

COUNSELOR

COLLEGE *of* LAW

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How your gift helped
a student fulfill a dream



UC Law Receives First Seven-figure Campaign Gift
Celebrate 176th Hooding
Summer Internships Change Lives

COUNSELOR

The Record

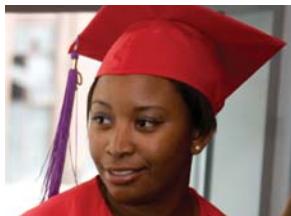
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Opening Statement



Dear Alumni and Friends,

Change, more than any other word, seems to capture the tenor of our times.

From Wall Street to Main Street, economic challenges are bringing about changes all around us, many of them hard, and they are certain to be followed by more. Those same economic challenges together with changing demands in the marketplace for legal services and rapidly advancing technologies are leading some people to predict a paradigm shift in the ways lawyers do business and the legal profession serves society. Law schools, including ours, are changing too. There is enhanced emphasis on the training of skills and the formation of professional values and character. Increased interdisciplinary endeavor. Expanded experiential learning. A turn to more data and measured results to assess the quality of the education our students receive. New efforts to better position students to successfully enter a changing job market.

Through *Counselor*, our Web site (www.law.uc.edu), and the *Updates@UCLaw* we share with you electronically each month, we keep you apprised of such developments. The future is very much here and now, and we are welcoming it and shaping it.

One major change that occurred on our Cincinnati campus since you last received an issue of *Counselor* deserves some special words here. On November 1, 2009, Dr. Gregory H. Williams took

office as the 27th president of the University of Cincinnati.

The university and our College of Law fared well under the leadership of President Williams's predecessor, Dr. Nancy L. Zimpher. Her vision for the University of Cincinnati — to be the leading urban research university for the 21st century — gave voice to our commitment to academic excellence, our dedication to the community around us, and our determination to make a difference. For those of us close to the UC College of Law, it is a vision that resonates. Our college has long enjoyed nationally recognized excellence while being deeply connected to the professional, business, and civic communities of the classic American city we call home.

With Gregory Williams, the University of Cincinnati can expect a strong next chapter in its nearly two-century-old story. A believer in the power of education to transform individual lives for the better, President Williams led the City College of New York to impressive change during his tenure as president from 2001 to 2009. Academic standards rose significantly, enrollment grew substantially, public and private resources to support the institution increased sharply, and City College became, in the words of *U.S. News and World Reports*, the most diverse college campus in America. And President Williams knows law schools. He is a lawyer and law professor, as well as a political scientist, and led the law

school at the Ohio State University to new heights as dean in the 1990s.

President Williams's personal journey set out in his award-winning and best-selling book, *Life on the Color Line: The True Story of a White Boy Who Discovered He Was Black*, is as striking and inspiring as his professional odyssey. We at the College of Law take pride that our new president is



Professor Michael Solimine, Dean Bilionis and President Williams

our newest faculty colleague as well, a tenured professor of law. We will work hard in support of him and his success, and are excited to have his wisdom, experience, and able leadership working in support of ours.

With all best wishes,

A handwritten signature in black ink, appearing to read "Louis D. Bilionis".

Louis D. Bilionis
Dean and Nippert Professor of Law

Cover Story

► The rising cost of a legal education has always been a significant challenge for law students, whether five years ago or 50. To help defray the cost, many students have benefitted from UC Law's scholarship program, which now provides \$2.1 million in scholarship funding each year. **The Cornerstones Campaign** will enable the law school to substantially increase the amount now spent. About \$9 million of the \$50 million raised for the campaign will be designated for scholarships. Doing so will help ensure diversity in the classroom and prevent qualified students from facing overwhelming debt. In this issue of *Counselor*, find out about the importance of scholarships in the lives of our students and how your gift can make a significant impact on their future.

Proudly
Cincinnati ►



The Right to Give Back: How Your Gift Helped a Law Student Fulfill His Dream

By: Josh Stevens '12, recipient of the College of Law Honors Scholarship

"Mom, I have rights." That was the simple phrase uttered from my mouth at the belligerent age of six, after I read the United States Constitution for the first time. The obvious response was, "as long as you live in my household you have the rights I give you," but even my mother would admit that it was the first of numerous arguments between us thanks to my newfound interest in the American political and legal systems.



Like most people, I did not always dream of being a lawyer. For most of my childhood I wanted to be a teacher or a meteorologist. However, over time I realized that my passion for law could be something more than a hobby; it could and would be a career. Only one thing truly stood in my way — money.

Hardworking and diligent, the Stevens family always had enough. We were not poor — at least not by Eastern Kentucky standards — but we weren't middle class either. The cost of tuition was a major hurdle in my college selection process until I received a significant scholarship from Centre College in Danville, Kentucky.

The donors who funded most of my college expenses opened the first door to my future. In those four years I had a transformative educational experience for which I will always be grateful. While a student at Centre I received the training that would ultimately pave my way to the University of Cincinnati College of Law.

When it came time to choose a law school, education's financial burden weighed heavy once again. I was determined to attend law school, but the quality of

school was in question as I could not afford to take on significant loans or independently finance even a portion of my education. Thankfully, the scholarship program at UC Law came to my rescue.

Although my scholarship does not fund all of my tuition, it has made affordable the fantastic education I am receiving. It has opened another door on the path to fulfilling my dreams. Without the assistance of the college alumni and friends who make the scholarship program possible, I could not be where I am today.

Another benefit of the scholarship is the reduced debt burden I will carry after graduation. This will allow me to give back to my community through pro bono work or even by pursuing a career in public interest. Just as I received a helping hand to lift me out of hardship, so too should I lend a hand to others.

All too often, once we have attained our dreams we forget about whence we came. We forget about the trials and tribulations that marked our lives. Most tragically, we forget about those who gave of themselves to ensure our success. It is my sincere hope that I will never forget, but will always remember those who granted me the best right of all, the right to give back.

Support Their Dream

For many, scholarships are what bring the dream of law school within reach. The Cornerstones Campaign will strengthen our scholarship program to help us continue recruiting outstanding students and reduce the debt burden for graduates. So many UC Law alumni — perhaps you are among them — received some sort of scholarship during their time at UC Law. Today, around 65 percent of our students receive scholarship aid. This wouldn't be possible without support from people like you, alumni and friends who "give back" by establishing new scholarships or by helping to build on already established scholarship funds. Listed here are established scholarships you can support — where you can certainly have an impact on the lives of others.

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- | **Leo J. Breslin Memorial Scholarship Fund**

This memorial scholarship was established by family, friends, and colleagues to honor the late Leo J. Breslin '53 and is for an XU undergrad (est. 2000).

- | **Marianna Brown Bettman Scholarship**

Established with initial gift from Interim President Monica Rimai in honor of professor Bettman (est. 2009).

- | **Professor Jorge Luis Carro Memorial Scholarship**

Established by Dean Carro's family and friends for a student involved in Moot Court (est. 2002).

- | **George C. Katsanis Memorial Scholarship**

Established in memory of George C. Katsanis '60, with contributions from family, friends and classmates (est. 1973).

- | **Law Alumni Scholarship**

Initiated by the Law Alumni Association, this scholarship seeks to attract students who may not have, otherwise, considered UC Law (est. 1998).

- | **Miami University Undergraduate Scholarship**

Established by Lloyd H. O'Hara '42, William M. Junk '46, and Harry T. Wilks '50 to pave the way for future Miami graduates to attend UC Law with the help of Miami alumni who have preceded them (est. 1999).

- | **John J. Murphy Scholarship**

Established by Denny Doyle '72, and friends to honor professor Murphy (est. 1996).

- | **The Paul A. Nemann Memorial Scholarship Fund**

Established in memory of Paul A. Nemann '72, with contributions from his friends, colleagues, and classmates (est. 1990).

- | **Barbara Watts Scholarship**

Established in honor of former associate dean Barb Watts on her retirement (est. 2008).

Cornerstones: Building the Future

A Message from Al Watson, Assistant Dean, Admissions and Financial Aid

Recently I ran into an alumnus who attended the law school when I first arrived in the college in 1986. After chatting about old times I was asked: from my perspective, what has changed the most with the law school? My answer was rather straightforward: a combination of the cost of attendance and students' debt load upon graduation. The cost to attend law school has increased dramatically over time. Tuition and fees for the coming year are

\$19,942 for a resident and \$34,776 for a non-resident. Throw in the approximate cost of living allotment for nine months (rent, food, books, health insurance, etc.) and the total cost of education for a single year increases to about \$36,000 for a resident and over \$51,000 for a non-resident. Even I was surprised to look back and discover our comparable figures in 1985-86 were \$3,150 and \$6,171. It is also of note that our average law school debt went over \$60,000 for the first time with the Class of 2008.

In addition to an increase in cost we are also seeing a trend of more law schools offering larger scholarships in order to recruit their entering classes. We have attempted to keep pace but, unfortunately, in a number of cases we are simply being outspent. As an example, this year we will spend about \$2 million on scholarships (total) for all three of our classes.

I considered this to be an impressive amount until it was compared with some of the top 25 law schools who are spending over that amount just on their entering class each year. Lower ranked schools in our region are also having newfound success utilizing these strategies as well.



So, my question to you is: would you consider making a gift today to a scholarship fund in order to assist a current and/or future College of Law student? General scholarship gifts are placed in the College of Law Alumni Scholarship fund and are awarded to incoming law students each year. If you prefer to give toward a scholarship that supports a specific goal, we have several from which to choose. They include specifications for the following areas:

- | **Specific undergraduate institutions:** Miami University undergraduate, Notre Dame/Michael Burke, and Xavier/Leo Breslin;
- | **Geography:** Wil Ziegler Scholarship for Northern Kentucky and the Toepfer Family Scholarship for northeast Ohioans;
- | **Working students:** Alan Siff Scholarship;
- | **Students with family commitments:** Braun and Friel Scholarship;
- | **UC Law Review officers:** Rowley Scholarship;
- | **Class scholarships:** '48, '53, '57, '58 and '66;
- | **Law students with significant needs:** Judge Holschuh Scholarship; and
- | **Scholarships supporting those who bring diverse backgrounds and talents to the law school:** the Fabe funds, Collins, Sawyer, Chesley/Dlott, and Alcorn scholarships.

My own gift each year goes toward the Barb Watts Scholarship, created upon her retirement in 2008. Alternatively, you can start a new named endowed scholarship for \$50,000.

As you can see there are many places for you to help. Give if you can. And if your travels bring you through Clifton, please stop in and say hello. We always enjoy seeing you and catching up.

Cornerstones

Second Annual Donors & Scholars Reception

Scholarships provide opportunity for the next generation of leaders. They also help keep the College of Law competitive and help to bring the most outstanding students to UC Law. We are grateful for all who have established scholarships at the college and continue to donate to this worthy cause — tomorrow's leaders.

The second annual Donors and Scholars Reception was held in September at the College of Law. We brought together the scholarship donors and the scholarship recipients to meet each other, and the donors imparted many words of wisdom. It also provided the college, and the scholars, with a great opportunity to thank the donors in person.

For more information about giving back and making a difference for an incoming student by supporting a scholarship, contact Karen Sieber, senior director of development, at 513-556-0066 or karen.sieber@uc.edu.



Ken LeCroix '11, Judge Rupert A. Doan scholarship recipient and Sue Doan



Jared Brandyberry '12, James B. Helmer Jr. Scholarship recipient



Lindsey Fleissner '12, Class of 1957 Scholarship recipient



Keisha Collier '12, George Van Antwerp Fabe Scholarship recipient



Angela Neyer '10, Leo J. Breslin Scholarship recipient



Justin Buntain '12, Toepfer Family Scholarship recipient



Landen Hawkins '12, Florence Straus Fabe Scholarship recipient



Ashley Gilbert '12, Robert P. Goldman Scholarship recipient, with Francis Goldman



Tiffany Allen '12, Stanley M. Chesley and Hon. Susan J. Dlott Scholarship recipient, with Stanley Chesley '60 and Dean Billonis



Zach El-Sawaf '12, Class of 1966 Scholarship recipient



Gwen Dobos '10, Sky and Victor M. Kolodny Scholarship recipient



Whitney Frazier '12, Leo J. Breslin Scholarship recipient



Chris Liu '10, Strauss and Troy Scholarship recipient



Diane Kendall '12, Michael J. Burke Memorial Scholarship Fund recipient



Kyle Winslow '12, Class of 1948 Scholarship recipient



Pat Brown '12, The Edwin P. and Polly M. Drury Fund Scholarship recipient



Jon Ford '10, Edwin P. and Polly M. Drury Scholarship recipient



Matt Wagner '12, Robert T. Keeler Foundation Scholarship recipient



Joelle Johnson '11, George Van Antwerp Fabe Scholarship recipient



Michael Richardson '12, Robert T. Keeler Foundation Scholarship and Miami University Undergraduate Scholarship recipient



Megan McNeil '12, John J. Murphy Scholarship recipient

UC College of Law Receives \$1M Gift New Building to Benefit

James B. Helmer, Jr. '75, president of Helmer, Martins, Rice & Popham Co., L.P.A, has donated \$1 million to the University of Cincinnati College of Law to support the Proudly Cincinnati Campaign.

The first seven-figure gift for the law school's Cornerstones fundraising campaign, this leadership gift will benefit the law school's \$30 million building project. "Jim's generosity is an outstanding example of true commitment, and this gift's impact will be felt for generations," Dean Louis D. Bilionis said.

"I'm excited and honored to make this investment," Mr. Helmer said. He serves as co-chair of the law school's Cornerstones Campaign committee. "The College of Law continues to make an impressive ascent in the upper ranks of American legal education. This can only continue if judicious investments in facilities are made."

The Cornerstones Campaign, a multi-million-dollar investment program recently launched by the law school, is critical to the continued success of the 176-year-old institution.

Helmer's new commitment allows the College of Law to move toward providing a new home for the college that will sustain the work, study, development, and growth of our students, faculty, and community.

"We have never before asked for this level of giving from our alumni, friends, and the community. Now is a crucial time to ensure that the college remains a civic asset," Helmer said. "This College of Law is a gem; I see it as a diamond in the rough, if you will. Now it needs polishing and a new building is our most pressing need. The College needs our support so that it can shine brilliantly, attracting the brightest students and faculty."

"The Cornerstones Campaign covers not only a new building but also builds on our existing programs and helps to open new frontiers," according to Dean Bilionis.

A longtime supporter of the College of Law, Helmer has always been motivated to support the law school by "giving back" to the place that has given him so much. In fact, he has been "giving back" to his alma mater for more than

25 years through the creation of a professorship, student scholarship, and student prize award.

Previous gifts from Helmer have created opportunities for faculty and students alike.

Established almost 20 years ago, the James B. Helmer, Jr. Professorship of Law is currently held by Professor Brad Mank who focuses his work on environmental issues that impact society. Mank has worked with the City of Cincinnati on a number of environmental ordinances and implementation matters, including climate change, environmental justice, recycling, and air pollution issues that have positively affected the lives of residents.

The James B. Helmer, Jr. Scholarship was established 12 years ago to encourage students to strive for high academic achievement. Eighteen outstanding law students have benefitted from this fund, and graduates have gone on to excel at many prominent local and national firms and other positions — from Jones Day in Chicago, Ill. to the public defender's office in Lexington, S.C.

Cornerstones: Building the Future



Profile of Benefactor James B. Helmer, Jr.

A highly accomplished attorney for 34 years, Mr. Helmer has successfully represented clients in numerous civil rights, personal injury, securities fraud, admiralty, and business lawsuits. Approximately half of Helmer's practice, which is exclusively devoted to litigation, involves the representation of employees "blowing the whistle" on fraudulent government contractors. Helmer has obtained several multi-million dollar jury verdicts and has been trial counsel in over 300 published legal decisions.

In 1985, 1986, and 1989 he testified before Congress concerning amendments to the False Claims Act and all of his suggested changes were ultimately enacted into law. Last year, Mr. Helmer argued and won the Allison Engine case before the United States Supreme Court in a 9-0 decision against former solicitor general, Theodore Olson. Congress again sought his help in 2008, and his testimony helped shape the Fraud Enforcement and Recovery Act of 2009.

His hard work and dedication to the law have been honored many times. He is a recipient of the College of Law's Nicholas Longworth III Alumni Achievement Award for distinguished professional service and the Lifetime Achievement Award by the Taxpayers Against Fraud Education Committee, the premier national whistleblower organization.

In recent months alumni and friends of UC Law have shown their support through significant donations and pledges. Their generosity enhances the College of Law in countless ways. We thank them for their commitment to our success.

Campaign Gifts to the Building Fund Received:

James B. Helmer, Jr. '77

Daniel J. Hoffheimer

William R. and Doloris F. Learmonth '78

William P. '78 and Cynthia A. Morelli

Wilbert L. '56 and Helen R. Ziegler

Campaign Gifts Received:

Marianna Brown Bettman '77 was honored by UC Interim President Monica Rimai and other friends when they established a scholarship in her name.

Fred H. Braun '56 passed away last year and his widow Carol S. Friel '80 presented a final gift from Fred's estate for the scholarship in their name.

David B. Dillon, for the Ohio Innocence Project

Deborah R. Lydon '81 for the Alumni Scholarship Fund

Schmiddlapp Fund, for the Domestic Violence Clinic

Glenn M. Weaver Foundation, Mary Ellen Weaver and Ellen Weaver, for the Weaver Institute of Law and Psychiatry

Steven D. Wolnitzek '74 established a scholarship fund in honor of The Reverend Theodore M. Hesburgh, C.S.C., former president of the University of Notre Dame.

Feature

L to R: Ed Roberts, Bruce Fisher, John Mason, Joe Hoerth, who escaped a German prison camp when General Patton's troops knocked a hole in the fence.

