

# Perspectives

THE MAGAZINE FOR THE UNIVERSITY OF MINNESOTA LAW SCHOOL

## MASTERING THE TAX MAZE

High-profile field requires a global view

### IN THIS ISSUE

LL.M. Program Fits Students' Needs

Clinics Celebrate 100 Years

Theory at Work: Ruth Okediji

New Library Website on Mondale's Senate Years



# LAW

UNIVERSITY OF MINNESOTA  
LAW SCHOOL

## DEAN

David Wippman

## ASSISTANT DEAN AND CHIEF OF STAFF

Nora Klaphake

## DIRECTOR OF COMMUNICATIONS

Cynthia Huff

## SENIOR EDITOR AND WRITER

Corrine Charais

## COMMUNICATIONS ASSOCIATE

Valerie Figlmiller

## DIRECTOR OF ADVANCEMENT

Michael Tompos

## DIRECTOR OF ALUMNI RELATIONS AND ANNUAL GIVING

Dinah C. Zebot

## CONTRIBUTING WRITERS

Michelle Barnes

Tim Brady

Martha Coventry

James Dickson

Allison Ethen

Rebecca Furdek

Kathy Graves

Karen K. Hansen

Katherine Hedin

Cathy Madison

Todd Melby

Brittany Resch

## COVER ILLUSTRATION

Stephen Webster

## PHOTOGRAPHERS

Emmanuel Berrod

Jayne Halbritter

Karen K. Hansen

Tony Nelson

Bill Rapp

Tim Rummelhoff

Chad Williams

## DESIGNER

Carr Creatives

## CLINIC ANNIVERSARY INSERT

Design: bamelang inc.

Photographs, University of Minnesota  
Law School Archives

## BOARD OF ADVISORS

The Honorable Paul H. Anderson ('68)

James L. Chosy ('89)

Jennifer Ciresi ('07)

William E. Drake ('66)

David M. Eldred ('02)

Kristine S. Erickson ('72)

D. Cameron Findlay

Joseph M. Finley ('80)

Catharine F. Haukedahl ('79)

Joan S. Humes ('90)

Harvey F. Kaplan ('64)

Jay Kim ('88)

Lynn S. Krominga ('74)

David V. Lee ('70)

Jeannine L. Lee ('81)

Marshall S. Lichty ('02)

K. Thor Lundgren ('74)

Rebecca Egge Moos ('77)

Richard G. Morgan ('84)

Dennis L. T. Nguyen ('98)

David B. Potter ('80)

Paula K. Richey ('76)

The Honorable James M.  
Rosenbaum ('69)

Lisa A. Rotenberg ('85)

Amy C. Seidel ('98)

Joseph P. Sullivan ('67)

Rachna B. Sullivan ('96)

The Honorable John R. Tunheim ('80)

Fordam Wara ('03)

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, N2

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

In Fall 2012 issue, Joe Trelevan was inadvertently omitted from the list of photographers. He took the photo of the Pritzker family on page 15.

In the "Unrestricted and Scholarship Giving" story on page 15, the sentence on Lynn Truesdell's ('61) nonprofit service should read: "He is a past president of the Minnesota Defense Lawyers Association and a retired member of the American College of Trial Lawyers."

The speaker on page 20 at the Gendering Conflict conference was misidentified. The photo shows Veronica Isala Eragu, Jennings Randolph Senior Fellow at the United States Institute of Peace.

In Class Notes, page 57, the hours of Roshini Rajkumar's Sunday program on 830 AM radio should read "12:00 to 3:00 p.m."



DEAN DAVID WIPPMAN

## THE NEED FOR GOOD COUNSEL

In April, I had the honor of accompanying former Vice President Walter F. Mondale ('56) to Washington, D.C., for the Constitution Project's observance of the 50th anniversary of the U.S. Supreme Court decision in *Gideon v. Wainwright*. The landmark case established the right of defendants to representation by counsel in state courts, and the Constitution Project recognized four key players for their roles in the case: Abe Krash, a member of the legal team headed by Abe Fortas, later Justice Abe Fortas, that represented Clarence Gideon; Bruce Jacob, who represented the state of Florida, where Gideon was charged; the late Anthony Lewis, a Pulitzer Prize winning journalist who examined the case in his 1964 *Gideon's Trumpet*; and Mr. Mondale.

For those who question the value of lawyers in our society, it is worth reflecting on what happened in the case. Early in June 1961, Clarence Earl Gideon was accused, on the flimsiest of evidence, of stealing some wine and a little cash from a pool hall. He was not an educated man. He had no money. He couldn't afford a lawyer. So he asked the judge to appoint one. The judge responded, "Mr. Gideon, I am sorry, but I cannot appoint Counsel to represent you in this case. Under the laws of the State of Florida, the only time the Court can appoint Counsel to represent a Defendant is when that person is charged with a capital offense." So Gideon was tried, alone, and sentenced to five years in prison. From prison, Gideon sent a handwritten petition for certiorari to the Supreme Court. His argument? It "just was not fair" that he had no lawyer at his trial. The court agreed to hear his case, and Fortas agreed to represent him. Gideon, who had no lawyer, suddenly had one of the best appellate lawyers in the country.

But a major roadblock loomed. The Florida attorney general's office sent letters to every state attorney general, requesting them to file amicus briefs supporting Florida's position that Gideon had no right to counsel. Walter Mondale, then Minnesota's attorney general, decided to do just the opposite. With help from Yale Kamisar, then a criminal law expert on the Law School faculty, Mondale organized an amicus brief on behalf of 22 states in support of Gideon.

The Court sided with Gideon and Mondale. Gideon got a new trial, and this time, with a lawyer to represent him, he was acquitted. Because lawyers make a difference. And now, because of Clarence Gideon, and lawyers like Walter Mondale and Yale Kamisar, every criminal defendant gets a lawyer.

Much has changed since Gideon's trial. But one thing hasn't changed: despite the decline in applications that all law schools are experiencing, the Law School continues to admit extraordinary students and to graduate lawyers who will make a difference.

This is a historic year for the Law School. One milestone is the 100th anniversary of our clinic program (see insert on page 21). Established in 1913 through a partnership with the Legal Aid Society, the Law School's clinic program was one of the first in the country. It is also one of the largest; with 24 clinics today, the Law School helps countless people who, like Clarence Gideon, could not otherwise afford the legal assistance they so desperately need.

The second milestone is the Law School's 125th anniversary. We are planning a series of events for this fall, including lectures and dinners, to commemorate our anniversary and acknowledge the importance of legal education today. We will be in touch as these events develop.

Mr. Mondale is only one of our many distinguished alumni who have used their legal education to help others, at home and around the world. Our commitment to being leaders in legal education and preparing our students to keep pace with the changing marketplace, begun 125 years ago, continues today. With the support of the Law School community, it will extend well into the future.



David Wippman

Dean and William S. Pattee Professor of Law

# Contents

## >16 **MASTERING THE TAX MAZE**

High-profile field requires a global view

By Cathy Madison

Illustration by Stephen Webster



>22 **THEORY AT WORK**  
*Ruth Okediji*



>24 **Law Library Announces  
NEW RESEARCH SITE DEVOTED TO  
MONDALE'S SENATE YEARS**



## >1 DEAN'S PERSPECTIVE

The Need for Good Counsel

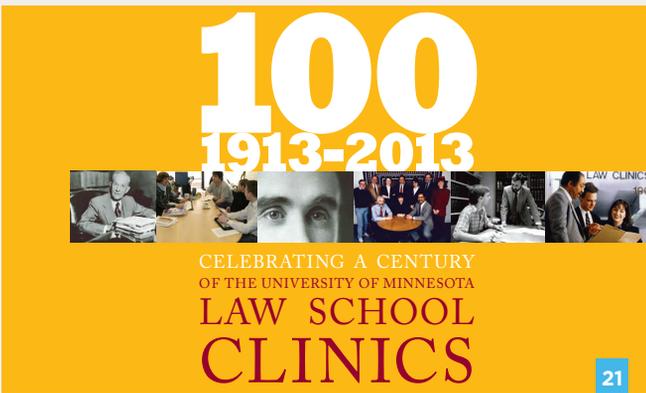
## 4 AT THE LAW SCHOOL

- 4 Innovative Courses Draw Record Numbers to LL.M. Program
- 7 Sara Rosenbam: Deinard Memorial Lecture on Law & Medicine • Darrow Collection Receives Innovation Award
- 8 2013 McGee Moot Court Competition Examines Fair Housing Act • Minnesota-Colombia Partnership Targets Human Rights Law
- 9 Summer CLE
- 10 Gifts to GENERATIONS
- 12 Staff News
- 13 Law School Clinics: Celebrating a Century of Service
- 14 Grant Funding Helps Students Travel to Uppsala • Race for Justice
- 15 *Journal of International Law* Symposium on the Future of Warfare



## 21 Special Insert: Clinics Celebrate 100 Years

- 23 Walter Mondale Honored for Supporting Justice



## 26 FACULTY PERSPECTIVE

- 26 Faculty Awards, Grants, and News
- 29 Faculty Trio Promotes Legal Uniformity Among States • Faculty Book Publications
- 30 Visiting and New Faculty • Faculty Works in Progress
- 31 Richard Frase: Benjamin N. Berger Professor of Criminal Law Reappointment Lecture
- 32 Antony Duff: Russell M. and Elizabeth M. Bennett Chair in Excellence Appointment Lecture • Legal History Workshops
- 33 Faculty Profile: Judith T. Younger

## 34 STUDENT PERSPECTIVE

- 34 Student Profiles
- 37 Federalist Society Has Strong Year of Open Debate
- 38 Student News and Awards
- 40 Student Events
- 41 TORT Travels Back to the Future Interest



## 42 ALUMNI PERSPECTIVE

- 42 Alumni Profiles
- 44 Upcoming Events
- 45 Scholarship Dinner
- 46 Alumni News and Awards
- 49 Class Notes
- 51 Alumni Receptions
- 54 Summer Continuing Legal Education Seminars
- 55 Spring Alumni Weekend
- 56 Alumni and Friends Tributes • In Memoriam



# At The Law School



## INNOVATIVE COURSES DRAW RECORD NUMBERS TO LL.M. PROGRAM

THREE DISTINCTIVE NEW courses are raising the profile of the University of Minnesota Law School's LL.M. program and providing lawyers from around the globe a rare combination of practical skills and leadership training. The classes, combined with a recently added business law focus, significantly expanded recruiting, and an increasing international emphasis throughout the Law School, have led to a doubling of the LL.M. class size over the past two years. This year, 47 lawyers from 18 countries, a Law School record, are participating in the LL.M. program.

"Two years ago we did an inventory of our teaching pedagogy in the LL.M. program and saw a need to expand our program holistically," says Khary Hornsby ('05), director of International and Graduate Programs.

"Our LL.M. students, just like our J.D. students, want professional experience. It's not enough to just come to the U.S., engage in an academic endeavor, and then return home. Our students want to leave with utility. We are making that happen with exposure to the American legal practice, with unique skills-based courses, and with leadership training that they can directly apply to their own legal careers back home."

Hornsby adds that the Law School's LL.M. program has long been distinguished by its customization for foreign lawyers. "We are highly relational; students don't come here for the weather! What they find is a community that has their professional and academic goals at the core of its mission. We've been able to seamlessly introduce new courses

because we are student-focused."

### A look at the American legal profession

Professor Herbert Kritzer is in his second year of teaching an LL.M. course entitled The American Legal Profession. "This class introduces students to legal practice in the U.S. as opposed to just the law," says Kritzer. "It is unique nationwide in its focus."

In addition to covering the development and current structure of the profession and the range of practices American lawyers engage in, the course addresses specific topics such as issues confronted by women and minorities and the challenge of attracting clients. Through guest speakers, shadowing of lawyers in different practice settings, and diverse readings, Kritzer's students are intro-

**1** Prof. Neha Jain, Prof. Antony Duff, Zach Hoskins, and Visiting Research Scholar Sandra Marshall at Prof. Richard Frase's reappointment lecture reception

**2** Judge Margaret Chutich and Alan Haynes attend the Diversity on the Bench Networking Reception in March

**3** Elizabeth Bennett with Dean David Wippman and Prof. Antony Duff at his Bennett Chair appointment lecture in April

**4** Justice Alan Page ('78) with Ugochukwu Ubbaonu ('13) (left) and Nick Thelemaque ('13) (right) at the Diversity on the Bench Networking Reception in March

**5** Minnesota Secretary of State Mark Ritchie at the *Minnesota Journal of International Law* Symposium in February



duced directly to the real-life American legal profession and practice.

“One of my goals is to disabuse students of the popular image of law practice they may have from the American media,” says Kritzer. He has his students walk through several different types of legal settings: the large corporate firm, a personal services firm focusing on personal injury or divorce, an in-house counsel practice, and a government position. “If you are going to be interacting with lawyers from the U.S. or talking to people in your country, the better you understand their practice world, the more successful you will be in your relations with them,” he notes.

Jurgen van den Heuvel, an LL.M. student from the Netherlands, recently completed Kritzer’s course. “I felt like I saw the American legal profession in its entirety,” says van den Heuvel. “Hearing the perspectives of practicing attorneys helped me understand much better how the profession is organized in this country.

I found it especially interesting to hear lawyers talk about the importance of marketing and how they go about attracting clients.”

Christian Andreasen, a student from Argentina who has been practicing law for more than six years, chose the Law School, in part, because of courses such as Kritzer’s. “I compared programs and professors in several universities, and this program really stood out,” says Andreasen. While he has had extensive contact with American lawyers in his work in Buenos Aires, he says it was helpful to learn about practice areas that don’t exist in Argentina. “This exposure will help me if I stay in the U.S., but if I go back to Argentina it will help me have a much greater sense of how law is practiced here.”

Some students, such as Trine Johnsen from Norway, who is pursuing her business LL.M., learned surprising things simply through conversation with attorneys during the shadowing days. “I was shocked

when I was talking with a pregnant attorney about the short maternity leaves in this country. The realities of practice in the U.S. can be quite different than in my country.”

This is exactly what Kritzer wants to happen through his course. “Part of my hope is that my students will see what really happens in practice. It’s not like they see on TV or in the movies.”

### Preparation for leadership

Two years ago, Hornsby and Law School Career Counselor Vic Massaglia began discussing what they both were hearing from students and potential employers: that leadership training was an issue the Law School’s LL.M. program needed to address. In response, they developed Leadership and the Law for LL.M. students, a course focused on exploring what it means for the lawyer to be a leader. In their class, students are challenged to determine their professional strengths, to consider how individual



GUEST SPEAKER MINN. SUPREME COURT JUSTICE ALAN PAGE ('78) (CENTER BACK) AND INSTRUCTOR VIC MASSAGLIA (FAR LEFT) WITH LL.M. "LEADERSHIP AND THE LAW" CLASS

&lt; CONT

personality and cultural traits affect group processes in legal settings, and to explore how to adjust techniques based upon cultural cues, especially in international settings.

"Many of our LL.M. students are mid-career professionals who are working toward being global legal practitioners," says Hornsby. "They are some of the highest-achieving people in their countries but haven't had much experience examining their EQ or leadership abilities. Our students want to maximize their experience here. This class provides a rare opportunity for them to acquire skills they need in the global marketplace."

Massaglia says feedback over the last year has consistently indicated that the Leadership and the Law class is transformative. "Most of our students will say they came to the Law School thinking leadership was external but realized through this course that leadership can be developed. Research has demonstrated again and again that introducing our students to emotional intelligence competencies impacts their ability to persuade, advocate, influence, and communicate."

Ahmed Alyawer, a student from Saudi Arabia, says the course has taught him about how to be a leader,

not just how to understand law. "I have been in places in my country where I am expected to be a leader but I had not had formal training," says Alyawer. "The class is helping us be leaders in the field of law, which is very competitive, and helping us learn how to deal with different types of people and about different leadership styles required in specific situations."

Hornsby and Massaglia's syllabus includes guest speakers who are leaders in legal settings, Myers-Briggs assessments, readings tailored to the topic of leadership and law, and interactions with the Law School's Corporate Institute. Guest speakers this year have included Justice Alan Page ('78) of the Minnesota Supreme Court; Thomas Boardman, a partner at Barnes & Thornburg LLP; and Meredith McQuaid ('91), associate vice president and dean of Global Programs and Strategy Alliance at the University.

### Writing for real-world situations

Adjunct Professor Karen Lundquist has studied and taught extensively around the world. Now she is using that experience in an innovative LL.M. course that concentrates on

practical legal writing and research. She asks LL.M. students to act as real-life attorneys in the fictitious law firm of Lincoln, Adams and Washington.

"We create a real-world environment, with real-world legal writing and negotiating expectations," says Lundquist. "For example, instead of an assignment, they get an email from their client to which they must respond." In addition to the many legal writing expectations, students also make an oral argument to a simulated court.

"I work to make this class relevant, with skills training that students can take back to their work in their home countries. I also strive to create an environment where my students can ask questions about the language. English is rarely their first language, so legal writing in another language can be particularly challenging."

For van den Heuvel, this exposure to legal writing and research is vital. "English is not my native language, so learning to write professional letters, memos, and emails has been very educational. I had no exposure to that prior to coming to this program."

Johnsen says the amount of feedback Lundquist provides is particularly helpful. "She makes us write quite a bit but she also gives us lots of feedback. It's really helpful to have this much direction and correction."

Lundquist, who has been teaching at the Law School for two years, says what she particularly values about this LL.M. program is its customization. "We don't throw our LL.M.s into a J.D. program. We tailor our teaching to the real needs of this population." ■

By Kathy Graves, a Minneapolis-based writer

## CALL FOR VOLUNTEERS

One of the strengths of the Law School's LL.M. program is its network of attorneys who are willing to serve as guest speakers or to be shadowed by a student. We welcome lawyers in any type of practice but particularly those in the corporate transactions arena, government settings, handling regulatory and compliance issues, and in-house counsel.

**INTERESTED VOLUNTEERS** should contact Professor Herbert Kritzer, [kritzer@umn.edu](mailto:kritzer@umn.edu), (612) 626-4035.

## Sara Rosenbaum's Deinard Memorial Lecture Evaluates Affordable Care Act

### IN AN INTERESTING AND

conversational presentation, Sara Rosenbaum, Harold and Jane Hirsh Professor of Health Law and Policy at George Washington University, shared her expertise on the challenges facing the Patient Protection and Affordable Care Act (ACA) on Jan. 31, 2013, in the 10th Annual Deinard Memorial Lecture on Law & Medicine.

In "Slouching Toward Health Reform: The Future of the Affordable Care Act" Rosenbaum, a guest of the Joint Degree Program in Law, Health & the Life Sciences and the Center for Bioethics, discussed the ACA's imperfections as well as its vital necessity.

As the ACA rolls across the country, "it has the potential to pull the nation together into what will become the 'new normal'—an expectation that people will have health insurance, cradle to grave," she said. "And that is a remarkable thing."

Even though the ACA survived the Supreme Court verdict last year in what was "probably the greatest Constitutional case many of us will see in our lifetimes," Rosenbaum

said its ultimate success is far from certain and laid out five issues that will be critical to its future:

- Will the states make peace with the ACA? At present, 270 separate bills propose repeal of the law entirely or partially.
- Will there be a national health insurance marketplace? If the exchanges don't form and work properly, "we've got nothing," she said.
- Will health care providers embrace the coming changes? They must form organized provider communities to predict costs and slow spending growth to make building a national health insurance system affordable.
- Will big health care entitlement programs undergo cuts that reduce subsidies for lower-income people and hamper transformation of the health insurance system?
- Will the chronic disease prevention efforts written into the ACA be successful and ultimately make people more responsible for their own health? A health care system cannot afford to bear all the burden of poor health.



Professor Sara Rosenbaum, George Washington University, shares knowledge of ACA and public policy experience at annual Deinard Memorial Lecture on Law & Medicine

In her commentary on Rosenbaum's talk, Lynn Blewett, Ph.D., a professor in the University's School of Public Health, looked at distinct aspects of the ACA from a Minnesota perspective.

To see a video of Rosenbaum's talk, Blewett's commentary, and audience Q&A, go to [lawvalue.umn.edu/newsevents/lectures/deinard-mem/slouchingtowardhealthreform/home.htm](http://lawvalue.umn.edu/newsevents/lectures/deinard-mem/slouchingtowardhealthreform/home.htm). ■

By Martha Coventry, communications manager, Consortium on Law and Values

## Darrow Collection Receives Innovation Award

In January at the American Historical Association's annual meeting, the Law Library's *Clarence Darrow Digital Collection* was awarded the 2012 Roy Rosenzweig Prize for Innovation in Digital History. The prize honors and supports publicly available media projects that have strong technological and historical components. It is co-sponsored by the American Historical Association and George Mason University's Center for History and New Media and was created to honor the late Roy Rosenzweig, a pioneer in the field of digital history and founding director of the Center.

The *Clarence Darrow Digital*

*Collection* ([darrow.law.umn.edu](http://darrow.law.umn.edu)) is a rich and unique array of material relating to the American jurist, including articles, photos, cases, and narratives about his life and legal career. Personal letters written to and by Darrow to family members and prominent individuals of the time have been collected and digitized. Commentary is provided about a wide variety of political and social issues that were of importance to Darrow professionally and personally. The site offers transcripts and information on Darrow's famous and lesser-known trials and a free, searchable, publicly accessible database of cases handled by Darrow's firm as well as published

state and federal cases that quote or refer to him.

