

**STEVEN GOODE**  
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Austin, Texas 78705  
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## **EDUCATION**

J.D., Yale Law School, 1975

B.A., Williams College, 1972

## **PROFESSIONAL EXPERIENCE**

University of Texas School of Law -- 1977 – present

W. James Kronzer Chair in Trial and Appellate Advocacy, 2006 - present

University Distinguished Teaching Professor, 1998 – present

Dean ad interim – 2006

Associate Dean for Academic Affairs -- 1998 – 2005

John Jeffers Research Chair in Law – 2006

G. Rollie White Teaching Excellence Chair in Law – 2004 - 2006

Fulbright & Jaworski Professor of Law, 1988-2004

Subjects currently teaching: Evidence, Criminal Law, Professional Responsibility

Children's Defense Fund of the Washington Research Project

Staff Attorney, 1975-77

## **PUBLICATIONS**

### **Books**

1 & 2 TEXAS PRACTICE, GUIDE TO THE TEXAS RULES OF EVIDENCE (with Wellborn) (4th ed. 2016)

2A TEXAS PRACTICE, COURTROOM HANDBOOK OF TEXAS EVIDENCE (with Wellborn) (26th ed. 2019)

COURTROOM HANDBOOK OF FEDERAL EVIDENCE (with Wellborn) (25th ed. 2019) [reprinted in 31A FEDERAL PRACTICE AND PROCEDURE, Evidence Rules: Quick Reference Guide]

COURTROOM EVIDENCE HANDBOOK (with Wellborn) (22nd ed. 2019)

TEXAS TRIAL OBJECTIONS (with Wellborn) (2<sup>nd</sup> ed. 2010)

EVIDENCE (Sum and Substance Quick Review series) (6<sup>th</sup> ed. 2013)

## **Papers and Articles**

“Hearsay Update: Practicing in a Wireless World,” State Bar of Texas Advanced Evidence and Discovery Conference (April, May 2018)

“Monitored Conversations,” 41st Annual Page Keeton Civil Litigation Conference (Nov. 2017)

“Hearsay Evidence: An Old Rule in a Modern World,” Civil Justice Conference, Texas Center for the Judiciary (April 2017)

“Hearsay in a Wireless World,” State Bar of Texas Advanced Evidence and Discovery Conference (April, May 2016)

“Attorney-Client Privilege vs. Work Product vs. Duty of Confidentiality,” 39th Annual Page Keeton Civil Litigation Conference (Oct. 2015)

“The Texas Disciplinary Rules of Professional Conduct: A Look Forward,” 55 The Advocate 20 (Summer 2011)

The Admissibility of Electronic Evidence, University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2010)

The Admissibility of Electronic Evidence, University of Texas Law School Continuing Legal Education, Technology Law Conference (May 2010)

“The Admissibility of Electronic Evidence,” 29 Rev. Litig. 1 (2009)

Admissibility of Electronic Evidence, American Bar Ass’n 31<sup>st</sup> Annual Forum on Franchising (Oct. 2008)

“Bob Dawson: The Law School’s Stan Musial,” 84 Texas L. Rev. 1681 (2006)

“Evidence Update,” 34 The Advocate (Spring 2006)

Evidence Update, University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2005)

Evidence Update, University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2004)

Evidence Decisions of the Fifth Circuit 2003-2004 (prepared for Judicial Conference for the Fifth Circuit May 2004)

Evidence Update, 27th Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 2003)

Evidence Update, 26th Annual Advanced Civil Trial Course (State Bar of Texas 2003)

“The Role of Criminal Law in the Enforcement of Environmental Laws,” Revista da Faculdade de Direito Universidade Federal do Rio Grande do Sul, Edicao Especial 127

(Aug. 2002); reprinted “O Papel do Direito Criminal no Cumprimento dos Direitos Ambientais,” *Cadernos do Programa de Pós-Graduação em Direito* 53 (Aug. 2004)

Evidence Update, 26th Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 2002)