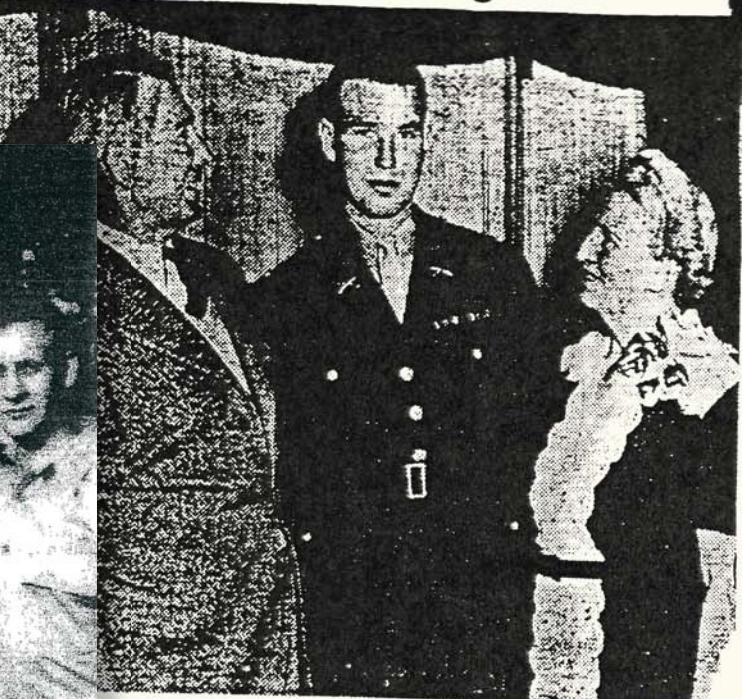


Hammelburg prison camp



The Reserved Officers Training Program (ROTC) was founded at UC in 1919, providing military instruction within the school's military science program for many years.

Home After Fleeing Nazis



—Times-Star Photo.

Mrs. Gustav A. Fisher and son, Lt. Bruce Fisher

a clump of evergreens
hides near by were re-
y the Nazis "seemed
of hide and seek"-to

Observa-

who re-
is bud-
en lib-
Joseph G.
Edwards
on, 2218
burn.

roup of
students
e Ger-
gium in
oved to

Hammel-
urg, Germany, where Fisher de-
ared that the conditions were
air" except for the food.

"Early in April a unit of Ameri-
in tanks came to release the
isoners," he declared. After
eaking down the barbed-wire
losure they took all the men
ey could carry on the tanks.
hat was about 200, but there
ere many more Americans left.
ur commanding officer — the
ghest ranking American officer
considered the commander in
prison camp — told us that while
e were still prisoners, the
merican lines were only 50 miles
the west.

TWO RECAPTURED

"With Lt. Kenneth Roberts,
icago, Hoerth, Mason and I
ade the break. We traveled at
ght and hid out in the daytime.
took us exactly a week to reach
e American lines. As we drew for reassessment.

nearer we decided to travel in the
daytime. We had hardly started
out when we spied a German pa-
trol. They spo-
and Mason duck
Roberts and I r
The Nazis capt
Mason, and ma
by us—we cou
them," Lt. Fishe

"A short time
man patrol pass
of evergreens. W
but at the same
laugh, it was so
of hide and seek
that the seat was
fort; so we mov
day we came to
we heard the ru
but we couldn't
markings and we
the type of tank
that the America
new type since w
We lay very sti
dead sure—then,
ever know how
are until they are captured. The
GI's made a big fuss over us and
we were taken back on our jour
ney home."

CAUGHT IN AMBUSH

Lt. Hoerth and Lt. Mason were
later released by the American
troops and are now enjoying a
rest in an English hospital.

The 200 men who were taken
back in the tanks from the prison
camp were caught in a German
ambush and few if any escaped,
according to Fisher.

After a 60-day leave, Lt. Fisher
will report to Miami Beach, Fla.,
for reassessment.





Friends of Long Standing: the True Story of Friendship that Has Withstood Time and Life-altering Events

By: Nikki Kingery

Friendships often flourish at law school, where intense stress, late hours, and hard work foster a sense of camaraderie through adversity.

But for Joseph Hoerth, Bruce Fisher, and John Mason, law school was not a shared hardship; it was a time for celebration. The three friends, who graduated UC Law in 1948, knew a lot about adversity. Serving as officers during World War II, the men had been captured at the Battle of the Bulge and held as POWs in a German prison camp until they escaped together in 1945. Returning home to their families and their studies was a welcome relief.

Mason says, “[Law school] was difficult, of course, but in a different way. Nothing like what we’d already been through.”

Hoerth says their war experience gave them an added sense of confidence. They didn’t fear their professors as they might have before. And they also brought back a determination to enjoy life.

“I don’t think people today have as much fun as we had then,” he says. “We had some very good times. But we had been through some very rough times together.”

Several years ago, family and friends persuaded the three friends to write down their memories of the war. In 1999, Hoerth compiled the

three accounts, along with photos, newspaper clippings, and telegrams they had saved. He titled the book FOLS (Friends of Long Standing), “because that’s really what it’s all about. It was about people, and the events are just the framework of relationships.”

Their friendship actually began in 1934 when they attended seventh grade at Cincinnati’s Walnut Hills High School. Fisher and Hoerth knew each other even earlier, having lived only two blocks apart as they grew up in Hyde Park. Fisher’s father drove the two boys to school each day. Mason grew up in the nearby neighborhood of Mount Auburn.

After high school, they attended Businesses Administration School at UC and enrolled in the ROTC program after the war in Europe had started. In 1943, their unit was called up for active duty, and they were sent to Coast Artillery/Anti-aircraft basic training. At that stage of the war, there wasn’t much demand for these skills. So the friends were sent to The Ohio State University in Columbus for five or six weeks to await their orders.

After their stay at OSU, the unit was sent back to school at UC for nine months as part of the Army Specialized Training Program. Then in 1944, the three men were among about 20 from UC who went on to Infantry School at Fort Benning,

Ga., to complete officer training. They graduated July 25, 1944, and were sworn in as second lieutenants. About a dozen of the UC students were assigned to the 106th Infantry Division and reported in August 1944 to Camp Atterbury, Ind., for the final stages of training before going overseas.

"I was a rifle platoon leader and, at age 21, a leader of men. I'm still amazed to think about it now," says Hoerth.

"Law school was difficult, of course, but in a different way. Nothing like what we'd already been through."

—Mason



The university has a strong history in military science, providing military training for many years. The program consisted of a combination of classroom instruction, military drill, and physical training. Those completing the program were commissioned as officers in the Army.

A European Adventure Begins

In late summer 1944, the three friends boarded the *Aquitania*, the famed British ocean liner, and crossed the North Atlantic to deboard in Scotland. They were then trucked to the Cotswold area of England and billeted there through the fall. The men were assigned to the same regiment, but Fisher and Mason were in a separate battalion and stayed in a different English village nearby. Most of their time was spent on physical conditioning, carrying 70 pounds of gear on their backs and marching 25 or 30 miles a day.

In mid-November 1944, the 106th Division received orders to ship out to France. They sailed into the port of Le Havre and from there, boarded trucks headed through northern France and Luxembourg to the front lines in western Belgium near St. Vith. Things were relatively quiet until December 16, when the Germans began a massive offensive through the Ardennes Mountains of Belgium that created a bulge in the Allies' advance, dubbed in the U.S. press "The Battle of the Bulge."

The 106th Division fought hard for three days until running out of ammunition, food, and water. Heavy fog made it impossible to send supplies by air. On December 19, the order came to begin destroying their weapons and surrender.

Mason writes, "The thought of having surrendered was devastating to me as we lined up on the road and started our long dreary march into Germany and prison camp."

As Fisher writes in his memoirs, "We encountered the very worst winter Europe had known in 40 years, complete with constant 3 to 4 inches of snow. We were in transit in a cattle car on Christmas Day."

They spent several days in a transient camp at Bad Orb before being marched to Oflag 13 at Hammelburg, a former German officer training facility that was then used to house American POW officers. Here, the three friends met up and were placed in the same room, bunking beside each other. They then spent the next several months fighting cold, boredom, and hunger.

Secret Mission to Free Captives

Sometime in mid-March 1945, the men began hearing the sound of cannon fire. A newcomer to the camp had smuggled in a short-wave radio and the prisoners were receiving nightly news bulletins, including the crossing of the Rhine River by U.S. forces at Remagan. Day by day, the cannon fire grew louder and rumors began to spread that American tanks were on the way to the camp. Orders also came from the German commander that the prisoners should get ready to leave the camp and march south to "safer" areas.

On March 27, the prisoners were preparing to be marched out when American fighter planes began buzzing the camp. Soon, they could hear machine guns and small-arms fire and the men knew fighting was happening close to the camp. As it turned out, a small U.S. task force under the command of Capt. Abraham Baum had been sent 60 miles behind enemy lines on a secret mission to free the prisoners at Hammelburg. Gen. George Patton's son-in-law, Col. John Waters, was among the POWs being held, and it was widely suspected that concern for his safety was the reason behind the mission.

Law School Is Foundation for Deep Friendship

Professor and graduate make powerful team

By Nikki Kingery

Task Force Baum resulted in failure, largely because it was made up of roughly 300 soldiers and 57 vehicles. They expected to liberate 300 POWs at Oflag 13; in fact, the camp held more than 1,500. After fighting its way through the German front, the diminished force reached Hammelburg and knocked down the barbed wire camp enclosures about 4:00 p.m. on March 27. Waters and two German officers were sent to negotiate the surrender of the camp. As they crossed the field under a white truce flag, a German guard shot Waters. He was taken to a camp hospital and eventually recovered.

The camp was captured by the American troops, but it became clear that the task force could take only a small portion of the men back to Allied territory. The rest, including Fisher, Hoerth, and Mason, were told to go back to the camp or evacuate on their own in small groups and head west for American lines, 60 miles away. The three friends and a fourth prisoner, Ed Roberts, decided to take off together. They walked through the night, in 6 to 8 inches of snow, until they found cover under trees and slept until the next night. This proved fortunate, as Hoerth writes, because "...the Germans threw two army divisions into the area around our POW camp to subdue the task force" and recaptured most of the POWs who had tried to escape. The entire task force was either killed or captured. "As far as I could ascertain, fewer than 15 Americans made it back to Allied lines before the end of the war from this whole episode."

The four men continued walking over the next few days toward a huge column of smoke that they assumed was where the fighting was taking

What young professional hasn't begun his or her career wishing for a mentor, an experienced colleague willing to coach and help instill confidence? Mentoring programs exist to help make these connections. But what is most rewarding—and too rare—is the mentoring relationship that blossoms on its own. That's what happened with Carrie Hagan-Gray, clinical associate professor at Indiana University School of Law-Indianapolis and 2005 UC Law graduate, and her mentor, UC law professor Margaret Drew.

Professor Drew came to UC Law in the fall of 2005 as director of the newly opened Domestic Violence and Civil Protection Order Clinic. The clinic operates in partnership with Legal Aid of Greater Cincinnati and offers representation in civil protection order hearings to victims of domestic violence and sexual assault. Hagan-Gray, having recently graduated, was working as a family law attorney and guardian ad litem for Legal Aid of Southwest Ohio, an affiliate of Legal Aid of Greater Cincinnati.

The two women came to know each other through their work. And when it was time to rotate a new Legal Aid attorney into the role of supervising attorney, "I immediately thought of Carrie," Drew says. "First of all, I could tell she had a strong interest in the work, which is most important. And I was confident she would have the ability to work well with students."

Hagan-Gray was a little surprised and flattered at the suggestion. "I hadn't really thought about teaching," she says. The professor had seen something in her that she hadn't seen in herself. And she says that gave her the confidence to move ahead.

After 40 hours of training, Hagan-Gray began her new position in the fall of 2006. She says one thing that made the transition smooth was the supportive relationship she had developed with Drew: "Margaret is such a great teacher. She made me feel like I was a partner in what we were doing. There was no sense of competition, just support and encouragement. And we laughed a lot!"

Drew says she was impressed with how Hagan-Gray interacted with students: "Carrie is good at giving students time to reflect and strategize. It's not something that comes naturally to most lawyers," she says, "but it's key to being a good clinical attorney."

After three semesters with the clinic, Hagan-Gray gave birth to her first child and left in the winter of 2007 for seven months of maternity leave. She hoped to return to her position, but Legal Aid needed to keep the supervising attorney position in rotation.

Hagan-Gray wasn't sure what to do next, but knew she wanted to teach. Professor Bert Lockwood, director of UC Law's Urban Morgan Institute for Human Rights, encouraged her to apply for a visiting professorship at the Roger Williams University School of Law in Bristol, R.I., where she was accepted as director and supervising attorney for the Community Justice and Legal Assistance Clinic. She worked there in 2008-2009. She began her current position at Indiana University-Indianapolis in fall 2009.

In watching Hagan-Gray's academic career take off, Drew says she "felt like a parent when a child leaves home"—sorry to see her go, but delighted to see her succeed. "I'm really proud of Carrie," she adds.

According to Hagan-Gray, her relationship with Drew "made a powerful impact" on her. For one thing, it made her more mindful of the ways she herself might help younger colleagues some day.



Professor
Margaret Drew

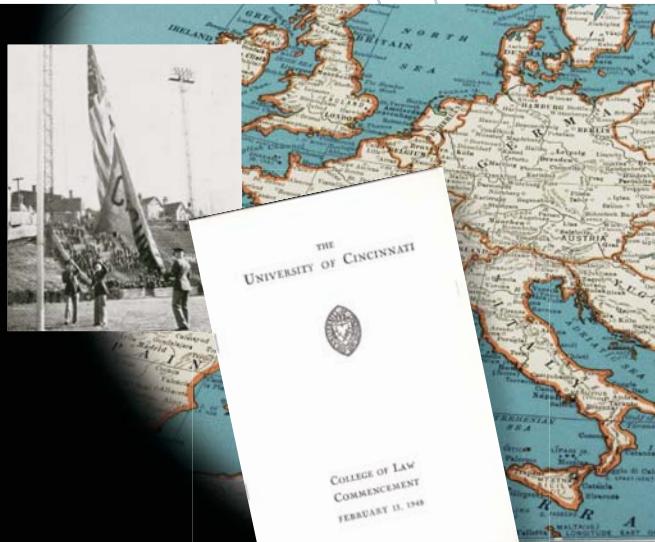


Professor Carrie
Hagan-Gray

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place. They were within three or four miles of American lines when they encountered a large group of German soldiers in retreat. Fisher and Roberts managed to hide, but Hoerth and Mason were discovered and forced to march with the Germans. Hoerth faked a limp while Mason pretended to be sick, and the two men lagged at the back of the group until they saw a chance to make a break. They ran in the opposite direction and managed to escape. They weren't able to find Fisher and Roberts, however.



"...events are just the framework of relationships..."

—Hoerth

Hoerth and Mason pushed forward another day until they came to the village of Schlucltern. That night, they broke into an unoccupied house to find food. They ate a bit, slept, rose at dawn, and found civilian clothes to put on. Then they headed into the village, uncertain about whether it would be filled with wary Germans.

Instead, they found American soldiers lining up in the street. They aroused suspicion at first, but it soon became clear the men were escaped POWs. Hoerth and Mason were evacuated to Frankfurt and later sent home together, wondering what fate had befallen their friends.

As it turned out, shortly after the foursome had separated, Fisher and Roberts encountered a group of American tanks. The commander in the lead tank spotted them but didn't recognize them as Americans, given their ragtag outfits. Fisher turned to cross a stream and approach the tank, but the commander mistook his intentions and shot him in the calf. They explained they were POWs but the commander continued questioning them. "He asked if I knew Fanny Farmer," Fisher writes. "I replied it was a chain candy store and we had a branch on 5th Street in Cincinnati. That convinced him we were the real McCoy."

Soon, Patton got word that two former POWs from Hammelburg had been picked up and was eager to speak with them. "He was awe-inspiring, to say the least," Fisher writes about meeting Patton. "Even his famous chrome-plated steel helmet lay on his desk. They had no information about his son-in-law's fate; however, Patton was impressed by their bravery and arranged a parade in their honor the following morning when he pinned Bronze Stars on their chests and awarded Fisher a purple heart.

Fisher stayed in a base hospital for a few days to recuperate and soon returned home. Roberts chose to stay in the Army. He advanced to the rank of major and was killed in the Korean War.

Of their experience, Mason writes: "I am proud of the way the four of us conducted ourselves during the five or six days of our escape. There were no arguments, disagreements or second thoughts during the whole period. We were all in the same boat, weak from hunger, cold and wet most of the time and I am sure all of us were apprehensive about the outcome of our adventure. I think we all had in the back of our minds that we would be shot if we fell again into German hands."

When they returned home, UC enabled the men to obtain their business degrees as they attended the first semester of law school. After they were admitted to the Ohio Bar in 1948, Hoerth went to work for Kroger as part of the house legal staff and later as a vice president in charge of real estate development. After 15 years, he held similar positions in other Fortune 500 companies, including Federated Department Stores. He retired to Westport Island, Maine, where he now volunteers five hours a week for the state Attorney General's office in the Consumer Protection Division.

Mason stayed in Cincinnati and worked for Anderson Publishing, eventually becoming president and principal stockholder. He is retired and living in Anderson Township, outside Cincinnati. Fisher built a successful automotive upholstery repair business in Cincinnati, Fisher-Griffin Co., which he handed over to two of his children upon retirement. Hoerth and Mason speak on the phone every six weeks or so, and Mason and Fisher get together for regular monthly luncheons. They remain to this day friends of long standing.

UC Law Welcomes 2012!

On August 17, the law school opened its doors to an impressive group: the Class of 2012. As of opening day, 138 students began classes, representing 23 states and 73 undergraduate institutions across the country. Part of the reason for the larger class is that UC Law received a record number of applications this year: 1,322, which is the highest number received in a decade.