This is the second 2012 award for the *Clarence Darrow Digital Collection*. The American Association of Law Libraries called the site a "significant contribution to legal bibliographical literature" and presented its Joseph Andrews Bibliographical Award to Associate Director for Library and Educational Technology Michael Hannon. Hannon wrote the scholarly commentary that accompanies the letters and primary sources and worked with Educational Technology Multimedia Specialist Glen Anderson on developing the site. ■

## 2013 MCGEE MOOT COURT COMPETITION EXAMINES FAIR HOUSING ACT

**TOP HONORS WENT TO** Michigan State University College of Law in the 28th Annual William E. McGee National Civil Rights Moot Court Competition held Feb. 21-23, 2013, at the Law School. In this year's competition, 35 teams from 23 law schools across the nation considered whether an urban renewal plan favoring a high-priced housing development, and displacing low-income housing occupied largely by African American and Latino residents, would constitute disparate impact discrimination, and if so, whether it would violate the Fair Housing Act.

Washington University School of Law in St. Louis Team 1 took second place, Cleveland Marshall College of Law Team 1 took third and won Best Brief honors, and the University of Detroit Mercy School of Law Team 2 took fourth.

Michigan State University College of Law students won Best Oral

Advocate honors: Molly Etkind for the preliminary rounds and Monique Patton for the overall competition. Stanley Lloyd of Brigham Young University Law School, Aaron Davidowitz of Washington University School of Law St. Louis Team 1, and Ashley Moore of the University of Oklahoma College of Law Team 2 received honorable mentions.

Other teams advancing to the quarter-finals were Brigham Young University Law School, University of Oklahoma College of Law Team 2, Washington University in St. Louis School of Law Team 2, and Chicago-Kent College of Law Team 2.

Teams advancing to the Round of 16 were the University of South Dakota School of Law, University of Wisconsin Law School Teams 1 and 2, University of Connecticut School of Law Team 2, Chicago-Kent College of Law Team 1, South Texas College of Law Team 1, Ohio State University Moritz College of Law, and Hamline

University School of Law Team 1.

2Ls in the Law School's Civil Rights Moot Court and additional student volunteers assisted at the competition, and more than 180 attorneys and judges volunteered to judge the briefs and oral arguments.

To thank the judges for their volunteer service, the Law School offered the free continuing legal and judicial education program "The Role of the Fair Housing Act in Shaping America's Communities" on Feb. 15, 2013.

The mission of the interscholastic appellate moot court McGee Competition, sponsored by the Law School, is to promote interest in civil rights law and provide students an opportunity to develop the oral advocacy and writing skills that are essential to being successful appellate practitioners.

Professor Carl M. Warren ('75) has been the advisor and overall competition supervisor for 21 years. ■

## MINNESOTA-COLOMBIA PARTNERSHIP Targets Human Rights Law

**A NEWLY FORMED** partnership between four Colombian law schools and two colleges at the University of Minnesota has set its sights on some high goals: to promote international human rights and the rule of law by strengthening teaching, research, and clinical legal representation in these areas at the Colombian schools.

Last fall, the U.S. Agency for International Development (USAID) and Higher Education for Development (HED) issued a \$1.25 million grant to the Human Rights Center at the Law School and the Human Rights Program in the University of Minnesota College of Liberal Arts. The purpose of the three-year grant is to create a human rights law school partner-

ship between the University and four law schools in Medellin, Colombia.

Faculty in both colleges will conduct workshops and teach courses in Medellin, and Medellin law students and faculty will travel to Minnesota to learn about human rights law and practice, and to cultivate mentor relationships with faculty and human rights professionals.

The Human Rights Center, housed at the Law School, promotes a culture of human rights around the world by assisting human rights advocates, students, educators, and volunteers; networking; and providing critical tools, such as the extensive legal resources offered through its online Human

Rights Library. The University of Minnesota's Human Rights Program is directed by Barbara Frey, who notes that in working with students and faculty from Medellin, "We will certainly learn as much as we will teach."

The U.S. State Department is supporting Colombia's efforts to end threats to democracy and promote respect for human rights and the rule of law. The USAID administers the U.S. foreign assistance program, providing economic and humanitarian assistance in more than 80 countries. HED works closely with USAID to organize the resources of the higher education community in addressing global development challenges. ■

**SAVE  
WITH A  
SUPERPASS**  
7 courses only  
**\$795**

## 34TH ANNUAL SUMMER PROGRAM OF CONTINUING LEGAL EDUCATION SEMINARS

Featuring University of Minnesota Law School Faculty

### MAY 28–JUNE 8, 2013

>>>

#### TUESDAY, MAY 28

**Selected Topics in Unfair Competition and Business Torts**  
8:30–4:30 with Professor Thomas F. Cotter

>>>

#### WEDNESDAY, MAY 29

**Mergers & Acquisitions: Where Are We?  
Where Are We Going?**  
8:30–4:30 with Professor Claire A. Hill

>>>

#### THURSDAY, MAY 30

**The Constitution in a Conservative Court**  
8:30–4:30 with Professor Dale Carpenter

>>>

#### FRIDAY, MAY 31

**Accounting and Finance for Lawyers**  
8:30–4:30 with Professor Edward S. Adams

>>>

#### SATURDAY, JUNE 1

**Ethical Implications of Representing Individuals  
with Mental Disabilities (morning)**

**Overcoming Internal and External Bias in Representing  
Individuals with Mental Disabilities (afternoon)**  
9:00–3:00 with Professor Carl M. Warren ('75)

>>>

#### MONDAY, JUNE 3

**A Primer in Data Privacy Law**  
8:30–4:30 with Professor William McGeeveran

>>>

#### TUESDAY, JUNE 4

**Understanding Trademarks, Copyright and Related  
Areas of Intellectual Property**  
8:30–4:30 with Professor Daniel J. Gifford

>>>

#### WEDNESDAY, JUNE 5

**Searching for the New Normal in Legal Practice  
and Legal Education**  
8:30–4:30 Professor Prentiss Cox ('90)

>>>

#### THURSDAY, JUNE 6

**Hot Topics in Contract and Commercial Law**  
8:30–4:30 with Professor Brian Bix

>>>

#### FRIDAY, JUNE 7

**Hot Topics in Energy Law**  
8:30–4:30 with Professor Hari M. Osofsky

>>>

#### SATURDAY, JUNE 8

**Client Conflicts, Confidential Information,  
Up-the-Ladder Reporting, Professional Liability  
and Other Ethics Issues for Lawyers**  
8:30–4:30 with Professor Richard W. Painter

\$225 PER SEMINAR OR  
SAVE WITH A SUPERPASS

[law.umn.edu/cle/2013\\_summer\\_cle.html](http://law.umn.edu/cle/2013_summer_cle.html)  
(612) 625-9073

**CLE CREDIT:** 6.5 standard credits for each course May 28–31 and June 3–7  
3 ethics (a.m.) and 2 bias (p.m.) for June 1  
1.5 standard and 5 ethics for June 8

# GIFTS TO GENERATIONS



THE CAMPAIGN FOR THE UNIVERSITY OF MINNESOTA LAW SCHOOL

The diverse priorities of the GENERATIONS campaign—scholarship support and student experience, curricular innovations and teaching, and unrestricted core support—give donors multiple opportunities to express their personal values, as well as their dreams for the Law School, through their gifts.

Students are at the center of it all. “With the high cost of tuition these days and the substantial loans that our students, and students nationally, take in order to fund legal education, we’ve made it our single biggest priority to raise money for student scholarships,” explains Dean David Wippman. “We’re part of a land grant university, and accordingly we have always had as part of our mission this objective of being accessible and affordable, and the best way to do that is through scholarship support.”

It’s especially beneficial to students when donors’ generosity has a multiplier effect, such as from the University of Minnesota’s Fast Start 4 Impact program, as do new scholarships established by the law firm of Maslon Edelman Borman & Brand and by Warren and Nancy Dunn. For each newly endowed scholarship fund of a qualifying amount, Fast Start 4 Impact pays four years of annual awards to students. That puts donors’ intentions to work immediately, supporting students while the endowments accumulate earnings in early years.

The students whose Law School attendance is made possible by the new scholarships have much to

admire and live up to as beneficiaries of two influential and inspiring attorneys’ legacies.

## Marvin Borman Memorial Scholarship

Maslon Edelman Borman & Brand LLP has made a gift to fund the Marvin Borman Memorial Scholarship in honor of their colleague who died September 12, 2012, at age 89. In a *Star Tribune* obituary, writer James Walsh called Borman “a spirited, committed, roll-up-your sleeves guy.”

During World War II Borman was a Marine Corps captain who served in campaigns in Saipan, Tinian, and Okinawa. After he graduated from Harvard Law School in 1949, he and his wife, Betty, moved back to Minneapolis, where he began working with then-solo practitioner Samuel Maslon. In 1956, Borman, Maslon, and Hy Edelman (’28) created a partnership with a local litigation firm, forming Maslon Kaplan Edelman Joseph & Borman.

From the beginning, Borman and his partners focused on community service and championing the rights of all people. The partnership, now known as Maslon Edelman Borman & Brand LLP, has grown into one of the leading full-service firms in the Twin Cities.

Although an Indiana native and a University of Michigan undergraduate, Borman became a champion of all things Minnesotan. “Marvin cared very much about the community,” recalls Doug Holod (’90), chair of Maslon’s governance committee. “There are so many organizations where he devoted his time and talents, really improving in gentle

ways the quality of life here in the Twin Cities.”

In addition to serving 34 years on the board of the United Way, Borman chaired the boards of Mount Sinai Hospital, the Minneapolis Institute of Arts, and the University of Minnesota Foundation. He was president of Temple Israel and a founder and trustee of the Jeremiah Program.

To his colleagues, Borman represented an exemplary life in the law through his impeccable integrity, superb legal skills, and dedicated civic leadership. They hope the Marvin Borman Memorial Scholarship benefits students who understand that with a law degree comes responsibility to serve the community. Holod says, “Whether pro bono services or non-legal community involvement, as with Marvin, there are so many ways to serve.”

## John P. Sheehy Scholarship

Warren and Nancy Dunn’s endowment of the John P. Sheehy Scholarship honors their son-in-law, who died April 14, 2012, at age 57. Their daughter Kathleen Dunn Sheehy (’84) was appointed a judge of Minnesota’s Fourth Judicial District Court on May 30, 2012.

John Sheehy (’84) was remarkable from the get-go. He argued a case before the U.S. Supreme Court when he was a 27-year-old associate at Meshbesh & Spence, where he went on to become a managing partner.

During 30 years of practicing civil and criminal law, he never lost a civil trial, and he won the largest personal



MARVIN BORMAN



JOHN P. SHEEHY ('84)

### 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 April 10, 2013, more than \$49 million has been committed to the GENERATIONS campaign by alumni and friends of the Law School. This total represents 70% 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](http://www.law.umn.edu/generations.html).

injury verdict in Minnesota history—\$35.3 million.

But for Sheehy, it wasn't about the money. Professionally it was about getting injured people back into their homes with whatever support was required to make their lives as normal as possible. And personally it was about quiet generosity. He was known for tireless work as a volunteer advocate and for shaking hands with people who needed a bit of help...and leaving a \$100 bill behind.

Warren and Nancy Dunn recognized Sheehy's remarkable qualities from the start. A few months after sophomores Kathleen and John met in a University American government and politics class, she brought him home to Milwaukee to meet her family. She recalls that virtually all he could talk about was how much he wanted to be a lawyer and how much he admired her father's profession. Warren Dunn, a graduate of Creighton University School of Law, was a long-time agent with the FBI and retired as president of Miller Brewing Co. in Milwaukee.

Kathleen says, "They loved him from the first minute they met him—his passion, his vision for the future, and his certainty that he could accomplish this goal despite the lack of financial resources for college or law school."

For the Dunns, establishing the scholarship is about achievement, money, and generosity. Of all his

achievements, the Dunns most admired Sheehy's litigation ability and his passion for law and history. Their preferences—that recipients have overcome adversity and have financial need, persistence, and compassion—mirror Sheehy's experience and Law School attendance. They say, "This opportunity for other students is gratifying because it was in John's nature to share." ■

By Karen K. Hansen, a Twin-Cities based freelance writer and clarinetist

**If you already have made a planned gift to the Law School, please let us know so we can thank you, plan for the future, and count your generous gift toward the success of the GENERATIONS campaign.**

**For assistance in exploring gift-planning options, please contact Director of Trusts & Estates Jane Godfrey ('91) at the University of Minnesota Foundation ([godfr044@umn.edu](mailto:godfr044@umn.edu) or 612-624-9454) or Michael Tompos at the Law School ([mjtomposj@umn.edu](mailto:mjtomposj@umn.edu) or 612-625-8435).**

# STAFF NEWS

## NEW STAFF



**Joelle Larson** joined the Office of Advancement as an alumni relations & annual giving officer on March 18, 2013,

and is excited not only to work in higher-education advancement but to return to Minneapolis, her hometown. Previously she was a litigation associate with Butler Ruben Saltarelli & Boyd in Chicago, focusing on breach of contract matters. She completed her undergraduate degree at Macalester College and her J.D. at the University of Michigan Law School and volunteered in alumni and student programs and fundraising initiatives at both institutions. At the Law School, her experience will be put to use on student and recent-graduate engagement and fundraising programs, including the Partners at Work program.



**Kate Snowden** began her duties as the new associate director of Admissions on March 25, 2013.

She is responsible for managing the Law School's recruitment process and also will manage the Minnesota Law Pre-Law Scholars program, the annual summer preparatory program for aspiring law students. Previously, as assistant director of admissions for recruitment at the University of St. Thomas School of Law since 2009, she planned and worked at recruitment events nationwide and also assisted students through the application and admission processes. She holds a B.A. from Iowa State University and an M.A. from the University of Denver, where she was the manager of student affairs for the Sturm College of Law.



**Zack Sommer** joined the Law School on March 25 as a principal office and administrative assistant. The University of

Minnesota graduate completed his B.A. in English and Gender Studies and minor in Asian Literature and Languages in 2012, while working as a tutor and mentor in the America Reads program and a J-Visa assistant in International Student and Scholar Services at the University. He also has written about video games for PixelPerfectMag.com and recently was an imaging specialist in the University's Office of Admissions.



**Maren Stoddard** joined the Law School in October 2012 as international programs assistant, from

her most recent position as a program coordinator with the University. She completed a B.A. in

Scandinavian Studies at Gustavus Adolphus College, including a year at Sweden's Mora People's College studying Swedish language and culture, then was an English teaching assistant for three years in Tsuruga City, Japan. Recently she completed an M.A. in educational policy and administration at the University. She is a member of NAFSA: Association of International Educators and the Minnesota branch of the Society for Intercultural Education Training and Research.

## PROMOTION



**Katie Deno**, who joined the Law School in July 2012 as a faculty administrative assistant, was promoted in

March 2013 to an executive accounts specialist in the Finance Department. Previously she worked in the University's Human Resources Department. ■

OCTOBER 4, 2013



## SAVE THE DATE

Do you recognize any of these people? They are part of the Law School's history: the faculty of 1980. Many people, organizations, and events have brought the Law School to where it is today, celebrating its 125th year. Please plan to be with us on Friday, October 4, 2013, when we commemorate this historic occasion. Watch for more information in the coming months.

*Photo courtesy of the University of Minnesota Law School Archives*

# 100

## 1913-2013

CLINICS CELEBRATE CENTENNIAL  
WITH DAY OF SERVICE



**T**he University of Minnesota Law Clinic Program is celebrating its 100th anniversary! During the 1912-13 academic year students began working with the Legal Aid Society to represent indigent clients in a variety of civil matters, and the Law School Clinic Program was born.

In recognition of this historic event and in the spirit of service embodied by the clinic program, the Law School clinics are sponsoring a two-part event. Together, the two offerings will provide an opportunity to examine issues that are important to those who have served our country—our veterans—as well as an opportunity to serve them in return through a pro bono legal clinic.

Law School alumni and other legal professionals who support the clinic program are encouraged to participate.

### > SATURDAY, JUNE 8, 2013

Part 1 of the clinics' celebration is a free CLE program, "Serving Those Who Serve Us," from 8:30 a.m. to noon at the Law School. It will focus on unique concerns and common legal issues among veterans and will also offer training for attendees who wish to participate in the second component of the clinic event.

Emeritus Clinical Professor Maury Landsman will present the welcome, followed by three presentations and Q&A sessions. Scheduled speakers are Sara Sommarstrom ('05), Vetlaw Director for the Minnesota Assistance Council for Veterans; Ana H. Voss, Assistant U.S. Attorney, District of Minnesota, and an adjunct professor teaching in the Civil Rights Enforcement Clinic at the Law School; and Brock Hunter ('97), criminal defense attorney in private practice and a former Recon Scout in the U.S. Army.

### > TUESDAY, JUNE 11, 2013

Part 2 of the anniversary observance is a free drop-in legal clinic, to be held at the VA Medical Center from 9:00 a.m. to 2:00 p.m. Those who attended the CLE training program will be eligible to staff the clinic and provide legal services to veterans. The drop-in clinic is sponsored by the Law School clinics in collaboration with the Minnesota Assistance Council for Veterans.

# Grant Funding Helps Students Travel to UPPSALA, SWEDEN



ARCHWAY IN UPPSALA

This spring a generous grant from the Marcus and Marianne Wallenberg Foundation offered up to five 1L and 2L Law School students a wonderful opportunity: travel funding for participation in the 2013-14 semester exchange program at Sweden's Uppsala University. The Foundation, founded in 1963 by the

late Swedish banker and industrialist Dr. Tech. Marcus Wallenberg, supports scholarly research and education, particularly projects in law, economics, humanities, and clinical medicine related to technology.

The Uppsala University and University of Minnesota law schools have exchanged faculty and students

since 1983. Uppsala Professor Bertil Wiman (LL.M. '83) is a visiting professor teaching European Union tax law at the Law School this spring. And many Minnesotans have traveled to Uppsala to study international, comparative, and European community law and to meet students and faculty from all over Europe. ■



## 11th ANNUAL RACE FOR JUSTICE • April 14, 2013



- 1 Braving the cold, 265 runners start off on the 5K Race for Justice; Alex Kurt (No. 1656) comes in first
- 2 Assistant Dean of Students Erin Keyes ('00) (green jacket) with volunteers from Pellicano Endurance Coaching
- 3 Volunteers Amanda Ruiz ('13), RaShya Cunningham ('13), and Tammi Etheridge ('14) prepare for registration

**Congratulations to this year's top overall male and female runners: Alex Kurt and Ann Steingraeber ('11).** Top team honors went to Fredrikson & Byron runners Robert Boisvert ('85), James Brand, Robert Day, Leah Janus ('04), and Sjur Midness. The event raised nearly \$10,000 for the Loan Repayment Assistance Program (LRAP) of Minnesota, to subsidize education debts for low-paid public interest attorneys who serve the legal needs of low-income individuals statewide.

Race organizers thank the 45 volunteers from Pellicano Endurance Coaching, the Black Law Students Association, Criminal Justice League, Federal Bar Association student chapter, and elsewhere for their dedicated work. The 2013 race was made possible by the generous financial support of: Champion sponsors Dorsey & Whitney and Pellicano Endurance Coaching; Advocate sponsors Fredrikson & Byron, Law Council, Leonard Street & Deinard, Meagher & Geer, Minnesota Lavender Bar Association, Minnesota Lawyers Mutual, Nilan Johnson Lewis, and WestlawNext; and Patron sponsor Lexis-Nexis.



PROF. JOHN RADSAN, GABOR RONA, ALICE BEAUHEIM, PROF. OREN GROSS, DEAN DAVID WIPPMAN, DR. DAPHNE RICHEMOND-BARAK, PROF. KEN ANDERSON, AND PROF. ERIC JENSEN

## JOURNAL OF INTERNATIONAL LAW SYMPOSIUM ON THE FUTURE OF WARFARE

ON FEBRUARY 5, THE *Minnesota Journal of International Law* hosted its 2013 symposium, “The Future of Warfare: The Law of Tomorrow’s Battlefields.” Three panels of leading experts discussed the changes that robotics, computer technology, and privatization have brought to warfare.

In his keynote address, Professor Eric Jensen (Brigham Young University Law School) spoke about future technologies and the growing trend of non-state actors involved in the creation of law. Jensen’s discussion focused on the expansion of conflict into new areas outside of “breathable air zones,” including the moon, seabeds, and cyberspace.

Law School Dean David Wippman moderated the first panel, Robotics on the Battlefield. Law School Professor Oren Gross, Professor Ken Anderson (American University College of Law), and Professor John Radsan (William Mitchell College of Law) discussed the potential implications of technology on the battlefield and how international laws of war should adapt to accommodate the future.

The second panel, moderated by Law School Professor Fred Morrison, included a discussion by Law School Professor David Weissbrodt and Ms. Alice Beauheim (Office of the Director of National Intelligence, on leave). The topic focused on the growing risks of cyber warfare and



PROF. ERIC JENSEN

how state actors, and even corporations, can guard against technological infiltration. Both panelists noted the increasing danger that cyber attacks pose to state security and the non-traditional nature of conflict in the age of technological warfare. They offered suggestions on how to adapt the laws of war to better address cyber attacks and hackers.

