

UTLAW

THE
MAGAZINE
OF THE
UNIVERSITY
OF TEXAS
SCHOOL OF
LAW

SPRING 2003

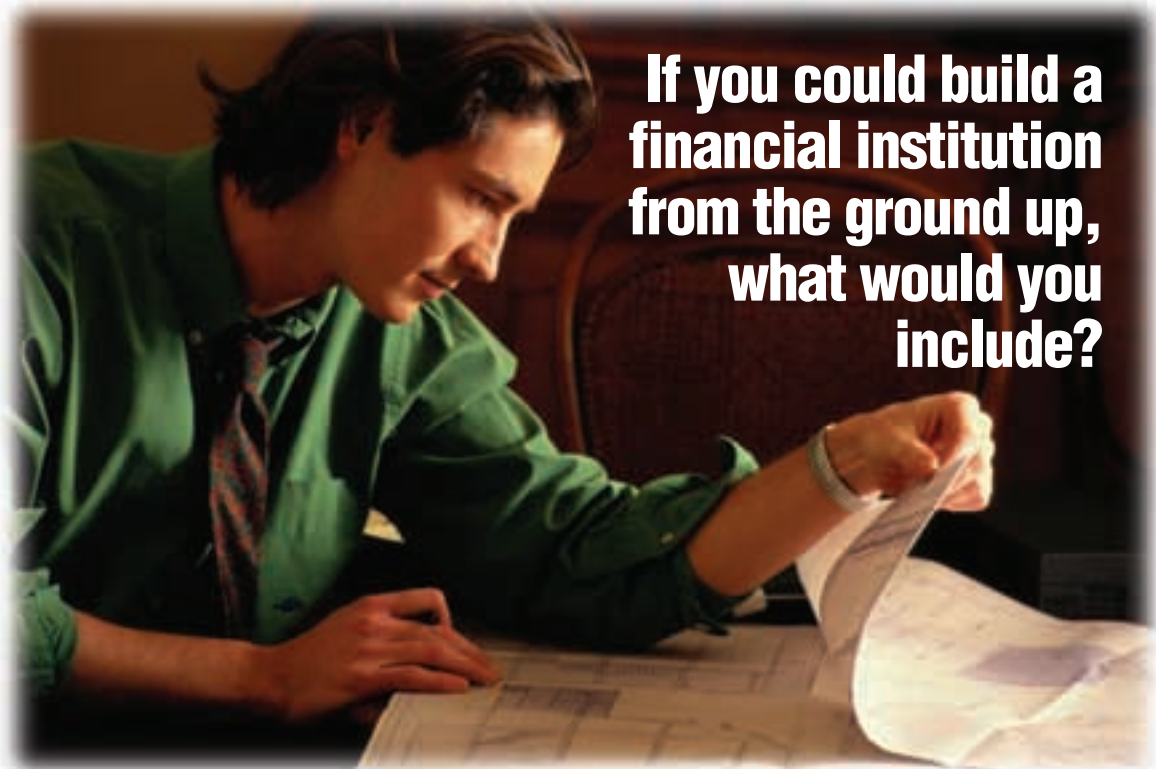


OPENING DOORS

*UT Law's Career Services Office and
Assistant Dean Kathryn Richardson, '95, help students
match a law degree with their personal passion.*

PLUS LONG-RANGE PLANNING **AND** THE LURE OF LEGAL ARCHIVES

THE UNIVERSITY OF TEXAS LAW SCHOOL FOUNDATION, 727 E. DEAN KEETON ST., AUSTIN, TEXAS 78705



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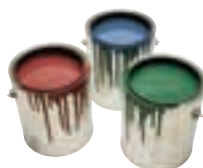
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Who Else?



SPRING 2003

Amy Wright, '91, serves as the executive director for the Women's Advocacy Project, combining her personal passion and her profession. See page 34.



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VOLUME 2 • ISSUE 1

*"Judge Thornberry was a wonderful person,
and working for him was an
experience I will always treasure."* JOHN J. WATKINS

LETTERS

REACHING OUT

IN READING YOUR UT LAW SPECIAL Report Winter 2003 I noticed that my class (1952) had only seventeen contributors.

Could we have a few more members of the 1952 class try to obtain more contributions?

Richard L. Stone, '52
Jacksonville, Texas

PICTURING JUSTICE

AS A FORMER LAW CLERK TO THE late Judge Homer Thornberry, I was pleased to see the photograph of him in your Winter 2003 issue (page 39). The photo, taken when he was a member of Congress, hung in his chambers at the old federal

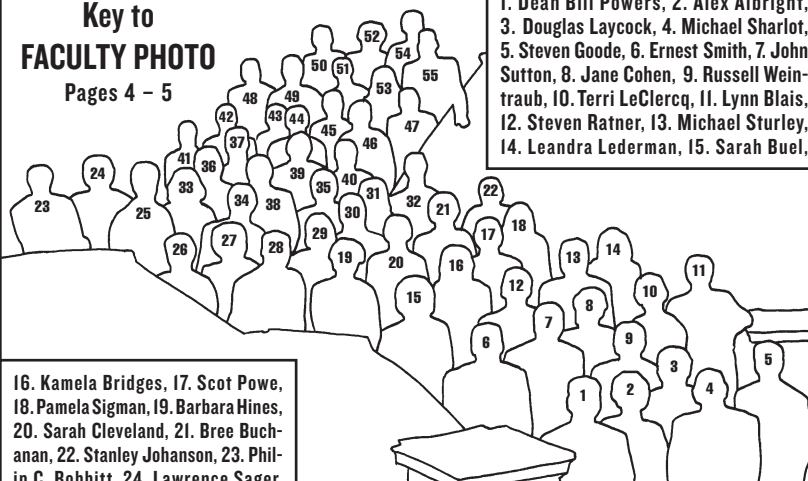
courthouse in Austin. He signed a copy for each of his clerks for 1977-78: Louise Graham, Charles Schwartz, and me, all UT grads. My copy has since been proudly displayed in every office I have occupied in law practice and teaching. Judge Thornberry was a wonderful person, and working for him was an experience I will always treasure.

John J. Watkins, '77
William H. Enfield Professor of Law
University of Arkansas
Fayetteville, Arkansas

ERRATA: In the Winter Special Contributors' Report Charles H. Still, '68, was listed as a Clark Fellow but not as a Keeton Fellow. He is both a Clark Fellow and a Keeton Fellow. Susan Hollon, '73, was misidentified as Susan McReynolds. This error has been corrected in our internal records. Alumni gifts make an important difference in the work we do and we apologize for these errors.

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16. Kamela Bridges, 17. Scot Powe, 18. Pamela Sigman, 19. Barbara Hines, 20. Sarah Cleveland, 21. Bree Buchanan, 22. Stanley Johanson, 23. Philip C. Bobbitt, 24. Lawrence Sager,

25. Tony Reese, 26. Robin Meyer, 27. Christy Nisbett, 28. Jack Getman, 29. Lee Fennell, 30. Calvin Johnson, 31. Kimberlee Kovach, 32. Wayne Schiess, 33. Inga Markovits, 34. Ernest Young, 35. Henry Hu, 36. Gerald Torres, 37. Jordan Steiker, 38. David Anderson, 39. David Rabban, 40. Michael Kelly, 41. Tom McGarity, 42. Neil Netanel, 43. Jay Westbrook, 44. Ronald Mann, 45. Charles Childress, 46. George Dix, 47. Roy Mersky, 48. Jack Sampson, 49. Pat Hazel, 50. Sandy Levinson, 51. H. W. Perry, 52. Michael Churgin, 53. Wendy Wagner, 54. Charles Silver, 55. Mark Ascher

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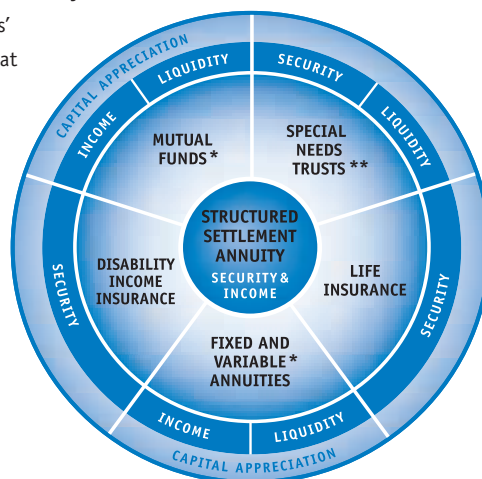
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FACULTY FOCUS

The University of Texas School of Law has long had one of the outstanding faculties in the nation, in terms of both scholarly distinction and success in the classroom. Turn to page 2 for an identification key.

PHOTOGRAPHED IN NOVEMBER 2002
BY WYATT McSPADDEN

IN CAMERA





IN CAMERA

LIVING IN THE LAW

John Lock, '67, is a medical miracle. Along with physicist Stephen Hawking, Lock has joined a small group of long-term survivors of amyotrophic lateral sclerosis, more commonly known as Lou Gehrig's disease. The incurable disease kills half of its victims in three to five years, yet Lock thrives despite ten years of symptoms.

Lock, a C.P.A. and board certified in both estate planning and tax law, is still engaged in a limited legal practice from his home. "The fact is I am blessed by a wonderful family and friends who help me and pray for me. And I am blessed to have the opportunity to serve and help others as a lawyer and counselor."

PHOTOGRAPH BY WYATT MCSADDEN

A Window on Our World

How the Law School, its faculty, and our graduates influence our world.

THIS ISSUE OF *UTLAW* FOCUSES ON THE RICH ARRAY of activities and events that is our strength. Our cover story, "Opening Doors," focuses on the variety of paths our graduates take, each in his or her own way taking advantage of a door opened by our great Law School. We often tell students that a legal education is valuable in the variety of ways lawyers practice, and for many other walks of life as well. The profiles for this issue show just that.

At a recent alumni event, Alistair Dawson, '89, mentioned how proud he is when he sees a large group of our alumni gathered together. Their collective accomplishments, he aptly noted, are so impressive. And in so many different fields. Lehman Brothers recently named Hugh E. "Skip" McGee, '84, to head its global investment banking division. The *Dallas Business Journal* named Jim Parker, '71, CEO and vice chairman of Southwest Airlines, and his president and COO, "Business People of the Year, 2002." And Justice Joseph M. Watt, '72, was recently installed as chief justice of the Oklahoma Supreme Court. Indeed, our Non-Practicing Alumni Association, under the insightful leadership of Lorne Baine, '69, is our fastest-growing alumni group. We can be proud that we open so many doors.

Our faculty continue to excel. We celebrate new books by Professors Philip Bobbitt (*The Shield of Achilles*) and Gerald Torres (*The Miner's Canary*). Professor Sandy Levinson's scholarship was honored at a colloquium at the University of Tulsa. Assistant professors Ernie Young and Tony Reese have been recommended to the Board of Regents for tenure and promotion to professor. In March we'll celebrate the launch of the Institute of Transnational Law's Web site, which will provide ready access to the institute's translations of important European cases into English. In April in Washington, D.C., Professor Jack Getman, along with the LBJ School's Ray Marshall, will host a meeting of some of the most distinguished labor leaders in the United States, along with U.S. senators, executive branch administrators, and important labor leaders from the United States, Latin America, Germany, Poland, and many other countries, to discuss the future of labor. And, as you can see in our Faculty Activities section, our faculty continue their strong tradition of scholarship here at UT.

But while we are a great school, we can be even better. Last year I created the Long-Range Planning Committee

to examine our future and suggest how we might improve. I describe the committee and its work in more detail in a separate article. For now let me just say that the committee's energy and work are yet another reason why I am so optimistic about the future.

One way we can become even better is to attract talented faculty and students to UT. Student applications are at an all-time peak, a reflection of the high regard our school enjoys among applicants in Texas and around the country. LL.M. students come from all over the world to study here. And, as I reported in the last issue of *UTLaw*, we have been able to hire star faculty from other schools to join our faculty here at UT. I am happy to report that we are having another stellar year. One of our alumni whom you'll read about in our cover story, Ronald Mann, '85, is a nationally renowned commercial law scholar. As this edition went to press, he accepted our offer to leave the University of Michigan and join us here at UT. And Bob Peroni, a nationally known tax scholar, is leaving George Washington Law School to join us next fall.

So we do well—but we aim even higher. With your help, we will achieve even greater success.

Sincerely,



Bill Powers
Dean

REUNION! **APRIL 11-12**

Dean Bill Powers invites alumni and their families to attend the Annual Reunion on April 11-12. Graduates of classes ending in "3" and "8" will be especially honored, but everyone is encouraged to return to the Law School for this event.

The program offers a full day of activities for alumni and their guests. Events include a **welcome reception**, a **barbecue** with live music, and **CLE courses**, as well as **roundtable discussions** with panelists from the UT Law faculty. The alumni association will reserve block **tickets for a UT baseball game**, and an **all-school party** will be held at The University of Texas Club on Saturday evening.

For more information about how to get involved in Reunion 2003, or to register, please contact the Law Alumni Association at (512) 232-1118, or visit our Web site at www.utexas.edu/law/depts/alumni.

MARCH 17-APRIL 11

The **2002 Western Books Exhibit** features the best in fine printing and book arts in the western United States during 2002. The pieces were selected by a panel of judges in the annual competition sponsored by the Rounce & Coffin Club of California. This annual exhibit, located in the Townes Hall Atrium, is a favorite of the Law School community and book lovers across the UT-Austin campus. For more information, please contact Mike Widener at (512) 471-7263 or mwidener@mail.law.utexas.edu.

MARCH 20

The Career Services Office will host its **Third Annual Small- and Mid-size Firm Résumé Reception**.

This event offers firms and solo practitioners the opportunity to meet outstanding UT Law students in a casual setting. Nearly 300 UT Law students and recent graduates are expected to attend this popular networking opportunity. Student résumé directories will be distributed at the reception. Practitioners do not need to be hir-

ing to attend the event. The reception will be held on March 20 from 6 to 8 p.m. (location TBA). For more information, please contact Deb Freeman in the CSO at (512) 232-2162 or dfreeman@mail.law.utexas.edu.

APRIL 11-15

Alumni are invited to judge the initial rounds of the first-year **Thad T. Hutcheson Moot Court Competition** held at the Law School. Each round lasts no more than one hour, including the argument and the judges' feedback. The rounds are run on Friday from noon through 7 p.m., starting every hour on the hour. Alumni interested in helping to judge should contact Christy Nisbett at (512) 232-1263 or cnisbett@mail.law.utexas.edu.

MAY 17

The **Sunflower Ceremony** will be held on Saturday, May 17, in the Erwin Center. For more information about this event, please contact Student Affairs at (512) 232-1313.

JUNE 23-27

The Center for Public Policy Dispute Resolution will be hosting a **Forty-Hour Basic Mediation Training** session at The University of Texas School of Law. Training will run from 8 a.m. to 5 p.m. each day. For more information, contact Vickie Reid at the Center for Public Policy Dispute Resolution, (512) 232-1991 or vreid@mail.law.utexas.edu.

For a complete list of Continuing Legal Education (CLE) seminars held statewide, please go online to <http://www.utexas.edu/law/cle> or call the CLE office at (512) 475-6700.

Calendar compiled by Claire Swann.



THE ANNUAL 2002 WESTERN BOOKS EXHIBIT FEATURES THE BEST IN FINE PRINTING AND BOOK ARTS.

AROUND THE

UT Law Hosts Feminist Conference



Estrich, Wiseman, and Weddington helped present the Subversive Legacies/Constructing the Future conference.

PROFESSOR ZIPPORAH B. Wiseman and English professor Susan Sage Heinzelman brought sixty-eight top feminist legal scholars and activists from Harvard, Yale, Columbia, Chicago, Berkeley, and other schools and foundations to Austin to discuss the different feminist strategies employed in the struggle for gender equality. The two-day event, Subversive Legacies/Learning from History/Constructing the Future, assessed the recent legacies of feminist policies, jurisprudence, activism, and scholarship, and reflected on what achieving gender equity might look like in the twenty-first century.

The participants dis-

cussed such diverse topics as women and work, sexual harassment, subversion in

literature and film, domestic violence, and the future of women in sports. For the

On Trial, Online

Students at the Law School were able to view the proceedings of a complex Travis County probate court product-liability trial during the fall semester. Travis County probate judge Guy Herman, '77, conducted the trial in the state-of-the-art Eidman courtroom on campus. Two of the attorneys, Frank Ivy ('70) and Ronald Wamsted ('80), were also graduates of UT Law.

The trial—which pitted Ford Motor Company against the guardian of an eight-year-old quadriplegic who was five when she was injured in a vehicle collision—was open to



the public and Webcast live for three weeks. The jury was in its third day of deliberations when Judge Herman approved a confidential settlement between the parties with no admission of liability.

To view: http://www.utexas.edu/law/news/103102_hung.html.

keynote speech, Women's Studies adjunct Sarah Weddington, '67, introduced Susan Estrich, professor of law and politics at the University of Southern California and noted author and political commentator, who gave the Alexander Watkins Terrell Centennial Lecture. "We need to use the power we have and help each other move forward," she told the capacity audience.

"It was thrilling to have



so many women scholars, faculty, and students here at UT Law School, thinking about issues such as what is feminist theory, and where it is going, and how it can affect all of our lives. We are grateful for Dean Powers' generous support that made the event possible," Wiseman said.

Conference tapes are available at the Law School

LAW SCHOOL

Library. The conference was sponsored by UT Law, UT's Cowboys' Lecture Fund, UT's Women's Studies Program, and the Texas Journal of Women and Law. Its organizing committee included faculty members Karen Engle, Sarah Buel, Norma Cantú, and Gretchen Ritter of the Department of Government.

Eyes on the Prize

THIS PAST SEPTEMBER, THIRD-YEAR STUDENT ADAM REISER qualified as one of only 1,500 athletes selected worldwide to compete in the 2002 Ironman World Championship. Held in Kona, Hawaii, the competition requires a 2.4-mile swim, a 112-mile bike ride, and a 26.2-mile marathon. Reiser completed it in just under thirteen hours.

To compete, an athlete must place in the top six of his age group in a qualifying event. Reiser placed fifth for his age group in the 2002 Utah Ironman.

Two months later, first-year student Drew Prisner flew to Athens, Greece, for the Athens Classic Marathon, where he placed 44th out of 2,300. The Houston native had qualified by winning the January 2002 Compaq Houston Marathon.

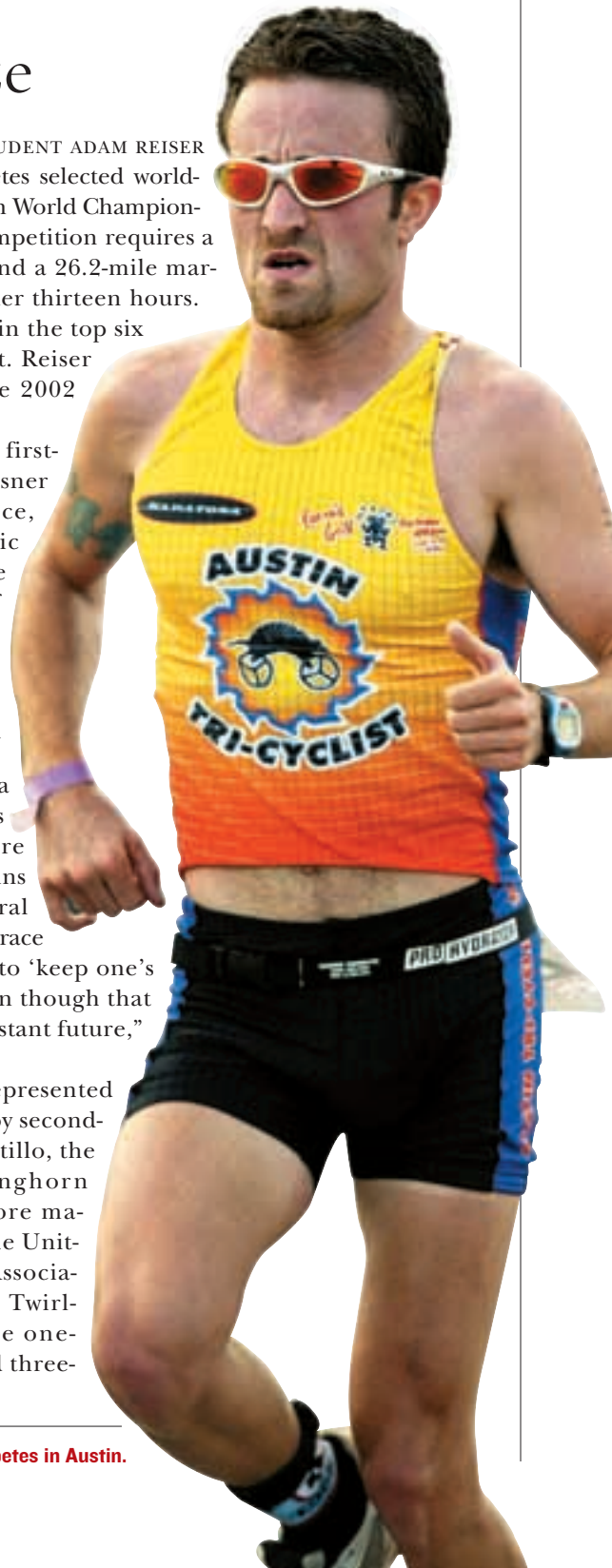
How does being a 1L compare with this experience? "They are similar in that one trains and studies for several months before the big race or final, and one has to 'keep one's eyes on the prize' even though that prize may be in the distant future," Prisner said.

UT Law was also represented on the football field by second-year student Paige Patillo, the baton twirler at Longhorn football games. Before matriculating, she was the United States Twirling Association National Baton Twirling Champion in the one-baton, two-baton, and three-baton categories.

TOURNAMENT OF CHAMPIONS

UT Law's trial advocacy team placed second in the 2002 NITA Tournament of Champions competition held at the Law School, losing to Pepperdine University in the final round on November 2. It is the third consecutive year that UT Law has advanced to the finals and the first time the Law School has hosted the nation's most prestigious mock trial competition for law students.

UT Law—the winner of the Tournament of Champions in 2000—was represented this year by Naomi Porterfield, Craig Moore, Erin Anderson, Daniel Knight, and Daniel Bradford. Coaching the UT Law team were two Law School graduates: local trial attorney Stephen W. Harris, '84, of the Harris Firm in Austin, and Mark Santos, '02, of the Prosecutor Assistants Division of the Texas Attorney General's Office in Austin.



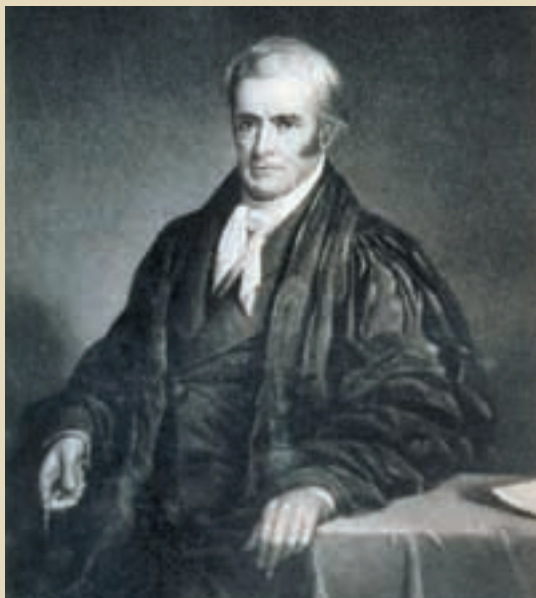
Ironman Adam Reiser competes in Austin.

AROUND
THE LAW
SCHOOLPOST-
HOPWOOD
RECORD
NUMBERS

UT Law's Mexican American and African American enrollment hit a record high for the post-Hopwood era. Forty-three Mexican American and twenty-one African American first-year students enrolled, up from the 2001 first-year enrollment numbers of thirty-four Mexican Americans and sixteen African Americans. Further, the median class GPA places this entering class among the top ten U.S. law school classes.

"We had a fantastic recruiting year for both students and faculty. And our nationally lauded commitment to expanding the pool of qualified, geographically diverse applicants from Texas has clearly paid off," Dean Bill Powers said.

These results were among the topics discussed at January's Celebration of Excellence in Diversity weekend at the Law School.

Marbury v. Madison:
200 Years of Judicial Review

This spring, the staff of the Tarlton Law Library prepared an exhibit commemorating the 200th anniversary of the United States Supreme Court's seminal opinion *Marbury v. Madison* (1803). In the decision, Chief Justice John Marshall, writing for a unanimous Court, asserted the authority of the Court to exercise its power of judicial review, establishing the Supreme Court as the ultimate authority on interpretations of constitutional law.

The exhibit focuses on the background of the dispute, the members of the Court who heard the case, the opinion itself, and the continuing impact of this opinion today.

The exhibit was prepared by Beth Youngdale, head of Student Services, and Kathy Bartsch, senior administrative associate, and is now on display in the Townes Hall atrium.

Communication Information

STUDENTS IN A NEW seminar had an extraordinary opportunity to interact with leaders in the communications field this spring. The seminar, Information and Communications Policy Colloquium: The Law and Economics of Information and Communications Policy, allowed students to interact with the following speakers and their topics:

John Allison and Emerson Tiller

University of Texas School of Business, The Myth, Reality, and Politics of Patents: A Case Study of Internet Business Methods

Yochai Benkler

NYU School of Law, Some Economics of Wireless Communications

Thomas Hazlett

Manhattan Institute for Policy Research, The



Neil Netanel (above) and Stuart Benjamin teach the new seminar.



Political Economy of Cable "Open Access"

William Landes

University of Chicago, Law School and Economics, Indefinitely Renewable Copyright

Jean Lanjouw

UC Berkeley, Agricultural and Resource Economics, and the Brookings Institution, Intellectual Property and the Availability of Pharmaceuticals in Poor Countries

Roger Noll

Stanford University, Economics, Political Science, and Graduate School of Business, Abuse of Copyright

Howard Shelanski

UC Berkeley, Law School, The Policy Limits of Markets: Antitrust Law as Media Policy

Technology Grant Announced

U.S. REPRESENTATIVE LLOYD Doggett, '70, Texas Supreme Court Justice Deborah Hankinson, and Dean Bill Powers announced a \$100,000 federal technology grant aimed at helping more low-income Texans receive free assistance when confronted with a civil legal problem. The grant was awarded by the Washington, D.C.-based Legal Services Corporation to Texas Rural Legal Aid to open an Access to Justice call center in Austin, staffed partly by UT Law students seeking to gain relevant job experience while the call center offers legal assistance to poor families.

"We are delighted that our students will have the opportunity to work with Texas Rural Legal Aid and the Legal Services Corporation on this important project," said Dean Powers. "We are committed to educating our students about the need for equal access to justice for all Texans and are eager to support this effort to improve the delivery of legal services to low-income citizens."



educating our students about the need for equal access to justice for all Texans and are eager to support this effort to improve the delivery of legal services to low-income citizens."

Reports compiled by Laura Castro Trognitz, '97, Claire Swann, and Allegra Young.

Non-Practitioners Confer

LORNE BAIN, '69, AND THE Non-Practicing Alumni Advisory Council met at the Law School for the first annual conference for non-practitioners. More than forty-five people came from Texas, Washington, D.C., and

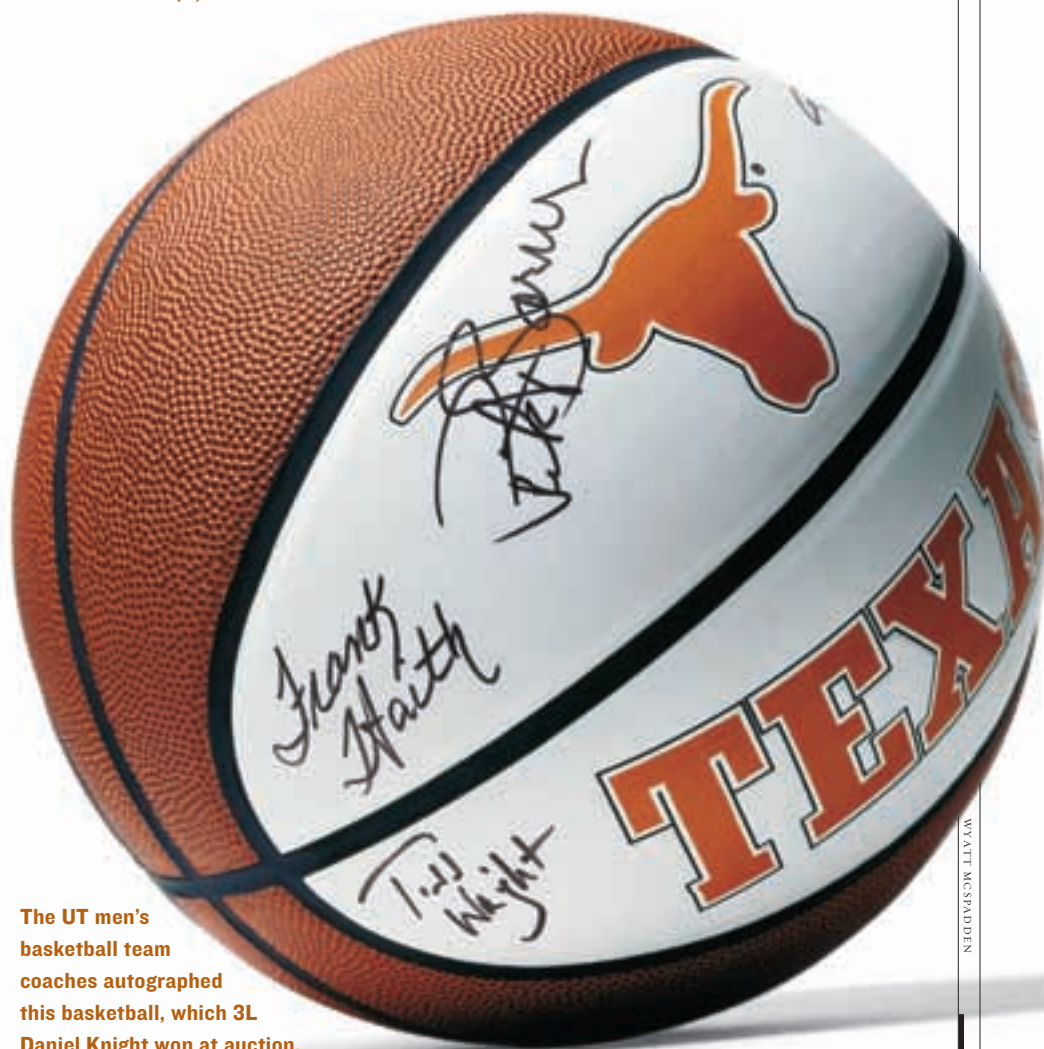


other areas of the country to discuss relevant issues at

the council meeting, enjoy lunch and a tour of the law school, have dinner at the Jamail Pavilion, and attend a reception hosted by President Larry Faulkner before the UT-Iowa State football game.