John Stiles, the assistant director of admissions and financial aid, theorized that the state of the economy and job market may have played a role. He also noted that according to the Law School Admissions Council more people took the LSAT this year than all but one other year; so it is logical that the number of applications received would be correspondingly higher. Stiles said, "academically, this

year's class is on par with last year's class with an average LSAT score of 160 and an average undergraduate GPA of 3.60."

The students making up this year's incoming class have a wide array of background experiences. Fifteen percent of the class comes from traditionally underrepresented backgrounds, including American Indian, African American, Mexican American, Hispanic, and Asian-Pacific Islanders. The students range in age from a 36-year-old to a student who just turned 21 in July; and 39 percent of the class is female. In addition, the group appears to have an extensive background in volunteerism; there are few students without some type of volunteering experience on their resumes.

The class's diversity does not consist entirely of cultural backgrounds, however. A handful of

students speak Mandarin Chinese fluently, while many others speak different languages, including Portuguese, Bengali, Biblical Hebrew, and American Sign Language. The group is quite skilled artistically as well, with students who excel in playing the tuba, trombone, and harp, and it includes, an opera singer, a caricature artist, and a film maker. The class is complete with a Canadian hockey player who is looking forward to Cyclones games, as well as six Eagle Scouts, a professional golfer who was on the PGA tour, a student who is coming from a rabbinical seminary, and a former city council candidate. Students from the Class of 2012 have served in Iraq, the US Navy, the Canadian armed forces, the Peace Corps, and Teach for America. From a student interested in fashion law to a student interested in starting his own fashion design business and so much more, the class of 2012 has it all.



College of Law Celebrates 176th Hooding



On Sunday, May 10, 2009, the University of Cincinnati College of Law graduates wrapped up their academic experience at the 176th College of Law hooding ceremony.

The keynote address was given by College of Law alumnus, award-winning sports broadcaster, and former Cincinnati Bengal wide receiver, Cris Collinsworth '91. He enjoyed one of the most memorable receiving careers in history during his years with the Bengals and is today widely respected as a studio analyst. Through stories of his life — both on and off the field — he shared

his three core values: family, faith, and football. He concluded to the graduates, "You are different today. Don't forget your values and where you came from."

Other highlights of this year's ceremony included remarks by University of Cincinnati Interim President Monica Rimal, who also is an attorney. She reminded students that the field of law is a noble, needed, and necessary vocation that can take them anywhere.

Alumnae Bridget Gannon McGraw '03 was the recipient of the Nicholas Longworth III Alumni Achievement Award, which recognizes graduates for their outstanding contributions to society. McGraw, currently counsel for the General Electric Co.'s aviation supply chain, told students that "there's no limit to accomplishment. Today, being an attorney depends on how you define it. It is also important to develop good mentoring

relationships and to get involved in something...anything. Just get involved."

Student Bar Association President Antonio C. Mazzaro spoke to his classmates about the importance of remaining supportive of each other. He also reminded them to remember their legacy: Be the Class of 2009 — something special.

In addition to the hooding, several awards were announced. They included the following:

- **The John W. Peck Award** (trial practice): Jerrod B. Fussnecker
- **The Stanley M. Chesley and Honorable Susan J. Dlott Prize** (litigation curriculum): Christopher Bachner-Reimer
- **The Corbin Prize** (trial practice and taxation): Miranda Hamrick

"There's no limit to accomplishment. Today, being an attorney depends on how you define it."

— Bridget Gannon McGraw '03



Jennifer Koehler Cornett and T. J. Meloy



Interim UC President Monica Rimal

Keynote speaker Cris Collinsworth '91

Clockwise from left: Jennifer Dye, Pramila Kamath, Virginia Tallent, Brandon Craig, Miranda Hamrick



"The field of law is a noble, needed, and necessary vocation that can take [you] anywhere."

— Interim President
Monica Rimai



Jasmine Robinson



Dean Bilionis and Bridget Gannon McGraw '03



Gang Wang and Andy Li

First-of-Kind Study Shows Model Can Be Used to Rate Courtroom Psychiatric Experts' Performance

What does it mean when expert psychiatric witnesses in a court case reach opposing conclusions on the same set of evidence?

By: Carey Hoffman, Assistant Public Information Officer

Court cases across America often feature expert testimony that offers conflicting conclusions. When this happens in cases involving psychiatric expertise, does it mean one side or the other is necessarily being less than honest?

A new study from the University of Cincinnati College of Law says the answer to that question is no, and for the first time offers up mathematical modeling methods to back up that conclusion.

The study — led by Douglas Mossman, MD, director of the UC College of Law's Glenn M. Weaver Institute of Law and Psychiatry and the forensic psychiatry fellowship

at the UC College of Medicine — showed that a group of psychiatrists who evaluated mental competence from case files of 156 criminal defendants performed at a strikingly high level of accuracy.

In an average of 29 out of every 30 cases, the psychiatrists could distinguish competent defendants from incompetent defendants. That's a level of performance that exceeds standard diagnostic performance in other areas of medicine, such as spotting breast cancer in mammograms or using

advanced imaging methods to detect Alzheimer's disease.

It points out also one of the basic truths of the justice system, even when dealing with a topic as definitive as expert testimony: ultimate decisions still come down to judgment calls.

"These results help us see how courtroom experts can be quite accurate in distinguishing competence from incompetence, but still reach different conclusions," says Mossman of the study, which was published online in "Law and Human Behavior," the journal of the American Psychology-Law Society. "It's a matter of where experts draw the line on the issue of competence."

Mossman continues: "Experts may disagree with each other even though they are very good at making all the right distinctions. You're apt to get disagreement when you ask experts for a 'yes' or 'no' answer, as the courts do, on issues that can have gray areas, like competence to stand trial."

Many people assume that when experts disagree, it's because they are merely "hired guns" who testify to whatever opinion they are paid to advance. The methods used in the new study dispute that assumption, and may also provide clear evidence supporting the abilities and skills of mental health experts.

"When opposing experts disagree, courtroom cross-examination often becomes an intensive effort to question the integrity of psychiatric diagnoses and to discredit all mental health expertise," says Mossman, who worked on the study with colleagues from Wright State University's Boonshoft School of Medicine and the University of Wisconsin School of Medicine and Public Health.

The problem is there is no independent, infallible "gold standard" to establish conclusions in forensic psychiatry, as there is in most other areas of medicine.

"If there were some way, however, to measure accuracy without a 'gold standard,' mental health experts might be more credible," Mossman says. "Over the last two decades, statisticians have developed mathematical techniques that — in some cases — make it possible to estimate diagnostic accuracy without gold standards."

These techniques — which have been successfully used in areas as diverse as imaging liver cancer and detecting infections in dairy cattle — form the backbone of the study. Using statistical methods known as latent class modeling, the study looked at the performance of psychiatrists who made evaluations based on the 156 case files presented to them.





"The techniques are applicable to lots of questions in law and mental health," Mossman says. "There are many, many other kinds of cases where courts depend on mental health experts' opinions. If you have the right kind of data, these methods would allow you to evaluate the accuracy of court evaluations."

Mossman, himself an experienced psychiatric expert from

dozens of court cases, says that by using this method to establish the accuracy of experts, the value of their opinions can be demonstrated and even assigned a mathematical quantity. But experts are still going to reach different conclusions.

"The legal system asks experts to give 'yes' or 'no' answers, but that's not how things usually are in medicine," he says. "Very often,

a physician's diagnostic judgment really is a probability, an in-between answer. In courtroom testimony, experts are supposed to provide a clear opinion, not an ambiguous answer, even when the problem involves a shade-of-gray kind of question. That's where the real opportunity for difference of opinion comes into play."

Drew, Miller, and Eisele Receive 2009 Goldman Award for Teaching

Excellence:

Challenging. Engaging. Uncanny. Committed. These adjectives describe the 2009 Goldman Prize for Excellence in Teaching recipients. All have demonstrated their commitment to students and unrelenting support of the College of Law. Congratulations to 2009 recipients: Margaret B. Drew, Darrell A.H. Miller, and Thomas D. Eisele.

Professor Margaret B. Drew *Associate Professor of Clinical Law & Director, Domestic Violence and Civil Protection Order Clinic*

Her accomplishments and abilities as a professor can't be boiled down to buzzwords and one-liners, said students when nominating her. On the contrary, professor Drew, a two-time Goldman Prize recipient, embodies the ideal educator. Her classroom skills are matched only by her mastery of the material and true

interest in student development. Her favorite phrase, "Leap and the net will appear," provides students with confidence as well as support as they navigate the halls of the law school and the courtroom. But it isn't just that she encourages her students to leap; it is that through care and repetition she makes students sure the net will actually appear if they leap. She impresses upon them that "leaping" is nothing more than the next natural step in their development as attorneys. With classes that are a mix of theory and practice and supportive, ongoing supervision, Drew's students speak of her dedication and commitment as an educator. Her nominating students said it clearly: "What professor Drew provides is clear notice that, just as your education is ongoing, so too will her presence be in your life as a friend, confidant, and educator."

What's the Goldman Prize for Teaching Excellence?

The Goldman Prize has been awarded for over 30 years. This award is unique because students nominate and choose the recipients — their professors. To make this decision the committee considers the professors' research and public service as they contribute to superior performance in the classroom.

Professor Darrell A.H. Miller

Assistant Professor of Law

A reputation as a collaborator and an ability to reach students at every level are what deeply impressed students about professor Miller. In only his second year at the College of Law, Miller has demonstrated his commitment to students and ability to adapt to the varying needs of a diverse student body without compromising his unique approach to the law. In fact, students in his Civil Procedure class have been impressed by his steps to inject an element of practicality into one of the more dry and mechanical first-year courses. The positive reactions to his class and his passion for the subject are only part of his success. The real testament to his achievements in teaching, wrote students when nominating him, is what he is able to elicit from his students and the self-confidence, intellectual curiosity, and self-reflection that follow. Indeed, he has crafted a use of the Socratic method that makes students prepared for class. The preparation doesn't come from fear, wrote students, but out of a genuine desire to perform and participate in the discussion as intellectual equals—a result that Miller sees as not only possible, but as a valuable ideal.



“What professor Drew provides is clear notice that just as your education is ongoing, so too will her presence be in your life as a friend, confidant, and educator.”

— Nominating Student



“Our preparation doesn’t come from fear, but out of a genuine desire to ... participate... as intellectual equals.”

— Nominating Student



“An engaging and energetic instructor, professor Eisele has a teaching style that is comprehensive, compassionate, and considerate.”

— Nominating Student

Professor Thomas D. Eisele

Professor of Law

It is a rare student who has not taken at least one class with professor Eisele; and rarer still is the student who doesn't heap praise on him at the mention of his name. An engaging and energetic instructor, Eisele has a teaching style that is comprehensive, compassionate, and considerate, said students when nominating him for the award. A five-time recipient of the prize, Eisele is said to be challenging and direct, but never abrasive. In fact, he uses the Socratic method in a collaborative way by treating students more like partners in conversation and less like witnesses under cross-examination! Eisele enjoys the “give

and take” of classroom discussion and keeps students’ attention by fostering robust dialogue, presenting the material clearly, and patiently answering every question. It is evident that he spends a significant amount of time preparing material for class. He creates for students a compendium of supplemental materials, affectionately nicknamed “the supp.,” which offers answers to questions from the text and his personal insights on the law and its development. Best of all, he takes the time to learn each student’s name, earning their respect along the way. It may be trivial to some, but his students appreciate this gesture of hospitality and repay it with warmth and admiration.



Legal Historian Tells the Story of Thurgood Marshall and Kenyan Independence

By: Giles Roblyer '10



Professor Dudziak speaks at Marx Lecture

Prominent legal historian Mary L. Dudziak highlighted the global impact of U.S. Supreme Court Justice Thurgood Marshall in the 2009 Robert S. Marx Lecture. The lecture was established in 1954 by Judge Marx to enrich the curriculum of the University of Cincinnati College of Law by hosting preeminent scholars in diverse fields of law.

Professor Dudziak based her lecture on her recent book, *Exporting American Dreams*, which tells the story of the previously unheralded role that the civil rights giant played in developing the constitution and the rule of law in Kenya. Six years

after arguing *Brown v. Board of Education*, Marshall was invited by Kenyan independence leaders Tom Mboya and Jomo Kenyatta to help write their constitution. Dudziak described the Justice's involvement in the initial stages of the Kenyan democracy, where he hoped law could serve as the vehicle for social change and protection of all minorities, even though it had failed in many respects in his own country. It pained Marshall to watch, however, as the moderate Kenyan regime regressed into repression of Asian minorities and suppression of opposition. These tensions between oppression and rule of law persist today.

Dudziak is the Judge Edward J. and Ruey L. Guirardo Professor of Law, History and Political Science at the University of Southern California. She earned her JD, MA, MPhil, and PhD in American Studies from Yale University. Her research focuses on international approaches to legal history and the impact of war on American democracy. Dudziak also writes and moderates the influential *Legal History Blog*, which can be found at <http://legalhistoryblog.blogspot.com>.

Role of Judges Timely Topic for 2009 Judge in Residence Program

By: Nathaniel Gilkey '09

With Justice Sonia Sotomayor's appointment to the United States Supreme Court, everyone is once again talking about the role of a judge; but last spring more than 100 College of Law students packed room 118 just to listen. They heard concepts that typically become popular topics of conversation in the general public and the media whenever major confirmation hearings are underway. But arguments over the role of judges will never leave the legal community as students at the College of Law learned during the 2009 Judge-in-Residence (JIR) program.



During the 2008–2009 academic year, Judge Thomas B. Griffith of the United States Court of Appeals for the District of Columbia Circuit, visited the College of Law as part of the annual JIR program that took place April 15–17, 2009. As part of his visit, Judge Griffith talked about the need of an independent and neutral judiciary. He also gave

students a unique perspective on the Senate's judicial confirmation procedures based on his personal experiences.

Following a stint in private practice, Judge Griffith worked in numerous public institutions. From 1995 to 1999, he was the Senate's legal counsel, which is the chief legal officer of the United States Senate. In this role, he provided legal advice to both parties during President William Jefferson Clinton's impeachment trial. This allowed him to gain a better understanding of the politics of the Senate during hearings such as judicial nominations. From 2000 until 2004, Griffith was assistant to the president and general counsel of Brigham Young University. In 2004, President George W. Bush nominated him to the Court of Appeals. However, the Senate failed to act on the nomination. Griffith was nominated again and eventually confirmed in 2005.

These experiences have strengthened Griffith's belief in the need for an independent and neutral judiciary — against both the influence of outside forces and the inner personal biases of judges. He told students that judges must resist the inner temptation to side with the "just" decision in court, decisions based on the judge's own moral compass instead of the rule of law. Indeed, every person has his



or her own perspective in life and his or her own interpretation as to what is true justice. Griffith's points were not the standard attack on judicial activism, a term overly used by talking heads and pundits. He admitted that removing the impact of one's own biases is easier said than done, noting that he himself has mixed feelings at times with certain issues. Nevertheless, he emphasized, judges must strive to limit the impact of those biases and respect the rule of law or judges might become little tyrants in their fiefdoms holding verbal wars that could threaten the Constitution itself.

The public may always treat discussions on the role of judges as a flavor of the week, flavor only tasted when important judicial battles are waged. Thankfully, however, the legal community will never forget due to programs such as the Judge-in-Residence program.

Ohio Innocence Project Helps Man Clear His Name after Wrongful Conviction

A joint project between the Ohio Innocence Project and the Columbus Dispatch helped set the stage for a release from prison of a Columbus man after 25 years behind bars.

By: Carey Hoffman, Assistant Public Information Officer

The Ohio Innocence Project (OIP), based in the University of Cincinnati College of Law, has helped pave the way for another Ohio prisoner to clear his name after being wrongfully convicted.

Joseph R. Fears, Jr., had been incarcerated since being convicted in connection to a pair of rapes committed in Columbus, Ohio, in



Joseph Fears, Jr., visits with OIP's Joshua Ward '10

in a national FBI DNA database. That DNA came from a felon, since deceased, from Michigan, who further investigation by Franklin County authorities showed was in the Columbus area at the time of the crime.

Franklin County Prosecutor Ron O'Brien prepared a motion to the Franklin County Court of Common Pleas to vacate Fears's convictions related to that rape, paving the way for his immediate release from prison.

Students from the OIP had initially reviewed the case of Fears

(who had always maintained his innocence in the attacks against both women) as part of a joint project with the Columbus Dispatch newspaper to identify cases of prisoners where review of evidence could lead to conclusive revelations of their guilt or innocence based on advances made in DNA technology.

The UC law students who worked on researching the legal aspects of Fears's case were Jon Ford and Nick Ensley, while OIP attorney Jennifer Paschen Bergeron '02 supervised.

The review of Fears's convictions could not go forward, however, as the prosecution said it could not locate evidence from the crime.

However, circumstances began to turn in Fears's favor last summer when another case reviewed as part of the OIP/Columbus Dispatch joint project, that of Robert McClendon, proved via DNA that McClendon could not have committed the crime he was being held for. The case made such an impression on O'Brien, the Franklin County prosecutor, that he ordered a comprehensive review of the county's evidence room and case files.

That search turned up evidence related to both cases in which Fears

Update:
Fears was released in March 2009, exonerated after serving 25 years.

OHIO
innocence
project
Lois and Richard Rosenthal Institute for Justice

was convicted; however, only one of the sets of evidence turned out to have DNA material available for testing.

"The primary credit for this exoneration goes to Franklin County Prosecutor Ron O'Brien," says OIP faculty director and UC College of Law professor Mark Godsey. "O'Brien of his own initiative went back after the McClendon exoneration and looked again for cases where evidence could be found and then had the test done exonerating Fears. This is exactly the kind of prosecutor we need in Ohio — tough on crime but also willing to recognize the need for justice for all parties involved."

Since no DNA evidence was capable of being tested from the other rape, two counts related to that case will be left standing. Fears, however, has always maintained that while he had a dispute with that victim, no sexual activity — let alone rape — occurred.