The final panel, moderated by Law School Professor Richard Painter, featured a discussion on the privatization of military forces by Gabor Rona of Human Rights First, Professor Geoffrey Corn of South Texas College of Law, and Dr. Daphné Richemond-Barak of Interdisciplinary Center Herzliya. Panelists noted that although mercenaries (private military employees) are generally kept from active combat, the more they are used by state actors, the greater the likli-



ALICE BEAUHEIM

hood that the Geneva conventions will apply to mercenaries’ actions. The panel also questioned the applicability of international humanitarian law to private militaries. Rona stated, “There is simply no international regulation to address these activities.”

Symposium articles will be published in the Symposium issue of the *Minnesota Journal of International Law* and the panels will be available for viewing at [www.minnjl.org](http://www.minnjl.org). ■

By Michelle Barnes ('14), with Allison Ethen ('13)

# MASTERING THE TAX MAZE



# High-profile field requires a global view

By Cathy Madison

TWO DECADES AGO, Gina DeConcini ('93) stood in the Law School Career Center, gazing at job postings. Pregnant with twins and figuring that family life would be drama enough, she eliminated litigation, criminal law, and family law career paths. No science aptitude, so there went patent law. That left tax and securities. More tax classes were offered, so tax it was.

Tax, as it turned out, is what she loves. Today DeConcini is a partner at Oppenheimer Wolff & Donnelly, where she focuses on corporate taxation, including tax aspects of mergers and acquisitions, nonprofits, and international and multi-state tax. She has found that she shares certain basics with other tax geeks, whether they stumbled into tax law or methodically assembled such career-building blocks as accounting, MBA, and LL.M. degrees. All have an affinity for math and reading spreadsheets and regulations. They find tax a fascinating intersection of disparate disciplines. And they like perching on the precipice of change.

## Sweeping power of tax

Thanks to rapid globalization, threatened economies, and media proliferation, that perch is growing more powerful by the day. Common laborers, chief executive officers, national presidents and prime ministers—who doesn't care deeply about taxes? And if today's law students don't, they should.

"Tax policy is at the forefront of all business news, touching everything from big corporations to small family businesses," says Mark Sellner ('81), a tax adviser who has

worked with Big Four and Fortune 500 firms, served as director of graduate studies in taxation at the Carlson School of Management, and teaches business taxation in law and business schools. "Whether you're getting married, getting divorced, having kids, or starting a business, taxes affect every major part of our lives."

worked with Big Four and Fortune 500 firms, served as director of graduate studies in taxation at the Carlson School of Management, and teaches business taxation in law and business schools. "Whether you're getting married, getting divorced, having kids, or starting a business, taxes affect every major part of our lives."

Although we tend to think of these effects as individual, especially in a country where income tax is king, the ultimate ramifications are much broader. "At the end of the day, taxes are all about running the government," DeConcini says. "It's a specialty widely applicable to a lot of

areas of law, and it's growing. Law firms, public accounting firms, government, and corporations all need more people who understand tax."

Jonathan Hobbs ('03), director in the international tax services practice in McGladrey's Minneapolis office, agrees with DeConcini. "It's a very dynamic area of law," he says. Hobbs majored in economics as an undergrad, then took accounting, passed the CPA exam, and earned a master's degree in business taxation from the Carlson School.

"I went into tax because it was an area that had economics, politics, accounting, and law all baked into one," Hobbs says. "But I fell into international tax my first week at Arthur Andersen, when a partner grabbed me and said he needed some work done. The rest, as they say, is history."

Pamela F. Olson ('80) grew up on a farm, where tax celebrity dreams never crossed her mind. A political science major, she even questioned going to law school until a mentor at a cocktail party pointed out that she could explore her passion—what made businesses tick—by taking tax classes. Olson followed that advice, eventually becoming assistant secretary for tax policy at the U.S. Department of Treasury, where the potential for influence was enormous.

She still marvels at how much responsibility she held early in her career, long before becoming the first woman to chair the ABA's tax section, serving as senior economic advisor to the Bush-Cheney campaign, and acting as a federal tax adviser to the National Commission on Economic Growth and Tax Reform.

---

**"Tax policy is at the forefront of all business news, touching everything from big corporations to small family businesses." —Mark Sellner ('81)**

---

"I was writing regulations that applied to businesses across the country and around the globe," she recalls. As assistant secretary, she was responsible for IRS publications, legislative tax proposals, negotiating tax treaties with foreign governments, and projecting tax receipts. "It would be hard to match that in any way, shape, or form, anywhere else in tax," she adds. "I didn't plan where my career would take me. I got in an inner tube floating down the river, and it has taken me to lots of fascinating places."

Now deputy tax leader and Washington national tax services practice leader at PricewaterhouseCoopers, Olson



watches tax policy's impact on business from a different perspective. "When you deal with tax in government, you're once removed from its direct effect. In the private sector, it's personal," she says, explaining that private sector insights are essential to providing sound advice to govern-

ment. And given the growth of global business operations and investment, the government's tax administration job is growing ever tougher.

may have payroll disputes in Germany or need to ship their product out of a port in China. It used to be a specialized niche, but now all tax people have to understand the basic structure of international tax planning."

"Any time a company goes global, tax becomes a

---

**"It used to be a specialized niche, but now all tax people have to understand the basic structure of international tax planning." —Gina DeConcini ('93)**

---

ment. And given the growth of global business operations and investment, the government's tax administration job is growing ever tougher.

### Business beyond borders

Tax practice was once a specialized, niche-oriented, back-room, domestic affair, even for a multinational company such as Cargill, which now employs 142,000 people in 65 countries, says Patrice Halbach ('80), who retired four years ago as Cargill's vice president of tax and customs. It used to be that corporate tax folks kept their heads down, dealing only with each other, while tax authorities in various countries monitored their jurisdictions with little idea of what was happening elsewhere. But all that has changed completely.

"By the early '90s, it became obvious that we needed a more integrated and unified approach, but it was still very U.S.-centric. All the decisions were made here," Halbach says. She set out to create a true international tax function, ensuring that more than 200 tax professionals from around the world were communicating frequently and operating holistically from the same business plan and objectives. Such an approach has proved extremely valuable in a world where crossing borders has become the norm.

With tax authorities now communicating regularly, a new global perspective has emerged, and the need for companies of all sizes—not just multinationals—to develop global tax strategies has become imperative. No longer are the Big Four accounting firms handling all this work; now even mid-sized companies are taking it on.

"Even a little manufacturing company in Fridley has relationships in India or China," says DeConcini. "They

higher-profile issue, based both on the substantial reporting requirements for a cross-border enterprise and the significant financial investment it takes to do business outside the U.S.," adds Hobbs. A multinational company needs to hedge those risks.

Companies also must consider the worldwide state of the economy: everyone is broke. Because countries seeking additional revenue streams collect taxes wherever they can, avoiding double taxation on the same income is the top challenge for any internationally active U.S. company. "Ninety-five percent of our work is in some way mitigating that risk," Hobbs says.

International compliance is also an emerging issue. "The economic meltdown has led many governments to examine their relationships with countries on the 'gray list,' those that hold themselves out as havens for people who don't want to disclose their financial dealings," says Stuart Gibson ('76). "Germany, the U.K., and the U.S. are going after countries like Switzerland, Liechtenstein, Hong Kong, and Singapore."

As senior litigation counsel for the Tax Division, U.S. Department of Justice, until his retirement in January, Gibson successfully sued UBS, Switzerland's largest bank, to reveal information about U.S. taxpayers' secret accounts. He also secured a court order requiring KPMG to disclose information about developing, marketing, and implementing abusive tax shelters and reveal identities of those who took advantage of them—"wealthy Americans who should have known better."

The years Gibson spent with the IRS and the Tax Division taught him much about human nature. "I learned early on that tax shelters are like a garden hose: You plug a



JONATHAN HOBBS ('03)



PAMELA F. OLSON ('80)

leak in one place, and another leak springs up someplace else. When you shut down one tax shelter, someone comes up with another that's even more outrageous. It's an evolutionary process."

Litigating on behalf of the United States has provided more challenge and reward than he could have imagined. "No one came to watch our trials," he says, "but it was an opportunity to have a real impact on tax policy and compliance."

### Seizing the spotlight

Tax strategy used to be an insider's game, with those steeped in its complexities handling day-to-day decisions as well as setting corporate direction. Today's squeeze on profits and emphasis on transparency, however, have moved it up the escalator, into management's top echelons.

"Corporate tax is definitely of interest in the C-suite, and it's on the front page of the newspaper," Olson says. "It has become much more complicated domestically, and even more so when you layer on the cross-border interaction. It's very difficult to advise a client without working on a collaborative basis. Tax is so complicated that no one person can master it."

Tax experts used to be like doctors making house calls, bestowing their knowledge on clients when asked. Now they're more like quarterbacks, charged with ensuring that all business transactions pass tax muster. "They have to bring in specialists and build a team, and that team is likely to be led by a lawyer," says Sellner.

Although large companies have always lobbied for self-serving tax policy, general awareness of how taxes impact operations was not widespread. Rarely have we seen political activism across the board like we're seeing today, DeConcini points out. Recently in the Minnesota legislature, for example, hundreds of people showed up to lobby against the proposed sales tax on services. "And it wasn't just tax people in the room."

Savvy corporations have long, and legally, parked their profits offshore, where tax rates are lower. But news that General Electric paid no federal taxes in 2010 launched a political firestorm.

"It was one of the first times a company was criticized

for taking advantage of tax rules," says DeConcini, explaining that media focus on "good" and "bad" taxpayers is relatively new. "When the economy is struggling, you have to look to underlying policy. When anybody who is benefiting from that policy is held up as somehow harming the rest of us, issues arise that never before would have made it into mainstream media."

Halbach became aware of the issue the first day she walked into family-owned, privately held Cargill. "If you besmirched the Cargill name, you besmirched the family. This was first and foremost in our minds when we did tax planning, always." Increasingly, when companies seek competitive advantage, tax is at the forefront. Yet in an instant tweeting world, one misstep can irreparably sully a brand. "How far you push the envelope is a real issue," Halbach says. "You have to be able to discern that line between smart tax planning and edging over into gray areas."

### Forecast for change

Business going global is the most remarkable change Olson has noted in three decades of experience. "Cross-border ownership, trade, and investment means that the tax code had to change fairly dramatically to keep up with what was going on in the world," she says. "We're lagging further behind all the time, and on several occasions over the last few years, I've despaired over what we can do on a global basis to keep up... And then we have the U.S. Congress, which can't move to save its soul. I do worry about that."

Technology is another example of rapid change outpacing tax policy. Hobbs cites U.S. tax rules that address income-sourcing of "shrink-wrapped" software. Interpreting these rules for updated delivery systems such as web-hosting or Internet downloads, especially across borders, is significantly more challenging than "when it's packaged in Seattle and shipped to Minnesota for someone to buy in a store."

He, too, laments the current legislative quagmire. Competing rationales, such as the need for revenue versus social equity and other agendas—using taxes as incentives to buy or build in America, for example—further stymie efforts for change. "But overall, as we get further and



PATRICE HALBACH ('80)



STUART GIBSON ('76)

further in debt, policy will be skewed by the growing proportional need for revenue. The math is unmistakable,” Hobbs says. A possible reform is the territorial system used by most other countries, which taxes income only where it is earned. No longer taxed on worldwide income, U.S. companies could stimulate the economy by repatriating earnings currently parked offshore to defer taxes. But he isn’t holding his breath.

Olson, who has advocated tirelessly for simplification—rolling retirement savings or life savings (education, health, etc.) into single, user-friendly, portable accounts, for example—says it’s difficult to persuade legislators to give more than lip service to such ideas.

“We’re going broke as a country. Our spending and tax collecting are completely out of whack. But I’m skeptical

career involve transaction taxes, which today comprise one of the biggest elements of competitiveness in business. “If you’d asked me about transaction taxes in law school, I wouldn’t have had a clue,” she laughs. Up until about 10 years ago, no one paid attention to them in an integrated, centralized way, she adds, because it was impossible to get a handle on the liability they represented. That is true no longer.

Halbach believes that consumption taxes will become more important to companies doing business internationally, in ways that she finds difficult to imagine. “The continuing ability for tax authorities to trade information is going to change the landscape,” she says. That had started happening in a big way when she left Cargill, “and it’s only going to accelerate. There’s no place to hide.”

---

**“The continuing ability for tax authorities to trade information is going to change the landscape.” —Patrice Halbach ('80)**

---

that we’ll reach consensus to cut spending as much as we need to,” she says. That means finding other revenue sources, such as a consumption tax like the value-added tax used in other countries. “We have to do something to cut the income tax burden and collect taxes in a more efficient way, and at some point we might actually end up considering this. It’s sort of inevitable, and the sooner we get on with it, the better.”

Trying to measure income is inherently complex, Olson adds. New financial instruments, new ways of doing business, and new economic interests will emerge on the heels of any major changes, making tax law ever gnarlier.

“It’s hideously complicated,” Halbach agrees. “Something is seriously wrong when you have the best minds in your company doing nothing but figuring out ways to comply with the tax laws and being sure you don’t pay inappropriate amounts of tax. There are better places to allocate resources.”

While most Americans focus on income taxes, Halbach notes, the most remarkable changes she has seen in her

Gone, too, are the days when someone like herself, a liberal arts major hired for her intellect and analytical skills rather than her knowledge of the tax code, will manage to stay afloat in the swirling sea of tax policy. Her non-traditional approach often proved valuable because it helped her see issues from a different perspective than her tax-steeped colleagues, yet she recognizes that she probably wouldn’t be hired today.

Halbach advises law students seeking careers in this dynamic field to establish a solid foundation that includes essential building blocks like securities law, corporate law, and the many other areas where tax intersects. Take every tax course you can, and consider getting an LL.M., she counsels students.

That advice might apply to most law students, in fact. As Halbach insists, “I don’t think anybody can ignore tax any more.” ■

---

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

# 100 1913-2013



CELEBRATING A CENTURY  
OF THE UNIVERSITY OF MINNESOTA  
LAW SCHOOL  
CLINICS

See page 13 for full details of clinic celebration activities.



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, these citizens 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.

**IF YOU'RE SIGHTED**, there's never been more ways to get your hands on a book. Stores, online retailers, and libraries will sell or loan you a title to read on paper, iPad, Kindle, Nook, or mobile phone. But if you're one of the world's 285 million blind or visually impaired people, your options are much more limited. Even in rich countries, about 95% of books are simply unavailable in accessible, digital formats or braille; in poor countries, that figure nears 99%.

"It's a massive problem," says Dan Pescod, vice chair of the World Blind Union's Right to Read campaign. The lack of reading materials in accessible formats is so severe that activists like Pescod refer to it as a "book famine."

One way to feed those who hunger for books in a language they can understand and a format they can read is to reform international copyright law. Enter Ruth Okediji, a Law School professor specializing in international intellectual property, copyright, and trademarks. For nearly a decade, she has been working with advocates from the blind and visually impaired communities to legalize cross-border sharing of accessible books.

"The world is very difficult for non-sighted people," Okediji says. "A treaty would help change that."

While downloading a novel in India or Ghana from a U.S.-based Web site rich in accessible books would be a breeze, a strong headwind prevents that from happening. That simple act is often illegal since there's no international copyright exception for blind and visually impaired people.

So accessible versions of a book are often produced multiple times in the same language. For example, the enormous popularity of J.K. Rowling's *Harry Potter and the Chamber of Secrets* prompted groups in several English-speaking countries to create 13 reproductions of the novel: 8 audio and 5 braille.

"That is crazy," says Chris Friend, former chair of the World Blind Union's Right to Read campaign. And it's expensive. Each individually mastered version may cost \$5,000 to produce, he says.

Current non-sharing standards don't just prevent accessible

versions of popular and literary works from making their way around the globe. They also block sharing of textbooks. And that, says Okediji, is a tragic waste of human potential.

"Imagine the challenge for a non-sighted person in Africa or Asia, where it's not just about getting Harry Potter or Shakespeare. It's about having books to go to school," she says.

A U.N. agency focused on the issue, the World Intellectual Property Organization (WIPO), is on the cusp of creating an exception for blind and visually

---

"The international intellectual property system was created for the protection of authors and the rights holders. Never have we had an international copyright agreement that creates a mandatory exception to those rights. It may seem like a small thing, but in the area of intellectual property, it's a sea change."

---

impaired people in international copyright law. WIPO representatives are due to meet in Marrakesh, Morocco, in June to conclude a treaty that would institute this change in international law.

"The international intellectual property system was created for the protection of authors and the rights holders," Okediji says. "Never have we had an international copyright agreement that creates a mandatory exception to those rights. It may seem like a small thing, but in the area of intellectual property, it's a sea change."

Okediji, whose father emigrated to the United States from Nigeria, is representing that country in the negotiations as the lead expert. Nigeria has always played a key role in the multilateral engagements of the African Group the world over. This often means that in Geneva Okediji plays an instrumental role in helping to articulate the negotiating positions of the 56 nations that comprise the African Group.

According to Pescod, Okediji is a knowledgeable insider, a fierce negotiator, and infectiously personable. "She's a



PROF. RUTH OKEDIJI AT WIPO'S STANDING COMMITTEE ON COPYRIGHT AND RELATED RIGHTS, 25TH SESSION, FEB. 2013, GENEVA

© WIPO 2013. Photo: Emmanuel Berrod

force of nature," Pescod says. "She has a passion for this issue—full stop. For her, it's a simple question of equality and rights."

Although Okediji has published widely and won multiple honors, she says that advocating for blind and visually impaired people is among her most important activities. "It's the place where all of the things that have fueled my research, teaching, and scholarship have come together perfectly."

Once a new international treaty is signed, millions of readers will be able to download accessible books from websites with robust libraries, such as the U.S.-based nonprofit Bookshare, which boasts more than 179,000 titles. Access to a similar site based in Madrid will mean the instant availability of Spanish-language books to blind and visually impaired people in Latin countries and South America.

The result is a widespread and meaningful impact on the lives of people. Says Okediji, "It's about finding ways for people to be fully human, and it's about protecting their sense of dignity." ■

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

## WALTER F. MONDALE ('56) HONORED for Supporting Justice

At its sixth annual **Constitutional Champions** gala in April 2013, the Constitution Project observed the 50th anniversary of the landmark U.S. Supreme Court decision in *Gideon v. Wainwright*, establishing the right of defendants in state courts to have a lawyer. Three attorneys with a special connection to the case were honored at the event, among them Walter F. Mondale ('56), who was accompanied to the commemoration at the Jones Day law firm in Washington, D.C., by Dean David Wippman.

*Gideon v. Wainwright* began with the 1961 arrest of Clarence Earl Gideon on suspicion of burglary. Unable to afford an attorney at his court appearance, Gideon was told that under Florida law, he could have court-appointed counsel only if charged with a capital offense. He acted as his own defense counsel, was found guilty, and was sentenced to five years in prison. From prison he appealed to the U.S. Supreme Court, arguing violation of his Constitutional rights.

Those honored at the Constitutional Champions event were Abe Krash, who was assigned to represent Gideon; Bruce Jacob, who represented the state of Florida; and Mondale, who as Minnesota Attorney General organized the signing of an amicus brief by 22 additional state attorneys general in support of Gideon's right to counsel.

Also honored was the late Anthony Lewis, a Pulitzer Prize winning journalist who in 1964 published *Gideon's Trumpet*, an examination of the case.

The Constitution Project was established in 1997 out of concern over the proliferation of proposals to amend the Constitution. It brings together policy experts and legal practitioners to foster consensus-based solutions to difficult constitutional challenges and has gained a national reputation for its bipartisan approach. ■

# LAW LIBRARY ANNOUNCES NEW RESEARCH SITE DEVOTED TO MONDALE'S SENATE YEARS



WALTER MONDALE, SENATE LEADERS  
LECTURE SERIES, SEPT. 4, 2002

*U.S. Senate Historical Office*

---

**“My Senate years were the happiest of my public career. I found my sweet spot here.  
I loved working with friends and colleagues, and I loved learning new things.  
I loved watching my colleagues do their stuff.”**  
—Walter Mondale, Senate Leaders Lecture Series, Sept. 4, 2002

---

**THE UNIVERSITY OF MINNESOTA LAW LIBRARY** is pleased to present *Walter F. Mondale: Spokesman for Reform and Justice in the U.S. Senate*, a website devoted to the senatorial career of Walter Mondale ('56). The Law Library created this site to provide access to the extensive body of information on Senator Mondale's work in shaping crucial legislation from 1964–76. Senator Mondale's work is documented in full text access to selected proceedings and debates on the floor of the Senate as recorded in the *Congressional Record*.

The site—developed and designed by Barbara Berdahl, Assistant Librarian, under the direction of Katherine Hedin, and built by Glen Anderson, Multimedia Specialist—is divided into 13 major sections. Each begins with an overview of Senator Mondale's work in a particular area. Senator Mondale's eloquence and steadfast loyalty to fairness, justice, and openness in government are showcased in excerpts from his speeches and writings, followed by full text access to his work on the floor of the Senate. Each section concludes with a list of hearings in which Senator Mondale took part, as well as a list of the prints and reports of the committees on which he served.