They Had a Ball at the TLF Auction

The 2002 Texas Law Fellowships Fall Auction brought together more than 400 UT Law students, faculty and staff, and local lawyers and community members for an evening of spirited bidding in both a live and a silent auction. The event raised more than \$20,000 in ticket sales and total bids, enough to fund five summer 2003 fellowships. Items included in the live auction ranged from a handmade UT Law quilt donated by Senior Lecturer Terri LeClerc, which sold for \$650, to a cocktail party hosted by Professor Philip Bobbitt, which sold for \$850, to a free BAR/BRI Bar Review Course, which sold for \$1,975.



The UT men's basketball team coaches autographed this basketball, which 3L Daniel Knight won at auction.

WYATT MCSPADEN

Inga Markovits

THE LURE OF ARCHIVES

Reconstructing the everyday legal life of another era requires curiosity, perseverance, and a bit of luck.

LEGAL HISTORIANS RELISH stories like the one about the woman who noticed a group of workmen loading stacks of discarded records onto a truck in Oakland, California. Curious, she leafed through some of them and found that they were police files of arrests from the late nineteenth century. "You can't throw these out—they're historical records!" the woman protested to the workmen. "Lady, you want them, you take them!" was the answer. And so, being imaginative and energetic (and, I hope, in possession of a pick-up truck), she took them. Today, the records are kept in a library in Oakland. Numerous historians have used them and are still using them for their research.

The story illustrates the fact that legal records have an uncertain life expectancy. Not the ones from the top of the judicial hierarchy: Supreme Court records everywhere are religiously preserved for future generations. But the bottom rung of law-related files, the bread-and-butter records of a legal system such as trial records or police files, will be kept only as long as there is sufficient space to store them. With litigation exploding, the current output of a court will soon push previous records off the shelves. If they survive, it will most likely be by chance: because they were forgotten in an attic or a cellar, or because a lady from Oak-



land intervened to save them from destruction.

A legal historian who wants to reconstruct the everyday legal life of another era therefore needs not only

curiosity and perseverance but also luck: the luck of the gold digger or oil prospector, as it were. I had such luck when I discovered a trial court in East Germany that had preserved

almost all the paperwork it had produced from 1949 to 1989—that is, from the beginning to the end of a socialist legal system in Germany. It was not only luck that led me to my find. I am a comparative lawyer, and much of my work has focused on Eastern Europe and East Germany. Before 1989, someone interested in the role of law in everyday socialist life had to make do with the spotty information provided by a paranoid and secretive totalitarian legal system: highly selective law reports, cautious and bloodless scholarly journals, censored newspapers. Slim pickings indeed. The legal scholar working with such data had to operate like a cryptographer, decoding incomplete and baffling messages and hoping she would get it right.

Then the Berlin Wall collapsed. All of a sudden, records became available to scholars that in the days of socialism only a few officials with security clearance had been allowed to see. In an academic gold rush, historians, sociologists, and lawyers descended upon the newly opened archives of Eastern Europe. Most of my legal colleagues searched for information uncovering the crimes of socialism—misuses of Party power, dissenters' trials, secret-police activities. I decided instead to search for that area of law that until now had been most invisible to scholars: the legal life of socialist Everyman. An East German colleague had told me that, because of the pervasive labor shortages in the former German Democratic Republic, I might find courthouses in East Germany that never had weeded out their files (as both East and West German law required). But I would have to hurry to get access before efficient judges from West Germany took over the East German machinery of justice.

So I began to look. I decided to focus my search on the East German state of Mecklenburg-Vorpommern, a region where Bismarck once had said he wanted to be when the world came to an end, since everything happened in Mecklenburg six months later than elsewhere. A leisurely pace

PROFESSOR'S CHOICE

SYBILLE BEDFORD, *The Faces of Justice: A Traveller's Report* (Simon and Schuster, 1961).

GEORGE FEIFER, *Justice in Moscow* (Simon and Schuster, 1964).

SHEILA FITZPATRICK, *Everyday Stalinism* (Oxford, 1999).

of life, I calculated, would increase the chances of court archives' having been left undisturbed. First, I had to obtain the permission of the state's minister of justice. Then, armed with a telephone list of all its twenty-four trial courts and a flashlight, I began to call and look around. I learned to ask for the court's oldest employee when I inquired about its holdings (the younger people usually had no idea about the files collecting dust on their shelves). I learned that before actually traveling to an archive, I should ask about the size of the courthouse building and whether the court had moved in recent years (to a historian, moves are almost as bad as fires because they destroy everything that is not worth the trouble of transporting). I became an expert on local transport. Much of the time, I shivered—I used the Christmas break for my expedition, and the archives, if anything, were even colder than the railroad stations where I waited for my train connections. And then I struck gold.

I found my treasure in a little town on the Baltic Sea that, to protect the privacy of my protagonists, I have called Lüritz. Lüritz has about 55,000 inhabitants, a big shipyard, a once busy harbor, an engineering college, and a hinterland of tourism and agriculture. In the days of socialism, the local trial court decided about one thousand cases a year, a good mixture of urban and rural conflicts. How my spirits rose when I first caught sight of the Lüritz courthouse, a three-winged

Renaissance palace built in the sixteenth century for the daughter of the local prince, in which there surely must have been the space to store the court files of four decades. And indeed, the Lüritz archive turned out to be well stocked with case law from the very beginnings of the GDR—not without gaps, but complete enough to allow me to survey the life course of this legal system in one town.

As I walked out of the courthouse after that first visit, I noticed a little door in the wall of the stairwell, too low to allow an adult to enter without crouching. "That's the wood cellar," I was told. "It's where we keep our waste paper." After the collapse of socialism, the court had not yet found the money to have what now was surely rubbish hauled away. The wood cellar turned out to be a dungeon filled to shoulder level with discarded files: ledgers and statistics of all sorts, correspondence between the trial court and the judicial administration, personnel files, citizens' petitions and complaints, arrest warrants, judges' notebooks recording briefings held at higher courts—a veritable garbage pile of history, which I had stumbled upon in the nick of time. "You can't throw these out!" I said, like the lady from Oakland. "They're historical documents!" And I was promised that, indeed, everything would be kept until I could come back and study the Lüritz files in earnest.

East German trial records offer much richer insights into the lives of their ordinary heroes and heroines than American or West German trial records would. American trials are recorded verbatim by a court stenographer, but because of the length and the costs involved, the recorded material is only rarely transcribed and therefore is usually not available to scholars. West German trial records, though always typed, deal only with the legal issues in controversy, ignoring the social context, and—while the record will be thick with proofs such as bills, receipts, affidavits, and the like—it is often impossible to piece together all the evidence into a coherent tale. By contrast, East Ger-

man trial records tell a human story, beginning at the beginning and stopping only at the end.

Most plaintiffs and defendants wrote their own briefs, often by hand, explaining in their own words what had happened and why they had suffered an injustice that the court needed to correct. Few parties hired lawyers, and even if they did, the lawyers' briefs read as if dictated by their clients and are filled with moral outrage and many exclamation marks. The oral argument was conducted in human, not legal, language; indeed, socialist judges were constantly admonished by their superiors to make themselves understood to every

speck of color to my portrait of everyday law under socialism.

Since the discovery of my treasure trove, I have gone back to Lüritz many times to read my way through the town's legal history from the end of the Second World War to the end of socialism. Three dozen nine-by-twelve-inch notebooks later, I am now ready to write up my story. But I miss Lüritz. There is a romance to archival research that makes it difficult to return to ordinary lawbooks and computer screens. Archives offer much richer stimulation to the senses—the rustling of the sheets as you loosen the metal band that holds them in their cover; their slightly musty scent


police believed, was revealed by his very looks. One of those mug shots shows a bare-chested young man, arrested for “attempted flight from the Republic,” who proudly displays a large tattoo on his right arm: “Freedom or Death!” He smiles at me across the gulf of thirty years and the disintegration of the political system that imprisoned him.

When I was a child, I used to play with the idea of stealing the contents of a letter box at a busy intersection in town and, by reading every letter in it, learning what life is all about. The Lüritz files are now my mailbox. I say “my” mailbox because you cannot help developing proprietary

Most plaintiffs and defendants wrote their own briefs, often by hand, explaining in their own words why they had suffered an injustice that the court needed to correct.

person in the courtroom. Trials were recorded not in stenography but in longhand by a court secretary who hastily took down as much of the proceedings as she could. The transcripts are often written in fleeting script, filled with many abbreviations. But they also seem less guarded than a subsequent report might be because the time pressure did not always allow a writer to choose her words carefully. In criminal cases, judges began the trial with a lengthy investigation into the defendant's upbringing and his moral and political development. In all disputes, people other than the immediate participants added their voices to the story. Witnesses told what they knew at great length; coworkers of defendants reported on their moral character and working habits. Each Lüritz trial record thus embodies the story of a social conflict, often told from several angles, and its authoritative resolution by the court. Each can add a

of mushrooms and raked leaves; the different hands in which my actors wrote their letters—old-fashioned, spiky Gothic script, the ink dried to a golden hue; round and conscientious high school penmanship on birthday stationery; a few sentences hastily penciled on a torn-out notebook sheet. All of this is interspersed with many communications of socialist officialdom: by employers, landlords, state-owned enterprises, city administrators, and (in the early years) occasionally the Party. Divorce files may contain accounts of court attempts to reconcile the couple or even, occasionally, a love letter from the other man or woman, submitted by an outraged spouse as evidence. In criminal law files, you can stumble upon a list of American whodunits confiscated during a police raid or an investigator's sketch of a burglar's break-in site. Sometimes the prosecutor's brief includes the photograph of a defendant whose dangerousness, the

feelings about a world that you discover, bit by bit, by studying the records it has left behind. I catch myself speaking of “my courthouse” and “my judges.” They are my creatures: I discovered them, I saved them from oblivion, I decide upon the pattern in which I will arrange the many relics of their legal lives to give my account of them a plot line, synthesis, and meaning. History is made by those who write about it, as well as by those who lived it. I plan to use my power with honesty and respect for my subjects. And, in defense against their imagined criticism of my taking liberties with their personal affairs, I can reply that I have treated them as persons worthy of note. Most of the research on the legal history of socialism has bigger and fatter fish to fry. 

Markovits has taught at the Law School for twenty-six years, and holds the Friends of Joe Jamail Regents' Chair in Law.



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The Beaumont Foundation

BRIDGING THE DIGITAL DIVIDE

Using unclaimed dollars from a class-action lawsuit, the foundation is providing the poor with access to laptop computers.

THE BEAUMONT FOUNDATION of America (BFA) is a nonprofit philanthropic organization that seeks to bridge the “Digital Divide” by providing poor and disabled Americans access to laptop computers. Funding for the BFA comes from the unclaimed portion of the settlement of *Shaw v. Toshiba America Information Systems, Inc.*, a class-action lawsuit.

Many lawyers with UT Law ties were involved in the case. Three of them — Wayne Reaud, Gilbert I. “Buddy” Low, and Hubert Oxford—conceived the project of using unclaimed dollars to fund a charity. Reaud, a Texas Tech alum, has a son who is a second-year student at UT Law. Low and Oxford are UT Law alumni, and Low also serves on the Law School Foundation’s Board of Trustees. Federal District Judge Thad Heartfield, also a UT Law graduate, approved the plan. UT Law alumni DeWayne Layfield, Gary N. Reger, and D. Allan Jones, and Professor Charles Silver also represented the plaintiffs.

The BFA is currently conducting pilot programs in six states, including installations at schools in Harlem and Washington Heights, New York, and Native American reservations in North Da-

kota. Over a five-year period, the BFA will distribute 200,000 to 300,000 computers in all fifty states and the District of Columbia. See www.bmtfoundation.com for details.

To learn more about the BFA and its many projects, *UTLaw* spoke with Low, Reaud, and Frank Newton, the former dean of the law school at Texas Tech University, who left that position to become president of the BFA.

UTLaw: What do you hope to accomplish by making technolo-

gy available to low-income, rural, and disabled populations?

Reaud: We want every child in America to have the opportunity to become computer literate. Not every child has access to a computer. A child who can’t use a computer in school is disadvantaged academically and in the workforce. We don’t want kids to be left behind because they’re poor.

UTLaw: How much money does the foundation have to spend?

Newton: The foundation started with more than \$350 million. With investment growth, we expect to give away computers worth about \$400 million.

UTLaw: Is it unusual for settlement funds to be used for charitable purposes?

Low: This is the first case I know of where, from the outset, the unclaimed portion of the common fund has been dedicated to a major charity. There have been several cases since that have followed our pattern.

Reaud: Most of the time the remainder of the common fund goes back to the defendant. But Buddy and I really wanted the money to serve the public good. In future cases, unclaimed funds could be used for other charitable purposes, such as buying insurance policies for children who don’t have health insurance.



GETTY IMAGES

UTLaw: How many computers total is the BFA capable of supplying?

Newton: We gave away about 4,000 computers during pilot programs, and we'll give away total over the life of the foundation about 200,000 to 300,000 computers. People who are awarded our technology grants can buy digital cameras, printers, and peripheral equipment in addition to computers.

Reaud: Each computer comes with about \$500 in software. Besides a computer, some grant recipients get a printer and a digital camera. There's a whole package of Toshiba products that we can provide.

UTLaw: With 300,000 computers, the BFA can reach several million children. How does that compare to other charitable programs that offer technology to the needy?

Reaud: Several other organizations announced that they were going to try to bridge the Digital Divide. They gave away about 10,000 computers, but many were obsolete, and an incredible amount of need remains.

Low: We've insisted on having the best and the newest computers for these kids.

Newton: We're trying to pump out really great computers. The underserved community, school, group, or individual is going to be receiving state-of-the-art equipment.

UTLaw: Describe the BFA's pilot projects.

Newton: The targets for our pilot projects range from large low-income communities in urban areas like Harlem in New York and the South Side of Chicago to migrant workers in Texas and American Indians in the Standing Rock Reservation in North Dakota. We're working with rural schools in North and South Dakota and elementary schools along the Texas-Mexico border, where English is not the primary language for most families.

We have a pilot program in Waco, Texas. Hundreds of at-risk high school students, most of whom are African Americans, are enrolled in special computer classes. Students at Texas State Technical College work in the

NEXT STEPS

The Beaumont Foundation of America has several pilot projects under way, including one in Harlem sponsored by U.S. Congressman Charles Rangel. This project includes a computer-training program for unemployed persons, a special high school completion program for single parents, and an elementary school fast start program for kids. Joel Klein, chancellor of schools for New York City, has included these programs in his comprehensive new all-student plan. To contact the Beaumont Foundation, go to www.bmtfoundation.org or call toll-free 1-866-505-COMP (2667) or TTY 1-800-459-0311 (hearing-impaired). Learn more about the Digital Divide at www.digitaldividenetwork.org and www.pbs.org/digitaldivide.

computer labs. The at-risk students get to count their high school classes for college credit. And the college students who are assisting in the high school computer labs have been guaranteed jobs as Toshiba technicians.

UTLaw: Are you actively soliciting grant applications from organizations that serve low-income communities?

Low: Yes, we've traveled to Washington, D.C., and met with the Boys and Girls Clubs of America and the Salvation Army. We're also talking to the Red Cross, the Boy Scouts, the Girl Scouts, the YMCA, and the YWCA. All groups serving low-income citizens who can use technology are potential partners.

Reaud: A major advertising campaign that kicked off in January is soliciting grant applications.

Newton: The first advertising campaign will target twenty-one states and the District of Columbia. The region contains half of the underserved citizens in the United States.

UTLaw: What requirements must applicants meet?

Newton: At least half of the people served by a community organization or school must be from an underserved community. Anybody who wants more information about this can find

it at www.bmtfoundation.com. The first grant period will be January 1 through March 31, 2003, and grant applications are done on-line. There is also an individual grant program aimed at low-income individuals whose disability or age makes it hard for them to get around physically.


UTLaw: Have you established partnerships with other groups?

Reaud: We're always looking for other foundations to help. We have to spend our money on hardware. We don't have money for training. So we try to find other foundations to provide training or to wire classrooms as computer labs.

Newton: In cooperation with Intel and Microsoft, BFA outfitted a model school in Miami, Florida, that is in a low-income community and has a high dropout rate. Intel donated the computer chips, Microsoft donated the software applications, and the BFA donated the equipment. The BFA is also teaming with the Gates Foundation to provide technology to libraries in low-income communities in the United States.

UTLaw: How can lawyers help with this program or similar efforts?

Newton: Lawyers can help in two ways, we hope. Because lawyers are often very involved in helping underserved students and individuals where they practice, we'd like them to bring the BFA and its programs to the attention of schools and populations who might be potential grantees. Also, we hope that when they have class-action suits, they might think about this model so that lawyers can be part of solutions to community, state, and national problems. It's not about size. This is a very large class-action case, but the example we set can be replicated at many and much smaller levels.

Reaud: Every judge in America who's asked to approve a class action in the future ought to look at what we're doing before entering an order. Every lawyer involved in a class action ought to look at what our team did. It's a wonderful model for the future. 

Interviews were compiled and edited by Laura Castro Trognitz.

FOR THE RECORD

FACULTY ACTIVITIES AND PUBLISHED WORKS

MAJOR LAW SCHOOL EVENTS

JUNE - DECEMBER 2002

BRAZIL, AUGUST The "First Seminar on Introduction to American Law: Organized and White-Collar Crime" was held Aug. 12-13 in Brasilia and sponsored by the Brazilian Ministry of Justice, the U.S. Embassy in Brazil, UT-Austin, and others. This seminar included welcoming remarks from **Antonio Benjamin** and presentations by Benjamin ("Organized and White-Collar Crime"), **Steven Goode** ("Introduction to U.S. Criminal Law"), **Patricia Hansen** ("The Impact of NAFTA on American Law"), **Roy Mersky** ("Introduction to American Law and Legal History"), and **Jordan Steiker** ("Crime and Punishment in the U.S."). At the "Intensive Course on Economic Integration and the Protection of the Weaker Party," Aug. 7-9 at the Law School of the Federal University of Rio Grande do Sul in Porto Alegre, Brazil, **Antonio Benjamin** served as a moderator, **Patricia Hansen** delivered "The Impact of NAFTA on American Law," **Roy Mersky** presented "Introduction to American Law and Legal History" and "New Technologies and Legal Research," and **Steven Goode** gave an address titled "Introduction to American Criminal Law."

AUSTIN, SEPTEMBER Dean **William Powers** delivered the welcoming remarks at the Texas International Law Journal's 2002 Symposium, "Judicialization and Globalization of the Judiciary," Sept. 5-6 at the Law School, and **Sarah Cleveland** gave the closing remarks. In between, the program included presentations by **Carl Baudenbacher** ("Judicial Globalization: Old Wine in New Bottles?"), **Patricia Hansen** ("Dispute Resolution Under NAFTA"), **Steven Ratner** ("The International Criminal Court: Probing the Limits of Judicialization"),

Jay Westbrook ("International Judicial Negotiation"), and **Ernest Young** ("The Trouble with Global Constitutionalism"). At the Texas Law Review symposium "Precommitment Theory in Bioethics and Constitutional Law," organized by **John Robertson** and held Sept. 20-21 at the Law School, **Lynn Baker** moderated two panels on the topic "Precommitment Theory: Its Origins and Relevance"; **John Robertson** was a panelist for the session "Precommitments in Reproduction and Research," moderated by **Richard Markovits**; **Lawrence Sager** was a panelist for the session "Are Constitutions Precommitments?" which was moderated by Robertson and included commentary by **William Forbath**; and **Sanford Levinson** and **Steven Ratner** were panelists for the session "Constitutional and International Issues," which Robertson moderated.

FACULTY NEWS

ALEX ALBRIGHT

ACTIVITIES Albright served on the Author Selection and Executive Committees for the Texas Book Festival. ¶ She visited the White House for the National Book Festival as a guest of First Lady Laura Bush. ¶ Albright gave the Procedure Update talk at the State Bar Advanced Civil Trial Course in Houston, Dallas, Austin, and San Antonio. ¶ She spoke to the Texas District Court Alliance on judgments.

MARK ASCHER

PUBLICATIONS *FEDERAL INCOME TAXATION OF ESTATES, TRUSTS, AND BENEFICIARIES* (3d ed. Supp. 2002) (with M. Carr Ferguson & James J. Freeland).

ACTIVITIES Ascher spoke on the topic "Subchapter J: Recent Regulatory Developments" to the Travis County Bar Association on Apr. 5; to the Estate Planning Council for Central Texas on Apr. 23, also in Austin; and to the State Bar of Texas on June 5, in Dallas.

HANS BAADE

PUBLICATIONS *Stare Decisis in Civil Law Systems*, in *LAW AND JUSTICE IN A MULTISTATE WORLD: ESSAYS IN HONOR OF ARTHUR T. VON MEHREN* 533 (James A. R. Nafziger & Symeon C. Symeonides eds., 2002).

LYNN BAKER

PUBLICATIONS Introduction, *Civil Justice Fact and Fiction*, 80 *TEXAS L. REV.* 1537 (2002) (with Charles Silver) (symposium issue "The Impact of Civil Justice on the American Economy and Polity"). ¶ Commentary, *Facts About Fees: Lessons for Legal Ethics*, 80 *TEXAS L. REV.* 1985 (2002) (also in symposium issue). ¶ *Should Liberals Fear Federalism?*, 70 *U. CIN. L. REV.* 433 (2002) (2001 William Howard Taft Lecture on Constitutional Law).

ACTIVITIES Lynn Baker and Mitchell Berman filed an amicus brief in the U.S. Supreme Court in support of Respondents in *Pierce County v. Guillen*, who claim that certain federal legislation exceeds Congress's power under the Spending Clause and Commerce Clause. ¶ She took part in the 2002 World Bridge Championships in Montreal, Canada, in August, where her team finished in fifth place (tie) in the women's teams. ¶ Baker has accepted the invitation to serve on the editorial board of the *Cato Supreme Court Review*. ¶ She presented "Professional Responsibility: Critical Mass Tort Settlement Considerations" at the Third Annual Class Action/Mass Tort Symposium, held by the Louisiana State Bar Association in New Orleans on Oct. 25. ¶ Also see Major Events.

ANTONIO BENJAMIN

PUBLICATIONS *Meio ambiente e constituição: Uma primeira abordagem*, in *TEN YEARS AFTER RIO 92: SUSTAINABLE DEVELOPMENT AND LAW* 89 (Antonio Benjamin ed., 2002). ¶ *Direito am-*

biental no Brasil e nos Estados Unidos [Environmental Law in Brazil and the United States], in EDIÇÃO ESPECIAL EM HOMENAGEM À "COOPERAÇÃO A UNIVERSIDADE DO TEXAS-AUSTIN E A UFRGS" 9 (Nova Prova Gráfica e Editora, 2002).

ACTIVITIES Also see Major Events.

STUART BENJAMIN

PUBLICATIONS *The Logic of Scarcity: Idle Spectrum as a First Amendment Violation*, 52 DUKE L.J. 1 (2002).

ACTIVITIES Benjamin presented "The Logic of Scarcity" at the Stanford/Yale Junior Faculty Forum at Yale Law School.

MITCHELL BERMAN

PUBLICATIONS *Commercial Speech and the Unconstitutional Conditions Doctrine: A Second Look at "The Greater Includes the Lesser,"* 55 VAND. L. REV. 693 (2002).

ACTIVITIES Lynn Baker and Berman filed an amicus brief in the U.S. Supreme Court in support of Respondents in *Pierce County v. Guillen*, who claim that certain federal legislation exceeds Congress's power under the Spending Clause and Commerce Clause. ¶ Berman presented "Justification and Excuse in the Criminal Law" for the Jurisprudence and Philosophy panel at the Stanford/Yale Junior Faculty Forum at Yale Law School in June.

LYNN BLAIS

PUBLICATIONS *Commentary: Counting Costs and Calculating Benefits*, 80 TEXAS L. REV.



Blais's *Commentary: Counting Costs and Calculating Benefits* appeared in the *Texas Law Review* this past fall.

2059 (2002) (symposium issue "The Impact of Civil Justice on the American Economy and Polity").

PHILIP BOBBITT

PUBLICATIONS *For My Friend*, III YALE L.J. 1915 (2002) (tribute to Charles L. Black Jr.). ¶ *Get Ready for the Next Long War*, TIME, Sept. 9, 2002, at 84. ¶ *'I Too Slept Among Our Dead,'* 34 NAT. J. 2485 (2002).

ACTIVITIES Bobbitt was appointed to the Continuity of Government Commission to study how to reconstitute the U.S. government in case of catastrophic loss of membership in the Congress. The honorary co-chairs are former presidents Ford and Carter; the active co-chairs are Alan Simpson and Lloyd Cutler. ¶ He joined the editorial board of the quarterly journal *Bioterrorism and Biosecurity*, published at Johns Hopkins University. ¶ He was appointed to the advisory board of the Texas Tech Center for Bio-defense, Law, and Public Policy. ¶ He is currently participating in the Study of the Future of U.S. Foreign Policy at the Brookings Institution. ¶ His recent book, *THE SHIELD OF ACHILLES: WAR, PEACE, AND THE COURSE OF HISTORY* (2002), was reviewed in the *New York Times*, *The Guardian*, the *Washington Post*, the *Sunday Times* (London), *The Times* (London), the *Christian Science Monitor*, *The Economist*, the *Austin American-Statesman*, the *Washington Times*, the *London Review of Books*, *The Observer* (London), *Times Literary Supplement*, *The Independent* (London), *National Review*, and the *New York Review of Books*. ¶ Bobbitt was interviewed about his new book on National Public Radio's *Weekend Edition* on Pacifica Radio, in an appearance on WNYC-TV's *New York & Co.*, on Boston Public Radio, WBUR, and on BBC television. The BBC television interview was conducted by Tim Sebastian for his program *Hard Talk* and is available at <http://news.bbc.co.uk/1/hi/programmes/hardtalk/2162082.stm>. ¶ The *Christian Science Monitor* named *THE SHIELD OF ACHILLES* a "Notable Non-Fiction Book of the Year." ¶ Panel discussions of Bobbitt's *THE SHIELD OF ACHILLES* were presented by the Council on Foreign Relations on May 13 in New York City and May 22 in Washington, D.C. ¶ The International Institute for Strategic Studies sponsored a panel discussion of the book in London on July 5. ¶ Bobbitt was also quoted in the *New York Times* on May 26, on challenges faced by the United States in fighting global terrorism. ¶ Bobbitt's speech on *THE SHIELD OF ACHILLES* at the

Guardian Hay Book Festival was reported in *The Guardian*, June 7. ¶ His interview with WNYC radio in New York was also rebroadcast on CSPAN-2's *Book Events*, June 15. ¶ Bobbitt and his new book were profiled in the *Austin Chronicle*, June 21. ¶ A lengthy profile of Bobbitt appeared in *The Times* (London) on June 24 and in the *Austin American-Statesman* on Dec. 2. ¶ "Philip Bobbitt's Favourite Books on International Affairs" appeared in the Books section of *The Guardian* (London) Web site. ¶ In Aug. he spoke at the Edinburgh Festival in an interview format with James Naughtie. ¶ In Oct. he delivered a series of lectures, including "The Need for a Doctrine of Intervention in U.S. Policy," at Tufts University. ¶

KAMELA BRIDGES

ACTIVITIES Kamela Bridges, Robin Meyer, Christy Nisbett, and Wayne Schiess presented the program on "Using Real-World Projects to Better Integrate Print and Electronic Media Into Research Teaching" at the Legal Writing Institute Biennial Conference, May 29-June 1, 2002, in Knoxville, Tenn. ¶ Bridges was appointed by State Bar president Guy Harrison to the Pattern Jury Charges—Business, Consumer, and Employment Committee of the State Bar. Their 2002 edition of *TEXAS PATTERN JURY CHARGES—BUSINESS, CONSUMER, AND EMPLOYMENT* was published in late 2002.

SARAH BUEL

PUBLICATIONS *Why Juvenile Courts Should Address Family Violence: Promising Practices to Improve Intervention Outcomes*, JUV. & FAM. CT. J., Spring 2002, at 1.