Evidence Update, 25th Annual Advanced Civil Trial Course (State Bar of Texas 2002)

Evidence Update, 25th Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 2001)

Evidence Update, 24th Annual Advanced Civil Trial Course (State Bar of Texas 2001)

Evidence Update, 24th Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 2000)

Hearsay Explained, Federal Practice Seminar (Federal Bar Association 2000)

Hearsay Survey, 23d Annual Advanced Civil Trial Course (State Bar of Texas 2000)

Hearsay and Relevancy Explained, 5th Annual Evidence and Procedure Symposium (University of Texas Law School Continuing Legal Education 2000)

Evidence Update, Advanced Civil Trial Law Course (State Bar of Texas 1999)

Evidence Update, 23rd Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 1999)

Ten Things You Ought to Know About Hearsay, 11<sup>th</sup> Annual Advanced Evidence and Discovery Course (State Bar of Texas 1998)

Evidence Update, 22nd Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 1998)

Evidence Update, 8th Annual Conference on State and Federal Appeals (University of Texas Law School Continuing Legal Education 1998)

Admissibility of Expert Testimony -- 3d Annual Evidence and Procedure Symposium (University of Texas Law School Continuing Legal Education 1998)

Evidence Update, 21st Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 1997)

Hearsay: Admissions and Declarations Against Interest -- Advanced Evidence and Discovery Conference (State Bar of Texas 1997)

Privileges -- Second Annual Evidence and Discovery Symposium (University of Texas Law School Continuing Legal Education 1997)

Evidence Update, 20th Annual Products Liability & Personal Injury Law Conference (University of Texas Law School Continuing Legal Education 1996)

The Law of Experts After Daubert and Robinson -- Evidence and Discovery Symposium  
(University of Texas Law School Continuing Legal Education 1996)

Evidence Update, 6th Annual Conference on State and Federal Appeals (University of Texas  
Law School Continuing Legal Education 1996)

Evidence Update, 19th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1995)

A Scholarly "Study" Full of Holes, TEXAS LAWYER, July 24, 1995 at 22

The Use of Experts in the Post-Daubert Era -- 12th Annual Trial Tactics Seminar (University of Texas  
Law School Continuing Legal Education 1994)

Evidence Update, 18th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1994)

Privileges and Discovery, Specific Relevancy Rules, Impeachment, and Expert and Opinion Evidence  
(Texas College of Advanced Judicial Studies 1994)

Evidence Update, 17th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1993)

Specific Relevancy Rules, Impeachment, and Expert and Opinion Evidence (Texas College of  
Advanced Judicial Studies 1993)

Evidence Update, 16th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1992)

Evidence Update, 15th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1991)

Cash Clients, Mules, Hit-and-Run Drivers, 13 Fla. Crim. L. Sec. Newsletter 39 (June/July 1991)

Identity, Fees, and the Attorney-Client Privilege, 59 Geo. Wash. L. Rev. 307 (1991)

Evidence Update, 14th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1990)

Evidence Update, 13th Annual Products Liability and Personal Injury Law Conference (University of  
Texas Law School Continuing Legal Education 1989)

The Turncoat Witness and the Demise of the Voucher Rule, 18 Voice for the Defense 18 (1988)

Rules of Evidence, 11 Discovery 14 (1988) (with Sharlot and Wellborn)

Summary of Changes Effected by the Texas Rules of Criminal Evidence, 5 The Advocate 11 (1986)

Summary of Changes Under the Proposed Texas Criminal Evidence Rules, Judicial Training Group  
(1985)

Cases and Materials on Evidence for Advanced Evidence Course (University of Texas School of Law Continuing Legal Education 1985)

Article V: Privileges, (with Sharlot, M.), 20 Houston L. Rev. 273 (1983)  
Reprinted in TEXAS RULES OF EVIDENCE HANDBOOK (1983); TEXAS RULES OF EVIDENCE HANDBOOK (2d ed. 1993)

The Changing Nature of Local Government Liability Under Section 1983, 22 Urban Law Annual 401 (1981)