The site covers Senator Mondale's key legislative battles, including those for fair housing, civil rights, children and education, the alleviation of poverty, and increased oversight of the FBI and the CIA. His commitment to the “take care”

clause of the Constitution is demonstrated over and over again. The clause is a simple sentence, directing the president to “take Care that the Laws be faithfully executed.” As Walter Mondale explains in his book *The Good Fight*, it is a phrase that has been a touchstone throughout his career:

*Our founders understood that a decent society, a society that can endure and prosper, needs leaders who transcend the politics of the moment and pursue the nation's long-term aspirations. These leaders will take care of the Constitution, understanding that they are only custodians of an ideal—stewards with a debt to their forbearers and a duty to their heirs. They will take care of their fellow citizens—especially the poor and disenfranchised—understanding that a society is stronger when everyone contributes. They will take care of our children, understanding that a wise society invests in the things that help its next generation succeed.*

The Mondale site is a rich source of research for scholars and graduate students in the areas of legal history, political science, and American history. The site includes extensive primary source material of value to scholars researching American political history from 1964–76. It drills down deeply into the work of Congress during this



**AMBASSADOR MONDALE AND JOAN MONDALE WITH PRESIDENT BILL CLINTON AND HILLARY RODHAM CLINTON, 1994**

*University of Minnesota Law Library Archives*



**SENATOR MONDALE WATCHING PRESIDENT JOHNSON SIGN THE CIVIL RIGHTS BILL, APRIL 11, 1968**

*U.S. News & World Report magazine collection, Prints & Photographs Division, Library of Congress*



**SENATOR MONDALE VISITING AMERICAN TROOPS IN VIETNAM, 1966**

*University of Minnesota Law Library Archives*

time period, illuminating the work of Senator Mondale as well as other key members of Congress and shedding light on the passage of several important laws in our nation's history.

Scholars focusing on Minnesota history during the 20th century will find the site valuable. In exploring the contributions of Mondale to our nation's history, the site provides extensive documentation of Minnesota's impact on the national stage as well as, of course, Mondale's impact on Minnesota. The site is also valuable to students in upper division or honors courses, particularly those in classes requiring the use and interpretation of primary source material.

The site includes photographs of Walter Mondale held in the Riesenfeld Rare Books Research Center at the University of Minnesota Law Library, the Minnesota Historical Society, the Library of Congress, and the National Archives. Many of these photographs are part of a permanent exhibit in the Riesenfeld Center devoted to the career of Walter Mondale. This site is part of the Law Library's ongoing efforts to develop digital collections that enhance access to the Library's rich and deep resources. We invite you to visit the site at [mondale.law.umn.edu](http://mondale.law.umn.edu). ■

By Katherine Hedin, Curator of Rare Books and Special Collections

# Faculty Perspective



## FACULTY AWARDS, GRANTS, AND NEWS



**Dale Carpenter's** book *Flagrant Conduct: The Story of Lawrence v. Texas* was named one of the "100

Notable Books of 2012" by the editors of the *New York Times Book Review* and also selected for Exemplary Legal Writing in 2012 and inclusion in its *2013 Almanac & Reader* by the board of advisers of *The Green Bag*. In March the book was chosen as a finalist in the non-fiction category from among 687 submissions to the 25th annual Lambda Literary Awards. Winners will be announced June 3, 2013.

**Laura Cooper's** videotaped 1994 interview of former Justice Rosalie E.



Wahl, the first woman on Minnesota's Supreme Court, was partially included in the documentary

"Girl From Birch Creek," released in November 2012. The 70-minute film on Wahl's life and influence was written and directed by Emily Haddad ('77), and co-produced by Haddad and John Kaul through their company, Lightshed Productions. The film is a presentation of the Washington County (Minn.) Historical Society, funded in part by the Minnesota Historical Society. Cooper is currently teaching Introduction to American Law at Uppsala University, which Law School faculty have taught for over 25 years, to students from 5 countries.



**Stephen Cribari** taught for the Navy-Marine Corps Court of Criminal Appeals in August 2012,

and in the fall he taught in the University of Notre Dame Law School's London Summer Law Program, which he co-directs, and served as interim director of the entire program. In February he taught and mentored students as "Laurentian in Residence" at the invitation of his undergraduate alma mater, St. Lawrence University. In May he's teaching admitting digital evidence at the North Dakota Judicial Institute, and in June he returns to London for the summer program. His poem "No Man's Land" was published in *War*

**1** Peggy Hunt, Brigitte Frase, and Profs. Brett McDonnell and Bert Kritzer at reception following Prof. Richard Frase's reappointment lecture in April

**2** Prof. Carol Chomsky and Judge Toddrick Barnette ('92), a panelist on Diversity on the Bench for Diversity Week in March

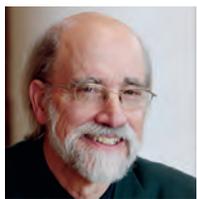
**3** Jeff Paulsen, Sharon Reich Paulsen, and Prof. Mark Kappelhoff at Prof. Frase's lecture reception

**4** Profs. Robert Stein ('61), Richard Frase, and Fred Morrison at Prof. Frase's reappointment lecture reception in April

**5** Profs. Greg Shaffer, Susanna Blumenthal, Claire Hill, and Brian Bix at Prof. Antony Duff's appointment lecture in April



*Poems* and received a commendation in the 2012 Pendle (England) War Poetry competition.



**Richard S. Frase** received the 2012 Equal Justice Award in Research from the Council on Crime and Justice

for his work on sentencing policy, state sentencing guidelines, punishment theory, race and sentencing, and many related topics. The award recognizes research to identify critical criminal justice issues and trends.



**Michele Goodwin** was elected to a three-year term on the Board of Trustees for the Law and Society

Association, an interdisciplinary, international organization that focuses on empirical research in areas related

to sociolegal phenomena. Her research on the role of law in promotion and regulation of medicine, science, and biotechnology includes study of supply, demand, and access to organ transplantation and assisted reproductive technology.



**Jennifer Green** and **Barbara**

**Frey**, Director of the University's Human Rights Program, submitted a report on gun violence in the United States to the U.N. Human Rights Committee early this year. The U.S. record is due



for review by the Committee as part of the periodic compliance account under the International Covenant on Civil and Political Rights. The report, also worked on by students in the Human Rights Litigation and International Advocacy Clinic, suggests

questions to pose to the U.S. delegation during its appearance before the Committee in October 2013. Among the issues that the report recommends be addressed: measures to prevent abuse with small arms and light weapons, federal and state cooperation to prevent human rights violations with reasonable gun regulations, firearm use in cases of domestic violence, police brutality and excessive force with firearms, and measures to prevent transfer of small arms and light weapons across U.S. borders.

Among the report's recommendations are universal background checks, stronger enforcement of laws prohibiting gun ownership, elimination of loopholes allowing gun purchases online and at gun shows, and enactment of a ban on assault weapons and ammunition.



**Stephen Meili**, who is on sabbatical at the University of Oxford researching the impact of

CONT >

international human rights treaties on U.K. asylum jurisprudence and practice, presented his research at Oxford's Refugee Studies Centre and at its Centre on Migration, Policy and Society. Among his findings: Human rights treaties have been increasingly beneficial over the past decade to asylum-seekers in the United Kingdom but less so in Canada, and a positive impact depends on incorporation into domestic law. His U.K. research is part of a larger study also including Australia, New Zealand, and the United States, supported by grants from the National Science Foundation and the Robina Foundation.



**Myron Orfield** and **Thomas Luce**, director and research director of the Institute on Metropolitan Opportunity, released "Open Enrollment and Racial Segregation in the Twin Cities: 2000-2010." The

study of the Metro area's 69 school districts provides evidence that Minnesota's Open Enrollment program increases racial segregation in area schools.



**Hari Osofsky** was selected for the 2013-14 Fesler-Lampert Chair in Urban and Regional Affairs to pursue

her project, "Fostering Suburban Climate Change Efforts in the Twin Cities." The appointment is administered by the Humphrey School of Public Affairs' Center for Urban and Regional Affairs and provides a year of financial support to University faculty members doing Minnesota-related research on these topics.

**Richard Painter** was a guest on CNN's "Anderson Cooper 360" and MSNBC's "The Last Word" in



December, following publication of his editorial in the Dec. 19, 2012, *New York Times* online edition

entitled "The N.R.A. Protection Racket." He wrote that the influence of "political protection rackets" organized by extremist fringe groups already was apparent during his term as chief White House ethics lawyer (2005-07), and it has increased since then. "The most blatant protection racket is orchestrated by the National Rifle Association," he wrote, noting that Republican politicians must free themselves from "dependence on big money from groups like the N.R.A." and the influence they wield.



**Francis Shen** received a 2013 Multicultural Research Award from the University's Institute for

Diversity, Equity, and Advocacy (IDEA) for his project "Race, Gender, and the Sorting of Guilty Minds." The project, which builds on a collaborative study (86 N.Y.U. L. Rev. 1306 [2011]) of the ability to distinguish between categories of mental states defined in the Model Penal Code, will investigate the effects of defendant race and gender on the attribution of mens rea in the criminal law. IDEA supports faculty and community scholars in interdisciplinary, innovative study that addresses social issues.



**D. Daniel Sokol**, a visiting professor for 2012-13 from the University of Florida Levin College of Law,

has been appointed the inaugural chair of the newly approved Law Professors Committee of the Hispanic National Bar Association. An immigrant to the United States who will celebrate his 20th anniversary

as a naturalized U.S. citizen next year, Sokol is one of more than 200 Latino/Latina law professors teaching at U.S. law schools and says, "It is a great honor to serve in this capacity and build bridges among law professors, students, and practitioners."



**Barbara Young Welke** was named a Distinguished McKnight University Professor, an

honor that goes to tenured mid-career faculty whose careers have developed and advanced at the University of Minnesota and whose accomplishments have brought prestige to Minnesota. She was selected for her interdisciplinary research on the relationships of law and economy, and legal selfhood and citizenship, from the nation's founding through the 20th century. "Her work," reads the McKnight Professor introduction on the University Provost's site, "has provided a crucial foundation for understanding the relationship between power and abundance on the one hand and security and the character of American democracy on the other." Recipients hold the title Distinguished McKnight Professor for as long as they remain at the University.



**Susan Wolf** was invited by the Israeli Ministry of Health and the European Research Area Network for

Research on Rare Diseases to speak at the "Ethical Aspects of Exome and Whole Genome Sequencing Studies" workshop in Tel Aviv. Her lecture addressed the question of whether to offer any incidental findings and individual research results that are of potential health importance back to research participants. She has led a series of research projects sponsored by the National Institutes of Health and the Robert Wood Johnson Foundation focusing on this issue. ■

## Faculty Trio Promotes Legal Uniformity Among States

THE UNIQUENESS OF EACH state is one of America's glories, but it also can be a legal challenge. Three Law School faculty members have been involved recently in writing proposed legislation to standardize and update laws, in hopes that state legislatures will adopt them for a more unified system.

In 2012 only a handful of uniform acts were approved for states' consideration by the Uniform Law Commission (ULC), a body of more than 350 legal experts appointed by their states to draft and promote enactment of uniform laws. Among the acts approved were the Uniform Manufactured Housing Act, for which **Professor Ann M. Burkhardt** served as the drafting committee's Reporter, and the Uniform Premarital and Marital Agreements Act, for which **Professor Brian H. Bix** served as Reporter.

The Uniform Manufactured Housing Act improves state titling laws for manufactured houses (commonly called mobile homes), enabling owners to classify them as real property regardless of location. The proposed act includes a simple process for converting homes currently classified as personal property. Adoption would make home financing more affordable and available and would offer owners



KEVIN REITZ



BRIAN H. BIX

of manufactured homes the same legal protections as other homeowners.

The Uniform Premarital and Marital Agreements Act clarifies and standardizes an array of legal agreements between spouses or persons planning to become spouses. Legal standards for regulating and enforcing agreements, and their application in premarital versus marital situations, vary widely among states, creating conflicts as couples move between states. The proposed act treats premarital agreements and marital agreements under the same set of principles and requirements and establishes a uniform approach across state lines.

Since the American Law Institute (ALI) developed the Model Penal Code to unify state criminal law statutes 50 years ago, attitudes and



ANN M. BURKHART

theory on criminal law have changed significantly.

**Professor Kevin Reitz** serves as Reporter for the first-ever revision of the Code's provisions on sentencing and corrections. More than half of the immense project, about 600 pages, has been completed and approved by the ALI. ■

### FACULTY BOOK PUBLICATIONS May 2012-May 2013

**BRIAN BIX**, *Contract Law: Rules, Theory, and Context* (Cambridge U. Press, 2012) (Cambridge Introductions to Philosophy and Law series)

**TOM COTTER**, *Comparative Patent Remedies: A Legal and Economic Analysis* (Oxford U. Press, 2013)

**BARRY FELD**, *Kids, Cops, and Confessions: Inside the Interrogation Room* (NYU Press, 2013)

**RICHARD FRASE**, *Just Sentencing: Principles and Procedures for a Workable System* (Oxford U. Press, 2013)

**MICHAEL HANNON**, *Digital Evidence: Computer Forensics and Legal Issues Arising from Computer Investigations* (William S. Hein & Co., 2012)

**HARI OSOFSKY**, *Climate Change Law and Policy* (Aspen, 2012) (with Lesley McAllister) (Aspen Elective series)



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

# VISITING AND NEW FACULTY



## VISITING FACULTY

**Kieran McCartan**, senior lecturer in criminology and deputy director of the Criminal Justice Unit at the University of the West of England, Bristol, was in residence April 1–28, 2013, as a visiting scholar at the Robina Institute of Criminal Law and Criminal Justice.

He has studied the origins and causes of sexual offending, particularly child sexual abuse and pedophilia, and societal responses to sexual offenders. His current research employs multidisciplinary discussions, international perspectives, peace building, and social psychology to examine relocation, reintegration, and management of sexual offenders in the community.

At Minnesota, he participated in “Community Engagement Around Sexual Offending: Understandings and Responses,” the first of the new Robina in Conversation series for scholars and community members. He also conducted focus groups to ascertain local residents’ understanding of criminal justice responses to child sexual abusers and attitudes on reintegration and rehabilitation, and spoke with local criminal justice officials about child protection and sex offender management.

The Robina Visiting Scholars program focuses on helping younger scholars pursue research projects that connect with the Institute’s work and purposes. Visiting Scholars have access to the Institute’s administrative resources to help with development of their projects and to Institute members and other scholars in the Law School and University departments for feedback and discussion.



## NEW FACULTY

**June Carbone**, an expert in family law, assisted reproduction, and law, medicine and bioethics, joins the Law School faculty in late June 2013 as the inaugural holder of the Robina Chair in Law, Science and Technology. She has been the Edward A. Smith/Missouri Chair of Law, the Constitution and Society at the University of Missouri at Kansas City (UMKC) since 2007.

Previously she was an associate professor and a professor at Santa Clara University (SCU) School of Law, beginning in 1987. She served as associate dean for faculty development from 2000–06 and as the Presidential Professor of Ethics and the Common Good from 2001–03, an appointment that supports ethics research at the University’s Markkula Center for Applied Ethics. She also was a director of summer study programs in Singapore, Sydney, and Hong Kong.

Carbone has been a visiting scholar at Stanford University’s Institute for Research on Women and Gender and at George Washington University School of Law; taught at George Mason University School of Law; and served as a trial attorney in the Civil Division, Federal Programs Branch of the U.S. Department of Justice.

She has written prolifically on law and the family, marriage, divorce, and domestic obligations, including changes brought about by the biotechnology revolution. Her most recent book, co-authored with Naomi Cahn, *Red Families v. Blue Families: Legal Polarization and the Creation of Culture* (Oxford U. Press, 2010), explores the effects of diverging values and norms in

America. She is also a member of the Yale Cultural Cognition Project.

Among the honors Carbone has received are the 2009–10 Daniel L. Brenner Faculty Publishing Award from UMKC School of Law, the 2002 SCU Award for Recent Achievement in Scholarship over the previous five years, and the 2002 SCU Law School Award for Distinguished Scholarship.

Carbone received her J.D. from the Yale Law School and her A.B. from the Woodrow Wilson School for Public and International Affairs at Princeton University. ■

## FACULTY WORKS IN PROGRESS

### >>> JANUARY 2013

**24 Professor Eleanor Brown**  
George Washington University  
Law School  
*The Blacks Who “Got Their 40 Acres”: A Theory of West Indian Migrant Asset Acquisition*

**31 Professor Jane Kirtley**  
University of Minnesota Law  
School  
*Is the Public Value Test Consistent With the First Amendment?*

### >> FEBRUARY 2013

**7 Professor Richard Painter**  
University of Minnesota Law  
School  
*Selective Disclosure of Nonpublic Information by Government and What Can be Done About It*

# Prof. Richard Frase Presents Benjamin N. Berger Professor of Criminal Law Reappointment Lecture

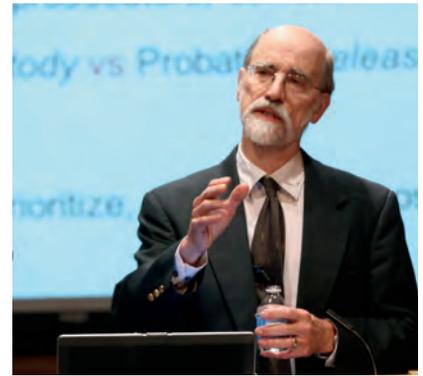
## PROFESSOR RICHARD S.

Frase, the Law School's Benjamin N. Berger Professor of Criminal Law since 1991, delivered his reappointment lecture, "A Sentencing System That Works: Hybrid Principles and Proven Procedures," on April 2, 2013. He has authored or co-authored 8 books and more than 70 articles and essays on criminal justice topics.

In his lecture, Frase said that any workable and sustainable sentencing system must accommodate several competing purposes, including retribution (just deserts), crime control (through deterrence, incapacitation, rehabilitation, and moral education), racial neutrality, and restorative justice (holding offenders accountable, providing compensation for victims and the community, and seeking reconciliation). A viable sentencing system must also strike a balance between the competing values of mandatory rules (which provide uniformity and predictability)

and judicial discretion (which provides flexibility and efficiency).

Frase described a hybrid sentencing model that accommodates these considerations. It is based on the theory of limiting retributivism: The offender's blameworthiness sets upper and lower limits on punishment, with specific sentences determined by crime-control goals and other case-specific considerations. The model's procedures were inspired by guideline systems in Minnesota and several other states that structure sentencing decisions while permitting reasoned departures, thus balancing competing values. The principles and procedures of the proposed sentencing model have also been endorsed by many sentencing theorists and in model sentencing standards and codes. Frase cautioned that while there is no perfect system, there is room for improvement in even the best. He wrote *Just Sentencing: Principles and Procedures for a Workable*



*System* (Oxford U. Press, 2013) with the goal of moving all sentencing systems forward.

The Benjamin N. Berger Chair in Criminal Law was established through the generosity of Benjamin Berger, prominent Minneapolis businessman and humanitarian, and his wife Mildred, who believed that continuous, systematic examination of all aspects of crime is a tangible means of reducing the level of crime in America. ■

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 Tom Boyle at 612-625-7868 or boyl0074@umn.edu.

## FEBRUARY 2013 (continued)

**14 Professor Gregory Shaffer**  
University of Minnesota Law School  
*Transnational Legal Orders*

**21 Professor Melissa Wasserman**  
University of Illinois College of Law  
*Do Agencies Delay Costly Obligations? An Empirical Analysis of the PTO's Examination Priorities*

**28 Professor Camille Gear Rich**  
University of Southern California Gould School of Law  
*Innocence Interrupted: Reconstructing Fatherhood in the Shadow of Child Molestation*

>>>

## MARCH 2013

**7 Professor Thomas Lambert**  
University of Minnesota Law School  
*Decision Theory and the Case*

*for an Optional Disclosure-based Regime for Regulating Insider Trading*

**14 Professor Paul Vaaler**  
University of Minnesota Carlson School of Management  
*Minority Rules: Credible State Ownership and Investment Risk Around the World*

**28 Professor William Forbath**  
University of Texas School of Law  
*The Constitution of Opportunity*

>>>

## APRIL 2013

**4 Professor Kieran McCartan**  
University of the West of England (Visiting Professor)  
*From a Lack of Engagement and Mistrust to Partnership? Public Attitudes to the Disclosure of Sex Offender Information*

**11 Professor Michele Goodwin**  
University of Minnesota Law School

*Fetal Protection Laws: Moral Panic & The New Constitutional Battlefield*

**18 Professor Elizabeth Emens**  
Columbia Law School  
*Compulsory Sexuality*

**25 Professor Russell Korobkin**  
UCLA School of Law  
*Relative Value Health Insurance: A Behavioral Law and Economics Solution to the Medical Care Cost Crisis*

>>>

## MAY 2013

**2 Professor Laura Heymann**  
William & Mary Law School  
*Rights, Remedies, and the Doctrine of Election*

## Prof. Antony Duff Delivers Russell M. and Elizabeth M. Bennett Chair in Excellence Appointment Lecture



ON APRIL 9, 2013, Professor Antony Duff presented “Torts and Crimes, Harms and Wrongs,” the Russell M. and Elizabeth M. Bennett Chair in Excellence Appointment Lecture. Duff joined the Law School faculty as a tenured professor in 2010 and is also a professor emeritus in the University of Stirling, Scotland, Department of Philosophy, which he headed for three terms. He is recognized internationally for his expertise in criminal law theory and the

philosophy of punishment, and his research and publications have renewed interest in the fields.

