Perspectives is a general interest magazine published throughout 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, N225, Minneapolis, MN 55455.

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When you receive this issue of Perspectives, we will be at a key point in our process of selecting a new dean for the Law School. The University expects to have chosen that individual by early in 2008. This is an exciting time for the Law School, and Guy Charles and I look forward to working with a new, permanent leader.

In the previous issue of Perspectives, we introduced our new faculty members. Four joined us this fall, one comes in January, and two come next fall. We are confident that they will be a major addition to our educational program.

Our thanks go to everyone who participated in our alumni survey for helping us identify our strengths—and the areas we need to improve. Your perspectives, both as students in the classroom and as lawyers in practice, offer great insight into needed changes. Some of the curricular changes described below are efforts to remedy issues your comments raised. We will write to tell you what is going on at the Law School, but we hope for two-way communication and ask you to let us know what we should be doing.

Curricular changes are underway that will make our graduates’ Law School education even more relevant to the challenges they will face. Beginning this academic year, a classroom segment on statutory interpretation will be part of the required first-year Legal Writing course. Increasingly, practicing law involves interpreting and applying statutes and regulations, so understanding the approaches to these questions is key to success. To emphasize the importance of this course, Guy and I will be teaching it, along with Associate Dean Brett McDonnell.

In the next academic year, a new course named “Work of the Lawyer” will be required in the first year. It will examine the progression of one or two issues through a lawyer’s office—from initial presentation by the client through interviewing, fact-gathering, negotiation, document preparation, advising, and the beginning of litigation. This course will also challenge students with ethical issues in a realistic context.

Work of the Lawyer will replace the second half of civil procedure (the jurisdiction part), which will move to the second year. The second half of constitutional law (civil rights and civil liberties) will also move to the second year, giving students the opportunity to take an elective, international law, a jurisprudence course, or corporations as part of the first-year curriculum.

Shortly thereafter, we expect to introduce interdisciplinary, team-taught “capstone courses” into the third year. These will seek to break out of the compartmentalized mold of legal education, addressing problems rather than subject matter. Capstone courses will include a range of legal issues that impinge on a topic and will introduce the use of expertise from other professions. For example, an environmental capstone course might involve tax issues, corporate disclosure and liability issues, and municipal economic development in addition to environmental law. Faculty (and perhaps students) from the scientific, engineering, and business schools might join the law professors in these discussions. We hope to involve practicing lawyers in these courses as well.

Guy and I thank all of you for your magnificent support during our short tenure as interim deans. Annual fund giving increased 32% last year, and the Law School received several significant gifts in recent months. We trust that the new dean will also receive your enthusiastic support.

Sincerely,

Fred L. Morrison
Interim Co-Dean
Is there life after law? There is for many graduates who take their legal education into the business world.

*by Frank Jossi*

*Photo Illustration by Stephen Webster*

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**Law School Expands Legal History Program**

New initiative to establish a world-class program in legal history

*by Kit Naylor*
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Facility Perspective

Professors Thomas Cotter, Daniel Burk, and Brian Bix exchange views at the reception following John Borrows’ October lecture on indigenous and constitutional law.

Dean Fred Morrison (right) poses a question at the John Borrows lecture, as Professors Bill McGeveran (partially obscured), Brad Karkkainen, Kevin Washburn, and Richard Frase listen attentively.

Professors Maury Landsman and Brad Clary ('75) and Associate Vice President and Dean of International Programs Meredith M. McQuaid ('91) at May Commencement ceremony for the class of 2007.


Professors Daniel Schwarcz, Bill McGeveran, and Dean Guy Charles form a small discussion group.
Faculty R&D

Law School faculty honors, achievements, journal publications, and ongoing activities, March 1 to September 1, 2007

BEVERLY BALOS
Professor Balos continues to teach advanced advocacy skills at domestic violence programs around the state in collaboration with the Minnesota Coalition for Battered Women. She is completing a project setting out the most promising practices for prosecutors to adopt in prosecuting domestic violence cases. She was recently appointed to the board of directors of Minnesota Program Development Inc., a nonprofit agency that works toward the elimination of violence in the lives of women and their children. Professor Balos was interviewed on WCCO television, commenting on the “battered husband” defense.

STEPHEN F. BEFORT
Professor Befort has been active on a number of projects relating to labor and employment law. He published “The Perfect Storm of Retirement Insecurity: Fixing the Three-Legged Stool of Social Security, Pensions, and Personal Savings” in the April 2007 Issue of the Minnesota Law Review. He coauthored an article with Laura Cooper and Mario Bognanno, “How and Why Labor Arbitrators Decide Discipline and Discharge Cases: An Empirical Examination,” which was published in the Proceedings of the Sixtieth Annual Meeting of the National Academy of Arbitrators. He participated on panels hearing mock grievances and presented on The Americans with Disabilities Act and the Family & Medical Leave Act at the Labor Arbitration Institute’s Labor Law & Labor Arbitration conference in Minneapolis in September, and he published “The Family and Medical Leave Act: A Statutory and Case Law Update” with the Institute. He taught a comparative labor and employment law course in the Law School’s 2007 summer program in Beijing, China, and this year he celebrates 25 years of teaching at the Law School.

BRIAN H. BIX
Professor Bix continues to work on a variety of topics across family law, contract law, and legal philosophy. His primary projects are two books intended to be simultaneously introductory, theoretical, and critical: one on contract law for Cambridge University Press and one on family law for Oxford University Press. In April, Professor Bix presented the Sidney and Walter Siben Distinguished Professorship Lecture, “Domestic Agreements,” at the Hofstra University Law School, Hempstead, New York. In June, he presented “Contract Rights and Remedies, and the Divergence Between Law and Morality” at the Conference on Current Problems in Moral and Legal Theory at the Universidad Torcuato di Tella, Buenos Aires, Argentina. In August, he presented the paper a second time at the 23rd IVR World Congress—Law and Legal Cultures in the 21st Century: Divinity and Unity Legal Theory—in Krakow, Poland.

ANN M. BURKHART
In April, Professor Burkhart spoke at a conference honoring Professor Dale Whitman, one of the nation’s leading mortgage and property law experts. Her predictions about the future of real estate law and practice, including increasing federalization of mortgage law, globalization of the real estate market, and diminishing restrictions on multijurisdictional practice and on settlement services by laypersons, will be published in the Missouri Law Review. She recently completed an article on trespass liability for precondemnation entries by government and other entities with the power of eminent domain, describing the tremendous practical implications of the wide variety among the states on this issue. Also, she addressed the Hennepin County Bar Association Eminent Domain Committee, summarizing the history of the takings clause. This year, Professor Burkhart celebrates 25 years of teaching at the Law School.

DALE CARPENTER
Professor Carpenter published a critical examination of the role of institutional review boards in approving social-science research at public and private universities, titled “Institutional Review Boards, Regulatory Incentives, and Some Modest Proposals for Reform,” in volume 101, issue 2, of the Northwestern University Law Review. He also published an op-ed piece about the controversy over eHarmony.com’s refusal to match same-sex partners, titled “Anti-Gay But Why Sue? Fighting eHarmony Ban on Same-Sex Matchups” in the July 9 issue of the Chicago Sun-Times. He continues to contribute to the popular legal blog, the Volokh Conspiracy, where his focus has been on analyzing developments related to the recognition of gay marriage. He is working on a book, tentatively titled Flagrant Conduct: The Story of Lawrence v. Texas, to be published by W.W. Norton in 2008.

BRADLEY G. CLARY
Professor Clary and co-authors Sharon Reich Paulsen and Michael Vanselow are working on the third edition of their Advocacy on Appeal text, which is scheduled for publication by Thomson/West in February 2008.

LAURA COOPER
In March, Professor Cooper presented a paper at a faculty workshop at the University of California, Davis, on the history of labor arbitration procedures. In April and May, she presented a paper reporting preliminary findings of a major empirical study of discipline and discharge arbitra-
CLA Dean Search

Law School Co-Dean Fred Morrison has been named to head the search committee for a new dean for the University of Minnesota’s College of Liberal Arts (CLA). The University’s largest college, the CLA has 544 tenured and tenure-track faculty members and more than 14,000 undergraduate students.

Dean Morrison will head a 12-member committee of faculty and staff members, students, and alumni in compiling a list of nominees for presentation to the University’s administration.

Dean Stephen Rosenstone, who headed the CLA for more than a decade, was recently named University Vice President for Scholarly and Cultural Affairs and will head efforts to revitalize Northrop Auditorium and expand the Weisman Art Museum.

Appointments

Susanna L. Blumenthal, Lampert Fesler Fellow
Dale Carpenter, Earl R. Larson Chair in Civil Rights and Civil Liberties Law
Thomas F. Cotter, Solly Robbins Distinguished Research Fellow
Michelle Goodwin (arriving 2008), Everett Fraser Chair in Law
Claire A. Hill, Julius E. Davis Professor of Law
Francesco Parisi, Vance K. Opperman Research Scholar
Gregory C. Shaffer (arriving 2008), James L. Krusemark Chair in Law
Michelle Goodwin (arriving 2008), Everett Fraser Chair in Law

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Reappointments

Edward S. Adams, Howard E. Buhse Professor of Finance Law
Co-Dean Guy-Uriel E. Charles, Russell M. and Elizabeth M. Bennett Chair
Susan M. Wolf, Faegre & Benson Professor of Law

THOMAS F. COTTER

Professor Cotter was awarded the Law School’s two-year Solly Robbins Distinguished Research Fellowship in July. He continues his work on a paper about the meaning of the term “publication” in copyright law and a book chapter on antitrust law’s essential facilities doctrine. He published “A Burkean Perspective on Patent Eligibility” in the spring 2007 issue of Berkeley Technology Law Journal and “Authors, Audiences, and Anonymous Speech” (with Lyrisa Barnett Lidsky) in the April 2007 issue of the Notre Dame Law Review. He presented “Misuse,” forthcoming in a 2007 issue of the Houston Law Review, at the Innovation, Business & Law Colloquium at the University of Iowa College of Law in April and at the University of Houston Law Center’s Intellectual Property and Information Law Symposium in Santa Fe in June. Professor Cotter participated in a Minnesota State Bar Association panel discussion at St. Thomas School of Law in May on recent U.S. Supreme Court antitrust decisions and presented the all-day CLE session, “Selected Topics in Unfair Competition and Business Torts,” at the University of Minnesota in June. In August at the Intellectual Property Scholars Conference at DePaul University College of Law, Professor Cotter presented “Fair Use and Copyright Overenforcement,” which will be published in the Iowa Law Review in 2008.

PRENTISS COX

Professor Cox has been involved in public education concerning the explosion of foreclosures and problems in nonprime mortgage lending. He has given presentations on the issues to the Hennepin County Board of Commissioners, the Ramsey County Board of Commissioners, and numerous professional and community organizations in Minnesota, San Francisco, New York, and St. Louis. He also has participated in public forums on consumer protection matters with U.S. Senator Amy Klobuchar and U.S. Representative Keith Ellison. He is working on an article proposing reforms to state foreclosure laws.

STEVEN CRIBARI

Professor Cribari participated in a program on digital privacy and law enforcement surveillance titled “Digital Privacy is Not Anonymity: You Can’t Hide from the Data on Your Computer” at the Silha Center for the Study of Media Ethics and Law, School of Journalism and Mass Communication, University of Minnesota. Along with Professor Stephen M. Simon, he presented a workshop on courtroom dynamics at a symposium on general jurisdiction at the National Judicial College, Reno, Nevada. At a series on the death penalty organized by Dorsey & Whitney and the Minnesota Advocates for Human Rights’ Death Penalty Project, he presented “Tweaking Death: How, and Why, the Supreme Court Balances the Power to Execute” at Dorsey & Whitney, Minneapolis. He introduced foreign judges and lawyers to American criminal procedure in a lecture at Georgetown University’s Foundations of American Law and Legal Education.

BARRY C. FELD

Professor Feld is conducting a major empirical study of how police routinely question youths, the first-ever study of questioning juveniles and only the second empirical study of police interrogation in criminology. Last year, he published two articles on juveniles’ waivers of Miranda
rights and police interrogation practices based on interrogation files obtained from the Ramsey County Attorney’s Office. He has collected similar data from Hennepin, Dakota, Anoka, and Washington counties, which will lead to future articles and a book on police interrogation of juveniles. In March, he was distinguished lecturer at the University of Utah’s College of Law and presented “The Cycle of Juvenile Justice: Paroxysms of Punitiveness and a Return to Rationality.” He is a member of the Girls Study Group, supported by Research Triangle Institute International and the U.S. Department of Justice’s Office of Juvenile Justice and Delinquency Prevention, which is conducting research on girls in the juvenile justice system. He is also evaluating the effects of 1995 changes in the Minnesota juvenile code by studying juvenile justice administration before and after the legislature amended the statutes. During the spring semester, he taught in the Law School’s exchange program in Uppsala, Sweden.

RICHARD S. FRASE
Professor Frase’s article titled “The Apprendi-Blakely Cases: Sentencing Reform Counter Revolution?” was published in the August 2007 issue of Criminology & Public Policy. Four additional essays, on sentencing and comparative criminal justice, will appear as chapters in books to be published in late 2007 or early 2008. He is currently completing articles on race and criminal justice in Minnesota, and on the history and future of Minnesota’s sentencing guidelines.

THOMAS P. GALLANIS
Professor Gallanis continues activities in law reform in trusts and estates, serving on the Joint Editorial Board for Uniform Trust and Estate Acts and as the reporter for a uniform act, in progress, to facilitate the transfer on death of interests in land. He also serves as secretary of the American Society for Legal History and as the Minnesota correspondent for the Selden Society. He serves on the editorial boards of the Journal of Legal History and Law and History Review and on the advisory board of the book series Studies in the History of Private Law (published by Brill academic publications, Netherlands). From May to August, he was the Herbert Smith Visiting Professor in the Faculty of Law at Cambridge University. His article “The Trustee’s Duty to Inform” will appear in the North Carolina Law Review. Other forthcoming publications are “Death by Disaster: Anglo-American Presumptions, 1766-2006” in The Law of Presumptions (R.H. Helmholtz, D. Sellar, eds) and “Victorian Reform of Civil Litigation” in Delay in Civil Litigation (C.H. Van Rhee, ed.), both part of the Comparative Studies in Continental and Anglo-American Legal History series published by Duncker & Humblot.

DANIEL J. GIFFORD

RALPH F. HALL
Professor Hall was recently asked to serve on the national Board of Directors of the Food and Drug Law Institute, a nonprofit organization for education and communication on FDA law and policy. He is a frequent speaker at various industry events and continues to publish on FDA law. He recently spoke on new post-market FDA initiatives, corporate compliance issues, incidental findings in clinical research, FDA enforcement, and interactions with FDA district offices. His article examining the risks and benefits of certain product recalls and warnings, “The Risk of Risk Reduction,” was published in volume 62, issue 3, of the Food and Drug Law Journal. Professor Hall also continues to write on the Abigail Alliance case out of the D.C. Court of Appeals, which addresses terminally ill patients’ constitutional right of access to unapproved drugs. His article with Elizabeth S. Sobotka on First Amendment issues and off-label speech by manufacturers, “Inconsistent Government Policies: Why FDA Off-Label Regulation Cannot Survive First Amendment Review under Greater New Orleans,” in volume 62, issue 1, of the Food and Drug Law Journal, has been cited to the Seventh Circuit. He is also deeply involved in various educational activities with several industry groups.

KRISTIN E. HICKMAN
Professor Hickman has been working on a number of projects in the tax and administrative law areas. She documented her study of Treasury Department rulemaking practices in “Coloring Outside the Lines: Examining Treasury’s (Lack of) Compliance with Administrative Procedure Act Rulemaking Requirements,” published in the June 2007 issue of the Notre Dame Law Review. As part of a series of essays from a tax policy symposium that she and Professor Claire Hill hosted at the Law School last fall, she wrote “Of Leniency, Chevron, and KPMG,” published in the spring 2007 issue of the Virginia Tax Review. An article co-authored with 2006 graduate Matthew D. Krueger, “In Search of the Modern Skidmore Standard,” will be published in the Columbia Law Review later this year. Professor Hickman presented her work in progress, “A Problem
JULIUS E. DAVIS PROFESSOR OF LAW APPOINTMENT

On October 2, 2007, Claire A. Hill was appointed the 2007-2008 Julius E. Davis Professor of Law. At a reception at the Minneapolis Club, Hill expressed her appreciation to Mrs. Davis, the Davis family and, especially, the late Julius E. Davis, who continues to be an inspiration at the Law School. She also thanked her mother and sister, who “crossed an ocean” to attend the celebration.

“I’ve been privileged to be in an amazing place that gets more amazing all the time,” Hill said of the Law School, “where the whole is greater than the sum of the parts, even when the parts are great themselves.”

The decision to move to Minnesota was easy after her request to found an institute was readily granted, Hill explained. In the fall of 2006, the Law School created the Institute for Law and Rationality under her direction. It organizes events involving scholars from various disciplines, with an aim of helping develop a model of human behavior that lawmakers can use to ground public policy. “When I think of what this University in general, and the Law School in particular, gives me the opportunity to do, I couldn’t feel luckier,” Hill said. “I know one isn’t supposed to say this when Deans are in the room, but I have a job I’d do for free.”

Hill received her B.A. and M.A. from the University of Chicago, J.D. from the American University, and LL.M. and J.S.D. from Columbia University. She practiced corporate law at Milbank, Tweed, Hadley & McCloy in New York; taught at George Mason, Boston, Northwestern, and Chicago-Kent Law Schools; and was a Sloan Visiting Professor at Georgetown before joining the Law School faculty in 2004. Besides heading the Institute, she teaches commercial and business law and seminars in law and economics, transactions, and corporate governance.