ACTIVITIES Buel also delivered a number of keynote addresses during the summer, including "The Criminalization of Domestic Violence: Ethical Practice for Prosecutors and Law Enforcement," June 13 in Columbus, Ohio; "The Paradox of Community Outrage and Apathy: Promising Practices to Improve Domestic Violence Interventions," June 21 in DuPage County, Ill.; "Taking Domestic Violence Seriously: The Mandate for Collaboration in Urban Courts," sponsored by the Las Vegas Courts, June 27; "Taking Domestic Violence Seriously: The Role of Law Enforcement," at the National Sheriffs' Association Rural Law Enforcement Conference, July 12 in Baker City, Ore.; "Rethinking the Role of Domestic Violence in Legal Practice," July 20 at the Kansas Bar Association Annual Meeting in Lindsborg; "Employer Liability for Inappropriate Inter-

ventions with Abuse Victims in the Workplace," at the Louisiana Attorney General's Labor Law Conference, Aug. 15 in Baton Rouge; and "Public Safety Risk and the Transformation of Domestic Violence Law," Aug. 20 at the National Organization of Victim Assistance annual conference in Nashville. ¶ Buel presented the day-long "Institute Reconciling Rhetoric, Doctrine, and Practice in Domestic Violence Practice," sponsored by the National Council of Juvenile & Family Court Judges, June 11 in Lynchburg, Va. ¶ Buel delivered a guest lecture on July 26 at UT-San Antonio's Institute for Law & Public Affairs, titled "The Personal as Political in Practicing Domestic Violence Law." ¶ She also presented a one-day intensive seminar for Oklahoma judges, titled "Judging Domestic Violence: Law, Trends, and Ethical Dilemmas," on Sept. 30 in Quartz Mountain, Okla. ¶ On Oct. 7 Buel was a guest with Judge Bill White on the San Antonio NBC-TV affiliate's *Texas Living* program, discussing trends in domestic violence courts. ¶ On Oct. 10 she delivered the keynote address "Avoiding Malpractice and Improving Care for Domestic Violence Patients: The Role of Physicians" to the College of Physicians in Philadelphia. ¶ On Oct. 11 she delivered the keynote address "Examining the Intersections of Law and Social Policy in Effecting a Coordinated Community Response to Domestic Violence" for the Philadelphia Court System. ¶ On Oct. 18 she presented "The Criminal Justice System and Violence Within the Family: Trends, Law, and Policy," at the Waco Court Conference in Waco. ¶ On Oct. 21 she delivered the keynote address "Confidentiality, Domestic Violence, and the Law: Whose Privilege? Whose Life?" at the Las Vegas Court Department Conference in Las Vegas, Nev. ¶ On Oct. 25 she delivered the keynote address "Family Violence: Ethical Interventions with Victims and Offenders in Complex Cases" at the Southern California Medical Legal Conference in Los Angeles. ¶ On Oct. 28 she delivered the keynote address "Homeland Terrorism: Domestic Violence in America" at the National College of District Attorneys Annual Conference in Chicago.

CHARLES CHILDRESS

PUBLICATIONS *Making Your Voice Heard on Behalf of the Child*, TEX. CASA HEARTBEAT, Summer 2002, at 8.

ACTIVITIES Childress spoke on the Uniform Parentage Act in Texas at a seminar for

attorneys of the Texas Department of Protective and Regulatory Services on July 24 in Austin. ¶ He co-presented a paper and workshop with Roberto Treviño Sosa, presiding judge of the Family Court, First District, Nuevo León, Mexico, "Cross-Border Aspects of Family Law (Support, Custody, Abuse, and Neglect)" at the Ninth Annual Conference of the Texas-Mexico Bar Association in Monterrey, Mexico on Oct. 5. ¶ Childress also presented the CLE program "Representing Texas Children in Abuse and Neglect Cases" in Bryan, Tex., on Sept. 20 and in Hillsboro, Tex., on Oct. 9.

MICHAEL CHURGIN

ACTIVITIES Michael Churgin has been named to the Joint Working Group on Legal Education and Bar Admission. The group has been established by the National Conference of Bar Examiners, the Association of American Law Schools, the Section of Legal Education and Admissions to the Bar of the ABA, and the Conference of Chief Justices. The Joint Working Group will consider and recommend strategies and ideas for improving the working relationship among law schools, graduating law students, and bar admission authorities in the United States.

SARAH CLEVELAND

PUBLICATIONS *Human Rights Sanctions and International Trade: A Theory of Compatibility*, 133 J. INT'L ECON. L. (2002).

ACTIVITIES Cleveland presented a major paper titled "Why International Labor Standards?" on May 20 at a conference on international labor standards at Stanford University; she later presented an updated version of the paper at the panel "International Labor Rights: From Definition to Enforcement" at Boalt Law School on Sept. 13. ¶ Cleveland delivered the address "The Guantanamo Bay Detainees Under International Law," sponsored by the UT-Austin chapter of Amnesty International and the Cabinet of College Councils, May 26. ¶ On May 31 Cleveland presented "Powers Inherent in Sovereignty: Indians, Aliens, Territories, and the Nineteenth-Century Origins of Plenary Power Over Foreign Affairs" at Yale Law School as the paper selected for the Constitutional Law—Historical Foundations panel of the Stanford/Yale Junior Faculty Forum. ¶ Cleveland was quoted in the July 11 issue of the *Far Eastern Economic Review* regarding the implications for

corporate responsibility for human rights violations of the pending state trial against Unocal for using forced labor in Burma. Cleveland was interviewed on National Public Radio Sept. 19 regarding the Ninth Circuit's decision in *Doe v. Unocal* finding that the Unocal Corporation could be held liable in federal court for aiding and abetting the use of forced labor by the Myanmar government. ¶ She was recently appointed to serve as co-chair of the Immigration Law Committee of the ABA's Labor and Employment Law Section. ¶ Cleveland has been appointed to the Legal Advisory Council of the International Labor Rights Fund in Washington, D.C. ¶ She also presented a paper titled "Powers Inherent in Sovereignty: Indians, Aliens, Territories, and the Nineteenth-Century Origins of Plenary Power Over Foreign Affairs" at the International Law Workshop of the University of Michigan School of Law, Oct. 14. ¶ In Oct. she gave a presentation about the constitutionality of war in Iraq on a panel with Sandy Levinson and Steven Ratner that was sponsored by the National Lawyers Guild. ¶ Also see Major Events.

JANE COHEN

PUBLICATIONS *Immigrants, Agency, and Allegiance: Some Notes from Anthropology and from Law*, in ENGAGING CULTURAL DIFFERENCES: THE MULTICULTURAL CHALLENGE IN LIBERAL DEMOCRACIES 99 (R. A. Shweder et al. eds., 2002) (with Caroline Bledsoe).

ACTIVITIES On Nov. 7 Cohen attended a meeting for advisors to the *Women's Law Journal*, accepted their invitation to join their Board of Advisors, and participated in a roundtable for women faculty hosted by the Women's Law Caucus.

THOMAS CRANDALL

ACTIVITIES Crandall was the recipient of the Teaching Excellence Award for 2002-03 from the Student Bar Association.

FRANK CROSS

PUBLICATIONS *Law and Economic Growth*, 80 TEXAS L. REV. 1737 (2002) (symposium issue "The Impact of Civil Justice on the American Economy and Policy").

ROBERT DAWSON

PUBLICATIONS *Editor's Foreword*, State Bar Section Report: Juvenile Law, June 2002, at 4. ¶ CRIMINAL JUSTICE ADMINISTRATION (5th ed. Supp. 2000) (with Miller, Dix, and Parnas). ¶ *Title 3 Annotations* in SAMPSON & TINDALL'S

TEXAS FAMILY CODE ANNOTATED (2002).

ACTIVITIES On June 6, Dawson presided at the Austin meeting of an interdisciplinary task force sponsored by the Texas Juvenile Probation Commission on improving parental participation in the juvenile justice system in Austin. ¶ On June 20, he testified before the Juvenile Justice and Family Issues Committee of the Texas House of Representatives on dispositional guidelines in juvenile cases in Austin. ¶ On June 21, he spoke on search and seizure in the schools at the conference "Law Enforcement in the Schools" at Killeen, Tex. ¶ On July 17, he gave the keynote address at the National Conference on School Law in Austin. ¶ On Aug. 6, he attended the Saratoga Institute on Racing and Wagering Law at Saratoga Springs, N.Y. ¶ On Sept. 10, he spoke on law concerning juveniles with mental illness or retardation at a conference sponsored by the Texas Council on Offenders with Mental Impairments in Austin. ¶ On Sept. 17, he moderated a panel on rural public defenders at a State Bar conference on indigent defense in Austin. ¶ On Sept. 26, he gave a juvenile law update to the Texas District and County Attorneys Association convention in South Padre Island, Tex. ¶ On Oct. 11, he attended the Equine Law Conference at Bay Meadows Racecourse in San Mateo, Calif. ¶ On Oct. 23, the Texas Task Force on Indigent Defense, created by Senator Rodney Ellis's Senate Bill 7 in 2001 and chaired by Court of Criminal Appeals presiding judge Sharon Keller, awarded Dawson with a plaque inscribed: "With sincere appreciation for outstanding contributions and efforts to improve the delivery of indigent services in Texas."

GEORGE DIX

PUBLICATIONS CRIMINAL LAW: CASES AND MATERIALS (5th ed. 2002) (with Michael Sharlot). ¶ *Top Five Lists for the CCA's Latest Term*, TEX. LAW., Aug. 26, 2002, at 52 (with Alan Curry & David A. Schulman).

JOHN DZIENKOWSKI

PUBLICATIONS CASES AND MATERIALS ON THE PROFESSIONAL RESPONSIBILITY OF LAWYERS (2d ed. 2002) (with John Sutton). ¶ PROFESSIONAL RESPONSIBILITY: STANDARDS, RULES, AND STATUTES, 2002-2003 (John Dzienkowski ed., 2002).

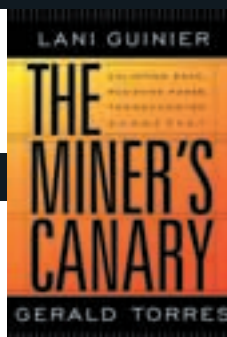
ACTIVITIES During the fall 2002 semester, Dzienkowski held the Frances Hare Visiting Chair in Tort Law at the University of Ala-

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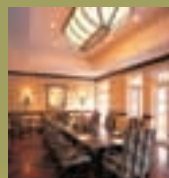
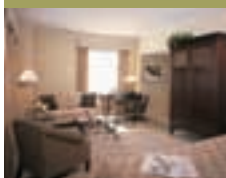


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bama. ¶ He moderated the panel "Multi-jurisdictional Practice of Law" at the University of Alabama on Sept. 10. ¶ He also delivered a paper, "Ethical and Professionalism Issues in Circular 230 Amendments," in Atlanta at the Southern Federal Tax Institute on Sept. 25. ¶ He also presented his coauthored article "The Decline in Lawyer Independence: Lawyer Equity Investments in Clients," at a faculty colloquium at the University of Alabama on Oct. 15. ¶ He presented "Legal Ethics: A Litigator's Guide to Recognizing and Dealing with Conflict Issues" at the Law School's 26th Annual Page Keeton Products Liability and Personal Injury Conference in Oct.

KAREN ENGLE

PUBLICATIONS *From Skepticism to Embrace: Human Rights and the American Anthropological Association from 1947 to 1999*, in *ENGAGING CULTURAL DIFFERENCES: THE MULTICULTURAL CHALLENGE IN LIBERAL DEMOCRACIES* 344 (R. A. Shweder et al. eds., 2002).

LEE FENNEL

PUBLICATIONS *Unpacking the Gift: Illiquid Goods and Empathetic Dialogue*, in *THE QUESTION OF THE GIFT: ESSAYS ACROSS DISCIPLINES* 85 (Mark Osteen ed., 2002).

ACTIVITIES Fennell presented a paper titled "Contracting Communities" at the Second Annual Meeting of the Midwest Law and Economics Association, held Oct. 11-12, 2002, at the University of Illinois School of Law. ¶ She presented a work-in-progress

Section of the State Bar of Texas at the annual meeting in Dallas. ¶ He also was named to co-chair a new arbitration task force charged with developing an arbitrator code of ethics, developing arbitration education programs in conjunction with the Consumer Law Section and Litigation Section, and reviewing due process issues in arbitration.

MARK GERGEN

PUBLICATIONS *The Logic of Deterrence: Corporate Tax Shelters*, 55 *TAX L. REV.* 255 (2002).

ACTIVITIES Gergen presented "The Third Restatement of Restitution at Midpoint" at Balliol College, Oxford, and Faculty of Law, Cambridge, in Nov. ¶ He also presented "Exit and Loyalty in Contract" at University College of London in Oct. and at the Conference on Comparative Contract Remedies at Tel Aviv University in June.

BILL GIBSON

ACTIVITIES Bill Gibson received the Distinguished Real Estate Lifetime Achievement Award for 2002 from the State Bar's Real Estate, Probate, and Trust Law Section at the Advanced Real Estate Course, July 11, in San Antonio.

STEVEN GOODE

PUBLICATIONS *COURTROOM EVIDENCE HANDBOOK* (5th student ed. 2002) (with G. Wellborn). ¶ *O Papel do Direito Criminal no Cumprimento dos Direitos Ambientais* [Criminal Enforcement of Environmental

LINO GRAGLIA

PUBLICATIONS *The Rehnquist Court and Economic Rights*, in *THE REHNQUIST COURT: A RETROSPECTIVE* 116 (Martin H. Belsky ed., 2002). ¶ *Michigan Race Ruling Debated*, *UNITED PRESS INT'L*, May 27, 2002. ¶ *Rigged Justice in Federal Court*, *AM. ENTERPRISE*, July-Aug. 2002, at 9.

ACTIVITIES Graglia participated in the Federalist Society-sponsored debate "Affirmative Action" at Texas Tech Law School, Oct. 24.

ROBERT HAMILTON

PUBLICATIONS *BUSINESS BASICS FOR LAW STUDENTS: ESSENTIAL CONCEPTS AND APPLICATIONS* (3d ed. 2002) (with Richard A. Booth).

ACTIVITIES Hamilton served as the Godfrey Distinguished Visiting Professor of Law, University of Maine Law School, Fall 2002.

PATRICIA HANSEN

ACTIVITIES Patricia Hansen presented the two-day intensive course "International Commerce: NAFTA and the Free Trade Agreement of the Americas in Relation to MERCOSUL" Aug. 5-6, 2002, at the Law School of the Federal University of Rio Grande do Sul in Porto Alegre, Brazil. ¶ Also see Major Events.

BARBARA HINES

ACTIVITIES Barbara Hines helped set up an immigration and refugee clinic in Buenos Aires, Argentina in June and July, at the Centro de Estudios Legales y Sociales (Center for Law and Social Studies) and the Comisión Argentina de Refugiados (Argentine Commission on Refugees), to be staffed by students at the law school of the University of Buenos Aires. ¶ Hines also spoke on U.S. immigration law post-9/11 at a workshop sponsored by the student federation of the University of Buenos Aires law school on June 10, and at the university's Institute of Anthropological Sciences on June 12. ¶ Hines gave a presentation on U.S. immigration law and immigrants' rights to the Immigrants' Roundtable, June 24, in Buenos Aires. ¶ She spoke on June 26 to congressional aides and researchers of the Argentine Congressional Subcommittee on Population and Human Resources concerning U.S. and Argentine immigration law. ¶ Hines also delivered a lecture on July 4 titled "U.S. Immigration Law: Legislation and Legal Aspects After 9/11," sponsored by the Association of Judges and Public Em-

WYATT MCSFADDEN

Fennell's work on local government was the focus of a paper presented at the annual meeting of the Midwest Law and Economics Association in October.



(coauthored with Christopher Fennell) titled "Fear and Greed in Tax Policy: A Qualitative Research Agenda" at an Empirical Tax Workshop held at Washington University School of Law in St. Louis, Nov. 1-2, 2002.

JOHN FLEMING

ACTIVITIES John Fleming was elected to the Council of the Alternative Dispute Resolution

Laws], in *EDIÇÃO ESPECIAL EM HOMENAGEM À "COOPERAÇÃO A UNIVERSIDADE DO TEXAS-AUSTIN E A UFRGS"* 127 (Nova Prova Gráfica e Editora, 2002).

ACTIVITIES Goode presented the Evidence Update talk at the State Bar Advanced Civil Trial Course in Dallas, Aug. 28, in Austin, Oct. 3, in Houston, Oct. 9, and in San Antonio, Oct. 30.

ployees of the National Judiciary, Paraná Branch, as part of the centennial of the creation of the federal courts of Paraná. ¶ An interview with Hines regarding U.S. immigration law appeared in *El Diario* (Paraná, Argentina), July 6, 2002. ¶ Hines gave a presentation on strategies for the protection of immigrants' rights in the United States at the workshop "Strategies for the Enforcement of Rights of Immigrants," sponsored by the Centro de Estudios Legales y Sociales, Poder Ciudadano (Citizens' Power) and the University of Palermo, July 15. ¶ At the National Immigration Project of the National Lawyers Guild seminar "Advanced Deportation Defense," Los Angeles on Oct. 16 she presented "Cancellation of Removal and Concurrent Waivers." ¶ Hines presented a two-hour review of immigration law basics at the Law School's 26th Annual Conference on Immigration and Naturalization Law, Oct. 23-25, in San Antonio.

HENRY HU

PUBLICATIONS *First, Do No Harm: Investors, Government, and the Stock Market*, in EUROPA UND DIE GLOBALISIERUNG: REFERATA DES ZWEITEN WIENER GLOBALISIERUNGS-SYMPIOSIUMS IO. UND II. MAI 2001 (Carl Baudenbacher et al. eds., Verlag Österreich, 2002).

ACTIVITIES Henry Hu was quoted extensively in numerous major U.S. and foreign media. In terms of newspapers, these included front-page stories in the *Washington Post*, *Wall Street Journal*, *Asian Wall Street Journal*, *Los Angeles Times*, *Houston Chronicle*, and *Miami Herald*, as well as stories in the *New York Times*, *Nihon Keizai Shimbun* (Tokyo), *Financial Times Deutschland* (Frankfurt), *Sunday Telegraph* (London), *L'Echo* (Brussels), *San Francisco Chronicle*, and *Globe and Mail* (Toronto). Magazine coverage included stories in *Business Week*, *Fortune*, and *Investment Dealers Digest*. He also appeared on various television and radio programs, including CNBC's *Business Center*, *Power Lunch*, and *Wake Up Call*, National Public Radio's *All Things Considered*, *Morning Edition*, and *On Point*, and the Voice of America's *Business Scene*. Hu's comments were sought on a wide range of economic and legal matters, including (a) corporate governance issues such as the roles of boards and accountants, executive compensation and stock options, and the Sarbanes Oxley Act of 2002; (b) finance theory issues such as stock market valuation, the pricing of derivatives, and his March 2000 *Faith and Magic* article's thesis

RICK PATRICK



Hu is one of the world's foremost experts on securities regulation, corporate governance, and derivatives.

as to core investor beliefs; and (c) financial regulation issues such as stock analyst conflicts of interest, the allocation of shares in initial public offerings, and the fraud and insider trading-related activities of the private bar, the Securities and Exchange Commission, and the Justice Department.

STANLEY JOHANSON

PUBLICATIONS *Forced Heirship for Utopia: A Solution in Search of a Problem?*, 2001 PAPERS OF THE INTERNATIONAL ACADEMY OF ESTATE AND TRUST LAW 259 (2002).

ACTIVITIES Stanley Johanson presented "Recent Developments Affecting Estate Planning" at the Houston Estate and Financial Forum, Sept. 13. ¶ On Sept. 20 Johanson gave the seminar "Charitable Gift Planning," sponsored by the Dallas Jewish Community Foundation, and on Nov. 1 he gave a seminar on the same topic sponsored by the El Paso Community Foundation. ¶ Johanson also delivered "Recent Developments Affecting Estate Planning" at the Southern Federal Tax Institute in Atlanta, Sept. 27. ¶ Johanson presented "Recent Developments Affecting Estate Planning" at the Law School's 50th Annual Taxation Conference, Nov. 8 in Austin.

CALVIN JOHNSON

PUBLICATIONS *Was Washington Constitutional?*, 18 CONST. COMMENT. 295 (2001).

SUSAN R. KLEIN

PUBLICATIONS *Acceptance of Responsibility and Conspiracy Sentences in Drug Prose-*

utions After Apprendi, 14 FED. SENTENCING REP. 165 (2002) (with Nancy J. King). ¶ *Independent-Norm Federalism in Criminal Law*, 90 CAL. L. REV. 1541 (2002).

ACTIVITIES Susan Klein's article, *Essential Elements*, 54 Vand. L. Rev. 1467 (2001) (with Nancy J. King), was cited by the U.S. Supreme Court's majority opinion in *Harris v. U.S.*, handed down on June 24. ¶ Klein spoke on June 25 to 185 federal appellate and district judges, U.S. attorneys, and federal public defenders. Her address was titled "Recent Supreme Court Cases and Sentencing Issues" and was delivered during the 2002 National Sentencing Policy Institute in Raleigh, N.C., hosted by the Federal Judicial Center. ¶ Klein has accepted a position on the board of advisors for a new peer-reviewed criminal law journal, the *Ohio State Journal of Criminal Law*, which will begin publication in February 2003. ¶ Klein (with Michael Avery) has filed a brief of amici curiae on behalf of the National Police Accountability Project of the National Lawyers Guild and the National Black Police Association in *Chavez v. Martinez*, a civil rights case slated for oral argument before the U.S. Supreme Court this term. ¶ Klein spoke at the Supreme Court Roundup, faculty and student colloquia at the Law School on Aug. 31 (with Professors Karen Engle, Ernest Young, and Jordan Steiker). ¶ On Sept. 6 she delivered the paper "Independent-Norm Federalism in Criminal Law" at the UT colloquia series.

KIMBERLEE KOVACH

PUBLICATIONS *Ethics for Whom? The Recognition of Diversity in Lawyering: Calls for Plurality in Ethical Considerations and Rules of Representational Work*, in DISPUTE RESOLUTION ETHICS: A COMPREHENSIVE GUIDE 57 (Phyllis Bernard et al. eds., 2002). ¶ *Enforcement of Ethics in Mediation*, in DISPUTE RESOLUTION ETHICS: A COMPREHENSIVE GUIDE III (Phyllis Bernard et al. eds., 2002).

DOUGLAS LAYCOCK

PUBLICATIONS MODERN AMERICAN REMEDIES: CASES AND MATERIALS (3d ed. 2002) (with Teachers' Manual and 2002 Teachers' Update). ¶ Introduction, in I Hopwood v. Texas Litigation Documents, Part I: Trial in the Federal District Court for the Western District of Texas (1992-1994) xv (Kumar Percy comp. 2002). ¶ *Vouching Toward Bethlehem*, 5 RELIGION IN THE NEWS, at 2 (2002). ¶ *Joint Statement of Church-State Scholars*

on School Vouchers and the Constitution: What the United States Supreme Court Has Settled, What Remains Disputed (Pew Forum on Religion and Public Life 2002), available at <http://www.pewforum.org/publications> (with seven other church-state scholars). ¶ *Debate 2: Should the Government Provide Financial Support for Religious Institutions That Offer Faith-Based Social Services?*, 3 RUTGERS J. L. RELIGION NO. 5 (2001-2002), available at http://camlaw.rutgers.edu/publications/law-religion/debate_2.htm, (with Louis H. Pollack, Glen A. Tobias, Erwin Chemerinsky, Barry W. Lynn, & Nathan J. Diament). ¶ *Injudicious: Liberals Should Get Tough on Bush's Conservative Judicial Nominees—and Stop Opposing Michael McConnell*, THE AMERICAN PROSPECT ONLINE, Oct. 30, 2002, available at <http://www.prospect.org/webfeatures/2002/10/laycock-d-10-30.html>. ¶ *Forging Ideological Compromise*, N.Y. TIMES, Sept. 18, 2002, at A31. ¶ *Judicial Nominations in a Divided Government*, AUSTIN AMERICAN-STATESMAN, Oct. 9, 2002, at A15.

ACTIVITIES Laycock has been elected to the Executive Committee of the Council of the American Law Institute. ¶ Laycock served on the Texas Supreme Court's Judicial Speech Advisory Committee, which recommended amendments to bring the Code of Judicial Conduct into compliance with the U.S. Supreme Court's ruling in *Republican Party of Minnesota v. White*. ¶ Laycock is chairing the University's Task Force on Assembly and Expression, which has submitted a book-length report recommending complete recodification of the University's rules on free speech. The report is available through the Law School's Web site. ¶ Laycock presented "Religion and the Rehnquist Court" at the Conference on Constitutional Law of the Association of American Law Schools and the American Political Science Association, in Washington, June 6. ¶ He also delivered "Protecting Free Exercise After *Boerne*" and "Recent Developments in a Few of Our Favorite Remedies" at the Annual Convention of the Florida American Civil Liberties Union, in Key West, July 27. ¶ Laycock and Sanford Levinson presented "Legal Angst in Post-September 11 America: What Courts Will Confront as the Nation Confronts Terrorism" at the 2002 Annual Conference of Court Public Information Officers, in Austin, August 16. ¶ Laycock presented "Religious Liberty" to the University United Methodist Church in Austin, September 15. ¶ He spoke on "Separation of Church and State" to the

National Leadership Conference of the Anti-Defamation League, in Houston, October 11.

TERRI LECLERCQ

ACTIVITIES LeClercq gave the plenary address before four hundred members of the Institute of Legal Writing, titled "Past, Present, and Future of the Legal Writing Institute," on May 29, in Knoxville, Tenn. ¶ She also presented a session during the conference, with Dr. Anthony Palasota of the Thurgood Marshall School of Law, titled "Incorporating Logic Into the Legal Writing Classroom." ¶ AALS executive director Carl Monk announced that LeClercq has been chosen as an editor for the *Journal of Legal Education*. ¶ She was quoted in *The Quest for Scholarship: The Legal Writing Professor's Paradox*, 80 OR. L. REV. 1013 (2001). ¶ LeClercq was recently elected to the Editorial Board for the *Journal of Legal Writing*. ¶ LeClercq's article, *Doctrine of the Last Antecedent*, 2 J. LEGAL WRITING 81 (1996), will be used as course material for "Real World Document Drafting," given across the country by the ALI-ABA. ¶ LeClercq's photograph of Mrs. Carolyn Graglia appeared in the Fall 2002 issue of *Soaring Eagles*, highlighting the Fulltime Homemakers of the Year Awards. ¶ She also presented a day-long seminar on legal writing to the Austin City Attorney's Office on Sept. 27. ¶ LeClercq spoke to the legal writing faculty at Tulane Law School on Oct. 11.

LEANDRA LEDERMAN

PUBLICATIONS TAX CONTROVERSIES: PRACTICE AND PROCEDURE (2d ed. 2002) (with Stephen W. Mazza). ¶ UNDERSTANDING CORPORATE TAXATION (2002).

ACTIVITIES Lederman received an American Tax Policy Institute grant for her proposed article "Tax Compliance and the Kinder, Gentler IRS," which will be published as part of a 2003 Kansas Law Review symposium titled "Tax Compliance and Tax Controversies: Should Congress Reform the 1998 IRS Reform Act?"

BRIAN LEITER

PUBLICATIONS *The Fate of Genius*, TIMES LITERARY SUPPLEMENT, Oct. 18, 2002, at I2 (reviewing JOACHIM KÖHLER, ZARATHUSTRA'S SECRET: THE INTERIOR LIFE OF FRIEDRICH NIETZSCHE; RÜDIGER SAFRANSKI, NIETZSCHE: A PHILOSOPHICAL BIOGRAPHY; AND RICHARD SCHAIN, THE LEGEND OF NIETZSCHE'S SYPHILIS). ¶ *Marxism and the Continuing Irrelevance*

of Normative Theory, 54 STAN. L. REV. 1127 (2002) (reviewing G. A. COHEN, IF YOU'RE AN EGALITARIAN, HOW COME YOU'RE SO RICH?). ¶ *Rethinking Legal Realism: Toward a Naturalized Jurisprudence*, in JURISPRUDENCE CLASSICAL AND CONTEMPORARY: FROM NATURAL LAW TO POSTMODERNISM 219 (Robert L. Hayman et al. eds., 2d ed. 2002) (reprinted from 76 TEXAS L. REV. 267 [1997]). ¶ *Naturalism in Legal Philosophy*, in THE STANFORD ENCYCLOPEDIA OF PHILOSOPHY (E. N. Zalta ed., 2002) (available at <http://plato.stanford.edu/entries/lawphil-naturalism/>). ¶ NIETZSCHE ON MORALITY (2002). ¶ *Objectivity: Philosophical Aspects*, in INTERNATIONAL ENCYCLOPEDIA OF THE SOCIAL & BEHAVIORAL SCIENCES 10793 (N. Smelser et al. eds., 2001). ¶ *Recapture Texas' Future from Zealots, Know-Nothings*, HOUSTON CHRONICLE, Sept. 22, 2002, at IC. ¶ *Reply to Hoekema's Review of Wilshire*, NOTRE DAME PHIL. REV. (Oct. 17, 2002) (available at <http://ndpr.icaap.org/content/archives/2002/10/leiter=hoekema.html>).