Duff began his lecture by explaining different conceptions of tort law. Some theorists believe that tort law is about allocating the costs of harm: It shifts the costs from the plaintiff to the person who caused the harm, whereas criminal law is concerned with condemning and punishing wrongdoing. On another model, however, tort law is concerned with correcting wrongs, or with providing civil recourse for those who have been wronged.

The first model, Duff said, raises the question, What is the purpose of monetary damages? Successful plaintiffs typically obtain monetary damages to pay or compensate for the cost of harm. But how do monetary damages constitute an appropriate remedy for a wrong, especially when damages are paid by the insurance company, not the defendant?

The second model focuses on the distinction between tort law and criminal law, both of which are concerned with wrongs. Duff discussed how their aims differ and how we should decide which wrongs belong to tort law only, and which properly belong to criminal law.

The University of Minnesota Foundation created the Russell M. and Elizabeth M. Bennett Chair in Excellence to recognize Russell and Elizabeth Bennett for their extraordinary volunteer service to the University and to honor Russell for serving as chair of two highly successful University capital campaigns. Both earned undergraduate degrees at the University, and Russell, who passed away in 2010, graduated in the Law School Class of 1952. The Russell and Elizabeth Bennett chair is designed to support a scholar who has an interdisciplinary focus and demonstrates excellence in teaching, advising, and research. ■

## LEGAL HISTORY WORKSHOPS

Workshops are held Fridays from 10:10 a.m.-12:10 p.m. in Room 15 of Mondale Hall and are open to the public. To receive the paper in advance of the lecture, email Prof. Barbara Young Welke at [welke004@umn.edu](mailto:welke004@umn.edu).

### >>> FEBRUARY 2013

**22 Professor Binyamin Blum**  
Hebrew University of Jerusalem  
Faculty of Law  
*Forensic Technology in the Age of Empire: Expert Testimony in Mandate Palestine During the 1930s*

### >>> MARCH 2013

**1 Professor Christine Desan**  
Harvard Law School  
*Re-theorizing Money: The Struggle Over the Modern Imagination*

**8 Professor Ellen Herman**  
Department of History,  
University of Oregon  
*Autism: Between Rights and Risks*

**15 Fahad Ahmad Bishara**  
Prize Fellow in Economics, History  
and Politics, Joint Center for  
History and Economics, Harvard  
University  
*For Allah, Mammon, and Empire:  
Law and Plantation Society in  
Early-19th century Muscat and  
Zanzibar*

**29 Professor William E. Forbath**  
University of Texas at Austin  
School of Law  
*Jews, Law and Identity Politics*

### >>> APRIL 2013

**5 Professor Lucy Salyer**  
Department of History,  
University of New Hampshire  
*The Forgotten Right of  
Expatriation: Allegiance and  
Sovereignty in Modern America*

**26 Professor Christopher Tomlins**  
University of California Irvine  
School of Law  
*Jerusalem, Jerusalem:  
The Turner Rebellion*

## Faculty Profile

### JUDITH T. YOUNGER

*Joseph E. Wargo Anoka County Bar Association  
Professor of Family Law*

**Judith T. Younger** became a professor of law in 1985, focusing on property and family topics, and was named the Joseph E. Wargo Professor in 1991. In 2010 she received the Stanley V. Kinyon Chaired Teacher of the Year award, an honor that recognizes excellence in teaching and counseling.

“Who wants to wash the blackboard? I need volunteers,” Prof. Judith T. Younger calls from the podium, flashing a beguiling grin at those who’ve arrived early for class. Several 1L students jump up to scrub while one peeks out at me from behind his shining Apple. “She’s a character,” he confides.

Indeed. Today’s property cases involve chimney sweeps, bailees, brooches, and bad conduct, finder-keeper stories Younger relishes telling. But she demands more than polite note-taking and nodding affirmation. “Do what you like to do—pick holes in what I say!” she badgers. “You do like to do that, don’t you? Of course you do. It’s going to be your job, in most cases.”

Since arriving in Minnesota as a visiting professor in 1984, Younger has commanded classrooms with audacity and affection, harrumph and humor. The daughter of public school teachers, she and her late husband, Irving Younger, whom she met at the Bronx High School of Science, competed fiercely at New York University Law School, where they shared books and aspirations. Her career included litigating with a Wall Street firm and partnering her own firm before motherhood pointed her toward academia. Despite her intimidating initiation—teaching NYU evening classes to working professionals who understood wills and trusts better than she did—she had found her gift: “The first time I taught, I thought I should pay for the privilege.”

She helped found Hofstra Law School in 1970 and also taught at Cornell and American University as well as Syracuse, where she became

New York’s first woman law school dean before resigning in protest over financial finagling, a bold move that landed her on the *New York Times*’ front page. When her husband also resigned from his firm, then dean Robert Stein enticed both to abandon their coast and teach at the Law School.

“Some of the best things in life are accidental,” Younger chuckles. “I’d never been in Minnesota. It was very cold but sunny. You could look outside and think you were on a beach.” Besides, the Midwest offered more “real life,” fewer lines, and less traffic.

Although raised with paternalistic values, she is deeply interested in such feminist issues as equal pay for equal work. Portraits of strong women, from Billie Jean King and Colette to Georgia O’Keeffe and Eleanor Roosevelt, panel her office.

In 2007, her students requested a reproductive rights class. “How could I teach such a course, I asked them. I’d have to get it through the education policy committee, make up the curriculum, shepherd the resources. There was no appropriate casebook....” She shakes her head, recalling. But together they created one of few such classes in the country. The topic is hot, and teaching is her passion.

“It’s rewarding because of the illusion I have that I have a hand in the future of the profession, for good or bad,” she says, reaching for an index card jammed under a thumbtack on her office bulletin board. A favorite student has recorded heartfelt thanks, in ink. “My capacity to influence my students is extremely satisfying. Clients were never grateful, and even if they



were, they never said thank you.”

Not that all is perfect. Fondly recalling a boss who attacked her fact memos with scissors, excising every unnecessary word, she despairs over deficient basic skills and students who lack the “rabid willingness to edit. They reach into the laundry bag of words, grab a handful, and throw them down on the page,” she says. “Language is the lawyer’s main tool, written and oral.”

She enriches the culture. To jolly her students out of their first-year crankiness, she occasionally asks “cookie questions”; those who email correct answers get to snack from the large bag she wheels to class. She also has been faculty advisor to the Theatre of the Relatively Talentless for 11 years—“a great job, because they never ask for advice and I never give any.” She sings (badly), dances, and confesses to script sabotage, wherein “I change the lines because I don’t think they’re funny.”

Younger has no plans to shed the spotlight or retire any time soon. That grin appears again: “Why in the world would I stop?” ■

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

# Student Perspective



## STUDENT PROFILES



### **GIRMACHEW ALEMU ANEME** 2012-13 HUMPHREY FELLOW

Before graduating from Addis Ababa University in 1997, Girmachew Alemu Aneme rarely left Ethiopia's capital. But then the newly minted lawyer began representing coffee, sugar, and tea laborers. As he drove around the countryside to visit plantations, he witnessed the suffering of workers.

"It was a wake-up call for me," he says. The experience changed the course of his life. As he continued to fight for workers, Girmachew realized the need for greater expertise. So he applied for admission to the University of Oslo in Norway. After earning an M.A. in African Union and human rights law in 2001, he returned home to Ethiopia to teach law at Addis Ababa University.

A couple of years later, government troops in neighboring Sudan began killing civilians in the Darfur region, prompting Girmachew to begin investigating the African Union's responsibilities in times of humanitarian crises. The result was a 315-page book, *A Study of the African Union's Right of Intervention Against Genocide, Crimes Against Humanity and War Crimes* (Wolf Legal, 2011).

"We're all human beings," he says. "I want to avoid a repetition."

Girmachew did his Darfur research at the University of Oslo while studying for a Ph.D. He also studied other human rights topics, including Ethiopia's experiences in the late 1970s when the military government murdered thousands of people. The outcome of that research was a co-edited book, *The Ethiopian Red Terror Trials: Transitional Justice Challenged* (Boydell & Brewer Ltd., 2009).

After completing his Ph.D. in 2008, Girmachew returned to Addis Ababa University and soon opened the Center for Human Rights in its School of Governance Studies. The Center's legal aid program represents poor people in three Ethiopian cities.

"I want to use the law as a tool for social change," Girmachew says.

The human rights activist arrived at the Law School for a Humphrey Fellowship hoping to improve his leadership skills, and he has through

**1** 3Ls Ruth Langworthy, Jay Creagh, and Brian Burke at Students Leadership Foundations Program

**2** NOLA participants 1Ls Sydney Goodhand, Crystal Tsai, Ariel Pittner, Dylan Quinn, and Nathan Louwagie at Café du Monde, New Orleans

**3** 2L TORT performers Drew Bredeson, Sean Smestad, Phil Black, and David Pascoe

**4** LL.M. students and staff at the Minnesota Timberwolves basketball game against the Oklahoma City Thunder on March 29



such activities as mediation training at Minnesota's Conflict Resolution Center. "I never understood the power of training before this," Girmachew says. "I feel more empowered."

Empowered enough to imagine himself as president of Addis Ababa University? Girmachew chuckles. "Maybe someday," he says. "But in the meantime, I will be a better professor, a better leader, and a better human being."

### **MOHAMMED AL-MULHIM** LL.M. CLASS OF 2013

Everything seemed set in Mohammed Al-Mulhim's life. He'd graduated from college with an Islamic law degree, earned a master's in Islamic legal policy, and been appointed an administrative judge in Riyadh, Saudi Arabia, the country of his birth. But something stirred within him. "I felt I was missing something," he says. "I was not myself."

So he began talking to friends and family members about learning new skills in new places. A cousin living in Minneapolis told him about the



Law School's stellar reputation and suggested he apply. But first, Al-Mulhim needed to improve his English, so he enrolled in the University's English as a Second Language program before beginning his LL.M. studies.

Now, with a firm grasp of English, Al-Mulhim is digging into his legal courses. He's most passionate about international human rights and has loaded up on three such classes so far, taught by Marsha Freeman, Barbara Frey, and David Weissbrodt. "These classes give you the keys and it's your decision to go further or not," he says.

Al-Mulhim is committed to moving forward. Before coming to Minnesota, he'd landed a teaching job at King Faisal University in Al-Hassa, a city of about 1.7 million people. When the upbeat 27-year-old returns, he hopes to open a human rights center at the college. "There's a huge women's rights movement in Saudi Arabia right now," he says.

Al-Mulhim is part of a large Saudi family. His grandfather had four wives from three different countries—Saudi Arabia, United Arab Emirates, and India. In his immediate family, Al-Mulhim is one of seven children, including four sisters.

He practically glows when speaking of his sisters, one of whom arranged a date for him—a common Saudi cultural practice—with the woman who later became his wife. "If you don't have a sister, you are not a lucky man," he says. Luck continues to shine on Al-Mulhim. Dalal, his wife, recently gave birth to Abdullah, a healthy baby boy.

When he's not studying or spending time with his wife and

CONT >

young son, Al-Mulhim likes to try new recreational activities. He's visited a shooting range, experimented with archery and skydiving, ridden in a helicopter, and canoed at Lake Calhoun.

Up next? Says Al-Mulhim, "I want to ride a horse in the suburbs."

### **BRIAN BELL** CLASS of 2013



Like all new law students, Brian Bell faced a mountain of homework during his first weeks of classes. "Uh oh," he remembers wondering. "Was this the right decision? Will I be able to handle it?"

He needn't have worried. Bell hunkered down, labored long, and earned a GPA in the top quartile of his class. In addition, the Minneapolis native argued well at the National Moot Court regional tournament last fall and co-wrote the petitioner brief that won best-in-region honors.

Once Bell settled into Law School, he found that a lot of the reading related to history and political science, subjects he's been passionate about for years. In high school, his advanced placement classes focused on U.S. and European history. As an undergraduate, he earned a political science degree from the University.

"I just love politics," he says. "That's my sport." Bell enjoys reading political blogs and following electoral politics in non-presidential years, something most Americans don't bother to do. He has volunteered on one campaign and says he'd consider running for office himself someday. "Potentially I have something to contribute," he says.

Some impressive future employers believe Bell has plenty to contribute. Beginning this summer, he will be clerking at the Minnesota Supreme Court for Justices Alan Page ('78), Christopher Dietzen, and Wilhelmina Wright. He'll research cases, write bench memos, and draft opinions.

In mid-2014, Bell joins Dorsey & Whitney, one of the city's most prestigious firms, as an associate, working in the areas of environmental, energy regulation, and regulatory affairs law. After clerking at the firm last summer, he came away impressed. "I was surrounded by intelligent, hard-working people," he says. "I liked being part of the private sector."

Bell has also found those traits among the Law School faculty. He points to Professor Ruth Okediji, who teaches contracts, international intellectual property law, and other courses, as a case in point. "She genuinely cares about students," he says, and in the classroom, "She's not afraid to let students confront one another and confront her."

In the end, Bell says the Law School raised his game. "The University has brought my knowledge and critical thinking skills to a new level."

### **LAURA MATSON** CLASS of 2014

When Laura Matson started Law School, she didn't expect property law to be a favorite course. "It was very surprising to me," she says.

The Minnesota native, who earned a master's degree at the School of Oriental and African Studies at London University and studied Swahili in Kenya while an undergraduate at Sarah Lawrence College, figured to focus on international human rights issues. And while she has done that too, Matson has become fascinated by who owns what and why.

The 1823 U.S. Supreme Court decision that sparked her imagination, *Johnson v. M'Intosh*, prohibited Piankeshaw Indians from selling their land to private individuals. According to the court, only the federal government had that right. That landmark



ruling limited the economic freedom of American Indians and reverberated through U.S. history.

Professor Hari Osofsky, who taught the property law course and is working on a doctorate in geography, didn't just discuss the legal implications of the case, she delved into its social implications. That approach appealed to Matson. So she's doubling up in grad school by taking courses in law and geography simultaneously, toward an eventual Ph.D.

"I always wanted to be a professor," Matson says. "Ultimately, I'm interested in theoretical questions."

But that doesn't mean she's ignoring the real world. In Kenya, besides learning Swahili she spent time with the Giriama people and later wrote an undergraduate thesis about the experience. "I wanted to get out of my comfort zone and be surrounded by people who were different than me," she says.

More recently, she testified before the U.N. Human Rights Committee in Geneva on the impact of weapons violations on human rights. As summer student director of the Human Rights Litigation and International Legal Advocacy Clinic, Matson co-wrote an amicus brief in the case of *Kiobel v. Royal Dutch Petroleum*. And she's also served as lead outside articles editor for *Law & Inequality: A Journal of Theory and Practice*.

Luckily, Matson has a hobby that brings her pleasure and eases the intensity. The 28-year-old is a gifted soprano who starred in the latest Theatre of the Relatively Talentless (TORT) parody, "Back to the Future Interest." She played the role popular-

ized by Michael J. Fox. Says Matson, “It’s a silly, fun thing to do.”

### GEORGE BYRON GRIFFITHS CLASS of 2015

Before George Byron (“Geordie”) Griffiths began studying law, he worked as a Minneapolis photographer. During his career, he rarely pointed his camera at lakes or sunsets. For him, people were the most compelling subjects.

“I was never really interested in nature or products,” he says. “For me, it’s all about people and story.”

That’s evident in his projects, including “Children Born to Challenge,” a series of black-and-white portraits focusing on the struggles and triumphs of three mentally disabled children, and “Minnesota 2000,” a photographic documentation of state citizens at the turn of the century.

For more than a decade, Griffiths managed a thriving commercial photography business with big-name clients such as Children’s Hospitals & Clinics and the Guthrie Theater.



Then the recession of 2008 hit like an economic tsunami. Companies cut budgets overnight and freelancers flooded the marketplace. “I saw the writing on the wall,” he says. “I knew it wouldn’t be sustainable.”

So Griffiths signed up for the LSAT, scored high, won admission to the Law School, and began classes in September 2011. But when his mother contracted cancer, he worked closely with the Law School to obtain a deferment and get connected with available University resources to assist him through a challenging time. “It confirmed for me

that this isn’t just a really great school,” he says, “but it’s a really great school that cares about who I am.”

As he nears the end of his 1L year, Griffiths is pondering his future legal career. He majored in psychology as an undergraduate at St. John’s University but didn’t pursue a specialty in clinical and counseling psychology, despite being attracted to the topic. Now he’s considering trusts and estate law—to incorporate that interest into a future legal practice.

When his great-uncle and grandmother died several years ago, one without a will and one with a trust, he witnessed firsthand how the law worked in both situations. In law as in photography, it’s all about people for Griffiths, and he wants to help others.

“I want to provide that counselor role to potential clients as they navigate the choices they have for how and to whom to leave gifts when they die.” ■

---

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

## FEDERALIST SOCIETY HAS STRONG YEAR OF OPEN DEBATE

THE LAW SCHOOL’S FEDERALIST SOCIETY student chapter has a simple goal: supporting debate. Founded on the principles of limited government, minimal judicial activism, and the separation of powers, the Federalist Society believes in the power of persuasion through competing arguments rather than indoctrination through one-sided speech. Thus, the group hosts debates on relevant law and public policy issues, which, based on student reactions, are meeting its goals.

“I’m consistently impressed by and appreciate the Society’s commitment to hosting debates in which the speakers shed light on both sides of the issue in question,” says Carla Virlee (’15). “Topics are always current, interesting, meaningful, and sometimes provocative.”

The fall 2012 semester’s events ranged from a presentation on state court resistance to *Citizens United v. Federal Election Commission* by Seventh Circuit Judge Diane Sykes to a debate on the current state of privacy and surveillance in America after *United*

*States v. Jones*.

An especially popular debate was titled “ACA Decision: Correctly Decided?” More than 100 students packed the lecture hall to hear Law School Professor Fred Morrison and George Mason Law Professor Ilya Somin explore the Supreme Court’s *NFIB v. Sebelius* decision.

Somin argued that Chief Justice Roberts’ opinion correctly stated that the Act could not be upheld under the Commerce Clause, but was incorrect in upholding the Act under the taxing power. Conversely, Morrison argued that the decision was correctly decided in terms of the taxing power, but also should have been upheld under the Commerce Clause. Both speakers made compelling textual and policy arguments, citing precedent ranging from *Marbury v. Madison* to the more recent *United States v. Lopez* and *Gonzales v. Raich*.

---

By Rebecca Furdek (’15) and James Dickson (’13)

# STUDENT NEWS AND AWARDS

## Human Rights Litigation Clinic Submits Reports to Supreme Court and U.N.

Director of the Human Rights Litigation and International Advocacy Clinic Professor Jennifer Green, as counsel of record on behalf of the Clinic and other co-signers, submitted an amicus brief to the U.S. Supreme Court in the case of *Kiobel v. Royal Dutch Petroleum* (Shell), the second brief they have submitted in the case.

Clinic students Dev Gowda ('13), Britt Johnson ('12), Michele Lobo ('13), Sam Manning ('13), Sara Mendoza ('13), and Feras Sleiman ('12) worked on the brief during the spring 2012 semester, and summer Clinic student directors Kayleigh Brown ('13) and Laura Matson ('13) helped finalize and submit the brief. It corrects defendants' inaccuracies regarding corporate Alien Tort Statute cases and whether they place an unreasonable burden on U.S. courts.

In addition, under the direction of Green and Barbara Frey, director of the University's Human Rights Program, Clinic students Dina Al-Shorafa ('13), Rachel Blackhurst ('14), Laura Matson ('13), Savir Punia ('14), and Thea Reilkoff ('14) helped prepare a report on gun violence for the U.N. Human Rights Committee (see page 27).

## Four Students Receive MABL Scholarships

Each year the Minnesota Association of Black Lawyers (MABL) Foundation awards scholarships to talented students from Minnesota law schools who demonstrate academic excellence and commitment to their communities and the principles of MABL. At the 2012 Annual Scholarship Gala, organized around the theme "Dare to Dream, Strive to Succeed," Anthony J. Begon ('14) received the Pamela Alexander ('77) scholarship, Tammi Ethridge ('14) received the Michael J. Davis ('72) scholarship, and Edmond Ahadome ('13) and Melba Melton ('14) received MABL scholarships.

## MJF Student Volunteer Award Goes to John Cetta ('13)

The Minnesota Justice Foundation (MJF) Annual Awards Celebration honors exemplary service to low-income clients by Minnesota legal professionals, including one



John Cetta ('13)

student from each Minnesota law school. John Cetta ('13) was the Law School's 2012 recipient of the MJF Law Student Volunteer Award. He has served as a law clerk and certified student attorney for the Public Defender's Office in Anoka and Hennepin Counties, a student director of the Misdemeanor Defense Clinic, and on the Minneapolis Civilian Police Review Board.

## Anne Dwyer ('13) Named Winston Fellow

Beginning this summer, Anne Dwyer ('13) will spend a year in Washington, D.C., on a postgraduate Winston Health Policy Fellowship.



