since.

Befort, who does most of his arbitration and mediation in employment and workplace contexts, relates stories of his cases with a matter-of-factness that belies the emotions that roil among parties in dispute. He calls labor and employment law a second cousin to family law because it often involves similarly emotion-fraught elements: ongoing relationships, deeply held expectations and feelings of betrayal. Recognizing that "sometimes winning a particular battle can lose the relationship," Befort tries to resolve disputes in ways that not only are fair and equitable but also influence the parties' future relationships positively.

Josh Tilsen, commissioner of the Minnesota Bureau of

Mediation Services, observes, "Steve has an intuitive understanding that parties have overlapping interests and you just have to suss them out.

"Some mediators are pushers, some are extremely quiet," Tilsen adds. "Steve is quiet but makes suggestions to the parties and is calm about it."

The back-and-forth nature of mediation can be wearing, but Befort finds it challenging and stimulating to manage the expectations and dynamics of multiple parties. And he never forgets how high the stakes can be. For example, in arbitrating teacher termination cases, Befort knows that if he finds there was misconduct, the teacher is unlikely ever to get a teaching job again.

"Workplace disputes get difficult, and I believe there's some service in resolving them in a way that is less litigious and less nasty."

Accessible Arbitrator

Befort's human-focused approach, combined with the quality of his decisions in more than 250 arbitration cases in ten states, has made him a go-to guy. When other practitioners ask Tilsen how they should proceed with their cases, he often calls Befort to get his input.

While his professional peers appreciate his helpfulness, Befort takes accessibility further. Both interest and grievance arbitration cases can be abstruse—but as Tilsen points out, Befort's legal analyses and writing style make his decisions easy to understand for the parties directly involved as well as for others (such as managers and union members) who are affected by the outcomes.

Pairing Mediation with Arbitration

Befort's dual strengths put him at the leading edge of "med-arb," which has been used in other fields but is not yet common in labor law. Med-arb is something of a hybrid: parties try mediation first, and if they can't reach an agreement, they move directly to binding arbitration.

In 2012, Tilsen and Befort were co-mediators of contract negotiations between the state of Minnesota and its two largest unions, the American Federation of State, County & Municipal Employees and the Minnesota Association of Professional Employees. Befort was also in the role of mediator-arbitrator.

The contentious negotiations—which took place in a context of tight state budgets, slim Republican legislative majorities, and a Democratic governor—drew plenty of political and media attention. Still, Befort stuck to his practice of not talking to the media as he and Tilsen engaged in a three-cornered process with working groups of 20 or more people from each involved party.

The evening before the case was slated to go into arbitration, the parties reached an agreement—an outcome about which Befort is typically modest. “I may have helped the process on the way, but the actual resolution did not happen with me in the room; it happened after our mediation ceased and before the arbitration was about to begin,” he says. “I think the parties got an idea of how I was reacting to the economic and social issues, and it got close enough that they thought it was better to hammer out the details themselves than have me decide the details for them.”

He admits to a bit of a thrill when such things work out in mediation: “If you can facilitate a settlement, it’s a sort of rush of accomplishment that’s different from arbitration... [where] there’s a winner and a loser. It’s not quite the same as having the parties shake hands at the end and say, ‘OK, we have a resolution.’”

Tilsen considers Befort well suited to the delicate balancing act inherent in med-arb. While arbitrators are not permitted to have ex parte conversations with the parties to a dispute, Tilsen explains that “a mediator-arbitrator, who does engage in those off-the-record discussions, is empowered to make suggestions—and suggestions from [someone] who will ultimately make a binding agreement if you don’t reach an agreement have a lot more power than those of a mediator who is going to go away if you don’t settle.”

“Med-arb is a powerful tool, but not everybody would be trusted with it by the parties,” Tilsen says. “Steve’s just a highly trusted guy because of his calm demeanor, his long experience, and his evident evenhandedness over many years.”

Bringing the Outside In

Befort has served in numerous volunteer roles for the National Academy of Arbitrators, the ABA’s Labor and Employment Law Section, and the Minnesota State Bar Association Labor and Employment Law Section and its Legal Assistance to the Disadvantaged Committee. He chairs the U.S. Branch of the International Society of Labor Law and Social Security, was elected in 2010 as a Fellow of the College of Labor and Employment Lawyers, and serves on the executive board of the Labor Law Group. The first project Befort undertook for the Labor Law Group involved integrating the doctrinal components of labor and employment law with the clinical skills needed to practice in those fields.



STEPHEN BEFORT ('74)

Preparing Students

Befort has taught several courses that put theory into action in fresh ways. One of these is Law in Practice, during which first-year students work on case files, doing interviewing, counseling, negotiating and case planning. “Typically that wasn’t done until later years in law school,” Befort says. “It’s a major innovation to bring practice into the classroom early on.”

Befort believes the in-class simulations he leads in the Alternative Dispute Resolution course are not just playacting: “You’re still doing it in front of others, you don’t want to be embarrassed, and you also want to figure out how you actually would handle cases in real life.

“Being exposed to reality perks students up to learn in ways that make a difference,” Befort says. “I’m not just talking about abstract principles, but also about how those principles play out in real settings.”

Befort’s students clearly appreciate his approach; they have twice honored him with the Stanley V. Kinyon Teaching and Counseling Award.

Collegial Collaboration

Laura Cooper observes much of Befort’s work firsthand. Also an arbitrator and a mediator, she is the J. Stewart and Mario Thomas McClendon Professor in Law and Alternative Dispute Resolution at the Law School. Cooper and Befort co-edit the *ABA Journal of Labor & Employment Law*, have co-authored books and articles, and created the Law School’s concentration in labor and employment law.

“Steve has the most diverse experience and breadth of knowledge of anybody in labor and employment law,” says Cooper. “It is rare to find in a single person someone who has represented unions, employers and labor relations agencies, been an arbitrator and a mediator, and who teaches across the entire breadth of the labor and employment curriculum.” ■

By Karen K. Hansen, a freelance writer and clarinetist based in St. Paul

GIFTS TO GENERATIONS



THE CAMPAIGN FOR THE UNIVERSITY OF MINNESOTA LAW SCHOOL

Robina Foundation: Pledging New Support

In May 2013, the University of Minnesota Law School received one of the largest gifts in its history: a pledge of almost \$9 million from the Robina Foundation. The gift has been divided evenly to support two Law School programs: the Robina Institute of Criminal Law and Criminal Justice and a new immigration law center, the University of Minnesota Law School Center for New Americans. Together, these gifts support work that has the potential to help millions of people.

“We are immensely grateful for the ongoing support we’ve received from the Robina Foundation,” said Dean David Wippman. “This generous gift will help sustain the Law School’s reputation as an international leader in legal education and builds on our history of public service and outstanding scholarship.”

In making the announcement, Wippman noted the Law School’s long tradition of offering practical training for students through its clinical program, one of the nation’s largest. “The new immigration law center underscores the mission of the Law School’s clinics to address pressing societal needs,” said Wippman. The Law School’s clinical program is celebrating its 100th anniversary this year.

The funding for the Robina Institute of Criminal Law and Criminal Justice builds on previous gifts from the Robina Foundation, which established the institute in 2011. The additional \$4.5 million

augments the institute’s work on criminal law reform, making it possible to accelerate and expand research and advocacy on sentencing law reforms that enhance public safety while reducing inequities, cost, and some of the burdens of incarceration. The University of Minnesota Law School faculty are nationally known for their research on sentencing systems in the U.S., and the effects of these systems on public safety, sentencing proportionality, racial and ethnic disparities, and imprisonment rates.

The gift establishing the University of Minnesota Law School Center for New Americans creates a collaborative initiative by which leading area law firms and nonprofit organizations, led by the Law School, can respond to critical legal and social needs of diverse immigrant groups. The Law School is working with these law firms and nonprofits to expand urgently needed legal services to immigrant communities and to pursue litigation that leads to improving the laws affecting immigrants. The center, which is the first of its kind among law schools, is also home to the nation’s most dynamic and comprehensive immigration clinic for law students, offering them outstanding opportunities to gain experience in litigation, policy development and advocacy, and community outreach and education.

The Robina Foundation’s gift represents a major contribution to the Law School’s GENERATIONS campaign, a seven-year effort to raise \$70 million. This gift augments

previous Robina support for faculty positions and research, a public interest scholars program, student scholarships, and the Law School’s Robina Institute of Criminal Law and Criminal Justice.

The Robina Foundation was created by James H. Binger (’41) shortly before his death in 2004 to fund forward-thinking projects and to encourage—at major institutions—the exploration of new ideas and transformative approaches to critical social issues. The Law School, Abbott Northwestern Hospital in Minneapolis, the Council on Foreign Relations and Yale University were selected to receive major funding.

Class of 1963: A 50th Reunion and a Record-Setting Class Gift

Committee members Bill Dolan, Terry Fruth, John Karalis, Jon Lebedoff, Bob Minish and Harry Walsh knew that the 50th reunion of the class of 1963 would generate enthusiasm among their fellow alumni. They also knew that they needed to reach out to every member of the class personally to build momentum for this milestone celebration. “We divided up the list and went to work,” says co-chair Jon Lebedoff. “Every classmate for whom we had a phone number was called in the months leading up to Spring Alumni Weekend. As the conversations unfolded, our friendships were renewed and it was clear that our 50th celebration was going to be a very special event for our class.”



MEMBERS OF THE CLASS OF 1963

GENERATIONS: The Campaign of the University of Minnesota Law School

For generations, the University of Minnesota Law School has taken pride in its long record of educating leaders who have gone on to represent the profession with distinction, serve in public office at the highest levels, and bring creative solutions to the world of private enterprise. Now more than ever, our governments, businesses and communities need a new generation of such extraordinary leaders.

The GENERATIONS campaign will bolster the foundation of excellence in teaching, legal research, and scholarship for a new generation of exceptional students. Key priorities for the campaign include:

- Scholarships and student support
- Strategic initiatives, curricular innovations, teaching, and the student experience
- Core support and unrestricted giving

As of November 12, 2013, nearly \$60 million has been committed to the GENERATIONS campaign by alumni and friends of the Law School. This total represents 85% of the campaign's goal of \$70 million.

We are deeply grateful for the support of everyone who has contributed. If you, too, would like to be a partner in supporting the Law School through the GENERATIONS campaign, please contact the Advancement Office at 612-626-8539 or www.law.umn.edu/generations.html.

Co-chair Bill Dolan led the effort to mark the occasion with a special class gift. "As much as we wanted to celebrate our experience at the Law School, we also wanted to give back in ways that will make a positive difference for both current and future Law students," he says.

As the April 19, 2013, reunion celebration approached, the guest list continued to grow, with class members making travel plans from locations all across the country. The class invited Dean David Wippman and faculty from their era to attend. Professor George Christie and Professor John Cound were also added to the guest list. When the doors opened for dinner at the Minneapolis Club, 35 alumni were in the room—47 percent of the living and reachable classmates. "The turnout from our class was remarkable," Lebedoff observes. "It was so much fun to reconnect with each other after 50 years—it was a remarkable evening."

"The spirit of '63 will be a positive factor at the Law School for a very long time," notes Dolan. "Collectively, our class committed more than \$3.4 million to our alma mater, a new record for a 50th reunion class. Some gifts have been made already, while others will come from our estates and retirement plans in the future.

"I am so proud of '63," he says. "We enjoyed a great 50th reunion and we made a significant investment in the future of the Law School."

An Anonymous Donor Gives Back

As a former member of the Law School Board of Advisors, this donor understood how the student experience

was moving away from the former economic model: low tuition, subsidized by funds from the state of Minnesota. As the state removed itself more and more from the equation, students were asked to make up the difference, causing dramatic tuition increases. Today, money for scholarships is essential to the Law School's ability to recruit a talented and motivated 1L class every year. "These aspiring lawyers are facing serious challenges in paying for Law School," the donor says. "The obvious response is that students are taking on more loans—and I want to help mitigate that debt load."

This generous alumnus was intrigued by a matching gift opportunity provided by the Robina Foundation. "When I learned that Robina would match my commitment to give \$5,000 per year for three years, I immediately made a pledge that doubled the impact of my philanthropy for current students. Each year, \$10,000 is made available for scholarships that replace loan obligations."

Recently, the donor learned that Robina also matches three-year pledges of \$20,000 per year. "I had some extra cash flow as part of my compensation package from my firm, so I decided to extend my pledge for a second three-year period at the higher rate," he says. "My gifts and the matching funds generate a total of \$40,000 per year. I could not afford to do it by myself, but with the Robina match, I am funding a full scholarship for a Law School student. My investment in the next generation of our profession is a source of satisfaction for me, and I feel good that I can help reduce the debt load of current students." ■

Faculty Perspective



FACULTY AWARDS, GRANTS AND NEWS



June Carbone was appointed to the Robina Chair in Law, Science and Technology, effective July 1, 2013.



Dale Carpenter's book *Flagrant Conduct: The Story of Lawrence v. Texas* was named the

winner in the LGBT nonfiction category at the 25th annual Lambda Literary Awards in June.

Thomas Cotter launched a blog, Comparative Patent Remedies, which provides updates and analyses of the

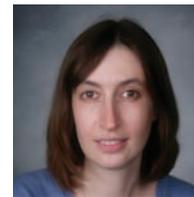


law and economics of damages, injunctions and other remedies for patent infringement within the world's major patent systems.