The Role of Counsel in the Civil Commitment Process: A Theoretical Framework, 84 Yale L.J. 1540 (1975)

### **RECENT SPEECHES AND PRESENTATIONS**

“Hearsay,” Texas Access to Justice Foundation, Texas Pretrial Academy (June 2019)

“Hearsay Update: Practicing in a Wireless World,” State Bar of Texas Advanced Evidence and Discovery Conference (April, May 2018)

“Monitored Conversations,” 41st Annual Page Keeton Civil Litigation Conference (Nov. 2017)

“Campus Carry: What’s Happened in Texas and What Does It Mean For Your State?,” Annual Meeting, American Association of Law Libraries (July 2017)

“Evidence Quiz,” 27<sup>th</sup> Annual State and Federal Appeals Conference (June 2017)

“Hearsay Evidence: An Old Rule in a Modern World,” Civil Justice Conference, Texas Center for the Judiciary (April 2017)

“Hearsay in a Wireless World,” 40th Annual Page Keeton Civil Litigation Conference (Oct. 2016)

“Campus Carry is the Law. Now What,” Texas Tribune Festival (Sept. 2016)

“Campus Carry Panel,” Seventh Annual Texas Higher Education Symposium (Aug. 2016)

“Attorney-Client Privilege vs. Work Product vs. Duty of Confidentiality,” State and Federal Appeals Conference (June 2016)

“Hearsay and Confrontation,” Austin Criminal Defense Lawyers (May 2016)

“Campus Carry at UT,” Austin Bar Real Estate Section, (May 2016)

“Hearsay in a Wireless World,” State Bar of Texas Advanced Evidence and Discovery Conference (April, May 2016)

“Bracing For Campus Carry in the Lone Star State,” SXSWedu Panel (Mar. 2016)

“Guns and Gun Violence on Campus,” Syracuse University Graduate School (Feb. 2016)

“Campus Carry at UT Austin,” Academic Counselors Association/Association of Professionals in Student Affairs, 26th Annual Professional Development Day Conference (Feb. 2016)

“Collective Viewpoints: Campus Carry,” 23<sup>rd</sup> Annual Texas Academic Advising Network Conference (Feb. 2016)

“Current Topics Impacting Higher Education,” Texas Higher Education Human Resource Association Winter Conference (Feb. 2016)

“Attorney-Client Privilege vs. Work Product vs. Duty of Confidentiality,” 39th Annual Page Keeton Civil Litigation Conference (Oct. 2015)

“Hearsay and Impeachment,” Texas Access to Justice Foundation, 2015 Texas Pretrial Academy (June 2015)

“Evidence Challenge,” University of Texas Law School Continuing Legal Education, State and Federal Appeals Conference (June 2015)

“Reliable and Unreliable Evidence in U.S. Criminal Cases,” International Visitor Leadership Program (Dec. 2014)

“Evidence,” University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2014)

“Evidence, Texas College for Judicial Studies, Core Track (May 2014)

“Use of Evidence at Trials,” Oral Trials and Justice Reform Issues, International Visitor Leadership Program (Dec. 2013)

“Admissibility of Electronic Evidence,” 2012 Bankruptcy Bench and Bar Conference, Western District of Texas (June 2012)

“Evidence,” Texas Center for the Judiciary (Feb. 2012)

“A Geysers of Objections,” Texas Association of Defense Counsel, Summer Seminar (July 2011)

“Hearsay and Impeachment,” Texas Access to Justice Foundation, 2011 Texas Pretrial Academy (June 2011)

“The Admissibility of Electronic Evidence,” University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2010)

“The Admissibility of Electronic Evidence,” University of Texas Law School Continuing Legal Education, Technology Law Conference (May 2010)

“Impeachment,” Texas Access to Justice Foundation, 2009 Evidence Academy (May 2009)

“Admissibility of Electronic Evidence,” University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2008)