Julius E. Davis (class of 1936) was a Twin Cities lawyer and civic leader. His family, friends, colleagues, and law firm generously endowed a Chair in his name, which recognizes and encourages outstanding faculty members, as a lasting memorial to his dedicated support of the Law School. The appointment rotates annually among faculty and recognizes excellence in teaching, research, and scholarship.

CLAIRE A. HILL


MORGAN L. HOLCOMB

Professor Holcomb presented “Tax My Ride: Taxing Commuters in our National Economy” at the Law School’s faculty works-in-progress series. The article, which explores the growing tension surrounding taxation of interstate commuters, particularly the constitutional limits on source-based taxation of commuters, will be published in the Florida Tax Review. Her review of Michael Pollan’s book, The Omnivore’s Dilemma: A Natural History of Four Meals, was published in volume 8, issue 1, of the Minnesota Journal of Law, Science & Technology.

ALEXANDRA B. KLASS

Professor Klass presented “Punitive Damages and Valuing Harm,” which will be published in the October issue of Minnesota Law Review; at a faculty works-in-progress program at the Law School in March. In June, at the 25th Anniversary Conference of the University of Colorado Law School’s Natural Resources Law Center, she presented “The Growing Influence of Tort and Property Law on Natural Resources Law,” to be published as a chapter in the upcoming book Evolution of Natural Resources Law and Policy.

She also presented “The Frontier of Eminent Domain” at a June “squaretable” discussion at the Law School. Professor Klass’ article titled “Common Law and Federalism in the Age of the Regulatory State” was published in volume 92, issue 2, of the Iowa Law Review. She is currently working on an article about federal statutory preemption of common law tort claims, which she will present next January at “The Frontiers of Tort Law” symposium at Loyola University Law School, Los Angeles. She is also exploring the legal implications of geologic carbon sequestration as a technology to limit greenhouse gas emissions from power plants and other industrial facilities.

BRETT McDONNELL

Professor McDonnell has written two articles with Professor Claire Hill on evolution of the doctrine of good faith in Delaware fiduciary duty law; “Disney, Good Faith, and Structural Bias,” published in the summer 2007 issue of the Journal of Corporation Law; and “Stone v. Ritter and the Expanding Duty of Loyalty,” forthcoming in the Fordham Law Review. He made presentations on related topics at two symposia: “Two Goals for Executive Compensation Reform,” forth-
William McGeveran is working on an article about fair use concepts in trademark law. His analysis addresses the chilling effect of multiple overlapping doctrines and high defense costs on legitimate expressive use of trademarks in such settings as comments, parody, product comparisons, and fiction. He served on the faculty of the summer doctoral program co-sponsored by the internet centers of Harvard and Oxford Universities for doctoral students focused on the internet. He was also a member of the faculty of the Institute for Computer Policy and Law co-sponsored by EDUCAUSE and Cornell University, where he taught professionals who develop information and technology policy at colleges and universities about copyright and internet law.

FIONNUALA NÍ AOLÁIN

Professor Ni Aoláin has published several articles this past spring and summer. Findings of a research project involving comparative analysis of truth commissions were published as “Gender, Truth and Transition” (with Catherine Turner) in the spring 2007 issue of UCLA Women’s Law Journal. “Hamdan and Common Article 3: Did the Supreme Court Get it Right?” was published in the May 2007 issue of the Minnesota Law Review. An article co-authored with Christine Bell and Cohn Campbell, titled “Transitional Justice: (re)Conceptualising the Field,” was published in the specially commissioned June 2007 issue of the prestigious International Journal of Law in Context. She participated in the annual Law and Society Conference in Berlin in July, giving the roundtable presentation, “Transition and Narrative.” A book co-authored with Professor Oren Gross, Law in Times of Crisis, was awarded the Certificate of Merit for outstanding and creative scholarship by the American Society of International Law at its Annual Conference. Professor Ni Aoláin participated in a launch of the book in Belfast, Northern Ireland, in June. She was nominated by the Irish government as judge on the European Court of Human Rights in August.

MYRON W. ORFIELD

Professor Orfield again taught the spring seminar, Cities and Suburbs: Race, Taxes and Development in the American Metropolis. In the summer, he traveled to Paris and made multiple presentations for a conference, Construction of the Common Good for Metropolitan Regions, sponsored by the École Normale Supérieure (Sorbonne). He co-authored (with Thomas Luce) the book chapter “Regional Spatial Policy and Governance,” to be published by MIT press, and presented it at the Megacities, Megaregions and Spatial Planning Symposium in Atlanta. Also, he utilized his summer research grant support to complete the full draft of a book titled Region: Law, Policy and the Future of the Twin Cities. He recently conducted a short course and served on several panels at the American Political Science Association conference in Chicago. His article “The Region and Taxation: School Finance, Cities, and the Hope for Regional Reform” was published in the May 2007 issue of the Buffalo Law Review. In addition, two articles co-authored with Nicholas Wallace were published: “Expanding Educational Opportunity Through School and Housing Choice” in the summer 2007 issue of the CURA Reporter, and “The Minnesota Fiscal Disparities Act of 1971: The Minneapolis–St. Paul Region’s Struggle and Blueprint for Regional Cooperation” in volume 33, issue 2, of the William Mitchell Law Review.

E. THOMAS SULLIVAN


DAVID SCHWARZ


MICHAEL TONRY

Professor Tonry is 2006-07 president of the American Society of Criminology (the first lawyer elected to the post) and is a member (and co-founder) of the governing board of the European Society of Criminology. He continues his work on the Crime and Justice series published by the University of Chicago Press. Articles
FACULTY WORKS IN PROGRESS FALL 2007

SEPTEMBER
13 Professor Morgan Holcomb
University of Minnesota Law School
“Tax My Ride: Taxing Commuters in our National Economy”

20 Professor Robert Nagel
University of Colorado School of Law
“Unrestrained: Judicial Excess and the Mind of the American Lawyer”

26 Professor Daria Roithmayr
USC Law School
“Racial Cartels”

OCTOBER
4 Professor Richard Banks
Stanford Law School
The Racial Gap in Marriage

11 No FWIP—Public Lecture in Room 25
Professor John Borrows
University of Victoria Law School
“Living Law on a Living Earth: Aboriginal Religion, Law, and the Constitution”

18 Professor Francesco Parisi
University of Minnesota Law School
“Bilateral Contracts and the Defense of Nonperformance”

25 Professor Brian H. Bix
University of Minnesota Law School
Pluralism and Decentralization in Marriage Regulation

NOVEMBER
8 Professor Bruce Chapman
University of Toronto Law School
“Rational Association and Corporate Responsibility”

15 Professor Aks Zaheer
UMN Carlson School of Management
To be determined

22 No FWIP – Thanksgiving Holiday

29 To be determined

DECEMBER
1 To be determined

Kevin K. Washburn
David Weissbrodt
Susan M. Wolf

from these publications have appeared in U.S. refereed journals and edited books and have been published in Polish, Mexican, Finnish, and South African journals. Professor Tony has served as rapporteur for European Union projects on property crime and determinants of penal policy. He has given numerous public lectures and conference plenary presentations: “The Determinants of Penal Policy in Western Countries” at the University of Montreal in March; “The Determinants of Penal Policies in Europe” in Brussels in April; “Economic Analyses of Race and Sentencing” at the Russell Sage Foundation in New York in May; “Economic Analyses of the Criminal Justice System” at the Aspen Institute in Wye, Maryland, in June; “Changing Conceptions of Punishment” at the National Association of Sentencing Commissions annual meeting in Oklahoma City in August; and “Crimea and Justice in the Netherlands” in Leiden, the Netherlands, in August.

KEVIN K. WASHBURN

Last spring, Professor Washburn spoke at the National Congress of American Indians’ Mid-Year Meeting, at the American Indian Law Center’s Thirtieth Anniversary Symposium, and at UCLA. In June, he testified before the U.S. Senate Committee on Indian Affairs, following release of an Amnesty International report, for which he was a consultant, on inadequacies in the criminal justice system for Native American women on Indian reservation. His article on a 1976 U.S. Supreme Court decision out of Minnesota that created the legal foundation for Indian gaming, “Bryan v. Itasca County: How an Erroneous $147 County Tax Notice Helped Produce $200 Billion in Indian Gaming Revenues,” is forthcoming in the Minnesota Law Review. An excerpt from Professor Washburn’s article appears in an exhibit in the Minnesota History Center on Minnesota’s first 150 years. His criminal procedure article, “Restoring the Grand Jury,” is forthcoming in the Fordham Law Review. He continues to work with his co-principal investigators at UCLA on a federal grant to examine criminal justice in Indian country. He serves on the Law School Admission Council and the Drafting Committee for the Multistate Bar Exam and was recently elected to the American Law Institute. He is on leave for the 2007-08 academic year to serve as the Oneida Nation Visiting Chair at Harvard Law School.

DAVID WEISSBRODT

In May, Professor Weissbrodt spoke on the fairness of the military commissions under the Geneva Conventions and other international law norms to the Office of the Chief Defense Counsel of the Office of Military Commissions in Washington, D.C. He also gave the commencement address for the University of Minnesota Graduate School. In July, he taught a human rights seminar for master’s degree students at Oxford University. In September, he spoke on interdisciplinary approaches to international human rights law at the annual meeting of the American Political Science Association in Chicago. He published “Extraordinary Rendition and the Humanitarian Law of War and Occupation” (with Amy Bergquist) in volume 47, issue 2 of the Virginia Journal of International Law. The United Nations published a summary of Professor Weissbrodt’s study on the rights of non-citizens as an official U.N. document, and the International Organization for Migration published an update as a book chapter. Professor Weissbrodt completed two years of service as a member of the International Executive Committee of Amnesty International and continues membership on the Board of Trustees of the U.N. Trust Fund on Contemporary Forms of Slavery.

SUSAN M. WOLF

Professor Wolf continues to direct the Joint Degree Program in Law, Health & the Life Sciences and to chair the University’s Consortium on Law and Values in Health, Environment & the Life Sciences. She is a principal investigator (PI) on two major projects under the auspices of the Consortium, one funded by the National Institutes of Health (NIH) and one by the
National Science Foundation (NSF). As part of the two-year NIH project on managing incidental findings in human subjects research, she led and presented at a national conference in April. The investigators are co-editing a symposium growing out of that conference to be published in the Journal of Law, Medicine & Ethics. She is lead author of the project’s consensus report and is co-author on a separate article presenting legal analysis of the problem. Also in preparation is an article presenting empirical analysis of how incidental findings are currently handled. She is lecturing on the project’s analysis and findings in multiple forums. In the four-year NSF project, Professor Wolf and co-PIs are developing oversight approaches for nanobiotechnology by comparing oversight approaches for related biomedical technologies. As part of this project, she co-authored “An Integrated Approach to Oversight Assessment for Emerging Technologies” and “Developing Oversight Frameworks for Nanobiotechnology,” both submitted for publication. In addition, Professor Wolf is collaborating with a national team based at The Hastings Center in New York to revise and expand Guidelines on the Termination of Life Sustaining Treatment and the Care of the Dying (1987); she was principal author and project director for the original publication. She is also participating in a national project on neuroscience and the law funded by the MacArthur Foundation and a project on pandemic influenza planning funded by the Minnesota Department of Health. Her book review on bioethics and law was published in the July 26, 2007, issue of New England Journal of Medicine. Professor Wolf’s outside lectures included a presentation on in vitro fertilization and the problem of higher-order multiples at a Vancouver conference co-sponsored by the American Society of Reproductive Medicine and the Association of American Law Schools.

JUDITH T. YOUNGER
In March, Professor Younger presented her Joseph E. Wargo Anoka County Bar Association Professor of Family Law reappointment lecture, “Across Curricular Boundaries: Searching for a Confluence between Marital Agreements and Indian Land Transactions,” to a large and attentive audience. Her article, “Lovers’ Contracts in the Courts: Forsaking the Minimum Decencies,” was published in volume 13, issue 2, of William & Mary Journal of Women and the Law. In June, she visited Belgium, France, Scotland, and England, where she was able to meet with some former LL.M. students and their families. Professor Younger spent July working on a new course, which she hopes to teach in the 2008-2009 academic year, tentatively titled “Choice: The Law of Reproductive Rights.” Law students gave her the idea for the course, helped determine its contents, and provided enthusiastic support through the approval process.

Affiliated Faculty

JOHN W. BUDD
Professor Budd has been working on identifying a previously unexamined group: U.S. workers who are never unionized during their working lives. His research using the National Longitudinal Survey of Youth to track individuals starting around age 15 has found that one-third of workers have never been represented by a union by age 40. Demographic and labor market analysis suggests two sources of never-unionization: a lack of unionized jobs and a lack of demand. He is also researching the nature and implications of an individual’s first exposure to unionization.

JANE E. KIRTYLE
Professor Kirtley delivered the lecture “FOI, Privacy and the Press” at the ACPO/ACPOS Data Protection and Freedom of Information Conference in Glasgow, Scotland, in May, and “Seduced by Secrecy: How the Public’s Right to Know Has Been Undermined in the Post-9/11 Environment” at the University of Nebraska-Omaha in April. In July, she gave three presentations on FOI issues to faculty, students, journalists, and FOI officers in the Dominican Republic. She was a panelist at “Journalists Under Fire” for the Federalist Society in Columbus, Ohio, in March; “The Beginning of a Beautiful Friendship: Privacy and Technology Intersect” at the 20th Annual Media and the Law Seminar in Kansas City, Missouri, in May; and “A Class in Privilege: Then and Now” at the Association for Education in Journalism and Mass Communication annual convention in Washington, D.C., in August. Professor Kirtley was quoted extensively in the media, including the New York Times, Los Angeles Times, New York Sun, Baltimore Sun, San Francisco Chronicle, Pittsburgh Tribune-Review, Minneapolis Star Tribune, St. Paul Pioneer Press, the Associated Press, Technology Daily, and Governing magazine. She appeared on Twin Cities Public Television’s Almanac and was interviewed on Wisconsin Public Radio and Minnesota Public Radio. Her article, “I Can Tell You’re a Real Liberal, But You Seem Like a Nice Person, Anyway” was published in the February issue of Journalism Studies.

DAVID E. WILKINS
In the spring, Professor Wilkins was awarded the College of Liberal Arts Dean’s Medal in recognition of his scholarship. He also received a prestigious McKnight Presidential Professorship in American Indian Studies, which will support his research and writing. During the summer, he completed a draft of an edited collection tentatively titled Documents of Indigenous Political Development: 1500s-1933 that will be published by Oxford University Press. He also made final edits on a chapter titled “Westward Movement and Native Americans: 1790-1920” that will be published in volume 2 of The Cambridge History of Law in America (by Christopher Tomlins and Michael Grossberg) by Cambridge University Press in 2008. He reviewed Christian W. McMillen’s new book, Making Indian Law: The Hualapai Land Case and the Birth of Ethnohistory, for a recent issue of American Historical Review, and he continues to study and work on several books in progress.

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2006–2007

Faculty Book and Chapter Publications

Stephen F. Befort
- *West's Federal Administrative Practice* (with Paul Gerhart), Stephen F. Befort (Editor), 2nd ed. Matthew Bender, 2006

Prentiss Cox

Steven Cribari

Richard S. Frase

Thomas Gallanis

Fionnuala Ni Aoláin

Myron W. Orfield
- *Impediments to Integration of Immigrants: A Case Study in Minnesota* (with Katherine Fennelly). Brookings Institution Press, 2007

Michael Tonry
- Editor (with Catriona Bjelkeveld), *Crime and Justice, Volume 35: Crime and Justice in the Netherlands*, and

David Weissbrodt

David E. Wilkins

Brian Bix
- *Teoría del Derecho: Ambición y límites* [Spanish translations]. Marcial Pons, 2006

John W. Budd

Dale Carpenter

E. Thomas Sullivan
From art to law, Francesco Parisi leans toward the basics. He prefers minimalism and abstract expressionism, artwork that often conveys the simple essence of a matter, sometimes through recognizable shapes, other times just through colors, materials, or brush strokes. The fundamentals are all he needs.

Visitors to his office, for example, soon notice a painting of seemingly nonsensical bright colors and shapes. But Parisi quickly points out the importance of the few basic elements in his Karel Appel painting. “There are enough to tell us that it is a face,” he says.

Law plus math
Parisi specializes in economic analysis of law and says that applying economic methodology to the law also requires a minimalist search for the essential: identifying the fundamental features of a problem. “I like the scientific approach,” he explains, which sometimes draws criticism from lawyers because many real life details and dimensions of a problem are set aside when applying mathematical models to the law. But he defends the minimalist approach of his discipline. For example, since laws must be the same for everyone, identifying the basic elements of human behavior is imperative in designing fair and effective laws, he says.

Parisi’s choice to mix mathematics and law seems natural, considering that his father was an Italian Supreme Court Judge and his mother was a mathematician. “I really had split loyalties and also split interests,” he says. But his field of expertise did not reveal itself to him until he took a course while obtaining his J.S.D. at the University of California–Berkeley.

“As an Italian, I occasionally arrive late; actually, very often arrive late,” he says, and on the first day of class, when he finally reached the classroom, “I opened the door and found somebody writing equations on the blackboard.” Parisi thought he was in the wrong room, but the professor assured him that he had found the right class. It was a class where mathematics was used to model the effect of law on human behavior.

“I totally fell in love with that subject,” he says. Once he realized he could bring together his training as a lawyer and interest in mathematics, he decided to start all over again and pursue a Ph.D. in economics, a degree that he eventually completed while he was already a professor of law at George Mason University.

Comparison and unification
Parisi also teaches comparative law, which evaluates different legal systems. The problems faced by legal systems across the world are similar, he says, but solutions occasionally differ. Comparative law examines alternative solutions that other legal systems have followed. “Comparative law is a way to break the mold,” he says. “It helps us realize that the rules we are accustomed to are not so obvious and unavoidable as they may appear.”

Students learn to think very carefully, he says, and ask themselves, “Is this really the best way to proceed?” Comparative law helps “identify the good questions,” Parisi says, and economic analysis helps “provide the answers.”