Oren Gross participated in a meeting convened by the United Nations Office of the High Commissioner for Human Rights to discuss military courts. The meeting, held in Geneva, brought together a small group of experts with the aim of providing advice to the Special Rapporteur on the independence of

judges and lawyers. Gross also spoke in Berlin at an international conference entitled "Securing the Freedom and Stability of Cyberspace: The Role and Relevance of International Law." The conference was organized by the German Foreign Office and the University of Potsdam and was convened by Guido Westerwelle, the German foreign minister.



Jill Hasday was appointed to the Centennial Professorship in Law and to a Solly Robins Distinguished Research Fellowship, effective July 1, 2013. Her 2012 article in the *Vanderbilt Law Review*, "Siblings in Law," was cited by Israel's Supreme

1 2013-14 faculty at the faculty dinner in September



2 Professor Mark Kappelhoff at the *Law and Inequality: A Journal of Theory and Practice* symposium



3 Dean Wippman welcomes the faculty at the fall faculty dinner

4 Professor Robert A. Stein ('61) and Judge David S. Doty ('61) at Stein's book-signing reception



5 Associate Dean for Academic Affairs and Professor Carol Chomsky mingles with incoming students at orientation

6 Michael Hancher, affiliate fellow, A. Douglas Melamed and Professor Claire Hill at the Lockhart Lecture reception



Court. The case considered the right of brothers to live together in the same country when one brother's custody is subject to the Hague Abduction Convention and the other's is not.



Kristin Hickman was appointed to the Harlan Albert Rogers Professorship in Law, effective

July 1, 2013, and she has been named associate director of the Corporate Institute. Her work on judicial deference doctrine was cited in a memorandum opinion issued by Chief Judge Karen E. Schreier of the U.S. District Court for the District of South Dakota in the case of *Draper v. Colvin*. The case concerned a challenge against the Commissioner of Social Security's decision to terminate an individual's Supplementary Security Income benefits. In describing the standard of review utilized to review the

Commissioner's interpretation of the relevant statutory language, Chief Judge Schreier cited Hickman's 2007 *Columbia Law Review* article with Matthew Krueger ('06), "In Search of the 'Modern' *Skidmore* Standard."



Joan Howland was elected chair-elect/chair of the ABA Section of Legal Education and Admissions to the

Bar Council for the 2013-15 terms. Howland has served on the Section's Council since 2006 and was vice-chair of the council for the 2012-13 term. The Section's Council is the national accrediting body for American legal education.



Maury Landsman was profiled in an August 28, 2013, NPR feature on growing up with parents who had

"white-privileged attitudes." Despite his parents' racial biases, Landsman had different views and joined the 1963 March on Washington. The article is part of a special series partnered with "The Race Card Project: Six-Word Essays."



William McGeeveran was appointed the Vance Opperman Research Scholar, effective July 1, 2013. This

semester he is a visiting professor at the University College Dublin School of Law.



Amy Monahan was appointed to the Julius E. Davis Chair in Law, effective July 1, 2013. She was selected for the

2013 Young Scholars Medal, given biennially by the prestigious American Law Institute. The Young Scholars

CONT >

Medal was founded in 2011 to encourage and acknowledge practical academic work with the potential to have a positive influence on the law. The honor goes to only one or two scholars every other year, typically those in their first decade of teaching. The candidates are nominated by law school deans.



Fred Morrison, former Law School interim dean, and **Dean David Wipman** had a commentary published in *Minnesota Lawyer* that responded to President Obama's recent statement about

changing law school to a two-year degree program.



Fionnuala Ní Aoláin is one of the founding editors of *Just Security*, a new blog that provides a forum

for high-level discussion of law, rights and U.S. national security. *Just Security* aims to promote principled and pragmatic solutions to the most pressing national security problems that decision-makers face.



Myron Orfield's study of the exclusionary rule, published in the *University of Chicago Law*

Review, was cited in August by the Ninth Circuit in *United States v. Underwood*, for the proposition that "the exclusionary rule has helped police more effectively secure evidence without violating the law and the rights of American citizens... and that it has improved the quality of police training, education and case reporting." Orfield and Tom Luce,

research director at the Institute on Metropolitan Opportunity, released a study in October that showed that Twin Cities charter schools underperform traditional public schools and continue to be highly segregated by race and income.



Hari Osofsky was named director of the reformed Joint Degree Program in Law, Science & Technology.



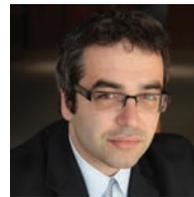
Kevin Reitz has been elected to The American Law Institute (ALI), the leading independent organization

in the United States producing scholarly work to clarify, modernize and improve the law. The ALI drafts, discusses, revises and publishes Restatements of the Law, model statutes and principles of law that are enormously influential in the courts and legislatures, as well as in legal scholarship and education. The institute's elected membership of lawyers, judges and law professors is limited to 3,000. The total membership of more than 4,300 includes ex officio members, honorary members and life members (those elected members who have attained more than 25 years).



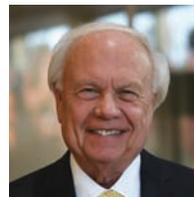
Francis Shen's recent *Education and Urban Society* article on mayors and urban education,

"Community Support for Mayoral Control of Urban School Districts: A Critical Reexamination," was featured as a key research article on the Web site *Psychology Progress*. *Psychology Progress* alerts the scientific community to the latest and most significant research, clinical findings, and neurological breakthroughs in all areas of psychology.



Daniel Schwarcz was appointed to a Solly Robins Distinguished Research

Fellowship, effective July 1, 2013.



Robert Stein ('61) was reappointed to the Everett Fraser Chair in Law, effective July 1, 2013.



Susan Wolf and two co-authors published "Patient Autonomy and Incidental Findings in

Clinical Genomics" in *Science*. The article addressed a major controversy over how to handle incidental findings in medical genomic sequencing. This summer she was invited by the Institute of Medicine Roundtable on Translating Genomic-Based Research for Health to debate new recommendations from the American College of Medical Genetics and Genomics on how to handle incidental findings in clinical genome and exome sequencing. Also this summer, Wolf presented at the National Institute of Allergy and Infectious Diseases about the challenges of managing incidental findings in clinical research and the debates underway on return of results and incidental findings in both research and clinical care. ■

Our faculty are frequently quoted in the media and called upon for their expertise. There are too many to include here, due to space constraints. To see more faculty news, go to our Web site, <http://www.law.umn.edu/news/faculty.html>.

NEW AND VISITING FACULTY

NEW FACULTY



Benjamin Casper ('97) joined the faculty in 2013 as a visiting associate professor in the clinical

program. He is director of the Center for New Americans and teaches the Federal Immigration Litigation Clinic, which engages students in strategic impact litigation on behalf of immigrants and refugees. He has more than 16 years of experience litigating cases before immigration courts, the Board of Immigration Appeals, U.S. District Courts, U.S. Courts of Appeal and the U.S. Supreme Court.

Before joining the Law School, Professor Casper was in private practice. From 2008 to 2013, he was also director of the *Pro Bono* Litigation Project at the Immigrant Law Center of Minnesota. He has previously served as an adjunct clinical professor of immigration law at the University of Minnesota, William Mitchell College of Law and the University of St. Thomas School of Law. From 1997 to 2001, he was an attorney for the nonprofit immigration law office Centro Legal, where he focused on deportation defense. He graduated with honors from the University of Minnesota Law School in 1997.

Since 2011, Professor Casper has served on the amicus curiae committee of the American Immigration Lawyers Association. He writes and lectures on immigration law topics for both local and national audiences.

VISITING FACULTY



Haifang Yao is a visiting scholar from Renmin University of China (RUC), where he is an

associate professor in the law school.

Before taking that position in 2008, he was on the postdoctoral staff of the RUC's school of finance.

His main research area is business law, particularly corporate law. His current research focuses on the governance of state-owned enterprises, consumer law and real estate taxes.

Professor Yao's published articles include: "On the Purpose of Building Tax Reform: Macro-Control or Rule of Tax Law," *Jurist*, 3 (2011); "The Identification of 'Market Dominance' in 3Q Case," *Cases Research*, 4 (2010); "The Rule of State Law in Rural Property Dispute Resolution," *Social Science*, 9 (2010); "Regulation of Information in Advertising Law," *Politics and the Law*, 5 (2010); "The Implementation of Market Regulation and the Exercise of Accountability," *Business Administration*, 3 (2010); "The Dimension of the Ideal and the Reality: The Exploration of Ownership Socialization," *Capital Normal University (Social Science Edition)*, 5 (2008); "The Integration of Macro-Control and Government Economic Behavior," *Jurist*, 3 (2008); "The Application of Law Regarding Rural Property Disputes," *Cases Research*, 6 (2007); "Theory and Practice of the State-Owned Tannery Reform," *East China University of Politics and Law Journal*, 1 (2005); "The Positioning of Commercial Law in Modern Society," *Commercial Law Frontier*, 1, 2 (2002).

Professor Yao's monographs include: *Theoretical Research on the Subject of Economic Law Theory* (China Legal Publishing House, 2011); *The Interpretation and Implementation of New Partnership Enterprise Law* (China Legal Publishing House, 2007); *Introduction to Economic Law* (Renmin University Press, 3d ed. 2010) (Deputy Editor); *Enterprise and Corporate Law* (China Legal Publishing House, 2007) (co-editor).

Gilles Guyot is an attorney and scholar who has taught in major universities all over the world. He is



regarded as a *comparatiste*, due to his strong commitment to international issues and his dedication to

comparative research and scholarship in such varied disciplines as law, management and social anthropology. Among the academic subjects he has taught are European legal systems; contract law; law of the European Union; doing business in Europe; comparative management; and ethics, law, business, and cultures.

Professor Guyot became dean of the Business and Management School at the Université Jean Moulin Lyon 3 in December 1990. He was elected president of that university in 1997. After a five-year nonrenewable term as president, he returned to the deanship of the business school, where he served until September 2008. Prior to becoming dean at Lyon 3, he was an associate professor, associate dean of the business school and vice president for international relations. He was elected a full professor at the Université de Paris in 1989.

He has also been a practicing lawyer and a private attorney at the Court of Appeal in Lyon. He practiced primarily in the areas of contract law, commercial law and mergers and acquisitions.

Professor Guyot has previously been a visiting scholar and professor at the University of Minnesota Law School and Carlson School of Management, as well as at universities in Australia, New Zealand, the Czech Republic, Hungary, Italy, the United Kingdom, Spain, Algeria and India.

In 2002 he was made a knight of the Legion of Honor, France's highest decoration. His 2012 book, *L'Internationale de l'Intelligence*, argues that globalization should be driven not just by financial imperatives but by the sharing of knowledge across cultures as well. ■

Professor Stein Co-Chairs Rule of Law Symposium



Left to right: Keynote speaker Justice Stephen G. Breyer, James R. Silkenat, Lord Phillips of Worth Matravers, Essam Al Tamimi, William C. Hubbard, Hilary Heilbron, Richard J. Goldstone, Professor Robert A. Stein ('61)

ON OCTOBER 11 in Boston, Professor Robert Stein ('61) co-moderated sessions with Paul Volcker, former chairman of the Federal Reserve, and U.S. Supreme Court justice Stephen Breyer at the Rule of Law Symposium, a key part of the annual International Bar Association (IBA) conference. Stein's co-moderator was Richard Goldstone, former justice on the Supreme Court of South Africa and the first chief prosecutor for the United Nations war crimes tribunal for the former Yugoslavia.

"I was so pleased that we were able to gather such a distinguished group of speakers, including Justice Breyer, Paul Volcker, and Lord Phillips of Worth Matravers, the former Lord Chief Justice of England and Wales,"

said Professor Stein. "The symposium provided a very significant examination of the concept of the rule of law at this time in history. We plan to publish the papers delivered by these distinguished speakers."

The morning session featured a keynote address by Volcker titled "Corruption and the Rule of Law." Additional speakers included Homer Moyer, an attorney with Miller & Chevalier in Washington, D.C.; Akere Muna, vice chair of the anticorruption organization Transparency International; Peter Rees, general counsel for Shell Oil; José Ugaz, president of Transparency International in Peru; and Stephen Zimmerman, director of operations for the World Bank's Integrity Vice Presidency.

The afternoon session began with Justice Breyer's keynote, "Magna Carta and the Rule of Law." He was joined in the ensuing discussion by Lord Phillips of Worth Matravers; James R. Silkenat, president of the American Bar Association; William C. Hubbard, president-elect of the ABA; Hilary Heilbron, QC, London barrister; and Essam Al Tamimi, founder and senior partner of the law firm Al Tamimi and Co. in Dubai.

The Rule of Law Symposium has been held in conjunction with the IBA's annual conference since 2005. Since 2006, the final day of the conference has been dedicated to rule of law issues. Professor Stein and Justice Goldstone have co-chaired the symposium in each of the past three years in Dubai, Dublin and Boston, respectively.

Established in 1947, the IBA is the world's leading organization of international legal practitioners, bar associations and law societies. With a membership of more than 50,000 individuals and 205 bar associations and law societies, the IBA influences international law reform and shapes the future of the legal profession throughout the world. ■

By Kathy Graves, a Minneapolis-based writer

FALL 2013

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. They are open to the public but require an RSVP to Stephanie McCauley at 612-625-9073 or mcca061@umn.edu.