Anne Dwyer ('13)

The joint J.D.-M.P.H. degree graduate will visit key policy-development centers in and around the nation's capital for the first three months, followed by placement allowing

firsthand experience and in-depth study of current health policy issues. Only two applicants received the 2013 fellowship, administered by the Association of University Programs in Health Administration and named for the late David A. Winston, former president of the National Committee for Quality Health Care.

## Matt Little ('14) Elected Mayor of Lakeville, Minn.

Matt Little ('14) took on two longtime members of the City Council and was elected mayor of his hometown, Lakeville, Minn., in November. Running under the slogan "It's time for a Little leadership," he used modern social media



Matt Little ('14)

as well as old-fashioned door-to-door appeals to raise support and funds for the surprisingly intense contest. Little completed his second year on the City Council before taking office in January at age 28, the youngest ever mayor of the rapidly growing city of 56,000, about 25 miles south of the Twin Cities. In a document he released during his campaign, Little said he plans to focus on "public safety, low property taxes, and job creation."

## Jessup International Law Moot Court Team Wins Regionals

The Law School's Philip C. Jessup International Law Moot Court team of Kayleigh Brown ('13), Andrew Gross ('13), Liz Scoggin ('13), Carl



**Front row:** Carl Spindler ('13), Kayleigh Brown ('13), Liz Scoggin ('13), and Andrew Gross ('13). **Back row:** Frank White ('14), Prof. Geoffrey Larsen, and David Morine ('12)

Spindler ('13), and Frank White ('14) took first place in the Rocky Mountain Regional tournament at Denver Sturm College of Law Feb. 14-17, 2013. The team, coached by Adjunct Professor Geoffrey Larsen and Corporate Institute Communications Associate David Morine ('12), was undefeated in the preliminary rounds. Scoggin took first-place and Gross took tenth-place tournament oralist. The team's win earned it a qualifying spot in the 2013 White & Case International Rounds in Washington, D.C., against more than 90 countries.

### National Moot Court Teams Do Well at Regionals

For the 10th time in 11 years, Law School students advanced to the



Holly Miller ('13), Kyle Hardwick ('13), and Leah Kippola ('13)

national finals in the National Moot Court competition. In the regional tournament at the University of South Dakota Law School on Nov. 9-10, 2012, 3Ls Kyle Hardwick, Leah Kippola, and Holly Miller won the Regional Respondent Best Brief and the Overall Best Brief trophy with

the highest score in the tournament. Undefeated until the regional championship, they qualified for an invitation to the national final rounds. 3Ls Brian Bell, Nik Soukonnikov, and Ashley Walek Thronson won the Regional Petitioner Best Brief and also argued well. The teams were coached by Clinical Professor Brad Clary ('75) and Adjunct Professor Kristin Sankovitz ('99).

### Mock Trial Team is Undefeated in Regionals

3Ls Graham Berg-Moberg, Jennifer Hendricks, and Jared Reams were undefeated in the regional rounds of the National Mock Trial



Graham Berg-Moberg ('13), Jennifer Hendricks ('13), and Jared Reams ('13)

Competition at the Law School on Feb. 7-9, 2013, and are the first Law School mock trial team to advance to the national finals. Adjunct Professors Craig Buske ('10) and Craig Roen ('87) served as coaches.

### ABA Moot Court Team Advances to National Finals

The ABA Moot Court Team of 3Ls Michael Kruckow and Bradley Prowant won a slot in the finals at



**Left to right:** Michael Kruckow ('13), Anna Tobin ('13), Kim Prchal ('13), Julia Marotte ('14), Laura Stecker ('14), and Bradley Prowant ('13)

the regional rounds of the National Appellate Advocacy Competition held in San Francisco, and Kruckow also won sixth best oralist award. The team of 2Ls Julia Marotte and Laura Stecker also did well at regionals, winning two of their three preliminary rounds and narrowly missing a qualifying seed for the finals. Adjunct professors Michael Vanselow ('83) and Emerald Gratz ('05) and 3L student directors Anna Tobin and Kim Prchal coached the ABA Moot Court teams.

### 2013-14 Student Editors

New editors are in the class of 2014.

- ***ABA Journal of Labor & Employment Law*** (2013-14)

Philip Black, ed.-in-chief  
Kaitlin Ziegler, lead managing ed.

- ***Law and Inequality: A Journal of Theory and Practice*** (Vol. 32)

Meredith Leake, ed.-in-chief  
Ariel Tazkargy, executive ed.

- ***Minnesota Journal of International Law*** (Vol. 23)

Emily Willborn, ed.-in-chief  
David Pascoe, executive ed.

- ***Minnesota Journal of Law, Science & Technology*** (Vol. 15)

Caroline Marsili, ed.-in-chief  
Brandon Palmen, executive ed.

- ***Minnesota Law Review*** (Vol. 98)

Jake Vandelist, ed.-in-chief  
Morwenna Borden, lead managing ed.

### Letter from the Editor

We are proud to announce that *Minnesota Law Review's* upcoming Volume 98, Issue 1, will feature an essay by President Clinton on globalization and economic interdependence.

Thanks go to former Vice President Walter Mondale ('56) for writing a letter urging President Clinton to accept our invitation, to staff members of Volumes 97 and 98 for drafting the invitation and overseeing the many invitation details, and to Professor Allan Erbsen for advising us throughout the process—a true team effort.

Jake Vandelist ('14)  
Editor-in-Chief, Vol. 98

# STUDENT EVENTS



NEW ORLEANS' ISRAEL M. AUGUSTINE JR. CRIMINAL JUSTICE CENTER

## NOLA TRIP BRINGS CASEBOOKS TO LIFE

During the Law School's 2012-13 winter break, through the New Orleans Legal Assistance (NOLA) Project, I had the opportunity to work under two young and talented attorneys at the District Attorney's office in Orleans Parish. Not only did I get to spend a week in a different, and warmer, location with some of my fellow classmates, I also gained valuable experience in the field of criminal law.

## The Courtroom Experience

While criminal law is not what I want to ultimately end up practicing, simply observing court every morning and interacting with attorneys was a great experience. Stepping outside of the Law School to gain new perspectives was an important learning experience for everyone in the group, which included 1Ls Sydney Goodhand, Nate Louwagie, Kelly Molloy, Paul Overbee, Ariel Pittner, Dylan Quinn, Andy Schwich, and Crystal Tsai, and 2Ls Drew Bredeson and Jeremy Noble Simpson.

Through the District Attorney's Office, I watched motions hearings, arraignments, sentencing hearings, and bond motions every morning. I

was able to participate in client interviews and witness preparation sessions, and I assisted in researching prior criminal records for some of the defendants whose cases would be heard the next morning.

I was able to see how the things we read about in a casebook apply in real life and how they affect real people, making them more than just names on a page. Having actual experience relevant to what we are learning now in the required 1L criminal law course makes the big picture easier to see and appreciate.

## The New Orleans Experience

We also had the opportunity to experience the historic Israel M. Augustine Jr. Criminal Justice Center, named for Louisiana's first African-American judge. Hurricane Katrina shattered its windows and completely flooded the evidence rooms in the basement. A sign reading "Nonoperational" hung on its door for months.

But the fortress held and is back in use. Water damage can still be seen on the walls and ceilings of most of the courtrooms in the beautiful building. The attorneys talk about the enduring strength of the building, which is reflective of their work ethic as well.

Another New Orleans tradition is Café du Monde in the French Quarter, and we had a chance to sample the fare at a landmark that opened its doors in 1862.

I value my opportunity to work for a legal organization in an area rich with diversity, culture, and legal struggles, but getting hands-on experience doesn't have to involve travel to the other end of the country.

The Twin Cities legal community offers many ways to get involved and gain practical experience. Everyone should seize the chance to supplement in-class learning, even if for only a week.

By Brittany Resch ('15)

## DIVERSITY WEEK

The Law School's second annual Diversity Week, conceived by students to celebrate the diversity of the Law School community and engage faculty, students, and staff in discussions and learning on issues of equity and diversity in the legal system, was held March 11-15, 2013.

Diversity Week activities focused on the theme "Dialogues About Diversity" and featured presentations and panel discussions covering issues related to workplace discrimination, models of disability, race in jury selection, and gender identity.

Guest speakers included:

- Jill Gauling of Gender Justice
- Phil Duran ('00) of OutFront Minnesota
- Barbara Satin of the National Gay and Lesbian Task Force
- Susan Aase ('99), Gracie Hyland, and Linda Wolford of the University's Disability Services
- Justice Alan Page ('78)
- Judge Margaret Chutich
- Judge Toddrick Barnette ('92)
- Judge Michael J. Davis ('72)
- Debra Davis of the Gender Education Center

The event's ending celebration in Auerbach Commons featured bhangra lessons and Indian food.

Diversity Week was made possible by the efforts of volunteer student organizers 3Ls Susan R. Hallquist, Jen Ji, and Faiza Majeed and 2L Jennifer Wong, and by the contributions of the Asian Pacific American Law Student Association, Black Law Students Association, Criminal Justice League, Outlaw, Jewish Law Students Association, Latino Law Students Association, Muslim Law Students Association, South Asian Law Students Association, and Women's Law Student Association.

The Law Council and the University's Student Unions & Activities Office sponsored the event.



LAURA MATSON ('13),  
MEREDITH LEAKE ('14),  
AND ERIN McDONALD ('13)



DAVID SZARZYNSKI ('13)  
AND JOSH PORTE ('14)



# TORT TRAVELS BACK TO THE FUTURE MONDALE HALL

## THE LAW SCHOOL'S THEATRE

of the Relatively Talentless (TORT) transported enthusiastic audiences back to Mondale Hall 30 years ago in its 11th annual musical parody "Back to the Future Interest" at the Pantages Theatre February 22-23, 2013.

In a spoof custom-made for fans of the 1980s and property law, 3Ls Laura Matson and Erin McDonald attempted the return journey with the help of a crazy professor (2L Meredith Leake) and 10 additional cast members. Nineteen talented song-and-dance performers and 38 chorus members added to the showbiz atmosphere.

Professor Judith T. Younger continued her record of making an appearance in every production since TORT's creation. Additional cameo appear-

ances, which have become a favorite TORT tradition, were made by Professors Brad Clary ('75), Dale Carpenter, and George Jackson; Deans David Wippman and Erin Keyes ('00); and Minnesota Supreme Court Justice G. Barry Anderson ('79).

Like all TORT productions, "Back to the Future Interest" was written, performed, and produced entirely by Law School students. Emily Peterson ('13) steered a team of 25 writers to create the script, head choreographer Amy Schutt ('13) and assistant Kelsey Thorkelson ('14) masterminded the footwork, and music directors Tiffany Choe ('14) and Glenn Greenberg ('14) led the 12-member ensemble in providing accompaniment.

Among critical behind-the-scenes contributors were costumer Courtney

West ('14) and technical director Steven Platt ('13), who headed the set-construction crew. David Paul Pascoe ('14) directed the action, and Paula Polasky ('13) and Sarvesh Desai ('14) served as producers.

The Law School gratefully acknowledges 2013 corporate sponsors Leonard Street and Deinard; Briggs and Morgan; Dorsey & Whitney; Faegre Baker Daniels; Fredrikson and Byron; Shumaker & Sieffert; Robins, Kaplan, Miller & Ciresi; Westlaw; and Barbri. Special thanks for continued support also go to the Law School's Admissions Office, Advancement Office, Career Center, Communications Department, Educational Technology, and Law Council, and the University's Graduate and Professional Schools Assembly. ■

# Alumni Perspective



## ALUMNI PROFILES



### WALTER ANDERSON CLASS OF 1933

Walter Anderson's pragmatic decision to get a law degree set him on a path to patriotic work during and after World War II. Now 104, Anderson is the Law School's oldest living alumnus.

Studying law at the University was the fastest, least expensive route to a

professional degree for the Minneapolis native with six older siblings and no car. "I could go to the Law School by streetcar, and I had to borrow money besides," he recalls.

Anderson and his classmates were among the first to attend classes in Fraser Hall, opened in 1928, and to take part in the Minnesota Plan, a strategy of admission, curriculum, and program-length requirements initiated by Dean Everett Fraser in 1930.

After he passed the bar exam in 1933—then three days of oral exams in the Minnesota State Senate building—Anderson worked at a gas station to supplement income from a meager supply of law clients during the Great Depression.

His big break came in 1941 when he passed the Civil Service exam and was posted to New York. For five

years he was responsible for investigations in New Jersey and New York, focused largely on "keeping out anyone who sympathized with Nazism or was pro-Communist."

Anderson's cases ranged from the routine, such as checking out candidates for postmaster positions, to the potentially dangerous. He cites a case in which the FBI became involved after he filed a report about "a very anti-British man from India" who was eager to assist the Nazis in defeating the British. Anderson found the undercover work interesting and rewarding, and most of the people he interviewed co-operated because "they wanted to help us win the war."

After the war, Anderson returned home with Fran Bredahl, a Minneapolis woman he'd married in New York. He went to work handling and

**1** Diversity Week's Diversity on the Bench panelists: Judge Michael J. Davis ('72), Judge Toddrick Barnette ('92), Justice Alan Page ('78), and Judge Margaret Chutich

**2** Glenn Greenberg ('14), Kevin Bieging ('14), Daniel Mahon ('14), and Kayla Fossen ('13) at the April 4 Scholarship Dinner

**3** Toni Halleen ('88) (center) with students at Leadership Foundations Program in January

**4** Prof. Oren Gross and Samuel Heins ('72) at the *Minnesota Journal of International Law* symposium in February



overseeing real estate loans for the savings and loan association that became Twin Cities Federal. TCF got double duty out of Anderson, who handled real estate cases in court in addition to using skills developed at the Law School to make sure every detail of each real estate transaction was correctly executed.

His own military service deferred because of his Civil Service commission, Anderson derived his greatest satisfaction from helping “hundreds and hundreds of veterans get good places to live at a minimum of expense” through the GI Bill.

Anderson considers logic the most useful lesson from Law School. “Law is pretty much logic, and that’s what I relied on,” he says. “You can’t win a case unless you can prove by logical means that you are right.”

For many years Anderson played golf and hockey. Now Dr. Michael Grouws, his great-nephew, keeps Anderson up to date on sports, especially Gopher hockey. “I understand they have a women’s team, and they won a championship,”

Anderson says. “I think that’s very interesting.”



**DANIEL FRIEDMAN**  
CLASS OF 2001

Dan Friedman went from law school back home to Lincoln, Neb., where he has been in practice since 2001 with his father, Herb, at Friedman Law Offices. The firm typically handles cases involving personal injury, professional negligence, product liability, civil rights, and child sexual abuse.

An unusual experience arose when

the Friedman duo sought to right a wrong: the conviction of Darrel Parker based on his coerced, then recanted, confession to the murder of his wife in 1955. Driving their desire to help Parker was their reading of *Barbarous Souls*, David L. Strauss’ 2010 book about Nebraska’s most famous trial, and Herb’s recollection of that trial. Parker served 14 years in prison before being released in 1970. Pardoned in 1991, he had been fighting ever since for exoneration.

Representing people who have been injured due to the acts of others “has been very gratifying,” Friedman says. As for the Parker case, “it’s a completely different animal to represent someone who had his freedom taken from him by the state for a crime he was the victim of rather than the perpetrator.”

In 2011, the Friedmans filed suit for Parker under a 2009 Nebraska law entitling wrongfully convicted people to compensation. When the State filed a motion for summary judgment, which would have denied Parker any compensation, Dan

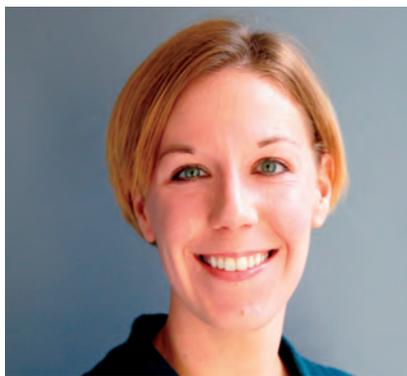
CONT >

Friedman used his Law School-honed skill to spot a critical detail in the motion: the State's judicial admission that Parker's confession was false. In August 2012, the Friedmans asked Judge Jodi Nelson to grant summary judgment in Parker's favor.

Explaining the surprise that followed, Friedman says, "After we shone a spotlight on the State's admission that the confession was false, they made a complete reversal, withdrawing their motion and conceding that we won."

At an August 12 press conference, Nebraska Attorney General Jon Bruning stood with 80-year-old Parker and Dan and Herb Friedman at the Capitol to announce the state's apology for the conviction and its agreement to pay Parker the maximum compensation allowed. As Parker was finally publicly declared innocent, Dan Friedman recalled the late Law School Professor Donald Marshall's admonition to "never whisper justice."

For now, Friedman is back to his usual practice, his volunteer service for the Jewish Federation of Lincoln and the ACLU Nebraska Chapter, and enjoying some free time with his wife, Ruth, an English teacher, and their 3-year-old daughter, Evey.



### LANAE ERICKSON HATALSKY

CLASS OF 2006

Lanae Erickson Hatalsky always wanted to be a "do-gooder lawyer," but along the way to her position at Third Way she had to find the middle ground between providing direct services and tackling problems too big for her to directly affect change.

After internships with the Center for Victims of Torture and the Legal Rights Center in Minneapolis, she moved to Washington, D.C., to work for the Alliance for Justice from 2006-08, vetting appeals-court nominees on their positions on progressive issues and working on civil rights, national security, and individual liberties policy. In policy work she found she could fix real issues, rather than "just put a Band-Aid on something."

In 2008 she took a position as a policy counsel for Third Way. Now director of the social policy and politics program, Erickson Hatalsky researches and analyzes the complex mix of values that moderate voters hold about such hot-button issues as immigration, guns, abortion, and marriage for gay couples. She also works with moderate Democratic senators and caucuses in the House on ways to craft legislation that brings moderate voters on board. "Winning the people in the middle is the path to victory," she explains.

Such advocacy work puts Erickson Hatalsky front and center in the media: *The Washington Post*, *The New York Times*, *USA Today*, *Politico*, *The New Yorker*, PBS, NPR, Fox News, CSPAN, and CNN, among others. She says the live appearances are "like making oral arguments under fire."

Most satisfied when her work makes a tangible difference, Erickson Hatalsky was pleased to learn that some members of Congress had brought her talking points to the floor to use in convincing undecided members to support repeal of "Don't Ask Don't Tell."

In a bit of role reversal in 2011, she briefed Professor Dale Carpenter and other members of Minnesotans United for All Families on Third Way's analysis of psychological interviews, online ad tests, and polling results about gay marriage. The group used the information in defeating a proposed constitutional amendment defining marriage as between one man and one woman.

Working in the middle in a capital prone to black-and-white positions is stressful. Once a week, Erickson

Hatalsky leaves work on time to play principal second violin in the Capital City Symphony, noting "I feel so much more refreshed after a three-hour rehearsal." ■

By Karen K. Hansen, a Minneapolis-based writer and clarinetist

## UPCOMING EVENTS FOR ALUMNI

We look forward to seeing you soon at an upcoming alumni gathering in the Twin Cities or around the country! More details and registration information about the following upcoming events are available online at [www.community.law.umn.edu](http://www.community.law.umn.edu) on the "Alumni Events" page. Stay tuned for more events coming to an area near you this fall.

### MAY 8, 2013

Alumni career CLE workshop, "Advanced Leadership Skills for Lawyers: Delegation"

### JUNE 8 & 11, 2013

Clinical Program 100th Anniversary Celebration  
Part 1: Free CLE and training program, "Serving Those Who Serve Us"

Part 2: Pro bono day of service at legal clinic, VA Medical Center (see page 13)

### JUNE 27, 2013

MSBA "Day 9" joint law school alumni reception, Earle Brown Heritage Center, Brooklyn Center, Minn.

### AUGUST 8, 2013

San Francisco alumni reception during ABA annual meeting



## ANNUAL SCHOLARSHIP DINNER

APRIL 4, 2013 • MCNAMARA ALUMNI CENTER

At the Law School's 2013 Scholarship Recognition Dinner, scholarship donors and recipients had an opportunity to meet and share with the audience their thoughts on the personal impact of giving. David Potter ('80) and Betsy Whitlatch ('13) described their unique experiences as scholarship donor and recipient.

Potter, a partner at Oppenheimer Wolff & Donnelly LLP, was named an Attorney of the Year by *Minnesota Lawyer* in 2012 and is listed in *The Best Lawyers in America*. He remarked on the satisfaction of helping the next generation of lawyers by supporting scholarship funds. Whitlatch made her way to the Law School from a northeastern Iowa town of 500. She commented on the impact of scholarship support, on both her ability to attend law school and her direction in life.

About three-fourths of Law School students receive scholarships, with the average award about \$20,800. Many promising scholars would be unable to obtain their law degree without the generous support of our friends and alumni.