The relationship between his two fields of study is not just theoretical. Parisi has been actively involved with the Common Core Project, which addresses unification of some areas of private law within the European Union. The main concerns, Parisi says, are “Should we unify the [European] law? Should we unify private law as well? And if we unify law, how do we go about this?”

Parisi believes that countries’ differences on legal questions are largely a matter of semantics, or how the problem is framed. “The problems are the same, and what turns out is that often the solutions are also the same,” he says. “The only thing that changes is the way to get there.”

Presenting problems in simple, natural language, eliminating legal jargon and the use of dogmatic constructs, makes unification seem more feasible, Parisi says. “In a way, economics also provides a neutral language for lawyers to understand one another” without getting caught up in legal terminology.

Once again, scaling back to the basics is the route Parisi recommends. Minimalist simplicity is a consistent and important feature, not only in his appreciation of art but also in his profession and his perspective.

By Jenna Zakrjascek, a Law School Communications Assistant and an English and journalism student at the University of Minnesota.
From Court Room to Board Room
Lawyers do well in business. Their talents for defining issues, gathering expert opinions, and communicating unambiguously are eminently transferable to positions in public and private firms. Many former lawyers find the same kinds of challenges that attracted them to law in a business setting, usually with at least comparable, sometimes better, earning potential.

University of Minnesota Law School graduates have found fulfilling careers in investment banking, entrepreneurial enterprises, specialized industries, and many other fields. Sometimes their leap into a new domain was taken by design; sometimes the change was more serendipitous. Here are their stories.

Is there life after law? There is for many graduates who take their legal education into the business world.

BY FRANK JOSSI

An employment-services CEO

When Valerie Doherty (class of 1979) encountered a flat job market for teachers in the 1970s, she decided to take a chance on law. After graduating from the Law School, she worked in private practice for five years, mainly specializing in family and general law.

One of her clients was the Doherty Employment Group, a professional employer organization (PEO) started by her husband, Tim. Doherty Employment serves as the human resources department for small and medium-sized businesses, handling payroll, employee benefits, staffing, and benefits administration. The business, one of the first PEOs in Minnesota, was growing quickly, and her husband convinced Doherty to join him as owner and CEO and to oversee a staffing company the business owns.

Her Law School education fits perfectly with the challenges she now faces every day, Doherty explains. “Law school is about analytical skills. You’re trained on how to analyze issues, identify both sides of the issue, and figure out the most reasonable course of action.” General courses on insurance and corporate matters, such as partnerships, “help me to this day deal with those issues,” she says. “My law background has given me a strong confidence level when dealing with regulators and with other lawyers when negotiating contracts. I know what I’m talking about and the implications of the documents. Other attorneys respect that ability.”

Law school had an additional benefit. “My best friends are from the University of Minnesota Law School,” Doherty says. “I call them often for referrals or to chat about issues. It’s a very sharing and giving group.”
From Court Room to Board Room

A dealmaker

Terry A. Lynner (class of 1979), an investment banker, a certified public accountant, and a Minnesota bar member, has merged a talent for numbers with training in law. He often employs both skills when overseeing multi-million-dollar acquisition deals.

The former lawyer had been the securities counsel at Northwest Mortgage for several years before joining Piper Jaffray as a vice president in the 1980s, ending his law career. “I liked the entrepreneurial nature” of the Piper Jaffray job, he says. “I liked the incentive-based compensation. I liked being the guy who put the deal together, and when the negotiation was all done, I liked being the guy who shook hands with the parties and had a congratulatory dinner. I didn’t want to be the guy who stayed behind and was responsible for dotting the i’s and crossing the t’s and putting the documents together.” That is, the lawyer.

In 1989, Lynner joined the fledgling but fast-growing middle market investment bank Goldsmith Agio Helms, recently acquired and now known as Lazard Middle Market/Goldsmith Agio Helms. He found himself among colleagues, since half of the firm’s partners are lawyers. Investment banks have become magnets for lawyers seeking a career change without a huge diminution in salary, says Lynner, now a managing director. His firm receives dozens of applications from lawyers each year.

“Many people who pursued a career like mine enjoyed the law, but they all have an entrepreneurial, salesmanlike personality,” Lynner says. Lawyers who enjoy being among people, interacting with them and persuading them (i.e., “have some blarney” in them), can feel stifled by a legal career, he says. “Those same people who have the salesmanlike personalities and the love of the law often turn out to be rainmakers in investment banking.”

A small-business banker

After earning an undergraduate degree in accounting and graduating from the Law School, Dennis Mathisen (class of 1966) spent a few years in Washington, D.C., with the Internal Revenue Service before returning to the Twin Cities to work for Lindquist & Vennum. During the 1980s, he set off on two career paths: He worked for legendary investor Irwin L. Jacobs on the financial aspects of acquiring numerous public and private companies and began developing his own businesses, among them bank holding companies in Minneapolis and Colorado.

Mathisen left Jacobs in 1988 and set up a bank management and consulting firm, the Marshall Financial Group, which he headed as chairman and CEO. Since then he has led a Colorado bank holding company and has bought and transformed two small banks into business banks. He now serves as chairman of Marshall Group, a financial services company with a $3.4 billion portfolio.

There is still another chapter in Mathisen’s energetic and varied life, outside his careers as a lawyer, banker, and acquisition specialist: his volunteer activities and love of the arts. On his frequent business trips to New York, he attends legal training has many advantages but can be toxic in an entrepreneurial culture, she says. “In many ways, it is a negative passion, a negative way of thinking, because you’re trying to protect against the downside. You’re always double- and triple-checking because you’re expected to be perfect.” The hardest thing for her, Newhall says, was “shedding that need for perfection and exchanging it for optimism.”

RCC, now called UNICEL, is merging with Verizon, and Newhall will soon leave her post as chief operating officer and executive vice president. She will depart without regrets. “I would not do it again. The higher up you get in a company, the less your time is your own, the less your life is your own.”

Working with a public company meant, for Newhall, constant pressure and ensuring compliance with multiple rules. She looks forward to leaving the “always on” environment behind.

A wireless-industry executive

When Ann Newhall (class of 1977) told her St. Olaf College advisor that she was considering law school, he immediately rained on her aspirations. He had seen her around campus with someone he presumed to be a “serious boyfriend” and volunteered the opinion that law school would not mix with marriage. “I basically went to law school because he was a jerk,” she says with a laugh.

The boyfriend didn’t work out, but law school did. After graduation she worked for 23 years at Moss & Barnett PA, specializing in regulatory telecommunications during a time of dramatic change as the government deregulated the industry. By 1999 Newhall’s career “looked like it would continue to be the same thing every year down the road—some different chapters, but the same thing,” she says. About that time, one of her clients, the high-flying, publicly traded Rural Cellular Corporation (RCC), asked her to join its management team. She accepted the opportunity.

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the opera whenever he can, and he describes himself as a “modest” collector of the visual arts.

Mathisen is a member of the Robert F Kennedy Memorial, which promotes human rights and social justice, and he is proud of its co-sponsorship of a performance at the Children’s Theatre Company called “Speak Truth to Power: Voices From Beyond the Dark.” The dramatized version of a book by Kennedy’s daughter, Kerry Kennedy Cuomo, featured such big names as Martin Sheen, Alec Baldwin, and Minnesota Supreme Court Justice Alan Page portraying unsung heroes in the fight against imprisonment, repression, torture, and other atrocities.

The Law School prepared him well for the variety in his life, Mathisen says. “It’s a great education. In my mind, it offers better preparation for business than almost any other academic endeavor, including an MBA.”

Falling from heights of $220 million annually in sales, up from $6 million when he took the reins. MacDonald had attended a year of law school at the University of California in San Francisco before his summer stint at the company, then called Faribault Canning. The company’s then-CEO, who discovered, had embezzled money for use in projects ranging from a home indoor pool to a separate bicycle distribution business venture involving 50,000 bicycles. The CEO was fired and convicted of statutory theft. MacDonald, meanwhile, decided to hedge his bets by transferring to the University’s Law School.

“I was working and going to law school at the same time,” he recalls. “I went from being an anonymous law student to being the point man for a business which was struggling.” MacDonald led Faribault Foods back into the black and became CEO just three years after his Law School graduation. Today, the company boasts $220 million annually in sales, up from $6 million when he took the reins.

“Many of the courses—torts, liability, and constitutional law—offered me lessons in the rules of commerce and citizenship,” he says. “In Law School, I learned a lot about the rules of business.” It didn’t prepare him for his biggest challenge, however: getting rid of those bicycles.

Says MacDonald: “I was going to law school while I was selling those 50,000 bikes. I tell people that’s one of my proudest accomplishments.”

A family-food businessman

Few law students can claim to have helped uncover a major embezzlement scandal during a summer job, but that’s what happened in 1973 when Reid MacDonald (class of 1976) came to Minnesota to work in a business owned by his family. He is now CEO and president of the company, Faribault Foods.

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Two energy-industry entrepreneurs

Tom Micheletti (class of 1972) and his wife, Julie Jorgensen (class of 1987), were at their cottage in Hibbing, Minnesota, in 2001 when news hit that a taconite pellet and processing plant owned by LTV Corporation in nearby Hoyt Lakes would close, forcing 1,500 employees out of work. “We began thinking, ‘If we were the energy czars, what would we do to right this ship? It was heading toward some icebergs,’” says Micheletti. Having been deeply involved in a coal gasification project as vice president of Southern California Edison Company in the 1980s, Micheletti decided, with the help of Jorgensen, to start a company that would build a $2 billion coal gasification plant in northern Minnesota.

Their Mesaba Energy Project has been among the most controversial power projects in recent state history. A proposed 600-megawatt plant, to be built in either Hoyt Lakes or Taconite, Minnesota, would use coal brought by rail from western mines to produce electricity for northern Minnesota and the Twin Cities. The project has hit numerous roadblocks thwarting development of what its proponents have called the first “clean coal” plant in the Upper Midwest.

Xcel Energy has stated that it does not want to buy power from the company, Excelsior Energy. The state’s Public Utilities Commission ruled in August 2007 that a purchase power agreement with Xcel would not be in the public’s interest.

The project has tested the skills of the two lawyers, who both started their careers in the energy industry. Micheletti worked for many years for NSP (now Xcel), Duluth-based Minnesota Power, and NRG Energy Inc., where he crossed paths with his future wife. Jorgensen started her career at a Los Angeles law firm before working as an executive at NRG and as a president and CEO of CogenAmerica, an independent power producer in Minnetonka.

“We have complementary backgrounds for taking on this project,” Micheletti says. “My legal skills mainly went to the development of licensing and environmental approval,” while Julie’s expertise was in the finance area. “Between the two of us, we cover a lot of the waterfront.”

Jorgensen says she puts into practice “every class I ever took in law school” as well as her experience as a lawyer in speaking to regulators, investors, environmentalists, and the public. The Law School classes on communication and “advocating orally,” a skill she had few opportunities to practice as a corporate lawyer, have been useful in her role at Excelsior Energy.

Micheletti believes the company he and Jorgensen lead as co-presidents and co-CEOs will eventually
He spent more than two decades at Goldman Sachs, where he helped take more than 50 companies public. Subsequently, he became CEO of a publicly traded $1 billion real estate investment trust in the healthcare field. Today, Sullivan is an investor in several companies and serves on four corporate boards. He is also chairman of two nonprofit boards: the UCLA Medical Center and RAND Health.

“One of my professors in the first year of law said, ‘Law school is an intellectual boot camp, because it forces rigorous, analytical thinking,’” Sullivan recalls. “That served me very well in business school and very well in my professional career.” Law school training enhances both written and verbal communication skills, teaches students to serve as “integrators” on teams of knowledgeable individuals, and encourages the kind of leadership and team-building commonly sought in business, he says.

“As a lawyer, you’re never the expert, but you are able to listen to issues, to identify issues, to frame issues and, with your legal background, to better challenge assumptions and conclusions,” Sullivan says. “My Minnesota law degree was a critical step in opening up a world of opportunities.”

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A global hotelier

**Arne Sorenson** (class of 1983) left the Midwest for good after graduating from the Law School. His first job took him to Washington, D.C., where he eventually landed at Latham & Watkins, specializing in contested mergers and acquisitions. In the early 1990s, his representation of Marriott in a court case left a big impression on the company’s chairman and CEO, Bill Marriott, who offered Sorenson an executive position.

He agreed to join the management team as anything but general counsel, and Marriott responded by naming him senior vice president of business development, a position in which he oversaw partnerships and acquisitions, in 1996. Two years later, he became chief financial officer. The title of president of Marriott Lodging for continental Europe was later added, and finally, executive vice president of Marriott International.

“I think the most common aspect of practicing law and what I do today is identifying the issues that have to be addressed and then bringing experts and opinions to those issues so we can figure out what to do,” Sorenson says. “Lawyers learn early on that they’re always relying on others, often their clients, but others who can help them understand the issues.”

Being a chief financial officer has plenty in common with being a lawyer: “It’s about people, about tapping their expertise, about telling stories. All of those things are important here and in the practice of law,” he says. “Many of the things I learned in law school are very much like the stuff I’m doing today.”

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A private investor

After **Joe Sullivan** (class of 1967) graduated from the Law School, he took the bar exam just in case he ended up being a lawyer. Though he passed it, Sullivan opted to attend Harvard’s School of Business and embark upon a career in commerce.

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The common bond

One thread weaves through the stories and comments of all the graduates, regardless of their chosen field or their experiences in making the transition from law. Their Law School education prepared them well for a career in business. Some said they graduated with better training than any other academic discipline, even business school, could have provided. No one expressed any interest in returning to law, but no one discounted the importance of the Law School training.

By Frank Jossi, a freelance writer based in St. Paul.
This fall the Law School began a new initiative to establish a world-class program in legal history. “Minnesota already has one of the top legal history faculties in the country and will soon have one of the top legal history programs in the country,” says Interim Co-Dean Guy Charles. The Legal History Program will build on existing resources and add new ones to help serve the Law School’s goals of addressing the fundamental role of law in civil societies and exploring the best methods of training lawyers for practice in the multidisciplinary, global context of the 21st century.

The initiative is made possible by a generous gift from Kristine S. Erickson (class of 1972) and Ronald A. Erickson (class of 1960), through the Alfred W. Erickson Foundation, to support both the Legal History Program and student scholarships. “We are tremendously grateful to the Ericksons for their foresight, understanding, and vision in making this happen,” says Charles.

Law in other disciplines

The aim is to build a joint degree program, through which students can earn both a J.D. and a Ph.D. in history. Led by Professor Barbara Y. Welke (a teacher in the University’s History Department since 1998 and now taking up a tenured position at the Law School), who is joined by Professors Susanna Blumenthal (criminal law, legal history) and Thomas P. Gallanis (English and European legal history), the program will work with faculty members already in place. Gallanis and Blumenthal are excited to be joining such an interdisciplinary faculty.

Law schools are becoming increasingly interdisciplinary, Gallanis explains, and many other top universities have “built bridges between their Law Schools and history departments” like the University of Minnesota is doing in this initiative.

The University has “a wealth of resources in legal history” to draw from, Welke says, rapidly naming several colleagues from various departments: Carol Chomsky and Jill Hasday at the Law School; Christopher Isett, Kathryn Reyerson, Eric Weitz, Sarah Chambers, and Erika Lee in the History Department; Stephen Feinstein in the Holocaust/Genocide Studies Center; George Sheets and Bernard Levinson in Classical and Near Eastern Studies; and Lianna Farber in the English Department.

The program’s components this year include:

• A seminar/workshop series in the fall semester (see sidebar on page 21)
• A workshop series in the spring semester showcasing works in progress by outside speakers and work by faculty and graduate students from various departments presented for group critique
• A major address by an internationally recognized scholar in the spring
Fall offering

In planning this fall’s legal history workshop/seminar, Welke says she “began with the assumption that what we’re building here is an interdisciplinary legal history program that will draw faculty and students from across the University, not just the Law School and not just the History Department.” Of the 12 students enrolled in the fall seminar, about half are second- and third-year law students (one from Switzerland pursuing an LL.M.) and the other half are history students, with one from cultural studies.

“It’s a really interesting mix of students,” Welke says. History graduates are pursuing various fields within history: For example, one is working on the legal history of the Qing Dynasty. Many of the law students have worked in law offices during the summer, and “the experiences they’ve had in legal practice have been fabulously informative in our discussions about particular issues.”

The seminars are open to faculty and graduate students from across the University. At a recent workshop, the visiting scholar was Brandeis University Associate Professor of History Michael Willrich, who is working on a book on the history of opposition to compulsory vaccinations.

“The seminars are open to faculty and graduate students from across the University. At a recent workshop, the visiting scholar was Brandeis University Associate Professor of History Michael Willrich, who is working on a book on the history of opposition to compulsory vaccinations.”

Minnesota’s natural resources

The University of Minnesota is a natural home for a legal history program because of the “wonderful resources at the Law School and the incredibly high-caliber History Department,” Gallanis says. One of the things that drew him to the Law School was its rare books collection. In English legal history, “they have just row after row of materials, from primarily the 16th to the 19th centuries. It is a wonderful collection.”

Gallanis goes on to share a story told to him by Joan Howland, Associate Dean for Information and Technology. She attended a celebration of the University of Texas at Austin’s law library’s millionth volume: the 1530 edition of John Rastell’s *Exposicions of (th)e Terms of (th)e Law of England*. On her return, Howland approached Katherine Hedin, the Law School’s Curator of Rare Books and Special Collections, who confirmed the Law School’s possession of the 1527 edition, Gallanis says with delight.

Says Welke: “It’s hard to imagine how we can have a good understanding of any period in history without understanding the role of law in society at the time. And it’s important to all law students to have a sense of the forces that have shaped the law they’re going to be interpreting.” A firm foundation in history shows law students “how we got to where we are,” Welke says, “but it also tells them that at any given moment, law is operating in a particular historical context” that involves social, cultural, economic, and political factors. “Having a robust legal history faculty at the Law School matters tremendously” in a well-rounded legal curriculum, she says.
Extracurricular events

After the seminar each week, Welke arranges for the guest to go to lunch with up to five law students, giving them an opportunity for small-group conversation. Students from the University community who are working in the same field are also invited.