>>>

SEPTEMBER

- 5 Lyman Johnson**
University of St. Thomas School of Law and Washington and Lee University
The Dwindling of Revlon
- 12 Oren Gross**
University of Minnesota Law School
Venerate, Amend...and Violate

- 19 Afra Afsharipour**
University of California Davis School of Law
The Indian Private Equity Model

- 26 Joel Waldfoegel**
University of Minnesota Carlson School of Management
And the Bands Played On: Digital Disintermediation and the Quality of New Recorded Music

>>>

OCTOBER

- 3 Wulf Kaal**
University of St. Thomas School of Law
Dynamic Regulation of the Financial Services Industry
- 10 Pamela Foohey**
University of Illinois College of Law
Bankrupting the Faith

FALL 2013

PUBLIC LAW WORKSHOPS

Workshops are held from 4:05-6:00 p.m. in Room 471 unless noted otherwise and are open to Minnesota faculty and students enrolled in the affiliated seminar.

>>>

SEPTEMBER**19 Brett McDonnell**

University of Minnesota Law School
*Designing Countercyclical Capital
Buffers*

26 June Carbone

University of Minnesota Law School
*Marriage Markets: How Inequality is
Remaking the American Family*

>>>

OCTOBER**3 Jessica Bulman-Pozen**

Columbia Law School
Partisan Federalism

10 Adam Cox

New York University School of Law
*Does Immigration Enforcement
Reduce Crime?*

17 I. Glenn Cohen

Harvard Law School
*Patients with Passports: Medical
Tourism, Ethics and Law*

24 Rachel Harmon

University of Virginia School of Law
*Federal Programs and Policing
Federalism*

28 Alexandra Klass

University of Minnesota Law School
*Transporting Energy: U.S.
Infrastructure Challenges*

>>>

NOVEMBER**7 Trina Jones**

Duke University School of Law
*Singlism: Does Bias Against Singles
Exist in the Workplace and Should
We Care?*

14 Laura Donohue

Georgetown University Law Center
*Surveillance and Foreign Intelligence
Gathering in the United States*

18 Amalia Kessler

Stanford Law School
*Inventing American Exceptionalism:
The Origins of American Adversarial
Legal Culture, 1800-1877*

>>>

NOVEMBER**7 Sandra Marshall**

University of Minnesota Law
School
*"It Isn't Just About You"—
Victims of Crime, Their
Associated Duties and
Public Wrongs*

14 Susan Silbey

Massachusetts Institute of
Technology
*J. Locke, op. cit.: Invocations
of Law on Snowy Streets*

**SAVE
THE
DATES!****February 11, 2014; 4:00 p.m.**

Oren Gross
The Irving Younger Professorship
in Law Reappointment Lecture
"The New Way of War: Is There a
Duty to Use Drones?"

March 4, 2014; 4:00 p.m.

June Carbone
The Robina Chair in Law,
Science and Technology
Appointment Lecture
"Are Women about to Become
a Lot More like Men?"

March 25, 2014; 4:00 p.m.

Jill Hasday
The Centennial Professorship in
Law Appointment Lecture
"Family Law Reimagined"

April 9, 2014; 4:00 p.m.

Robert Stein ('61)
The Everett Fraser Chair in
Law Reappointment Lecture
"Strengthening Federalism: The
Uniform State Law Movement in
the United States"

April 29, 2014; 4:00 p.m.

Kristin Hickman
The Harlan Albert Rogers
Professorship in Law
Appointment Lecture
"Administering the Tax System
We Have"

17 Victoria F. Nourse

Georgetown Law
*Unraveling Legislative Intent:
The View from Decision Theory*

24 Cesar Rosado

Illinois Institute of Technology
Chicago-Kent College of Law
*Protecting Workers as a Matter
of Principle: A South American
View of U.S. Work Law*

31 Susanna Blumenthal

University of Minnesota Law
School
*"A Horror of Being Duped":
The Apprehension of Fraud in
Nineteenth-Century American Law*

21 Jonathan Adler

Case Western Reserve University
School of Law
*Compelled Commercial Speech
and the Consumer Right to Know*

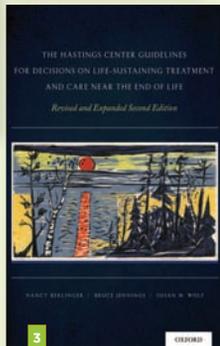
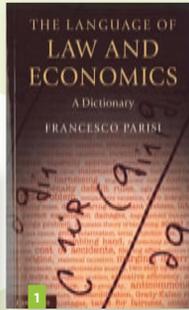
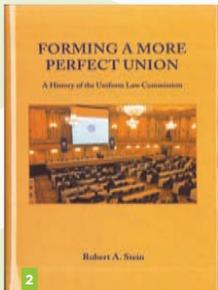
>>>

DECEMBER**5 Jacqueline Peel**

University of Melbourne Law
School
*Climate Change Litigation and
Adaptation Risk: Lessons for
the U.S. from the Australian
Experience?*

FACULTY BOOK PUBLICATIONS

MAY 2013–SEPTEMBER 2013



1 FRANCESCO PARISI
The Language of Law and Economics: A Dictionary
(Cambridge University Press, 2013)

2 ROBERT STEIN ('61)
Forming a More Perfect Union: A History of the Uniform Law Commission
(LexisNexis, 2013)

3 SUSAN M. WOLF (WITH NANCY BERLINGER AND BRUCE JENNINGS)
The Hastings Center Guidelines for Decisions on Life-Sustaining Treatment and Care Near the End of Life
(Oxford University Press, rev. and expanded 2d ed., 2013)

For additional faculty-published and -edited casebooks, chapters, and articles, go to www.law.umn.edu/faculty/recent-publications.html.



The Theory at Work article in the spring 2013 issue of *Perspectives* (pg. 22) featured Professor Ruth Okediji, who has been working to make it easier for blind and visually impaired people to get books in accessible formats.

The dearth of accessible textbooks and literature for the blind and visually impaired has been called a “book famine.” Until recently, a major cause has been international copyright laws. For example, a Spanish-language audio version of *War and Peace*, created in Mexico, was blocked from being shared with an unsighted person in Argentina.

In June, the World Intellectual Property Organization voted to allow such sharing to begin.

FALL 2013

LEGAL HISTORY WORKSHOPS

Workshops are held from 1:25-3:25 p.m. in Room 15 of Mondale Hall and are open to the public. To receive the paper in advance of the lecture, email Stephanie McCauley at mcca061@umn.edu.

>>> SEPTEMBER

30 Naomi Lamoreaux
Yale University
Contractual Freedom and the Evolution of Corporate Governance in Britain, 1862 to 1929

>>> OCTOBER

7 Daniel Ernst
Georgetown University Law Center
Chief Justice Hughes and Administrative Law, 1930-1941

14 Bianca Premo
Florida International University
Enlightenment on Trial: Ordinary Litigants, Colonialism and Modernity in the 18th Century

21 Laura Weinrib
University of Chicago Law School
From Left to Rights

28 Kristin A. Collins
Boston University School of Law and Yale Law School
“Illegitimate Half-Castes” and the Citizen Family

>>> NOVEMBER

4 Sam Erman
University of Southern California Law School
Santiago Iglesias’s Imperial U.S. Citizenship: Puerto Rico and Labor’s Constitution

11 Jeannine DeLombard
University of Toronto
The Novel and the Reconstruction Amendments

18 Daniel LaChance
Emory University and Princeton University
The Old West and the New American Death Penalty: Capital Punishment in Harris and Oklahoma Counties, 1980-2000

25 Barbara Young Welke
University of Minnesota
Owning Hazard: Genre, Law, and History

Faculty Profile

FRED L. MORRISON

Popham, Haik & Schnobrich/Lindquist & Venum Professor of Law

Fred L. Morrison joined the Law School faculty in 1969 and became professor of law in 1972. He teaches constitutional law, international law and comparative public law and was Oppenheimer Wolff & Donnelly Professor of Law, 1990-98. He was awarded the University President's Award for Outstanding Service in 1997.

To catch Fred Morrison mid-summer in his office, dwarfed by unruly paper piles and textbook stacks, is to assume he'd rather be elsewhere. Perhaps his family cottage in Boothbay Harbor, Maine, where he and wife Charlotte spend summers sailing and ferrying six grandchildren on picnic excursions. He must have grown up on the ocean, right?

"I grew up on the plains in Kansas," he deadpans.

Assumptions and Fred Morrison do not mix. His grin and rolled shirtsleeves, and the absence of one of his 220 collectible silk ties, suggest he is happy right here, right now—which says nothing about yesterday or tomorrow. His is a life of globe-spanning adventures, twists and turns both exciting and unpredictable.

"I have an appetite for things foreign," he says. When visiting European cities for the first time, "I like to get on a streetcar and ride it to the end, with no knowledge of where it is going. The nice thing about streetcars is they always come back."

The son of schoolteachers grew up with school board politics and curiosity about law and government. With no lawyers in the family, however, he assumed he'd use his University of Kansas degree to teach political science.

"I wanted to do the best I could, but I also wanted to be able to say, 'Now there's an interesting bus. I think I'll get on that one and see where it takes me.' If you're too fixated on a goal when you're 21, then opportunities pass you by."

He caught those opportunity buses, completing a jurisprudence B.A. at Oxford, a Princeton Ph.D., and a University of Chicago J.D. He taught

at the University of Iowa before joining Minnesota in 1969, but landlocked he refused to be. Studying in England as a Rhodes Scholar and in Switzerland as a Danforth Fellow taught him to treasure international perspectives. Fluent in German, he has enjoyed visiting professorships in Germany and public service lectures and presentations in Ukraine, Kosovo, Sudan, South Sudan and Kenya. He visits Beijing annually, insisting law students should be interested in China "because that's where the action is."

He devoted a year to private practice at Popham Haik, Minneapolis, learning "about the real practice of law and how things get done—a useful lesson." He dove into Law School administration, chairing faculty, tenure, finance and benefits committees, and serving as interim dean—twice.

In the 1980s, he was U.S. counsel in the International Court of Justice and international law counselor for the State Department. "One day I got a phone call from them asking me to be there that evening. I packed for two nights, and I was still there six weeks later," advocating for the U.S. in the *Nicaragua* litigation.

His foreign passion helped grow Minnesota's LL.M. program from one student to about 70 today. "Foreign lawyers don't need to know all the answers, but they need to know the right questions to ask," he says. "International law is stimulating because you see issues easily solved here that are not as easily solved there, and vice versa. Each country has a separate culture, so you have to recognize and deal with problems within that culture. They are all fascinating in different ways."



He loves teaching—all of it, with the possible exception of grading exams (at least deciphering handwriting is now unnecessary). "Every once in a while in class, you'll get a question from a student that you never thought to ask, and you'll look at that issue differently. And it's always rewarding to see former students succeed."

Improving human rights situations is also rewarding. Morrison spent 10 years helping north and south Sudan work together even as they split apart. "It's imperfect but better than it would have been," he says, having visited South Sudan again last summer. "You strive for perfection but need to accept and honor improvement."

One might assume that his foreign travel—which has also included Croatia, Greece, Botswana, Peru, Ecuador, Chile, Australia, New Zealand and Russia—might wane, but one would be wrong. In December he's off to Antarctica, which sounds like a mere exotic vacation, but no. Seven countries claim parts of Antarctica and others have bases there; the complicated legal regime they've created revolves around "whatever research base or ship you're on. The climate is so extreme that everyone has to get along if anybody is going to survive," says Morrison.

Thus will unfold yet another adventure, giving him much to muse on as he waits for the next bus. ■

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

Student Perspective



STUDENT PROFILES

NAWARATHNE MARASINGHE

2013-14 Humphrey Fellow



Spend an hour with Nawarathne Marasinghe, a talkative, engaging man with thick black hair, and it's easy to imagine him chatting with neighbors in his native Sri Lanka, an island

nation just south of India.

Marasinghe, the youngest of seven children born to a tea farmer, grew up speaking Sinhalese. But he spent lots of time with Tamil-speaking kids, learning enough to watch movies in that language. One of these films was the 1984 hit *Vidhi*, the story of a female attorney who wins her case after an epic courtroom scene. "She spoke very well," Marasinghe says. "It made me want to become a lawyer."

The road wasn't easy. In fact, it was a hot, bumpy three miles from his village to the city school. When the bus didn't arrive—a frequent occurrence—Marasinghe walked. At night, he studied by kerosene lamp.

That dedication paid off when Marasinghe secured a spot at the prestigious University of Colombo's Faculty of Law. However, his studies

were interrupted for three years by a civil war between Tamil rebels and the Sinhalese-led government. That didn't stop Marasinghe from learning, though. He found a nongovernmental organization that offered English classes and improved his fluency.

Marasinghe didn't ignore his nation's troubles. As a youngster, he helped hide Tamil neighbors from marauding gangs. In college, he participated in an ethnic harmony project and later worked as a legal officer for the Institute for Human Rights in Colombo. He next earned a master's degree in law and became a prosecutor for the Sri Lankan government.

"I like being a prosecutor," he says. "I have never done a case for money."

He's held that job for more than a decade, rising to the rank of senior

1 1Ls Emily Harrison, Tracy Shoberg, Kendra Fitz and Ceena Idicula at orientation in August

2 Meredith A. Leake ('14), editor-in-chief of *Law and Inequality: A Journal of Theory and Practice*, speaks at the journal's annual symposium in October

3 LLM. students, front row, left to right: Dimitri Kabengele, Abeer Humood, Yuvika Johri, Yongjin Bae, Kyeong-ha Hwang, and Michael Kinalwa. Back row, left to right: Marie-Noelle Sutter, Diana Hernandez, Nari Oh, Matthew Capelle, LLM. Program Director Khary Hornsby ('05), and Jinrong Hou

4 1Ls Thomas Hale-Kupiec and Shelleaha Jonas at orientation in August

5 Jake Vanderlist ('14) announces the alumni honorees at the 125th anniversary gala in October

6 Yi-Ping Chang ('16) and Mickey Stevens ('16) at Career Options Night in November



prosecutor earlier this year. During that time, he's also published legal essays on child witnesses and whether criminal prosecutions can adequately protect children.