Law Library Receives Gift of Historic Books

In spring 2009 the Robert S. Marx Law Library accepted delivery of a gift of more than 14,000 volumes from the Cincinnati Law Library Association (CLLA). Independently valued at more than \$1.2 million, the collection is particularly strong in the areas of constitutional history and early English law. Included among the volumes are a 1576 printing of the Magna Carta, an original edition of The Federalist papers, the first American edition of de Tocqueville's "Democracy in America," and a 1765 edition of Blackstone's "Commentaries."

The donation was spearheaded by UC College of Law volunteer professor James T. O'Reilly and former law library director Virginia Thomas, along with Mary Jenkins, CLLA law librarian and director. The transfer of the collection was celebrated at a ceremony at the Cincinnati Law Library on December 28, 2008, where O'Reilly, treasurer of CLLA, remarked that, "We on the association board have been stewards of a legacy that has rested on the shoulders of great lawyers. The legacy of legal knowledge that they

formed between 1847 and 2008 in the Cincinnati legal community has been worthy of many accolades. Not since the courthouse library fire of the late 1880s has such a remarkable moment arrived for the recognition of that legacy." Jenkins noted that the "books will benefit from significant attention to their conservation and will be made available to a broader legal research community."

Gift Kicks off Year of Improvements at Marx Library

The delivery of the gift marked the beginning of a period of dynamic activity for the law library. In May the staff kicked off its strategic planning process with an all-day retreat. The process will culminate with the adoption of a strategic plan in the fall. The library has added access to several new electronic resources to its services; among these are "The Making of Modern Law," a collection of American and English legal treatises from the early nineteenth to early twentieth

century; the replacement of the CCH loose-leaf service with the online product delivered through Intelliconnect; and Securities Mosaic, an online service providing comprehensive securities law information and news updates.

Additionally, the library will soon add two new staff members: an associate law library director for public and research services and a reference librarian. Both librarians will hold professional degrees in law and library science. "The expansion of the staff will allow us to deliver improved service to the law school community," said Kenneth J. Hirsh, director of the law library.



Truthfulness versus Deception

Weaver Symposium Interrogations and False Confessions: Social Science Confronts the Law

By: Dr. Douglas Mossman, Director of the Weaver Institute of Law and Psychiatry

Why would a criminal suspect confess to a crime he didn't really commit? Does anything about the interrogation methods that police use induce some suspects to confess falsely? Should courts allow mental health professionals to tell juries why false confessions occur?

Law professors, psychiatrists, and psychologists addressed these and many other questions at "Interrogations and False Confessions: Social Science Confronts the Law," a symposium held April 18, 2009 at the College of Law. More than 170 students, attorneys, and mental health professionals attended the symposium, which was co-sponsored by UC College of Law's Glenn M. Weaver Institute of Law and Psychiatry and the UC College of Medicine.

Social science disciplines have clearly established that the powerful interrogation techniques used by police to get real bad guys to admit guilt can occasionally cause innocent people to confess falsely to crimes. As this knowledge has become widespread, defense attorneys have asked mental health experts to evaluate their clients and the circumstances under which they made incriminating statements to police. When the defense attempts to present these experts at trial, judges must determine whether to let juries hear their testimony.

As a result, prosecutors, defense attorneys, judges, and mental health professionals who consult with courts need to know what the latest scientific research says about false confessions. They also need to know about the circumstances and interrogation

techniques that increase the likelihood of false confessions, the ways that mental health experts evaluate defendants who may have confessed falsely, and the legal admissibility of testimony concerning these matters. The confession symposium featured four speakers whose research and clinical practice has made them experts in evaluating legal and psychological features of confessions.

Scott A. Bresler, a forensic psychologist and member of the psychiatry department of the UC College of Medicine, gave the symposium's opening presentation.

Dr. Bresler showed the audience a video in which Nebraska police obtained a murder confession from a man who was later proven innocent when the real killers were caught and identified from physical evidence. Bresler used the video to illustrate

*Opposite page: Dr. Scott Bresler
Left to right: Dr. Emily Keram, Dr. Douglas Mossman, Professor Mark Godsey*



the approaches, techniques, and assumptions that police use during custodial interviews.

Following Bresler was Mark Godsey, professor of law and director of the Ohio Innocence Project at the law school. Professor Godsey described how the current status of confession evidence reflects a set of historical occurrences, legal developments, and new scientific knowledge about the impact and veracity of confessions. Ironically, Godsey said, U.S. courts turned away from using the reliability of a confession to determine admissibility just when DNA evidence and social science studies started proving that false confessions occur more often than anyone had suspected.

The afternoon's third presentation came from Emily A. Keram, a forensic psychiatrist at

the University of California San Francisco School of Medicine whose recent work has included evaluating Guantánamo Bay detainees and testifying about how interrogation tactics affected them. At the symposium, Dr. Keram focused on how mental health experts evaluate defendants' statements using general scientific knowledge about confessions, specific factors related to police interviews, and specific factors related to the defendants' personal background.

To conclude the program, the audience members heard from Solomon M. Fulero, a psychologist and attorney who is professor of psychology at Sinclair College and an adjunct professor at the UC College of Law. Dr. Fulero reviewed key court decisions on the admissibility of mental health professionals' testimony

about false confessions, explaining why courts have found for or against admitting such expert evidence. Though he acknowledged existing arguments against admissibility, Fulero felt that scientific knowledge about false confessions had reached a level that warranted allowing experts to testify about the subject.

The science of false confessions has provided yet another basis for which courts and lawyers can expect to seek and use the expertise of mental health professionals. This year's confession symposium was the latest in the Weaver Institute's ongoing series of educational events aimed at preparing legal practitioners to understand and cope with current findings from psychiatry and psychology.

The Verdict Is: Law & Leadership Institute a Real Winner!

The College of Law hosted the Law & Leadership Institute (LLI) July 6–August 7, 2009. What is Law & Leadership? Twenty-four rising ninth grade students, three teachers, two directors and one great summer! The LLI, directed by Mina Jones Jefferson, assistant dean for professional development, and Al Watson, assistant dean for admissions & financial aid, was designed for students who have shown the ability to succeed in a program constructed to provide a “pipeline” to college and ultimately, if interested in becoming a lawyer, to law school. The Supreme Court of Ohio, the Ohio State Bar Association, and the Ohio Center for Law-Related Education designed this program to increase diversity in the legal profession. Several other Ohio law schools also hosted this program.

The LLI students were full of youthful curiosity and energy that totally transformed the law school building for the summer. They were eager to learn more about the law, about leadership, but most importantly about themselves. Increased confidence was a by-product of the summer as well as exposure to people, places and things.

The people: Guest speakers, community leaders, faculty and administrators. Daily they would meet guest speakers whose paths served as motivation to all. Regardless of the speaker, the theme was the same: your path is yours to direct. These students will no longer

be passive participants in their education, their development, or their direction. As one student said, “Now what I do is up to me. There are a lot of people whose story was a lot worse than mine and they made it!” Speakers included Nate Lampley ’88 (Vorys Sater Seymour and Pease LLP), Wende Cross (Cross Smith & Associates Co. LPA), Max Langenkamp (Cintas Corporation), Jeniece Jones (Community Shares of Greater Cincinnati), Melissa Green (BE Aviation), Tamata McIntosh (Duke Energy Corporation), Tifanie McMillan (City of Cincinnati Prosecutors Office), and many more.

The places: Several local organizations hosted the students on-site. Students visited Frost Brown Todd LLC where they participated in a diversity exercise led by members of the firm, associates, as well as



corporate counsel that involved a flower and a stem. (Can you guess the connection?) At the City Solicitor’s Office they met law clerks as well as senior attorneys who talked about public service and the role



it played in their career decisions. At Xpedx they met the entire legal team, participated in exercises related to corporate and employment law, and even learned what can cause paper to jam! The students also visited the college’s Ohio Innocence Project where they met the managing attorneys, the fellows, and Robert McClendon, a recent exoneree.

The things: For five weeks students would arrive by 9:00 a.m. and be fully engaged until 4:00 p.m. Participants learned about the theory and practice of law from Donta Johnson ’10 and Courtney Cunningham ’10, law student teachers who served under the direction of Bryan Jones, Cincinnati Public Schools. Daily the students learned criminal law through innovative techniques that included Jeopardy as well as forums initially led by the instructors and ultimately by the students, which gave them a greater appreciation for teaching!

UC Law students (far left) Courtney Cunningham '10 and (far right) Donta Johnson '10, Bryan Jones flank LLI participants



At the end of the program, the families, teachers, and friends who supported these kids joined together to witness the mock trial competition. These supporters were beaming with pride and watched in awe. Their comments were the same: “[My son or my daughter] didn’t look forward to the program at first, but after the first day was excited to arrive daily.” According to their friends and loved ones, the students couldn’t stop talking about the program, whether it was when watching television and seeing something that they learned being portrayed or on their Facebook page. The verdict was that the summer was a success and they cannot wait for the academic year sessions to begin in the fall. In fact, word spread about the program so quickly that the College is already receiving inquiries about registering for next summer.



Professor Joseph Biancalana Retires from College of Law

By: Sherry Y. English

One of academia's leading scholars of English legal history and long-time University of Cincinnati College of Law professor, Joseph Biancalana, announced his retirement effective this fall.

"The College of Law's annals include more than a few iconic professors — long and vividly remembered across generations," said UC Law Dean Louis Bilionis. "Joseph Biancalana will be among them. Our alumni consistently remember him with affection and high praise for his command of the law, his commitment to rigorous scholarly inquiry, his consummate practice of the Socratic method in the classroom, and his enormous passion for teaching."

Professor Biancalana received his JD from Harvard Law School, after receiving his BA from Lake Forest College and his MA in English literature from Harvard University. It was at Harvard that he developed his love of English legal history. "While in college and graduate school I took several seminar courses [in English legal history]," he said. "Then, I was hooked."

After graduating from law school, he worked as an associate at Herrick & Smith in Boston for four years. He then was awarded a Bigelow Teaching Fellowship from the University of Chicago Law School, where he taught for one year before joining the faculty at UC Law in 1983.

In more than 25 years Biancalana taught numerous classes and hundreds of law students at UC. Many benefited from his teaching in courses such as Constitutional Law I and II, Corporations I, Property, Wills and Trusts, and, of course, English legal history. Gail King Gibson '90 spoke about Biancalana for the law school's Anniversary Memory Project, "Property with Biancalana was very interesting... It was clear that he was very intelligent. He was leaps and bounds ahead of the class."

When asked what drew him to teaching, Biancalana laughed and said, "English legal history. Teaching was one of the few ways I could continue to delve into this subject!" He continued, "I will miss interacting with the students,

however. And I will definitely miss being able to continue learning in classes such as the graduate-level fiction writing workshop I took last school year at the university." Biancalana admitted to enjoying being a teacher and a student, as over the years he had taken numerous classes to continue to hone his skills.

The author of numerous articles, books, essays, and papers, Biancalana's work has been published in legal journals including the *Cambridge Law Journal*,

Columbia Law Review, American Historical Review, and the Oxford Encyclopedia of Legal History. Dr. Paul Brand of All Souls College, Oxford, commented that his work, "is notable both for its mastery of the relevant sources and its ability to tackle the major questions of English medieval legal history in a new and interesting way." Biancalana's book, *The Fee Tail and the Common Recovery in Medieval England 1176-1502* (Cambridge University Press, 2001), is considered a work of major and lasting importance in the field. To that point, Biancalana

has twice won the prestigious Sutherland Prize from the American Society for Legal History, an award given to the best article published on English legal history in the preceding year.

Additionally, he was commissioned to author the volume in the *Oxford History of the Laws of England* that will cover the fifteenth century, contributing alongside some of the best English legal historians known today. Sir John Baker, Downing Professor of the Laws of England at the University of Cambridge, noted that a professor "cannot now teach English legal history without reference to [Biancalana's] work."

"...engaging with Joseph's agile mind...was highly rewarding... [his] ability to be unsettling in a good sense proved, in my experience, of real and lasting benefit."

— Professor Tom Eisele

A well-respected educator, Biancalana also has a reputation for constructing challenging and stimulating discussions both outside and inside the classroom. “Talking with Joseph could be a challenge, sometimes even a frustration,” said his colleague Thomas Eisele, professor of law. “His insistence on clear thought and precise expression (as well as coming up with ideas that were more than platitudes) superseded the ordinary customs of friendship, or collegiality. This could be off-putting. But, to be sure, engaging with Joseph’s agile mind was also highly rewarding for anyone willing to submit to such rigorous demands. Joseph’s ability to be unsettling in a good sense proved, in my experience, of real and lasting benefit. In the best tradition of law school curmudgeons, he is a latter-day Socratic gad-fly.”

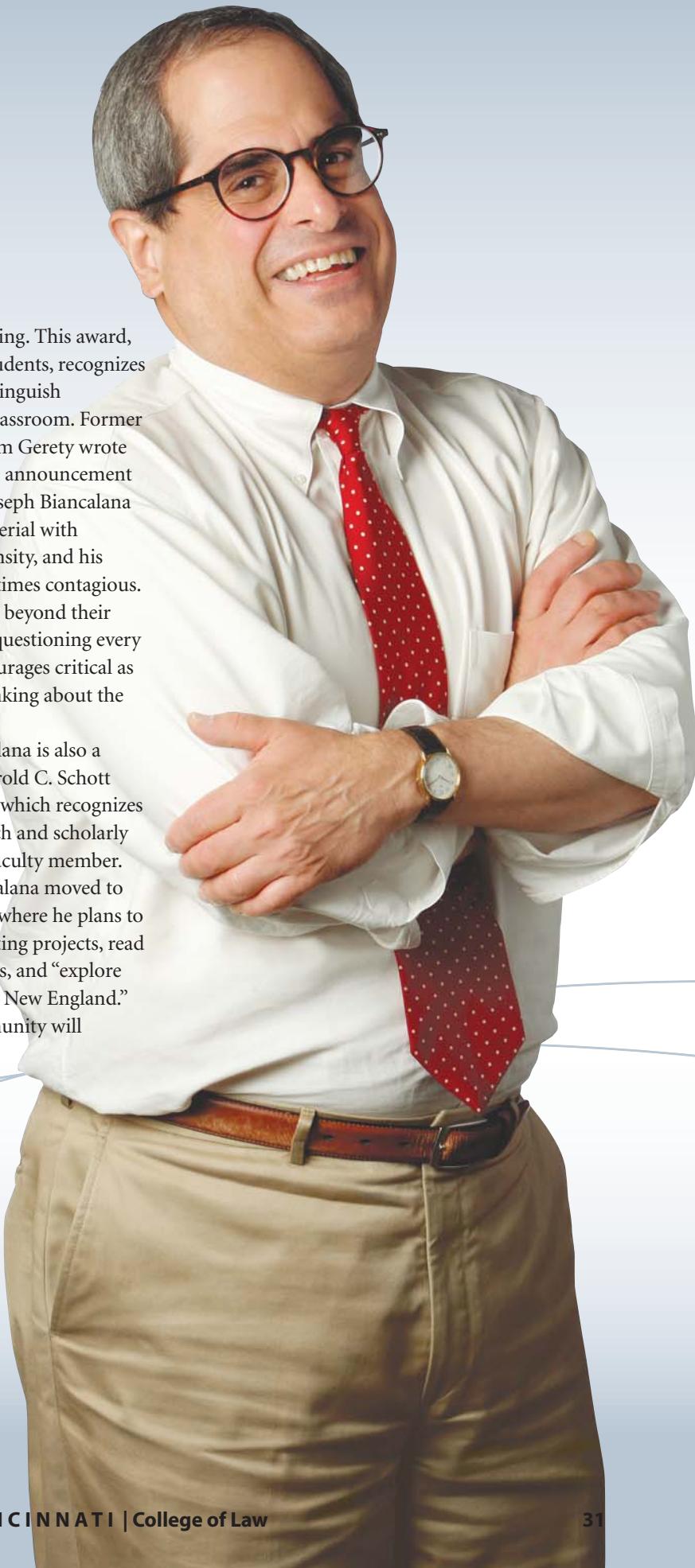
Inside the classroom alumni and students consistently remember him with affection and offer the highest praise for his command of the law and passion for teaching. “We are very grateful for the impact he had on our curriculum and our students. In fact, he was one of my favorite professors when I was lucky to be in his Property class during my days as a student at the College of Law,” said Nancy Oliver ’90, associate dean for curriculum and student affairs at the college.

Biancalana has been awarded several commendations from the law school community and is a two-time winner of the Goldman Prize for

Excellence in Teaching. This award, given by UC law students, recognizes professors who distinguish themselves in the classroom. Former law school dean Tom Gerety wrote in a Goldman Prize announcement letter, “Professor Joseph Biancalana approaches his material with an electrifying intensity, and his excitement is oftentimes contagious. He pushes students beyond their black letter law by questioning every rule. Thus, he encourages critical as well as analytic thinking about the subject matter.”

Finally, Biancalana is also a recipient of the Harold C. Schott Scholarship award, which recognizes outstanding research and scholarly achievement by a faculty member.

This fall Biancalana moved to Cambridge, Mass., where he plans to pursue various writing projects, read and research articles, and “explore and enjoy beautiful New England.” The UC Law community will miss him.



Out of the Classroom and Into the World: Summer Internships Are Life Changing Experiences

From Bolivia to Ohio, UC law students covered the globe last summer, acquiring real-life experience about what it's like to be an attorney. Here are two stories as diverse as the students are. To read more about law students summer experiences, visit www.law.uc.edu/news/news/summerinternships.shtml for the series written by 2L Lindsay Mather. You'll find it fascinating.

Molly Russell: Bolivia Experience Means New Perspective

My path to law school may have begun while solving conflicts in elementary school with a peer mediator program or maybe in high school during letter writing campaigns with Amnesty International or volunteering with the Key Club, a student-led service organization for high school students. My sense of social justice certainly developed early in life and has remained at the center of my academic and professional careers.