When a seminar guest is able to stay over on a Friday night, Welke hosts a dinner at her home. “Part of what I’m also wanting to do is to foster this interdisciplinary community among the faculty,” she says, so she invites faculty from a range of departments. “I think a dinner at a home is a more personal experience than a meal at a restaurant. You can talk casually for hours. It’s quieter. It suggests a different level of commitment.”

Welke got the idea during her first year in Minnesota. The History Department was conducting a “megasearch,” and once the field was narrowed to about a dozen candidates, each was invited to dinner with the entire department at a faculty member’s home. “It was a fabulous way to get to know my colleagues,” Welke says. “It felt personal and warm and friendly.”

She continues the practice because “it seems to me to be very important in establishing a broader sense of what Minnesota is for these guests, who then go back to their own communities, and in fact, since some of them are international, back to their own countries.”

A widening intellectual focus

Welke considers the interdisciplinary approach “a University-wide imperative.” Every discipline has “its own approach to knowledge—how it is organized, the questions it asks, and the evidence that counts,” she says, “but no disciplinary picture is ever going to be complete. We all have our blind spots by virtue of our particular disciplinary boundaries.”

Gallanis, too, sees involvement with other scholars, within and beyond the University, as essential. “My view is that legal history is a big tent,” he says. “There are many people doing fascinating work using legal sources who might not consider themselves legal historians,” but interaction with them is valuable. “I learn so much from them. So we really want to reach out very broadly.”

Dean Charles concurs. “Our students are excited and fully engaged, and with the Erickson gift, the Legal History Program helps us to attract and retain these types of top-flight scholars. It establishes an intellectual presence that makes this Law School a much better place than it was a year ago.”

By Kit Naylor, a freelance writer based in Minneapolis.
Kristin N. Lockhart, Associate Vice President, Office for Equity and Diversity, Professor Mary Louise Fellows, and Professor Beverly Balos visit with guest lecturer John Borrows, Professor of Law at the University of Victoria, at his lecture on harmonizing indigenous and constitutional law.

Minneapolis Police Captain Mike Martin delivers an update on the interstate 35W bridge collapse from the Law School's Courtroom 170.

Faculty, students, and friends say congratulations and farewell to the Class of 2007.

Provost E. Thomas Sullivan and alumni Robert Hennessey ('68), James Rustad ('67), and Joseph Dixon ('69) socialize after the Linda Greenhouse lecture.

U.S. Supreme Court correspondent for the New York Times Linda Greenhouse signs autographs before her lecture on Justice Lewis Powell's decisions and their relevance today.

Professors David Weissbrodt, Fionnuala Ni Aoláin, David Cole of Georgetown University Law Center, Dean Guy Charles, Carol Chomsky, and Barbara Frey, Director of the Human Rights Program in the College of Liberal Arts, at Professor Cole's lecture on the “preventive paradigm” in the U.S. policy on terrorism.

Professor Robert Stein, Susan Gainen, and Professor Laura Cooper at the Davis reception.
Celebrating 25 Years of Teaching Law

Co-Dean Fred Morrison has said on more than one occasion that “Teachers who enjoy what they’re doing and enjoy their scholarly activities like to stay with us.” This year the Law School honors Professors Ann M. Burkhart, Stephen F. Befort, and John H. Matheson for their 25-year careers with the Law School. Each of them has won multiple teaching awards since joining the faculty in 1982, and between them they have published more than 15 books.

Professor Ann Burkhart, an expert in real estate law, served as the Law School’s Associate Dean for Academic Affairs from 1989 to 1991 and was the Julius E. Davis Professor of Law for 2002-03. Last October she spoke to the American College of Mortgage Attorneys on the impact of the new Servicemembers’ Civil Relief Act on real estate transactions. She has been a visiting professor at the Wharton School of the University of Pennsylvania, UCLA School of Law, Uppsala University College of Law in Sweden, and Christian-Albrechts University in Germany.

The most significant change she has seen in the past 25 years has been the increasing globalization of the student body. “The Law School has worked hard to encourage every student to have an international experience, even if it is just taking an international or comparative law course,” she says. “As a result, many of our students are studying and working in other countries, and more than 40 students from countries around the world attend the Law School each year. The international students add important new perspectives to class discussions.”

Her students are “smart, involved, and genuinely want to make a difference,” Professor Burkhart says. “They give me great confidence in the future of the legal profession.”

Professor Stephen Befort, a national authority on labor and employment law, served as director of the Law School’s Clinic program from 1982 to 2003 and as Associate Dean for Academic Affairs from 2000 to 2004. He was the Julius E. Davis Professor of Law for 1993-94 and was appointed to the Gray, Plant, Mooty, Mooty, & Bennett Professorship in Law in 2003. He has appeared as counsel of record in numerous court proceedings, including 20 cases before the Minnesota Supreme Court, serves as a labor arbitrator on both federal and state rosters, and has issued more than 150 written decisions. He taught comparative labor law and employment law in the 2007 summer program in Beijing, China.

“Computer technology over the past 25 years has changed the way we prepare and how we teach,” Professor Befort says, adding that PowerPoint presentations not only enhance the dynamics of the class, they “make learning fun.”

Professor John Matheson, an internationally recognized expert in corporate and business law, has taught in China, Germany, the Netherlands, and Lithuania. He was appointed the S. Walter Richey Professor of Corporate Law in 1995 and received the Melvin C. Steen and Corporate Donors Professorship in Law in 2001. He is director of the Business Law Center, which sponsors a Clinic where students represent startup (mostly minority) businesses, and a corporate externship, which places students in companies over the summer to gain in-house practice experience.

In both the classroom component of the Clinic and the corporate externship, students learn how to draft readable, understandable legal...
At the Law School

CELEBRATING continued from page 23

documents and avoid impenetrable legalese. Clear communication is a subject Professor Matheson knows something about, having received the 2007 national Burton Award for Legal Excellence, which recognizes effective legal writing that uses plain, comprehensible language.

“Teaching at the level of the U of M Law School is a special treat because the students are of such tremendous quality and character,” says Professor Matheson. “Over the years, teaching has changed, and law school certainly has improved to the extent that most of us view ourselves as senior partners in the classroom. We see the practice of law as a collegial exercise, and learning the law that way is very much carried forward at the U of M.”

Clearly, Dean Morrison observes, “Professors Burkhart, Befort, and Matheson are three people who enjoy what they do.”

By Kit Naylor, a freelance writer based in Minneapolis.

Ways to Give Back

Thank you, Jim and Sharon Hale

James T. Hale graduated from the Law School summa cum laude, Order of the Coif, in 1965. He clerked on the U.S. Supreme Court for Chief Justice Earl Warren, headed M&A at General Mills, practiced law at Faegre & Benson, and retired as Executive Vice President, General Counsel, and Corporate Secretary of Target Corporation. In 2006, he was chosen to receive a Distinguished Alumni Award from Minnesota Law Review.

This summer, Jim and his wife, Sharon, decided to give $500,000 to the Law School. Their gift commitment is unrestricted, making it especially timely and valuable for a school that is deeply engaged in exploring and re-defining its academic mission and role in society. “The Law School provided me a great foundation for my career,” Jim says. “This is our way of giving back.”

Interim Co-Deans Fred Morrison and Guy-Uriel Charles look forward to the exciting steps in curriculum transformation, addition of faculty, and progress toward other strategic objectives that the Hales’ gift will help finance. “It is inspiring and humbling to be entrusted with a gift of this magnitude,” says Charles. “Receiving such a thoughtful contribution from people for whom we have enormous respect engenders a profound sense of commitment in the entire faculty.”

The Hales have promoted non-profit, civic, and cultural organizations in the area for decades, including the Fund for Legal Aid Society, Children’s Theatre Company, Twin Cities Public Television, the Ordway Center for the Performing Arts, Stages Theatre, Minnesota Historical Society, and Minnesota Marine Art Museum in Winona. Jim is widely known for his leadership and expertise in legal and business ethics, professional responsibility, and pro bono legal services and is a devoted supporter of the University of Minnesota.

The joyful center of life for Jim and Sharon is their family: sons David and Eric, daughter Kristin Parrish, and six grandchildren.

Lindquist & Vennum Supports Students and Initiatives

Lindquist & Vennum PLLP, a long-time partner with the Law School on many fronts, recently made a $500,000 gift commitment to the Law School: $250,000 to endow a scholarship and $250,000 to create a dean’s discretionary fund, providing current and future deans with the invaluable ability to pursue issues, opportunities, and initiatives as they evolve.

Lindquist & Vennum’s managing partner, Daryle Uphoff, notes, “Since the inception of Lindquist & Vennum, the University of Minnesota Law School has been a significant partner by continuing to be one of the country’s premier legal education institutions and by providing high-quality attorneys.”

Lindquist & Vennum has also provided major support to the Law
At the Law School

Sixth Annual
TORT LAW
SCHOOL MUSICAL

MARCH 7 & 8, 2008, 7:00 p.m.
PANTAGES THEATRE IN
DOWNTOWN MINNEAPOLIS

The Theatre of the Relatively Talentless started in 2002 with the modest goal of providing law students and faculty with a desperately needed creative outlet.

The Theatre of the Relatively Talentless is a duly registered, non-profit, campus life student organization through the University of Minnesota Student Activities Office and operates under the purview of the University of Minnesota Law School.

Watch for information on our web site:
http://www.tc.umn.edu/~tort/index2.html

The Law School’s Partners in Excellence Annual Fund for fiscal year 2006–2007 (which ended June 30) exceeded the half-million-dollar mark and set a new record, thanks to increased giving by Law School alumni and friends. Contributions were up more than 32% over the previous fiscal year, bringing Annual Fund gifts and pledges to a total of $571,827. This backing will support current critical needs, including scholarships, student journals, the Law Clinics, symposia, faculty initiatives, and other Law School programs.


The Partners in Excellence program was established by Dean William B. Lockhart in 1968 and grew out of his conversations with Julius E. Davis and Solly Robins (both class of 1936). From $93,000 in contributions that first year, the program quickly expanded to help fund many important projects and initiatives. With ever-decreasing state funding, the Law School depends on increased annual and endowment contributions from alumni and friends to remain at the forefront of legal education.

The Law School thanks Moos and Bender for their leadership and generosity.

Partners in Excellence Increase Their Support

School through the Stein Scholars fund and the Leonard Lindquist Scholarship for students dedicated to community service, the latter endowed by the firm to honor its unforgettable founding partner.

Lindquist & Vennum’s new scholarship fund qualifies for the President’s Scholarship Match program currently in effect: The University doubles income payout dollar-for-dollar in perpetuity. The firm’s total contributions to the University of Minnesota now surpass $1 million, with nearly all of its support designated to the Law School. In addition, at last count, individual firm partners have contributed more than $300,000 to the Law School.

“We are deeply grateful to the outstanding leadership and partners at Lindquist & Vennum for responding to the Law School’s critical need for scholarship dollars and for facilitating the types of strategic initiatives that will help us become a world-class Law School,” says Co-Dean Guy Charles.

The Law School is proud to recognize its close association with Lindquist & Vennum and the firm’s generosity by dedicating the former Dean’s Conference Room (room 385) as the “Lindquist & Vennum Conference Room.”

Perspectives FALL 2007

www.law.umn.edu
John Borrows Delivers Pattee Lecture

University of Victoria Law Professor and indigenous law scholar John Borrows argued for harmonizing indigenous, common, and civil law in Canada’s legal system in an October 11, 2007, lecture at the Law School entitled “Living Law on a Living Earth: Aboriginal Religion, Law, and the Constitution.” To enhance mutual respect, he emphasized, aboriginal and non-aboriginal people need to learn about each other’s belief systems.

Borrows, who is Anishinabe and a member of Ontario’s Chippewas of Nawash First Nation, told a story about a road-building proposal in Ontario. He explained the Anishinabek belief that the earth is a living being and has rights. In keeping with religious traditions, certain locations are not open to use without the earth’s permission. His First Nation community decided against building the road.

Chippewa law protects this belief, Borrows said, and prohibits development on areas of ground considered sacred. Non-aboriginal people can find such practices and their protection by aboriginal constitutional treaties difficult to understand and accept in a legal context, he said, contrasting how this belief would fare under U.S. and Canadian constitutional law, which is much less likely to protect indigenous religious practices.

He concluded by suggesting ways indigenous law and North American constitutional law could be harmonized, within the parallel systems of law and justice, to protect Native American religious beliefs and traditions.

Borrows was appointed to the Faculty of Law as Professor and the Law Foundation Chair of Aboriginal Justice and Governance at the University of Victoria, British Columbia, in 2001. He received his Ph.D. in 1994 from Osgoode Hall Law School of York University, Toronto, where he founded the Intensive Program in Lands, Resources and First Nations Governments. He continues his legal scholarship and teaching, activism on behalf of First Nations peoples, and research into aboriginal, constitutional, and environmental law.

David Cole gives Pattee Lecture

In his September 14, 2007, lecture entitled “Less Safe, Less Free: Why America is Losing the War on Terror,” Professor David Cole of Georgetown University Law Center described current U.S. policy as reflecting a “preventive paradigm.” By promoting preventive detention, coercive interrogation, and preventive war, the government undermines the rule of law in the name of national security, he said. The actions taken are not only unnecessary, they have made the country less secure and have sacrificed the following:

- Traditional commitments to equality, by targeting foreigners and limiting their rights
- Transparency, by systemically using secret arrests, trials, and evidence
- Fair process, by basing legal action not on suspects’ behavior but on predictions of future behavior
- Checks and balances, by permitting the President to claim he cannot be limited by the other branches of government when he is engaging the enemy

These sacrifices might be justified, Cole said, if the steps taken increased security against violence, but terrorist attacks have increased. Despite thousands of arrests, “special interviews,” and investigations, largely involving people of Middle Eastern ancestry, the government has had little success in identifying terrorist threats or even connection to threats among those pursued.

The government undermines its own purposes by using such harsh methods, he said. The evidence obtained cannot be used to prosecute, and America’s reputation internationally is diminished, serving as a recruiting argument for Al Qaeda. Our best hope is to isolate terrorists from their own community; instead, we have attacked that community ourselves.

We must work harder, Cole said, to protect our nuclear stockpiles and cargo operations, develop our information-gathering capability, improve foreign relations, and broker peace in the Middle East. Such steps would strengthen our security more than all the misguided efforts of the preventive paradigm.

In addition to teaching law at Georgetown, Cole is a volunteer attorney with the Center for Constitutional Rights. In 2006, he and the Center received the Human Rights Award from the Society of American Law Teachers.

Greenhouse Presents Kellar Lecture

On October 22, Linda Greenhouse presented the 2007 Horatio Ellsworth Kellar

She described the 6-month struggle of Justice Lewis F. Powell Jr. to come to his decision in a 1982 Supreme Court ruling that struck down a 1979 Texas law barring undocumented immigrant children from receiving a free public education. He cast the deciding vote in the court’s ruling and wrote that “a legislative classification that threatens the creation of an underclass of future citizens and residents cannot be reconciled with one of the fundamental purposes of the 14th Amendment.”

Powell had stated in earlier writings that education is “essential to the democratic enterprise” and knew instinctively that the Texas law was mean-spirited and wrong, Greenhouse said.

Today, national debates over immigration policy are again at fever pitch and “will inevitably call on judges and justices to search within themselves for their own view of the Constitution’s deepest values,” Greenhouse said. She cited January-June 2007 statistics from the National Conference of State Legislatures of 1,404 immigration-related bills introduced into state legislatures. What would Powell do in the face of this wave of anti-immigrant legislation? He would confront and wrestle with his preconceptions, she said, and do what he thought was reasonable.

Greenhouse received the Goldsmith Career Award for Excellence in Journalism in 2004 and the Pulitzer Prize in 1998. She is an honorary member of the American Law Institute, a fellow of the American Academy of Arts and Sciences, and a member of the American Philosophical Society, which awarded her the Henry Allen Moe Prize for writing in the humanities and jurisprudence.
On May 12, 2007, faculty, speakers, friends, family, and the 225 J.D. and 21 LL.M. graduates making up the Class of 2007 gathered at Northrop Memorial Auditorium for the Law School’s 119th Commencement ceremony.

Co-Dean Fred L. Morrison advised graduates to use wisely the special power their education in law confers on them. “Represent your clients diligently,” he said, “but also remember that as possessors of the special power of the law, you also have an obligation to protect the poor, the weak, and the oppressed.”

Edward Toussaint Jr., Chief Judge of the Minnesota Court of Appeals since 1995, presented the Commencement Address and spoke about respecting and valuing people beyond their job title, culture, or situation.

Sarah J. Vokes delivered the J.D. Class Graduation Address, commenting on the transformation she and her classmates underwent during their three years at the Law School—from students to professionals who think like lawyers. She encouraged her classmates to remember the values that first inspired them to go to law school.

Maurits A. Steinebach, selected by his fellow foreign law graduates to give the LL.M. Class Graduation Address, likened the Commencement exercises to the Academy Awards and observed that over the course of the year, “everybody’s role touched all of the other genres as well.”

Award recipients
The following student and faculty awards were presented during the Commencement program:

- Excellence in Public Service Award and Most Outstanding Contribution to the Class of 2007 Award: Damon A. Thayer
- William B. Lockhart Award for Excellence in Scholarship, Leadership, and Service: Amy Bergquist
- Stanley V. Kinyon Teaching Awards:
  - Teacher of the Year: Professor Allan Erbsen
  - Clinical Teaching: Professor Stephen M. Simon
  - Senior Teaching: Professor John Matheson
  - Mid-level Teaching: Professor Dale Carpenter
  - Junior Faculty Teaching: Associate Professor David Stras
- Special Award for Legal Writing: Professor Brad Clary

Class gift
Members of the Class of 2007 dedicated their class gift to establishing a student lounge in the Law School. By creating a meeting place, they hope to facilitate for classes that follow formation of the lasting friendships and sense of community they enjoyed during their time as students.