While many of the lawyers he studied with are wealthy, material success is not what motivates Marasinghe. "I want to do service to society," he says. "I want to honor my family. I want to honor my village. If I do that, at the end of the day I will be happy."

DIANA HERNANDEZ
LL.M. Class of 2014

Diana Hernandez doesn't believe in slowing down. Or pausing. "I get anxious if I'm not doing something," she says.

Which may explain why she has accomplished so much in such a short period of time.

Since graduating a decade ago from the distinguished Instituto Tecnológico Autónomo de México, Hernandez has held positions at five companies, each at an increasing level of influence and responsibility.



At Casas GEO, a Mexico City construction firm, she served as legal coordinator, drafting contracts, managing the company's books, and registering trademarks. That experience led to a job as legal manager at SARE Holding, a leading developer of low-income housing. When SARE went public, Hernandez created the firm's compliance program.

Her next job was at a smaller business in a smaller city: Landlife Corporation in Guadalajara. After being hired as legal manager, she was quickly promoted to legal director, a position that brought amazingly long

hours. She grappled with labor strife and negotiated complex real estate transactions.

"I learned to spot the important things and give a little bit on the unimportant things," she says.

After that experience, she served as legal manager at CNH Case New Holland, a manufacturer of construction and farm equipment, and then returned to Mexico City to work as senior counsel at Grupo ACBC, a shopping mall developer.

Hernandez's background lets her be comfortable with life both inside and outside Mexico's largest city. She grew up in Cuernavaca, a city about an hour's drive south of the capital. Her father worked as an accountant; her mother worked at home. An older brother, Cesar, studied law and became a role model for Diana.

For years Hernandez thought about returning to college to earn a master's degree in law, but career opportunities kept popping up. Finally, she decided not to put it off any longer and won acceptance to the Law School.

CONT >

After completing her LL.M. degree in 2014, Hernandez plans to take the New York bar exam and find a job in a major American city. In the meantime, she's enjoying classes. "The professors are nice and really smart," she says. "It's completely inclusive."

ERIC PEFFLEY

Class of 2014



Eric Peffley joined the U.S. Army on August 22, 2001.

When al-Qaeda terrorists destroyed the World Trade Center towers a few weeks later, the 17-year-old high school senior knew his life had changed. He turned to his buddy, who'd also signed up for the military, and said, "Wow, what did we get ourselves into?"

Less than two years later, Peffley found himself in Iraq, operating as a gunner in a Humvee. In those early days of the war, Humvees lacked protective armor and bulletproof glass, resulting in the deaths of many gunners. But Peffley escaped harm.

"I was pretty lucky," he says.

Upon returning home, Peffley studied music composition at Bethel University in St. Paul, Minn., and worked as an Army water treatment specialist. Three years later, he volunteered to return to Iraq with a psychological operations battalion. His job: improve relations between U.S. forces and Iraqis during a confusing array of attacks, bombings, and explosions. "It was extremely challenging," he says.

When he arrived home a second time, Peffley incorporated his war experience into his undergraduate studies. He added a philosophy major

("I needed to make sense of things," he says) and wrote a symphony titled "In Memory" for his senior recital. That composition told the story of an Iraqi civilian killed by American troops. The victim—a passenger in a car whose driver ignored repeated warnings to stop—was a young woman.

"I was furious at the time," Peffley says of witnessing the incident. "It was a very confusing day."

At the Law School, Peffley has continued to be influenced by his military service. He spent the summer of 2012 working for the prosecutor's office at the United Nations International Criminal Tribunal for Rwanda, which led to a paper on genocide, just published in the *Minnesota Journal of International Law*. He's also interned at Minneapolis-based The Advocates for Human Rights and worked as a research assistant for Professor David Weissbrodt, the distinguished scholar of international human rights law.

After graduation in the spring of 2014, Peffley hopes to get a job as staff attorney at the U.S. Capitol or the U.S. Department of State. "I want to have a say in international and national policy," he says.

LEAH LEYENDECKER

Class of 2015



Leah Leyendecker's initial encounter with life at a law firm was a shocker. The University of St. Thomas graduate had just landed a job as a legal assistant at Wilson Law Group, a Minneapolis firm with a large practice in immigration law.

Instead of the usual office tour on

her first day on the job, David Wilson, the firm's namesake, approached her with a case file. "I forgot to tell you," he said, handing her a thick stack of documents. "There's no break-in period."

Leyendecker immediately began reading, asking questions of colleagues and grappling with legal terms. "It was real scary at first," she says. "It's the type of law where you have to hit the ground running and figure things out."

She did just that—and more. Leyendecker thrived at the firm, working for two-plus years helping people from a diverse array of religious and ethnic backgrounds. She felt drawn to the work, partly because her father had emigrated from Cameroon to the United States.

"I feel a personal connection to people coming from other countries," she says. "If I'm able to help, I feel I should."

Which is why Leyendecker, a native of St. Cloud, Minn., decided she wanted to move up from legal assistant to attorney. Now in her second year at the Law School, she has completed a year of required courses and is looking forward to more specialized offerings such as the Immigration & Human Rights Clinic and coursework in international law.

Outside the classroom, Leyendecker has been active in the Black Law Students Association, helping organize events and moderating a panel discussion on race and jury selection. She's also working on a paper for the *Minnesota Journal of International Law* on Cameroon's penal code.

What's in Leyendecker's future? She hasn't yet decided.

She interned this past summer at the Minneapolis offices of Gray Plant Mooty, one of the nation's 500 largest law firms. "Everyone was very welcoming," she says. Perhaps that's one reason why, after completing her second year at the Law School, she'll be returning to Gray Plant Mooty next summer. But no matter what she chooses to do in the long term, Leyendecker says, she'll always find time to help newcomers to the United States gain legal status.

ALLISON KVIEN
Class of 2016



Her grandmother and uncle were peanut farmers. Her mother is a biologist who started *The Peanut Grower*, a magazine dedicated to the field. And her father? He's a crop and soil scientist who also organizes alternative energy conferences.

No wonder Allison Kvien has a deep passion for environmental issues.

Kvien grew up in Tifton, Ga.—the state is America's biggest peanut producer—before moving with her family to Maryland at age 15. As an undergraduate at Washington College

in Chestertown, Md., she chose environmental studies as a major, but she wasn't sure what direction it would lead her.

Traditional lab work and field experiences had little appeal. So Kvien started making calls to places that might provide another kind of experience. One of these was the Environmental Crimes Section of the U.S. Department of Justice. Remarkably, she snared a summer internship at the agency—the only undergraduate to do so. She did so well there that she was invited back for a second summer.

That's when a supervisor handed her a document known in the department as "HerbLaw," saying, "Take a look at this and see if it's worth your time." HerbLaw, an internal resource guide written by a former staffer, was filled with valuable information, but it was far from user-friendly. Kvien spent painstaking weeks editing and reorganizing, and a co-worker noticed the improvement.

"Is that HerbLaw?" the colleague asked. "It doesn't look like it anymore."

HerbLaw and other research experiences gave Kvien's passion a new direction. "I definitely got an idea how detailed that sort of work was," she says.

In-depth analysis appealed to her so much that she wrote her senior thesis on *Rapanos v. United States*, a contentious and multifaceted 2006 U.S. Supreme Court case involving a Michigan entrepreneur who hoped to turn a wetlands area into a shopping mall.

When Kvien wasn't reading legal opinions or altering resource guides at Washington College, she was in the pool, churning out laps as a member of the swim team. She also took an acting class with a friend. As a result, she's mulling over auditioning for a role in an upcoming production of the Theatre of the Relatively Talentless (TORT), the annual Law School musical.

And her future career plans? Environmental law, naturally. ■

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



MARCH 7-8, 2014

PANTAGES THEATRE | MINNEAPOLIS

TORT

SAVE THE DATE

VISIT THE WEB AT law.umn.edu/tort.html
OR EMAIL tort@umn.edu

The 12th annual Theatre of the Relatively Talentless (TORT) musical, "**Clue: A Murder Mystery in Mondale,**" will be presented on March 7-8, 2014, at the Pantages Theatre in downtown Minneapolis. As always, you can expect singing, dancing, humor, and cameo appearances by faculty, alumni, and members of the legal community. TORT productions are written, directed, produced, and performed entirely by law students. The emphasis is on creativity and fun; talent is recklessly disregarded.

STUDENT NEWS AND AWARDS

Immigration and Human Rights Clinic Student Argues Asylum Case Before U.S. Court of Appeals



Gaelen Schumann ('14)

On May 15, clinic student attorney Gaelen Schumann ('14) argued before the Eighth Circuit on behalf of a client who had been tortured by military officials in his country of origin but was denied asylum because he filed his application 33 days after the one-year deadline in his case. The attorney on behalf of the government acknowledged that this was not a case that “felt good” but argued that the court did not have jurisdiction to consider the denial.

The client came to the United States on a military training program. Several months after he arrived, he learned from his wife that his name was on a government blacklist in his home country. A few months later, his wife informed him that government officials had come to his house looking for him. They took his children for questioning and arrested his friends. The client applied for asylum five weeks later. An immigration judge and the Board of Immigration Appeals (BIA) decided that because of these events and the subsequent time it took the client to apply for asylum he did not qualify for an exception

to the one-year deadline. They denied asylum on that basis.

Student attorneys Gaelen Schumann ('14) and Hayley Steptoe ('14) and adjunct professor Emily Good ('03) partnered with the Immigrant Law Center of Minnesota's *Pro Bono* Litigation Project, represented by Benjamin Casper ('97), Kate Evans, and Sheila Stuhlman, to challenge the ruling and to argue that the Eighth Circuit has jurisdiction over the question. This federal appeal follows the BIA proceedings in which Immigration and Human Rights Clinic students Jordan Sundell ('11), Kevin Lampone ('12), Matthew Webster ('11) and Jonathan Moler ('11) and clinic director and supervising attorney Professor Stephen Meili submitted an amicus curiae brief on the congressional intent behind the one-year filing deadline and its exceptions.

Minnesota Law Review Lead Article Profiled in *The New York Times*

The lead article in the *Minnesota Law Review's* 97th volume was profiled in the Sunday, May 5, edition of *The New York Times*. “How Business Fares in the Supreme Court,” a study authored by Lee Epstein, William M. Landes, and Judge Richard A. Posner, examined the claim that the current U.S. Supreme Court is more favorable to business than previous Supreme Courts have been.

Writing for *The New York Times*, reporter Adam Liptak noted, “Whether the Roberts court is unusually friendly to business has been the subject of repeated discussion, much of it based on anecdotes and studies based on small slices of empirical evidence. The new study, by contrast, takes a careful and comprehensive look at some 2,000 decisions from 1946 to 2011.”

Having examined this 65-year record of decisions, the authors of the study concluded that, of the

10 Supreme Court justices most likely to favor business interests, five are members of the current Roberts court, with two of them—Chief Justice John Roberts and Justice Samuel Alito—ranking at the very top among the 36 justices in the study.

University of Minnesota law students and *Law Review* editors Chris Schmitter ('13), Lisa Beane ('13), Brian Burke ('13), Tom Pryor ('13), and Matt Rotenberg ('13) were responsible for bringing the piece to the journal and managing it during the editing process.

Lee Epstein teaches law and political science at the University of Southern California; William M. Landes is an economist at the University of Chicago; and Judge Richard A. Posner sits on the federal appeals court in Chicago and teaches law at the University of Chicago.

Three Students Awarded Peggy Browning Fellowships

This past summer, three members of the class of 2014—Alexandra Dellarco, Bryan Dooley, and Henry Ha—were awarded, through a highly competitive process among more than 500 law student applicants nationwide, prestigious 10-week Peggy Browning Fellowships in public interest labor law.

Browning Fellows spend their summer at labor unions, worker centers, the U.S. Department of Labor, union-side law firms, and nonprofit organizations working to improve workers' rights. Dellarco worked at the Federal Mine Safety and Health Review Commission in the Office of the Commissioners and Office of the General Counsel, and Dooley worked at Communications Workers of America, both in Washington, D.C. Ha worked in New York City at the union-side law firm Kennedy, Jennik & Murray.

Dellarco has worked as a union organizer and as an intern in a labor relations department for a regional



Alexandra Dellarco ('14)

transportation authority. She is currently researching the legal issues surrounding mandatory seasonal influenza vaccination policies for healthcare personnel and also is interested in labor relations concerning progressive discipline and wrongful termination. She is a staff member of *Law and Inequality: A Journal of Theory and Practice*, published at the Law School.

Dooley studied journalism as an undergraduate. Before coming to the Law School, he spent four years working as a reporter at a daily newspaper in Idaho. He covered local government, issues related to migrant workers, and the limitations on the collective bargaining rights of state teachers. His experiences in



Bryan Dooley ('14)

reporting on employment relationships sparked an interest in labor and employment law.

Ha has worked at a small Minneapolis law firm; the Equal Employment Opportunity Commission in Minneapolis and Washington, D.C.; and the New York City Council. He is president of the Student Employment and Labor Law Association and was a student attorney in the Workers' Rights Clinic. During this fall semester, he is working at the Minneapolis office of the National Labor Relations Board (Region 18) and clerking for the U.S. District Court. Ha is also a notes and articles editor on the *ABA Journal of Labor & Employment Law*, whose editorial home is the Law School.