“Evidentiary and Trial Issues in Franchise Cases,” Panel, American Bar Ass’n, 31<sup>st</sup> Annual Forum on Franchising (Oct. 2008)

“Recent Developments in Evidence: Confrontation and Electronic Evidence,” Williamson County Bar Association (Apr. 2008)

“Developments in the Law of Evidence,” Dallas Bar Association Trial Skills (Nov. 2007)

“Evidence Update,” University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2007)

“Rules of Evidence Related to Witnesses,” Texas Access to Justice Commission, Evidence Seminar (May 2007)

“The Future of Products Liability: Views From the Bench,” (Moderator), Review of Litigation Symposium (Mar. 2007)

“Hearsay,” Texas Municipal Courts Education Center (webinar) (Feb. 2007)

“Developments in the Law of Evidence,” Dallas Bar Association Trial Skills (Dec. 2006)

“Evidence Update,” State Bar of Texas, Litigation Update Institute 2006 (Jan. 2006)

“Evidence Update,” University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2005)

“Ruling on Evidence in a High Tech World,” Panel discussion, National Association of Women Judges, 27<sup>th</sup> Annual Conference, The New Frontier (Oct. 2005)

“Evidence Update,” Dallas Bar Association Bench Bar Conference (Oct. 2005)

“Evidence,” College for New Judges, Texas Center for the Judiciary (December 8, 2004)

“Evidence Update,” University of Texas Law School Continuing Legal Education, Page Keeton Civil Litigation Conference (Oct. 2004)

“Beauty in the Eye of the Beholder—Evidence,” Panel discussion, Judicial Conference for the Fifth Circuit (May 13 and 14, 2004)

“Impeachment, Relevance and Hearsay,” Texas College for Judicial Studies, Texas Center for the Judiciary (April 27, 2004)

“Relevance and Hearsay,” Jefferson County Bar Association (April 2004)

“Evidence Update,” University of Texas Law School Continuing Legal Education, 27<sup>th</sup> Annual Products Liability & Personal Injury Law Conference (Oct. 2003)

“Evidence Update,” State Bar of Texas, 26th Annual Advanced Civil Trial Course (Aug., Oct., Nov. 2003)

“Relevance and Hearsay,” Texas College for Judicial Studies, Texas Center for the Judiciary (May 6, 2003)

“Children in the Courtroom,” Texas Center for the Judiciary, Winter Regional Conference (Feb. 2003)

“Evidence Update,” State Bar of Texas, 19th Annual Litigation Update Course (Jan. 2003)

“Evidence Update,” University of Texas Law School Continuing Legal Education, 26th Annual Products Liability & Personal Injury Law Conference (Oct. 2002)

“Evidence Update,” State Bar of Texas, 25th Annual Advanced Civil Trial Course (Aug., Oct., Nov. 2002)

“American Criminal Law,” First Seminar on Introduction to American Law—Organized and White Collar Crime, Ministry of Justice, Brasilia, August 12-13, 2002

“American Criminal Law,” Universidade Federal do Rio Grande do Sul, Intensive Course on The Protection of the Weaker Party—Perspectives of the Brazilian, American and Argentine Legal Systems, August 7-9, 2002

“Hearsay,” Texas Association of Administrative Professional Adjudicators, May 31, 2002

“Relevance and Hearsay,” Texas College for Judicial Studies, Texas Center for the Judiciary, May 20, 2002

“Evidence Update,” University of Texas Law School Continuing Legal Education, 25th Annual Products Liability & Personal Injury Law Conference (Nov. 2001)

“Evidence Update,” State Bar of Texas, 24th Annual Advanced Civil Trial Course (Aug., Oct., Nov. 2001)

“American Criminal Law,” Universidade Federal do Rio Grande do Sul, Intensive Course on Introduction to American Law, August 20-21, 2001

“Practical Courtroom Evidence Seminar” (panel)—State Bar of Texas, Annual Meeting (June 2001)

Testimony Before Senate State Affairs Committee (March 21, 2001) [ S.B. 1210]; House Judicial Affairs Committee (March 26, 2001)[H.B. 2889]