ACTIVITIES Brian Leiter was quoted in the *New York Times*, May 11, 2002, on the growing interest in philosophy of religion among analytic philosophers. ¶ His article *Legal Realism and Legal Positivism Reconsidered*, III ETHICS 278 (2001), has been selected as "one of the ten best philosophical articles" for the year 2001 by the editorial board of *The Philosopher's Annual*. It is the first time in this publication's 24-year history that an article in core analytic jurisprudence has been selected. Only two other law professors have ever had articles honored in this annual competition: Ronald Dworkin and Liam Murphy, both at NYU. ¶ Brian Leiter (ed.), OBJECTIVITY IN LAW AND MORALS (2001) was reviewed in 65 MOD. L. REV. 634 (2002). ¶ After one month, Leiter's paper "Beyond the Hart/Dworkin Debate" on the SSRN online database has been downloaded nearly 100 times, making it the #1 paper in the category "University of Texas Law School, Public Law & Legal Theory" and the #2 paper in the "Jurisprudence" category. ¶ Brian Leiter has been appointed to the program committee for the 2004 meeting of the Central Division of the American Philosophical Association in Chicago. The program committee is charged with designing symposia and lectures on the meeting's theme that year, which will emphasize the interaction between philosophy and other disciplines (law, psychology, economics, biology, physics, etc.). ¶ Brian Leiter also talked about textbook censorship in Texas at a

brown bag seminar sponsored by the UT chapter of the American Constitution Society, Sept. 23. ¶ Brian Leiter presented the session "American Legal Realism" to the faculty at Villanova Law School on Oct. 9 as part of Villanova's year-long series of speakers on major movements in jurisprudence. ¶ Blackwell Publishers released the new, 2002-04 edition of Brian Leiter's guide to graduate study in philosophy in the English-speaking world (available at <http://www.philosophicalgourmet.com>) on Monday, Oct. 28. Through Friday, Nov. 1, the site had received more than 6,000 visits.

SANFORD LEVINSON

PUBLICATIONS *The Lawyer as Moral Counselor: How Much Should the Client Be Expected to Pay?*, 77 NOTRE DAME L. REV. 831 (2002). ¶ *One Person, One Vote: A Mantra in Need of Meaning*, 80 N.C. L. REV. 1269 (2002). ¶ "Law," "Philosophy," or "Politics"? *Identifying the Status of the Arguments in Owen Fiss's "Groups and the Equal Protection Clause,"* 2002 ISSUES IN LEGAL SCHOLARSHIP, Article 5 (symposium issue "The Origins and Fate of Antisubordination Theory") (available at <http://www.bepress.com/ils/iss2/art5>). ¶ *Bush v. Gore and the French Revolution: A Tentative List of Some Early Lessons*, LAW & CONTEMP. PROB., Summer 2002, at 7. *How to Judge Future Judges*, DISSENT, Fall 2002, at 63.

ACTIVITIES Sanford Levinson's LEGAL CANONS (ed. with J. M. Balkin, 2000) was reviewed in the *Yale Journal of Law & the Humanities* 221 (2002). ¶ At the Wake Forest Law Review's symposium on *Marbury v. Madison*, Oct. 4-5, 2002, Sanford Levinson presented a paper titled "Why I Don't Teach *Marbury v. Madison* (Except to East Europeans) and Why You Shouldn't Either." ¶ In Oct., he gave a presentation about Iraq as a part of a panel with Steven Ratner and Sarah Cleveland that was sponsored by the National Lawyers Guild. ¶ Levinson's scholarship was the focus of a major symposium at the University of Tulsa College of Law, Oct. 31-Nov. 1. Panelists included Yale's Jack Balkin, Michigan's Sherman Clark, Harvard's Michelman, and Georgetown's Mark Tushnet. ¶ Also see Major Events.

RONALD MANN

PUBLICATIONS *Credit Cards and Debit Cards in the United States and Japan*, 55 VAND. L. REV. 1055 (2002). ¶ ELECTRONIC COMMERCE (2002) (with Jane Winn). ¶ ELECTRONIC COM-

MERCE: STATUTORY AND REGULATORY SUPPLEMENT (2002). ¶ PAYMENT SYSTEMS (2d ed. 2002).

BASIL MARKESINIS

PUBLICATIONS THE GERMAN LAW OF TORTS: A COMPARATIVE TREATISE (4th ed. 2002) (with Hannes Unberath). ¶ *Foreign Law Inspiring National Law: Lessons from *Greatorex v. Greatorex**, 61 CAMBRIDGE L.J. 386 (2002).

ACTIVITIES The president of Italy, Signor Carlo Azeglio Ciampi, conferred upon Markesinis the insignia of Knight Grand Cross of the Order of Merit of Italy for services to Italian law, comparative law, and European integration.

TRACY MCCORMACK

ACTIVITIES McCormack presented "Voor Dire and Jury Selection" at the Advanced Civil Litigation Conference, sponsored by the Uni-

RICK PATRICK

Mersky, one of the world's top law librarians, was named a "mover and shaker" by *Library Journal*, the "bible" of the library world.



versity of Houston Law Foundation, on Mar. 21 in Houston and Mar. 28 in Dallas. ¶ At the Law School's County and District Clerks' Legal Education Conference, Apr. 12 in Austin, she delivered "The Jury Trial: A Litigator's Perspective." ¶ She was the instructor for "The Jury Trial," a Law School CLE program, on Aug. 23 in Austin, on Sept. 20 in El Paso, and on Sept. 27 in Dallas. ¶ She was the course director for the State Bar's "Your Client in Crisis, Business and Strategic Planning" session at the Hill Country Hyatt in Aug. ¶ She presented "The Ethics Gameshow" as part of the Law School's 26th Annual Page Keeton Products Liability and Personal Injury Conference. ¶ She co-taught the alumni weekend CLE on ethics. ¶ McCormack completed her term as chair of the Consumer Law Council of the State Bar in June.

THOMAS MCGARITY

PUBLICATIONS *Beyond Buckman: Wrongful Manipulation of the Regulatory Process in*

the Law of Torts, 41 WASHBURN L.J. 549 (2002). ¶ *Counting the Cost of Health, Safety, and Environmental Regulation*, 80 TEXAS L. REV. 1997 (2002) (with Ruth Ruttenberg) (symposium titled "The Impact of Civil Justice on the American Economy and Polity"). ¶ *Seeds of Distrust: Federal Regulation of Genetically Modified Foods*, 35 U. MICH. J. L. REFORM 403 (2002). ¶ *Proposal for Linking Culpability and Causation to Ensure Corporate Accountability for Toxic Risks*, 26 WM. & MARY ENVTL. L. POL'Y REV. 1 (2001).

ROY MERSKY

PUBLICATIONS *Respect Your Librarian* [Letter to the Editor], A.B.A. JOURNAL, June 2002, at 20. ¶ FUNDAMENTALS OF LEGAL RESEARCH (8th ed. 2002) (with Donald J. Dunn). ¶ LEGAL RESEARCH ILLUSTRATED (8th ed. 2002) (with Donald J. Dunn). ¶ *Preface*, in I Hopwood v.

Texas Litigation Documents, Part I: Trial in the Federal District Court for the Western District of Texas (1992-1994) xiii (Kumar Percy comp., 2002). ¶ *The Leader as Achiever*, in LEADERSHIP ROLES FOR LIBRARIANS 225 (Herbert E. Cihak et al. eds., 2002).

ACTIVITIES Roy Mersky has been appointed to a three-year term on the American Bar Association's Standing Committee on the Law Library of Congress. ¶ He also has been appointed chair of the Book Publishing Committee of the American Bar Association's Senior Lawyers Division for 2002-03; as a vice-chair of the division's Legal Education/Mentoring, Resource Development, and Finance Committees; and as a member of *Experience* magazine's editorial board. ¶ Mersky delivered a lecture on the U.S. legal system at the State University of Rio de Janeiro, Brazil, on Aug. 20. ¶ He gave an interview to the Association of Magistrates of Rio de Janeiro in Aug. 2002, concerning access to legal information and comparisons between

the U.S. and Brazilian legal systems. ¶ Mersky's remarks at the opening the LBJ Library and Museum's exhibition "We Shall Overcome: Photographs from the American Civil Rights Era," on his experiences as a participant in the 1965 Selma civil rights march, were quoted at length in the *Austin American-Statesman*, Oct. 27, 2002. ¶ Also see Major Events.

ROBIN MEYER

ACTIVITIES Robin Meyer, Kamela Bridges, Christy Nisbett, and Wayne Schiess presented a program titled "Using Real-World Projects to Better Integrate Print and Electronic Media Into Research Teaching" at the Legal Writing Institute Biennial Conference, May 29–June 1 in Knoxville, Tenn.

LINDA MULLENIX

PUBLICATIONS *Is the All Writs Act the Caulking Gun for Dual-System Class Action Litigation?*, 2002–2003 PREV. U.S. SUP. CT. CAS. 44 (Sept. 30, 2002). ¶ *Let Us Count the Ways: How Should the Amount in Controversy Be Calculated in Diversity Class Actions?*, 2002–2003 PREV. U.S. SUP. CT. CAS. 49 (Sept. 30, 2002). ¶ *Master Class—Class Actions I*, N.L.J. B9 (Nov. 4, 2002). ¶ *Master Class—Arbitration Clauses II*, N.L.J. B8 (Aug. 26, 2002). ¶ *Master Class—Arbitration Clauses*, N.L.J. B9 (June 3, 2002).

ACTIVITIES Panelist, "The Right to Opt Out of Class Action Suits," Symposium, "Cutting Edge Issues in Class Action Litigation" (both at the University of Chicago Law School's Legal Forum, Nov. 1–2). ¶ Scholar-in-Residence, the Rockefeller Foundation Bellagio Research and Study Center, Bellagio, Italy, June–July 2002.

NEIL NETANEL

PUBLICATIONS *Interpretation and Dispute Settlement Panel Report on U.S. Copyright Act § 110 (5)*, in 7 INT'L INTEL. PROP. L. & POL'Y 74-1 (Hugh C. Hansen ed., 2002). ¶ *Cyberspace Self-Government: A Skeptical View from Liberal Democratic Theory*, in LAW, INFORMATION AND INFORMATION TECHNOLOGY 173 (Eli Lederman et al. eds., 2001) (abridged from 88 Cal. L. Rev. 395 [2000]). ¶ *Locating Copyright Within the First Amendment Skein*, in 2002–2003 FIRST AMENDMENT LAW HANDBOOK 315 (James L. Swanson ed., 2002) (reprinted from 54 STAN. L. REV. 1 [2001]).

ACTIVITIES Netanel presented "The Jewish Law of Copyright" as part of the Richard Franklin Lectures in the Jewish Legal Tra-

dition at Congregation Kol Emeth in Palo Alto, Calif., June 23. ¶ He presented a paper titled "Impose a Noncommercial Use Levy to Allow Free P2P File Swapping and Remixing" at the 30th Annual Telecommunications Policy Research Conference on Communication, Information, and Internet Policy, on Sept. 29 in Alexandria, Va. ¶ Netanel gave the keynote address, titled "Impose Noncommercial Use Levy to Allow Free P2P File Swapping and Remixing," at the conference "Paying Artists, Protecting Innovation: New Alternatives for Resolving the Digital Copyright Debate," Oct. 21 at the American University Washington College of Law. ¶ Netanel's keynote address was spotlighted and quoted extensively in the *National Journal's* "Technology Daily," Oct. 22, 2002, available at <http://nationaljournal.com/pubs/techdaily>, and was reported and discussed in the *BNA Patent, Trademark & Copyright Journal*, Nov. 1.

CHRISTY NISBETT

ACTIVITIES Nisbett was a member of the Scribes Brief Writing Committee that recently selected the best of 44 briefs that had won best-brief honors in national interscholastic moot court competitions. ¶ Christy Nisbett and Wayne Schiess were the instructors for "Legal Writing," a Law School CLE program, on Aug. 28 in Austin, Sept. 6 in San Antonio, Sept. 18 in El Paso, and Sept. 25 in Dallas.

H. W. PERRY

ACTIVITIES Perry, along with Scot Powe, presented a paper titled "The Two Parties' Constitutions" at the American Political Science Association's annual meeting in Boston, Aug. 31.

SCOT POWE

ACTIVITIES At the Wake Forest Law Review's symposium "*Marbury v. Madison*," Oct. 4–5, Powe delivered a paper titled "The Politics of Judicial Review." ¶ Powe and H. W. Perry presented a paper titled "The Two Parties' Constitutions" at the American Political Science Association's annual meeting in Boston, Aug. 31. ¶ Powe presented "Anthony Lewis as Supreme Court Correspondent: Reflecting the Times and the Times" at the American Society of Legal History Annual Meeting, Nov. 9 in San Diego.

DEAN WILLIAM POWERS

PUBLICATIONS RESTATEMENT (THIRD) OF TORTS: GENERAL PRINCIPLES (Revised Tentative Draft

II). ¶ *Aplicando a Responsabilidade Objetiva aos Serviços [Strict Liability]: Uma Perspectiva a Partir dos Estados Unidos* [Strict Liability: A U.S. Perspective], in EDIÇÃO ESPECIAL EM HOMENAGEM À "COOPERAÇÃO A UNIVERSIDADE DO TEXAS-AUSTIN E A UFRGS" 18 (Nova Prova Gráfica e Editora 2002). ¶ CASES AND MATERIALS ON PRODUCTS LIABILITY (3d ed. 2002) (with David A. Fischer, Michael Green, & Joseph Sanders). ¶ Teacher's Manual to Accompany Cases and Materials on Products Liability (3d ed. 2002) (with David A. Fischer, Michael Green, & Joseph Sanders).

ACTIVITIES Powers presented "Financial Services and Liability" at the International Seminar on Torts, Apr. 25 in Buenos Aires, Argentina, organized by the University of Buenos Aires School of Law. ¶ He delivered "American Products Liability Law" at the Southwestern Legal Institute, June 2002. ¶ He presented "Products Liability Update" as part of the Law School's 26th Annual Page Keeton Products Liability and Personal Injury Conference in Oct.

STEVEN RATNER

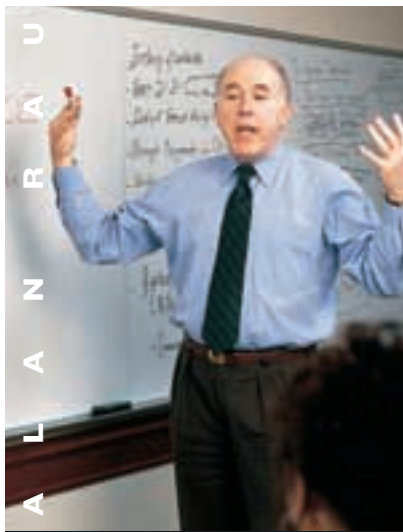
PUBLICATIONS INTERNATIONAL LAW: NORMS, ACTORS, PROCESS: A PROBLEM-ORIENTED APPROACH (2002) (with Jeffrey L. Dunoff & David Wippman). ¶ *Without Better Proof, U.S. Will Lack Allies in Iraq War*, DALLAS MORNING NEWS, Sept. 6, 2002, at 23A.

ACTIVITIES Participated in the conference "Antiterrorism Law" with Lawrence Sager, organized by Princeton University's Program in Law and Public Affairs, May 14, in Princeton, N.J. ¶ Presented a paper titled "Jus Ad Bellum and Jus in Bello After September 11" at the University of Houston Law Center's Friday Frontier faculty colloquium on Oct. 11. ¶ Ratner's ACCOUNTABILITY FOR HUMAN RIGHTS ATROCITIES IN INTERNATIONAL LAW: BEYOND THE NUREMBERG LEGACY (2d ed. 2001) (with Jason Abrams) was reviewed in 3 Democracy & Dev. 77 (2002). ¶ In Oct. Ratner gave a presentation about Iraq as a part of a panel with Sandy Levinson and Sarah Cleveland that was sponsored by the National Lawyers Guild. ¶ Also see Major Events.

ALAN RAU

PUBLICATIONS *Direito Contratual nos Estados Unidos: Uma Visão Geral*, in EDIÇÃO ESPECIAL EM HOMENAGEM À "COOPERAÇÃO A UNIVERSIDADE DO TEXAS-AUSTIN E A UFRGS" 33 (Nova Prova Gráfica e Editora, 2002).

ACTIVITIES Rau was a visiting professor at the University of Geneva, Switzerland, in May and gave a series of classes titled "Nego-



RICK PATRICK

Arbitration expert Alan Rau taught "International Commercial Arbitration" in Berlin, Germany, this past August.

tiation and Mediation" in the Master of Business Law program at the Universities of Geneva and Lausanne. ¶ He taught the course "International Commercial Arbitration" in the fourth International Summer School on Dispute Resolution in Berlin, Germany, sponsored by Tulane Law School and the Institut für Anwaltsrecht, Humboldt University, Aug. 3-17. ¶ Rau was quoted at length in an article in the *A.B.A. Journal eReport* of July 26, titled "Arbitrators May Disregard the Law."

TONY REESE

ACTIVITIES From July 4 to 12, Reese taught U.S. copyright law and comparative case studies (with David Vaver, St. Peter's College, Oxford) at the University of Victoria, British Columbia, as part of the International and Comparative Intellectual Property Law Summer Program of the University of Victoria, the University of Illinois, and St. Peter's College, Oxford. ¶ Reese was elected this spring to membership on the Scientific Board of the Executive Masters in European and International Business Law Program at the University of St. Gallen in Switzerland. ¶ He was interviewed by News 8 Austin on May 30, about a copyright infringement suit against the Austin-based Internet file-sharing site Audiogalaxy. ¶ He also spoke on the public display right in copyright law at the American Association of Law Libraries annual meeting in Orlando, July 22; the other speaker on the panel was Marybeth Peters, the U.S. Register of Copyrights. ¶ Reese was quoted in the *Abilene Reporter-News*, Aug. 22, on the Re-

publican National Committee's demand that a Democratic congressman cease using President Bush's image in campaign ads. ¶ Reese presented a paper, "The First-Sale Doctrine in the Era of Digital Networks," at the symposium "Intellectual Property, E-Commerce, and the Internet" at Boston College Law School, Oct. 18-19. Professor Wendy Gordon of the Boston University School of Law served as commentator.

DAVID ROBERTSON

ACTIVITIES David Robertson is one of nine UT professors who were named to The University's Academy for Distinguished Teachers for eight-year terms beginning in 2002. ¶ David Robertson and Michael Sturley's *ADMIRALTY AND MARITIME LAW IN THE UNITED STATES: CASES AND MATERIALS* (2001) (with Steven F. Friedell) was reviewed in 33 J. MAR.L. & COM. 409 (2002). ¶ At the Law School's Eleventh Admiralty and Maritime Law Institute, Oct. 18, Robertson presented "Recent Developments in Admiralty and Maritime Law at the National Level and in the 5th and 11th Circuits."

JOHN ROBERTSON

PUBLICATIONS *Preconception Strategies for Disposition of Frozen Embryos*, 50 EMORY L.J. 989 (2001). ¶ *Conception to Obtain Hematopoietic Stem Cells*, HASTINGS CENTER REPORT, AT 41 (May-June 2002) (with John Wagner & Jeff Kahn). ¶ *Pharmacogenetic Challenges for the Health Care System*, HEALTH AFFAIRS JULY-AUG. 2002, AT 155 (with others). ¶ *Pharmacogenetics: Ethical Issues and Policy Options*, 12 KENNEDY INST. ETHICS J. 1 (2002) (with others). ¶ *Ooplasm Transfers* [Letter], 347 NEW ENG. J. MED. 147 (2002). ¶ *Pharmacogenetics: Ethical and Regulatory Issues in Research and Clinical Practice: Report of the Consortium on Pharmacogenetics, Findings and Recommendations* 2002) (with others). ¶ *Sex Selection for Gender Variety by Preimplantation Genetic Diagnosis*, 78 FERTILITY & STERILITY 463 (2002).

ACTIVITIES On May 4 at the annual meeting of the American Association of Clinical Endocrinologists Robertson presented "Pharmacogenetics and the Future of Medical Practice." ¶ Robertson was also named the recipient of the American Association of Clinical Endocrinologists' first Award for Excellence in Ethics. ¶ John Robertson has been elected to the Fellows Council of the Hastings Center, a leading bioethics think tank. ¶ He also presented "Ethical and Legal

Issues in DNA Biobanking" at the third International Conference on DNA Sampling, Sept. 7 in Montreal. ¶ On Aug. 27 Robertson gave a talk to the Texas Judicial Conference in San Antonio titled "Legal Issues in Assisted Reproduction." ¶ Robertson gave two lectures on Oct. 23 at the University of Virginia: one at the Medical School titled "Extreme Prematurity and the Baby Doe Amendments" and one at the Law School titled "Procreative Liberty in the Era of Genomics." ¶ His presentation at the Yale Legal Theory Workshop on Nov. 21 was titled "Procreative Liberty in the Age of Genomics." ¶ On Nov. 15 Robertson spoke in San Antonio to the ABA Conference for Appellate Judges, delivering the paper "Legal Issues in Genetics and New Reproductive Technologies." ¶ Also see Major Events.

LAWRENCE SAGER

PUBLICATIONS *Of Tiers of Scrutiny and Time Travel: A Reply to Dean Sullivan*, 90 CAL. L. REV. 819 (2002). ¶ *The US Constitution* [Letter to the Editor], TIMES LITERARY SUPPLEMENT, Aug. 9, 2002, at 1. ¶ *The Free Exercise of Culture: Some Doubts and Distinctions*, in ENGAGING CULTURAL DIFFERENCES: THE MULTICULTURAL CHALLENGE IN LIBERAL DEMOCRACIES 165 (R. A. Shweder et al. eds., 2002).

ACTIVITIES Participated in the conference "Antiterrorism Law" with Steven Ratner, organized by Princeton University's Program in Law and Public Affairs, May 14, in Princeton, N.J. ¶ Also see Major Events.

JOHN J. SAMPSON

PUBLICATIONS In Aug., the 12th edition of SAMPSON & TINDALL'S TEXAS FAMILY CODE ANNOTATED was published. It is the first (and most popular) of the West Group series of annotated Texas Codes.

ACTIVITIES Throughout the year Sampson chaired an ad hoc committee appointed by the Juvenile Justice and Family Issues Committee of the Texas House to study *ad litem* appointments for children in custody cases and in Children's Protective Services cases. In conjunction with this project, he gave CLE talks in Denton on May 3 and in San Antonio on Sept. 20. By Nov., the committee had nearly completed its work and was engaged in putting the finishing touches on recommended legislation. Contemporaneously, he served on an ABA Family Law Section committee to draft ethical and procedural standards for representing children in custody cases. This is a work in progress (for ten years); it is anticipated that it will be completed within the next six months. ¶ Sampson gave a CLE

presentation on the Uniform Child Custody Jurisdiction and Enforcement Act to the Texas College for Judicial Studies in Austin on May 23. He also made CLE speeches to the Marriage Dissolution Course in Austin on May 9 and on Aug. 7 to the Advanced Family Law Course in Dallas on the subject of disestablishment of paternity—that is, repudiation of a final determination of paternity. That same topic was discussed by Sampson and Cynthia Bryant, '76, IV-D director of the Attorney General's Child Support Enforcement Division, in New Orleans on Aug. 5.

¶ On June 3, in Vail, Col., he spoke to the Conference of IV-D directors regarding the amendments to the Uniform Interstate Family Support Act of 2001. ¶ July 25 saw Sampson in Corpus Christi to speak to the State Bar College on recent developments in Texas family law. ¶ On Sept. 14, Sampson, as reporter for the Uniform Parentage Act, met in Washington, D.C., with representatives of the Uniform Law Conference and the Individual Rights and Responsibilities Section of the ABA to agree on amendments to the act. ¶ From July 1 to 10, he was a member of a five-person delegation of the U.S. State Department seeking to negotiate bilateral agreements with Costa Rica, Honduras, and El Salvador with regard to enforcement of child support and alimony across national borders. As of Nov. 2002, agreement is nearly complete with two of the countries visited.

WAYNE SCHIESS

PUBLICATIONS *Ethical Legal Writing*, 21 REV. LITIG. 527 (2002). ¶ *Write Effective Letters to Opposing Counsel*, TRIAL, June 2002, at 70. ¶ *Writing for Your Audience: The Client*, 81 MICH. B. J. 50 (2002). ¶ *Common Student Citation Errors*, 10 PERSPECTIVES: TEACHING LEGAL RESEARCH & WRITING 119 (2002). ¶ *How to Write for Trial Judges*, 13 THE PRACTICAL LITIGATOR 41 (July 2002). ¶ *Dear Employer...*, STUDENT LAWYER, Oct. 2002, at 27. **ACTIVITIES** Schiess, Kamela Bridges, Robin Meyer, and Christy Nisbett presented the program "Using Real-World Projects to Better Integrate Print and Electronic Media Into Research Teaching" at the Legal Writing Institute Biennial Conference, May 29–June 1 in Knoxville, Tenn. ¶ Schiess gave a presentation to several justices of the Texas Supreme Court and their staffs on June 4, on the history and features of the ALWD Citation Manual. ¶ Schiess and Christy Nisbett were the instructors for "Legal Writing," a Law School CLE program presented in Austin, San Antonio, El Paso, and Dallas.

¶ He also presented "Statutory Interpretation for Trial Lawyers" at the State Bar's Advanced Civil Trial Course in Dallas, Houston, and San Antonio. ¶ He gave a three-hour seminar on judicial writing to the briefing attorneys and staff at the Texas Court of Criminal Appeals, Sept. 5. ¶ Schiess also spoke on legal writing at the UT System Legal Conference on Sept. 20, which was attended by lawyers for the UT System's Office of General Counsel and for UT System institutions around the state.

MICHAEL SHARLOT

PUBLICATIONS *Foreword*, in GUS M. HODGES: AN ORAL HISTORY INTERVIEW (H. W. Brands, interviewer, 2002).

ACTIVITIES He has been reappointed by the ABA's president-elect, Alfred P. Carlton Jr., to the Presidential Advisory Council on Diversity in the Profession for 2002–03 and has been asked to co-chair the Task Force on the Law School Admission Diversity Conference.

CHARLES SILVER

PUBLICATIONS *A Critique of Burrow v. Arce*, 26 WM. & MARY ENV'T L. & POL'Y REV. 323 (2001). ¶ *Introduction: Civil Justice Fact and Fiction*, 80 TEXAS L. REV. 1537 (2002) (with Lynn Baker) (symposium issue "The Impact of Civil Justice on the American Economy and Polity"). ¶ *Does Civil Justice Cost Too Much?*, 80 TEXAS L. REV. 2073 (2002) (also in symposium issue).

ACTIVITIES Silver made a presentation in Sept. to the UT S.A.G.E. program, titled "Lawyers Are More Ethical Than You Think."

ERNEST SMITH

PUBLICATIONS CASES AND MATERIALS ON OIL AND GAS LAW (4th ed. 2002) (with Eugene O. Kuntz, John S. Lowe & Owen L. Anderson). **ACTIVITIES** Ernest Smith delivered the paper "Wind Energy Leases: Prospects and Issues" to the 2002 Advanced Real Estate Institute in San Antonio on July 12. ¶ Smith attended the trustees' meeting of the Rocky Mountain Mineral Law Foundation in Lake Tahoe, Nev., on July 23, and the foundation's 48th annual institute, which was held July 24–26. ¶ Smith presented "The Panhandle Cases: Dilemma for Lessor and Lessee" at the Sixth Annual National Oil and Gas Royalty Conference in Houston on Nov. 4.

JANE STAPLETON

PUBLICATIONS *Bugs in Anglo-American Products Liability*, 53 S.C.L. REV. 1225 (2002).

¶ *Lords a'Leaping Evidentiary Gaps*, 10 TORTS L.J. 276 (2002).

JORDAN STEIKER

PUBLICATIONS *Federal Habeas and the Death Penalty: Reflections on the New Habeas Provisions of the Anti-Terrorism and Effective Death Penalty Act*, in ESSENTIAL READINGS ON POLITICAL TERRORISM: ANALYSES OF PROBLEMS AND PROSPECTS FOR THE 21ST CENTURY 216 (Harvey W. Kushner ed., 2002). ¶ *Should Abolitionists Support Legislative "Reform" of the Death Penalty?*, 63 OHIO ST. L.J. 417 (2002) (with Carol Steiker).

ACTIVITIES He gave a talk at the University of Oregon School of Law on Mar. 2, titled "Texas and Southern Exceptionalism: Comparative Death Penalty Practices in the United States." ¶ On Oct. 28 he gave the talk "Resurrection of Proportionality Doctrine: The Significance and Scope of *Atkins v. Virginia*" at the program on mental retardation and the death penalty sponsored by the Center for American and International Law. ¶ Also see Major Events.

MICHAEL STURLEY

PUBLICATIONS *A U.S. Perspective on Marine Insurance Law*, in 2 THE MODERN LAW OF MARINE INSURANCE 405 (D. Rhidian Thomas ed., 2002). ¶ *Prejudgment Interest in Seamen's Personal Injury Cases: Supreme Court Precedent Lost in a Sea of Procedural Confusion*, 33 J. MAR. L. & COM. 423 (2002) (with David C. Frederick).