Presentation of graduates
The Class of 2007 chose Professors Ann M. Burkhart and John H. Matheson to present the J.D. graduates. Associate Vice President and Dean of International Programs Meredith M. McQuaid presented the LL.M. graduates. University of Minnesota Regent the Honorable Patricia Simmons granted their degrees.

Final thoughts
Dean Morrison sent graduates on their way with these words: “Our Declaration of Independence recognizes the right to ‘life, liberty, and the pursuit of happiness.’ Our Constitution protects ‘life, liberty, and property.’ With the education you have received and the degree you have earned, you now have the right and, indeed, the obligation, to go forth to champion those rights for all.”
Intercollegiate Moot Courts Competition

Law School students participate around the country

ABA Moot Court
Two Law School teams competed in the St. Louis regional rounds of the National Appellate Advocacy Competition: Nathan LaCoursiere (3L) and Alissa Lyon (2L), and Erica Sutherland (3L) and Alex Haley (2L). The LaCoursiere-Lyon team advanced to the round of 16, and LaCoursiere received a Best Advocate award. Coach: Adjunct Advisor Michael Vanselow.

Evans Constitutional Law Moot Court
3Ls Jia Chen, Felicia Daul, Andrew Kalis, and Melvin Welch competed in the Evans Constitutional Law Competition sponsored by the University of Wisconsin Law School. Coaches: Adjunct Advisors Tamar Gronvall and Tiernee Murphy.

Environmental Moot Court
A team composed of 3Ls Scott Peterkin and Michelle Weinberg and 2L Bryan Browning competed in the Environmental Moot Court Competition at Pace Law School. Coach: Adjunct Advisor Elizabeth Schmiesing.

Intellectual Property Moot Court
For the fourth year in a row, the Law School did well in the Intellectual Property Moot Court competition. The team of Michelle Dawson (3L) and Seth Skiles (3L) won the Northeast Regional Championship in Boston in March and then the National Championship in Washington, D.C., in April. Coaches: Will Schultz and Rachel Zimmerman, with help from Rachel Hughly, who had worked with the team when they were 2Ls.

International Moot Court
The teams of 3L Matt Povolny and 2Ls Sonia Gill, Andrew Gordon, Matt Ramage-White, and Thaddeus Wendt advanced to the semi-finals in the Phillip C. Jessup International Law Moot Court Regional Competition in Portland, Oregon. Gordon was named sixth best oralist. Coach: Adjunct Advisor Betsy Hoium.

Maynard Pirsig Moot Court
In the Law School’s own Maynard Pirsig Moot Court Competition, first place in the Harold Will Cox Oral Argument went to Brooke Hokana (2L) arguing as appellant in the final championship round, and second place went to Matt Melewski (2L) arguing as respondent in the final championship round. The Best Brief trophy and Dorothy O. Lareau Award went to David DeRuig (3L), and the second place trophy for brief writing went to Alex Duffine (2L).

National Moot Court
In the National Moot Court Competition regional tournament in Vermillion, South Dakota, 3Ls Kristina Lund Alcantara, Thomas Phillips, and Robert Whitener made up the petitioner team, while 3Ls Paul Ervasti, Tara Vavrosky Iversen, and Hyejin Tak formed the respondent team. Both teams advanced to the regional quarter-finals. Whitener tied for sixth best oralist and Tak was named tenth best oralist. Coaches: Clinical Professor Brad Clary and Adjunct Co-Advisor Kristin Sankovitz.

Wagner Moot Court
At the 31st Annual Robert F.Wagner National Labor and Employment Law Moot Court Competition at the New York Law School, the team of 3Ls

Michelle Dawson and Seth Skiles won the Northeast Regional Championship and the National Championship in the Intellectual Property Moot Court competition.

Damon Thayer, Jessica Molyneaux, and Frankie Barczykowski advanced to the octo-finals. Coaches: Professor Laura Cooper and Adjunct Advisor Tom Trachsel.

ACTL National Trial Competition
3Ls Jason Ahn, John Kokkinen, Nathan List, and Rosalie Strommen, and 2Ls Bryon Aven and Jon Lynn competed in the regional rounds of the National Trial Competition, sponsored by the American College of Trial Lawyers and the Texas Young Lawyers Association. Assisted by: Mark Olson and Heather Hoecke.

ABA Negotiation Competition
3L Anna Pia Nicolas and 2Ls David Jenson, Dean Matheson, James McGuire, Samuel Miller, and Pratin Vallabhaneni competed in the regional rounds of the ABA Negotiation Competition. Coach: Clinical Professor Mary Alton.
Bridge Collapse Unites Community

The Law School makes room for emergency communications officials.

was out for a run with a friend in the late afternoon of August 1, 2007, oblivious to the events transpiring 10 minutes away from my apartment. But a tragic puzzle came into focus with the deafening wails of emergency sirens, beating of circling helicopters, and chaotic environment on campus. Once home, I found my cell phone filled with missed calls, voicemails, and text messages from friends and family checking on my status.

As a summer communications intern with the Law School, I found myself amidst one of the largest tragedies in Minnesota history. The collapse of the Interstate 35W bridge over the Mississippi River, which bisects the Minneapolis campus of the University of Minnesota, has imprinted vivid memories in the hearts and minds of a community linked by disaster.

Communications central

For the public, communication was difficult at first, as shocked and panicked friends and family tied up phone lines trying to reach each other. But emergency response teams from the Twin Cities and surrounding areas were ready.

“Communication between agencies went fairly well,” said Doug Neville, spokesman for the Minnesota Department of Public Safety. “We never practiced a bridge collapse, but we have practiced multiagency communica-

Transformation of Room 35

During the academic school year, Room 35 is the site of various law classes. But with the fall semester not yet in session, the classroom became the official Joint Information Center (JIC) and served as the central hub for all communication purposes, including press releases, media interviews, and general media contact regarding the bridge collapse.

Public officials occupied row after row of desks crowded with laptops, walkie-talkies, information sheets and, at all hours, cups of coffee. Arranged around the room in different clusters were Minneapolis city and police administrators as well as state of Minnesota officials from the Governor’s office, the Department of Transportation, Homeland Security and Emergency Management, the Pollution Control Agency, State Patrol, and the Department of Public Safety.


In fact, the U.S. Navy made the JIC one of two command centers in Minneapolis (the other located at the American Red Cross). From the Law School space, teams supervised and directed the operations of Navy divers searching for missing persons, removing debris, and recovering vehicles from amidst the bridge wreckage.

The divers, who have special training and experience in disaster and recovery work, were from Mobile Diving and Salvage Unit (MDSU) 2, flown in from Naval Amphibious Base Little Creek, Virginia Beach, Virginia. MDSU-2 provided 75,000 pounds of specialized equipment, a 5-person command team, and 17 divers, who
At the Law School

worked 24/7 until recovery operations were completed on August 21.

A courtroom for news conferences
The Law School’s Courtroom 170 also underwent transformation—to a national media center. Doug Neville and Christine Krueger, communications officials from Minnesota’s Department of Public Safety, were responsible for daily communications, operations, and news conferences. They used the JIC as a checkpoint and held news briefings down the hall in Courtroom 170.

“The media was able to use Room 170 because of the setup for basic media purposes,” said Greg Carr, an audio/visual technician at the Law School who was responsible for fundamental media requirements as well as accommodating complicated, unique requests.

With cooperation from the theater department’s Rarig Center on the campus’ west bank and some professional equipment, Carr says, “We were able to send a live video feed of the news broadcast to the Joint Information Center for the Navy.”

Much of the coverage the public witnessed on television was due, in part, to this effort.

Part of a community
In September, the Law School acknowledged the importance of community, both inside and outside of the Law School, by hosting a “Building Bridges Day.” Inspired by the dedication, selflessness, and courage of all the rescue workers, the day was a reminder of the importance of serving those in need.

The Law School was honored to fulfill its mission statement’s commitment to “public service to the University, the state, the nation, and international community” during and after the bridge disaster.

By Randy Kowlessar, senior, School of Journalism and Mass Communication, and former Law School summer communications intern.
Law School and Alumni Honored With Burton Awards

Dan Robinson (class of 2007) won the award for “Embracing Equity: A New Remedy for Wrongful Health Insurance Denials,” published in the May 2006 issue of the Minnesota Law Review. Clinical Professor Brad Clary, who teaches legal writing, says Robinson’s entry “was clear, easy to read on a complex subject, and tried to help solve a problem.”

In the professional category, which is open to the nation’s 1,000 largest law firms, two alumni also won a 2007 Burton Award for legal writing. Faegre & Benson, Minneapolis, won for “Challenging Delaware’s Desirability as a Haven for Incorporation,” in volume 32, 2006, of the William Mitchell Law Review, written by Law School Professor John Matheson along with Philip S. Garon (class of 1972) and Michael A. Stanchfield, both partners at Faegre & Benson. Washington, D.C.-based Patton Boggs LLP received the Burton Award for “When Congress Calls,” in the 2006 Spring/Summer issue of Inside Litigation, written by Andrew M. Friedman (class of 1993) and Robert D. Luskin.

In addition, James T. Hale (class of 1965) was one of five honored with the Legends in the Law Award from the Burton Awards for Legal Achievement. The award recognizes the lifetime achievements of general counsel at major corporations. Hale, who retired as Executive Vice President, General Counsel, and Corporate Secretary of Target Corporation, was nominated by Faegre & Benson LLP, where he practiced law for 14 years. He was named a Minnesota Law Review distinguished alumnus in 2006.

Phil Garon accepts Burton award from Board of Directors member Dennis Smith.

The Burton Awards for Legal Achievement is a national program formed in a relationship with the Library of Congress and the Law Library of Congress to recognize clear, effective legal writing and career accomplishments in the law.

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The Minnesota Justice Foundation (MJF) has achieved much since Bob Long and Rick Plunkett put their heads together in the Law School cafeteria 25 years ago. They wanted to create a way of connecting law students with public interest careers through volunteer opportunities, speakers, and summer clerkships. The outcome, MJF, has since become a model across the nation for law student engagement with the legal community.

In 1992, MJF launched the Loan Repayment Assistance Program (LRAP) of Minnesota to help public interest lawyers pay for student loans. In 1998, U.S. Representative Keith Ellison (class of 1990) helped begin MJF’s Street Law Program to teach youth their legal rights. In 1999, MJF began coordinating the Public Service Program among the four Twin Cities law schools.

Professor Lisa Stratton (class of 1993) who helped start LRAP and a summer clerkship program, says “MJF provides a home and structure for students who want to do public interest work and gives concrete help to maintain that focus through law school and in their professional lives.”

To celebrate its 25th anniversary, MJF is hosting a dinner at International Market Square on November 11 at 7:00 pm, which will feature a keynote address by Walter F. Mondale (class of 1956) and presentation of awards for outstanding pro bono service.

LAW LIBRARY WELCOMES LENZ BACK

In July, Connie Lenz returned to the position of Associate Director for Collection Development at the Law Library after a brief hiatus to serve as director of the Hamline Law Library. She is responsible for overseeing growth and management of the collections, coordinating selection of materials, and participating in the overall administration of the Law Library.

Lenz joined the Law Library faculty in 2002 from Hofstra University, where she was Assistant Director of the Law Library and taught Advanced Legal Research. Previously, she held positions in the law libraries at the University of Michigan and the University of California-Berkeley, where she received her J.D. and M.L.I.S.

She and co-author Helen Wohl of the University of Miami Law Library were winners in the 2007 American Association of Law Libraries competition for their paper, “Does Form Follow Function? Academic Law Libraries’ Organizational Structures for Collection Development.”

A three-hour program for CLE credit will take place during the afternoon of November 11 on civil Gideon, the right to be represented by legal counsel in civil actions.

By Mary Kaczorek (’09).
At the Law School

Law Briefs

The Law School Steps Up

In July, the Law School hosted a legal education awareness event for interns and supervisors in STEP-UP, a program to reduce economic disparities among local communities. Interns received an overview of higher education, legal education, and the Law School, with a focus on helping them prepare for college and legal careers. Interns and supervisors from Robins, Kaplan, Miller & Ciresi; Briggs and Morgan; Oppenheimer Wolff & Donnelly; Winthrop & Weinstine; Carlson Hotels; and the Law School participated in the event, administered and coordinated by Debbie Gallenberg (class of 2006), the Deans’ chief of staff.

Co-Dean Guy-Uriel Charles welcomed attendees and described the versatility of a law degree. Professor Brad Clary taught “The Trial of the Little Old Lady in the Shoe,” which introduced the IRAC (Issue, Rule, Application, Conclusion) system of legal analysis and prompted debate over the Little Old Lady’s legal concerns.

Current Law School students offered perspectives on the application process and the rigors of Law School and answered questions on course load, assignments, and student life. Lunch featured Law School alumni Sandi Dobbies (class of 2003), an associate in Faegre & Benson’s real estate group, and Ranga S. Nutakki (class of 1999), an associate in Maslon’s Business and Securities Group. Staff from the Admissions Office, Dean of Students’ Office, and Career and Professional Development Center interacted with attendees and answered questions.

STEP-UP is managed by the non-profit organization Achieve!Minneapolis in affiliation with the “Close the Gap” Campaign to offer meaningful summer employment to Minneapolis youth. The program strives to achieve ethnic, cultural, and socioeconomic diversity. Applicants compete for STEP-UP, which selects skilled, motivated students for job opportunities matching their particular interests.

An Intern’s Experience

Jackee Heslop was paying attention during the STEP-UP program’s presentation at Minneapolis South. That combined with testimonies from her friends convinced the high-school senior to get involved. She was contemplating a legal education anyway, so a job at the Law School seemed a perfect fit. Her summer STEP-UP internship allowed her to “gain more knowledge about office work, work with people, and explore the options of law school,” she says.

Heslop was the Law School’s first STEP-UP intern, and her supervisors have positive comments about the experience. “I truly enjoyed working with Jackee and meeting the other STEP-UP legal interns,” says Debbie Gallenberg (class of 2006), the Deans’ chief of staff. “I believe that the STEP-UP program has played an important role in developing the students’ academic and professional goals.”

The University hired 12 interns in 2004, the STEP-UP program’s first year, and has steadily increased placements to today’s 70, the highest number of any participating employer.
Dean Alex M. Johnson Jr. Portrait Unveiled

On Monday, October 8th, friends and colleagues of Alex M. Johnson Jr. and his wife, Karen Anderson, gathered to celebrate Dean Johnson’s tenure as ninth Dean of the University of Minnesota Law School (2002-2006).

Co-Deans Fred L. Morrison and Guy Charles thanked Dean Johnson for service to the Law School. Dean Charles said, “As the first African-American dean in the history of the University of Minnesota Law School, Dean Johnson’s deanship was path-breaking. It is with distinctive pleasure that we recognize one of the country’s leading property, trusts and estates, and critical race theory scholars and our ninth dean, Alex M. Johnson Jr.”

The portrait hangs inside the library on the Plaza Level in what is now called the “Alex M. Johnson Jr. Foyer.”

Constitution Day 2007

On September 17, 2007, the Law School, on behalf of the entire University of Minnesota system, commemorated the September 17, 1787, signing of the U.S. Constitution with a program considering some constitutional issues of today. A webcast connected campuses on the East Bank and in St. Paul, Crookston, Duluth, Morris, and Rochester with the Constitution Day program and allowed students, alumni, employees, and friends of the University to view the presentation on their own computers.

Faculty members examined various topics and their underlying constitutional implications. Centennial Professor of Law Barry Feld discussed juvenile sentencing and *Roper v. Simmons* (2005). He examined the implications of sentencing juveniles to life without parole, arguing that the same rationale that forbids execution of juveniles applies to lifetime sentencing.

Associate Professor Heidi Kitrosser discussed executive privilege, including current controversies and constitutional issues. She assessed the constitutional validity of executive privilege, focusing on disputes between Congress and the President or other high-ranking executive branch officers.

Professor of Law and Vance K. Opperman Research Scholar Jill Hasday examined the limits of the constitutional law of equality. She discussed how the Court’s narrow definition of equal protection shapes notions of equality and limits understandings of equality.

The Constitution Day program was an opportunity for the Law School community to “reflect on some of the hard problems and choices we face as a society,” said Professor and Associate Dean for Academic Affairs Brett McDonnell. “Many of the most controversial issues before society today are bound up with Constitutional law.”

By Debbie Gallenberg ’06, chief of staff to the Deans.
The Beijing Summer Study Abroad Program

When you think of visiting China, you probably visualize walking on the Great Wall, having your first taste of Peking Duck, or dodging dozens of bicycles on the streets and sidewalks. What you might not imagine is getting a personally tailored suit, singing karaoke for hours, or cooking your own food at a restaurant in a “hot pot.” All these experiences are available in this diverse country, and the University of Minnesota (UMN) Law School’s 2007 Summer Study Abroad Program in Beijing, China, encompassed both the must-have and the less-common adventures, making the trip surprising and fun as well as educational.

Legal instruction
A group of 34 law students from UMN and other law schools participated in the 2007 summer program, held in conjunction with the prestigious China University of Political Science and Law (CUPL), from May 26 to June 29. UMN professors Stephen Befort taught Comparative Labor and Employment Law, Brett McDonnell taught Comparative Business Entities, and Sharon Reich-Paulsen taught Discovery Techniques. Professor Stephen Hsu of CUPL taught Introduction to Chinese Economic Law.

Included in the program were visits to Tiananmen Square, the Forbidden City, the National People’s Congress, and the Supreme People’s Court, where students had the opportunity to hear from and ask questions of three Chinese judges.