- 1 Dean David Wippman, Tim Heaney ('72), Joe Dixon ('69), Prof. Stephen Befort ('74)
- 2 Ellen Sheehy, Marie Sheehy, Kathleen Sheehy ('84)
- 3 Alicia Paller-Rzepka ('15), Joyce Gauck, Charles Gauck ('63)
- 4 Judge James Rosenbaum ('69), Emily Bodtke ('15), Brianna Boone ('15), Judge David Doty ('61)
- 5 Timothy Cronen, Judith Cronen
- 6 Timothy Billion ('13), Chris Schmitter ('13), Darwin Lookingbill, David Potter ('80), Betsy Whitlatch ('13)
- 7 John Windhorst ('65), Kim Severson
- 8 Maura Aghjian, Max Meckstroth ('15), Daniel Kim ('15), Anthony Schlehuber ('15)
- 9 Kaitlyn Dennis ('15), David Court ('15), Rebecca Trexler ('15), Mikaela Belland ('15)
- 10 Harvey Kaplan ('64) Dean David Wippman, Bruce Mooty ('80), Tracy Mooty

## ALUMNI NEWS AND AWARDS

**Judge Donald Alsop ('52) and John Gould ('53) Honored**

Judge Donald Alsop ('52) and John Gould ('53) were honored with the *Minnesota Law Review* Distinguished Alumni Award at its spring banquet on April 11, 2013. The award is given for exceptional contributions to the profession and to the greater good of society. Alsop has served on the U.S. District Court for the District of Minnesota for 38 years, including a term as chief judge. Gould has served as managing partner, president, and board chair of the intellectual property firm he joined more than 50 years ago, now known as Merchant & Gould.

**Michael Wolff ('70) Named Dean at SLU**

Michael Wolff ('70) was named dean of St. Louis University (SLU) School of Law in March 2013 and assumed his new duties immediately. Wolff served on the Missouri Supreme Court from 1998-2011, when he returned to SLU as a professor and co-director of the Center for the Interdisciplinary Study of Law. He had previously taught at SLU from 1975-98, worked

in private practice in St. Louis, directed Black Hills Legal Services in Rapid City, S.D., and worked at the Legal Aid Society of Metropolitan Denver. While serving as chief justice (2005-07), he wrote a column on Missouri's courts and legal issues that was distributed to newspapers statewide.

**Pamela G. Alexander ('77) Appointed District Judge**

Pamela G. Alexander ('77), former president of the Minnesota Council on Crime and Justice, was appointed by Gov. Mark Dayton to the bench of Minnesota's Fourth Judicial District (Hennepin County), replacing Senior Judge Robert A. Blaeser ('79), who recently retired. Alexander began her legal career as a criminal defense attorney with the Legal Rights Center, then became a prosecutor with the Hennepin County Attorney's office in the Criminal Division. In 1983 she was appointed to the Municipal Court of Minnesota, the youngest person and the first African American woman to be appointed a Hennepin County judge. She served in Hennepin County District Court until joining the Council in 2008. She serves on a variety of community and legal boards.

**Manuel J. Cervantes ('80) Named to Workers' Comp. Court of Appeals**

Manuel J. Cervantes ('80), an administrative law judge at the Office of Administrative Hearings



since 2008, was appointed by Gov. Mark Dayton to a six-year term on the Minnesota Workers' Compensation Court of Appeals, replacing Judge Thomas L. Johnson ('69), whose term had expired. Cervantes formerly served on the Court from 1986-92, after which he was a Second Judicial District Court Referee (1992-2002), St. Paul City Attorney (2002-06), and an assistant attorney general in the Minnesota Attorney General's Office (2006-08). In 2011 he received a Certificate of Recognition from the Minnesota Supreme Court for his contributions on the Racial Fairness Committee. Cervantes joins Chief Judge Patricia J. Milun, Gary M. Hall ('82), David A. Stofferahn ('76), and Debra A. Wilson on the bench.

**Jay Conison ('81) Named Dean at Charlotte**

Jay Conison ('81) became dean of the Charlotte School of Law on April 14, 2013. Previously he had been dean at Valparaiso University School of Law since 1998, and from

1991-98 he taught and served as interim dean at Oklahoma City University School of Law. He began his law career in Chicago, practicing business litigation with Sonnenschein Nath & Rosenthal (1981-90). Conison has held numerous leadership positions in bar and other organizations. Currently he is the Reporter for the ABA Task Force on the Future of Legal Education and writes blogs on legal education topics for the *Huffington Post*.

### **Karen Duncan ('88) Appointed to Third Judicial District**

Karen Duncan ('88) was appointed to Minnesota's Third Judicial District Court, with chambers in Owatonna. She has been a public defender for the Third District since 2000 and previously served as an assistant county attorney for Minnesota's Rice and Olmsted counties and Iowa's Benton county. She was also an associate attorney with Charnetski, Olson, Lacina and Garland in Grinnell, Iowa, and had a private practice in Owatonna. She is a member of Owatonna Business Women, the Steele County Safe and Drug Free Community Coalition, and the Steele County Transitional Housing Board.

### **James Chosy ('89) Named to U.S. Bancorp Leadership**

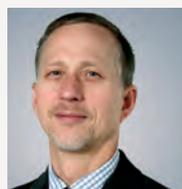


James L. Chosy ('89) was appointed executive vice president and general counsel at U.S. Bancorp with the retirement of **Lee Mitau** ('72). Earlier,

from 1995-2001, Chosy had been vice president, associate general counsel, and secretary at U.S. Bancorp, and he rejoined the company from his position as managing director, general counsel, and secretary at Piper Jaffray Companies.

Chosy, currently chair, has served on the Law School's Board of Advisors since 2006, and he and Mitau are members of the GENERATIONS campaign cabinet. In 2012 he received the University's Alumni Service Award.

### **Susan Stokes ('89) and Michael Ponto ('89) Receive MJF Outstanding Service Awards**



The Minnesota Justice Foundation presented its Outstanding Service Award to two alumni last fall for their work with low-income clients. Susan Stokes ('89), executive director of Farmers' Legal Action Group, received the Direct Legal Service Award for her work in supervising litigation, directing outreach, and advocating for immigrant and refugee farmers and low-income family farmers.

Michael Ponto ('89), a partner with Faegre Baker Daniels, received the Private Practice Award for his pro bono work to advance the rights of GLBT persons. He also received the 2012 Diversity in Business Award from *Minneapolis/St. Paul Business Journal* for his work to support and promote an inclusive working environment and a 2012 Attorney of the Year award from *Minnesota Lawyer* for his participation in the Anoka-Hennepin School District Bullying case.

### **Lois Conroy ('97) Joins Fourth District Court**



Last fall Lois Conroy ('97) was elected and in January she was sworn in to a judgeship on Minnesota's Fourth Judicial District Court. After serving clerkships in the Minneapolis City Attorney's Office during law school, she joined the office in 1998 and was promoted to senior status in 2005. Twice during her career she was cross-deputized as an Assistant Hennepin County Attorney, and she prosecuted more than 1,000 cases for Minneapolis and Hennepin County in a variety of areas before joining the bench. She was instrumental in initiating the community-based crime prevention program Downtown Court Watch and the extension initiative, Downtown 100, which was recognized as one of the country's top ten criminal justice programs in 2011, its second year.

### **Michael Wentzell ('98) Named to First District Court Bench**



## ALUMNI NEWS AND AWARDS

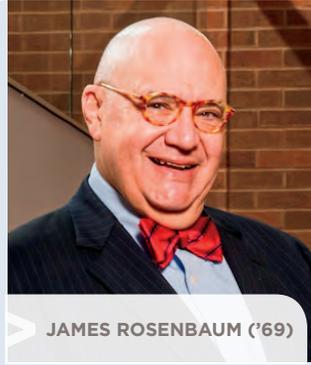
&lt; CONT

Michael D. Wentzell ('98) was appointed to Minnesota's First Judicial District Court bench and will have chambers in Chaska. Previously he was chief deputy Carver County attorney and a prosecutor in the Criminal Division. Before working with Carver County, he practiced in family, employment, business, and estate law with Collins, Buckley, Sauntry & Haugh in St. Paul. He is a member of the Carver County Justice Advisory Council, a former president of the Eighth District Bar Association, and a former Professional Responsibility Ethics Investigator.

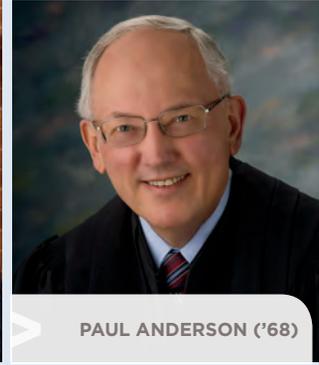
### Kyle Hawkins ('09) to Clerk for Justice Alito



In July 2013, Kyle Hawkins ('09) will begin a clerkship with U.S. Supreme Court Justice Samuel A. Alito Jr., only the ninth Law School graduate to clerk for a U.S. Justice. Hawkins volunteered in Raise the Bar and Asylum Law Project activities, was a research assistant for Prof. Robert A. Stein ('61) and a legal writing student instructor, and served as editor-in-chief of the *Minnesota Law Review*. When he graduated summa cum laude, Order of the Coif, he received the Most Outstanding Contribution Award and the William B. Lockhart Award for Excellence in Scholarship, Leadership, and Service. He clerked for Chief Judge Edith H. Jones of the U.S. Court of Appeals for the Fifth Circuit from 2010-11 and is currently an associate at Gibson, Dunn & Crutcher in Washington, D.C. ■



JAMES ROSENBAUM ('69)



PAUL ANDERSON ('68)

## JAMES ROSENBAUM ('69), PAUL ANDERSON ('68) HONORED FOR OUTSTANDING SERVICE TO THE PROFESSION

When *Minnesota Lawyer* commemorated dedicated and exemplary members of the legal community at its awards ceremony in downtown Minneapolis' Hyatt Regency on Feb. 21, 2013, Justice Paul Anderson ('68) and Judge James M. Rosenbaum ('69) were among those honored—with the 2012 Outstanding Service to the Profession Award for a lifetime of commitment and service. The program included video clips of colleagues sharing memories and insights regarding the honorees and their distinguished careers (available at [minnlawyer.com/2010/06/10/attorneys-of-the-year](http://minnlawyer.com/2010/06/10/attorneys-of-the-year)).

Anderson, who reaches mandatory retirement age this May, has been on the Minnesota Supreme Court since 1994, preceded by service as chief judge on the Minnesota Court of Appeals and practice with LeVander, Gillen & Miller in St. Paul. In the video Michael R. Sieben ('72) of Sieben Polk commented, "You knew when you had a case with Paul or appeared before him you'd always be treated with civility, and you knew that you'd get a fair shake."

A lifelong learner himself according to Carol Engebretson Byrne, President of the Minnesota International Center, Anderson is always ready to mentor students of the law. His ground rules are, "You can ask me any question you want," she says. Jennifer Bloom, Executive Director and attorney at the Learning Law and Democracy Foundation, notes that Anderson teaches by example through his passion and enthusiasm. "His love of the law and his love of our system of government is contagious," Bloom says. Robert Carolan, Senior Judge (ret.) of Minnesota's First Judicial District, calls Anderson simply "one of the finest public servants that I've known in the 40 years that I've been in Minnesota."

Rosenbaum, a U.S. District Court Judge for Minnesota from 1985 until his retirement in 2010, a former U.S. Attorney for the District of Minnesota, and now a mediator and arbitrator for JAMS, got his start handling cases for VISTA. An early success in a housing discrimination trial led to an interest he continues as a commissioner on the Minnesota Public Housing Authority. The organization's Executive Director and CEO, Cora McCorvey, comments on the video about her introduction to a black-robed Rosenbaum at the bench: "He looked like God, and I knew that when he spoke, it felt like God." But underneath, she says, "He's a man who cares about people."

He's also a man who likes to learn. "Jim was always prepared," says Chief Judge Michael J. Davis ('72) of the U.S. District Court, District of Minnesota. "Any new type of case that would come before him, he was like a kid in a candy store." And he expected others to be prepared, says Joan Humes ('90), Vice President of Government and Internal Investigations at Medtronic. "He's scary smart," she says. "He gets to the heart of a matter in a nanosecond." That intellect, and wit, go toward getting the job done, and fairly, says Judge Joan N. Ericksen ('81) of the U.S. District Court, District of Minnesota. "He's the most unprejudiced person I've ever met." ■

By Corrine Charais, senior editor and writer

# Class Notes

NEWS ABOUT YOUR CLASSMATES AND COLLEAGUES

## 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 October 1, 2013. 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!

## 1952

**Judge Donald Alsop** received the *Minnesota Law Review's* Distinguished Alumni Award, given for exceptional contributions to the profession and to the greater good of society, at the journal's annual banquet April 11, 2013. He was nominated to the bench by President Richard Nixon in 1974 and has served as a federal judge for the District of Minnesota for 38 years, including a term (1985-92) as chief judge.

## 1953

**Stanley Efron**, who practices corporate law at Henson & Efron, Minneapolis, was selected by his peers for inclusion in *The Best Lawyers in America 2013*.

**John Gould** received the *Minnesota Law Review's* Distinguished Alumni Award, given for exceptional contributions to the profession and to the greater good of society, at the journal's annual banquet April 11, 2013. He joined the firm now known as Merchant & Gould in 1954 and served as its managing partner, president, and chair of the board from 1973-88. He has practiced intellectual property litigation for over 50 years.

## 1963

**Jonathan Rose** co-edited and wrote an essay entitled "Medieval Estate Planning: The Wills and Testamentary Trials of Sir John Fastolf" in the book *Laws, Lawyers and Texts: Studies in Medieval Legal History in Honour of Paul Brand* (Brill Academic Pub., 2012). The book pays tribute to a senior research fellow at the University of Oxford's All Souls College and a prominent historian of 13th and 14th century English law. Rose, now a professor emeritus and Willard H. Pedrick Distinguished Research Scholar Emeritus at Sandra Day O'Connor College of Law, Arizona State University, retired from teaching in 2012. In honor of his 44 years of dedicated service, his College of Law colleagues, students, and friends contributed substantial funds to endow a student scholarship in his name.

## 1966

**Judge Frank Knoll**, a retired Hennepin County district judge, was the focus of Gail Rosenblum's February 9, 2013, column in the *Star Tribune*, "Judge Turns to Poetic Justice." Rosenblum interviewed Knoll about his current pursuit of writing poetry that reflects his experience on the bench.

## 1968

**Justice Paul Anderson** of the Minnesota Supreme Court received a 2012 Outstanding Service to the Profession award from *Minnesota Lawyer* for a lifetime of dedication and commitment to the Minnesota legal community.

## 1969

**Joseph T. Dixon Jr.**, who practices commercial litigation at Henson & Efron, Minneapolis, was selected by his peers for inclusion in *The Best Lawyers in America 2013*.

**Judge James M. Rosenbaum** of JAMS and the U.S. District Court (ret.) received a 2012 Outstanding Service to the Profession award from *Minnesota Lawyer* for a lifetime of dedication and commitment to the Minnesota legal community.

## 1970

**Judge Michael A. Wolff** was selected as the new dean of St. Louis University School of Law on March 5, 2013. He is a longtime member of the school's faculty and served for 13 years on the Missouri Supreme Court.

## 1971

**William F. Forsyth**, who practices family law at Henson & Efron, Minneapolis, was selected by his peers for inclusion in *The Best Lawyers in America 2013*.

## 1972

**Deborah Hedlund**, a judge for 33 years, retired from the Hennepin County District Court bench in March 2013 and is spending four months in China teaching English and law.

**Lee Mitau** retired from his position as executive VP and general counsel at U.S. Bancorp, which he held since 1995.

## 1973

**Judge Catherine Anderson** (ret.) received the Visionary Award from the Foundation Fighting Blindness at its second annual Dining in the Dark event in May 2013, for her professional accomplishments and community leadership. She was a judge in the Fourth Judicial District Court for 15 years and served as president of the Minnesota District Judges Association and chair of the ABA's Criminal Justice Section. She also volunteers on the University's Department of Ophthalmology Development Advisory Committee.

**Alan C. Eidsness**, who practices family law and family mediation at Henson & Efron, Minneapolis, was selected by his peers for inclusion in *The Best Lawyers in America 2013*. He also was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

## 1976

**Stuart D. Gibson** retired after 36 years of government service and shifted his attention to the classroom, teaching students in Fairfax County, Virginia, and working with adults around the country to further improve public schools.

**Roderick J. Macpherson III** of the Minnesota Disability Law Center was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

## 1977

**Judge Pamela Alexander**, former president of the Minnesota Council on Crime and Justice, was appointed to the bench of Minnesota's Fourth Judicial District by Gov. Mark Dayton.

**George G. Eck** was named head of Dorsey & Whitney's Minneapolis office. He is a partner in the firm's litigation group and a member of its policy committee.

**James Eric Lindell**, a partner at Lindell & Lavoie, Minneapolis, was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

**Dr. K. Craig Wildfang**, a partner at Robins, Kaplan, Miller & Ciresi, Minneapolis, was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

## 1978

**Jack S. Levey** was named a "Super Lawyer" by *Ohio*

## Class Notes

&lt; CONT

*Super Lawyers* magazine for his work in real estate with Plunkett Cooney in Columbus, Ohio.

## 1979

**Judge Robert A. Blaeser** retired in October 2012 after serving for 17 years as a Hennepin County district judge.

**Edward F. Fox**, a partner at Bassford Remele, Minneapolis, practicing complex commercial litigation, was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

## 1980

**Manuel J. Cervantes**, an administrative law judge at the Office of Administrative Hearings since 2008, was appointed by Gov. Mark Dayton to a six-year term on the Minnesota Workers' Compensation Court of Appeals. He formerly served on the court from 1986-92.

**David Bruce Potter**, a partner at of Oppenheimer Wolff & Donnelly, Minneapolis, practicing business litigation, was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

## 1981

**Jay Conison** took office as dean of the Charlotte School of Law on April 15, 2013. Previously he served as dean at Valparaiso University School of Law for 15 years, and as associate dean and interim dean at the Oklahoma City University School of Law.

## 1982



**Lloyd Tubman**, a partner at Archer & Greiner, was selected as a 2013 Lawyer of the Year for land use & zoning law in the Philadelphia area by *The Best Lawyers in America*.

She focuses on development planning, zoning approvals, regulatory enforcement, and federal and state environmental compliance, including wetlands, water quality, and flood hazard matters.

## 1983

**John L. Betcher** was a finalist and received honorable mention in the Readers Favorite Book Awards for the fourth in his series of suspense novels, *The Exiled Element*. Other titles in the series are *The 19th Element*, *The Missing Element*, and *The Covert Element*. He also authored the award-winning book, *A Higher Court: One Man's Search for the Truth of God's Existence*.

**Patrick Garry** was recognized as an honored alumnus by St. John Vianney School during its Catholic Schools Week and 2013 Friends of Education recognition. He currently teaches at the University of South Dakota Law School and has written 12 nonfiction books and eight novels.

## 1984



**Rodger Hagen**, head of the health care professional liability practice group at Meagher & Geer, Minneapolis, was inducted into the American College of Trial

Lawyers. Meagher & Geer, ranked among the top medical malpractice defense firms by *U.S. News & World Report* and *Best Lawyers*, defends and tries more malpractice cases than any other firm in Minnesota.

## 1985

**Greg Brooker** of the U.S. Attorney's Office was named a 2012 Attorney of the Year by *Minnesota Lawyer* for his participation in the Anoka-Hennepin School District Bullying case.

**Judge Paul Feinman** was appointed by Gov. Andrew Cuomo to the New York State Appellate Division for the First Judicial Department, based in Manhattan, the first openly gay man on the Appellate Division and only its third openly LGBT member. Previously Feinman was a justice on the State Supreme Court in New York County and served on the Civil Court of the City of New York.



**Gail T. Kulick** joined Winthrop & Weinstine's legislative and regulatory practice group as an associate and lobbyist. Previously she was a member of the Minnesota

House of Representatives, serving as vice chair of the Civil Justice Committee and an active member of several other committees.

**Joseph H. Otterstetter** received the Second Judicial District Pro Bono Award last fall, presented by the Ramsey County Bar Association in recognition of his commitment to legal representation for low-income and disadvantaged clients. As associate general counsel for 3M since 1989, he currently represents the company's Industrial Mineral Products, Automotive, and Personal Care Divisions as well as its industrial and transportation business.

**Patrick Seiter**, a partner at Taylor, Porter, Brooks & Phillips, was selected as the 2013 Lawyer of the Year for health care law in the Baton Rouge area by *The Best Lawyers in America*.

## 1986

**Rod DeKruif**, a shareholder with Reinhart Boerner Van Deuren in Milwaukee and a member of the 1984 and

1986 Law School basketball league champion Maulers, was noted in the 2013 *Best Lawyers in America* for his intellectual property practice in the chemical and nanotechnology areas.



**Scott M. Nelson** was elected a fellow of the American College of Trust and Estate Counsel by his peers in recognition of outstanding contributions to the practice of estate

and trust law.

**Brad Pedersen**, a partner at Patterson, Thuente, Minneapolis, and chair of its patent practice group, was named a 2012 Attorney of the Year by *Minnesota Lawyer*.

## 1987

**Todd L. Gurstel**, CEO of Gurstel Chargo, had a white paper about debt collection law in Minnesota published by *The National List of Attorneys* on March 7, 2013. He practices out of the firm's Minnesota and Arizona offices.

## 1988

**Karen Duncan**, former chief public defender for Minnesota's Third Judicial District, was appointed to the District's bench, chambered in Owatonna, by Gov. Mark Dayton.