While finishing my undergraduate studies I became involved in community organizing efforts among the Latino immigrant population in Columbus, Ohio, focusing on health, education, and public policy. It quickly became clear to me that the obstacles facing this community could be resolved through the legal system.

I developed a desire to be an advocate for marginalized individuals

and communities and, thus, started with law school. I believe that my legal education will equip me to be an advocate for clients as well as a voice for policy reform in the wider legal system.

The University of Cincinnati College of Law provides many opportunities through its summer internship programs through the Urban Morgan Institute for Human Rights. It was one of the reasons I decided to come here. I determined to undertake an internship in a Spanish speaking country and serve a disenfranchised population. Through a network of UC alumni and human rights professionals, I connected with el Centro Juana Azurduy (CJA) in Sucre, Bolivia. The mission of CJA includes combating violence, empowering women to positions of leadership, and advocating for meaningful work for young people. As an intern I was able to work in the "Defensoría de la Niñez y Adolescencia." Children and adolescents of Sucre can access legal, social, and psychological services in municipal offices called Defensorías.

Last summer I had a broad experience, assisting in client intake, case management, client interviews, and home and school visits. I gained valuable knowledge responding to the needs of individual clients. And, because the CJA is focused on community-wide changes, I also developed an understanding of the lawyer's institutional role. In a typical day I could take the statement of a teenage runaway, observe a sentencing hearing, and accompany



Russell in Bolivia

an attorney to coordinate cases with the directors of various orphanages in Sucre. In addition to participating in the daily operations of the office, I was responsible for producing a historical review of all cases opened from 2004 through 2008. I was able to work on both micro and macro levels and developed a broad understanding of the impact lawyers have when they advocate for individual clients, but with an aim toward institutional change.

My experience at CJA was more fulfilling than I could have imagined. I not only strengthened my Spanish language skills, but I also developed practical skills that will let me better serve clients. By working in a legal system considerably different than ours in the United States, I was able to return to my studies with a new perspective. Now I can better see the ways in which we can challenge our juvenile system to be stronger and

produce better results for children in conflict. I can also see how valuable some of our existing programs of service are and recognize their importance in assisting youth to a better path.

My desire to be an advocate has been refined in the process of my education. I no longer want to be a voice for others, but rather I want to use my legal education to empower others to speak for themselves. Specifically, I will seek to empower youth to assert their rights and contribute positively to their communities.

Aaron Bernay: Law firm provides amazing experiences

For law students, the last final of spring semester means many things: no more pencils, no more books, no more teachers'...Socratic hooks? Above all, summer allows students to move from casebook to briefcase, putting legal concepts into practice. Sometimes that transition leads to unexpected assignments with rewarding outcomes, as I discovered while a summer associate in the Cincinnati office of Frost Brown Todd LLC.

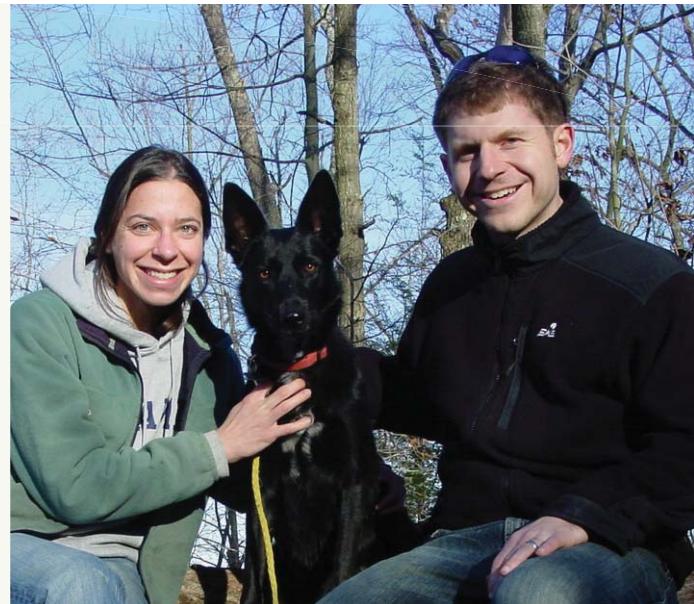
I returned to Frost having spent my 1L summer as part of the firm's First Class program. The partnership pairs summer associates with corporate clients, allowing students to work six weeks at the firm's downtown office before moving in-house for the rest of the summer. I "split" with the commercial operations department at GE Aviation, assisting with a project aimed at streamlining contract negotiations across the company's sales divisions. Having juggled a variety of assignments at Frost — everything from evaluating

easements to blogging on bankruptcy law — I entered my second summer planning to focus on litigation and corporate practice.

As the summer progressed, I found myself involved in a number of intriguing, long term projects. Navigating discovery in a will contest case and assisting in the defense of a Fair Housing Act claim demanded considerable amounts of time. Still, I managed to set aside a number of hours for a project that fit my background and interests so well that I could hardly believe my luck when handed the assignment in late May. The task involved advising OMID USA, Inc., an upstart international nonprofit seeking to establish small scale programs across the Middle East. As an Arabic speaker who had worked for a development organization in sub-Saharan Africa during college, I was on cloud nine.

Founded in May 2009, OMID USA, Inc. is a Cincinnati-based nonprofit organization devoted to poverty alleviation work in the Middle East. Following a blueprint devised by Dr. Paul Polak in his 2008 book *Out of Poverty*, OMID USA endeavors to lift one million small farmers in developing countries above the dollar a day income threshold through a combination of technical assistance and microcredit loans. Toward that end, the organization sought to establish a pilot drip irrigation project in a small village outside of Tehran, Iran. Not surprisingly, program logistics posed a considerable challenge. American entities, even charitable organizations, face significant obstacles to operating in Iran under the current U.S. sanctions regime.

I was tasked with helping OMID USA comply with all relevant American regulations.



Bernay with his wife and their dog

Drawing on knowledge gained in Prof. Jacob Cogan's International Business Transactions course, I assisted in the preparation of an NGO license application to the Treasury Department and a separate 501c(3) application to the Internal Revenue Service. Also, I briefed the organization's board of directors on appropriate compliance procedures for American charities operating abroad. Perhaps sensing my enthusiasm for the project, OMID USA's founder, Mohsen Rezayat, extended an invitation to join the board at the end of the summer. I gratefully accepted.

While the organization eagerly awaits government approval, fundraising efforts are well underway. Preliminary work has started on the pilot project outside Tehran. I will continue my service to the organization as a first-year associate in Frost Brown Todd's litigation department next fall. I look forward to a career full of other rewarding twists and turns that a law degree brings.

'09 Graduate Virginia Tallent Named Equal Justice Works Fellow

Not wasting any time upon graduation, UC law alumnae Virginia Tallent immediately began her legal career with the Child Health Law Partnership, a joint venture between the Legal Aid Society of Greater Cincinnati and the Cincinnati Children's Hospital Medical Center. (This program was made possible through the Equal Justice Works Fellow program.)

"My project will solve legal issues affecting the health of low-income children and their families through a dynamic medical-legal partnership," Tallent said. "By elevating the ability to respond to housing conditions cases referred to Child HeLP through specialized advocacy, my goal is to secure environmental justice for low-income clients."

Tallent, a Springfield, Mo. native, began work in legal advocacy through an internship with the Children's Law Center in Covington, Ky. She saw that children's rights and the inequalities facing many youth today were issues that had never touched her life before, but affected her through her work at the CLC. This inspired her to focus on this area as a career.

"I believe our first responsibility is to help others, especially vulnerable populations like children. I have seen firsthand how the medical problems of low-income children are often complicated by unmet legal needs. Medical-legal partnerships are an invaluable tool in the fight to improve medical outcomes for children."

Last year, Equal Justice Works awarded 48 legal fellowships. The new Fellows officially began their

two-year terms in September, joining 54 others already in the field.

Equal Justice Works Fellowships is the largest postgraduate legal fellowship program in the U.S.

More than 300 lawyers and law students submitted applications for the Class of 2009. The new Fellows are funded by 34 sponsors; represent 35 Equal Justice Works member law schools; and will be working at organizations in 15 states and the District of Columbia.

"The Class of 2009 is entering the field when people need affordable legal services the most," said Cait Clarke, director of Public Interest Law Opportunities at Equal Justice Works. "These attorneys have demonstrated an extraordinary commitment to justice, and I'm proud to welcome them into the legal services community."

UC Law...

A Love Story

Are you married to your UC Law sweetheart? Or, do you know of a couple who met at law school and, years later, are still together? Share the story with us. Send your stories, memories, and happy thoughts to us at counselor@law.uc.edu. Information will be used in upcoming articles for *Counselor* and *Updates@UC Law*.

Two UC Law Students Selected for 2009 Equal Justice Works Summer Corp Program

Law students Michelle Cheek '10 and Allison Schwartz '10 were selected to participate in the 2009 Equal Justice Works Summer Corps program. Summer Corps members provide critically needed legal assistance to low-income and underserved communities in 44 states and the District of Columbia. In addition, Summer Corps members gain firsthand experience and legal skills in areas such as client intake, individual representation, research, and writing.

This year, Cheek worked at the Legal Aid Society of Greater Cincinnati. Schwartz worked at the New Hampshire Public Defender Office in Concord, N.H. Both were engaged in a broad range of issues, including civil rights, community economic development, death penalty, disability rights, housing, domestic violence, education, public benefits and workers' rights.

This year's 420 Summer Corps members represented 147 Equal

Justice Works law schools. With a record 1,184 applications this year, the selection process was extremely competitive. Law students received a \$1,000 AmeriCorps education award voucher upon completion of a minimum of 300 hours of summer service at a nonprofit public interest organization.

The Professional



The “Ups” in a Down Economy

By Assistant Dean Mina Jones Jefferson

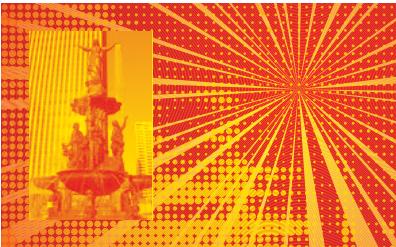
Earlier this year I spoke with the chief talent officer and chair of the Hiring Executive Committee of a national law firm. The topic of discussion was law firm expectations of associates in light of the economy. The chief talent officer said that associates will have to think more like owners. Chances are that sounds simple and rather obvious to most of you reading this piece, but to me that sounded like a tall order. Why? To meet this expectation an associate would have to take responsibility for his fate without previously being required to do so. For the most part senior associates would get it, but more recent law graduates and those closer to entry-level bought into a much different reality. How so? As the cost of legal education soared so did the Academy's efforts to justify the cost of law school, and the age of consumerism began its reign in the law school world.

Don't get me wrong, law school is an expensive venture. We all know the math. The cost of a legal

education has increased three times the rate of inflation; however, an overdependence on a cost benefit analysis renders law school the mere equivalent of buying a house, a car, or any number of big ticket consumer purchases. This rationale turns prospective law students into customers and they are left to believe that they do not have a role in the process, that somehow they are passive participants who actively reap the rewards of affiliation. Absent is any reference to the responsibilities that accompany those things. Consequently, students want to learn, but only what will appear on the test because only what is graded is important. Associates become potted plants, you know, the one who says “you asked me to research “X” not “Y” so how was I supposed know that you wanted to know about that?!”

Maybe the “customer” metaphor has seen its last days. As law firms pondered what to do with the latest batch of associates, an unlikely partnership emerged. For the most part many law firms engage in pro bono work and have active pro

bono practices; however, pro bono work has been something that “BigLaw” attorneys can do (and are encouraged to do) on their own time, a.k.a., whatever time is left after meeting billing requirements. Now those same law firms are directing deferred associates to the public service arena. Public service has been mainstreamed and has become a safe harbor for law firm angst about deferrals. I know it cannot last, but just think, many of those consumer-minded law graduates will be exposed to underserved populations, underrepresented groups and social justice issues that seldom merited more than a passing thought in happier days. Hopefully they will be less self-centered, think more broadly, and be less likely to complain about receiving a \$10,000 clerkship bonus as a lateral instead of a \$15,000 bonus like a classmate working at another firm across town...what's not to like about that!



UCLAA Hosts Summer Social

Each summer the UCLAA replaces its July meeting with an opportunity for members to network and connect with each other. This year's Summer Social was held at Via Vite in downtown Cincinnati. With Fountain Square as the backdrop, graduates from classes as recent as 2008 came together with graduates preparing for their 35th and 45th reunions from the College of Law.



UCLAA board members Daniel Startsman III '07, Daniel Startsman Jr. '75, Sarah Sparks '08, Rob Lewis '97



Javan Kline '05 and Neal Desai '05

Law School Hosts Bar Exam Tailgate

Representatives from the law school's Alumni, Admissions, and Career Development offices hosted a tailgate for graduates taking the Ohio Bar exam in Columbus this summer. An annual event started by Kristen Braden '05, representatives set up snacks, drinks, and goodies bright and early at 6:00 a.m. each of the three mornings for the nervous graduates. Lunch was also provided each day. This past year, UC Law graduates were registered to take exams in all regions of the country including California, New York, Texas, Florida, and Minnesota.



UCLAA and the Cincinnati Reds

The UCLAA offered its third annual Cincinnati Reds game and CLE in June. A sports law CLE was presented by James Crowley IV '74 before alumni watched the Cincinnati Reds take on the Chicago Cubs. Proceeds from this event benefit the Alumni Scholarship Fund.

Picking Cotton: Our Memoir of Injustice and Redemption

On Wednesday, September 17, 2009, the College of Law's Rosenthal Institute for Justice/Ohio Innocence Project, the YWCA of Greater Cincinnati, and the Cincinnati Museum Center hosted Jennifer Thompson-Cannino and Ronald Cotton to speak about their book "Picking Cotton: Our Memoir of Injustice and Redemption." The duo spoke to a roomful of students, faculty, staff, and guests at the law school in the afternoon. That evening, they were the featured speakers at an event at the Cincinnati Museum Center with over 300 guests who were eager to hear their story.

"Picking Cotton," featured on 60 Minutes and the Today Show, details the experience of Cannino, who was raped as a college student, and Cotton, who Cannino selected in a line-up as her attacker. After serving 11 years in prison for the attack, Cotton was released from prison after DNA proved that he was not the perpetrator. Two years later the two met and have since forged a very special friendship. Today, they travel the country telling their story, speaking about the challenges of eyewitness identification and the need for judicial reform, and advocating for the wrongfully convicted.

What Do You Remember About Woody's?



Each fall, incoming students sit through numerous speeches about the many facets

of the law school. With information coming from all areas, not all of it sinks in! What many recall, however, was a speaker saying "Woody's in moderation." The old law school haunt is open, and we want to celebrate that fact by getting some of your favorite memories from the bar. Whether you remember happy hours and other law school events or the times you went to grab a drink after completing seven interviews at the Public Interest Law Fair, we want to hear about it.

Send us a note with your memories to counselor@law.uc.edu. A selection of memories will be published online and in an upcoming issue of *Counselor!*

UC Law...All in the Family

Are you, your brother, mother, grandmother, great-grandfather, and second cousin twice-removed graduates of UC Law? We want to know! We're looking for names and stories of multi-generational UC Law families. Don't miss this opportunity to share why you and your family are "sold" on UC Law. Contact us at counselor@law.uc.edu.



Jennifer Thompson-Cannino and Ronald Cotton



Faculty Briefs PUBLICATIONS & HONORS

Two Law School Professors Publish Books

Congratulations to Dean Emeritus Joseph Tomain and Professor Thomas Eisele.

Joseph Tomain, Dean Emeritus and Wilbert and Helen Ziegler Professor of Law, has published *Creon's Ghost: Law, Justice and the Humanities*. Examining the relationship between man's law and a "higher" law from the perspective of humanities texts, *Creon's Ghost* shows that the humanities can both illuminate understanding of contemporary problems and that the classics can be read alongside jurisprudential texts, enriching the understanding and appreciation for law. Tomain examines such issues as intelligent design in school curricula, same-sex marriage, and faith-based government grants—all examples of the interaction between man's law and another set of moral principles. He uses texts such as *Antigone* and Plato's *Republic* to explore different approaches to the contemporary conflict or court ruling being considered. *Creon's Ghost* was published by the Oxford University Press and can be ordered at www.oup.com.

Thomas Eisele, Professor of Law, has published *Bitter Knowledge: Learning Socratic Lessons of Disillusion and Renewal*. It explores the premise that the Socratic method of inquiry need not touch only negative lessons; in fact, it is cyclical: starting negatively but ending positively through a process of recollection performed in response to disillusionment, ultimately leading to renewal. *Bitter Knowledge* includes Eisele's detailed readings of Socrates' teaching techniques in three dialogues: Plato's *Protagorus*, *Meno*, and *Theaetetus*, and uses contemporary authorities such as Gregory Vlastos and Martha Nussbaum. *Bitter Knowledge* was published by the University of Notre Dame Press and can be ordered at <http://undpress.nd.edu/book/P01334/>.



Marjorie Corman Aaron,
Professor of Clinical Law and Director, Center for Practice,

conducted a workshop at the college on *Making Mediators: An Intensive Practice Workshop for Attorneys and Other Professionals Who Mediate*. She presented three workshops for the New Zealand Government's Leadership Development Center: *Advanced Negotiation, Negotiation in a Nutshell, and Great on Your Feet*. She gave a lecture on *Decision Analysis in Mediation* to Wellington, NZ's LEADR branch (LEADR is the NZ and Australia lawyers' ADR organization). She designed and delivered a mediators' master class for

the mediators of NZ's Building and Housing Department, headquartered in Auckland.