Henry Ha ('14)

Selection criteria for the highly regarded Browning Fellowships include academic excellence and a demonstrated commitment to workers' rights through educational, work, volunteer and personal experiences. The program is intended to encourage and inspire students to pursue careers in public interest labor law by offering them unique, diverse and challenging work in fighting for social and economic justice.

The fellowship is supported by the Peggy Browning Fund, a nonprofit organization established in memory of Margaret A. Browning, a prominent union-side attorney who was a member of the National Labor Relations Board from 1994-97. ■

NEW STUDENT ORGANIZATIONS

ACPG at the University of Minnesota

This fall, students at the Law School formed the American Consumer Protection Group (ACPG), an organization dedicated to helping identify fraudulent companies to prevent them from taking advantage of consumers. The ACPG also works with government and private agencies to make sure that appropriate action is taken against such firms. During the academic year, the group invites speakers from academia, government, and nongovernmental organizations to campus to discuss consumer protection issues. The

ACPG enables students to create a community with the common goal of consumer protection, and it organizes events promoting consumers' interests while offering networking opportunities for all University students.

Entrepreneurds

Entrepreneurds was organized this fall to bring together law students who are interested in helping small businesses achieve their goals. Students engage with local small-business owners and lawyers by attending presentations by expert speakers, taking field trips, and doing volunteer projects.

Students in Entrepreneurds learn about the legal issues small businesses face and explore what lawyers can do to address those needs. The emphasis is on improving the local business community, with creative problem-solving efforts and green or sustainable projects particularly encouraged. By improving its members' exposure to local enterprises, Entrepreneurds hopes to deepen their understanding of the actual, practical needs of businesses—which can only make them better able to serve their future clients. ■

By Valerie Figlmiller

Alumni Perspective



ALUMNI PROFILES



RIDDHI JANI

Class of 1995

Riddhi Jani was born in Rajkot, India, and raised and educated in London. Her career has likewise spanned diverse areas. Jani took advantage of the option her British secondary school offered to enlist with the Royal Air Force, spending

five years parachuting, becoming a marksman and gaining honors in aircraft recognition.

After earning an LL.B. from the London School of Economics, University of London, in 1992, she spent the early part of her career in Minneapolis, attracted by opportunities in the law.

Upon graduation from the Law School, she worked in the Minnesota attorney general's office, where she managed the antitrust and environmental protection divisions. "Working at the Office of the Attorney General instills the highest sense of professional responsibility and code of ethics," she remarks. "It was a rock-solid foundation for my career."

She turned to the private sector after six years with the government, working as an immigration attorney

at firms in Minneapolis and Chicago, with a position as director of international and graduate programs at the Law School in between. "Working with foreign students facing the same issues I addressed 15 years prior was extremely fulfilling," she says. Jani has also participated in career nights in the Twin Cities and alumni events in Chicago.

In 2011, Jani established her own practice, Jani Law Group, in Chicago, and gave rein to her entrepreneurial bent, born of working alongside her parents, business owners in inner-city London, from a young age.

Having previously worked on deportation cases, with all their gratifying and emotionally wrenching aspects, Jani now focuses on securing visas for specialized and extraordinary-ability workers, investors and

1 Jeannine Lee ('81), chair of the Law School's Board of Advisors, at the 125th anniversary gala in October

2 Professor Myron Orfield and the Honorable Jack Davies ('60)

3 Jonathan Lebedoff ('63) and Bill Dolan ('63) at the class of 1963's 50th reunion in April

4 Paul Shneider ('13), Timothy Billion ('13), Rachel Doely and Peter Doely ('13) at the Welcome to the Bar Breakfast in October

5 Bruce Mooty ('80) and John Mooty ('44)



multinational executives.

She established an unintended niche market when she recently convinced immigration authorities to reverse their decision to deport a foreign national who left an abusive American spouse and instead grant her a green card. Word of this unusual reversal spread among other foreigners in similar predicaments. "When studying law, it's sometimes hard to envision that the specialized knowledge you gain has value, and not purely in a commercial sense," she says. "It can really change someone's path."

MITCH GRANBERG Class of 1998

In his position as chief privacy counsel for Optum, a division of UnitedHealth Group, a health insurance services company headquartered in Minnesota, Mitch Granberg seems a long way from his early career as a military intelligence officer stationed in the Republic of Korea and in Texas. However, he says, "Being a military intelligence staff officer is a lot like being an attorney.



You have to collate disparate facts and find ways to effectively communicate and advise your client about the best course based on available information."

Privacy is a hot topic now, but when Granberg was in law school, HIPAA—the Health Insurance Portability and Accountability Act, which contains stringent privacy provisions—hadn't yet been enacted. And when he joined Optum as an associate general counsel in 2007, after eight years as a litigator with Dorsey in Minneapolis, handling privacy and investigating privacy

incidents were still new. "There was a need," he says. "I volunteered for it and began to work in it more and more until it became full-time in 2012."

Terms and issues such as big data, the cloud, privacy by design, and de-identified data fill Granberg's workdays. As he balances the privacy interests of individual members, patients, customers, corporate entities, hospitals, other health plans and life sciences companies, he finds it most rewarding "to really think creatively and advise the client as to how they can appropriately use health care data in a way that makes the health care system better."

For Granberg, it's about much more than the data. "Privacy is about human dignity and it is a human right," he says.

As opportunities for attorneys to work in privacy compliance grow, Granberg is among those helping prepare them. The Law School recently invited him to be on a panel for a CLE program called The Ethics of Corporate Compliance. It was

CONT >

such a good experience that he hopes to find more ways to be involved in the future. He says, “The U of M really helped me learn how to think critically and in a detailed way about problems without getting lost in the details and did a good job of training me to think about the law and regulations and how they apply in the real world.”



RYAN SCOTT Class of 2005

For Ryan Scott, associate professor at Indiana University’s Maurer School of Law since 2009, studying law at the U of M lit the intellectual spark that propelled him into academia. In particular, as an articles editor of the *Law Review*, he discovered that he enjoyed reading scholarship and working with scholars.

When Scott clerked with Judge Michael McConnell of the U.S. Court of Appeals in Salt Lake City, he gained insight into how judges think. Scott delved further into the workings of courts and sentencing during a one-year Bristow Fellowship in “the best litigation shop in the country,” he says—the Office of the Solicitor General, which represents the United States before the Supreme Court and approves all appeals.

While he was an associate at O’Melveny & Myers in Washington, D.C., from 2007–09, Scott was part of the team that won two cases before the Supreme Court: *Skilling v. United States* and, unanimously, the pro bono case *Abuelhawa v. United States*.

Those experiences gave him a deep understanding of courts and strong opinions about sentencing, subjects that show up in his writing and his

courses in criminal law, statutory interpretation, federal courts and criminal procedure.

Before he joined the Indiana faculty, Scott had never been a classroom teacher. “I am happy to report that the classroom part is my favorite,” he says. “I hope I challenge students to think about the big picture of practice and to be ethical prosecutors and defense attorneys.” Scott also works his connections to link students with potential employers. He received the Indiana University law school’s Outstanding Interactive Professor Award in April 2012.

As co-chair of the LGBT Committee in the ABA’s Criminal Justice Section, Scott recently helped author and sponsor a resolution on the gay panic defense to drive policy changes in criminal defense and improve training around LGBT issues.

That’s a rich mix of perspectives to bring to students. But it’s not all. Scott had so much fun participating in the Law School’s Theatre of the Relatively Talented that he imported the idea of an original musical to Indiana, where it’s playing well. He tells everyone it started at Minnesota.



MAISA JEAN FRANK Class of 2010

Maisa Jean Frank, an associate with Gray Plant Mooty (GPM) in Washington, D.C., might well have returned to nonprofit work had she not fortuitously been paired with the venerable firm through the Minnesota State Bar Association’s 1L Minority Clerkship Program. When GPM offered her a position after her second summer of employ-

ment, she chose the D.C. office over Minneapolis for the diversity of the business and legal communities—and better weather.

Prior to joining GPM, Frank worked on landlord-tenant disputes in the Hennepin County Housing Court as a law clerk with the Volunteer Lawyers Network. During an externship with Judge Joan N. Ericksen of the U.S. District Court in Minnesota, she observed Ericksen and her colleagues handle criminal and civil trials in the very kinds of courts in which Frank now litigates. “It’s always helpful to see real lawyers in action and see what’s going on behind the scenes,” she says.

About three quarters of her practice with GPM’s Franchise & Distribution group involves representing franchisors in federal and state courts. While it is essentially contract litigation, she enjoys the fact that trademark issues are involved and that franchise contract terms range from 10 to 20 years. She says, “We really get to know our clients’ businesses and help them make good decisions.”

Frank has also been helping startup companies launch and grow their businesses and is working with a growing number of American franchisors expanding abroad and foreign franchisors entering American markets.

Frank may be firmly planted in a large law firm, but she is still working for nonprofits, now as a volunteer for the Washington Legal Clinic for the Homeless and for the Asian Pacific American Bar Association Educational Fund. For the Law School, she’s been busy creating more opportunities for the many alumni in the nation’s capital to assist students and each other. Quarterly networking happy hours are happening, a lunchtime speakers series is launched, and an email list server gives alumni a place to post job openings and make referrals. Frank says, “It’s great for alums of all ages and people contemplating moves.” ■

By Karen K. Hansen, a freelance writer and clarinetist based in St. Paul

ALUMNI NEWS AND AWARDS

Mike Hatch ('73) Receives Mondale Public Service Award



Mike Hatch ('73), a former Minnesota attorney general, was selected to receive the Joan and Walter Mondale Award for Public Service. He accepted the award, which is given by the Minnesota DFL Party, at its second annual Humphrey-Mondale Dinner in April.

Hatch was elected and served as Minnesota's attorney general from 1999-2007. While in office he took action against banks, utility companies, insurers and health care organizations that broke the law. He also took on financial waste, excessive administrative expenses, denials of health care claims and other abuses, and filed two federal privacy lawsuits to safeguard consumers' private information against disclosure to third parties.

From 1983-90, at the appointment of Gov. Rudy Perpich, he served as commissioner of the Minnesota Department of Commerce, and from 1980-82 he chaired Minnesota's DFL Party, stepping up from his position as a member of the DFL Executive Committee and chair of the Second Congressional District.

He also worked in private practice at Hatch, Eiden & Pihlstrom, which he headed from 1992-98. At present he is a trial and litigation attorney with Blackwell Burke in Minneapolis, practicing in the areas of complex litigation, regulatory compliance, unfair competition, insurance and health care.

Hatch said in a DFL press release about his award that he became interested in politics and making a difference when, as a U.S. Merchant Marine on the Great Lakes, he saw smoke rising from Detroit during the riots of the 1960s. He earned a B.A. in political science at the University of Minnesota-Duluth in 1970, then a J.D. at the Law School. After attending a precinct caucus in 1974, he knew politics was his career pathway—but he has found his way back to the Law School to make several cameo appearances in Theatre of the Relatively Talentless (TORT) student productions.

Timothy R. Baer ('85) and Board of Advisors Member D. Cameron Findlay Win Burton Awards for Legal Achievement



Timothy R. Baer ('85), executive vice president, general counsel, and corporate secretary for Target Corp., and University of Minnesota Law School Board of Advisors member D. Cameron Findlay, who serves as senior vice president, general counsel and secretary for Medtronic Inc., are both recipients of 2013 Burton Awards for Legal Achievement.

Baer is the winner of the Public Interest Award, presented to "an individual who serves as general counsel in one of America's corporations and, on a pro bono basis, has made a significant contribution or has had a significant impact on the public interest."

Findlay is a Legends in Law winner, selected on the basis of

reputation in both the legal profession and as a proven authority in a specialized area of law; background and experience; complexity and scope of matters handled; global or national importance of issues confronted; creativity; uniqueness of new approaches adopted; proven leadership; and professionalism. Findlay was nominated by the Minneapolis-based law firm Fredrikson & Byron.

Baer and Findlay accepted their honors at the Burton Awards 14th Annual Awards Program and Gala in June, at the Library of Congress in Washington, D.C. The formal event is co-hosted by the Library of Congress and the Burton Foundation.

The nonprofit Burton Foundation was founded by William C. Burton, a former New York State assistant attorney general and a strong advocate of plain language in legal writing. Its award program was launched in 2000 and has grown in prestige, prominence and competitiveness over the years. Professors from Harvard Law School, the University of Pennsylvania Law School, and the University of California at Irvine School of Law, among others, select the award winners.

In previous years, the University of Minnesota Law School received a Record of Distinction Burton Award, and numerous students have won Burton Awards, earning the Law School a position as one of only five schools to receive Burton Awards seven or more times. Numerous alumni have won Burton Awards in other categories as well.

Peter J. Carlton ('96) Named Chief Counsel to New NLRB Member

New National Labor Relations Board (NLRB) member Philip A. Miscimarra, who was confirmed by the U.S. Senate in July, announced in August that he has selected Peter J. Carlton ('96) as his chief counsel.

ALUMNI NEWS AND AWARDS

< CONT



Carlton has worked as an NLRB attorney since 2001, most recently as chief counsel to Terence Flynn, one of three NLRB members given recess appointments in January 2012 by President Obama. He has served in various capacities for eight board members, including chief counsel, assistant chief counsel, and senior counsel.