“Privileges,” Jefferson County Bar Association (Apr. 2001)

“Relevancy and Hearsay,” Texas Center for the Judiciary, College of Advanced Judicial Studies (Mar. 2001)

“Differences Between the Federal and Texas Rules of Evidence,” State Bar of Texas, 14<sup>th</sup> Annual Advanced Evidence and Discovery Course (Feb., Mar., May 2001)

“Evidence Update,” University of Texas Law School Continuing Legal Education, 24th Annual Products Liability & Personal Injury Law Conference (Oct. 2000)

“Hearsay Explained,” Federal Bar Association, Federal Practice Seminar (Sept. 2000)

“Hearsay Survey,” State Bar of Texas, 23d Annual Advanced Civil Trial Course (Aug., Sept., Nov. 2000)

“Hearsay and Relevancy Explained,” University of Texas Law School Continuing Legal Education, 5th Annual Evidence and Procedure Symposium (April 2000)

“Hot Evidence Topics,” State Bar of Texas, 13<sup>th</sup> Annual Advanced Evidence and Discovery Course (Feb. 2000; Nov. 1998)

Panelist – “Expert Witnesses After *Kumho Tire*” – Conference of Chief Justices, Education Program (Feb. 2000)

“Evidence Update,” State Bar of Texas, Advanced Civil Trial Law Course (Nov. 1999)

“Evidence Update,” University of Texas Law School Continuing Legal Education, 23rd Annual Products Liability & Personal Injury Law Conference (Oct. 1999)

“Ten Things You Should Know About Hearsay,” 4<sup>th</sup> Annual Evidence and Discovery Symposium, UT Law Continuing Legal Education (Apr. 1999)

“Hearsay,” State Bar of Texas, 12<sup>th</sup> Annual Advanced Evidence and Discovery Course (Nov. 1998)

“Evidence Update,” University of Texas Law School Continuing Legal Education, 22nd Annual Products Liability & Personal Injury Law Conference (Nov. 1998)

“Current Developments -- Evidence,” IV-D Masters' Seminar, Austin, Texas (July 1998)

“The Role of Criminal Law in the Enforcement of Environmental Laws,” 3d Brazilian Congress on Environmental Rights, Sao Paulo, Brazil (June 1998)

“The Role of Criminal Law in the Enforcement of Environmental Laws,” International Conference on Environmental Law in the Amazon -- Macapa, Amapa, Brazil (June 1998)

“Evidence Update,” University of Texas Law School Continuing Legal Education, 8th Annual Conference on State and Federal Appeals (May 1998)

“Hearsay: Admissions and Declarations Against Interest,” State Bar Advanced Evidence and Discovery Conference (May 1998 and Dec. 1997)

“Admissibility of Expert Testimony,” University of Texas Law School Continuing Legal Education, 3d Annual Evidence and Procedure Symposium (April 1998)

“Scientific Evidence and Expert Witnesses,” 2d Annual Juvenile Judges Conference (Nov. 1997)

"Evidence Update," University of Texas Law School Continuing Legal Education, 21st Annual Products Liability & Personal Injury Law Conference (Nov. 1997)

"Hearsay," State Bar Judicial Section, Annual Conference (Sept. 1997)

"Impeachment, Expert Testimony, Privileges, and Demonstrative Evidence," Texas Center for the Judiciary, College of Advanced Judicial Studies (Mar. 1997) (also organized program)

"Evidence Update," University of Texas Law School Continuing Legal Education, 20th Annual Products Liability & Personal Injury Law Conference (Oct. 1996)

"Evidence Update," University of Texas Law School Continuing Legal Education 6th Annual Conference on State and Federal Appeals (June 1996)

"The Law of Experts After Daubert and Robinson,"-- University of Texas Law School Continuing Legal Education Evidence and Discovery Symposium (May 1996) (also Planning Chair and Presiding Officer)

Panelist, "Evidence Tactics in Personal Injury Cases," State Bar of Texas Professional Development Program (March 1996)