Students also visited Morrison & Foerster, a large multinational law firm with an office in Beijing, and heard from Chinese lawyers working in the firm’s labor and employment practice group and its business structures group. A panel of distinguished Chinese legal experts addressed students on the evolving legal landscape in China. Several students visited International Bridges for Justice, a Geneva-based nongovernmental organization aiding China in building a fairer and more effective criminal justice system.

A special feature of UMN’s program in Beijing is the availability of Mandarin language courses in addition to law courses. UMN’s Department of Asian Languages and Literature Lecturer Ling Wang taught beginning Mandarin, and Teaching Specialist Liu Zhigang taught intermediate Mandarin. They accompanied students on many of their outings, teaching language skills along the way.

Cultural learning
Students took advantage of several of the lesser-known cultural experiences in China to complement their education inside the classroom. They learned that karaoke is popular in China and groups of friends frequently rent a private room to enjoy the pastime into the night. They also learned that massages are cheap, readily available, and therapeutic (especially after a 6-km walk on the Great Wall on a hot, sunny day). Students discovered the silk and pearl markets, where everything from Nike shoes to beautiful jewelry can be purchased, typically after some price negotiations.

Students had many opportunities to practice their language skills but found the newly acquired knowledge to be particularly useful when they were trying to barter for a new suitcase in the market or order noodle soup in a restaurant. Liu Zhigang hung signs around the hotel with the Chinese symbols and pinyin spelling of important objects—one of the little extras that made the trip a complete learning experience, in the classroom as well as the real world.

By Muria J. Kruger, Director of International and Graduate Programs for the Law School.
Proper Orientation
James T. Hale counsels class of 2010 on the ethical life.

Law is all about doing the right thing. Find joy in your work. Make a difference in your world. These were only three of the important take-away messages from the inaugural Lee and Barbara D. Bearmon Lecture on Legal Ethics and Professional Responsibility delivered by James T. Hale (class of 1965) on August 29, 2007. He was addressing the 260 incoming students and 24 transfer and visiting students at this fall’s orientation program.

A member of the Law School’s Alumni Board and Board of Visitors and a recipient of the Minnesota Law Review’s Distinguished Alumni award, Hale said he is thrilled that the study of ethics has been moved “front and center” into the first-year curriculum, as opposed to its third-year placement during his Law School years. “Your reputation is one of your most important assets as a lawyer,” and it can be damaged in a moment by an ethical lapse, he told students.

Words of welcome
Day one of the three-day orientation got underway with tips for students from Law Council President Matt Ramage-White: Take advantage of the professional opportunities and fun available through the mentoring program, student organizations, and student-faculty committees.

Associate Dean Joan Howland welcomed “the strongest class ever” in terms of academic scores and shared a poorly kept secret: The Law Library staff is the “softest touch” on campus for students needing assistance.

Co-dean Fred Morrison likened students’ educational experience to Harry Potter’s training in incantations. Over the course of three years, students will learn the wizardry of the law, he said. But with earning that power comes an obligation to use it for good, for the pursuit of truth and justice. For a lawyer, “the learning never stops,” Morrison told students.

The end of act one
In introducing his keynote lecture, titled “Preparing for Act Two: Becoming an Ethical Lawyer,” Hale explained that students are entering the last phase of Act One in their lives, education. It’s time to start thinking about Act Two, life in the law, he said.

Currently a consultant for United-Health Group, Hale was executive vice president for Target and the corporation’s general counsel for 24 years. Preceding that, he clerked on the U.S. Supreme Court for Chief Justice Earl Warren, practiced law at Faegre & Benson, and was head of mergers and acquisitions at General Mills.

“After 42 years of practicing law, I’m still committed to the practice, and I love it,” Hale said. He advised students to enjoy and take pride in being lawyers, problem-solvers, people who can get things done. But also, he reminded them, lawyers have the right to say no if representing a client means crossing ethical boundaries.

To get the most out of law school, he said, go to class, do the reading, participate in discussions, get to know classmates, but continue to have an outside life. Other tips:

• Be diligent about confidentiality. Restaurants and elevators are not safe discussion venues.
• Avoid the Cool-Hand Luke situation (failure to communicate). Unhappy clients can be prevented with a policy of “Do the work, tell the client.”
• Be trustworthy. If it doesn’t feel right, it probably isn’t.
• Become an expert in two or three areas to excel in today’s specialized world. Sought-after lawyers solve practical problems.

During Q&A, Hale was asked whether he thinks ethical standards have changed over time. “No,” he said, not the standards, just the focus.

Another question: How does he reconcile public defense and ethical standards? “Some cases don’t make you feel good,” he said, but in the United States, people have the right to a defense, a right that protects all of us.” Hale’s lecture was a “tremendous way to start your legal career,” co-dean Guy Charles told students in concluding the session. “You have some huge footsteps to fill.”

The Bearmon Orientation Lecture
The Bearmon Lecture was made possible by an endowment from Lee Bearmon (class of 1956) and is designed to foster awareness, interest, and research in legal ethics. To introduce ethical issues at the earliest point in students’ legal careers, the lecture will be part of each fall’s orientation program.

Bearmon, who served with the Carlson Company for 40 years as senior vice president, secretary, and private counsel and was a 1996 recipient of the Distinguished Alumni award, was present at the August lecture. Dean Charles expressed the Law School’s gratitude and introduced Bearmon as an example of its tradition of excellence.
The Class of 2010, made up of 260 new students from 35 states, the District of Columbia, and 6 foreign countries, plus 24 incoming transfer and visiting students.

LL.M. and exchange students get an early taste of paperwork during orientation to the LL.M. Program for Foreign Lawyers, held before the regular fall 2007 semester begins.

Minneapolis Mayor R.T. Rybak addresses students in Auerbach Commons on matters of law and politics, at the invitation of student democrats.

Ross Trooien ('10) shares a thought at a Deans’ Lecture Breakfast for 1Ls.

Members of the Class of 2010 get to know each other at an orientation get-acquainted barbecue on Stein Plaza and Terrace.

LL.M. students Taobo Zheng, Sherry Wang, and Jamie Wang and Dorothy Schlesselman from International and Graduate Programs enjoy lunch in the Lindquist and Vennum conference room.

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Global Interests Draw Students to the Law School

ANTONIO FLORES NAVARRO
CLASS OF 2008

Antonio Flores Navarro took a legal education path that’s common in Mexico: Students are hired by a law firm after high school, split their time between work and college, earn a law degree in five years, and keep right on working at the firm.

Flores Navarro completed his law degree from Universidad Marista in 2004 and liked his job at a Mexico City firm specializing in divorces, bankruptcies, and contract disputes. But he’d worked there since age 19 and had never traveled outside Mexico.

A desire to see a little more of the world was one reason Flores Navarro, 26, applied for the LL.M. program at the Law School. “I want to gain more knowledge of America and speak better English as well,” he says.

Since arriving in Minneapolis a few months ago, he has gotten to know LL.M. students from several countries, including Uruguay, Peru, Poland, Ireland, Sweden, Uganda, Kenya, China, and Japan. “People have lots of different customs, but we’re not that different,” he says. “It’s been really nice.”

After completing the LL.M. program, Flores Navarro might find a job representing U.S. or Mexican companies doing business beyond their borders. Then again, he might return to his former Mexico City firm. “I feel very comfortable there,” he says.

EISSA VILLASENOR
CLASS OF 2008

As an undergraduate, Eissa Villasenor, who grew up in Los Angeles speaking Spanish, spent her junior year studying in Valencia, Spain. “They enjoy their day,” she says. “I liked the pace of life.” Since then, her trips abroad have become increasingly challenging.

After graduating from Mount Holyoke College (with degrees in politics and Spanish), Villasenor worked at various jobs to save money for a one-year legal internship. She secured a spot at Lawyers for Human Rights, a nonprofit organization in Johannesburg, South Africa, that advocates for equal treatment of immigrant laborers. Most of the foreign nationals were from neighboring Zimbabwe, which has the world’s highest inflation rate (3,700% annually) and some of the meagerest supermarket supplies.

After her second year of law school, the 27-year-old returned to Zimbabwe and witnessed the heartbreak of daily life under the authoritarian rule of Robert Mugabe. “Literally, it’s worse every day there,” she says. “People that oppose the government...all they want is free elections.” While interning for a non-government legal organization, Villasenor worked on rapid response litigation on behalf of activists arrested by the government. But Westerners had to use caution. “It was really dangerous for us to be there,” she says. “Our phones were tapped. We were followed by the government. We had to try and keep a low profile.”

At the Law School, Villasenor worked in the Workers’ Rights Clinic on behalf of Mexican immigrants, some of whom had not been paid by their American employers—a plight many Zimbabwe nationals working in South Africa also faced. “Immigration problems are not unique to the U.S.,” she says.

As for life after law school, Villasenor is examining job opportunities in California, Minnesota, and abroad. She interned at a midsize law firm and liked it more than she expected. But clearly, she has a passion for human rights law. “For me personally, it’s important to give back in that way,” she says.
When tourists encounter da Vinci’s Mona Lisa behind bulletproof glass at the Louvre, they usually stare into the model’s bewitching eyes. Not Erin Hooper. The 24-year-old former art history major spent part of the summer in Paris and naturally scrutinized the world’s most famous painting. But she examined the delicate landscape behind the subject—the twisting road, green shrubs, and placid lake. “I love looking at details,” she says.

That passion extends into legal minutiae. She counts contracts as one of her favorite Law School classes, and she enjoys reviewing complex construction agreements as an intern at the St. Paul firm of Livgard & Rabuse. “You have to be specific,” she says. “You have to be clear.”

Hooper is also enthusiastic about making a difference in the world. As a staff member of the Law and Inequality Journal, she plans to explore better educational opportunities for young people with autism, a population that is growing so drastically a recent California report called it a “tsunami.” Hooper discovered the need for better education in her work with a 15-year-old autistic boy as an undergraduate at the University of Wisconsin-Madison.

When she took him to a hamburger joint, he grabbed the menu stands from every table. He needed help learning to say “please” and “thank you” and instructions on loading the dishwasher at home. “It certainly taught me a lot of patience,” she says.

Hooper serves as co-president of the Law School’s Women’s Law Student Association. Last year the organization examined why so few women are partners at private firms. This year it plans to encourage more undergraduate women to attend law school.

What are Hooper’s post-graduation plans? “People keep asking me what I want to do,” she says. “I’m not sure yet. It’s a process of elimination.” One thing is certain. She’ll continue to pay attention to details, whether they’re hidden in a painting or in a contract.

As the sun rises above the Mississippi River, the runners begin to appear. Among them is Forrest Tahdooahnippah. But unlike a lot of runners, he doesn’t trudge or jog. He glides.

The 22-year-old Law School student was a member of Stanford University’s 2006 cross-country team when it captured fourth place in the national finals. His best 10K time is 29:35, an average of 4:44 per mile, and since NCAA rules allow athletes five years of eligibility, he isn’t slowing down. He runs every morning, attends Law School classes during the day, then runs some more during practices with his Gopher teammates. “I’d really like to beat Stanford,” he says. “That’s my personal goal.”

Tahdooahnippah is a competitive student as well. The St. Paul native graduated with honors as a public policy major at Stanford. A paper he wrote on a controversial development project in his hometown won the Roger G. Noll Award for Excellence in Quantitative Analysis. Getting data for such an economic evaluation “takes a lot of work,” he says. That explains why he not only requested background materials from bureaucrats, he sent his mother to City Hall.

The main attractions for Tahdooahnippah in choosing the Law School were its frequent offerings of tribal law classes and the Indian Child Welfare Clinic. His membership in the Comanche Nation, based in Lawton, Oklahoma, is important to him. Open a phone book in Oklahoma, he says, and “there are people with my last name.”

The first-year student isn’t sure of his plans after graduation. He might work at a firm specializing in tribal law or try to get a job on Capitol Hill. One day, he might seek political office.

At the moment, civil procedure is Tahdooahnippah’s favorite class because Co-Dean Guy-Uriel E. Charles puts students on the spot. “He is ruthless,” Tahdooahnippah says. “I like to see people squirm, and I like to be challenged.”

By Todd Melby, a freelance writer and radio producer based in Minneapolis.
Law School volunteers helped CommonBond Communities prepare affordable housing to bolster neighborhood strength and independence.

Volunteer Tally Raises the Bar for Raise the Bar

A record-setting 145 Law School students, staff, and faculty turned out September 15 for the fourth Day of Service sponsored by Raise the Bar. They volunteered their time and energy toward a variety of service projects for 10 Twin Cities nonprofit organizations, such as CommonBond Communities, Bridging Inc., Goodwill/Easter Seals, St. Paul Public Libraries, and Feed My Starving Children. Among the service projects were building and assembling furniture for low-income families, packaging food for delivery to needy children, and cleaning and painting rooms in the various social service agencies.

Raise the Bar was founded in January 2006 by Sarah Corris (class of 2008) and Jane Gazman (class of 2007) to commemorate Martin Luther King Jr. and his legacy. The purpose of the group is to help instill the belief that part of the responsibility of being a lawyer is community involvement through volunteerism and advocacy. A Day of Service is scheduled each semester to foster this conviction and encourage all members of the Law School community to continue philanthropic work throughout their academic and professional careers.

The fall 2007 Day of Service was organized and led by co-chairs Rishi Gupta (class of 2008) and Yeerik Moy (class of 2009), along with officers Sarah Corris and Angela Lam (class of 2009). The winter 2008 Day of Service will take place in late January. For more information on service projects or getting involved, please contact Yeerik Moy (moyxx037@umn.edu) or Rishi Gupta (gupt0126@umn.edu).
The Law School’s Workers’ Rights Clinic recently received word that it had prevailed on a motion in the case of Mitchell v. American Crystal Sugar. U.S. District Judge Patrick J. Schiltz denied American Crystal’s motion for summary judgment regarding the plaintiff’s claims of sex discrimination and constructive discharge, dismissing only the retaliation claim. The client’s case will proceed to trial in federal court, set for November in St. Paul. The court ordered the parties to attend a pre-trial settlement conference in Fergus Falls, Minnesota, with the federal magistrate judge assigned to the case.

Clinical Professor Lisa C. Stratton (class of 1993) has special expertise in the areas of discrimination and hostility toward women in nontraditional jobs. She led the Clinic’s team, made up of Student Director Darren Sharp, Geneva Finn, and Sarah Schwenker, class of 2007; and Chris Amundson and Lauren Wood, class of 2008 and next year’s student directors.

The case centered on two demotions and subsequent intense supervision of the plaintiff, Charlotte Mitchell, who had worked at the sugar beet processing plant in northwestern Minnesota for more than 25 years. Alleged humiliation resulting from management’s treatment created an intolerable work environment and prompted Mitchell to take a medical leave in 2005. She brought sex discrimination and retaliation claims against her employer under the Civil Rights Act of 1964 and the Minnesota Human Rights Act.

The company claimed Mitchell was demoted due to unsatisfactory work performance and that she failed to offer a reasonable opportunity to remedy the working conditions she found intolerable.

Over the years, Mitchell had filed three grievances alleging sex discrimination and sexual harassment, claiming that repeated write-ups were harassing because work difficulties were due to inadequate training in new responsibilities. She attached a letter of support signed by other employees defending her performance and citing widespread lack of understanding of the newly implemented system. After her first demotion (from a position Mitchell was the first woman to hold), she filed a grievance maintaining she was held to a double standard on performance and demoted because she was a woman. Within nine months, she was demoted again.

The Clinic’s team argued that managers told conflicting stories about Mitchell’s demotions, that the company failed to investigate conditions leading up to them, and that disciplinary action was more severe for Mitchell than for a male counterpart experiencing similar job incidents. Students located and took statements from employees reporting evidence of a supervisor’s discriminatory attitude, including remarks that the position Mitchell held was “not a woman’s job” and that “a woman belongs at home.”

On behalf of the entire team, Professor Stratton gratefully acknowledges congratulatory messages from the Minneapolis Equal Employment Opportunity Commission’s senior trial attorney and other employment lawyers.
“Read books” was just one bit of advice 1L students received at the Co-Deans’ September 13 Lecture Breakfast, the first in a series scheduled throughout the semester for the Class of 2010. About 20 first-year students attend each breakfast, which features an alumnus of the Law School sharing lessons learned during schooling, interesting cases encountered, and twists and turns along the career path.

Speakers participating in the Lecture Breakfast Series included:

- September 13: Julie Jorgensen (‘87), co-president and co-CEO, Excelsior Energy, Minnetonka, Minn.
- September 27: Roberta Walburn (‘83), of counsel, Robins, Kaplan, Miller & Ciresi, Minneapolis
- October 11: Richard A. Bowman (‘65), managing partner, Bowman and Brooke, Minneapolis
- October 25: T. Jay Salmen (‘73), CEO of Sun County Airlines; counsel to Kennedy & Graven, Minneapolis

Breakfasts and speakers are scheduled through February.

MORE TIPS FROM LECTURES:

- Be intentional.
- Decide what you want; figure out who you are.
- When you interview, be authentic and true.
- Be open to growth and investigate opportunities.
- Volunteer and invest in your community.
- Follow your passion.
- Always conduct yourself professionally.
Jean Alsop and Judge Donald D. Alsop ('52) enjoy remarks by Gary Haugen ('74) at a reception honoring Judge Alsop, a U.S. District Judge for Minnesota since 1975 and a Senior Judge since 1992, and marking the creation by his former clerks of a scholarship endowed in his name.

Warren Spannaus ('63), A. James Dickinson ('65) (in background), Joseph O’Neill ('56), and Debbie Nelson at the Alex M. Johnson Jr. portrait unveiling.

Director of Leadership Giving Martha Martin, Russell Lindquist ('45), Avis Lindquist, and Dick Post ('46) catching up at reception following the Alex M. Johnson Jr. portrait unveiling.

Director of Development Scotty Mann, Dean Guy Charles, Lynn Truesdell ('61), and Charles Lundberg ('78) at reception following the Linda Greenhouse lecture.