Carlton has a B.A. in English from the University of Michigan and a Ph.D. in English from the University of Virginia. From 1985-92, he was an assistant professor in the English department at St. John's University in Collegeville, Minn. At the Law School, he worked on Vol. 79-80 of the *Minnesota Law Review*, and after graduation he clerked for Judge George G. Fagg of the U.S. Court of Appeals for the Eighth Circuit. He was an attorney at Jones Day in Washington, D.C., before joining the NLRB.

Judge Edward J. Cleary ('77) Appointed Chief Judge of Minn. Court of Appeals



Judge Edward J. Cleary ('77) has been appointed chief judge of the Minnesota Court of Appeals, effective in November. The previous

chief judge, Matthew Johnson, had announced that he would not seek reappointment when his term ended on Oct. 31.

In announcing the appointment in September, Minnesota governor Mark Dayton said, "Judge Cleary has demonstrated a strong commitment to public service throughout his career and to justice as a member of the judiciary. He has received the highest possible recommendations from attorneys who have appeared before him and from colleagues who have worked with him."

Cleary was appointed to the Court of Appeals by Gov. Dayton in 2011, having served as a judge for the state's Second Judicial District (Ramsey County) since 2002. Before that he was director of the Minnesota Lawyers Professional Responsibility Board (1997-2002), a lawyer in private practice for nearly 20 years, and an assistant public defender for Ramsey County.

Cleary is a member of the Minnesota Sentencing Guidelines Commission, the Minnesota and Ramsey County bar associations and the Minnesota District Judges Association. He has been an adjunct professor at the Law School since 2000. In 1994 his book *Beyond the Burning Cross: A Landmark Case of Race, Censorship, and the First Amendment* was published by Random House. In 1996 the book won the American Library Association's Oboler Memorial Award, which honors the nation's best work on intellectual freedom.

Justin Cummins ('97) Receives NELA Dedicated Advocacy Award

Justin Cummins ('97) received the 2013 Karla R. Wahl Dedicated Advocacy Award from the Minnesota chapter of the National Employment Lawyer Association (NELA) at a banquet held May 20 in St. Paul. The award recognizes Cummins's work in advancing employment law and civil rights.



Cummins and his brother, Brendan Cummins, co-founded Cummins & Cummins, based in downtown Minneapolis. Justin Cummins prosecutes cases of retaliation, harassment and discrimination in employment, housing and other areas. He also litigates labor law, wage, non-compete, consumer and constitutional claims. In addition, he provides strategic advice to individuals and labor organizations in non-litigation as well as contractual matters.

Cummins has taught courses on employment law and civil rights litigation at the Law School, and he spearheaded the development of the Workers' Rights Clinic. He is a past chair of the Minnesota State Bar Association's Labor & Employment Law Section and a past officer of the National Employment Lawyers Association's Eighth Circuit and Minnesota Boards.

The Karla R. Wahl Dedicated Advocacy Award was established in 2000 by Minnesota NELA to honor the memory of Karla Wahl and to continue her tradition of promoting employee rights. Wahl was a dedicated and loyal advocate of civil rights who worked to protect and advance the rights of employees in Minnesota.

William Donohue ('74) Appointed General Counsel of the University of Minnesota

Law School alumnus William Donohue ('74) has been appointed general counsel of the University of Minnesota, filling the position previously held by Mark Rotenberg.



Donohue has been deputy general counsel since 1996 and has served in the Office of the General Counsel (OGC) since 1982. He was a litigator representing the University in state and federal courts for many years, and has spent the past several years overseeing the overall administration of the office, directing University litigation and supervising OGC lawyers responsible for litigation and labor employment.

In making the announcement, President Eric W. Kaler said, "The role of the general counsel is a critical one to this institution. I am confident that Bill's leadership qualifications, experience, and deep institutional knowledge will enable him to successfully lead the OGC and serve as a key member of my senior leadership group."

Donohue assumed the position in May.

Phil Duran ('00) Elected Minnesota State Bar Association President



Phil Duran ('00) took office July 1, 2013, as the Minnesota State Bar Association (MSBA) president for the 2013-14 bar year.

In welcoming Duran as president,

MSBA executive director Tim Groshens said, "Phil Duran has been a very active member of the Association for over a decade. As an advocate for various issues during that time, I have seen him engage numerous bar committees and leaders, giving him a breadth of understanding of the organization that has made him a very effective officer."

Duran, who served as MSBA secretary in 2010-11, treasurer in 2011-12 and president-elect in 2012-13, is legal director at OutFront Minnesota, the state's largest GLBT advocacy organization. Duran is the first MSBA president from the lesbian, gay, bisexual, and transgender (LGBT) community and the first president from Generation X.

Duran said he looks forward to serving as MSBA president at a time when the dynamics of the profession are changing. "Law school enrollments are down, while law school student loan debt is up," said Duran. "The profession is also encountering new competition from online services which mimic, but do not adequately substitute for, actual legal advice. We are also concerned about increasing attacks on our financially stretched judicial system. The MSBA has an important role to play in shaping the future of the legal community."

In addition to serving as president of the MSBA, Duran will continue to represent the organization on Minnesota Governor Mark Dayton's Task Force on the Prevention of School Bullying. He also chairs the Sexual Orientation/Gender Identity subcommittee of the Minnesota Judicial Council's Committee for Equality and Justice. He is a staff attorney for the Management Assistance Program for Nonprofits, where he helps start-up organizations with incorporation, tax and other issues. Previously he worked with Patient Resource Consultants in Michigan as a client advocate.

Duran's extensive advocacy experience also includes work for

the MSBA's 2010 endorsement of a marriage-equality resolution, the Minnesota AIDS Project and the Chicago office of Lambda Legal Defense and Education Fund. He has served on the board of the Minnesota Lavender Bar Association and the Minneapolis Civil Rights Commission. In 1997, he received a Community Service Award from the Human Rights Campaign for his work in his native Michigan.

Duran received a B.A. with honors in history from Michigan State University in 1989 and his J.D. magna cum laude from the University of Minnesota Law School in 2000.

Duran was joined on the MSBA board by Michael Unger ('81), who took office as secretary and is on track to become president for the 2015-16 bar year. Richard Kyle will serve as MSBA president for the 2014-15 bar year.

With more than 16,000 members, the MSBA is the state's largest and most influential voluntary organization of attorneys, providing continuing legal education and public service opportunities for lawyers and assistance to the legal system.

Judge Harriet Lansing ('70) Elected Uniform Law Commission President



Judge Harriet M. Lansing ('70) was elected to a two-year term as president of the Uniform Law Commission (ULC) at its annual meeting in Boston in July. She recently completed a two-year term as chair of the Executive Committee, the ULC's governing

ALUMNI NEWS AND AWARDS

< CONT

body, which implements policies adopted at its meetings. Before that she served a two-year term as chair of the Scope and Program Committee, the group that recommends projects to the ULC.

Judge Lansing, a senior appeals court judge in St. Paul, has been a ULC member since 1993 and has served as a Minnesota uniform law commissioner on the committee to revise the Uniform Certification of Questions of Law Act, the Uniform Limited Liability Company Act and the Uniform Limited Partnership Act. In addition, she serves on the Standby Committee for the Uniform International Choice of Court Agreements Act and is a member of the Joint Editorial Board for International Law and the International Legal Developments Committee.

Judge Lansing was first appointed to the Minnesota Court of Appeals in 1983 and served as a full-time judge until the end of May 2011. She was one of the original appointees when the Court of Appeals was founded in 1983 and was subsequently elected to five successive terms.

She began her legal career as staff counsel to the St. Paul Housing and Redevelopment Authority in 1970. After working as an assistant city attorney in 1972 and in private practice at a St. Paul firm from 1973-76, she served as St. Paul's city attorney from 1976-78. She was a trial judge on the Ramsey County Municipal Court from 1978 until her appointment to the Court of Appeals.

An active participant in legal education, Judge Lansing has served as an adjunct professor in Minnesota law schools and in the Judicial Appellate Institute at New York University Law School. She has received numerous distinguished service awards, including the 2011 Advocate Award from the Minnesota State Bar Association Civil Law Section and the Rosalie

Wahl Judicial Excellence Award from the executive council of the Minnesota State Bar Association Public Law Section.

The ULC is composed of more than 350 legal professionals and state officials appointed by all U.S. states, the District of Columbia, Puerto Rico and the U.S. Virgin Islands to draft and promote uniform laws that solve shared problems. Uniform acts approved at the 2013 annual meeting were the Uniform Act on the Prevention of and Remedies for Human Trafficking, the Uniform Powers of Appointment Act, Amendments to the Uniform Child Custody Jurisdiction and Enforcement Act Pertaining to International Proceedings, and Amendments to the Uniform Harmonized Business Organizations Code.

U.S. Senate Confirms B. Todd Jones ('83) as Permanent Director of ATF



In July, the U.S. Senate confirmed Minnesota U.S. Attorney B. Todd Jones ('83) to be the next director of the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). Jones will be the agency's first permanent head since 2006. He has been Acting Director of the ATF since 2011.

In a statement, President Obama said, "Todd Jones is a tough and tested law-enforcement professional with decades of experience, and his confirmation to lead the Bureau of Alcohol, Tobacco, Firearms and Explosives is both welcome and

long overdue."

Jones was confirmed 53-42 after Senate Democrats were forced into a last-minute scramble for votes to head off a Republican filibuster of his nomination. Sen. Heidi Heitkamp (D-N.D.) cast the decisive cloture vote.

Jones has served as Minnesota's U.S. attorney during the Obama and Clinton administrations. He got his start in Minnesota's U.S. attorney's office during the early 1990s as an assistant U.S. attorney under Thomas Heffelfinger ('76). He was nominated by President Bill Clinton and served as Minnesota's U.S. attorney from 1998-2001; in 2009 President Obama nominated him for his current term.

After graduating from the Law School, Jones enlisted in the U.S. Marine Corps, where he served as an infantry officer with the 7th Marine Regiment and subsequently as both a trial defense counsel and prosecutor in a number of courts martial proceedings. He left active duty in 1989 and was recalled as a Marine Corps reservist for Operation Desert Storm in 1991. He was honorably discharged in 1998. An experienced prosecutor of drug trafficking, firearms and violent-crime cases, Jones also practiced with Oppenheimer, Wolff & Donnelly; Robins, Kaplan, Miller & Ciresi; and Greene Espel.

The ATF has been without a permanent director since 2006, when its law enforcement functions under the U.S. Department of the Treasury were transferred to the U.S. Department of Justice, and ATF director nominees became subject to Senate confirmation. Nominees preceding Jones failed to obtain Senate approval, largely because of objections by pro-gun groups.

President Obama Taps Arne Sorenson ('83) as International Trade Advisor

Arne Sorenson ('83), president and CEO of Marriott International, was



one of three business executives chosen in September 2013 to advise President Barack Obama on matters of international trade.

Sorenson, Lockheed Martin Corp. CEO Marillyn Hewson, and AES Corp. CEO Andrés Gluski were selected to serve on the President's Export Council, the principal national advisory committee on international trade. The council, which is part of the International Trade Association, advises the president of government policies and programs that affect U.S. trade performance; promotes export expansion; and provides a forum for discussing and resolving trade-related problems among the business, industrial, agricultural,

labor and government sectors.

In addition to his executive responsibilities at Marriott, Sorenson is chairman of the company's Global Diversity and Inclusion Council, which monitors and evaluates progress toward increased diversity within the Marriott workforce and within its network of suppliers and business partners. He co-founded Marriott's Global Sustainability Council in 2007, and in 2008 launched Marriott's rainforest preservation partnership with the Amazonas Sustainable Foundation in Brazil. ■

> 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 community.law.umn.edu.

> RECENT GRADUATES HAPPY HOUR

January 15, 2014, at Mason's in Minneapolis. Watch for details in December at community.law.umn.edu

> TORT PRE-SHOW ALUMNI RECEPTION

Students and alumni are invited to a pre-show reception tentatively scheduled for March 8, 2014. More details will be available in January at law.umn.edu/TORT.html.

> SPRING ALUMNI WEEKEND

April 25-26, 2014
See back cover or community.law.umn.edu/saw for details.



WELCOME TO THE BAR OCTOBER 25, 2013

Graduates from the class of 2013 and their families and friends gathered for breakfast before the Minnesota Bar Admissions Ceremony at the St. Paul RiverCentre. Dean David Wippman and Jeannine Lee ('81), chair of the Law School's Board of Advisors, congratulated the recent graduates on their achievements and welcomed them officially to the Bar and to the University of Minnesota Law School alumni community.

1 Class of 2013 graduates Jennifer Rutz, Jacquelyn Lutz, and Paula Polasky enjoy a chance to reconnect and celebrate their admittance to the Minnesota Bar

2 Jeannine Lee ('81) addresses the graduates and their families, congratulating them on their admittance to the Bar and sharing the Law School community's pride in their achievements

3 Nearly 180 members of the Class of 2013 and their families attended the breakfast

Class Notes

NEWS ABOUT YOUR CLASSMATES AND COLLEAGUES

1953

Stanley Efron of Henson & Efron in Minneapolis was recognized by *The Best Lawyers in America* for his work in corporate law.

1967

Richard Nygaard of Schwebel, Goetz & Sieben in Minneapolis was named a 2013 Minnesota Super Lawyer.

1968

Jim Schwebel of Schwebel, Goetz & Sieben in Minneapolis was named a 2013 Minnesota Super Lawyer.



Harry A. Sieben Jr. of Sieben, Grose, Von Holtum & Carey in Minneapolis was named a 2013 Minnesota Super Lawyer.