**Mark Gergen**, formerly a senior VP at Amylin Pharmaceuticals, was named executive VP and chief operations officer at MethylGene Inc., a Montreal-based company that develops new drugs for cancer and infectious disease. He will have broad responsibility for business operations, including finance, business development, human resources, corporate communications, investor relations, and administration.

## 1989

**James L. Chosy** was appointed executive vice president and general counsel at U.S. Bancorp, Minneapolis.

**Julie Haseman** joined Pemberton, Sorlie, Rufer and Kershner as a partner in its Alexandria, Minn., office. She has an established practice dealing with estate planning, probate, trusts, real estate, and township law.



**Randall E. Kahnke** of Faegre Baker Daniels, Minneapolis, was named a 2012 Attorney of the Year by *Minnesota Lawyer*. He was acknowledged for three significant trial victories in sizable, diverse cases and jurisdictions.

CONT &gt;



## GET-TOGETHER IN WASHINGTON, D.C. JANUARY 17, 2013, ALUMNI RECEPTION



Adam van Alstyne ('04) hosted an evening reception for Washington, D.C.-area alumni at the office of DLA Piper. DLA Piper partner James L. Blanchard ('68), former Governor of Michigan and U.S. Ambassador to Canada, addressed the group and introduced Dean David Wippman. Wippman presented an update on the state of the Law School and fielded questions about the future of legal education.



- 1** Washington, D.C., alumni reception at DLA Piper
- 2** Dean David Wippman with event host Adam van Alstyne ('04)
- 3** Gov. James Blanchard ('68) addresses fellow alumni

## Class Notes

&lt; CONT



**Michael Ponto** was named a 2012 Attorney of the Year by *Minnesota Lawyer* for his participation as a partner with Faegre Baker Daniels in the Anoka-Hennepin School

District Bullying case. He also received the 2012 Diversity in Business Award from *Minneapolis/St. Paul Business Journal* and the 2012 Private Practice Award from the Minnesota Justice Foundation.

**Susan Stokes**, executive director of Farmers' Legal Action Group, St. Paul, received the 2012 Direct Legal Service Award from the Minnesota Justice Foundation.

**Thomas R. Werlein** of Appleton, Wis., joined Medical Protective (MedPro) as its policy development counsel, responsible for writing and developing insurance policies to meet the changing needs of MedPro's clients. He will also work on issues in government relations and compliance. Previously he was a compliance manager at Ameriprise Auto & Home Insurance.

## 1990

**Keith Ellison**, a U.S. Representative for Minnesota's Fifth Congressional District since 2007, was ranked among the world's most influential Muslims in *The Muslim 500: The World's 500 Most Influential Muslims*, a list compiled by the Royal Islamic Strategic Studies Centre in Jordan and published in November 2012. The Fifth District, which includes the city of Minneapolis and surrounding suburbs, is the most ethnically diverse district in Minnesota.

## 1991

**Jack R. Luellen** is managing partner of Bursleson LLP's Denver office. The only national law firm dedicated to the oil and gas industry, Bursleson has four offices employing 130 attorneys, 31 of them practicing out of the Denver office.

## 1992

**Jeanette Bazis**, a partner at Greene Espel, Minneapolis, specializing in complex business litigation, intellectual property, employment disputes, and internal investigations, was named a 2012 Attorney of the Year by *Minnesota Lawyer* for her participation in the Anoka-Hennepin School District Bullying case.



**Marcy R. Frost**, a shareholder at Moss & Barnett, Minneapolis, and chair of its employment law practice area, was installed as president of the Midwest District of

Women of Reform Judaism. The organization educates and trains future sisterhood and congregational leaders in advocacy for social justice, innovative spiritual programming, fundraising, and leadership skills.

**Amy Rotenberg's** legal and business strategic communications firm, Rotenberg Associates, Minneapolis, has joined PR Boutiques International's collaborative network of public relations firms.

## 1993

**Wooj Byun** began a six-year term as a board member of the University of Minnesota's Weisman Art Museum last fall. A grant he helped the Museum obtain from the Korean government in 2010 was instrumental in securing a recent exhibition of the Edward Wright collection of Korean antique furniture.

## 1994

**Jeremy D. Heep**, a partner in the Philadelphia office of Pepper Hamilton LLP practicing in the full range of commercial litigation, particularly antitrust and international matters, was named a "local future star" in *Benchmark Litigation 2013*. Individuals are selected as reputable and effective litigators on the basis of consistent recommendations by clients and peers.

**Kristi Skordahl**, a family law attorney in St. Paul, has a newly published book, *And Then She Was Happy: A Book About Divorce* (Beaver's Pond Press, January 2013), which combines her personal experience with her professional work in divorce law. She offers real-world advice and insight from the perspective of a divorcee.

## 1997

**Beth (Irwin) Bagley** was elected a circuit court judge for Deschutes County, Oregon, on November 6, 2012, the 100-year anniversary of women's suffrage in the state. She is the first woman to attain a judgeship through a contested election in central and eastern Oregon and the first Asian Pacific American lawyer to do so in the state. Previously she served as a senior prosecutor in the Deschutes County District Attorney's Office for more than 10 years.

**John J. Bursch**, Michigan solicitor general, presented his fourth argument in front of the U.S. Supreme Court in February 2013 and his fifth argument in April 2013.

**Lois Conroy**, formerly a prosecutor for Minneapolis and Hennepin County, was sworn in as a Hennepin County District Court judge in January.

**Justin Cummins** and his brother Brendan Cummins, both Minnesota State Bar Association board certified labor and employment law specialists, recently opened



**Adam Case** ('11).

**Tracey B. Davies** joined the Dallas office of Gibson, Dunn & Crutcher as a partner in the intellectual property, life sciences, and litigation practice groups. Previously she was a partner at Vinson & Elkins.

**Kimberly B. Tabb**, vice president and business ethics officer at Prudential Annuities, was elected to the Board of Directors of Junior Achievement of Western Connecticut. She resides in Shelton, Conn.



**Stephen A. Tight** rejoined Fredrikson & Byron, Minneapolis, as an officer in its corporate, mergers and acquisitions, private equity and venture capital, and life sciences groups.

Previously he served as VP, general counsel, and chief compliance officer at St. Jude Medical's Atrial Fibrillation Division in St. Paul.

**Joshua A. Wert** is CEO of the Sabes Jewish Community Center in St. Louis Park, Minn. Previously he was chief operating officer at Black Ridge Oil & Gas in Minnetonka, Minn., and president of Copycats Media in Minneapolis.

## 1998

**Michael Wentzell**, former chief deputy Carver County attorney, was appointed to Minnesota's First Judicial District Court.

## 1999

**Meghan L. Riley** was named division chief for litigation for Texas' City of Austin Law Department, where she has practiced litigation, municipal law, and employment law since 2007.

**Omar A. Syed** (Meghan Riley's husband) is a senior attorney in the Office of General Counsel for the University of Texas System, headquartered in Austin. He practices employment law, higher education law, and litigation.

## 2000

**Bennett J. Montzka** was re-elected to serve a fifth term on the Chisago County, Minn., Board of Commissioners. He is the Board's senior member and current vice-chair.



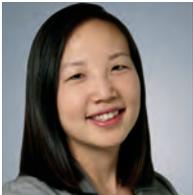
**Elizabeth C. Perkins** was named to the 2012 *Wisconsin Rising Stars* list in November 2012. She practices securities litigation in the Milwaukee office of Quarles & Brady.

**Pete Wahl**, a partner at Jackson Walker, was selected Lawyer of the Year for environmental law in the Dallas area by *The Best Lawyers in America 2013*.

## 2002

**Jean M. Farmakes** joined Gilbert Law Office in Duluth, Minn., in October 2012, and focuses her practice on real estate, business, estate planning, and general litigation. Previously she was a staff attorney for the Department of Homeland Security, U.S. Customs and Border Protection, in Chicago, where she served as in-house counsel and practiced in the areas of trade, immigration, and labor and employment law.

## 2003



**Lica Tomizuka** was selected for the Leadership Council on Legal Diversity's 2013 Fellows Program, created to identify and train leaders in the legal profession. She

also was named a partner at Faegre Baker Daniels, Minneapolis, where she concentrates on real estate transactions, development, leasing, finance, and investment.

## 2004

**Katie Deibert** rejoined the Chicago office of Mayer Brown from a position with Kirkland & Ellis. From 2004-09 she was a finance associate in Mayer Brown's Chicago and Frankfurt, Germany, offices.

**Jason R. Greenlee**, formerly an assistant district attorney for the Second Judicial District of New Mexico, was appointed to the Bernalillo County Metropolitan Court by Gov. Susana Martinez. He serves as a criminal judge, primarily handling domestic violence, traffic, and misdemeanor criminal cases and first appearances for felony defendants.

**Jared D. Hager** was promoted to senior attorney in the Seattle, Wash., office of Perkins Coie, where he focuses primarily on product liability cases, litigation, and appeals.

## 2005

**Angela Hawkins** will serve as general counsel in the Ohio State Treasurer's Office, where she has served for two years as director of communications and community education. Previously she was a private sector attorney specializing in

Workers' Compensation cases, an assistant attorney general in the Ohio Attorney General's Consumer Protection Division, and a deputy press secretary under an Ohio treasurer.

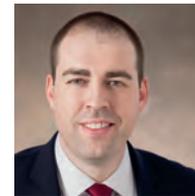
**Steven Young Reeves** has been named a partner at Faegre Baker Daniels, Minneapolis, where he works in strategic domestic and international mergers and acquisitions transactions.

## 2006



**Charles G. Frohman** joined the litigation group of Maslon Edelman Borman & Brand, Minneapolis.

**Ryan R. Miske** was named a partner at Faegre Baker Daniels, Minneapolis, working in financing, mergers and acquisitions, and corporate governance matters.



**Patrick D. Whiting** joined Fredrikson & Byron, Minneapolis, as an associate, focusing on assisting commercial, residential, and agricultural clients

through the condemnation and eminent domain process.

CONT >



## PHOENIX ALUMNI RECEPTION FEBRUARY 13, 2013

Chip ('69) and Katie Fisher welcomed Phoenix-area alumni into their Scottsdale home for a reception with Dean David Wippman, who shared updates on the Law School as well as the GENERATIONS fundraising campaign.

- 1 Dean David Wippman addresses Phoenix-area alumni
- 2 Ken Lindgren ('58) and Chip Fisher ('69)

## Class Notes

&lt; CONT

## 2007

**Andrew Borene** was selected one of the state's 50 leading business people in 2012 by *Minnesota Business* and was recently featured in a Brookings Institution interview on reconnaissance robots and national security. He is the director of government & industry affairs and assistant general counsel for ReconRobotics, a Minneapolis-based company that specializes in tactical, micro-robot systems.

## 2009

**Melissa Godfredson** opened Godfredson Law Office in St. Louis Park, Minn., focusing on estate planning and estate administration.

**Kyle Hawkins**, an associate in the litigation department in the Washington, D.C., office of Gibson, Dunn & Crutcher, was selected for a clerkship with U.S. Supreme Court Justice Samuel A. Alito Jr., beginning July 2013. Previously he clerked for Chief Judge Edith H. Jones of the U.S. Court of Appeals for the Fifth Circuit.

**Anne Hoyt Taff** is a leadership gift officer with Planned Parenthood Minnesota, North Dakota, and South Dakota. She previously served as associate director of alumni relations at Macalester College.

## 2011

**Mikka Gee Conway** joined the Washington, D.C., branch of Sutherland Asbill & Brennan in its tax practice group. Previously she clerked for Judge David M. Ebel of the U.S. Court of Appeals for the Tenth Circuit.

## 2012



**Lindsay W. Cremona** was promoted to associate attorney at Anastasi & Associates, Stillwater, Minn. She focuses her practice on real estate litigation and

commercial transactions.



**Catherine E. London** joined Fredrikson & Byron, Minneapolis, as an associate in its health law group. She focuses on regulatory compliance and transactional matters,

including Stark and anti-kickback issues, data privacy, physician and medical staff issues, licensure, contracting, and Medicare and Medicaid rules and reimbursements.

**Jillian M. Pearson** joined Henson & Efron, Minneapolis, as an associate in its business litigation group.



**Anupama D. Sreekanth** joined Fredrikson & Byron, Minneapolis, as an associate in its litigation group and practices in a wide variety of business and commercial litigation.

**Louis E. Wahl IV** joined von Briesen & Roper, Milwaukee, as an associate working primarily on banking, bankruptcy, insolvency matters, and workouts.



**Shanna N. Yonke** joined the estates practice group of Ruder Ware in Wausau, Wis., last fall. She works with individuals to capture their desires in wills and estate plans, and counsels organizations in tax exempt status and federal code compliance matters. ■

34th Annual Summer Program of

## Continuing Legal Education Seminars

Featuring University of Minnesota Law School Faculty

\$225 per seminar • Save with a SuperPass: 7 courses for \$795

**SUMMER CLE**  
Register Now!  
May 28-June 8  
2013

**May 28** Selected Topics in Unfair Competition and Business Torts: *Prof. Thomas F. Cotter*

**May 29** Mergers & Acquisitions: Where Are We? Where Are We Going? *Prof. Claire A. Hill*

**May 30** The Constitution in a Conservative Court: *Prof. Dale Carpenter*

**May 31** Accounting and Finance for Lawyers: *Prof. Edward S. Adams*

**June 1** Ethical Implications of Representing Individuals with Mental Disabilities (a.m.) and Overcoming Internal and External Bias in Representing Individuals with Mental Disabilities (p.m.): *Prof. Carl M. Warren ('75)*

**June 3** A Primer in Data Privacy Law: *Prof. William McGeveran*

**June 4** Understanding Trademarks, Copyright and Related Areas of Intellectual Property: *Prof. Daniel J. Gifford*

**June 5** Searching for the New Normal in Legal Practice and Legal Education: *Prof. Prentiss Cox ('90)*

**June 6** Hot Topics in Contract and Commercial Law: *Prof. Brian Bix*

**June 7** Hot Topics in Energy Law: *Prof. Hari M. Osofsky*

**June 8** Client Conflicts, Confidential Information, Up-the-Ladder Reporting, Professional Liability and Other Ethics Issues for Lawyers: *Prof. Richard W. Painter*

**CLE credits:** 6.5 standard credits for each course May 28-31 and June 3-7; 3 ethics (a.m.) and 2 bias (p.m.) for June 1; 1.5 standard and 5 ethics for June 8

FOR MORE INFORMATION: 612-625-9073 or [law.umn.edu/cle/2013\\_summer\\_cle.html](http://law.umn.edu/cle/2013_summer_cle.html)

SPRING ALUMNI  
WEEKEND *reconnect*  
APRIL 19–20, 2013

Hundreds of alumni returned to the Law School for a variety of all-alumni events as well as individual reunions for those classes celebrating milestone anniversaries. Thanks to all who attended for being part of this great Law School tradition!

**PHOTOGRAPHS** from the weekend are available online at [www.community.law.umn.edu/saw](http://www.community.law.umn.edu/saw).

## TRIBUTES

## IN MEMORIAM

TO SEE THE FULL TRIBUTE,  
GO TO NEWS ARCHIVES

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

## ALUMNI

**ALDEN WINSHIP**  
**"TOM" CLAUSEN**  
 CLASS OF 1949


**JANUARY 2013**  
Bank of America  
and World Bank  
executive **Tom  
Clausen** died  
Jan. 22, 2013, in  
California at age 89.

**MURRAY L. GALINSON**  
 CLASS OF 1961


**FEBRUARY 2013**  
Political and civic  
leader, philanthro-  
pist, and San Diego  
National Bank CEO  
**Murray Galinson**  
passed away Jan. 3,

2013, at age 75 in San Diego.

**DAVID E. ESSLING**  
 CLASS OF 1969


**NOVEMBER 2012**  
**David Essling**,  
an experienced  
litigator and 30-year  
member of Ramsey  
County's Civil  
Commitment

Defense Panel, died Nov. 1, 2012,  
in Eagan, Minn., at age 68.

## FRIENDS

**LILLIAN S. "BABE" DAVIS**


**NOVEMBER 2012**  
**Babe Davis**,  
wife of the late  
Julius E. Davis ('36),  
host of an annual  
reception to honor  
recipients of the

Davis chair, and a devoted friend and  
supporter of the Law School, passed  
away in Minneapolis on Nov. 17, 2012,  
at age 95. ■

**CLASS OF 1943**
**Myron Lieberman**

Feb. 6, 2013  
Washington, D.C.

**Charles Hamilton Luther**

Dec. 13, 2012  
White Bear Lake, Minn.

**CLASS OF 1948**
**James D. Kempf**

Jan. 14, 2013  
Bloomington, Minn.

**CLASS OF 1949**
**Lawrence E. Addy**

Feb. 6, 2013  
Colorado Springs, Colo.

**William A. Braddock**

Jan. 8, 2013  
Mounds View, Minn.

**A.W. Clausen**

Jan. 22, 2013  
Burlingame, Calif.

**John E. Haverly**

March 26, 2011  
St. Paul, Minn.

**Robert G. Johnson**

Sept. 27, 2012  
Edina, Minn.

**Robert W. Johnson**

March 20, 2013  
Fountain Hills, Ariz.

**Daniel W. O'Brien III**

Nov. 23, 2012  
St. Paul, Minn.

**Gerard J. Ochs**

July 13, 2012  
Bloomington, Minn.

**Wallace M. Tripp**

Nov. 30, 2012  
Naples, Fla.

**CLASS OF 1950**
**William T. Egan**

Oct. 22, 2012  
Minneapolis, Minn.

**Verne C. Johnson**

Nov. 2, 2012  
Bloomington, Minn.

**Sigwel Wood**

Nov. 8, 2012  
Detroit Lakes, Minn.

**CLASS OF 1951**
**Malcolm K. MacKenzie**

Dec. 31, 2012  
St. Peter, Minn.

**Lloyd C. Richardson Jr.**

Nov. 1, 2012  
Aberdeen, S.D.

**Roland T. Wivoda**

Chisholm, Minn.

**CLASS OF 1953**
**Harold S. Nelson**

Jan. 10, 2013  
Plymouth, Minn.

**CLASS OF 1954**
**Henry A. Cousineau Jr.**

Dec. 26, 2012  
Wayzata, Minn.

**CLASS OF 1961**
**Murray L. Galinson**

Jan. 3, 2013  
San Diego, Calif.

**CLASS OF 1962**
**Maclay R. Hyde**

March 8, 2013  
Minneapolis, Minn.

**CLASS OF 1963**
**Michael O. Burns**

March 10, 2013  
St. Cloud, Minn.

**CLASS OF 1966**
**Richard A. Hassel**

Oct. 21, 2012  
Longboat Key, Fla.

**CLASS OF 1967**
**Jerry H. Udesen**

Jan. 27, 2013  
New Brighton, Minn.

**CLASS OF 1968**
**James A. Schultz**

Oct. 24, 2012  
Houston, Minn.

**CLASS OF 1969**
**David E. Essling**

Nov. 1, 2012  
Eagan, Minn.

**CLASS OF 1973**
**Michael M. Fluegel**

March 10, 2013  
Morris, Minn.

**Richard J. Haefele**

June 22, 2012  
Chaska, Minn.

**CLASS OF 1975**
**Mark A. Madsen**

Jan. 16, 2013  
Fairmont, Minn.

**CLASS OF 1977**
**William J. Joanis**

Jan. 9, 2013  
Maplewood, Minn.

**CLASS OF 1992**
**Anne C. Nolan**

Dec. 5, 2012  
St. Cloud, Minn.



## PARTNERS IN EXCELLENCE ANNUAL FUND UPDATE

DEAR FRIENDS AND FELLOW ALUMNI,

We are proud to be University of Minnesota lawyers, and we ask you to join us in supporting the next generation at the Law School.

With the graduating class this spring, the Law School continues to bolster the legal profession with truly excellent lawyers. In addition to learning the law, these young men and women are learning the skills to be leaders in our communities.

Today's students need help to address the challenges of increased tuition costs and an increasingly difficult employment environment. Gifts to the *Partners in Excellence* Annual Fund are used to provide:

- » **Scholarships to current students, thereby reducing loan debt**
- » **Career support services**
- » **Innovative practical legal training opportunities that employers notice**
- » **The continued level of excellence overall that is a hallmark of the school**

Your gift this year is important. All gifts, of any amount, are important and valued at the Law School. Please give to support the next generation of U of M lawyers.

Thank you for your ongoing support and for renewing your commitment now.

Sincerely,

Greer Lockhart ('53) James Lockhart ('86) Ann Lockhart Watson ('79)  
*Partners in Excellence* National Chairs



**P.S.** To give, please use the enclosed envelope, visit [www.giving.umn.edu/law](http://www.giving.umn.edu/law), or contact the Office of Advancement at 612-626-8671.

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



## ARE YOU UP FOR THE CHALLENGE?

The Partners at Work challenge is a fun way to gain recognition for employing five or more University of Minnesota Law School alumni and to encourage annual support for your alma mater. If your organization or firm is not currently participating, is employing five or more Law School alumni, and has a desire to help increase alumni support for the Law School, please contact Joelle Larson at 612-626-5363.

 **FOR MORE INFORMATION**  
[law.umn.edu/generations](http://law.umn.edu/generations)  
Look for Partners at Work.

p@rtners  
work