Catherine Schendel and Ward Schendel ('77) at the William B. Lockhart Club Dinner at the McNamara Alumni Center, held to thank donors for their generous support of the Law School.

Ron Erickson ('60), Professor Emeritus Leo Raskind, David Erickson, and Kris Erickson ('72) head to the reception for Linda Greenhouse after hearing her lecture.

Avis Lindquist visits with another attendee at the reception following the Alex M. Johnson Jr. portrait unveiling.
Distinguished Alumni Profiles

MONIQUE ALLEN
CLASS OF 2003

As risk-management liaison for Memorial Hermann Hospital in Houston, Texas (a 750-bed teaching hospital affiliated with the University of Texas Medical School), Monique Allen has found a way to combine her two main interests, law and healthcare, into one fast-paced, interesting job. She works with new employees and other hospital personnel to explain the key elements of negligence and malpractice.

“First of all,” she says, “we tell our people to be truthful, and we illustrate the power of apology and how that is risk-limiting. Research has shown that if you admit errors, patients and their families are much less likely to sue. If you can apologize, acknowledge, empathize, and make it right, that reduces the legal implications for us. People just want to be heard. We teach our staff to ask questions to find out what’s at the heart of the problem.”

Allen knows the right questions to ask; before she became a lawyer, she was a nurse. She started out in surgical nursing, then traveled for an agency on three-month assignments in a variety of departments, including emergency, neurology, and oncology. While at a bone marrow transplant unit in Denver, Colorado, she “had a moment,” an epiphany of sorts, and decided to go to law school.

Now she uses both her legal and nursing backgrounds to investigate, manage, and identify legal risks for Memorial Hermann. She teaches staff members how to minimize their own and the hospital’s risk of medical malpractice and how to interact with patients and family members who have grievances.

Allen says her law degree helps her combat medical errors while protecting the hospital from liability. At the Law School, she learned to see both sides of an issue and to look at the factual information first. “Everybody gets caught up in his or her own political point of view,” she says. “I’ve had an opportunity to sit down with our Chief Medical Officer and say, ‘This is what happened. What the physician says is true, but you’re missing the legal ramifications and what puts us at risk.’”

It’s a dream job for Allen. “It’s amazingly interesting. Day-to-day, nothing’s the same.”

CHRISTOPHER J. CHAPUT
CLASS OF 1985

As Managing Director of Sea-bury Transportation Holdings LLC in New York, Chris Chaput leads the firm’s Structured Finance Group, which focuses on secured financing and off balance sheet transactions (including leveraged leasing) involving aircraft, rail cars, real estate, ships, and other assets. He was a senior member, for example, of the exclusive advisory team that represented US Airways in its successful merger with America West Airlines.

Chaput has been an innovator in restructuring enhanced equipment trust certificates (EETCs)—publicly traded, highly structured, aircraft-backed bonds. He recently completed a $500 million sale-leaseback of EETC-encumbered aircraft to increase liquidity during a Chapter 11 case, and he has identified large refinancing opportunities regarding EETC bonds in bankruptcy that can dramatically lower financing costs. While examining the indentures in refinancing two bond issues for Northwest Airlines, Chaput discovered borrower’s rights that nobody else had noticed. Northwest refinanced nearly $450 million in high-cost bonds to a significantly lower interest rate, saving millions of dollars.

Chaput’s group also has overseen restructuring of airlines’ financial commitments, led negotiations for financing new aircraft, and directed other complex financial transactions. “These large aircraft financing transactions involve so many tax, accounting, securities law, and public disclosure issues, it gets complicated,” Chaput says, noting that his law degree has been indispensable.

“I use the legal background all the time,” he says, “often in the middle of negotiating deals, in thinking of new financing structures that unlock some economic advantage that would not otherwise be commercially available. Sometimes you can bring in different tax ideas or different securities structuring ideas.”

Of his time at Minnesota, he says, “The Law School has a tremendously dedicated faculty. I came away with a lot of substantive legal knowledge and, maybe more so, an understanding of the process, which allows me to keep learning and synthesizing a lot of different aspects of the law. And I met some terrific people who have been and will continue to be my closest friends.”

Several classmates “and other old buddies and assorted hangers-on” have gathered in Beaver Creek, Colorado, every year since 1986 to ski and catch up. “It’s great to get together once a year and relive our old Law School war stories,” Chaput says.
WILLIAM C. CRUTCHER III  
CLASS OF 1976

When Bill Crutcher took a job in the legal department of General Mills soon after graduation, he didn’t expect to retire from the same company 30 years later. But he very much enjoyed his career, he says, and loved practicing law, eventually in every area except finance and patents.

In 1985, he was appointed Associate Counsel, responsible for legal matters concerning the company’s real estate, construction, and engineering. In that role, he developed a set of owners’ construction documents that are still being used. In 1993, he was promoted to Senior Associate Counsel, and environmental law and contract packing were added to his areas of responsibility. In 2001, he became Chief Environmental Counsel supporting health, safety, and environment issues, and in 2003, he was promoted to Assistant General Counsel. By his retirement in January 2007, Crutcher had identified, pursued, and secured a series of environmental insurance recoveries exceeding $17 million, according to General Mills.

Throughout his legal career, Crutcher dealt with stress through music. With no formal musical training, he taught himself to play the conga drums, flute, and vibraphone by playing along with records and CDs. When he was diagnosed with an aggressive form of prostate cancer five years ago, he realized it was time to make a commitment to the pastime that brought him so much joy. “Playing my music gives me satisfaction and some kind of peace,” he says.

A few months after his surgery, Crutcher bought a MalletKAT, technology’s answer to the large, heavy, difficult-to-transport vibraphone. He rounded up some talented, enthusiastic musicians and now, five years later, the Bill Crutcher Group has two CDs out and a third in the works.

Today Crutcher’s goals are to establish a family-friendly club where he can set up for a long-term gig, and to reach out to children in the community who have musical talent and want to learn an instrument. He plans to feature one young person on every CD the group makes. His latest recording effort includes a 13-year-old who plays the guitar. “The kid wants to play ‘Jingle Bells’ on our next CD,” Crutcher says, “and we’re going to let him.”

THOMAS A. SHANNON  
CLASS OF 1961

During his more than 30 years as a legal and educational leader, Tom Shannon has earned a solid national and international reputation as an expert in American public school law, governance, and educational administration.

He served as General Counsel and Chief Deputy Superintendent of the San Diego City Schools and in 1967 founded the Council of School Attorneys through the National School Boards Association (NSBA). In 1977, he became Executive Director of the NSBA in Washington, D.C., and watched the field of school law grow to the Council’s current membership of 3,000.

Shannon credits his “absolutely top-notch” professors at the Law School with his admission to the bar in Minnesota, California, Virginia, and the District of Columbia, all without ever taking a bar review course. “Dean Bill Lockhart took the position that if you graduated from the University of Minnesota Law School, you didn’t need a bar review course,” Shannon says. “And he was right.”

The Law School made him a better teacher, administrator, and leader because it taught him the crucial art of challenged thinking, “the necessity to explore and articulate ideas, knowing they will be challenged from beginning to end,” Shannon says. Mastering this art results in a carefully measured, or “lawyerly,” style. “It is an approach to thinking and talking in a way not really taught in other scholarly disciplines.”

These skills also made him a better father, he says. “I was used to being questioned, and I got good at cross-examination... That can be useful with teenagers.” He and his wife Barbara live in Arlington, Virginia, and their four grown children are doing well.

When Shannon retired in 1997, the NSBA Board of Directors named him Executive Director Emeritus for life. “I have an enduring commitment to our public schools as the single most important American institution to perpetuate our free democratic society and the rule of law in our increasingly diversified nation,” he says. As for his own education: “I owe a tremendous debt to the U of M Law School. I am so thankful I went there.”

By Kit Naylor, a freelance writer based in April 11-13, 2008 For more information, please contact Anita C. Foster, Director of Alumni Relations & Annual Giving at 612-626-5363 or anitac@umn.edu.
Class Notes

What’s new?

Have you changed jobs? Moved? Received an award? Gotten married? Share the important happenings in your life with your classmates and friends in the Class Notes section of Perspectives.

You can submit your news via our web site at www.law.umn.edu/alumni/submit.html; via fax at (612) 626-2002; via regular mail at N160 Walter F. Mondale Hall, 229 19th Avenue South, Minneapolis, MN 55455; or via email to Anita C. Foster at anitac@umn.edu. Also contact Anita if you’re interested in serving as a Class Reporter.

Be sure your items reach us by March 10, 2008, to be included in the next issue. And thanks for keeping in touch!

1953

Stanley Efron was selected as a 2007 Minnesota Super Lawyer by Minnesota Law & Politics, an honor he has received for several years. He practices at Henson & Efron PA in the areas of mergers and acquisitions, commercial transactions, and corporate finance.

1965

James Hale was one of five 2007 recipients of the national Burton Award, Legends in the Law, which recognizes the lifetime achievements of general counsels at major corporations. He retired in June 2004 from a 24-year career as executive vice president, secretary, and general counsel of Target Corp. Early in his career, he served as a law clerk on the U.S. Supreme Court for Chief Justice Earl Warren. He is a former partner at Faegre & Benson LLP, where he practiced law for 14 years, and is a Distinguished Alumnus of the Law School. Currently, he is a frequent speaker on corporate governance issues at continuing education and director education programs.

1967

Richard Nygaard has joined Schwebel, Goetz & Sieben PA. His practice will focus primarily on plaintiffs’ personal injury litigation.

1968

40th Reunion, April 11-13, 2008

Robert Hennessey, a partner at Lindquist & Vennum PLLP, was inducted into the American College of Trial Lawyers.

1969


Joe Dixon was selected as a 2007 Minnesota Super Lawyer by Minnesota Law & Politics. His practice areas include commercial and business litigation, and alternative dispute resolution.

1970

Harriet Lansing, a judge on the Minnesota Court of Appeals, was elected to serve a two-year term as vice president of the Uniform Law Commission, founded in 1892 to draft and promote enactment of uniform laws designed to solve problems common to all states. More than 350 lawyers from all U.S. states and territories make up the organization.

1971

Bill Forsyth was selected as a 2007 Minnesota Super Lawyer by Minnesota Law & Politics. He practices at Henson & Efron PA in the areas of family law, product liability and toxic tort litigation, and commercial and business litigation.

1972

Philip Garon, a partner at Faegre & Benson LLP, co-authored an article with Michael A. Stanchfield and Law School Professor John H. Matheson that received the 2007 Burton Award for Legal Writing in the professional category. “Challenging Delaware’s Desirability as a Haven for Incorporation” was published in 2006 in volume 32, issue 2, of the William Mitchell Law Review.

Rodger Young was named by President Bush to be one of five U.S. delegates to the United Nations General Assembly in New York for a term ending December 31, 2007. A founding partner of Young & Susser PC, he has resigned from the firm as required by law.

James Schwebel has been named one of the “100 Most Influential Attorneys in Minnesota History” by Minnesota Law & Politics. He founded Schwebel, Goetz & Sieben in 1974.
1973
35th Reunion, April 11-13, 2008

Alan Eidsness was selected as a 2007 Minnesota Super Lawyer by Minnesota Law & Politics. He practices in the areas of family law, commercial transactions, and estate planning, including tax law, at Henson & Efron PA.

1977

Susan Gaertner has announced her candidacy for the 2010 Democratic nomination for Minnesota Governor. She is currently Ramsey County Attorney.

Juanita Luis has received the 2007 Kirsten Christophe Memorial Award for Excellence in Trial and Insurance Law from the American Bar Association Tort Trial and Insurance Practice Section. The award goes to a section member who demonstrates legal expertise and personifies the exemplary attributes of Kirsten Christophe, a Trial and Insurance Practice Section Council member who died in the World Trade Center attacks.

Peter Riley received an “Excellence Award” from the Minnesota Association for Justice at its 2007 annual convention held in Alexandria, Minnesota. He practices at Schwebel, Goetz & Sieben PA in Minneapolis.

Susan Short was promoted to Vice President for Institutional Research, General Counsel, and Chief Operations Officer at the College of Visual Arts, St. Paul, Minnesota, where she has taught in the liberal arts department since 1997. After teaching and practicing law for many years, she returned to graduate school at the University of Minnesota and earned a Ph.D. in 1998.

Thomas Shroyer has been recertified as a Civil Trial Specialist by the Minnesota State Bar Association, one of a limited number of attorneys in Minnesota to have earned this credential, which he has held since 1988. He is President and CEO of Moss & Barnett, Minneapolis, and a member of the firm’s litigation practice area.

1978
30th Reunion, April 11-13, 2008


1979

Barbara D’Aquilla recently joined the firm of Fulbright & Jaworski.

Paul Torgerson was appointed to the Board of Regents, Luther College, Decorah, Iowa. He is a senior partner in the healthcare practice group of Dorsey & Whitney LLP and a managing principal with Dorsey Health Strategies, a healthcare consulting subsidiary of Dorsey & Whitney.

1981

Mark Sellner was named Director of Graduate Studies in Taxation at the University of Minnesota’s Carlson School of Management, where he teaches graduate level courses on corporate tax, mergers and acquisitions, and accounting for income taxes.

1982

Jeanne Unger has joined Bassford Remele and is practicing in insurance coverage litigation and appellate law.

1983
25th Reunion, April 11-13, 2008

Susan Conley has joined Arthur, Chapman, Kettering, Smetak & Pikala PA as an associate in the Workers’ Compensation law practice group and the general liability practice group.

Alumni Receptions

St. Paul: June 28, 2007

Alumni socialize at the Law School’s reception held during the MSBA Annual Meeting at St. Paul’s RiverCentre.

San Francisco: August 9, 2007

Dean Guy Charles and Doug Winthrop (’91) at the alumni reception held during the ABA meeting in San Francisco. Winthrop along with Howard Rice Nemerovski Canady Falk & Rabkin generously hosted the event.
Thomas Mielke was named Senior Vice President of Law, Government Affairs, and Chief Compliance Officer of Kimberly Clark Corp.

1984

Mike Christenson was named director of the Minneapolis Department of Community Planning and Economic Development by Minneapolis Mayor R.T. Rybak.

1985

Elaine Kumpula has joined Faegre & Benson LLP and will work on employment-based immigration matters.

1986

John Castaneda has been named a partner at Corti, Aleksy and Castaneda, a firm of three partners and four associates concentrating on personal injury and Workers’ Compensation law. He was also named editor of the 2007 newsletter of the Workers’ Compensation Lawyers Association and a 2007 Illinois Super Lawyer.

Karl Doss has been named Director of Judicial Programs for the Supreme Court of Virginia.

Robert Torgerson received the Legal Service in the Public Interest award from his firm, Leonard, Street and Deinard, for his commitment to pro bono legal service benefiting the greater Twin Cities community. He was honored for appealing an asylum decision and crafting alternative strategies in an effort to avoid deportation of an AIDS-stricken family from Africa because of an expired visa.

1987

Timothy Dordell has been appointed Vice President, Secretary, and General Counsel of the Toro Company, based in Bloomington, Minnesota, by its board of directors.

1988

20th Reunion, April 11-13, 2008

Maura O’Connor has been appointed chair of the Los Angeles County Economic Development Corporation’s Land Use Strategic Advisory Committee. She is a partner at McKenna Long & Aldridge LLP, Los Angeles.

1989

Stephen Plunkett has joined Bassford Remele, where his practice concentrates on healthcare and insurance defense litigation.

1990

David Quinby has joined the Minneapolis practice of Stoel Rives LLP.

1991

Ben Anderson has joined Deephaven Capital Management LLC, one of the largest hedge fund advisers in the nation, as General Counsel. Previously he was General Counsel of RBC Dain Rauscher, a national, full-service broker-dealer based in Minneapolis.

Chad Baruch was elected section representative to the State Bar of Texas Board of Directors and gained membership in the State Bar College.

Melinda Maher has joined Oppenheimer Wolff & Donnelly LLP as a partner practicing in the areas of employee benefits and healthcare.

Meredith McQuaid was appointed Associate Vice President and Dean of International Programs at the University of Minnesota.

St. Louis: August 13, 2007

Dean Guy Charles, Thomas Boman (’81), Christine Thompson, John Thompson (’66), John Kindschuh (’04), and R.G. Earnest (’04) at the alumni reception in St. Louis, generously hosted by Boman along with Advantage Capital Partners.

Rochester: September 20, 2007

Dean Guy Charles, Steve Hanke (’06), David Pederson (’02), Ryan Shannon (’05), and William Volkmar (’79), at the alumni reception generously hosted by Volkmar along with Dunlap & Seeger in Rochester, Minnesota.
Alumni Perspective

1993
15th Reunion, April 11-13, 2008

Krister Johnson was appointed to a three-year term on the Stearns History Museum Board of Directors and practices with Gempeler, Kenyon & Butwinick PLC, St. Cloud, Minnesota.

Kent Mattson has been the project consultant for the Fergus Falls, Minnesota, Kirkbridge/Regional Treatment Center since 2001. He is managing partner of Pemberton, Sortie, Rufer, & Kershner.

Scott Neilson was selected as a 2007 Minnesota Super Lawyer by Minnesota Law & Politics. He practices in the areas of commercial and business litigation, real estate litigation, products liability and toxic tort litigation, and employment law with Henson & Efron PA.

Scott Stonebruner, who has been with Wood, Herron, and Evans LLP since 1997, will lead its new office in Louisville, Kentucky.

1994

Timothy Mulrooney was selected as a 2007 Minnesota Super Lawyer by Minnesota Law & Politics. He works at Henson & Efron PA, where his practice areas include family law, appellate criminal defense, and general litigation.

1995

James Korn has been named Chief Executive Officer of Temp-Air Inc. (formerly Rupp Industries).