1969

Joseph T. Dixon Jr. of Henson & Efron in Minneapolis was recognized by *The Best Lawyers in America* for his work in bet-the-company litigation and commercial litigation. He has been honored by the Minnesota State Bar Association as a North Star Lawyer.

Robert R. Weinstine, a founding partner at Winthrop & Weinstine in Minneapolis, was selected by *Chambers USA* as a leading practitioner in its 2013 edition. He was also selected as a 2013 Super Lawyer and named to the *Super Lawyers* annual Top 100 list, as well as recognized in *The Best Lawyers in America* for his work in commercial litigation.

1970

Judge Harriet Lansing, senior appeals court judge in St. Paul, was elected to serve a two-year term as president of the Uniform Law Commission.

1971

William F. Forsyth of Henson & Efron in Minneapolis was recognized by *The Best Lawyers in America* for his work in family law.

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.



Mike Hatch, a former Minnesota state attorney general, received the Joan and Walter Mondale Award for Public Service given by the Minnesota DFL Party.

Judge Joseph Wieners retired as a full-time judge in Dodge County, Minn., in August after serving for 21 years. Judge Wieners began his legal career as a law clerk for the Honorable John Bartholomew of the Wisconsin Eighth Circuit Court of Appeals. He spent a few years in private practice in Wisconsin and also was an instructor at the University of Wisconsin-Stout, teaching labor law and hotel-restaurant law.

William F. Klumpp Jr. received the Julius E. Gernes Prosecutor Award of Excellence from the Public Law Section of the Minnesota State Bar Association. The award was presented in recognition of his dedication and commitment to public service and the public practice of law. Klumpp is a prosecutor in the District Court Trial and Appellate Division of the Minnesota attorney general's office.

1974

William Donohue became general counsel of the University of Minnesota, effective May 22, 2013. Prior to his appointment, he served in the Office of the General Counsel for more than 30 years.

1976

John Goetz of Schwebel, Goetz & Sieben in Minneapolis was named a 2013 Minnesota Super Lawyer.

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

1977

Judge Edward J. Cleary was appointed by Governor Mark Dayton to be the chief judge on the Minnesota Court of Appeals.

Peter Riley of Schwebel, Goetz & Sieben in Minneapolis was named a 2013 Minnesota Super Lawyer.



Tom Shroyer was re-elected to a three-year term as a member of the board of directors for Moss & Barnett in Minneapolis. He serves as the firm's president and chief

executive officer, and is a member of the accountant law and litigation practice areas.

1978



Jack S. Levey authored a chapter titled "Impact of Subleasing and Assignment Clauses on Transfers of Businesses" in *The Sublease and Assignment*

Deskbook: Legal Issues, Forms, and Drafting Techniques for Commercial Lease Transfers, a compendium published by the American Bar Association's Section of Real Property, Trust and Estate Law. He is a senior attorney in Plunkett Cooney's Columbus, Ohio, office and focuses his practice in the areas of real estate, commercial leasing and contracts, and business law.



William L. Patberg of Shumaker, Loop & Kendrick in Toledo, Ohio, was included in the 2013 edition of *The Best Lawyers in America*, in the area of environmental law. He

was also ranked a Leading Lawyer in the area of natural resources and environment in the 2013 *Chambers USA* "Guide to America's Leading Business Lawyers."

1980



Keith J. Broady was elected to a two-year term on the board of directors of Lommen, Abdo, Cole, King & Stageberg in Minneapolis.

Max Hacker of Schwebel, Goetz & Sieben in Minneapolis was named a 2013 Minnesota Super Lawyer.

SEND US YOUR NEWS >

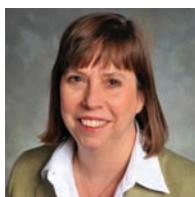
Your classmates and the Law School would love to know what important things are going on in your life, and we welcome your submissions for the Class Notes section of *Perspectives*. To be included in the next issue, your items must reach us by March 1, 2014. Submit your news via email at lawalum@umn.edu, 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!



Neil Nelson of the Scott County Attorney's Office was named a certified criminal law specialist by the Minnesota State Bar Association.

1981

Jon J. Hoganson of Winthrop & Weinstine in Minneapolis was selected by *Chambers USA* as a leading practitioner in its 2013 edition. He was also selected as a 2013 Minnesota Super Lawyer for his work representing banking clients in commercial real estate financings.



Jeannine L. Lee of Leonard, Street and Deinard in Minneapolis was selected as one of the Top 50 Women Minnesota Super Lawyers.



David Moran, a shareholder at Winthrop and Weinstine in Minneapolis, was named to *Minnesota Business* magazine's "The (Real) Power 50" list. He was

also selected as a 2013 Minnesota Super Lawyer.



Carol Taylor, vice president, counsel, and compliance officer of Amerisure Mutual Insurance Company, received the Federal Home Loan Bank of

Indianapolis's Community Spirit Award for her work with Vista Maria. Vista Maria is a nonprofit organization that provides care, support, treatment and education for girls victimized by abuse and neglect.

1982

Stacy D. Rubsam joined CliftonLarsonAllen in Minneapolis as a tax partner.

Todd B. Urness of Winthrop & Weinstine in Minneapolis was named a 2013 Minnesota Super Lawyer.

1983

George I. Connolly, senior vice president, Wealth Management Group, Securian Financial Group Inc., was elected to the American College Board of Trustees.

Corrine Heine, formerly a shareholder at Kennedy & Graven in Minneapolis, was appointed city attorney of Minnetonka, Minn.

Arne Sorenson, CEO of Marriott International Inc., was among a handful of business executives chosen to advise President Barack Obama on matters of international trade and to serve on the President's Export Council, a national advisory committee on matters related to international trade.

1984

Timothy M. Barnett of Winthrop & Weinstine in Minneapolis was selected by *Chambers USA* as a leading practitioner in its 2013 edition. He was also selected as a 2013 Minnesota Super Lawyer. He works with closely held midmarket businesses, specializing in franchise transactional work and traditional M&A and joint venture matters.

Philip T. Colton of Winthrop & Weinstine in Minneapolis was named a 2013 Minnesota Super Lawyer.

Annamarie A. Daley of Barnes & Thornburg in Minneapolis was featured in the 2013 *Minnesota Super Lawyers Magazine*.

1985

Jeffrey R. Ansel of Winthrop & Weinstine in Minneapolis was named a 2013 Minnesota Super Lawyer. He was also named among the Lawyers of the Year in the area of banking and finance for Minneapolis in *The Best Lawyers in America*.

Robert Lazear of Schwebel, Goetz & Sieben in Minneapolis was named a 2013 Minnesota Super Lawyer.

Derek Sorenson of Quarles & Brady in Phoenix was ranked in the 2013 edition of the *Chambers USA* directory. He was also recognized in the 2013 edition of *The Best Lawyers in America* for his work in real estate law.

1986

Bradley Brekke, vice president of asset protection for Target Corp., was the keynote speaker at the Security 500 networking and management conference at the Sheraton Times Square Hotel in New York City on November 5, 2013. Brekke discussed "Breaking the Mold...Delivering Value-Added Security" and shared insights into his team's efforts to mitigate physical and operational risks across a large and renowned retail company.

1988



Susan D. Lenczewski joined Moss & Barnett in Minneapolis. She will work with the firm's business law and wealth preservation and estate planning teams.

Sara Jones joined the Minneapolis Heart Institute Foundation as a major and planned giving officer. She has worked in philanthropy, including at the University of Minnesota Law School, for the past 12 years, following her legal career with the Minnesota attorney general's office and in private practice.

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

1989

Steven S. Bartelt was promoted to director of legal affairs for the Marcus Corporation, based in Milwaukee.

John M. Dornik joined Siegel Brill in Minneapolis as a partner. He is an established trial lawyer representing clients in personal injury, medical negligence, wrongful death and aviation matters.



Joseph P. Tamburino of Caplan & Tamburino Law Firm in Minneapolis was named a certified criminal law specialist by the Minnesota State Bar Association.

CONT >

Class Notes

< CONT

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

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

1990



Eric T. Cooperstein was elected the 95th president of the Hennepin County Bar Association. His private law practice focuses on legal ethics, risk management and

practice management.

Gregory B. Perleberg joined Buchalter Nemer in Los Angeles as a shareholder in the intellectual property and corporate practice groups.

1991

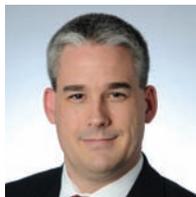
Amarnath Budarapu of Baker & McKenzie in Dallas was elected chair of the firm's North America corporate and securities practice group. His practice includes advising companies and underwriters in structuring and executing corporate transactions. He will continue to serve as chair of Baker & McKenzie's global capital markets practice group.

Chad Baruch was named the head men's basketball coach at Paul Quinn College in Dallas.

1992

Jonathan O. Steen, co-founder of Redding, Steen & Staton in Jackson, Tenn., was elected president of the Tennessee Bar Association.

1993



William A. Stock of Klasko, Rulon, Stock & Seltzer in Philadelphia was named one of the nation's most powerful employment attorneys in

immigration law by *Human Resource Executive* magazine. He was also recognized by *The Best Lawyers in America* for his work in immigration law.

1994

Susan J. Marsnik was promoted to the rank of professor of ethics and business law at the Opus College of

Business at the University of St. Thomas in Minneapolis. Her most recently published scholarship includes a chapter on post-grant review in *The Changing Face of U.S. Patent Law and its Impact on Business Strategy* (Edward Elgar Publishing Inc., 2013).

1995

Matthew R. McBride of Winthrop & Weinstine in Minneapolis was named a 2013 Minnesota Super Lawyer and was included in the *Super Lawyers* annual Top 100 list.

Laura A. Pfeiffer of Winthrop & Weinstine in Minneapolis was named a 2013 Minnesota Super Lawyer.

1996



Juan Avila joined Arthur, Chapman, Kettering, Smetak & Pikala in Minneapolis as a senior associate attorney in May 2013. His practice is focused on construction

law, professional malpractice, personal injury, premises liability and products liability.

1997

Justin Cummins, co-founder of Cummins & Cummins in Minneapolis, received the Karla R. Wahl Dedicated Advocacy Award from the Minnesota chapter of the National Employment Lawyers Association in recognition of his work in advancing employment law and civil rights.



Hoyt R. Stastney of Quarles & Brady in Milwaukee was recognized by *The Best Lawyers in America* for his work in banking and finance law, financial services

regulation law, securities, capital markets law and securities regulation.

1998

Rudy Hutagalung joined PT Bank CIMB Niaga, Indonesia's fifth largest bank, as head of legal and corporate affairs.

1999

Nabil Sabki joined Latham & Watkins in Chicago as a partner in the corporate department. Prior to joining Latham & Watkins, he worked in Kirkland & Ellis's Chicago office.

2000



Elizabeth C. Perkins was re-elected to serve a second three-year term as a member of the Seventh Circuit Bar Association's board of governors.



Shanna L. Strowbridge was elected a shareholder of Moss & Barnett in Minneapolis. She focuses her practice on business law and real estate law.

2003



Johnathan "JR" Maddox joined Henson & Efron in Minneapolis. He focuses on the development and protection of clients' intellectual property and other business assets.

2004

Jeffrey DeBruin joined IO Data Centers in Arizona as senior counsel. His practice includes transactional and financing matters, general corporate matters and corporate governance support.

Jaime Driggs of Henson & Efron in Minneapolis was honored by the Minnesota State Bar Association as a North Star Lawyer.

Michael Hawkins of Fish & Richardson in Minneapolis was named one of *Minnesota Lawyer's* Up & Coming Attorneys for 2013.



Stuart Nelson joined Faegre Baker Daniels in Minneapolis as an associate. He will focus his practice on patent prosecution and other IP litigation.

Matthew D. Stoneker was elected a shareholder of Lind, Jensen, Sullivan, & Peterson in Minneapolis. He practices in the firm's litigation group.

Amelia Wilson co-authored "Applying Method to the Madness: The Right to Court Appointed Guardians Ad Litem and Counsel for the Mentally Ill in Immigration Proceedings," an article appearing

in volume 16 of the University of Pennsylvania's *Journal of Law and Social Change*.

2005

Inchan Hwang of Gray Plant Mooty in Minneapolis was named one of *Minnesota Lawyer's* Up & Coming Attorneys for 2013.

Elizabeth Kniffen of Zelle Hofmann in Minneapolis was named one of *Minnesota Lawyer's* Up & Coming Attorneys for 2013.



Bridget McCauley Nason was elected a shareholder at LeVander, Gillen & Miller in Minneapolis. She concentrates her practice primarily in the areas of municipal law and

criminal prosecution, providing legal advice and services to the firm's governmental clients.



Margaux C. Soeffker, senior attorney at Tressler Law in Minneapolis, was named a 2013 Minnesota Rising Star by *Super Lawyers*.

2006



Nena Fox, a senior associate at Fredrikson & Byron in Minneapolis, was included in the *Minneapolis/St. Paul Business Journal's* 40 under 40 list for her work

in planning for the Global Robotics Innovation Park.

Nadia B. Hasan joined the new Minneapolis office of Cozen O'Connor as a partner. She focuses her practice on business litigation.

Jacob Tyler Rodenbiker of Vogel Law Firm in Bismarck, N.D., was appointed by Governor Jack Dalrymple as North Dakota's newest uniform law commissioner.

Karla Vehrs of Lindquist & Vennum in Minneapolis was named one of *Minnesota Lawyer's* Up & Coming Attorneys for 2013.