Timothy K. Armstrong,
Associate Professor of Law,

published *Fair Circumvention*, 74 Brook. L. Rev. 1 (2009), and hosted a faculty-student

brownbag lunch on the article at the college. He presented *Is Copyright Forever? The Termination of Assignments and Licenses for the Benefit of the Public* at Pittsburgh as part of the UC-Pittsburgh Scholar Exchange program and at Drake at the 2009 Intellectual Property Scholars Roundtable.

Armstrong was appointed to the Board of Trustees of Cincinnati ArtWorks. He participated on a panel discussion at Open Source and Security, a symposium at Northern Kentucky University sponsored in part by the Cincinnati Intellectual Property Law Association, and briefly presented his forthcoming article, *Shrinking the Commons: Termination of Copyright Licenses and Transfers for the Benefit of the Public*.



Lin (Lynn) Bai,
Assistant Professor of Law, completed an article, *Do Differences in Pleading Standards Cause Forum Shopping in Securities*

Class Actions?: Doctrinal and Empirical Analyses with James D. Cox (Duke) and Randall S. Thomas (Vanderbilt), which was accepted for publication in the Wisconsin Law Review. Her article, *There are Plaintiffs and... There are Plaintiffs: An Empirical Analysis of Securities Class Action Settlements*, 61 Vand. L. Rev. 350 (2008) (with James D. Cox (Duke) & Randall S. Thomas (Vanderbilt)), was selected as one of the Top 10 Corporate and Securities Articles of 2008 by the Corporate Practice Commentator.

Bai presented *Deterring Double-Play Manipulation in Financial Crisis—Increasing Transaction Cost as a Regulatory Tool*, 35 N.C. J. Int'l L. & Com. Reg. __ (2009) (with Rujing Meng (University of Hong Kong, Department of Finance and Economics)), at the University of Kentucky as part of the college's Scholar Exchange Program. She acted as the discussant at a faculty workshop at the college by Paul Rose (Ohio State) on *The Regulation of Shareholder Influence* as part of the college's Scholar Exchange Program.

Bai moderated a panel discussion at the second annual ethics conference, The Role of the General Counsel in Advising Management and the Board of Directors,

sponsored by the Corporate Law Center and the Association of Corporate Counsel, Southwest Ohio Chapter.



**Marianna
Brown
Bettman,**

**Professor of Clinical
Law**, was appointed by Governor Strickland to chair one of the two Ohio

Judicial Appointments Recommendation Panels, which evaluate the qualifications of all applicants for judicial vacancies and make non-binding recommendations to the governor. She was honored by the Greater Cincinnati Consortium of Colleges and Universities at its 21st Annual Celebration of Teaching at Xavier's Cintas Center.

Bettman arranged and hosted the citizenship ceremony at the college by the Honorable Susan J. Dlott, Chief Judge of the U.S. District Court for the Southern District of Ohio. She hosted Ohio State Senator Eric Kearney, Class of 1989, as the Harris Distinguished Practitioner.

Bettman chaired the Truman Scholarship Committee, which awards scholarships to college juniors in Ohio, Indiana, and Kentucky who are committed to public service. She arranged and hosted the oral argument in *Arbino v Johnson & Johnson* as part of the Judge-in-Residence Program.

Bettman moderated the Judges Panel on Leadership (Judges Allen, Cunningham, Hopkins and West) at the CALL Program-Ethics, Justice and Values. She made a CLE presentation, *Ohio Supreme Court Update*, to the spring convention of Ohio Magistrates in Cincinnati.



**Barbara Black,
Charles Hartsock
Professor of Law
and Director,
Corporate Law
Center,**

delivered the Harold C. Schott

Scholarship Award Lecture at the college on *Protecting the Retail Investor in an Age of Financial Uncertainty*. She published *When Perception Changes Reality: An Empirical Study of Investors' Views of the Fairness of Securities Arbitration*, 2 J. Disp. Resol. 349 (2008) (with Jill Gross).

Her article, *Eliminating Securities Fraud Class Actions under the Radar*, was accepted for publication in the *Columbia Business Law Review*. She presented the article at the National Association of Shareholder and Consumer Attorneys (NASCAT) Annual Meeting in Scottsdale, Ariz. She was also appointed to the Executive Committee of the AALS Section on Securities Regulation. She spoke on *The Role of the SEC in the Financial Meltdown* at a University of Dayton symposium, The Fallout from the Bailout, with former SEC chair Harvey Pitt.

Black participated in a panel discussion on Loss Causation Issues After Dura at the 15th Institute of Law and Economic Policy (ILEP) conference on *Recoveries for Victims of Securities Fraud* in Scottsdale. ILEP is a public policy research and educational foundation established to preserve, study and enhance access to the civil justice system by all consumers. Her commentary will be published in the University of Iowa College of Law's *Journal of Corporate Law*.

Black's Corporate Law Center held its annual symposium at the College on New Models of Regulating the Financial Markets: The SEC at 75. She spoke on the SEC's and Ohio's "up-the-ladder" reporting requirements at the second annual ethics conference, The Role of the General Counsel in Advising Management and the Board of Directors, sponsored by the Corporate Law Center and the Association of Corporate Counsel, Southwest Ohio Chapter. Paul Heldman, General Counsel of the Kroger Company, was the keynote speaker.

Finally, Black was appointed for a three-year term as a non-industry member of

the National Adjudicatory Council (NAC) of the Financial Industry Regulatory Authority (FINRA). NAC is the national committee that reviews initial decisions rendered in FINRA disciplinary and membership proceedings.



**A. Christopher
Bryant, Professor
of Law**,

completed an essay, *The Empirical Judiciary (reviewing David L. Faigman, Constitutional Fictions: A Unified Theory of Constitutional Facts* (Oxford University Press, 2008)), which was accepted for publication in *Constitutional Commentary*. He presented *A Typology of Legislative Facts in Constitutional Adjudication*, at Indiana-Bloomington as part of the college's Scholar Exchange Program. Bryant acted as the discussant at a faculty workshop at the college by Kevin Collins (Indiana-Bloomington), *Wolves in Sheep's Clothing: Distinguishing Inventive Things From Inventive Thoughts in Patents Claiming Diagrams, Computer Models and Other Signs*, as part of the College's Scholar Exchange program.



**Paul L. Caron,
Associate Dean of
Faculty and Charles
Hartsock Professor
of Law**, published:

- *Federal Wealth Transfer Taxation*

(Foundation Press, 6th ed. 2009) (with Paul McDaniel (Florida) & James Repetti (Boston College)).

- *The Estate Tax Non-Gap: Why Repeal a Voluntary Tax?*, 20 Stan. L. & Pol'y Rev. 153 (2009) (with James Repetti (Boston College)).

The *Law Stories Series* of Foundation Press, for which Caron serves as Series Editor, published:

- *Corporate Law Stories*, by J. Mark Ramseyer (Harvard).

Faculty Briefs PUBLICATIONS & HONORS

- *Human Rights Advocacy Stories*, by Deena Hurwitz (Virginia) & Margaret Satterhwaite (NYU)
- *Death Penalty Stories*, by Jordan Blume (Cornell) & Jordan Steiker (Texas).

Caron celebrated the five-year anniversary of his TaxProf Blog — the most-visited law-focused blog edited by a single law professor (with over 6.8 million visitors and 9.2 million page views). He was quoted in dozens of newspapers and media outlets, including ABA Journal, The Atlantic, Bloomberg News, Chicago Tribune, Christian Science Monitor, Gannett, Lawyers USA, Legal Blog Watch, Legal Ethics Forum, Miami Herald, Tax Notes, U.S. News & World Report, Wall Street Journal, and Washington Post.



Jacob Katz Cogan, Associate Professor of Law, published *Representation and Power in International Organization: The Operational*

Constitution and Its Critics, 103 Am. J. Int'l L. 209 (2009). He co-organized and attended a Yale Law School conference on Realistic Idealism in International Law: A Conference in Honor of W. Michael Reisman.

Cogan was elected vice-chair and co-chair-elect of the International Organizations Interest Group of the American Society of International Law. He served as a commentator for the Junior International Law Scholars Association Conference at Temple. Also, the members of the OGEMID listserv voted Cogan's blog, *International Law Reporter*, as their Best Blog of 2008. He acted as the discussant at a faculty workshop at the college by Peter Spiro (Temple) on *An International Law of Citizenship* as part of the college's Faculty Workshop Series.



Margaret B. Drew, Associate Professor of Clinical Law and Director, Domestic Violence and Civil Protection Order Clinic,

received the 2009

Goldman Award for Excellence in Law Teaching. She published *A Judicial Guide to Child Safety in Custody Cases* (National Council of Juvenile and Family Court Judges, 2008) (with Hon. Jerry J. Bowles, Hon. Kaye K. Chistian, and Katheryn L. Yetter).

Drew attended a reception at the United States Supreme Court hosted by Justice Sandra Day O'Connor, kicking off a three-day global forum on women and justice. Drew moderated a panel at the Clinical Legal Education Association Mid-West Conference at Indiana on *Helping Clients Heal Through Community Collaborations* with Janet Moore (director of the College's Indigent Defense Clinic) and Christina Misner (Oklahoma City). She presented *Using Social Science in Developing Your Case as well as Sustaining the Practicing Lawyer* at a daylong program on representing domestic violence clients sponsored by Indianapolis Continuing Legal Education.

She was a guest speaker on *Domestic Violence Dynamics* at Roger Williams School of Law. She presented *Domestic Violence and the Collaborative Process* at the annual meeting of the International Association of Collaborative Professionals in New Orleans. Drew participated in a panel presentation to the Hamilton County Domestic Violence Coordinating Council on Firearms and Domestic Violence.

Finally, she participated in a day-long meeting in New York City sponsored by the National Network to End Domestic Violence that brought together battered women and their advocates to discuss barriers to abused women obtaining

custody of their children. She also attended a meeting in Savannah, Ga., of the ABA Commission on Domestic Violence.



Thomas D. Eisele, Professor of Law, received the 2009 Goldman Award for Excellence in Law Teaching.



Mark A. Godsey, Professor of Law and Faculty Director, Lois and Richard Rosenthal Institute for Justice and Ohio Innocence

Project, published *Shining the Bright Light on Police Interrogation in America*, 7 Ohio St. J. Crim. L. 711 (2009) (reviewing Richard A. Leo, *Police Interrogation and American Justice* (Harvard University Press, 2008)); and Professor Mark Godsey on the Sixth Circuit's *Garner v. Mitchell*, 2009 Emerging Issues 3527 (Apr. 16, 2009).

Godsey visited several law schools in China, where he gave a talk on *Wrongful Conviction of the Innocent in the United States*. In Beijing, he spoke at Renmin University Law School and Beijing Normal University Law School. He also visited UC's sister law school at Shandong University in Jinan, China. There, he was a visiting scholar, made presentations, and gave seminars on a variety of topics. Godsey also met extensively with criminal law faculty and discussed some of China's high profile innocence cases and exonerations in recent years. Godsey visited the coastal city of Qindao, China, where he met with criminal law faculty from Qindao law school. In Qindao, he was hosted by the Deheng Law Firm, a prominent

Chinese law firm that specializes in criminal defense. Godsey spoke to the criminal law department of the firm, and spoke with the chairperson and several key partners in the criminal justice department about the possibility of starting an innocence project in China.

Godsey attended the United States Supreme Court arguments in *District Attorney's Office of the Third Judicial District v. Osborne*, along with approximately 18 students from the Ohio Innocence Project and his Wrongful Convictions seminar. A joint project between the Ohio Innocence Project and the Columbus Dispatch paved the way for the exoneration of Joseph Fears, which is described in *Ohio Innocence Project Helps Man Clear His Name After Wrongful Conviction*, UC News, March 6, 2009.

Godsey was a panelist at the Weaver Institute symposium, Interrogations and False Confessions: Social Science Confronts the Law, and gave a talk on *Reliability Lost, False Confessions Discovered*. He and several OIP exonerees testified before the Criminal Justice Committee of the Ohio House of Representatives regarding the Ohio Innocence Project's wrongful conviction bill pending in the Ohio legislature. Also, Godsey and the Ohio Innocence Project were featured as the cover story of the Akron Legal Times for February 2009 in an article entitled, *Innocence Project Live and Well in Ohio*.

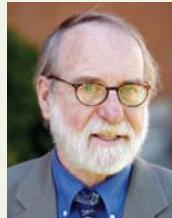
Godsey gave an Ohio Criminal Justice Legislative Update and taught a course on using DNA pretrial to exculpate the accused at a CLE event sponsored by the Cincinnati Criminal Defense Association. He acted as the discussant at a faculty workshop at the college by Bennett Capers (Hofstra) on *Canaries, the Fourth Amendment, and the Equity Principle* as part of the college's Faculty Workshop Series. Finally, he appeared for an hour on WLW's Bill Cunningham show

to discuss his representation of Ryan Widmer and attempts to get Widmer a new trial. He spoke on Fountain Square at a vigil for Widmer attended by several hundred supporters.



Emily Houh,
Gustavus Henry Wald Professor of the Law and Contracts, presented *Contracting Identities: Toward an*

Antisubordination Theory of Contract Law at the Critical Race Theory Workshop at UCLA.



Bert B. Lockwood, Jr., Distinguished Service Professor of Law and Director, Urban Morgan Institute for Human Rights. The

Pennsylvania Studies in Human Rights Series of the University of Pennsylvania Press, for which Lockwood serves as Series Editor, published:

- *Creating Human Rights: How Noncitizens Made Sex Persecution Matter to the World* (by Lisa S. Afredson) (2009).
- *Human Rights NGOs in East Africa: Political and Normative Tensions* (by Makau Mutua) (2009).
- *The International Struggle for New Human Rights* (by Clifford Bob) (2009).
- *Learning from Greensboro: Truth and Reconciliation in the United States* (by Lisa Margarrell & Joya Wesley) (2008).

The Urban Morgan Institute for Human Rights awarded the William J. Butler Human Rights Medal to three lawyers who defended the detainees being held at Guántanamo Bay on suspicion of involvement with terrorism.

Lockwood was a participant in a conference on International Criminal

Tribunals: Problems and Prospects at Florida State University. He responded to Justice Richard Goldstone, former chief prosecutor, UN International Criminal Tribunals, the Former Yugoslavia and Rwanda, and facilitated the discussion.

Lockwood participated in a State Department-sponsored videoconference with five human rights activists from Sri Lanka. He served as rapporteur for a meeting of human rights officials from 22 Western foreign ministries in The Hague.

Finally, with the May 2009 issue, Lockwood completed 27 years as editor of the *Human Rights Quarterly*, during which every issue was mailed to the subscribers in the month of scheduled publication.



S. Elizabeth Malloy, Andrew Katsanis Professor of Law, presented *Solving the Truth Deficit on the Internet: Injunctions or Civil Damages?* at Ohio

State, *Overvaluing Anonymous Speech: Problems in State Court Defamation Actions* at Kansas, as part of the college's Scholar Exchange Program.



Bradford C. Mank, James B. Helmer, Jr. Professor of Law, published *Standing and Future Generations: Does Massachusetts v. EPA Open Standing for the Unborn?*, 34 Colum. J. Envtl. L. 1 (2009). He consulted with the City Solicitor's Office on drafting an environmental justice ordinance for the City of Cincinnati.

Faculty Briefs PUBLICATIONS & HONORS



Stephanie Hunter McMahon,
Assistant Professor of Law, completed an article, *A Life of Its Own: The Rhetorical Power of the Income*

Tax in the United States through World War I, which was accepted for publication in the Pittsburgh Tax Review. She posted *To Save State Residents: States' Use of Community Property for Federal Tax Reduction, 1939-1947*, on SSRN.

McMahon presented:

- *A Life of Its Own: The Rhetorical Power of the Income Tax in the United States through World War I* at the National Tax Association's 101st Annual Conference.
- *Putting the Community in Community Property*, at the Law & Society Annual Meeting.
- *To Have and to Hold and to Shift between Us: Rethinking Marital Property for Federal Income Tax Return Purposes*, at the Law & Society Annual Meeting and the Critical Tax Conference at Indiana-Bloomington.

McMahon acted as the discussant at a faculty workshop by Joy Mullane (Villanova) on *Round and Round: The Cyclical Process of Tax Legislation Regulating Executive Compensation* as part of the college's Scholar Exchange Program.



Darrell A. H. Miller,
Assistant Professor of Law, received the 2009 Goldman Award for Excellence in Law Teaching. He published *White*

Cartels, the Civil Rights Act of 1866, and the History of Jones v. Alfred H. Mayer Co., 77 Fordham L. Rev. 999 (2008), which he presented at the University of Chicago's conference, Slavery, Abolition, and

Human Rights: Interdisciplinary Perspectives on the Thirteenth Amendment, and at Chicago-Kent as part of the college's Scholar Exchange Program.

Miller completed an article, *Guns as Smut: Defending the Home-Bound Second Amendment*, which was accepted for publication in the *Columbia Law Review*. He presented the article at the Ohio Junior Scholars Workshop at Ohio State and at a faculty-student brownbag lunch at the college.

His book chapter, *A Thirteenth Amendment Agenda for the Twenty-First Century: Of Promises, Power and Precautions*, was accepted for publication in *Promises of Liberty: Thirteenth Amendment Abolitionism and its Contemporary Vitality* (Alexander Tsesis ed.) (Columbia University Press 2009).



Douglas Mossman,
Director, Glenn M. Weaver Institute of Law & Psychiatry, published several articles:

- *Connecting Which Dots? Problems in Detecting Uncommon Events, in Correctional Service of Canada, Sexual Homicide and Paraphilias: The Correctional Service of Canada's Experts Forum 2007*, 41 (A. J. R. Harris & C. A. Page, eds. 2008).
- *Let's Think About Human Factors, Not Human Failings*, 37 J Am. Acad. Psychiatry & L. 25 (2009).
- *Smoking Allowed: Is Hospital Policy a Liability Risk?*, Current Psychiatry, May 2009, pp. 28-31.
- *The Imperfection of Protection Through Detection and Intervention: Lessons From Three Decades of Research on the Psychiatric Assessment of Violence Risk*, 30 J. Leg. Med. 109 (2009).