ACTIVITIES On Oct. 30 Sturley spoke to the Maritime Law Association Committee on the Carriage of Goods, on Oct. 31 to the Committee on the Comité Maritime International (CMI), and on Nov. 1 to the full association, concerning the work of the Tenth Session of Working Group III (Transport Law) of the UN Commission on International Trade Law (UNCITRAL). ¶ On Oct. 18, he presided at the Eleventh Annual Admiralty and Maritime Law Institute, sponsored by the Law School's CLE Office. ¶ Sturley spoke at the annual conference of the Maritime Law Association of Australia and New Zealand, Oct. 3–5 in Melbourne, on the CMI/UNCITRAL Transportation Draft Instrument. ¶ Sept. 16–20, he attended the Tenth Session of Working Group III (Transport Law) of the UN Commission on International Trade Law (UNCITRAL) in Vienna as the senior advisor on the U.S. delegation. As a member of the U.S. delegation, he was the principal spokesman on issues involving substan-

tive transport law. ¶ Sturley and David Robertson's *ADMIRALTY AND MARITIME LAW IN THE UNITED STATES: CASES AND MATERIALS* (2001) (with Steven F. Friedell) was reviewed in 33 J. MAR. L. & COM. 409 (2002). ¶ On Sept. 10, he presided over a panel discussion titled "Ocean Carrier Liability—Progress at Long Last?" at the *Journal of Commerce's* thirteenth Annual BreakBulk Conference, held in New Orleans. ¶ On July 31, Sturley attended a meeting of the Secretary of State's Advisory Committee on Private International Law, held in Washington, D.C., to discuss the U.S. government's negotiating strategy at the Tenth Session of Working Group III (Transport Law) of the UN Commission on International Trade Law (UNCITRAL). ¶ Sturley was invited by the Secretariat of the UN Commission on International Trade Law (UNCITRAL) to join a group of experts that is assisting in UNCITRAL's current project on Transport Law, July 8–9, in Vienna.

JOHN SUTTON

PUBLICATIONS *CASES AND MATERIALS ON THE PROFESSIONAL RESPONSIBILITY OF LAWYERS* (2d ed. 2002) (with John Dzienkowski). ¶ *W. Page Keeton, 1909–1999*, 1999 PROCEEDINGS OF THE PHILOSOPHICAL SOCIETY OF TEXAS 99 (2002).

GERALD TORRES

PUBLICATIONS *The Texas Test Case: Integrating America's Colleges*, CHRON. HIGHER EDUC., Oct. 4, 2002, at B20 (with Penda D. Hair). ¶ *THE MINER'S CANARY: ENLISTING RACE, RESISTING POWER, TRANSFORMING DEMOCRACY* is in its second printing. **ACTIVITIES** Excerpt from *The Miner's Canary: Enlisting Race, Resisting Power, Transforming Democracy*, 27 N.Y.U. REV. L. & SOC. CHANGE I (2001–2002) (with Lani Guinier). ¶ Gerald Torres has been named president-elect of the Association of American Law Schools (AALS), and his term as president will begin in January 2004. Torres will be the fifth law professor from UT to serve as AALS president. ¶ An excerpt from *The Miner's Canary* was published in *YES!*, Winter 2003. ¶ Torres gave the kickoff address at the Shaking the Foundations Conference at Stanford Law School. ¶ Torres spoke about the work of Professor Sanford Levinson at the University of Tulsa Law School. ¶ He taught an intensive course on constitutional property at Drake University Law School and delivered the lecture "The Democratic Potential of American Life." ¶ Torres led a seminar for the board of directors of the Institute for Community

Peace in Washington, D.C. ¶ Torres participated in a retreat sponsored by the Rockefeller Foundation at MIT on race and democracy. ¶ He was featured in Nov. on KLRU's *Austin at Issue* program about diversity in the legal profession. ¶ He appeared on the nationally broadcast NPR *Travis Smiley Show* on Nov. 25 to discuss the Texas admissions program and the 10% plan. ¶ Torres was the principal lecturer at an invited panel at the annual meeting of the American Anthropological Association on Nov. 23. The session was titled "Race, Power, and Social Justice." The commentators were Renato Rosaldo from Stanford, Nahum Chandler from Johns Hopkins, and Venera Stolcke from the Universidad Autonoma de Barcelona.

WENDY WAGNER

PUBLICATIONS *Commentary: What's It All About, Cardozo?*, 80 TEXAS L. REV. 1577 (2002) (symposium issue "The Impact of Civil Justice on the American Economy and Polity"). ¶ *Overview of Federal and State Law Governing Brownfields Cleanups*, in *BROWN-FIELDS: A COMPREHENSIVE GUIDE TO REDEVELOPING CONTAMINATED PROPERTY* (2d ed. 2002). ¶ *Developments in Environmental Law and Natural Resources Regulation*, in A.B.A., ANNUAL DEVELOPMENTS IN ADMINISTRATIVE LAW 2001 (2002) (with Jonathan Entin et al.). **ACTIVITIES** Wagner was the panel organizer and moderator of "Learning to Live with the Data Quality Act," at the ABA Administrative and Regulatory Law fall meeting in Washington, D.C., in Oct. ¶ In May in Durham, N.C., she delivered her paper "Bad Science Fiction" at the symposium "Science and Regulation." It will be published in *Law and Contemporary Problems Symposium*. ¶ She has been reappointed to serve as a member of the Academic Board of the Center for Progressive Regulation; as a member of the Academic Board for the Columbia Center for Science, Policy, and Outcomes; and as co-chair of the Environmental and Natural Resources Regulation Committee of the ABA Administrative and Regulatory Law Section.

LOUISE WEINBERG

PUBLICATIONS *Of Theory and Theodicy: The Problem of Immoral Law*, in *LAW AND JUSTICE IN A MULTISTATE WORLD: ESSAYS IN HONOR OF ARTHUR T. VON MEHREN* 473 (James A. R. Nafziger & Symeon C. Symeonides eds., 2002). ¶ *When Courts Decide Elections: The Constitutionality of Bush v. Gore*, 82 B.U. L. REV. 609 (2002) (symposium issue

"Federal Courts and Electoral Politics").

ACTIVITIES Louise Weinberg was invited to speak at a dinner planned at the Harvard Law School for Arthur von Mehren, where a festschrift in his honor, to which Weinberg is a contributor, will be presented to him. ¶ Weinberg's letter "Europe Isn't Blameless" appeared in the *Austin American-Statesman*, Aug. 28, 2002, at A14.

RUSSELL WEINTRAUB

PUBLICATIONS *Introduction to Symposium on International Forum Shopping*, 37 TEXAS INT'L L.J. 463 (2002). ¶ *Parallel Litigation and Forum-Selection Clauses*, in *LAW AND JUSTICE IN A MULTISTATE WORLD: ESSAYS IN HONOR OF ARTHUR T. VON MEHREN* 229 (James A. R. Nafziger & Symeon C. Symeonides eds., 2002). ¶ *Jurisdictional Problems in Enforcing Foreign Arbitral Awards*, INT'L ARB. NEWS, Summer 2002, at 2.

GUY WELLBORN

PUBLICATIONS *COURTROOM EVIDENCE HANDBOOK* (5th student ed. 2002) (with Steven Goode).

JAY WESTBROOK

PUBLICATIONS *Empirical Research in Consumer Bankruptcy*, 80 TEXAS L. REV. 2123 (2002) (symposium issue "The Impact of Civil Justice on the American Economy and Polity"). ¶ *THE FRAGILE MIDDLE CLASS: AMERICANS IN DEBT* (2000) (with Teresa Sullivan and Elizabeth Warren) has been licensed for publication in Chinese by Xinhua Publishing House. ¶ *Multinational Enterprises in General Default: Chapter 15, the ALI Principles, and the EU Insolvency Regulation*, 76 AM. BANKR. L.J. I (2002). ¶ *Setting Global Standards for Cross-Border Insolvency*, INT'L FIN. L. REV. 9 (Sept. 2002). **ACTIVITIES** He co-taught a class in bankruptcy principles at Humboldt University of Berlin during a five-week visit in April–May, and also taught a class at Regensburg University in southern Germany. ¶ He was quoted in an *Associated Press* story on Sept. 10, concerning the effect of bankruptcy proceedings on the severance package of former WorldCom CEO Bernie Ebbers. ¶ He was quoted on National Public Radio's *Morning Edition*, July 22, on the WorldCom bankruptcy filing. ¶ Also see Major Events.

ZIPPORAH WISEMAN

ACTIVITIES At a panel in Minneapolis at the annual meeting of the National Association

of Women Judges in Oct., Wiseman presented "Building a National Academic-Judicial Network." ¶ Wiseman organized the leading conference in 2002 of feminist academic scholars for a two-day event at the Law School, "Subversive Legacies/Constructing the Future." For details, see *Around the Law School*.

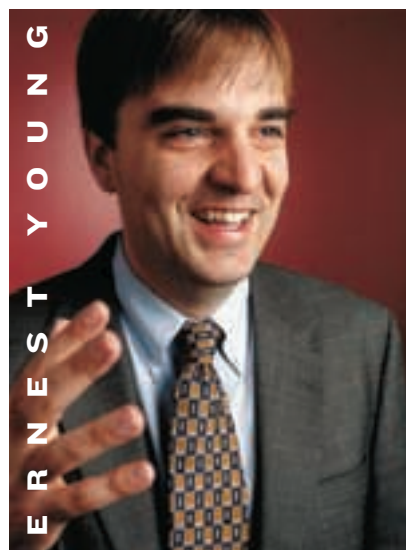
PATRICK WOOLLEY

PUBLICATIONS *Uma Introdução às Ações Coletivas no Direito Norte-Americano*, in EDIÇÃO ESPECIAL EM HOMENAGEM À "COOPERAÇÃO A UNIVERSIDADE DO TEXAS-AUSTIN E A UFRGS" III (Nova Prova Gráfica e Editora, 2002).

ERNEST YOUNG

PUBLICATIONS *Sorting Out the Debate Over Customary International Law*, 42 VA. J. INT'L L. 365 (2002) ¶ *Judicial Activism and Conservative Politics*, 73 U. COLO. L. REV. 1139 (2002).

ACTIVITIES Young was elected chair of the Maritime Law Section of the Association of American Law Schools at its annual meeting in January 2003. ¶ At the Law School's Eleventh Annual Admiralty and Maritime



WYATT MCPHADEN

Young was named chair of the Maritime Law Section of the American Association of Law Schools in January.

Law Institute, Oct. 18, in Houston, he presented "Why the Federal Common Law of Admiralty Is Unconstitutional and Why Maritime Lawyers Should Care." ¶ Young presented a paper titled "Global Constitutionalism, 'Sovereignty,' and the Domestic Constitutional Balance" at the NYU/Oxford Institute workshop "Regulating Transnational Markets" at the NYU School of Law,

Sept. 19–20. ¶ In May, Young presented his paper "Preserving Member State Autonomy in the European Union: Some Cautionary Tales from American Federalism" at the University of Siena, Italy. ¶ Also see Major Events.

LAW SCHOOL STAFF AND LIBRARY ACTIVITIES

MARCIA J. KOSLOV

ACTIVITIES The Marcia J. Koslov Scholarship is featured in the *American Association of Law Libraries 2001–2002 Year in Review*, supplement to AALL Spectrum. Koslov established this scholarship to cover the tuition costs of one recipient per year to attend the Court Executive Development Program at the Institute for Court Management.

HOLLY LAKATOS

ACTIVITIES Lakatos and the Law Library's Inter-Library Loan service are spotlighted in an article on the Research Library Group's SHARES program Web site, available at <http://www.rlg.org/shares/eyeonill.txul.html>.

TOBE LIEBERT

PUBLICATIONS *NOTER-UP* (Liebert ed., 2002).

KUMAR PERCY

PUBLICATIONS *So You Want to Be a Writer*, AALL SPECTRUM, July 2002, at 32 (with Ted Potter & Miriam Murphy).

ACTIVITIES At the American Association of Law Libraries (AALL) annual meeting in Orlando, July 20–24, Percy presented "AALL Volunteer Opportunities" during a full-day workshop titled "Conference of New Law Librarians." Percy also gave the talk "Teaching Legal Research in the University of Texas School of Law" for a panel titled "Legal Research Meets Darwin: The Origin and Evolution of Research Courses at Two Law Schools."

JONATHAN PRATTER

PUBLICATIONS *Pratter's Preferred List—Vendors of Foreign Legal Materials*, in *NOTER-UP 5* (Tobe Liebert ed., 2002). ¶ *Government Documents Around the World: Access Policies and Strategies of Disclosure*, AALL SPECTRUM, Oct. 2002, at 14 (with Wei Luo,

Pascal Pettcollet & Mirela Roznovschi).

ACTIVITIES At the American Association of Law Libraries (AALL) annual meeting in Orlando, July 20–24, Pratter was a panelist for the session "Government Documents Around the World: Access Policies and Strategies of Disclosure," and spoke on access to Mexican government documents and legal information. ¶ Pratter was profiled at 37 TEXAS INT'L L.J. xiii (2002), as the recipient of the journal's Carl H. Fulda Award for Excellence in the Field of International Law for 2001–2002.

KATHRYN HOLT RICHARDSON

PUBLICATIONS *Savvy Firms Know Importance of On-Campus Presence*, TEX. LAW., June 17, 2002, at 41.16.

ACTIVITIES In Aug., she spoke on a panel to hiring partners and recruiters in Austin on minority hiring at the State Bar Building. The meeting was sponsored by the Austin Black Lawyers Association and the Hispanic Bar Association of Austin. ¶ In Oct., she moderated a panel on the public interest job search at the Equal Justice Works Career Fair and Conference in Washington, D.C. ¶ She currently chairs the Awards Committee of the Public Service and Pro Bono Section of the AALS.

LAURA CASTRO TROGNITZ

PUBLICATIONS *An Instrument of Justice: Graduating Law School Student Helps Free Domestic-Violence Victim Who Served 14 Years in Prison*, ON CAMPUS, May 10, at 7 (with S. Gainer).

MIKE WIDENER

ACTIVITIES Widener spoke on U.S. laws and regulations concerning judicial papers at the second Conference on Archives of the U.S.-Mexico Frontier, sponsored by the National Archives of Mexico, July 19, in Monterrey, Mexico.

BETH YOUNGDALE

ACTIVITIES Youngdale is the Texas representative to the Permanent Public Access Project of the American Association of Law Libraries. She will compile and summarize Texas laws and policies on public access to government records. ☞

LAW SCHOOL NEWS *Courtesy of Michael Widener.* For the most recent Law School faculty news, please go online to www.law.utexas.edu/lsn/.

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Panel and Reception



OPENING DOORS

UT LAW'S CAREER
SERVICES OFFICE
IS HELPING MATCH
THE EVOLVING
NEEDS OF STUDENTS
AND THE LEGAL
LANDSCAPE.

BY JOHN THOMPSON

Linda Addison, '76, combined her UT Law degree and her personal passions to create a textbook career doing high-profile work at a high-profile firm. She has spent twenty-six years at Fulbright, Jaworski in Houston, a position she found through her job search during law school. ¶ "My specialty is big, hard cases involving lots of money," Addison said with a laugh. ¶ The daughter of Holocaust survivors, Addison knew she would follow the family path and practice law. The spark of the litigator, however, owes at least as much to Raymond Burr. ¶ "Perry Mason was truly a childhood idol of mine," Addison said. ¶ In the 1970s, it was not easy for a woman, even one who had been managing editor of the law review, to land a position as a first-chair litigator in a major firm. Of the many offers she received through interviews at the Career Services Office and through her own written inquiries, Addison chose Fulbright because



"The most successful people in life are those whose time is spent in a profession consistent with their values," says Linda Addison, a litigator at Fulbright, Jaworski in Houston.

that firm was the most receptive to the idea.

The rest, as they say, is history. Addison made her mark in litigation when she represented Handy Dan Hardware (a company later acquired by W. R. Grace) in a successful effort to declare a Texas Sunday-closing law unconstitutional. As she has risen through the ranks at Fulbright on the basis of that success and others, she has never shrunk from the challenges of making her way in a world that has traditionally been dominated by men. Among her goals for the future is to mentor more women to follow her into the courtroom.

"There are very few women playing in this league," Addison says.

The UT Law degree was just one milestone along Addison's path. That path was shaped by a family tradition, by parents who lived through incredible events in a society that lost the rule of law... and, yes, by Perry Mason.

The combination of those influences drives Addison to bring great passion to what she does. Her advice to others is to find that passion for themselves. "The most successful people in life are those whose time is spent in a profession consistent with their values," Addison says.

A growing body of statistics and anecdotal information points to diversifying career paths for UT Law graduates as the J.D. and personal passions connect. To be sure, major law firms in Texas and across the nation continue to snap up UT graduates, with no change in sight. In those firms and elsewhere, UT Law graduates from different eras are finding success and happiness in many different professional environments.

COMBINING PASSION AND THE LAW

AMY WRIGHT, '91, IS EXECUTIVE DIRECTOR OF THE Women's Advocacy Project. The project, based in Austin, is a nonprofit organization offering legal aid to victims of domestic violence, as well as working with Texas state government agencies on domestic violence policy.

Wright's day is spent counseling battered women, working with a group of volunteers that includes other lawyers, and raising money through grants and contacts in order "to keep the lights on."



Assistant dean Kathryn Holt Richardson and graduating student Adam Reiser consult in the CSO library.

Wright found her way here after several years of intermittent law practice, volunteer efforts, and soul-searching. Her primary question was whether or not she truly wanted to be a lawyer. She had volunteered at the project and similar organizations for years, but had viewed her passion for victims of domestic violence as simply volunteerism, not as the focus of a legal career.

Those two aspects of her life connected one day at a local courthouse when an acquaintance asked for her help with the seemingly overwhelming task of securing a temporary restraining order against a spouse. It was then that Wright's personal passions and her law degree united in a single path that has led to her position at the project.

"If I could have designed the job for me when I was a third-year law student, this would be it," Wright says. "I feel like I've gotten so lucky I can't believe it some days. There are lots of ways to be a lawyer."

AN EVOLVING CSO

KATHRYN HOLT RICHARDSON, '95, TOOK OVER THE UT Law Career Services Office as assistant dean in 1999 to help open career doors for those in traditional legal careers, as well as for those on nontraditional paths, such as her own, which led her into law school administration.

Her goals have included bolstering support for traditional career paths by broadening interviewing possibilities and increasing student mixing with mentors. For instance, the small- and mid-sized-firm reception started in 2000 now hosts more than 300 students and 70 potential employers. She proudly shows visitors new facilities specifically constructed for interviewing with employers of all types. The CSO schedule still shows the abundance of workshops in resume writing, mock interviews, and job fairs that most UT Law grads will remember.

But also cropping up on the CSO calendar these days is a workshop titled "What Can You Do with a Law Degree?" A past grad playing fly on the wall at the obligatory 1L orientation would hear the familiar explanation of the property, tort, and contract battery of classes. However, that visitor would also hear students being encouraged to explore their own values and interests before choosing specific career paths.

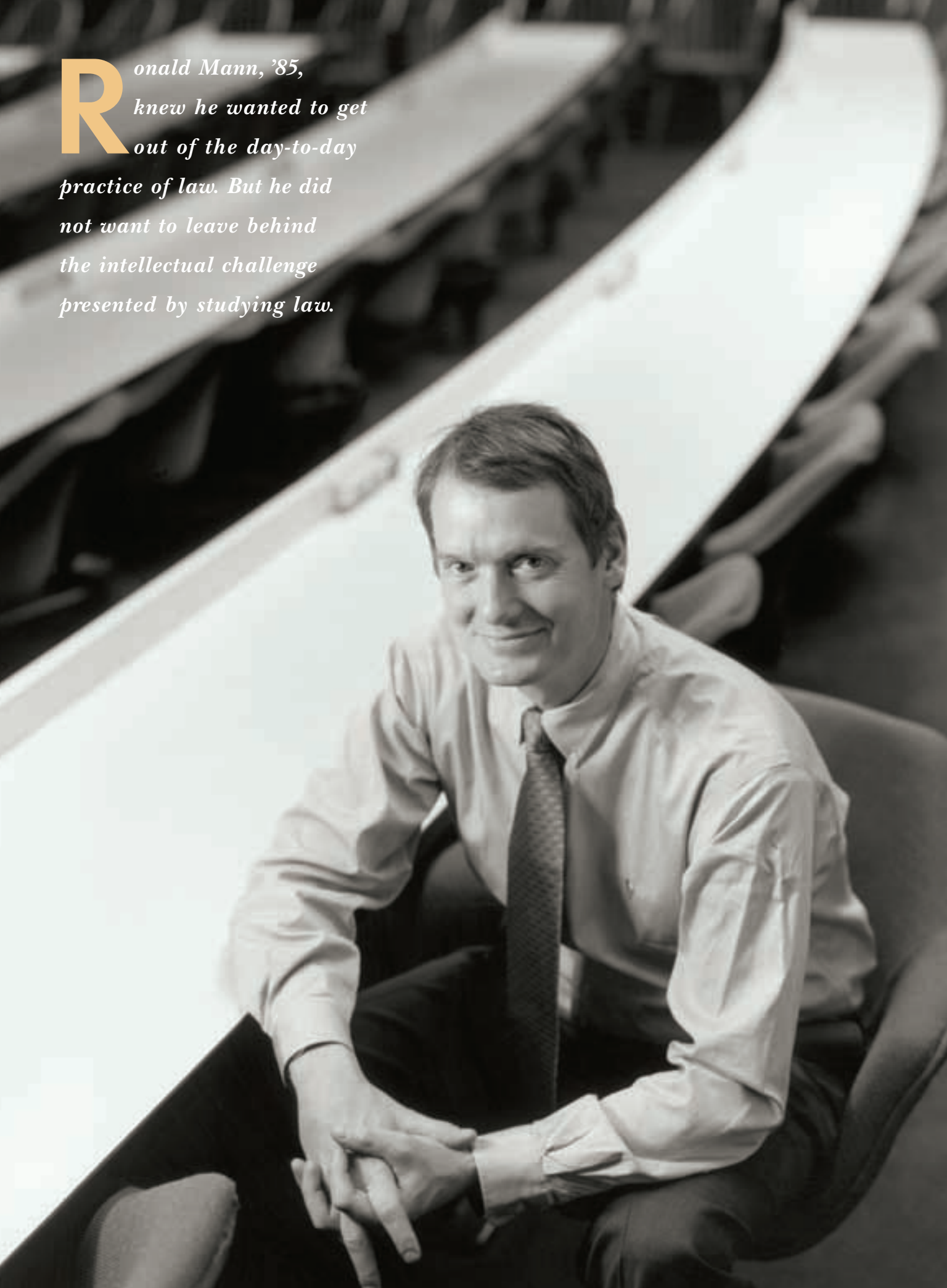
PHOTOGRAPHS BY WYATT McSPADDEN



TRAVIS COUNTY
COURT HOUSE

As executive
director of
the Women's
Advocacy Project, Amy
Wright, '91, combines
her law degree with
a personal passion for
helping others.

Ronald Mann, '85,
knew he wanted to get
out of the day-to-day
practice of law. But he did
not want to leave behind
the intellectual challenge
presented by studying law.



"Self-assessment is one of the best things you can do in law school," Richardson says.

Richardson, with the support of Dean Bill Powers and a dedicated staff, has been working to guide the CSO to match the evolving needs of students and the legal landscape. And the team is succeeding. For the past four years, the placement rate for the nearly five hundred graduates each year has hovered at more than 99 percent nine months after graduation.

JOINING THE GLOBAL COMMUNITY

RECENTLY LAUNCHED ON HIS LEGAL CAREER, ANDREW Keller, '01, found and developed his passion while studying at UT Law.

Today Keller is working in the Office of the Legal Advisor at the U.S. State Department. In law school, his study of international law connected in unexpected ways with his upbringing. His mother is from Belgium, and she helped open his eyes from an early age to the global community. With that background, he spent time in Mexico teaching English before going to law school.

The influence of UT Law School's Professor Steven Ratner solidified Keller's path in international law. Specifically, it was Ratner's "Individual Accountability for Human Rights Abuses" seminar.

"I thought it was one of the best classes I took in college or law school," Keller says.

However, it was not UT Law's recognition as a center for international law that attracted Keller to Austin. He was accepted, but he deferred the acceptance to spend those two years in Mexico. UT's international credentials became more important after that experience.

"It wasn't as important to me before I went to Mexico as it was after," Keller says.

The UT Law experience honed this passion for the global community.

While at UT Law he had the opportunity to intern with the International War Crimes Tribunal for Yugoslavia in The Hague. He later interned alongside students from the LBJ School of Public Affairs in Guatemala, helping that nation recover from decades of tyranny.

"That sort of helped me build my credentials," Keller says.

Keller will be going through a rotation program at the State Department, servicing the various regional desks and functional groups that administer and develop the nation's foreign policy. He believes it is the right choice for him as a lawyer.

"I could see myself staying at the State Department for a while," he says.

GATEWAY TO THE WORLD

INTERNATIONAL OPPORTUNITIES ARE NOW A FOCUS FOR the Career Services Office, as it is a growing marketplace for UT Law graduates. Studying under recog-

nized scholars such as Professor Steven Ratner, Professor Sarah Cleveland, and others carries weight in this expanding field.

The jobs might be with new practices in large firms. They might be in government service. They might be with global relief organizations, attempting to make a difference in the lives of refugees or the oppressed.

"I think students are more flexible than they have been in the past," says the CSO's Richardson. "They will be rewarded for that."

FINDING WHAT WORKS FOR YOU

PEOPLE WHO ARE HAPPY AS LAW PROFESSORS ARE PEOPLE who couldn't be happy doing anything else," says Ronald Mann, '85, a University of Michigan professor of commercial law who was a visiting professor at UT Law in the fall of 2002. This spring he accepted an offer to join the Law School's permanent faculty.

Mann realized in junior high school that he wanted to go to law school. Ironically, one of the few lawyers he knew growing up advised him to study anything but typical "pre-law" subjects during his undergraduate tenure.

"I did something impractical," Mann says. "I studied ancient history. Once you've done that, you have to go to law school."

A strong business background in his family aimed him squarely at commercial law. While studying at UT Law, he was profoundly influenced, like many students over the years, by Charles Alan Wright and Jay Westbrook.

"[Jay Westbrook] was the person who first suggested I be a teacher," Mann says.

After graduating from UT Law, he clerked for two years to build his credentials, including an assignment with Supreme Court Justice Lewis F. Powell Jr. Following that, he practiced business and real estate law at Dow, Cogburn in Houston.

It was at that point that he knew he wanted to get out of the day-to-day practice of law. But he did not want to leave behind his passion for the intellectual challenge presented by studying law. Mann set himself on the path of becoming a law professor, and his first major milestone was moving back to Washington, D.C., to serve in the U.S. Solicitor General's Office under Kenneth Starr, later the high-profile independent counsel who investigated President Bill Clinton.

With the Solicitor General's Office credential in hand, Mann taught full-time at Washington University Law School in St. Louis for three years in the mid-1990s. He has been at the University of Michigan since 1997. He is a recognized authority on commercial transactions and intellectual property law, including e-commerce.

He has the life he wants.

"I'm happy because my life is focused on my wife and

two children,” Mann says. “I do whatever I want. It’s a nice job. You get to talk about things you enjoy . . . and people have to sit there and listen to it.”

Mann’s advice to students is to take the opportunity that college and law school afford to spend time understanding themselves, their interests, and the opportunities those interests present. He worries that students do not take advantage of the dual benefits that law school provides for making career choices: being surrounded by brilliant people and being young.

“You are more likely to have more time to think about what you want to do,” Mann says.

OPENING EVERYONE’S EYES

THERE ARE TACIT EXPECTATIONS,” THE CSO’S RICHARDSON says of the best and the brightest that enter UT Law.

She believes that expectations and pressures emanate from society at large and perhaps from other influences, such as family, as students enter law school. Those expectations can run well ahead of a young person’s ability to find the career path that is the best fit.

Richardson is careful to point out that many UT Law graduates can turn these expectations into lives that fit them well. But even those students need to spend time understanding who they are in order to go into their law careers with eyes open.

“There’s institutional support to meet the students where they are,” she says. “We need to support the students in their varying career paths.”

As a result, while the UT Law degree continues to be a key credential for lawyers, it is increasingly recognized as a milestone in a variety of career paths as passions and the law unite.

THE J.D. AS A CREDENTIAL, NOT A LIFE

VARYING” WOULD BE ONE WORD TO DESCRIBE THE career path of Lorne Bain, ’69.

“A career is not a series of carefully calculated steps,” Bain says. “There’s no rhyme or reason to what I’ve done.”

He landed in Houston after graduation and praises the training he received as an associate at Baker Botts.

“It was just invaluable,” Bain says.

It was not the practice of law that had guided him to that point. Bain attended UT Law to absorb the training and to enter adult life with a credential that he believed would open opportunities for him in business, his first and foremost passion. A look at his career, spent in the Houston-area oil and gas business, crafting mergers and acquisitions and participating in entrepreneurial efforts from waste management to dotcoms, makes it hard to argue with his original strategy.

“I thought the cachet of having a law license would be a feather in my cap,” Bain says. “It all just fit a nice package.”

But the package still looked like that of a lawyer. At Baker Botts, Bain kept his eyes open for opportunities to make a transition into the business world. Finally, the general counsel at Pennzoil offered him a position.

“I’d be happy to come over,” Bain recalls saying. “But only on one condition: that I be given a shot at moving over to the operations side of the house.”

Pennzoil agreed, and in due course Bain became vice president of regulatory affairs at United Gas Pipeline Company, a Pennzoil subsidiary. From there, he moved through other energy firms, running several of them, rising as high as president and chief operating officer. In the 1990s, he got involved in a solid waste management firm, Sanifill, and eventually sold it for \$1.6 billion in 1996.