2007



Anthony N. Kirwin was promoted to partner at Lindquist & Vennum in Minneapolis. He is a member of the firm's commercial litigation practice.

Archana Nath of Oppenheimer Wolff & Donnelly in Minneapolis was named one of *Minnesota Lawyer's* Up & Coming Attorneys for 2013.

CONT >



MINNEAPOLIS RECENT GRADUATE AND STUDENT RECEPTION

Nearly 80 recent graduates and current students gathered at Kieran's Irish Pub in downtown Minneapolis in October for a happy hour networking reception. The event was hosted by Brad Hammer ('12), Lariss Jude ('12), and Kate Baxter-Kauf ('11).

- 1 Alumni and students enjoyed the opportunity to connect and catch up in a relaxed atmosphere
- 2 David Couillard ('10), Eric Marshall ('10) and Bryan Smith ('13)
- 3 Jacob Schutz ('13), Jennifer Rutz ('13) and Betsy Whitlatch ('13)
- 4 Hosts Lariss Jude ('12), Brad Hammer ('12) and Kate Baxter-Kauf ('11)

Class Notes

< CONT

2008

Andrew E. Brehm of SuperValu was named one of *Minnesota Lawyer's* Up & Coming Attorneys for 2013.



Sarah Riskin joined Nilan Johnson Lewis in Minneapolis as an associate practicing in the firm's labor and employment group.



Julie Strother was inducted by the Minnesota DFL Women's Summit into the DFL Women's Hall of Fame as a Rising Star on June 8.

Katherine M. Swenson, an associate at Greene Espel in Minneapolis, co-authored an article entitled "*Koontz v. St. Johns River Water Management District: Trudging Through a Florida Wetland with Nine U.S. Supreme Court Justices*," which was published in *Zoning and Planning Law Report* in May 2013. The article identifies plausible outcomes of *Koontz*, taking into consideration the court's reasoning in *Nollan v. California Coastal*

Commission (1987) and *Dolan v. City of Tigard* (1994), the unique facts of the case, Florida wetlands policy, and the justices' pointed questions at oral argument.

2009

Sean Patrick Lynch joined Cullen Weston Pines & Bach in Madison, Wis. His practice will focus on litigation, including workers' compensation and criminal defense.

2010

Claire Joseph, an associate at Briggs and Morgan in Minneapolis, was honored with the Ramsey County Bar Association Excellence in Diversity Award for her work with Minnesotans United for All Families in defeating the proposed constitutional amendment that would have limited marriage to opposite-sex couples.

Nicole Murphy joined the finance and restructuring group at Faegre Baker Daniels as an associate in the firm's Minneapolis office. Previously, she was an associate in the restructuring group in the Chicago office of Kirkland & Ellis.

2011

Kelsey A. Hanrahan joined the law firm of Dougherty, Molenda, Solfest, Hills & Bauer in Apple Valley, Minn.,

as an associate. She practices in the areas of family law and municipal prosecution.

2012

Peter D. Stiteler joined Lind, Jensen, Sullivan & Peterson in Minneapolis as an associate. He will practice in the firm's litigation group.



Margaret "Meg" Wade joined the business division of the Davis Brown Law Firm in Des Moines, Iowa. She maintains a general business practice.

2013

David M. Hanna joined Brinks Gilson & Lione in Chicago as an intellectual property associate.



Kelsey Knutson joined the Davis Brown Law Firm in Des Moines, Iowa, as a member of its litigation division. She will also work from the firm's office in Ames, Iowa.



1



2

RECENT EVENTS

ALUMNI CONNECT NATIONWIDE

Late summer and fall were busy with alumni events around the country, including two California receptions in conjunction with the ABA's Annual Meeting in San Francisco. On August 7, Dean Wippman, Robert Barton ('09) and Holland & Knight hosted a reception for Los Angeles-area and Southern California alumni at Holland & Knight's offices. The following evening, Dean Wippman and Bay Area Ambassadors Liza Ring ('85), Brian Johnsrud ('96), Michael Wu ('01) and Gil Castro ('09) hosted a reception for alumni and students in the Bay Area and those attending the ABA meeting. Several informal happy hours were also hosted by alumni ambassadors in New York City and Washington, D.C., in October.

SKI-U-MANIA

On September 28, as part of the University's Homecoming festivities, nearly 40 Law School alumni and students joined the Advancement Office for the Ski-U-Mania celebration at McNamara Alumni Center before the homecoming football game against the Iowa Hawkeyes.

- 1 Alumni and friends mingle at the Los Angeles alumni reception at Holland & Knight in August
- 2 Current law students (left to right): Melba Melton, Seth Nadler, Trent Kennedy, Michael Gazdecki, Matt Norris, Coco Qi, Noble Simpson, Julia Decker, Lars Llenk, Trevor Zarnstorff and Matt Little at Ski-U-Mania

PARTNERS IN EXCELLENCE EVERY GIFT COUNTS!



“During this special 125th anniversary year we, as alumni, have a great opportunity to reflect not only on what the Law School has done for us personally, but also on how it has transformed our communities and world for the better through the lawyers and leaders it graduates.”

GARY HAUGEN ('74)

2013-14 PARTNERS IN EXCELLENCE
NATIONAL CHAIR



To become our partner in excellence, visit www.giving.umn.edu/law or contact Dinah Zebot, Director of Alumni Relations & Annual Giving, at 612-626-8671 or dczebot@umn.edu.

TOGETHER WE MAKE A DIFFERENCE

Together, gifts of all sizes to the *Partners in Excellence* Annual Fund make a significant collective impact on the University of Minnesota Law School and our students. Your unrestricted contribution is used where it's most needed while providing the Law School with the flexibility to respond to new challenges and opportunities as they arise.

DID YOU KNOW?

- » Funding from the state of Minnesota now covers a very small percentage of our budget and goes exclusively to fund the Law Library, which is available to and shared with the entire University and the greater community, including government offices and the bench and bar.
- » Annual in-state tuition and fees are \$40,058. Nonresident students pay \$47,330.
- » Matching funds from the Robina Foundation are now available to donors willing to give \$5,000 per year for three years to fund partial student scholarships. This is a great way to double the impact of your contribution and to make a difference in the life of a talented student. Don't lose out on this opportunity—help the Law School make the most of these matching funds before they're gone!

YOUR CONTRIBUTION ALLOWS US TO:

- » Recruit the nation's brightest students and offer more scholarship support.
- » Enhance clinical education and experiential opportunities that provide students with practical hands-on experience.
- » Continue to graduate alumni who go on to become exceptional lawyers who change their communities and world for the better, as the Law School has done for 125 years.

**YOUR GIFT MAKES A DIFFERENCE.
PLEASE SUPPORT YOUR LAW SCHOOL TODAY!**

TRIBUTES

**TO SEE THE FULL TRIBUTE,
GO TO NEWS ARCHIVES**

(www.law.umn.edu/news/archive.html) and click on the year, then month, provided.

FRIEND



THOMAS M. CROSBY JR.

JUNE 2013

Thomas M. Crosby Jr., former chair, treasurer and trustee of the Robina Foundation, died of pancreatic cancer on May 26, at age 74. Crosby was a longtime supporter of and advocate for the University of Minnesota Law School.

ADJUNCT FACULTY



ERIKA MOZANGUE DRAYTON

AUGUST 2013

Erika Mozangue Drayton, deputy chief of the Civil Division of the United States Attorney's Office for the District of Minnesota, died of cancer on Aug. 18 at the age of 45. She was an adjunct professor at the Law School and one of the founders of its Civil Rights Enforcement law clinic. She lived in Brooklyn Park, Minn.

IN MEMORIAM

Class of 1939

Donald E. Engebretson

May 24, 2013
Wayzata, Minnesota

Class of 1949

Leo T. Foley

March 9, 2011
Hopkins, Minnesota

Class of 1950

Howard N. Groven

June 9, 2013
Eden Prairie, Minnesota

Charles B. Haverstock

August 6, 2013
The Villages, Florida

Kenneth E. Tilsen

September 2, 2013
Hudson, Wisconsin

Class of 1951

Charles H. Lauder

July 15, 2012
North Oaks, Minnesota

Class of 1952

Harold E. Farnes

May 15, 2013
Waconia, Minnesota

Robert G. Sether

February 11, 2011
Indian Wells, California

James Van Valkenburg

May 25, 2013
Edina, Minnesota

Class of 1953

Harry S. Caldis

May 19, 2013
St. Paul, Minnesota

Gregg S.K. Orwoll

August 20, 2013
Rochester, Minnesota

Class of 1954

James W. Krause

May 16, 2013
Pauma Valley, California

Class of 1955

Eugene R. Belland

February 5, 2013
Fairbanks, Alaska

William D. Birch

July 2, 2013
Wayzata, Minnesota

Darrell J. Davis

July 6, 2013
Golden Valley,
Minnesota

John J. Killen Jr.

July 1, 2013
Duluth, Minnesota

Erling W. Nelson

June 1, 2013
Amery, Wisconsin

Class of 1956

Thomas M. Gordon

April 24, 2013
Huntington Beach,
California

Alfred H. Lee

November 8, 2012
Thorsby, Alabama

Class of 1957

Manson Reedal

August 21, 2013
Tucson, Arizona

Class of 1960

Theodore E. Deaner

August 29, 2013
Rochester, Minnesota

Class of 1961

William B. Edwards

March 31, 2013
Fort Myers, Florida

Class of 1966

James E. Carr

April 20, 2013
Cadillac, Michigan

Paul H. Gooding

April 25, 2013
Sun Lakes, Arizona

Class of 1968

John A. MacMaster

September 11, 2013
East Helena, Montana

Class of 1973

Katherine E. Sasseville

May 16, 2013
Fergus Falls, Minnesota

Class of 1982

Jeffrey V. Romaine

August 6, 2013
Scottsdale, Arizona

Class of 1985

Janice B. Neetenbeek

May 31, 2013
Miami, Florida

Class of 1989

Paul H. McDowall

June 5, 2013
Eden Prairie, Minnesota

Class of 1992

Manuel J. Benegas Jr.

June 26, 2013
Brentwood, Tennessee

Thank you, Partners at Work

Thank you to all volunteers, alumni, organizations, and firms that participated in the sixth annual Partners at Work challenge, which ended on June 30, 2013. Overall, 61% of alumni at 34 organizations made a gift to the Law School.

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

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

The logo for the Partners at Work challenge, featuring the text "p@rtners work" in a stylized font. The "p" is lowercase and red, the "@rtners" is lowercase and red, and "work" is lowercase and grey. The logo is set against a white background with a light blue shadow.

GROUP 1 (5-9 ALUMNI)

- Gaskins Bennett Birrell Schupp 100%
- Kaplan, Strangis and Kaplan 100%
- Lind, Jensen, Sullivan & Peterson 100%
- O'Melveny & Myers 100%
- Schwebel, Goetz & Sieben 100%
- Zimmerman and Reed 100%

GROUP 2 (10-24 ALUMNI)

- Anthony Ostlund Baer & Louwagie 100%
- Bassford Remele 89%
- Merchant & Gould 84%
- Gibson, Dunn & Crutcher 83%
- Larkin Hoffman Daly & Lindgren 82%

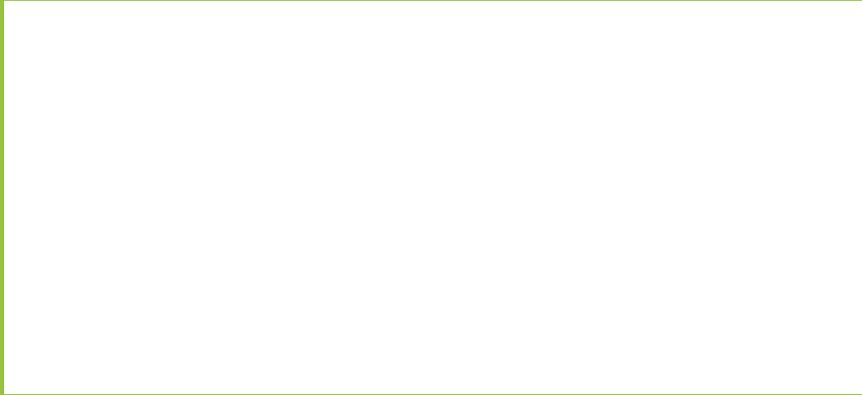
GROUP 3 (25 OR MORE ALUMNI)

- Oppenheimer Wolff & Donnelly 87%
- Lindquist & Vennum 78%
- Faegre Baker Daniels 77%
- Fredrikson & Byron 77%
- Leonard, Street and Deinard 67%

UNIVERSITY OF MINNESOTA LAW SCHOOL

421 Mondale Hall
229 19th Avenue South
Minneapolis, MN 55455

NONPROFIT ORG.
U.S. POSTAGE
PAID
TWIN CITIES, MN
PERMIT NO. 90155



SPRING ALUMNI

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

WEEKEND *save the date*

APRIL 25—26, 2014



Pre-1959



1979



1994



2004

Spring Alumni Weekend is about returning to remember your years at the Law School and the friendships you built here. We encourage those of you with class reunions in 2014 to honor your special milestone by making an increased gift or pledge to the Law School this year.

FRIDAY, APRIL 25:
All-Alumni Cocktail Reception

SATURDAY, APRIL 26:
Alumni Breakfast, CLE, Career Workshop, Pre-1964 Luncheon, and Individual Class Reunions

Special reunion events will be held for the classes of: **1964, 1969, 1974, 1979, 1984, 1989, 1994, 1999, 2004, and 2009**

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

www.community.law.umn.edu/saw