Two of Mossman's articles were accepted for publication:

- *Incompetence to Maintain a Divorce Action: When Breaking Up Is Odd to Do* (with Weaver Fellow Amanda N. Shoemaker '09), in *St. John's Law Review*.
- *Promoting, Prescribing, and Pushing Pills: Understanding the Lessons of Antipsychotic Drug Litigation* (with Weaver Fellow Jill L. Steinberg '09), in *Michigan State University Journal of Medicine and Law*.

Mossman made several presentations:

- *Dangerousness Decisions: Does Possible Violence Justify Involuntary Confinement?*, Grand Rounds, Department of Psychiatry, University of Alabama.
- *Managing Attorney Stress with Pharmaceuticals: Is This What You Signed Up for When You Went to Law School?*, National Business Institute CLE Seminar, Cincinnati and Dayton
- *The Mental Health Professional as Expert Witness and Understanding and Assessing Legal Insanity*, forensic psychology class, Xavier University.
- *When to Throw Away the Key: Mental Health Prediction of Sexual Offending*. Department of Psychology Colloquium, Sinclair College.



Ronna Greff Schneider,
Professor of Law,

acted as the discussant at a faculty workshop at the college by Michael Heise

(Cornell) on *Pass or Fail: High Stakes Testing and Educational Policy by Litigation* as part of the college's Faculty Workshop Series. Her book, *Education Law Stories* (Foundation Press, 2008) (with Michael A. Olivas), was reviewed in Fernand N. Dutile, *Bringing Cases to Life: Education Law Stories*, 35 J.C. & U.L. 131 (2008).



**Michael E.
Solimine, Donald
P. Klekamp**
Professor of Law,
published:

- *Anderson's Ohio Civil Rules Practice with Forms* (LexisNexis, 2009) (with John W. McCormac).

• *Congress, Ex Parte Young, and the Fate of the Three-Judge District Court*, 70 U. Pitt. L. Rev. 101 (2008).

Solimine presented:

• *Ex Parte Young: An Interbranch Perspective* at the University of Toledo Law Review Symposium on *Ex Parte Young: The Font of Federal Rights Enforcement; Celebrating the Centennial 1908-2008*.

• *Congress, Separation of Powers, and Standing* at Case Western as part of the Case Western Reserve Law Review Symposium on Access to Courts in the Roberts Era. He hosted a faculty-student brownbag lunch on the article at the college.

• *Federal and State Judicial Selection in an Interest Group Prospective* (with Rafael Gely), at a symposium at the University of Missouri-Columbia School of Law on *Mulling over the Missouri Plan: A Review of State Judicial Selection and Retention Systems*.

Solimine moderated a panel discussion at the college on Governor Strickland's Judicial Appointments Recommendation Panels. He participated in a meeting called by the Ohio State Bar Association on the topic of Judicial Selection/Public Financing for Ohio judges.

Finally, Solimine joined as a signatory in an amicus curiae brief of law professors filed in the case of *In re National Security Agency Telecommunications Records Litigation* (N.D. Cal.), concerning the constitutionality of 2008 amendments to the Foreign Intelligence Surveillance Act.



**Adam
Steinman,
Professor of Law,**
published *What is the Erie Doctrine? (And What Does It Mean for the Contemporary Politics of Judicial Federalism?)*, 84 Notre Dame L. Rev. 245 (2008). He was awarded the 2009 Eisenberg Prize for his article, *Reinventing Appellate Jurisdiction*, 48 B.C. L. Rev. 1237 (2007), at the spring 2009 meeting of the American Academy of Appellate Lawyers (AAAL) in Austin, Tex.

The prize recognizes the best scholarly article on appellate practice and procedure.

Steinman presented *The Pleading Problem* at Boston College and acted as the discussant at a faculty workshop at the college by David Olson (Boston College) on Toward a First Amendment Based Copyright Misuse, as part of the Scholar Exchange Program.



**Joseph P.
Tomain, Dean
Emeritus and
Wilbert & Helen
Ziegler Professor of
Law**, has recently been awarded the Harold C. Schott

Scholarship Award and has published *Creon's Ghost: The Conflict between Man's Law and the Higher Law* (Oxford University Press, 2009). He has also published *Energy Law*, co-authored with Judge Richard Cudahy of the U.S. Court of Appeals for the Seventh Circuit. *Energy Law* has been translated into Chinese and has been published in Beijing. He is currently authoring *Dirty Energy Policy: Prelude to Climate Change* to be published by Cambridge University Press.

In recent years, Dean Tomain has been elected a visiting fellow for Harris-Manchester College at Oxford University, appointed visiting scholar in the program of liberal studies at the

University of Notre Dame, and was appointed distinguished visiting energy professor at the Vermont Law School. During the spring 2010 semester, Dean Tomain will serve as distinguished environmental visitor at Lewis & Clark Law School.

He has been active in the Cincinnati, Ohio State, and American Bar Associations. He will serve as chair of the ABA Site Inspection Visit for Elon University School of Law. Tomain was appointed the reporter for the Standards Review Committee of the ABA Section on Legal Education and Admissions to the Bar. The Standards Review Committee is reviewing all of the standards and procedures for law school accreditation. The project is expected to last two-to-three years and will culminate in public hearings and a vote by the ABA House of Delegates.

Locally, Tomain serves as chair of the KnowledgeWorks Foundation and as board member of the Greater Cincinnati Foundation and the Mercantile Library.



**Verna L.
Williams,
Professor of Law,**
published *The First (Black) Lady*, 86 Denv. U. L. Rev. 833 (2009). She was named to a

bipartisan committee to recommend the U.S. attorney and federal marshal for Northern Ohio. Williams attended her first meeting of the Ms. Foundation board, of which she is a new member.

Hearsay ALUMNI ANNOUNCEMENTS

Call Out!

We want to know... are you a trustee on a university board? Do you know a UC Law grad who is? We're gathering names for an upcoming story in Counselor. Drop us a line at counselor@law.uc.edu. Thanks!

Legal Eaglet



Amanda V. (Bryant) Green '03 announces the birth of her second child Mia Anne on June 15. She joins big sister Gabrielle and father Neil. Congratulations to all!

1950s

Donald P. Klekamp '57, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010.

1960s

Stanley M. Chesley '60, attorney and president, Waite, Schneider, Bayless & Chesley, was honored by The Center for Holocaust and Humanity Education and Jewish Family Service for his work to seek justice and restitution for Holocaust survivors in the Cincinnati community and worldwide.

Gary P. Kreider '64, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010.

John S. Stith '64, an attorney with Porter Wright, has been selected for inclusion in The Best Lawyers in America 2010. He was recognized in the area of corporate law. His career spans more than 40 years in the Cincinnati legal community and includes advising clients on matters of general business and corporate law, business structure, organization, governance, securities law, fiduciary responsibilities, etc. He has been listed in Who's Who in America and Who's Who in American Law and has been recognized by Law & Politics and

Cincinnati Magazine as an Ohio Super Lawyer every year since 2004.



Herbert B. Weiss '65, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010.

Thomas E. Murphy '67, a former associate professor and associate dean of the college and a senior executive at The Kroger Co., recently finished a new text "Benefits and Beyond – a Comprehensive and Strategic Approach to Retirement, Health Care, and More." It includes employee benefit topics such as health care and pension reform, benefit metrics, and global benefits.

John A. West '67, an attorney with the law firm Greenebaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 in the areas of alternative dispute resolution, appellate law, and commercial litigation.

Louis F. Gilligan '68, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Gilligan was selected for his work in personal injury litigation and product liability litigation.

Gerald L. Baldwin '69, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. Baldwin was selected for his work in commercial litigation.

1970s

Joseph P. Rouse '70, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010.

Norman Gutmacher '71 has been elected secretary of The American College of Real Estate Lawyers (ACREL). Gutmacher is a partner at the law firm Benesch in the Real Estate & Environmental Practice Group, focusing on commercial real estate matters, particularly commercial leasing, commercial development, commercial lending, and AIA construction contract matters.

Major General John Altenburg '73 was inducted into the Chaminade Julienne High School Distinguished Hall of Fame (Dayton, Ohio). He received an honorary alumni award for his service in the U.S. Army. The award is given to those who didn't graduate from CJ, but made significant contributions to the school community.



Joseph L. Trauth, Jr. '73, a partner in the Real Estate Group at Keating Muething & Klekamp PLL, was recently elected to the board of directors of the Tom Geiger Guest House. The TGGH is a nonprofit corporation established to help homeless women and their children move toward independent living. In addition,

Trauth serves on the board of trustees for Volunteer Lawyers for the Poor Foundation, is a member of the board of directors for Citizens for Community Values, and serves on the River City Correctional Center's Facility Governing Board. Finally, Trauth was selected for inclusion in *The Best Lawyers in America* 2010 for his work in the area of land use/zoning law and real estate law.



H. Lawson Walker

II '75, a partner at Frost Brown Todd, has been re-elected to his second term as chairperson of the Kenton County Airport Board. The

airport board is responsible for maintaining, operating, and expanding the Cincinnati/Northern Kentucky International Airport.

R. Guy Taft '76, an attorney with Strauss & Troy, was selected as an Ohio Super Lawyer by Law & Politics magazine. This designation, limited to the top 5 percent of lawyers in Ohio, is determined by peer selection.

Deborah S. Adams '77, an attorney with Frost Brown Todd, has been selected for inclusion in *The Best Lawyers in America* 2010. Adams was selected for her work in labor and employment law.



Hon. William Walker '73, Clermont County (Ohio) Common Pleas Administrative judge, was named "2009 Trial Judge of the Year" by the Southwest Ohio Trial Lawyers Association. He was honored during the organization's annual recognition dinner in November. Walker has been instrumental in establishing the intensive probation services, intensive sex offender supervision, non-support probation, pre-trial bond, and mental health programs within the Common Pleas Adult Probation Department. He instituted the court-wide civil mediation program, which promotes early resolution of cases.

Roger Luring '75 has been named to the board of trustees for Edison State Community College. President of Miller & Luring since 1975, he has also served as a trustee for the U.S. Bankruptcy Court.

Paul V. Muething '77, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in *The Best Lawyers in America* 2010. Muething was selected for his work in corporate and securities law.

Hon. Alan Corbin '73, a long-time judge in Brown County, has retired. After 12 years practicing law in both civil and criminal courts where he worked on cases ranging from domestic issues to his nine years as a criminal defense attorney, he was elected to the position of Brown County prosecutor where he worked for 12 years. He then spent 12 years as Brown County Common Pleas Court judge.

Mark I. Peroff '73, a partner at the law firm Hiscock & Barclay, was the focus of a feature article on the Web site Law.com in the article "Derring-Do in the Practice of International Trademark Law."

Hon. Mark P. Painter '73 has recently published the fourth edition of his book, *The Legal Writer: 40 Rules for the Art of Legal Writing*. The book stresses that lawyers and judges should write in plain language — language all should be able to understand.

Robert J. Fogarty

'77, a partner with Hahn Loeser, was recognized in one of the latest editions of Chambers USA: America's Leading Lawyers for Business.

He was ranked as one of the top 20 commercial litigators in Ohio. Co-chair of Hahn Loeser's litigation area, Fogarty has extensive experience in complex commercial litigation, class action, health care, anti-trust, employment, and tort litigation.

Hearsay ALUMNI ANNOUNCEMENTS



James E. Burke '78, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Burke was

selected for his work in commercial litigation, corporate law, and bet-the-company litigation. He was also named to the 2009 Cincinnati Leading Lawyers list, recognized for his work in the area of business litigation.

J. Daniel Hull '78, a partner with the firm Hull McGuire PC, was a speaker at InsideCounsel magazine's 9th Annual "Super Conference" in May. Hull, whose work includes employment practices, moderated a featured program entitled Dealing with Gen-Y @ Work.



Charles H. Rittgers '78 has been selected as a 2009 Fellow for the Ohio State Bar Foundation. Membership in the foundation is an

honor extended to those lawyers and judges who adhere to the highest ideals of the legal profession and are dedicated to serving their communities.

Carolyn A. Taggart '78, an attorney with Porter Wright, has been selected for inclusion in The Best Lawyers in America 2010. She was recognized in the area of product liability litigation. As a trial attorney for more than 30 years, she has experience in a wide variety of litigation matters. Her litigation skills have been recognized by the American College of Trial Lawyers. She was recognized in 2007 through 2009 by Law & Politics and Cincinnati Magazine as one of the Top 100 Super Lawyers in Ohio.

Maury White '78 was interviewed for an NPR article, The Right to Divorce, regarding his work in collaborative divorce law.

Oliver S. Howard '79, an attorney with GableGotwals, has been named to the 2010 edition of Best Lawyers, the oldest and most respected peer-review publication in the legal profession. Howard received recognition in the bet-the-company litigation, commercial litigation, and oil and gas categories. He is a fellow of the American Bar Foundation, Oklahoma Bar Foundation, and International Academy of Trial Lawyers.



William "Bill" Keating, Jr. '79, a partner with the corporate law group at Keating Muething & Klekamp PLL, was honored at the Friars Club Annual Dinner

last spring. Since 1860 the Cincinnati Friars Club has served the special needs of the area's at-risk children through organized sports, as well as educational and enrichment programs. Keating was honored for his long-time support, particularly his work to expand the girl's athletics program. Finally, Keating was selected for inclusion in The Best Lawyers in America 2010 for his work in the area of corporate law.

Steven C. Perkins '79, formerly an academic law librarian and professor for 25 years, is now the research operations coordinator of the New York City office of Greenberg Traurig.

William A. Posey '79, a partner at the law firm Keating Muething & Klekamp PLL, won a \$1.372 million decision for his clients in a medical malpractice suit. Posey's practice involves all aspects of litigation with particular emphasis in representing both plaintiffs and defendants in personal injury and

product liability litigation; medical malpractice; insurance coverage; complex and multi-district litigation; and aviation law.

1980s

Mark E. Sims '80, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Sims was selected for his work in tax law.

Mark J. Weber '80, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Weber was selected for his work in real estate law.

Gregory M. Utter '81, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Utter was selected for his work in commercial litigation and personal injury litigation.

Robert E. Coletti '82, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Coletti was selected for his work in corporate law.

James Jansing '82, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Jansing was selected for his work in corporate law.

William L. Montague '82, an attorney with the law firm Greenebaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 in the area of trusts and estates.

Ernest "Rick" Thomas III '82, a partner at Thomas & Thomas Attorneys, has been elected president of the Commercial Law League of America (CLLA) Board of Governors. A member of numerous commercial associations, Thomas has served many years in various positions for the CLLA, the nation's oldest organization of attorneys, collection



Grant S. Cowan '85 was recently elected to serve as board chairperson of the Cincinnati Nature Center. He will work to promote the mission of the CNC. In addition, Cowan is a member of Frost Brown Todd's Business Litigation Practice Group where he has a broad practice, including the prosecution and defense of

contract disputes, business torts, unfair competition claims, and other business litigation matters. Cowan has been selected for inclusion in The Best Lawyers in America 2010.

agencies, judges, and other experts in credit and finance activities.

Linda Walnener '82 has joined the law firm of Todd A. Stewart, P.A. as a paralegal. She has over 25 years of experience in estate planning and business representation.

Robert Furnier '83 has joined Gonzalez Saggio & Harlan LLP as a partner. GSH is the second largest minority owned law firm in the United States.

Patricia D. Laub '83, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. Laub was selected for her work in trusts and estates.

W. Russell Wilson '83, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. Wilson was selected for his work in real estate law.

Paul Denefeld '84, an attorney for over 25 years, was appointed to a judgeship for the Kent County Circuit Court's Family Division by Michigan Governor Jennifer Granholm. Prior to this position he served as a public defender at the law firm LaGrand & Denefeld PLLC and taught as an adjunct professor at numerous law schools.

Thomas L. Gabelman '84, a partner with the law firm Vorys, Sater, Seymour & Pease LLP, was featured in a July 2009 issue of The Cincinnati Business Courier. The article discussed his work on Cincinnati's riverfront development projects.

Elizabeth Martini '84 has joined Ohio National Financial Services as vice president and counsel. She is responsible for legislative and regulatory matters as well as compliance and government relations.

J. Michael Bernard '85, an attorney with Dykema, has been selected for inclusion in The Best Lawyers in America 2010. He was recognized for his mergers and acquisitions law focus. Bernard is the leader of the Corporate Finance Practice Group. His practice focuses primarily on business planning, general corporate and securities matters, financial transactions, etc.

Richard Chesley '85, a partner with the international law firm Paul, Hastings, Janofsky & Walker LLP, has been named to Chambers USA's Guide of Leading Lawyers in the United States. Chesley was recognized for his work in the area of bankruptcy and restructuring.



Greg A. Compton '85, a commercial real estate and corporate law attorney at Middleton Reutlinger law firm in Kentucky, has been named to the 2009 edition of Chambers USA in the area of real estate. Chambers USA is a research publication that ranks leading lawyers and law firms based on reviews by their clients and peers.

William Flynn '85 was named a member of the board of directors at Strauss & Troy.



Scott Doran '86 joined the law firm Chester, Willcox & Saxbe, LLP as partner. His practice is concentrated in the areas of environmental and energy law. He will chair the firm's environmental law practice.

Hearsay ALUMNI ANNOUNCEMENTS

Daniel E. Fisher '86, an attorney with Greenebaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 for the area of mergers and acquisitions law.

Marilyn J. Maag '86, an attorney with Porter Wright, has been selected for inclusion in The Best Lawyers in America 2010. She was recognized in the area of trusts and estates. Maag works with individuals and families on estate planning, as well as trust and probate law issues.

Jeffrey A. McKenzie '86, an attorney with the law firm Greenebaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 in the area of corporate law.



Barbara L. Morgenstern '86 served as a visiting staff attorney at the non-profit First Amendment Project in Oakland, Calif., supervising student interns. She teaches media law in Miami University's journalism program.