Today he is active in Houston civic endeavors and is trying his luck in food-franchising operations. His advice for those coming behind him relates directly to transitioning out of the practice of law.

“Morphing out of lawyering and into something else takes discipline and a game plan, says Bain. “And you have to be open to serendipity.”

That sense of serendipity has brought him back to UT Law in an advisory role. Bain is the driving force behind the Non-Practicing Alumni Advisory Council, a group of UT Law graduates from different eras who have come together to advise the Law School on the needs of non-practicing alumni and on the need to sensitize students early on about the wealth of opportunity beyond the traditional bar.

BROADENING CSO RESOURCES


THERE’S A WEALTH OF TALENT IN THE UT FAMILY,” CSO’s Richardson says.

The CSO has a mentor directory with more than six hundred names, including many who are not practicing in a law firm. In addition to staging networking events with alumni in large and small firms, the CSO arranges such events for students to mix with alumni who are no longer actively practicing law or have chosen alternative careers.

Recent CSO hires, including a counselor who spends a portion of her time focusing on alternative career paths and one whose background is social work rather than law, have added depth to the counseling service.

Richardson and the CSO staff have other ideas for evolving the services offered by the CSO, and they hope to continue to build on the success of programs initiated by their predecessors. For instance, the Public Service Career Day continues to grow in terms of reputation and number of employers. And there is now more breadth to the employers who conduct on-campus interviews.

Helping students find their career path is the CSO’s top priority.

“You’ve got to be doing something that revolves around your skills, your interests . . . your personality,” says Richardson. 

PHOTOGRAPH BY ROCKY KNETEN

Lorne Bain, '69, attended UT Law to absorb the training and to enter adult life with a credential that he believed would open opportunities for him in business.



LONG-RANGE PLANNING

In the spring of 2001 the Long-Range Planning Committee convened to study the Law School and propose a plan for improvement.

WE HAVE A GREAT LAW SCHOOL, BUT WE CAN IMPROVE. Improvement requires foresight and planning. Accordingly, in the spring of 2001 I constituted the Long-Range Planning Committee and charged it to study the Law School and propose a plan for improvement. The committee consisted of thirteen faculty (tenured, tenure-track, and non-tenure-line), eight alumni, two students, and one staff member. One committee member was both a member of the faculty and an alumna, so the total membership was twenty-three persons.

I am grateful to all of the people who served on this important committee. I am especially grateful to our alumni members, who gave generously of their time and effort. The committee consisted of Lynn Baker (faculty), Mitch Berman (faculty, chair), Philip Bobbitt (faculty), John Castle, '67, Sarah Cleveland (faculty), Nina Cortell, '76, Hector de Leon, '73, Sylvia de Leon, '76, Rob Drummond, '02, Jack Getman (faculty), Steve Goode (faculty), Doug Laycock (faculty), Brian Leiter (faculty), Sandy Levinson (faculty), Tracy McCormack, '86 (faculty), Carrin Patman, '82, Naomi Porterfield, '03, Bill Powers (faculty, dean), Harry Reasoner, '62, Gerald Torres (faculty), Del Williams, '85, Allegra Young (administrator), and Ernie Young (faculty).

A steering group met during the summer of 2001 to develop a plan of action, and then the committee itself met throughout the 2001–02 school year. I gave the committee a one-year time limit in order to focus discussion and to avoid having our work drag on for years. Although the short time frame did focus our work, it also prevented us from addressing every issue, or even all of the most important issues facing the Law School, in as much depth as we might have liked. Consequently, we need to do more work in some areas, and we need to work out many details of implementation. We need to prioritize the large number of suggestions. Nevertheless, I believe we made substantial progress and developed a set of recommendations that, if implemented, will make a significant positive difference for the future of the school. More generally, I hope the process will serve as a springboard for additional reflection on, and strategic thinking about, our future.

In the fall of 2001, we focused on two tasks, in accordance with the standard literature on strategic planning. First we gathered information and views about the Law School through focus groups, interviews, and discussions. All told, committee members met with dozens of faculty and staff and with scores of students and alumni. We then identified the Law School's strengths, weaknesses, opportunities, and challenges. We identified its core purposes and core values. We discussed the attributes we would like to see in the Law School's future (our "envisioned future") and identified a strategic objective to focus the Law School's work.

We identified our core purposes as providing the people of Texas with a world-class institution to produce, disseminate, and preserve knowledge relating to the law and legal systems; serving the people of Texas by providing students with a world-class legal education and by preparing men and women for leadership of the bar; advancing the understanding of law, legal systems, and legal institutions; and promoting the impartial administration of justice by training lawyers in excellence and professionalism.

We realized that we aim to pursue these purposes in an institution that has certain core values and attributes. We strive for professional excellence, intellectual excellence, and teaching excellence. We want to be accessible to the most talented students, regardless of their race, ethnicity, or socioeconomic status. We want to foster and maintain respect for genuine diversity across demographics, politics, academic genres, and scholarly styles. We are committed to fostering a true community of teachers, students, and staff. We want to promote justice by serving the legislature and the bar.

With these basic tenets in mind, we turned to developing a strategic goal to help us improve the way we perform our core purposes, consistent with the core values we seek to foster and maintain. Our strategic goal is not the same as our core purposes and values. It does not have intrinsic value. Instead, it is an instrumental goal to help us improve on performing our purposes consistent with those core values. It will help us focus our thinking when we design programs and make changes. It will help us attain goals that do have intrinsic value, such as attracting better faculty and better

RANGE

by
Bill
Powers



PLANING

students. It will also help us pursue other instrumental values, such as attracting more resources. Experts in the field of strategic planning consistently advise that pursuing an appropriate instrumental strategic goal is a more effective means of achieving an organization's envisioned future than is pursuing that envisioned future directly, unmediated by a focusing objective.

After substantial discussion, we reached consensus on a proposed strategic goal: to be ranked among the top ten law schools in the United States on every reasonable measure of academic achievement within ten years. This is an ambitious goal, but it is one we can achieve.

To realize our strategic objective, we need to make many changes, large and small. We recognized early on, however, that we would be unable to focus on every possible subject for improvement. Consequently, we identified five primary areas of work—faculty hiring and retention, student life, curriculum, revenue, and alumni affairs—and created corresponding subcommittees to develop recommendations for change. At the same time, we were aware that we want to pursue our strategic goal in a way that is consistent with our core values. To ensure that we do not lose sight of the special characteristics that we value so highly and, indeed, that we deepen our commitment to the values of inclusion and respect, we constituted a sixth subcommittee to seek ways to preserve, promote, and strengthen our culture and community. We invited other members of the broad Law School community—faculty, alumni, students, and staff—to serve on the subcommittees.

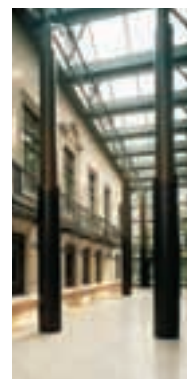
The subcommittees did not develop recommendations on all matters within their respective jurisdictions. Partly, this was because in some areas improvement projects—such as building renovations and diversity and admissions outreach programs—are already under way. However, every subcommittee did report to the committee with specific and valuable suggestions, some more fully developed, others more exploratory.

FOR UT LAW TO EMERGE AS ONE OF THE NATION'S TOP TEN LAW SCHOOLS, OUR MOST IMPORTANT TASK MAY BE TO BUILD A BETTER FACULTY. Our faculty already has considerable strengths. It is a leader among elite law schools in “traditional” legal scholarship: doctrinal and policy analysis, and legislative and judicial solutions to legal problems. It is imperative that we retain our position as a leader in these fields.

One area for improvement is that only a handful of faculty enjoy nearly universal recognition and high regard among legal academics. Others enjoy that high stature within their fields, but not outside their fields. Younger faculty may attain this stature, but that is hard to predict. We must retain these younger scholars as their stars rise. We also need to add more faculty who are clearly of the caliber of our current stars.

Another area for improvement is that our strengths in traditional legal scholarship often do not run to interdisciplinary work, even though such work is increasingly important to the legal academy and is intrinsically valuable. For these reasons, we need to make a concerted effort to develop interdisciplinary scholarship. Michigan, Virginia, and Berkeley—schools with which we compete—all have strong profiles as centers of interdisciplinary scholarship. We especially need to expand our presence in law and economics, business, history, philosophy, and political science.

With these considerations in mind, we recommended that in the next five years we should make at least five lateral appointments of clear stars from peer or better institutions. The scholars needn't be senior, but there must be a near-consensus view, inside and outside the institution, about their quality. Five appointments like this in five years would be transformative. Moreover, we should make Texas a major center of interdisciplinary scholarship in at least two or three areas that would be on a par with our leading areas of strength in traditional scholarship. And we should explore prospects for joint appointments of distinguished scholars with the top twenty academic units at UT, such as economics, business, government, history, Latin American studies, philosophy, psychology, and sociology.



“Our proposed strategic goal is to be ranked among the top ten law schools in the United States within ten years.”



“In the next five years, we should make at least five lateral appointments of clear stars from peer or better institutions.”

WE ALSO EXAMINED WAYS TO IMPROVE STUDENT LIFE. The size of our student body and our high student-faculty ratio are obstacles to student-faculty interaction. Students want more contact with faculty and with upperclass students as mentors. Students want accomplishments other than performance on exams to be recognized and appreciated. We need to create smaller units of academic, intellectual, and social interaction among students and faculty. Thus, we recommended that we establish small units—colleges, inns, or some other unit—that would focus a student’s curricular, intellectual, and social life. The units should be small enough to allow meaningful interaction among the participants. It is difficult to determine the appropriate size in advance, partly because of uncertainty about the level of upperclass participation. Units with about ninety to one hundred student members may be optimal. Units of this size would include about thirty members of each law school class, as well as a few LL.M. and exchange students. Assuming that most of the first-year students would be fairly active participants, and that some upperclass students would participate, colleges of ninety to one hundred members might have between forty-five and seventy-five fairly active participants. Sixteen units would implement this structure.

The activities in the units should be both intellectual and social. They might include dinners, guest speakers, instructional seminars, and practical sessions on jobs, exams, or other topics. They might also be the focus of an annual “intercollegiate” competition to award recognition for success in extracurricular activities, such as moot court and trial advocacy events, participation in Texas Law Fellowships, and so on. They might be the focus of voluntary pro bono or public-service projects. And the students should be broadly empowered to organize the units and their activities.

WE ALSO FOCUSED ON THE CURRICULUM. We recommended that we inject as much writing instruction into the first-year and upper-level courses as possible.

Whenever possible, legal-writing instruction should be integrated into substantive law courses, rather than taught as a separate course. A one-hour “writing lab” should be added to one or two first-year courses, either small sections or large sections. Students in the writing labs should be given a wide variety of short weekly writing assignments, individually and in groups. Instruction in the weekly writing lab could include both discussion of the weekly assignments and team-taught mandatory lectures on basic writing skills from writing specialists within the Law School or elsewhere in the University. The assignments and discussion topics should be organized by the faculty, who would work with writing instructors or upper-level TAs hired by the faculty. The Hutcheson Moot Court competition should continue under the organization and supervision of the Trial Advocacy program. First-year electives (discussed below) should include a course in analytic legal writing. We should offer more writing opportunities in the second and third years, including advanced writing classes, optional writing labs, and lectures on legal writing.

Our curriculum, like those of most or all of our peer institutions, is based heavily on the Langdellian model, which is now well over a century old. Although the casebook method has many virtues, it is extraordinarily unlikely that a law school that was starting with a clean slate in 2002 would or should implement a curriculum in which this method is featured so prominently. We did not comprehensively rethink the Law School curriculum, focusing instead on incremental reform. Our objective was to steer the Law School in the direction of focusing more heavily on skills-based and interdisciplinary learning, with the hope and expectation that the faculty will find ways to accelerate this movement over time.

Specifically, we recommended that we should provide more experiential opportunities through our clinical and other skills-based offerings, and through increased opportunities for students to take courses outside the Law School. We should expand our interdisciplinary offerings by identifying courses elsewhere in the University that offer skills appropriate to law students and by having other University faculty offer courses in the Law School.

We should expand interdisciplinary offerings, such as the Alternative Dispute Resolution program’s innovative interdisciplinary portfolio program with other departments in the University. We should investigate possibilities for negotiating

“We recommended that we establish small units—colleges, inns, or some other unit—that would focus a student’s curricular, intellectual, and social life.”





**“A
Third-Year
Project
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established
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spend a
substantial
portion of
time...
engaged in
intensive
legal work.”**

expanded combined-degree or joint-degree programs with other departments in the University. And we should provide introductory courses that cover a range of legal concepts for students seeking only a basic working knowledge of an area.

The first-year curriculum consists of six substantive courses (civil procedure, constitutional law, contracts, criminal law, property, and torts) plus legal research and writing, taught in the spring semester and graded pass/fail. Of the substantive courses, all but contracts is taught in one semester and for four credits. Contracts is a full-year, six-credit course. We recommended that contracts be reduced to a one-semester, four-hour course, consistent with the other first-year course offerings, and that the space thus created be used to offer students an elective course. These electives should be selected from a designated group of the Law School's upper-level course offerings, and new courses should also be designed specifically for first-year students. These might include jurisprudence, legal history, an introduction to lawyering, and a variety of skills-based courses, such as writing.

The vast majority of our (upper level) courses are taught according to a semi-Socratic casebook method. Many students become bored by the third year, and the Law School may be graduating students who lack the interdisciplinary and lawyering skills demanded by contemporary legal practice. A corporate lawyer, for example, might benefit from course work in accounting, corporate finance, and the nature of financial institutions. A litigator might benefit from course work in group psychology. Students might benefit from courses in rhetoric, public speaking, or foreign language and from greater opportunities to participate in internships, clinics, ADR, and trial practice.

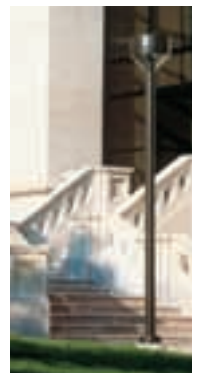
In order to improve the development of lawyering skills, we recommended that a Third-Year Project be established, during which students would spend a substantial portion of time (perhaps nine to twelve academic credits) engaged in intensive legal work (whether practical or theoretical) in an area of professional interest. The purposes of the Third-Year Project would be to expose law students to legal skills and forms of learning other than those provided in traditional law school classes, to provide students with rigorous in-depth exploration of a specific area of law, to facilitate the transition from law school to practice, and to inspire student creativity and student interest. Third-Year Projects—which would be voluntary—might include intensive experiences in areas such as philosophy and legal theory; intensive clinical, trial practice, or ADR experiences; tutorials; relevant interdisciplinary study elsewhere in the University; study abroad; internships with judges, legislators, other government offices, public-interest law offices, or international entities (such as the Law School's current six-month internships with the International Criminal Court for the Former Yugoslavia in The Hague); and an “Academy of Legal Scholars” for students interested in pursuing academic careers. We should restructure our curriculum to reduce the number of duplicative and overlapping courses.

WE ALSO MADE RECOMMENDATIONS ABOUT HOW WE MIGHT GET MORE ALUMNI INVOLVED IN THE LAW SCHOOL. We have excellent relations with our very supportive alumni, but we can improve, and we can widen our base of support. Improved alumni relations would lead to greater alumni giving, which in turn would better enable the school to achieve its goals. Toward this end, we need to increase involvement by alumni in Law School activities, increase faculty outreach to alumni, improve communications to alumni, increase involvement by alumni in the activities of law students, and increase staffing of the Development and Alumni Relations Office.

THESE ARE BUT A FEW OF OUR AREAS OF STUDY AND RECOMMENDATION. I hope they at least give a sense that we are looking carefully into our future. We have great aspirations for our Law School. We can achieve them if all of us—faculty, students, and alumni—work together.

As I have so often said, I am optimistic about our future. But we have to work hard to fulfill this optimism. I am grateful to everyone who participated in our Long-Range Planning Committee, for each member of the group did just that. ✍

**“We
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and we
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our base of
support.”**





The University of Texas School of Law

ANNUAL GIVING PROGRAM

*Please use the envelope
inserted in the fold of
this magazine to make
a contribution to UT
Law and help your law
school attain its goal
of being the top law
school in the nation.*

The Annual Fund is the Law School's only source of discretionary spending and, as such, is vitally important to our success.

Our goal is to be the very best law school in the nation. To be the best, we need to attract the best. The best faculty. The best students. The best facilities. Your generous gifts make all this possible. You are the key to the success of your law school.

Our Townes Hall Society Members, Clark Fellows and Keeton Fellows are the bedrock of the Annual Giving Program, and are recognized as such in our Contributors Report, on plaques in the Law School, and at annual recognition events.

Every donation, of whatever size, gets us closer to our goal.

For information on the Annual Giving Program please call (512) 232-1118. To make a donation online please visit the Alumni Association website at <http://www.utexas.edu/law/depts/alumni/>. Thank you for your support!



TOWNES HALL NOTES

48 NOTEWORTHY

Bill Barnett, '58
Senator Kay Bailey Hutchison, '67
Sam Lindsay, '77
Joe Long, '58
Robert Peroni
Shannon Ratliff, '64
Justice Bea Ann Smith, '76
David P. Smith Jr., '93

52 CLASS NOTES

61 IN MEMORIAM

IRON AND BRASS LOCK

COMBINING ARTISTRY, CRAFTSMANSHIP, AND MECHANICAL INGENUITY, THIS ORNATE GERMAN BAROQUE CHEST LOCK IS CONSTRUCTED OF IRON AND BRASS. ONE OF SEVERAL EUROPEAN ANTIQUE CHEST AND DOOR LOCKS HELD BY THE ELTON M. HYDER JR. COLLECTION AT THE UNIVERSITY OF TEXAS SCHOOL OF LAW, IT IS ON DISPLAY IN THE TARLTON LAW LIBRARY, JAMAIL CENTER FOR LEGAL RESEARCH. COURTESY OF MICHAEL HORN, CURATOR.



Alumni Awards

2003 LAW ALUMNI ASSOCIATION AWARDS AND HONORARY ORDER OF THE COIF

ON FEBRUARY 28 the Law Alumni Association honored four 2003 Law Alumni Association members for their outstanding work. E. William Barnett, '58, received the Lifetime Achievement Award; Shannon H. Ratliff, '64, was named Outstanding Alumnus of the year; the Honorable Sam A. Lindsay, '77, was awarded the Distinguished Alumnus for Community Service; and Joe Long, '58, was awarded Honorary Order of the Coif.

"It is a privilege for us to honor Bill Barnett, Sam Lindsay, Shannon Ratliff, and Joe Long. Each in their own way, these alumni of UT Law School have made an indelible mark on the law, the profession, and their communities. We are proud of their achievements, and proud to call them friends," Dean Bill Powers said.

Bill Barnett



BILL BARNETT GRADUATED WITH AN LL.B. with honors in 1958. He was a member of the Chancellors and the Order of the Coif and a comment editor of the *Texas Law Review*. He received the Lifetime Achievement Award in recognition of his distinguished legal career. He currently serves as senior counsel of Baker Botts in Houston, where he was managing partner from 1984 to 1998. Under his leadership, the firm more than doubled in size. He is the former

chairman of the Antitrust Law Section of the American Bar Association and is a fellow of the American College of Trial Lawyers. He serves his community as a board member or trustee of many foundations, including the Law School Foundation, Rice University (his alma mater), the Baylor College of Medicine and the Texas Heart Institute, St. Luke's Episcopal Health System, the Center for Houston's Future, the Greater Houston Partnership, and the Houston Zoo, Inc.

Shannon Ratliff

A PRACTICING ATTORNEY FOR NEARLY FORTY YEARS AND FORMER vice chairman of the University of Texas Board of Regents, Shannon Ratliff received the Outstanding Alumnus Award for his contributions to the legal profession and society. Ratliff is a partner in the Ratliff Law Firm, P.L.L.C., in Austin. He has an active appellate law practice and represents clients before the Texas Legislature, most recently on product liability and other tort reform issues.

Ratliff (below) was named a distinguished alumnus of the University of Texas at Austin in 1996 and has been listed in *The Best Lawyers in America* since 1991. He has served as a member and chairman of the Texas Public Safety Commission, co-chair of the Committee to Revise the Local Civil Rules of the Western District of Texas, and a member of the Texas Board of Legal Examiners. Currently, he is a member of the International Association of Defense Counsel and a fellow in the American College of Trial Lawyers. Ratliff received a B.A. in 1961 and the LL.B. in 1964 at the Law School, where he was editor in chief of the *Texas Law Review* and a member of Phi Delta Phi and Order of the Coif. After law school, he clerked for U.S. Supreme Court Associate Justice Tom C. Clark, a 1922 graduate of UT Law School.





Sam Lindsay

SAM LINDSAY, '77 (ABOVE), WHO WAS SWORN IN AS A U.S. DISTRICT judge for the Northern District of Texas on September 1, 1998, was selected to receive the Distinguished Alumnus Award for Community Service, which honors a graduate who brings conspicuous credit to the legal profession by exemplary service. The award recognizes Lindsay for his lifetime commitment to excellence in public service. He was the Dallas city attorney from May 1992 to August 1998. Lindsay successfully defended all the way to the U.S. Supreme Court a juvenile curfew ordinance enacted by the City of Dallas. His numerous past and present professional affiliations include the International Municipal Lawyers Association, Southwestern Legal Foundation, Federal Judiciary Advisory Committee for the Northern District of Texas, Dallas Business Journal Advisory Committee, and the Fifth Circuit Bar Association.

Lindsay received a B.A. from St. Mary's University and a J.D. in 1977 from UT Law. Nominated by President Clinton to the federal bench, Lindsay was the first African American to be appointed as a federal district judge for the Northern District of Texas, which includes one hundred counties. In the past, he has received many awards, including the Trailblazers Award (1993), the C. B. Bunkley Award (1996), the Man of the Year Award (1999) from the South Dallas Business and Professional Women's Club, and the Dr. Martin Luther King Jr. Justice Award (2000) from the Dallas Bar Association.

Joe Long

JOE LONG, '58 (BELOW) WAS INDUCTED INTO THE HONORARY Order of the Coif, the oldest legal honor society. He was honored by the University of Texas at Austin as a distinguished alumnus in 2001. He graduated from the University in 1951 with a degree in government, served with the Military Police in Korea, and then graduated from the Law School in 1958. He worked for the State Securities Board and the Attorney General's Office before going into private practice and investing in banks. For more than twenty-four years he managed banks. In 1998 he sold First State Bank, and since then, he and his wife, Dr. Teresa Lozano Long, have become leading philanthropists. They have helped rebuild the Palmer Auditorium and provided substantial endowments for the Law School, the government department, the College of Education, and the Teresa Lozano Long Institute of Latin American Studies.

The alumni award recipients are chosen by the Law Alumni Association Executive Committee, on the basis of nominations submitted by the alumni of the Law School. Honorary membership in the Order of the Coif is conferred by the local chapter of the order.





ROBERT BAUMGARDNER

Justice Bea Ann Smith

FIRST TEXAS JUDGE TO LEAD THE NAWJ

THE HONORABLE BEA Ann Smith, '76, of the Third Court of Appeals in Austin, has been elected president of the National Association of Women Judges (NAWJ). She is the first Texas judge elected to lead this prestigious organization of 1,200 state and federal judges. When Judge Smith attended her first NAWJ national conference in 1997, she

was the only Texas judge present. She returned to Texas determined to change those numbers. Today more than fifty-five Texas judges are NAWJ members. In May, Judge Smith attended the International Association of Women Judges Conference in Dublin, Ireland, where she met with the Honorable Mary Robinson, who was then the high commissioner for human rights, and the Honorable Mary McAleese, president of Ireland.

Robert Peroni

TAX EXPERT ON BOARD

RENOWNED FEDERAL AND INTERNATIONAL taxation expert Robert Peroni will join the faculty this fall as the Parker C. Fielder Regents Professor in Tax Law. Peroni will teach federal income tax, international tax, corporate tax, and partnership tax.

Peroni held a named professorship at George Washington University in Washington, D.C., where he had taught since 1989. He has visited at Northwestern, NYU, Penn, Texas, and UCLA law schools. He won distinguished teaching awards at both Tulane, where he started his career, and George Washington University.

His scholarship includes one of the leading treatises published on

BRIEFS

The Law School's graduates represented a full third of the best lawyers in critical practice areas, according to the October 2002 issue of *Texas*



Lawyer magazine. Of the magazine's 135 "Texas' Top-Notch Lawyers," forty-six were **UT Law alumni**. The magazine listed the top five attorneys from twenty-seven practice areas of

law and selected these top-notch lawyers by interviewing attorneys across the state and asking which of their colleagues they would turn to if they needed representation.

taxation, *U.S. International Taxation* (with Joel Kuntz), and the textbook *Taxation of International Transactions* (with Charles Gustafson and Richard Pugh). During the 1985–86 academic year, he served as a professor-in-residence in the Office of Chief Counsel of the Internal Revenue Service. During the 2000–01 academic year, he was an academic advisor to the Joint Committee on Taxation Staff's Study of the Overall State of the Federal Tax System.

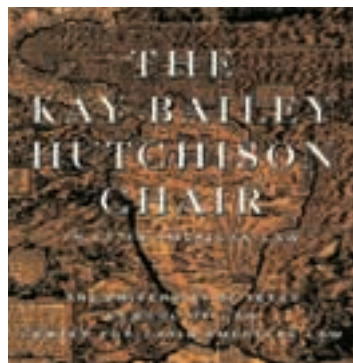
"I am thrilled to accept the Texas offer and join an outstanding faculty of prolific and innovative legal scholars, and talented and caring teachers, with a superb dean, Bill Powers," Peroni said. "In particular, the faculty has long had a strong reputation in my two areas of expertise—taxation and legal ethics. I love the students here because they are very intelligent, hardworking, friendly, and enthusiastic about the Law School. The Law School has one of the very best law libraries in the country, if not the world, and excellent and expanding physical facilities. And who could not enjoy living in Austin, which offers a high quality of life and everything one could ask for in a city?"

The Kay Bailey Hutchison Chair in Latin American Law

The Law School Foundation has launched a campaign to endow the Kay Bailey Hutchison Chair in Latin American Law.

This new initiative builds on an important investment that the University of Texas at Austin has made in

Latin America—its culture, its law, and its history. In 2000, the Law School inaugurated a new LL.M. program in Latin American and international law. UT Law currently recruits Latin American scholars to visit and conducts a lively ongoing series of conferences, bringing in legal authorities from many regions to discuss legal developments in Latin America and the United States. UT-Austin is also home to the Teresa Lozano Long Institute of Latin American Studies, widely regarded as the premier Latin American institute in the United States.

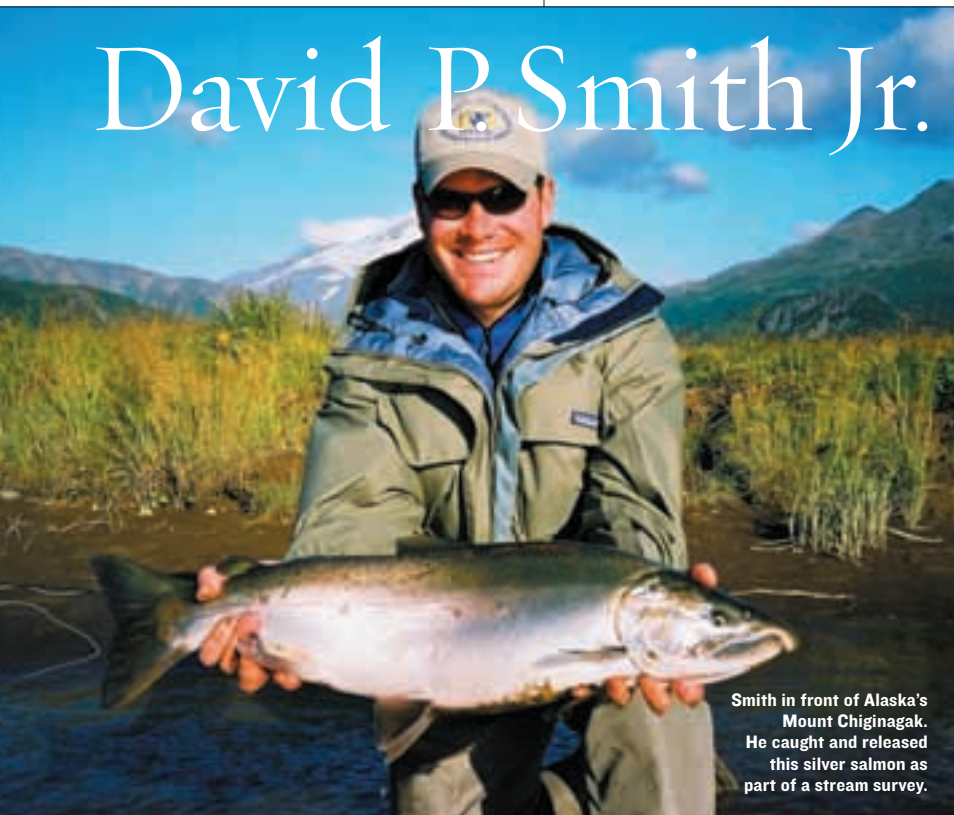


As a legislator, Senator Hutchison, '67, attends to a variety of issues affecting the United States and Latin America. Her abiding interests in free trade and democracy inspired her to lead several American legislative efforts in this region. And as a

senator from Texas, she finds that questions of Latin American policy often first affect her constituents. She has served as a member of the Board of Trustees of the Law School Foundation, and through generous gifts of time and money she has demonstrated her passion for the continued strength of the school. Her friendship through the years has proved resilient and invaluable.