John Laravuso has joined the product liability group of Lindquist & Vennum PLLP, which represents manufacturers locally, regionally, and nationally in personal-injury and property-damage lawsuits. A trial lawyer with more than a decade of experience representing clients nationally in state and federal courts, he will practice in the areas of commercial and product liability litigation.

Richard Pins received the Legal Service to the Indigent award from his firm, Leonard, Street and Deinard, for his commitment to pro bono legal service benefiting the greater Twin Cities community. He was honored for his work providing legal assistance to indigent clients in child support and visitation rights cases.

Brian Schoenborn has received the Presidents’ Award from Minnesota Hockey, the governing body for youth and amateur ice hockey in Minnesota. He has served as legal counsel for Minnesota Hockey for nearly a decade, during which many important initiatives were launched, including on-ice safety rules for players and coaches and mandatory criminal background checks for coaches. He is a managing partner of Leonard, Street and Deinard’s St. Cloud, Minnesota, office.

1996

David Flower has joined Lindquist & Vennum PLLP.

Michael Nikkel has joined Global Infrastructure Partners, which recently opened an office in Hong Kong that will serve as a base for investment activities across Asia. He is a partner and will spearhead the firm’s efforts in Asia. Most recently, he led the development and operation activities of OneEnergy, a joint venture of CLP Holdings and Mitsubishi Corp., an independent power company doing business in Taiwan and Southeast Asia.

Nadeem Siddiq received an LL.M. in banking and financial services law from Osgoode Hall Law School of York University and was named Senior Legal Counsel in the BMO Financial Group Law Department in Toronto.

1997

James Lamm has joined Gray Plant Mooty Mooty & Bennett PA.

Farhad Patel has joined Jenner & Block LLP in Chicago.

Amy Jo Versolato is the manager of institutional philanthropy at the Center for Victims of Torture in Minneapolis.

1998

10th Reunion, April 11-13, 2008

Shannon Berg has joined Sandahl & Associates in Minneapolis.

Jason Lien has been named a partner at Maslon Edelman Borman & Brand LLP. He handles a variety of complex litigation matters, including business tort and fraud actions, breach of contract claims, product liability cases, shareholder disputes, and medical malpractice litigation.

Clara Ohr has joined Deutsche Bank’s energy derivatives group at its New York office.

1999

Jeannette Arazzi has been named a partner at Sidley Austin LLP in Chicago. She works in the structured finance and securitization practice groups.

Stacy Bettison has joined Rothenberg Associates LLC, Minneapolis, the region’s only attorney-led communications firm, as communications counsel. She will support the firm’s litigation and crisis communications practice.

Jacqueline Cottingham-Zierdt has received the University of Minnesota President’s Award for Outstanding Service in recognition of exceptional assistance and commitment, well beyond her regular duties, to the University and the University community, its schools, colleges, departments, and other units.

David Fuller has accepted an in-house litigation position with Accenture Legal Group, Chicago.

Jennifer (Falk) Woodmansee, who served as a judge advocate in the Marine Corps after completing Law School, is now Assistant Chief Counsel for Immigration and Customs Enforcement with the Department of Homeland Security.

2000

Robert Barteaux is working as a criminal lawyer in Toronto.

Clayton Chan has been selected as a 2007 “Up and Coming Attorney” by Minnesota Lawyer. He practices in the Estate and Business Succession Planning Department at Winthrop & Weinstine PA.

Kellie Johnson is working as an international compliance officer at Verifications Inc.

Nina Mojiri-Azad has joined the corporate practice group of McDermott Will & Emery LLP in its Washington, D.C., office.

2001

Anna Burgett has joined Briggs and Morgan PA and is practicing in the Real Estate and Finance Department.

Benjamin Butler was granted a writ of certiorari by the U.S. Supreme Court in the case of Danforth v. Minnesota (06-8273). He is an Assistant State Public Defender for the state of Minnesota.

Sarah Jain has joined Cypress Semiconductor Corp. as in-house employment and immigration counsel.
Happy Hour for Recent Grads

On May 22, 2007, more than 100 recent graduates of the Law School got together at Chambers Rooftop Lounge, downtown Minneapolis, for a happy hour and benefit. The event, hosted by the Office of Alumni Relations, raised more than $4,500 for the Law School.

In addition, for the first time, a similar event was held for recent Law School graduates in the Washington, D.C., area. The October 5, 2007, happy hour was held at The Front Page in the historic Dupont Circle section of Washington, D.C.

2002

Kenyon Dove has been elected President of the Weber County (Utah) Bar Association for 2008. He is an associate with Smith Knowles PC in Ogden and practices in real estate litigation and transactions.

Christopher Grengs has been awarded one of three William E. Swope Antitrust Prizes in a national competition for young lawyers sponsored by the law firm Jones Day. He is currently an attorney with the U.S. Federal Trade Commission in Washington, D.C.

Gabriel Holloway received the Legal Clinic Volunteer of the Year award from his firm, Leonard, Street and Deinard, for his commitment to pro bono legal service benefiting the greater Twin Cities community. He successfully appealed a Social Security disability insurance case on behalf of his client, entitling her to benefits dating back to 2003.

Alexis Pheiffer has joined Steptoe & Johnson LLP in Phoenix, Arizona, as an associate in the labor and employment group. Her practice focuses on management side labor and employment law and involves both litigation and counseling on behalf of employers. She was named a Wisconsin Rising Star in 2006 by Wisconsin Law & Politics.

Jessica Wymore has joined Stich, Angell, Kreidler & Dodge PA.

2003

5th Reunion, April 11-13, 2008

Robin Bowen has joined Simmonds and Narita LLP in San Francisco and practices in consumer services litigation.

Michelle Kreidler Dove has joined Dorsey & Whitney LLP as a member of the banking and corporate groups.

Nicole Druckrey has joined Quarles & Brady LLP in Milwaukee.

Mark Fredkove is working as a special agent with the Federal Bureau of Investigation in Chicago.

Benjamin Schneider has joined the New York office of Torys LLP as a member of its restructuring and insolvency group.

Daniel Yan has joined Fish & Richardson PC in its Washington, D.C., office as an associate in the litigation group and will focus his practice on International Trade Commission litigations.
Courthouse Renamed in Honor of Heaney

On Oct. 6, 2007, retired Judge Gerald W. Heaney received a special honor when a building in Duluth, Minnesota, was rededicated as the Gerald W. Heaney Federal Building and U.S. Courthouse and Customhouse.

Judge Heaney graduated from the Law School in 1941 and started a law practice in Duluth. In 1966, President Lyndon B. Johnson appointed him to the U.S. 8th Circuit Court of Appeals as an appellate judge, a position Heaney held for 40 years. He has long been known across the region for his knowledge of labor law.

2004

Lori Buchheim ended a clerkship with Judge Marilyn Brown Rosenbaum in Hennepin County and has become an associate with Quannstrom & Doering PA in Marshall, Minnesota. She will concentrate on criminal prosecution as an assistant city attorney and also represent clients in family practice matters. She recently got engaged.

Katie Connolly has joined Halleland Lewis Nilan & Johnson as an associate practicing in the litigation group.

R.G. Earnest has joined Bryan Cave LLP in St. Louis as an associate working in the tax advice and controversy group.

Duncan McQueen has joined Van Osdol, Magruder, Erickson & Redmond PC in the corporate and tax law group. He recently obtained an LL.M. in taxation from the University of Minnesota.

Stacey L. Mitchell is a visiting assistant professor at the Law School’s campus in Beijing, China.

Shawn Rauckman has left a position as a litigation associate in a Minneapolis firm to join the employment, labor, and benefits group of Ruder Ware LLSC in its Eau Claire, Wisconsin, office.

Steven Reeves has joined Faegre & Benson LLP as an associate in the corporate practice group. He represents corporate clients in a wide range of matters, including mergers and acquisitions, securities transactions, corporate governance and general corporate matters.

2005

Adrian Eggen has joined Faegre & Benson LLP.

Debra Frimerman has joined the Minneapolis practice of Stoel Rives LLP.

Michelle Marshall has joined Mayer Brown Rowe & Maw in Chicago as an associate in the tax controversy group. She recently received her LL.M. in taxation from Northwestern University.

Daniel Van Dyk is working at Briggs and Morgan PA, Minneapolis, and recently married Aly Tomme (class of 2006).

2006

Thomas Anderson has joined Herrick & Hart SC in Eau Claire, Wisconsin, and will focus on business law, estate planning, real estate, and litigation.

Katherine Clark has joined Chadbourne & Parke LLP as a litigation marketing specialist in the New York office.

Elizabeth Del Cid has joined Burke, Williams & Soresen LLP, where she practices environmental and natural resources law and public law.

Jonathan Drewes has joined Beisel & Dunlevy PA, Minneapolis, as an associate and will practice in the areas of real estate litigation, title insurance litigation, general real estate, and creditor remedies.

Tovah Flygare has started the nonprofit organization Working Partnerships Inc., which works with Minneapolis unions and focuses on responsible economic development and systemic change to improve the lives of working families.

David Friedman has taken a position as staff attorney with New York-based Financial Clinic, a nonprofit financial development organization that assists working-pooy families caught in the wage gap to achieve financial stability by providing legal support and financial counseling.

Jacob Rodenbiker has been a prosecutor with the Miami-Dade State Attorney’s Office since August 2006 and represents the state of Florida in many cases, including the specialized Domestic Violence Unit.

Jody Ward has joined the national labor and employment law firm of Ford & Harrison LLP in its Minneapolis office.

Sara Willey has joined the Labor and Employment Department of McGuireWoods in Los Angeles.

Clayton Williams has joined the U.S. Patent and Trademark Office as a patent examiner in Alexandria, Virginia.

2007

Geneva Finn is working in the Institute on Race & Poverty at the Law School.

Benjamin Hendrick has joined McCarter & English LLP as an associate in its corporate practice group in Newark, New Jersey.

Spring Alumni Weekend is about coming back to celebrate your years at the Law School and the friendships you formed here, and it presents an opportunity to show your support for the Law School. Those of you with class reunions in 2008 are encouraged to “participate in something great” by making a special increased gift or pledge to the Law School this year.

To get involved or for more information, please contact: Anita C. Foster, Director of Alumni Relations & Annual Giving at 612-626-5363 or anitac@umn.edu.

“Let your memory be your travel bag.”
—Alexander Solzhenitsyn
In Memoriam

CLASS OF 1936
Myer R. Shark
May 16, 2007
St. Louis Park, Minn.

CLASS OF 1947
James H. Collins
March 7, 2007
Frankfort, Mich.

CLASS OF 1948
Curtis Berg
May 8, 2007
Green Valley, Ariz.

CLASS OF 1949
Robert Forsythe
July 10, 2007
Minneapolis, Minn.

CLASS OF 1950
C. Harold Peterson
April 2, 2007
Tucson, Ariz.

CLASS OF 1951
Glenn Gordon Nybeck
March 20, 2007
Edina, Minn.

CLASS OF 1952
Thomas Forsberg
July 15, 2007
Coon Rapids, Minn.

Lee N. Johnson
May 17, 2007
North Oaks, Minn.

CLASS OF 1954
Henry A. Gregg
May 24, 2006
St. Paul, Minn.

Thomas Wolf
March 29, 2007
Rochester, Minn.

CLASS OF 1958
A. Logan Langwith
Bloomington, Minn.

CLASS OF 1959
Ronald Jacks
July 6, 2007
Matapouri, New Zealand

CLASS OF 1960
Richard Dols
June 10, 2007
Midlothian, Va.

Theodore Hall
June 4, 2007
St. Paul, Minn.

CLASS OF 1969
Rick Colvin
June 16, 2007
Rochester, Minn.

CLASS OF 1971
Viola Kanatz
June 27, 2007
Brooklyn Center, Minn.

CLASS OF 1972
Mary Gludt
July 19, 2007
Annapolis, Md.

CLASS OF 1974
Bradley Sweet
September 28, 2007
Eagan, Minn.

CLASS OF 1993
Frank Kara
July 28, 2007
Maple Grove, Minn.

CLASS OF 1997
Kristin Allard Vollmers
January 5, 2005
Minneapolis, Minn.

Special Memorial

Frank Kara, Director of Compliance for the University of Minnesota Athletics Department, passed away July 28, 2007, at age 40 after a year-long struggle with cancer.

Soon after graduating from the Law School (class of 1993), he began his quest to improve Athletics Department communication and awareness of regulations and requirements. He achieved his goal of ensuring that people stopping by with questions “come away with the understanding that you can play by the rules and still win.”

Kara is survived by his wife, Denise; two daughters, Sydney and Alexandra; his mother, Kathern; a brother, Earl; a sister, JoAnn; and several nieces and nephews.
Accessible, exceptional, rigorous, theoretical, collegial, preparatory. These are the words nearly 800 alumni used most often to describe the University of Minnesota Law School in an online survey administered this past summer. Faculty, staff, and students also completed the survey, and results are guiding the Law School’s efforts to enhance its communication efforts. Among these efforts are a dynamic, streamlined Web site scheduled to launch in December, a new brochure for prospective students, and Minnesota Public Radio sponsorships.

Alumni offered valuable feedback about the Law School in several key areas:

- 94% rated it above average or excellent.
- Alumni, along with faculty, staff, and students, ranked quality of teaching, employability, clinical education, and cost of attendance as the most important elements.
- Most consider Perspectives to be a valuable link to the school and read it regularly.

Survey findings have offered and will continue to provide constructive recommendations as the Law School shares its many attributes and activities with prospective students, alumni, the legal community, and the general public. Through its many communication channels, the Law School seeks to convey not only the larger issues—such as curriculum changes, employment and bar-passage rates, alumni accomplishments, clinical activities—but also the day-to-day proceedings that are part of preparing students for tomorrow’s world and helping alumni thrive.

Our survey found that a significant percentage of alumni value the Law School’s Continuing Legal Education offerings. Among upcoming educational opportunities are Super CLE Week in March and the lecture series, which continues to present distinguished jurists and academics from the Law School and across the country. In 2008, lectures will feature Law School Professor Richard Painter on February 5, Law School Professor Edward S. Adams on March 11, Yale Law School’s Heather K. Gerken on March 25, Law School Professor Susan Wolf on April 1, Law School Professor Robert A. Stein on April 8, and University of California-Berkeley, School of Law’s Professor Angela P. Harris on April 15.

Our sincere thanks go to everyone who completed the survey and offered thoughtful comments to guide us in making smart, effective decisions about our communications. We value your insights and suggestions and hope you will continue to share them with us by contacting Cynthia Huff, Director of Communications, at 612-625-6691 or huffx070@umn.edu.

We hope to see you during the Spring Alumni Weekend, April 11
For America, 1929 was a tumultuous year. It was the year of the stock market crash and the St. Valentine’s Day Massacre. Officials struggled to enforce the 18th Amendment. In his Inaugural Address, President Herbert Hoover stated that “Reform, reorganization and strengthening of our whole judicial and enforcement system, both in civil and criminal sides, have been advocated for years by statesmen, judges, and bar associations. First steps toward that end should not longer be delayed.”

For the Law School, 1929 was a very good year. Many members of the graduating class went on to embody the leadership, excellence, and ethical standards that their law professors had taught them to value. In 1989, six members of the class gathered with then-dean Robert Stein (‘61) for this photo. They are:

Melvin C. Steen, a founding partner of Cleary Gottlieb Steen & Hamilton, member of the Board of the Sherman Fairchild Foundation and the Legal Aid Society, and recipient of the University of Minnesota alumni Outstanding Achievement Award

Samuel Sigal, a life-long representative of the worker, from before enactment of the Taft Hartley Act and continuing into retirement

Harold Stassen, Dakota County Attorney (1930-1938); the nation’s youngest elected governor, of Minnesota (1938-1943); President of the University of Pennsylvania (1948-1953); signer of the United Nation’s Charter; U.S. Director of Foreign Operations under President Eisenhower (1953-1955); and a recipient of the University of Minnesota alumni Outstanding Achievement Award


Robert Stein, Vice President for Administration and Planning of the University of Minnesota (1977-1979); Dean of the University of Minnesota Law School (1979-1994); Law School William S. Pattee Professor of Law (1990-1994); Executive Director and COO of the American Bar Association (1994-2006); of counsel at Gray Plant Mooty; Commissioner and member of the Executive Committee of the National Conference of Commissioners on Uniform State Laws; and member of the Council and the Executive Committee of the American Law Institute

Matthew L. Levitt, founder of Levitt, Palmer, Bowen, Rotman, & Share; president of the Hennepin County Bar Association; and member of boards of the St. Louis Park Schools, the Legal Aid Society, Mt. Sinai Hospital, Methodist Hospital, Sister Elizabeth Kenney Foundation, and the Carlson Companies

Howard E. Buhse, a partner of Hornblower & Weeks in Chicago; managing partner and chairman of the executive committee of Hornblower & Weeks–Hemphill Noyes in New York; president of the Bond Club of New York; governor of the New York Stock Exchange; chairman of the board of the National Association of Securities Dealers; and investment broker, investment advisor, and Wall Street leader.
To make a gift to the Law School
visit www.law.umn.edu/giving or call Anita C. Foster at 612-626-5363.

The Law School's Partners in Excellence Annual Fund
forms the backbone of support for the Law School.

The Annual Fund strengthens the Law School’s existing programs and
provides the deans with flexibility to pursue important new initiatives.
Your gift to the Annual Fund:

- Funds scholarships for students who might otherwise be unable to attend
  the Law School
- Provides resources for the Clinics
- Strengthens the Law Library
- Attracts and retains top-notch faculty
- Funds journals, conferences, and symposia

A strong Annual Fund ensures that today’s students receive an excellent legal
education and helps to preserve and enhance the value of a Law School degree.

All gifts to the Law School are important, and your participation sends
a strong message that our graduates value their Law School. Law school
rankings are affected by alumni giving rates, and strong alumni participation
helps to recruit the best students and faculty.

To make a gift to the Law School
visit www.law.umn.edu/giving or call Anita C. Foster at 612-626-5363.

Your participation is critical. Please make a gift today!