Karen Carroll '87 has been elected as partner at Rendigs, Fry, Keily & Dennis LLP.



Kevin Flynn '87
was a 2009
Charterite candidate
for Cincinnati City
Council.

Polly (Roth) Moore '87 has been promoted to director of legal compliance at The Keane Organization in Pennsylvania. She practices general corporate law, employment law, corporate governance, and unclaimed property and securities law.

Hon. Scott D. Hunter '88, Mahoning County Area Court judge, is the newest member of both the United Community Financial Corp. Board of Directors and the Home Savings Board of Directors. In addition to his position as judge, he is managing member of Hunter-Stevens Land Title Agency, LTD, and maintains a private law practice.

Lisa Wintersheimer Michel '88, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Wintersheimer Michel was selected for her work in employee benefits law.

Mark F. Sommer '88, an attorney with the law firm Greenebaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 in the area of tax law. He has received this designation for at least 10 years.

Mark Stall '88, general counsel for International Paper Company's Xpedex division, has been named to the board of the Clermont (county) Chamber of Commerce.

Patricia B. Hogan '89, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Hogan was selected for her work in intellectual property law.



Kenneth P. Kreider '89, a partner in the real estate group at Keating Muething & Klekamp PLL, has been elected to join the American College of Real Estate Lawyers (ACREL). The premier organization of real estate lawyers in the United States, ACREL has a membership that includes distinguished, nationally-known lawyers elected for their outstanding legal ability, experience, and high standards of professional and ethical conduct as well as their contributions to the real estate and legal profession through their practices, legal writings, and public speaking. Kreider leads the KMK Green Team, a multi-disciplinary group comprised of real estate, environmental, economic development, construction, and tax lawyers who have experience and knowledge about green development issues. Finally, Kreider was selected for inclusion in The Best Lawyers in America 2010 for his work in real estate law.

Kevin N. McMurray '89, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. McMurray was selected for his work in environmental law.

Thomas Stachler '89, an attorney with Strauss & Troy, was selected as an Ohio Super Lawyer by Law & Politics magazine. This designation, limited to the top 5 percent of lawyers in Ohio, is determined by peer selection. He was selected for his work in the general litigation area.



Rachael A. Rowe '96 a partner in the litigation group at Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Rowe was selected for her work in commercial litigation. She was also selected as a member of the Cincinnati Business Courier's Forty Under 40 Class of 2009. Recipients

of the award must demonstrate emerging leadership, talent, hard work, and dedication to the community. Rowe serves as a mentor to several of her firm's newer lawyers. Responsible for the Summer Associate program, she has been integral in helping KMK promote and expand diversity within the firm.

1990s



Gail King Gibson '90, an attorney with Keating Muething & Klekamp PLL, was named to the 2009 Cincinnati Leading Lawyers list. Gibson was recognized for

her work in the area of mergers and acquisitions.

Benjamin Maraan II '90 has joined Rendigs, Fry, Kiely & Dennis LLP as counsel in its financial services litigation practice.

Cris Collinsworth '91 has been named to succeed John Madden as the analyst in the NBC broadcast booth for the network's Sunday night NFL game telecasts.



Dennis D. Murrell '91, chair of the commercial litigation practice group at Middleton Reutlinger law firm in Kentucky, has been named to the

2009 edition of Chambers USA in the area of general commercial litigation. He was also named by Kentucky Super Lawyers 2009 as one of the top attorneys in the state.

Jonathan S. Baumel '92 has joined the criminal division of the Summit County Prosecutor's Office. Previously, he worked in the Stark County Prosecutor's Office for 14 years.

Paul D. Dorger '92, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Dorger was selected for his work in labor and employment law.

Mark E. Hoch '92 is the new assistant dean for academic success at Charleston School of Law.

Laura Ryan '92 was named lead attorney for Thompson Hine's employee benefits and executive compensation group. She was also named practice group leader for the Employee Benefits & Executive Compensation group.

Mark A. Weiss '92, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Weiss was selected for his work in corporate law.

Kevin P. Braig '93 has been named a partner in the Environmental Practice Group and Litigation Department at Dinsmore & Shohl. His practice focuses on business litigation with emphasis on cases involving environmental issues.

Jack B. Harrison '93, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. Harrison was selected for his work in mass tort litigation.

Jeffrey Teeters '93 has joined Buckley King as partner in its advocacy and litigation group.

Christopher Baker '94 has joined the law firm Nixon Peabody LLP as a partner in the labor and employment area.

Alan S. Fershtman '94, an attorney with Keating Muething & Klekamp PLL, has been selected for inclusion in The Best Lawyers in America 2010. Burke was selected for his work in tax law.

Chad Levin '94 was hired as an attorney at Robbins, Kelly, Patterson & Tucker.

Stephen R. Albainy-Jenei '95, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. He was selected for his work in biotechnology law and intellectual property law.

Hearsay ALUMNI ANNOUNCEMENTS



Steven C. Coffaro
'95, an attorney with Keating Muething & Klekamp PLL, was named to the 2009 Cincinnati Leading Lawyers list. Coffaro was recognized for

his work in the area of business.

Michael J. O'Grady '95, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. O'Grady was selected for his work in bankruptcy and creditor-debtor rights law.

Andrew Giannella '96, an attorney with Strauss & Troy, was selected as a "Rising Star" by Law & Politics magazine. This designation is the top professional designation for Ohio lawyers age 40 and under. Only the top 2.5 percent of eligible lawyers are recognized each year.

Jonathan Holifield '96 is now a member of the board of trustees for West Virginia University Alumni Association.

Gabriel Jiran '96, a partner at Shipman & Goodwin in Hartford, Conn., has been named to Hartford Business Journal's 40 Under 40 List. Jiran practices labor and employment law on behalf of corporations and public employees.

Maura L. Moran '96 has accepted a position with Cincinnati Children's Hospital Medical Center as the AVP of real estate, as part of the Division of Planning and Business Development. She is responsible for the acquisition, leasing, and disposition of real property for the medical center, as well as creating and maintaining the Real Estate Strategic Plan and representing the organization on various committees of the Uptown Consortium. In addition, Moran has been named the board chairperson

of ReSource, a nonprofit organization that serves 451 other nonprofits by building capacity, providing educational programs, and lowering their overhead expenses. She is also serving as corporate relations chairperson and board member for the JDRF.



Adrienne J. Roach
'96, an attorney with Keating Muething & Klekamp PLL, was named to the 2009 Cincinnati Leading Lawyers list. Roach was recognized for

her work in the area of family and domestic relations.

Rasheed A. Simmonds '96 has joined Gonzalez Saggio & Harlan LLP as a partner.

Steven M. Wesloh '96, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. Wesloh was selected for his work in environmental law.

Chad Austin '97, a major in the United States Air Force Reserves, completed a six-month deployment to the Law & Order Task Force, Baghdad, Iraq. He was awarded the Bronze Star and was selected as the JAG Air Force Reservist of the Year. In his civilian capacity he serves as an associate professor of law at the U.S. Air Force Academy.

Kent Britt '97 has been named partner at Vorys, Sater, Seymour and Pease LLP.

Karen K. Gaunt '97, an attorney with Greenebaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 in the area of intellectual property law.

Grant Kerber '97 was appointed interim law director for Troy, Ohio. His goal is to run for the position. Kerber is a partner in the law firm of Shipman, Dixon & Livingston. He has practiced in the county for 11 years and served as law director for the city of Piqua (Ohio) for more than seven years, the village of Covington (Ky.) for 10 years, and the village of West Milton (Ohio) for five years.

Katherine Cook Morgan '97, an attorney with Frost Brown Todd, has been selected for inclusion in The Best Lawyers in America 2010. Morgan was selected for her work in labor and employment law.

Danie Ruh '97 has been hired as vice president, real estate development, at Al Neyer Inc.

Michael C. Rupe '97 has joined the international law firm King & Spaulding as a partner. He will be part of the firm's financial restructuring group, concentrating his national practice in corporate bankruptcies, workouts, and restructurings. Rupe acts as lead counsel for secured lenders, syndicated loan agents and participants, venture capital concerns and their portfolio companies and borrowers/debtors in all aspects of in-court and out-of-court workout, restructuring and reorganization matters.

Lori Krafte '98, an attorney with Greenbaum Doll & McDonald PLLC, was selected for inclusion in The Best Lawyers in America 2010 in the area of advertising law.

Christopher T. Musillo '98 is now a partner at the law firm The Hammond Law Group. He is also a longtime blogger for ILW.com, writing about immigration issues.

Janie Borcherding Shaffer '98

has been named director of athletic operations for Seton High School, a Catholic college-prep comprehensive high school in Cincinnati, Ohio. Shaffer will be responsible for supervising the Seton athletic program including 12 varsity sports. She will also serve as the athletic department's chief development officer, cultivating donor relations, annual giving and ongoing public relations and marketing duties.

Jill E. Uhl '98 has been hired as the vice president of legal affairs and corporate development for Arizona Technology Enterprises.



Cindy Bott '99 has joined the Intellectual Property Group of Honigman Miller Schwartz and Cohn LLP as a partner. She concentrates her

practice on patent preparation and prosecution, freedom to operate opinions, intellectual property due diligence, licensing and collaboration agreements and patent strategies, particularly in relation to biotechnology.



Steven P. Goodin '99, an attorney with Graydon Head, has joined the board of trustees for the Center for Chemical Addictions Treatment (CCAT), a non-profit

drug treatment center headquartered in Cincinnati's West End community. In addition to his work with CCAT, Gooding is very active in the Greater Cincinnati community, serving as a past trustee of the Southwest Ohio Regional Transit Authority. Currently, he serves on the board of trustees for the River City

Correctional Center and performs pro bono legal work for the Disabled American Veterans Network and Pro Seniors.

Wendy S. (Clink) Neal '99 has recently joined Arcadia Bioscience, Inc., an agricultural biotechnology company, as vice president and chief legal officer. Prior to Arcadia, she was a partner in the Intellectual Property & Technology Group at Snell & Wilmer L.L.P.

2000s



Michele L. Johnson '00 has risen to shareholder level at the international law firm Greenberg Traurig LLP. Johnson has significant experience

counseling and representing a wide array of clients with regard to matters ranging from a device on statutory and regulatory interpretation and adherence to defense against and prosecution of small dollar to multimillion dollar claims in both state and federal courts. She also works in the area of civil litigation and advocacy practice.

Julie Karkosak '00 is now general manager and deputy general counsel for Toyota Boshoku America.

Lori Ross '00, an attorney with Strauss & Troy, was selected as a "Rising Star" by Law & Politics magazine. She was recognized for her work in the area of business litigation.



James M. Wherley Jr. '01 has been named shareholder and director at the law firm Black McCuskey Souers & Arbaugh. His experience includes

a wide array of civil litigation, including federal and state court practice, bench

and jury trials, mediations, arbitrations, post-trial practice, and appellate work. He serves on the board of Personal & Family Counseling Services of Tuscarawas Valley, Inc., and is a graduate of the seventh class of Leadership Tuscarawas County.



Aine M. Baldwin '02, an associate with Graydon Head, has been accepted into the Cincinnati USA Chamber of Commerce's 2009 C-Change leadership

program for young professionals. The program is designed to cultivate and enhance the leadership skills of emerging leaders. Baldwin practices in the areas of real estate law and corporate law. She assists clients with the acquisition, sale, and leasing of commercial and residential properties, as well as entity formation, corporate governance, and contract issues.

Michael J. Moeddel '02 has been elected partner at Keating Muething & Klekamp PLL. Moeddel has significant experience in structuring and negotiating complex business transactions, representing both publicly-held and privately-owned companies in acquisitions and divestitures of existing businesses and structuring joint ventures and other strategic alliances.

Megan C. Ahrens '03 has been selected as a partner with Schroeder, Maundrell, Barbiere & Powers. She practices in the field of admiralty/maritime, personal injury, and medical malpractice litigation.

Hearsay ALUMNI ANNOUNCEMENTS

Melissa J. Daigrepont '03 is serving on board the aircraft carrier USS *Dwight D. Eisenhower* (CVN 69) as the assistant command judge advocate. The ship deployed last winter to the Persian Gulf to support ongoing operations in the Middle East. Daigrepont also was married last year to Navy pilot Lieutenant Jay Powell.



Tarik J. Haskins '03, an associate with Morris, Nichols, Arsh & Tunnell LLP, has been elected chair of the Multicultural Judges and Lawyers Section of the Delaware State Bar Association. The section's mission is to further the objectives and interests of the legal community with diverse ethnic backgrounds, foster communication and understanding among diverse groups, and encourage public service. Haskins's practice focuses on mergers and acquisitions and capital formation, and on the areas of partnership, limited liability company and statutory trust law issues.



Jennifer S. Pearson '03, an attorney with Graydon Head, has joined the board of directors of Girls on the Run of Cincinnati, Inc. She serves as secretary on the board and sits on the governance/board development committee. Girls on the Run is a nonprofit organization whose mission is to prepare preteen girls for a lifetime of self-respect and healthy living. Pearson practices in the areas of corporate and real estate law.

Jason Tonne '03, an attorney with Strauss & Troy, was selected as a "Rising Star" by Law & Politics magazine. He was recognized for his work in the business and corporate law areas.

Jean (Cunningham) Blanton '04, an associate attorney at Ziemer, Stayman, Weitzel & Shoulders, has been named a "Rising Star" among Indiana attorneys in the publication Indiana Super Lawyer. Only 2.5% of Indiana young lawyers are selected by their peers for such an honor.

John Levy '04, an attorney with Strauss & Troy, was selected as a "Rising Star" by Law & Politics magazine. He was recognized for his work in the area of class action/mass torts.

Nithin Akuthota '05 has been named executive director of The Energy, Technology and Environmental Business Association. He will manage the operations of the non-profit trade association of government contractors that provide services to the Department of Energy, the National Nuclear Security Administration, the Department of Defense, and other federal agencies. Akuthota, who specializes in intergovernmental partnerships in energy and the environment, will focus much of his work on the cleanup of the former nuclear weapons complex in Oak Ridge, Calif.

Carrie Hagan-Gray '05 has accepted a position as associate clinical professor of law at Indiana University School of Law at Indianapolis.

Sara (Wenzhuo) Shen '05 has joined the Hong Kong office of Proskauer Rose LLP.



Brady T. Allen '07 has joined Reminger Co. LPA as an attorney.



Ginger S. Bock '07 has joined Keating, Muething & Klekamp as an associate in the firm's litigation practice group. Prior to joining KMK, she clerked for the Hon.

Mark P. Painter, a UC Law graduate, who now works for the United Nations Tribunal Court. Before law school Bock worked for non-profit organizations in development.

Jeffrey Nye '07 has joined Finney Stagnaro Saba & Patterson Co., L.P.A. as an attorney.

Julie Pugh '07 has been hired at Graydon Head & Ritchey as an associate attorney.

Rhys J. Richards '07, an attorney with Casper & Casper, has been re-appointed to chair the Insurance Law Committee for the Ohio State Bar Association. A member of the American Bar Association, both the Ohio and American Association for Justice, the Cincinnati Bar Association, and the Butler County Bar Association, Richards' practice areas include personal injury, negligence/insurance, employer intentional torts, and product liability.

COUNSELOR

Editor: Sherry Y. English

Design: Parkey Design

Writers:

Aaron Bernay

Karen Sieber

Nathaniel Gilkey

Amanda Shoemaker

Carey Hoffman

Meredith Singleton

Mina Jones Jefferson

Josh Stevens

Nikki Kingery

James Tate

Nicholas McKee

Douglas Mossman

Photographers:

Giles Roblyer

Dottie Stover

Molly Russell

Ashley Kempher

To contact the editor,

Tele: 513-556-0060

Email: counselor@law.uc.edu

Write:

University of Cincinnati College of Law

PO Box 210040

Cincinnati, OH 45221-0040

www.law.uc.edu

UC College of Law Administrative Staff

Dean Louis D. Bilionis

513-556-6805

Associate Dean Nancy Oliver

513-556-6805

(Curriculum and Student Affairs)

Assistant Dean Mina Jones Jefferson

513-556-0075

(Director, Center for Professional Development)

Assistant Dean Jim Schoenfeld

513-556-0064

(Facilities & Finance)

Assistant Dean Al Watson

513-556-0077

(Admissions & Financial Aid)

Sherry Y. English

513-556-0060

(Director, College Relations)

Kenneth Hirsh

513-556-0159

(Director, Law Library and Information Technology)

Karen Sieber

513-556-0066

(Senior Director of Development)

Charlene Carpenter

513-556-0070

(Registrar)

Katherine G. Erdel '08 has joined Bingham McHale LLP, the fourth largest law firm in Indiana, as an associate in the law firm's labor and employment department. She will concentrate her practice in advising businesses and individuals on a wide variety of federal, state, and local employment laws, as well as management-union relation strategies.

John Andrew Hess '08 has joined Jenkins Fenstermaker as a new associate to the firm. He will focus on litigation. Jenkins Fenstermaker is a multi-practice, full-service firm based in Huntington, W. Va.

Ronald Mazique '08 is now the assistant director in the Office of Judicial Affairs at the University of Cincinnati.

Lindsey R. Fernow '09, an incoming associate with Frost Brown Todd, was quoted in an article on FBT's "First Class" Program for the National Law Journal. The article highlighted her experience as a "First Class" program alum, a program designed to expose first-year law students to the firm's offices and the in-house-counsel department.

Holly McEntyre '09 is now a graduate research assistant, teaching an undergraduate course on women and the law in the university's McMicken College of Art and Sciences.



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Upcoming Events in 2010

**March 3: Robert S. Marx Lecture
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**March 5: Corporate Law Center
Symposium**

**March 15–19: Stanley M. Chesley
Visiting Professor Lawrence Lessing**

**April 14–16: Judge-in-Residence
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