If you are interested in making a donation, please contact the UT Law Alumni Office at (512) 232-1118 or lawalumni@mail.law.utexas.edu.

David P. Smith Jr.



Smith in front of Alaska's Mount Chiginagak. He caught and released this silver salmon as part of a stream survey.

"PROBLEM SOLVER" APPOINTED TO PARKS

LAST YEAR U.S. INTERIOR Secretary Gale Norton appointed David P. Smith Jr., '93, of Austin as deputy assistant secretary and counselor to the assistant secretary of fish and wildlife and parks. In this position, Smith assists in management oversight and policy direction for the National Park Service and the U.S. Fish and Wildlife Service.

"David Smith has a national reputation as a problem solver in conservation and parks management," Norton said. "He has earned this new appointment with his work and leadership on parks and wildlife issues, and he will continue to be a valuable asset to my team."

Smith has served in the assistant secretary's office since January 2001. *ES*

C L A S S N O T E S

Covering June 1 - Dec. 1, 2002

Have questions about the overall development program of the Law School, including endowed gifts and planned giving?

Nancy Brazzil

Assistant Dean for Development and Alumni Relations
(512) 232-1129
nbrazzil@mail.law.utexas.edu

Fran Chapman

Director of External Relations
(512) 232-9394
fchapman@mail.law.utexas.edu

Want to become more involved in the Law Alumni Association? Have questions about the Law School's Annual Fund, including online giving and the Class Fundraising Competition? Need information about an upcoming alumni event, or to RSVP?

Tom Henninger, '92

Director, Law Alumni Association
(512) 232-1156
thenninger@mail.law.utexas.edu

Want to update your contact information, including E-mail and employer?

Suzette Molina

Database Manager
(512) 232-1216
smolina@mail.law.utexas.edu

1949

Lubbock lawyer **Travis D. Shelton** received an Outstanding Fifty Year Lawyer Award from the Texas Bar Foundation at its annual meeting in Dallas last June. The award recognizes attorneys whose practices have spanned fifty years or more, who adhere to the highest principles and traditions of the legal profession, and who provide service to the public.

1950

Henry Giessel is Of Counsel to the Marks Firm in Houston.

Joseph W. McKnight, a professor at Southern Methodist University School of Law, received the Outstanding Fifty Year Lawyer Award from the Texas Bar Foundation at the State Bar of Texas annual meeting last June in Dallas.

The Texas Bar Foundation honored **U.S. District Judge Mary Lou Robinson** of Amarillo with the Outstanding Fifty Year Lawyer Award last June in Dallas. She was appointed U.S. district judge for the Northern District of Texas, Amarillo Division, in 1979 by President Jimmy Carter.

The Dallas Bar Association honored the **Honorable Barefoot Sanders** in November 2002 with the Annual Morris Harrell Professionalism Award. He also received the Outstanding Fifty Year Lawyer Award from the Texas Bar Foundation in June during the State Bar of Texas annual meeting in Dallas.

1958

Colonel Bryan Spencer of Austin was honored by State Bar of Texas president Broadus Spivey in June with a presidential citation for outstanding contributions to the legal profession. Spencer organized the State Bar's efforts in the Legal Assistance to Military Personnel (LAMP) program following September 11, 2001.

1959

Richard Grainger of the Law Offices of Richard Grainger in Tyler, Texas, was installed as president of the Bar Association for the U.S. District Court for the

Eastern District of Texas for 2002-03 at the association's annual meeting in Galveston. Grainger has expanded his law practice to include mediation services in the East Texas and Dallas areas.

Johnson City lawyer **Robert Q. Keith** of Keith, Weber & Mosty, P.L.L.C., received the Ronald D. Secrest Outstanding Trial Lawyer Award from the Texas Bar Foundation at its annual dinner last June in Dallas. Keith is a civil trial lawyer.

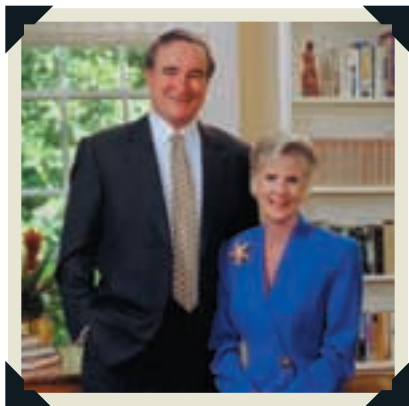
1961

Roy Minton was featured in an *Austin Business Journal* article titled "Courtroom Compassion" in November 2002. He is a partner at Minton Burton Foster & Collins, P.C.

1962

Curtis W. Meadows Jr. has been honored with a 2002 Distinguished Alumni Award from the Texas Exes, the UT alumni association. Meadows is founding executive director of the Southwest Center for Philanthropy and Community Service at the LBJ School of Public Affairs, where he holds the Lloyd M. Bentsen Chair in Government/Business Relations. Meadows was honored at a ceremony on September 20 at the LBJ Library on the UT campus.

Harry and Macey Reasoner received the prestigious Lifelong Achievement Award from the Anti-Defamation League (ADL) at its annual National Commission Meeting in Houston in November 2002. The award recognized the couple's efforts to promote tolerance, mutual respect, and understanding. This is the second award given by the ADL to the Reasoners. They received an award in 1992 for dedicated



Harry and Macey Reasoner, who received the 2002 ADL Lifelong Achievement Award.

service and leadership at ADL. Mr. Reasoner is a partner in the Houston office of Vinson & Elkins, L.L.P., and a former managing partner of the firm.

1963

Justice Bill Vance was elected to a third six-year term on the Tenth Court of Appeals in Waco, Texas, on November 5, 2002.

1964

Delno John Grosenheider has retired from actively practicing law after thirty-seven years with the Austin firm of Wilson, Grosenheider, Moore & Jacobs. He remains a volunteer with various organizations, including the University of Texas Board of Advocates.

1965

Judge Merrill L. Hartman was honored by the Texas Bar Foundation with the Samuel Pessara Outstanding Jurist Award during the State Bar of Texas annual meeting last June in Dallas. Hartman has been the presiding judge of the 192nd Civil District Court of Dallas County for the past fourteen years. The award honors an active federal or state judge who exhibits an exceptionally outstanding reputation for competency, efficiency, and integrity.



Williams College has named a building in honor of **Carl W. Vogt**, the liberal arts college's fifteenth president.

Vogt is currently Of Counsel with Fulbright & Jaworski in Houston. The building is home to a large portion of the college's

alumni relations and development operations. Vogt, a former chairman of the National Transportation Safety Board, continues on the board at Williams College and chairs its Alumni Relations and Development Committee.

1967

Doyle L. Coatney is working as general counsel with Rush Enterprises, Inc., in San Antonio.

Thomas R. Haggard has retired from the University of South Carolina School of Law and has been designated a Distinguished Professor of Law Emeritus. He is currently serving as Of Counsel to Ellzey & Brooks in Columbia, South Carolina.

G. Dwayne Pruitt, county and district attorney in Brownsfield, Texas, was named Prosecutor of the Year by the Texas District and County Attorneys Association on September 26, 2002. The award is given annually by the association and the State Bar of Texas to recognize one Texas prosecutor whose contributions to criminal law practice and policy stand out among the field. Pruitt has been Terry County's elected prosecutor since 1977.

1968

Ben Sheppard, partner in the Houston office of Vinson & Elkins, L.L.P., has been appointed by the International Centre for Dispute Resolution, a division of the American Arbitration Association, to serve a two-year term on the center's International Advisory Committee. Sheppard is co-chair of Vinson & Elkins' International Litigation and Arbitration Practice Group. He works on lawsuits and arbitration cases involving disputes across the world.

1969

In November 2002, the **Honorable John Carter** won election to the U.S. House of Representatives for District 31 in Texas. In January, he took office and was sworn in as the first congressman to represent the Thirty-first District of Texas, a new district created by the reapportionment of 2001. The district includes Williamson and Brazos Counties and the northwest portion of Harris County. Carter will keep offices in Washington, D.C., and in Round Rock and

College Station, Texas. Carter was a district judge for twenty years, from 1981 to 2001, in the 277th District Court of Williamson County. He resigned in December 2001 to seek election to the U.S. Congress for District 31. He and his wife, Erika, reside in Round Rock and have four children—Johnny, Gilianne, Danielle, and Theodore.

San Antonio lawyer **Wayne I. Fagan** received a certificate of merit from the State Bar of Texas for his work and leadership as chair of the Alternative Dispute Resolution (ADR) section. He received his award during the State Bar's annual meeting in Dallas last June.

The Texas Kappa Sigma Educational Foundation, Inc., honored **Joe K. Longley** as 2002 Tau Man of the Year on October 26, 2002, at the chapter house in Austin. He was also named one of *Texas Lawyer's Texas' Top-Notch Lawyers* in insurance law. See related article in Note-worthy, p. 50.

1970

J. Robert Hester Jr. has retired as chief of the Intake Section in the Tarrant County District Attorney's Office after working twenty-two years with the office.

1971

Midland lawyer **Barry N. Beck** has received the Nancy Garms Memorial Award from the State Bar of Texas for outstanding contributions to law-focused education in Texas. He is a shareholder in Cotton, Bledsoe, Tighe & Dawson, P.C., and is one of the firm's senior trial lawyers. He received the award at the State Bar's annual meeting in Dallas last June.

Hal Haralson has written a book titled *Gentle Mercies: Stories of Faith in Faded Blue Jeans*, a powerful collection of stories from his life, which included working in the ministry and practicing law for more than thirty years. His writing has been described as reflecting "ordinary life lived in an extraordinary manner." Haralson, a practicing attorney in Austin, is a frequent contributor to *Christian Ethics Today*.



The Texas Bar Foundation has honored San Antonio attorney **Daniel Y. Kruger** with the Outstanding Journal Article Award. He was recognized for development of the "Legislative Update" concept in the *Texas Bar Journal* magazine.



Bill Whitehurst, former State Bar of Texas president, was elected Secretary of International Affairs of the International Academy of Trial Lawyers at its annual meeting in Los Angeles on April 13, 2002. He is a partner with Whitehurst, Harkness, Ozmun & Brees in Austin.

1972



William K. Dabaghi, a partner at Arter & Hadden, L.L.P., for the past seventeen years, has formed Maximus International, L.L.C., in Bethesda, Maryland. The firm was named after the main character in the movie *Gladiator* and specializes in international trade, financial services, and agribusiness policy, with a focus on the World Trade Organization and the North American Free Trade Agreement.

1973

Austin lawyer **Dicky Grigg** was honored by State Bar of Texas president Broadus Spivey with a presidential citation for outstanding contributions to the legal profession. He was recognized for his achievements in creating and implementing a statewide Mediators Achieving Peace (MAP) program that helps middle-school children resolve disputes. The citation was presented at the State Bar's annual meeting in Dallas last June.



William LaFuze, a partner with Vinson & Elkins, L.L.P., in Houston, has been appointed to serve on the Patent Public Advisory Committee for the U.S. Patent and Trademark Office. A primary purpose of the committee is to prepare an annual report for the Secretary of Commerce, the president, and the Committees on the Judiciary of the Senate and the House of Representatives about the operations of the Patent and Trademark Office. LaFuze practices intellectual property law. He is a current director of the Houston Technology Center

and a life member of the Houston Chamber of Commerce.

1974

The Honorable Marilyn Aboussie, former chief justice of the Texas Court of Appeals for the Third District, was honored as the first recipient of the Outstanding Jurist Award from the American Academy of Matrimonial Lawyers-Texas Chapter. The award was presented to her at the academy's annual dinner meeting in Dallas on August 5, 2002.

WestGroup has published *Anderson, Bartlett & East's Texas Uniform Commercial Code Annotated*. Attorney **Roger A. Bartlett** of Austin joined Roy Ryden Anderson, professor of law at Southern Methodist University Dedman School of Law, and W. David East, professor of law at South Texas College of Law, in preparing the commentary.



Molly Steele, a partner in Thompson & Knight's trial department in Dallas, has been appointed to the Advisory Board of the Institute for Transnational Arbitration (ITA). Steele, a lawyer with Thompson & Knight for more than twenty-five years, has a business litigation practice with an emphasis on international litigation and international arbitration.

Charles Wedge is chief financial officer and general counsel to the Hispanic Baptist Theological School in San Antonio.

1975

Scott J. Atlas became chair of the American Bar Association Section of Litigation on August 10, 2002, at the section's Passing of the Gavel and International Human Rights Award luncheon in the Renaissance Mayflower Hotel, Washington, D.C. He will serve as chair through the ABA annual meeting in San Francisco in August 2003. The 65,000-member Section of Litigation is the ABA's largest section. Atlas is partner at the Houston office of Vinson & Elkins, L.L.P., where he concentrates in complex commercial litigation, including class actions. He also chairs his firm's pro bono committee.

D. Gibson "Gib" Walton, a partner

with Vinson & Elkins, L.L.P., in Houston, has been named the recipient of the Crowley Award, presented by the State Bar of Texas. The award, which was presented during the State Bar's annual meeting in Dallas last June, recognizes meritorious service by a current or former member of the State Bar of Texas Board of Directors, Section Representatives, or Judicial Liaisons. Walton was elected to the State Bar Board in 1999 and served as chair of the board's audit and finance committee.

1976



Linda Addison, a partner with Fulbright & Jaworski, L.L.P., in Houston, has been named one of ten Women to Watch in 2002 by *Jewish Woman* magazine. She joined women from across the United States and Israel who were honored November 18, 2002, at the Fifth Annual Women to Watch Gala Luncheon and Symposium in Washington, D.C. Last fall the magazine profiled ten Women to Watch for their "inspiring work in art, culture and community and business, politics and media and family, science and spirituality."

Fred Fuchs, a legal services attorney and housing advocate in Austin, was featured in an *Austin Lawyer* article in September 2002 titled "Fred Fuchs: A Local Legend." He is also an adjunct professor at the University of Texas School of Law.

Austin lawyer **Eric Galton** was honored by State Bar of Texas president Broadus Spivey with a presidential citation for outstanding contributions to the legal profession. He was recognized for his achievements in creating and implementing the statewide Mediators Achieving Peace (MAP) program that helps middle-school children resolve disputes. He received the citation at the State Bar's annual meeting last June in Dallas.



Jeff Love has been elected to the board of directors and executive committee of the Greater Houston Partnership, and the Board of the Mental Health Association. He will also serve as chairman of the 2003 Phi Beta Kappa Alumni Association Scholarship Dinner in Houston. Love is managing partner of Lock Liddell & Sapp, L.L.P., in Houston.

James H. McCollum, formerly of Bankston & McCollum in Anchorage, Alaska, is now a sole practitioner in Anchorage.

Paula S. Waddle has been appointed to the Law Relating to Immigration and Nationality Committee of the State Bar of Texas for a three-year term. She serves as legal counsel for the South Texas Immigration Council, a nonprofit organization with offices in McAllen, Harlingen, and Brownsville, Texas, and Matamoros, Mexico.

1977

Thomas Esparza Jr., an Austin immigration specialist, presented "Criminal Acts and the Consequences for Foreign Nationals" at the twenty-eighth annual advanced criminal law course hosted by the State Bar of Texas in Houston, July 22-25, 2002.

Guy Herman won reelection as Travis County probate judge in the November 2002 general election.



Charles W. Schwartz, partner with Houston's Vinson & Elkins law firm, was recently elected chairman of the board of the State Bar of Texas.

1978

Mark Weston's book of biographies, *Giants of Japan: The Lives of Japan's Greatest Men and Women*, was released in paperback in September 2002. It has received praise from the *Washington Post*, the *Los Angeles Times*, Walter Mondale, and Arthur Golden, author of *Memoirs of a Geisha*. Weston is currently working on a new book about Saudi Arabia.

1979

Rhonda Colbert Ryan, formerly with Bracewell & Patterson, L.L.P., has joined American Electric Power in Austin as assistant general counsel.

1980

Berry Dunbar Bowen is now in his eighth successful year of a solo litigation practice in Houston. He enjoys spending time with his three-year-old son, Max, whom he adopted from Russia in July 2000.

Fred W. Gibson Jr. has been appointed as counsel to the inspector general of the Federal Deposit Insurance Corporation in Washington, D.C.

Jeffrey A. Leuschel has been elected as a regular fellow of the American College of Bond Counsel. He is a partner in the Dallas law firm of McCall, Parkhurst & Horton, L.L.P.

1981

Rodney L. Brown Jr. and Gillis E. Reavis are partners in the law firm Brown Reavis & Manning, P.L.L.C., in Seattle.

Willie Hampton of Beverly Hills, California, has returned from Missouri Auction School, where he completed a course in auctioneering and auction sales management. He received his diploma and the honorary title of colonel along with men and women auctioneers from the United States and Canada.

Audrey A. Rohan, formerly of O'Melveny & Myers, has joined Loeb & Loeb L.L.P., in New York as a partner. She will be a member of the corporate department and the private equity practice group. Her practice focuses on private equity and corporate finance transactions.

1982

Susan C. Rocha was designated a 2002 Local Government Fellow by the International Municipal Lawyers Association (IMLA) at its awards ceremony during IMLA's Sixty-seventh Annual Conference in Denver on October 21, 2002. The Local Government Fellows Program was established in 1998 to recognize attorneys as legal specialists in the field of local government law, as well as to encourage attorney proficiency and competency in the field. Rocha is city attorney in Boerne and a partner with Denton, Navarro & Bernal, P.C., in San Antonio.

1983



Kathleen Holden was named vice president and senior counsel at Texas Guaranteed (TG). Holden, who joined TG in 1991 as corporate counsel, provides primary

legal support for TG and manages its in-house legal operations.

1986

Jim Boeckman was named executive vice president and general counsel of DuPont Photomasks, Inc., in Austin, a global supplier of microimaging solutions to the semiconductor and microelectronics industries. He was formerly a partner with the Austin office of Vinson & Elkins, L.L.P.



Melody Cooper of Corpus Christi has become board certified in family law by the Texas Board of Legal Specialization.

Chris Luna was named the 2002-04 chairman of the board of the Dallas Convention and Visitors Bureau (CVB), effective October 1, 2002. Vice chairman of the bureau's board since 2000, he previously served as chairman of the Dallas Convention Center Expansion and Renovation, the Bylaws Review, Multicultural Marketing, Nominating and Compensation, and Transportation Committees of the Dallas CVB. Luna has been active in law practice, public service, and business for more than sixteen years. He served three terms on the Dallas City Council, becoming the first Dallas Hispanic deputy mayor pro tem.



Stephen Rasch, partner in the Dallas office of Thompson & Knight L.L.P., recently received the Samuel G. Winstead Award from the Town North Family YMCA. At the Dallas Metropolitan YMCA annual meeting, Rasch was presented the award "in recognition of his outstanding commitment and service on behalf of those youth and families who need the YMCA most."

Steven Smith was elected as a Texas Supreme Court justice in the November 2002 general election. He was sworn in by U.S. Supreme Court Justice Sandra Day O'Connor at the Texas Capitol in January.

1987

Richard Baker was the Democratic candidate for chief justice of the Texas

Supreme Court in the general election on November 5, 2002.

Norma A. Sierra was appointed a district court magistrate for the Twentieth Judicial District, State of Colorado, effective March 1, 2002. Sierra presides in domestic relations cases.

1988

Tim Bannwolf, a former San Antonio city council member who specializes in labor and employment law, has been named a partner at Bracewell & Patterson, L.L.P., in San Antonio. He was chairman of the Bexar County Metropolitan Planning Organization from 1991 to 2001. He has also served on the board of the San Antonio YMCA and the Greater San Antonio Chamber of Commerce and has also been active with the Alamo Community College District and the North East Independent School District.

Mark Bradshaw recently moved to Austin and is an associate with Fenwick & West, L.L.P.

Jordan W. Cowman, partner with Baker & McKenzie in Dallas, was appointed and served as a deputy delegate representing U.S. business at the United Nations' International Labor Organization's (ILO) annual conference in Geneva, Switzerland, from June 1 to June 21, 2002. The ILO formulates international labor standards in the form of conventions and recommendations setting

minimum standards of basic labor rights.

Joe Galvan is senior attorney with the University of Texas Medical Branch Department of Legal Affairs in Galveston.

Wallace Jefferson was elected as a Texas Supreme Court justice in the November 2002 general election. He was sworn in by U.S. Supreme Court Justice Sandra Day O'Connor at the Texas Capitol in January.



Beverly Reeves was named a leader at the Eighth Annual Profiles in Power Awards Committee. The honor recognizes three Austin-area women who have achieved business success balanced with extensive community involvement. She is a partner with Vinson & Elkins, L.L.P., in Austin, which she joined in 1988 as a commercial litigator.

Patrick O. Strauss was featured in the May 2002 issue of *D Magazine* as one of the "Best Lawyers in Dallas Under 40." Strauss, a shareholder in Hallet & Perrin's trial section, handles commercial and intellectual property cases.

Lori Swann is now with Cunningham & Associates in Houston.

1989



President George W. Bush has appointed **Michael L. Barrera** as the national ombudsman for the U.S. Small

Business Administration's Office of the National Ombudsman. He began his duties on August 24, 2001. Barrera co-founded two law firms in Kansas. He also served as an assistant prosecuting attorney for Jackson County, Missouri, and helped manage two family-owned Mexican restaurants in Kansas City. He is the former chairman and president of the Hispanic Chamber of Commerce of Greater Kansas City.

Garland Boyette joined PricewaterhouseCoopers as legal and regulatory advisor for the Aqaba Technical Assistance Project. It is being administered on behalf of the U.S. Agency for International Development in Jordan.

Michelle Cash, former assistant general counsel to Enron North American Corporation, has joined UBS Warburg Energy, L.L.C., in Houston.

Greg Clark is now Of Counsel to the law firm of Coats, Rose, Yale, Ryman & Lee in Houston.

Keith Clark was appointed in September 2002 to the board of directors of Pizza Inn, Inc., where he has worked for more than five years. He was also promoted to senior vice president of corporate development and is responsible for franchise development, equipment sales, and human resources, while maintaining his general counsel role and previous responsibility for legal credit and collections, and risk management. He also began his fourth year on the board of directors of the Visiting Nurse Association of Texas and was elected vice chairman of the board.

Elizabeth Keig is a shareholder with Cox & Smith, Inc.'s new branch office in Austin.

1990

Craig Albert is now with Godwin Gruber, P.C., in Dallas.



Dorene B. Cohen has been elected a partner in the Houston office of Vinson & Elkins. She is a member of the firm's employee benefits and executive compensation (ERISA) practice area.



Representing the U.S., Jordan Cowman addresses the UN in Geneva as Iraqi delegates listen.

Brian N. Hail was featured in the May 2002 issue of *D Magazine* as one of the "Best Lawyers in Dallas Under 40." Representing plaintiffs and defendants in commercial and employment matters, Hail is a partner with Godwin Gruber, P.C.



Dale Kimball has returned to Nokia America's headquarters in Irving, Texas, after serving two years in São Paulo, Brazil, as manager of Legal Services, Latin America for Nokia. He has been appointed senior legal counsel, Latin America at Nokia, Inc. Kimball supervises the activities of Nokia's in-house lawyers in Brazil and Mexico and coordinates the work of Nokia's law firms in Latin America for the company's mobile phone division.

Eric W. Pinker was featured in the May 2002 issue of *D Magazine* as one of the "Best Lawyers in Dallas Under 40." Pinker is a partner at Lynn Tillotson & Pinker, L.L.P., where he represents clients in commercial and intellectual property disputes in trial and appellate courts throughout the country.

John H. Williamson has joined the Commercial Litigation Branch of the U.S. Department of Justice, Civil Division, in Washington, D.C.

1991



Katherine A. Bacal has been elected partner with the San Diego office of Baker & McKenzie. She is a member of the litigation practice group, focusing on complex commercial litigation and intellectual property matters.



Thomas S. Biemer of Dilworth Paxson L.L.P., spoke at the American Financial Services Association Forum in Chicago in August on a panel titled "City vs. State vs. Federal Rights." He is a partner in Dilworth's litigation department.

T. Alan Ceshker was named associate to the Austin-based law firm Lloyd, Gosselink, Blevins, Rochelle, Baldwin & Townsend, P.C. Ceshker will practice in litigation and construction law. He is

also an instructor with the WJF Institute, assisting law firms with business development strategies.

Christopher Holmes has joined the Office of General Counsel at Baylor University in Waco. Previously, he served as general counsel for Dallas Baptist University in Dallas.

Ana M. Sifuentes-Martinez has been named senior reference librarian of the Texas Legislative Reference Library, in Austin.

1992

Brian Becker started Brian Becker & Associates, P.C., in 1995. Becker has lectured on legal malpractice and ethics issues during the past two years in Plano, Dallas, and Houston. He is married to Christy Leahy, and they have a two-year-old daughter.

Weston A. Edwards has accepted a position as senior counsel with Koch Industries, Inc., in Wichita, Kansas. Edwards was formerly Of Counsel at Sonnenschein Nath & Rosenthal.

Lynn B. Roberts has joined Strassburger & Price, L.L.P., in its Dallas office as Of Counsel. Her practice will focus on providing advice and counsel to businesses, particularly on the tax aspects of mergers and acquisitions, and other business transactions. Previously, she served as senior tax counsel for Sabre, Inc.



Christie Williams, managing partner of Mills & Williams, L.L.P., in Dallas, was among those selected to the *National Law Journal's* "40 Under 40" list of the top young litigators in the country. The selection, according to the magazine, was based on peer nominations and reporter research. Before joining Mills & Williams, she served for six years as a Dallas County assistant district attorney and two years in the Public Integrity Division prosecuting crimes relating to the public trust. Williams frequently appears in the news media as a legal expert, serving as an on-air analyst for numerous media outlets.

1993



Michael Gordon Appleman of Fort Worth, Texas, was named on the "40 Under 40" list by the *Fort Worth Business Press* as an emerging leader in the business community. Appleman is a partner in the law firm of Cantey & Hanger.

Christine Hurt and Paul Stancil welcomed their second child, Luke Jefferson Stancil, on November 18, 2001.

Ernie Kohnke, former corporate counsel for Dynegy Marketing and Trade, has been named senior counsel for RWE Trading Americas, Inc., in Houston.

U.S. Department of the Interior Secretary Gale Norton has appointed **David P. Smith Jr.** of Austin as deputy assistant secretary for fish and wildlife and parks. Smith will assist in management oversight and policy direction for the National Park Service and the U.S. Fish and Wildlife Service. Smith is a member of the Law School's newly created Non-Practicing Alumni Advisory Council. Also see Noteworthy, p. 51.

1994

Shireen Irani Bacon has joined Intel as senior patent counsel. Bacon was formerly with Skjerven, Morrill & MacPherson, L.L.P., in Austin.



Wes Dorman was elected as a partner of Andrews & Kurth L.L.P. Wes is a member of the firm's corporate and securities group in Houston, Texas.

Jennifer Frasier Hayes and her husband, Christopher, announce the birth of their second child, Sean Connors Hayes, on July 2, 2002, in Walnut Creek,



Newest family member Sean Connors Hayes, with Mom, Dad, and big sister, Emma Grace.

California. His big sister, Emma Grace, was seventeen months old at the time.

In March 2002, **Gregory Naarden** joined the United Nations Interim Administration Mission (UNMIK) in Kosovo. The United Nations runs the Kosovo Department of Justice, where Naarden is the legal coordinator for the International Judicial Support Division.

Ken Parker and his wife, Carol Normandin, welcomed their second child, Nicholas Wyatt Normandin-Parker, who was born on January 24, 2002. He weighed 7 pounds, 1 ounce.

Charles R. Pickering has returned to Nelson Mullins Riley & Scarborough, L.L.P., in Atlanta as partner. Previously, he was general counsel and senior vice president of Phoenix International Ltd. Inc., a public-banking software company. He joined Nelson Mullins's corporate department and emerging ventures group.



Sandra G. Rodriguez has been elected a partner in the Houston office of Vinson & Elkins. She is a member of the firm's appellate practice area.

Edward F. Sherman Jr., chief executive officer of Digital Media Wire, Inc., in Los Angeles, has been named editor of *Digital Media Law Report*.



John C. Wander has been elected partner in the Dallas office of Vinson & Elkins. He is a member of the firm's litigation practice area.

1995



J. Kevin Boardman has joined Arter & Hadden, L.L.P., as Of Counsel in its Dallas office. Boardman continues his corporate practice in venture capital financing, mergers and acquisitions, and securities matters. He was previously with Brobeck, Phleger & Harrison, L.L.P., in Dallas.



David G. Luetzgen has been promoted from associate to senior counsel in the Milwaukee office of Foley & Lardner. He practices intellectual property law.

Brewster McCracken, formerly with Akin, Gump, Strauss, Hauer & Feld, L.L.P., has joined Austin-based Dubois Bryant Campbell & Schwartz.

William G. "Billy" Phenix has started a solo practice representing various clients before the Texas Legislature. Most recently he served as environmental and natural resources policy director in the Texas Governor's Office. Previously, he practiced public finance law at Akin, Gump, Strauss, Hauer & Feld in Austin.

Jill Warren has joined the government relations and strategy section of Bracewell & Patterson, L.L.P., in Austin. Bracewell has a large government relations practice in Washington, D.C., and is now developing a similar practice relating to Texas state government. Warren previously served as policy director and special assistant attorney general to Texas attorney general John Cornyn.