"Evidence Update," University of Texas Law School Continuing Legal Education 19th Annual Products Liability and Personal Injury Law Conference (Nov. 1995)

"Privileges, Expert and Opinion Testimony, Admissibility of Demonstrative Evidence," Texas Center for the Judiciary, College of Advanced Judicial Studies (Mar. 1995) (also organized program)

"Evidence Update," University of Texas Law School Continuing Legal Education 18th Annual Products Liability and Personal Injury Law Conference (Nov. 1994)

"The Use of Experts in the Post-Daubert Era," University of Texas Law School Continuing Legal Education 12th Annual Trial Tactics Seminar (Oct. 1994)

"Hearsay and Expert and Opinion Evidence," Texas Center for the Judiciary, South Texas Judicial Conference (Mar. 1994) (organized program)

"Discovery and Privileges, Impeachment, and Expert and Opinion Evidence," Texas Center for the Judiciary, Southeast Texas Judicial Conference (Feb. 1994) (organized program)

## **PROFESSIONAL AND COMMUNITY ACTIVITIES AND HONORS**

Professor of the Year, Student Bar Association – 2017-18

Civitatis Award, University of Texas – 2017

Texas Center For the Judiciary, Exemplary Article Award – 2016-2017

Massey Award for Teaching Excellence – 2013-2014

Member, Academy of Distinguished Teachers of the University of Texas – 1998 – present

Faculty Honoree – 31<sup>st</sup> Annual Page Keeton Law Week – 1999

Texas Excellence Teaching Award – 1992

Evidence (Sum & Substance Outstanding Professor Series) – audio lectures

Discovery Master

Thurmond v. Compaq Computer Corp. [written recommendations reported and adopted in full, 198 F.R.D. 475 (E.D. Tex. 2000)]

Jerndt v. Superior Signal Co.

McElhenney v. Ingraham and McGinnis Lochridge & Kilgore

Chair, Campus Carry Policy Working Group – 2015

Chair, Hearing Panel – University of Texas Faculty Grievance – 2018

Hearing Officer—University of Texas, Student Judicial Hearings – 2007-2013

Member, Texas Center for Legal Ethics and Professionalism

Life Fellow, Texas Bar Foundation

Selection Committee, Ronald D. Secrest Outstanding Trial Lawyer's Award – 2006-2010

Reporter, Local Court Civil Rules Revision Committee, U.S. District Court – Western District of Texas, 2019-2020

Reporter, Local Court Civil Rules Revision Committee – U.S. District Court, Western District of Texas, 2011

Member, Court of Criminal Appeals Rules Advisory Committee – 2005-present

State Bar Committee on Administration of Rules of Evidence – Member 2013-present; 2001-2009; 1983-1988; Vice-Chair, 2005-06, 1987-88; Advisor, 2010- 2013;

Reporter, Advisory Committee, Subcommittee on Criminal Matters of the Texas House-Senate Select Committee on the Judiciary, 1984-85

State Bar Appellate Section – Chair, Academic Liaison Committee 2006-2007

Reporter, State Bar Liaison Committee on the Federal Rules of Evidence – 1981-82

University Co-op, Board of Directors—2007-2011; 2012-2016

University Stores, Inc., Board of Directors—2009-2016

Lecturer on Evidence – BAR-BRI, 1986 - 1998

Church of the Good Shepherd, Austin, Texas – Chancellor, 2006-2007; Vestry, 2007-2010; Senior Warden – 2008-2010

Board of Trustees, St. Andrew's Episcopal Day School, Austin, Texas 1999-2003

Recording for the Blind and Dyslexic, Chairman of the Board, 1991-93; Board of Directors and/or Volunteer reader, 1985-1998

Class agent committee, Williams College Alumni Fund

Volunteer arbitrator, United States District Court, Western District of Texas, 1989-1992

Admitted to: District of Columbia Bar--1975  
Texas Bar--1977

Yale Law Journal – 1974-75