Lawrence R. Youst was featured in the May 2002 issue of *D Magazine* as one of the "Best Lawyers in Dallas Under 40." Youst specializes in intellectual property law.

1996

Ruth A. Silvers Kochenderfer has joined Shaw Pittman in McLean, Virginia, as an associate.

1997



Mirut P. Dalal has joined McAndrews, Held & Malloy, Ltd., in Chicago. Dalal, formerly with Weil, Gotshal & Manges, has more than five years of patent experience.

Christopher P. Fisher has been named an associate at Ohio-based Ulmer & Berne, L.L.P. He will practice in the areas of business litigation and domestic relations.

David E. Kelley II and his wife, Johnell, announced the birth of their twins on September 14, 2002. Cayce Abbeygayle was born first, weighing in at 6 pounds, 8 ounces. Cameron Allen was born nine minutes later, weighing in at a whopping 7 pounds, 12 ounces. Kelley is a partner with the Fort Worth law firm of Loe, Warren, Rosenfield, Kaitcer & Hibbs.

Kirsten Mast has been appointed an assistant professor of business at Albertson College of Idaho, a small, private liberal arts college in Caldwell, Idaho. She will teach computer-related business classes, such as e-commerce and database management.

Jennifer Gray Moss and **Brian Moss**, '98, welcomed their first child, William James Moss, into the world on June 27, 2002.

James L. Noles Jr. has written *Camp Rucker During World War II*. As part of Arcadia's Images of America series, the title chronicles the history of Camp Rucker, Alabama, with more than two hundred vintage images and Noles's informative text. Noles is an attorney in the environmental and natural resources section of Balch & Bingham, L.L.P., in Birmingham, Alabama. He was a former army officer and a graduate of the U.S. Military Academy at West Point.



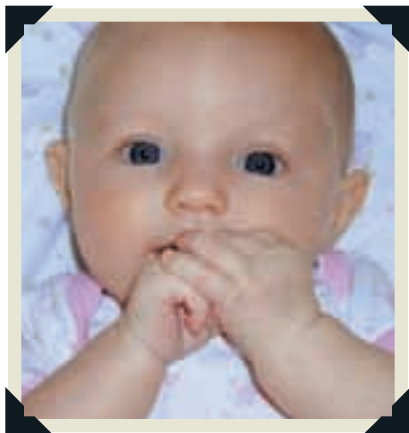
David Stephenson has joined Thompson & Knight's corporate reorganization and creditor's rights department in Austin. He was most recently with the Austin office of Vinson & Elkins, L.L.P.

Brian H. Zygo has joined Thompson & Reilley, P.C., in Houston as associate. Zygo will practice in insurance defense, maritime law, admiralty law, and Indian law.

1998

William Childs and his wife, Dena, announce the arrival of Liam Gordon Childs on March 4, 2002. Liam weighed in at 9 pounds, 8 ounces. Pictures of him and his big sister, Ella, can be seen at www.childsfamily.com. Childs is an associate at Williams & Connolly in Washington, D.C.

Brian Siegal has joined the law firm of McDermott, Will & Emery in New York. He previously lived in Israel, where he served as a Dorot fellow through the Dorot Foundation of Providence, Rhode Island.



Katherine, newest Van Dusen family member.

Kerry Pearlman Van Dusen and her husband, Duncan, are pleased to announce the birth of their daughter, Katherine Elliotte, on March 16, 2002.

1999

Robert McLaughlan has joined the law firm of Hughes & Luce, L.L.P., in Austin as associate.

Michael M. Monroe is now working as senior counsel with Hunt Oil Company in Dallas.

Suzanne M. Scheuing has joined Mandell Menkes & Surdyk, L.L.C., in Chicago as associate.

Li Teng has moved to Beijing, where he joined a local firm, Jun He Law Offices.

Kevin White recently joined the Houston office of Littler Mendelson, P.C., as associate.

2000

Brooke Grona-Robb is assistant district attorney with the Dallas District Attorney's Office.

Gabriele Haist-Fuqua is an associate with Fulbright & Jaworski, L.L.P., in its Washington, D.C., office.

Clint Harbour of Crampton and Associates in Austin traveled to South Africa in December 2001 as a member of a delegation of American attorneys who participated in a two-week legal and cultural exchange with lawyers and dignitaries from South Africa. Attorney **Richard Pena**, '76, led the

The University of Texas School of Law

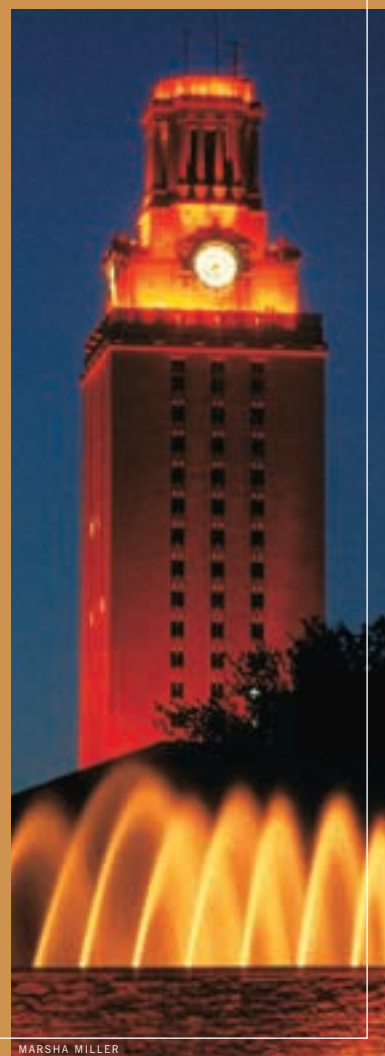
100% GIVING CLUB

THE 100% GIVING CLUB is an outstanding way for you and your firm to support the Law School. To qualify for membership, 100% of your fellow UT Law Alumni at your firm contribute to the Law School's Annual Fund during the fiscal year, which starts September 1st and runs until August 31st.

In recognition of this achievement, your firm's name will be displayed in the newly renovated Career Services Office Interviewing Center. In addition, your firm will receive an award suitable for display, and will be recognized in the UT Law Annual Contributors Report.

Thanks again to our 100% Club qualifiers for 2002. We appreciate your support!

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 Bracewell & Patterson L.L.P., *Houston*
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 Bracewell & Patterson L.L.P., *Dallas*
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 Vinson & Elkins, L.L.P., *New York*
 Vinson & Elkins, L.L.P., *London*
 Watt, Beckworth & Thompson, L.L.P., *Houston*



MARSHA MILLER



Clint Harbour and Richard Pena at the Cape of Good Hope in Cape Town, South Africa.

delegation. Harbour and Pena traveled to Cuba in December 2002 as part of another delegation.



Kim M. Munsinger has joined the law firm of Branton & Hall in San Antonio. Munsinger practices civil litigation, specializing in commercial litigation, class actions, securities fraud, and *qui tam* actions.

Theresa Anne Sandoval has joined the law firm of Watt, Beckworth & Thompson, L.L.P., in Houston as an associate.

Gaye White has joined Thompson & Knight's oil and gas department in the Austin office. White is experienced in many different aspects of oil and gas law. White was previously with Akin, Gump, Strauss, Hauer & Feld in Austin.

2001

Matthew W. Allan has accepted a position with the Texas A&M Political Science Department to pursue a Ph.D. in political science.

Ed Dawson and Chipman Earle have joined the Houston office of Baker Botts, L.L.P., as associates.

Gwendolyn Dawson Frels finished a clerkship with Judge Carolyn King (Fifth Circuit) and has joined the Houston office of Vinson & Elkins, L.L.P., in its commercial litigation section.

Laurie Gallun has joined Susman Godfrey, L.L.P., in Houston as associate.

Retired Texas Supreme Court justice James Baker officiated at the wedding

of **Kendyl Taylor Hanks** to McKeever Andrew Darby in Austin on November 23. She is an associate at Haynes and Boone in Austin.



Richard B. Phillips Jr. has joined the Dallas office of Thompson & Knight, L.L.P., as an associate in its trial department.

Vernon G. Schimmel is assistant attorney general with the Texas Attorney General's Office in Austin.

2002

Cristina Ashworth has joined the U.S. Department of Justice, Civil Division, in Washington, D.C.

David Andrew Bain has joined the Houston law firm of Strasburger & Price, L.L.P., as an associate.

Melissa L. Bearden has joined Stutzman & Bromberg, P.C., in Dallas as an associate, practicing in commercial real estate and bankruptcy.



Kevan I. Benkowitz has joined the law firm of Touchstone, Bernays, Johnston, Beall & Smith, L.L.P., in Dallas as associate. He will practice in premises liability and personal injury defense.

Peter Cesaro has joined the Houston law office of Mayer, Brown, Rowe & Maw, where he will practice in the area of real estate.



Ryan E. Chapple has joined the Houston office of Thompson & Knight, L.L.P., as an associate. Chapple, a native of Lake Jackson, Texas, will practice in the firm's corporate reorganization and creditors' rights department.

Meredith Anne Die has joined the law firm of Clements O'Neill Pierce Wilson & Fulkerson, L.L.P., in Houston.



Sherri Langley Eastley has joined the Austin office of Thompson & Knight, L.L.P., as an associate in the firm's intellectual property department.

Brian J. Fox has joined the law firm of Latham & Watkins in Los Angeles as an associate.



Scott Hounsel, a native of Duncanville, Texas, has joined Thompson & Knight, L.L.P., as an associate. Hounsel, formerly employed by the City of Houston Planning Department, is based in the firm's business transactions department in Dallas.

Suzan Kern has joined the law firm of Hunton & Williams in Washington, D.C.

Edward Korompai has joined the Austin office of Baker Botts, L.L.P., as an associate.

Emily Turner Landry has joined Baker, Donelson, Bearman & Caldwell, P.C., in Memphis, Tennessee.

Tracie B. Loring has joined Winston & Strawn in Chicago as an associate.

Debra Minnigerode has joined Lathrop & Gage in the firm's business litigation and tort practice areas as an associate. She will be working in the Kansas City, Missouri, office.

Jason Nichols has joined the Austin office of Baker Botts, L.L.P., as an associate.



Suzan M. Norton has joined the law firm of Baker, Donelson, Bearman & Caldwell as an associate in the Chattanooga, Tennessee, office. She concentrates her practice in corporate, securities, real estate, and intellectual property law.

Jeremy Ouchley has joined the Houston office of Baker Botts, L.L.P., as an associate.

Allison Paige Rosener has joined Baker Botts, L.L.P., in Dallas.

Heather L. Wilson is a judicial clerk for the Honorable Thomas M. Reavley in Austin.

Chris Bussa Wood has joined the Houston office of Akin, Gump, Strauss, Hauer & Feld, L.L.P.

Marni Zarin has joined the Houston office of Baker Botts, L.L.P., as an associate. ✍

IN MEMORIAM

THROUGH DECEMBER 1, 2002

Guy Louis Smith, '27, died July 17, 2002.

Robert L. Hight Jr., '28, died July 20, 2002. He practiced law in Dallas County as chief adjudication officer.

Norman S. Davis, '35, died September 18, 2002. He was the founder of the law firm that is known today as Davis, Cedillo & Mendoza, Inc.

Pitser H. Garrison, '35, died in June 2002. He helped to establish the law firm of Garrison, Renfrow, Zeleskey, Cornelius and Rogers. He became president of Lufkin National Bank in 1968 and was elected mayor of Lufkin in 1970.

Emory Temple Carl, '36, died June 28, 2002. He joined the law firm of Stewart and De Lange. He also worked for the law firm of Carl and Lee.

Max A. Mandel, '36, died in August 2002. He practiced law for the firm of Mann and Mann. He then joined the Laredo National Bank as vice president, president, and also served as chairman of the board.

D. Gordon Wiley, '37, died on September 11, 2002. He served for thirty-one years in his Fort Worth family business, Stafford-Lowdon Printing Company, and was the founder and chairman of the board of Wins Paper Products Company.

The Honorable Frank G. McDonald, '38, died February 7, 2002. He served six years as judge of the Sixty-sixth District Court of Hill County and served thirty-six years as chief justice of the Tenth Court of Appeals.

Edward S. Pritchard Jr., '38, died November 16, 2002, in Fort Worth. He led Pritchard & Abbott Inc. Valuation Consultants from World War II until his death.

Sam Gather Reams, '38, died May 17, 2002. He served as county attorney of Brooks County, Texas. He was elected state representative in 1946. He was also appointed state district judge of the Seventy-ninth Judicial District. Mr. Reams was later employed as a member of the legal staff of Humble Oil, now Exxon.

Dudley Wilkes Peterson, '39, died October 31, 2002. He was elected to the House of Representatives in 1948.

Edna H. Phillips, wife of the late Thomas M. Phillips, '39, a senior partner with the Houston law firm of Baker Botts, L.L.P., died October 12, 2002.

Thomas H. Lear, '40, died in June 2002. He worked in San Antonio as an attorney for the office of price administration. In 1945 he moved to San Angelo and began the law practice of Wilson, Logan and Lear.

Edward Wood Burnett, '42, died at the age of eighty-three in San Antonio. He was president of Wood-Burnett Company, a San Francisco financial consulting firm serving local, state, and federal governments, and he obtained more than \$7 billion of financing for more than four hundred clients.

Jewell Earne Abernathy, '48, died August 19, 2002. Mr. Abernathy was Of Counsel to Abernathy, Roeder, Boyd & Joplin, P.C., having practiced law for fifty-four years.

Robert H. Dedman Sr., '48, died August 20, 2002. He founded ClubCorp, Inc., which operates more golf courses, private clubs, and resorts than any other company in the world. The SMU Law School is named after Mr. Dedman, as is Robert Dedman Drive at The University of Texas.

Edgar Bolden Branch, '49, died on November 27, 2002. Mr. Branch lived in San Antonio for more than forty years, and practiced law with Duke, Branch, Box and Huber.

Judge Samuel Dodson Johnson, '49, died July 27, 2002. He was elected county attorney and then district attorney for Hill County. In 1958, he was elected Hill County district judge. Mr. Johnson resigned as district judge and moved to Houston to establish the Houston Legal Foundation, a pilot program providing legal services for indigents.

Jean Edward "J.E." Junker, '49, died September 5, 2002. He was county attorney to Rosenberg, Texas, and continued his private law practice for more than fifty years. He also served as legal counsel for Gulf States Tube.

C. G. Whitten, '49, died August 5, 2002. He was Of Counsel to the law firm of Whitten & Young, P.C. He was a former president of the Abilene Bar Association and a former director of the State Bar of Texas.

Frederick H. Young, '49, died October 30, 2002. He was employed by the Texas Railroad Commission and held the title of chief legal counsel of the Oil and Gas Division. After leaving the Railroad Commission in 1978, he joined Akin, Gump, Strauss, Hauer & Feld, L.L.P.

He served for ten years as secretary of the Legal Committee of the Interstate Oil Compact Commission.

Gene Cobb, '50, died March 5, 2000. He served as an FBI agent in Los Angeles. He also worked as an assistant county attorney and assistant district attorney before entering private practice. He was a partner in the law firm of Wagonseller and Cobb.

Judge Marion M. "Mack" Lewis, '50, died July 5, 2002. He was a judge for the state district court system.

Cecil Lester Smith, '51, died July 20, 2002. He was a partner of the Dallas law firm of Kilgore & Kilgore. At that time, Mr. Smith founded the law firm of Stroud & Smith. He was also the founder, chairman, and chief executive officer of Federal Coca-Cola Bottling Company from 1967 until its sale. He later became Of Counsel with Vial, Hamilton, Koch & Knox when Stroud & Smith joined that firm in 1984.

David Eldridge Dickinson, '53, died November 20, 2001. Mr. Dickinson worked for the Internal Revenue Service. He also worked for a private law firm in Chicago for ten years and recently served on the federal grand jury in Washington.

Billy H. Gragg, '53, died July 13, 2002. He served as a director on the Cartmell Home for the Aged, the First National Bank, and the Cattleman's Bank of Austin boards of directors. He served as Anderson County chairman of the Republican Party and the Electoral College of the Republican Party, and as his Law School class co-chair for fundraising. His class won the 2002 class participation competition.

James D. McKinney, '53, died June 19, 2002. He was an attorney for the Exxon Law Department in Texas and Tennessee for nineteen years. He held the positions of general counsel of Esso Libya and assistant general counsel of Esso Europe in England for nine years.

Stanley T. Traweek, '53, of Austin died on November 30, 2002. He practiced law for more than forty years in Dallas.

Thomas Allen Cave, '54, died October 25, 2002. He started his own law practice and also served as Hurst's city attorney for ten years. He became the judge of the newly created 213th District Court in 1975. He held the bench until 1987, then resumed his career as a defense attorney.

Frank Gaston, '54, died on July 19, 2002. He served as Hale County attorney and Sixty-fourth Judicial District attorney. Mr. Gaston had a private practice in Plainview for the past thirty-six years.

Don Gladden, '54, died February 14, 2002. He was a member of the Texas House of Representatives from 1959 to 1968.

Justin Dart Jr., '55, died on June 22, 2002. As chairman of the Congressional Task Force on the Rights and Empowerment of Americans with Disabilities from 1988 to 1990, he helped craft the language of the ADA, which requires public facilities to be adapted to accommodate disabled people. He received the Presidential Medal of Freedom, the nation's highest civilian award, in 1998.

John Keil Meyer, '55, died June 23, 2002. He had a distinguished career practicing general and maritime law at Meyer, Orlando & Evans in 1996.

Paul Marion Rothermel, '55, died October 10, 2002. He was an attorney for more than fifty years and was a former special agent of the FBI. He also served as a family law judge for Dallas County, as a municipal law judge for the City of Richardson, and was a former president of the Texas Academy of Family Specialists.

Leroy Taylor, '55, died August 29, 2002. In 1955 he went to work in the Humble Oil & Refining Co. Land and Legal Department. He also worked in the Corporate Law Section of Coastal States Gas Producing Company. Mr. Taylor was a founding member of Porter, Taylor & Gonzalez.

William E. Heaner, '57, died October 14, 2002. He began his career in private practice of law in Brownsville, and then moved to Beaumont in 1960 to work for Gulf State Utilities.

Maurice Gerald "M.G." Davis, '58, died June 8, 2002. Mr. Davis was made an honorary assistant attorney general of the State of Texas and was president and owner of Security Land Title Company in Amarillo and later of Collin County Title Company of Plano. He also founded Davis and Davis Law Firm.

Martin Haskett Jr., '58, died June 26, 2002. In the military Mr. Haskett was brigadier general, first staff judge advocate general for the Thirty-sixth Separate Infantry Brigade, and again for the Forty-ninth Armored Division. He was vice chair of the committee that drafted and successfully lobbied to pass the Texas Code of Military Justice. He was justice of the peace and city attorney for the towns of Gregory and Ingleside, and also served as justice of the peace and practiced law in Aransas Pass.

Donald Calvin McDonald, '58, died November 6, 2002. He worked for Fulbright & Jaworski in Houston, then joined Houston-based Anderson Clayton & Company, where he served as the company's vice president of legal and corporate secretary until it was acquired in 1986. He later served as general counsel for MCorp and for Petroleum Information until his retirement in 1996.

Charles Edward Hughes, '59, died September 25, 2002. He practiced law for thirty-six years and was an accomplished real estate attorney, published author, teacher, and lecturer.

Charles T. Conaway, '61, died October 20, 2002. He worked in the district attorney's office from 1964 to 1982 and then went into private practice.

William Lawrence Ehrle, '61, died November 29, 2002. From 1957 to 1962 he represented the town of Childress as a Democrat in the Texas House of Representatives, and then served as a state and federal legislation lobbyist for the manufactured-housing industry for twenty-two years.

James Edward Brandon, '62, died August 23, 2002. He was a former district committeeman for the Republican Party

of Texas and a delegate to the 1976 and 1980 Republican National Conventions.

John Winston Douglas, '63, died May 30, 2002.

Cecil Ned Granger, '64, died July 11, 2002. He worked as assistant district attorney in Travis County. The following year he was appointed city judge by the Austin City Council and stayed in that position until 1968, when he was elected Travis County attorney. Mr. Granger went into private practice in 1976 and remained a criminal defense attorney until his death.

John Henderson Smith, '64, died June 6, 2002. He joined Vinson & Elkins, where he practiced law for thirty-six years. Mr. Smith was elected to the Management Committee in 1991 and served for nine years. He published papers and lectured frequently on employment and labor law topics throughout his career, and he was honored in the compilation of *The Best Lawyers in America*.

William Travis Kirk Jr., '65, died August 3, 2002. He was a partner in a successful El Paso law firm and a very active member of the legal community, serving as the secretary of the State Bar of Texas Grievance Committee, a member of the State Bar of Texas Inheritance Tax Committee, and treasurer of the El Paso Bar Association.

William Lewis Clyborne, '66, died July 27, 2002. He practiced law for ten years before his employment with Frost Bank for twenty-four years, where he was a senior trust officer.

Thomas Jacob Gotliboski, '66, died June 8, 2002. He worked for Arthur Andersen for thirty years. He was admitted to partnership in 1976, and in 1993 he assumed the role of managing director of tax competence.

Tim King Banner, '67, died July 17, 2002. He was a defense attorney for thirty-five years.

Thomas Woodward Houghton, '68, died May 27, 2002. He worked as a law clerk

for U.S. district judge James L. Noel. In 1970, he joined the law firm of Butler, Binion, Rice, Cook & Knapp, where he became partner. In 1982, he became a founding partner in the law firm of Mayor, Day, Caldwell (now Andrews & Kurth, Mayor, Day, Caldwell & Keeton). Since January 1992 he practiced law as a solo practitioner.

John Thomas "J.T." Neal, '68, died October 2, 2002. He practiced law in the Austin area and later went on to be a real estate entrepreneur.

Christopher Donnelly Keenan, '72, died May 10, 2002. He was a member of the State Bar of Texas and practiced law in Houston for more than thirty years.

Carol Evans Smith, '72, died September 18, 2002. She earned membership in the State Bars of Texas, Colorado, and Ohio. Ms. Smith worked as a legal editor at Shepherd's Citations. In addition, she taught legal research and writing at the University of Dayton Law School.

Craig William Walfrod, '72, died June 19, 2002. He spent twenty-six years as senior counsel with M.W. Kellogg, and later Halliburton, focusing mainly on the company's technology endeavors.

Michael Barnett Hunter, '73, died July 16, 2002. For the majority of his career, he practiced law in Fort Worth, but most recently he served as assistant city attorney for the City of Dallas.

Robert L. Crider, '74, died June 21, 2002. He practiced law in Austin and Los Angeles and taught law in California. He returned to Palestine in 1997, where he continued to practice law.

Judith "Judy" Marie Johnson, '74, died June 9, 2002. She was on the legislative staff of Senator John Tower of Texas, and she clerked for Judge Thomas Gibbs Gee of the U.S. Court of Appeals for the Fifth Circuit. She was also a partner in the Houston office of Vinson & Elkins, L.L.P. She became vice president and general counsel of Texas Eastern Transmission Corporation and, after the acquisition and merger of Texas Eastern with Panhandle Easter Corporation, she became associate

general counsel of operations in charge of pipeline-related legal matters.

James Arthur Ragan, '76, died June 22, 2002. He practiced law in Austin and surrounding counties for twenty years, closing his office in 1996.

Linda Ruth Radoff, '77, died June 30, 2002.

Rebecca Sophie Rudnick, '78, died June 2, 2002. She was a visiting professor at Boston College Law School. She was an authority on tax law and the author of numerous papers on the subject, as well as a member of many tax organizations. She practiced tax law in New York City with Winthrop, Stimson, Putnam & Roberts and served in government as special counsel to the New York State Legislative Tax Study Commission and professor-in-residence in the office of Chief Counsel of the Internal Revenue Service.


Jose Garza, '79, died December 16, 2001. He worked for The University of Texas at Austin, the Alcoholic Beverage Commission, and the Houston Housing Authority before serving as director of the Hidalgo County Urban Program from 2000 to 2001.

Henry O'Neal Holifield, '82, died May 17, 2002. At the time of his death, Mr. Holifield was executive director of the Texas Cosmetology Commission. Over the last three decades he had also worked at the Texas Department of Health, the Texas Education Agency, the Texas Legislative Council, Lockheed, North East ISD, and Austin Community College.

Carol Cogdell Courtney, '83, died September 19, 2002. She worked for Vinson & Elkins, L.L.P.

Roberto Reyes Hopkins, '86, died July 15, 2002.

John Scott Fischer, '91, died August 15, 2002. He was an attorney for the State of Texas in Huntsville.

Jerry Logan Betsill, '96, died July 13, 2002. He was a partner in the law firm of Broude Smith & Jennings, P.C. 

Frontier Justice

An Indictment for Shooting a Minister of the Gospel

BY MICHAEL WIDENER AND
ALLEGRA YOUNG

A RARE-BOOK
COLLECTION

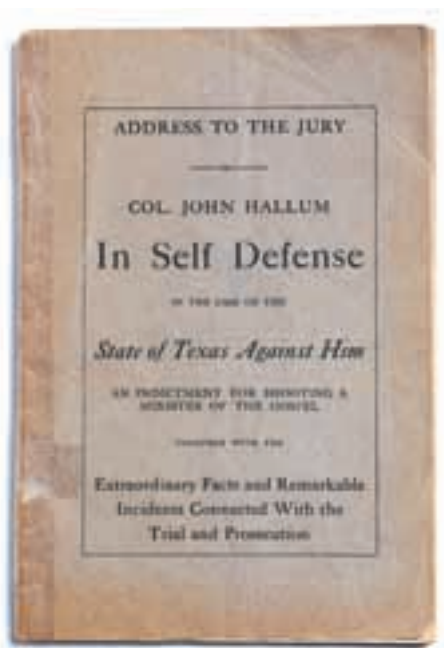
at a public law school tries to capture a part of our history that is now almost lost to the public. Rare-book librarians scour book fairs and paper shows around the world to find works that should be part of the public's library because they help us retain a sense of who we are and where we come from. Sometimes it is an impressive leather-bound volume that evokes the spirit of a certain age—a Roman law code, a German Bible. Other times it's a pamphlet that conveys, in a voice that has outlived its author, the full humanity of the law.

In September the Jamail Center for Legal Research became the only U.S. library to own a copy the 1911 edition of *Address to the Jury by Col. John Hallum in Self Defense in the Case of the State of Texas Against Him: An Indictment for Shooting a Minister of the Gospel, Together with the Extraordinary Facts and Remarkable Incidents Connected with the Trial and Prosecution*. Thomas F. Crosby, the publisher of the forty-six-page pamphlet, wrote in the foreword that the speech was reprinted "for the purpose of preserving in print what is considered by the Bar of the South, the greatest exposition of the Unwritten Law."

Colonel John Hallum, the author of the spirited thirty-five-page jury address, was born in 1833 in Sumner County, Tennessee. He was a self-educated lawyer and a Confederate veteran who migrated west after the Civil War, living in several states before settling in Texarkana with his wife and children.

In the summer of 1896 the State of Texas charged Hallum, then sixty-three, with the attempted murder of W. A. Forbes, a Protestant minister.

The colonel and his wife had befriended the minister, but when the colonel left Texas to handle a protracted business engagement, Forbes swindled him out of property and seduced his wife. Hallum wrote to both Forbes and his wife that he would kill the minister if the two ever met inside his home again. The two defied the injunction, and



the colonel carried out his threat in public at a Texarkana train station. Reverend Forbes survived, the Hallums' marriage did not, and Forbes's congregation formed a lynch mob from which Hallum had to seek the protection of the court.

Cast in tones of righteous indignation, Colonel Hallum's jury speech draws on sources ranging from the prophets of the Old Testament to the orators of ancient Rome, from the villains of Shakespeare's plays to the heroes of San Jacinto.

"I defy and challenge all the records of mankind, all the horrid imps of Dante's Inferno, and all the records of

hell to produce a meaner man than W. A. Forbes," he said. Hallum argued that he was justified in gunning down this "Judas Iscariot in clerical robes" who had violated the sanctity of his home. "I would have shot the base-born libertine if the angels of heaven had been guarding him . . . and I would have camped on his trail a thousand years, if we could have lived that long, and it had required that time to come up with him. And let me say further, that I shot him with all the coolness and premeditated deliberation that it is possible for a rational mind to conceive."

A first trial ended with a hung jury. In the second trial Hallum urged that the jury fine him a minimal amount for assault, for which he admitted guilt, and that it acquit him of the felony of attempted murder. He was fined \$50 plus court costs. Friends paid the fine. He was acquitted of the felony charge.

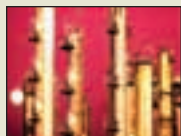
The celebrated defense was printed both later that year and in 1898. By 1911 it was difficult to find and so a Mr. Thomas Crosby privately reprinted it. Crosby wrote: "It belongs to the higher class of forensic literature and for purity of diction, grandeur of thought and general excellence, is unsurpassed in legal literature." *—E*

Michael Widener, a Jamail Fellow, has managed the rare book and archive collections at the Tarlton Law Library in the Jamail Center for Legal Research since 1991. Allegra Young is the UT Law Communications Director.

The University of Texas School of Law

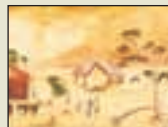
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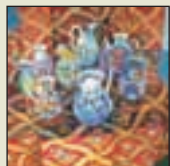
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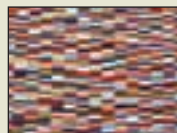
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