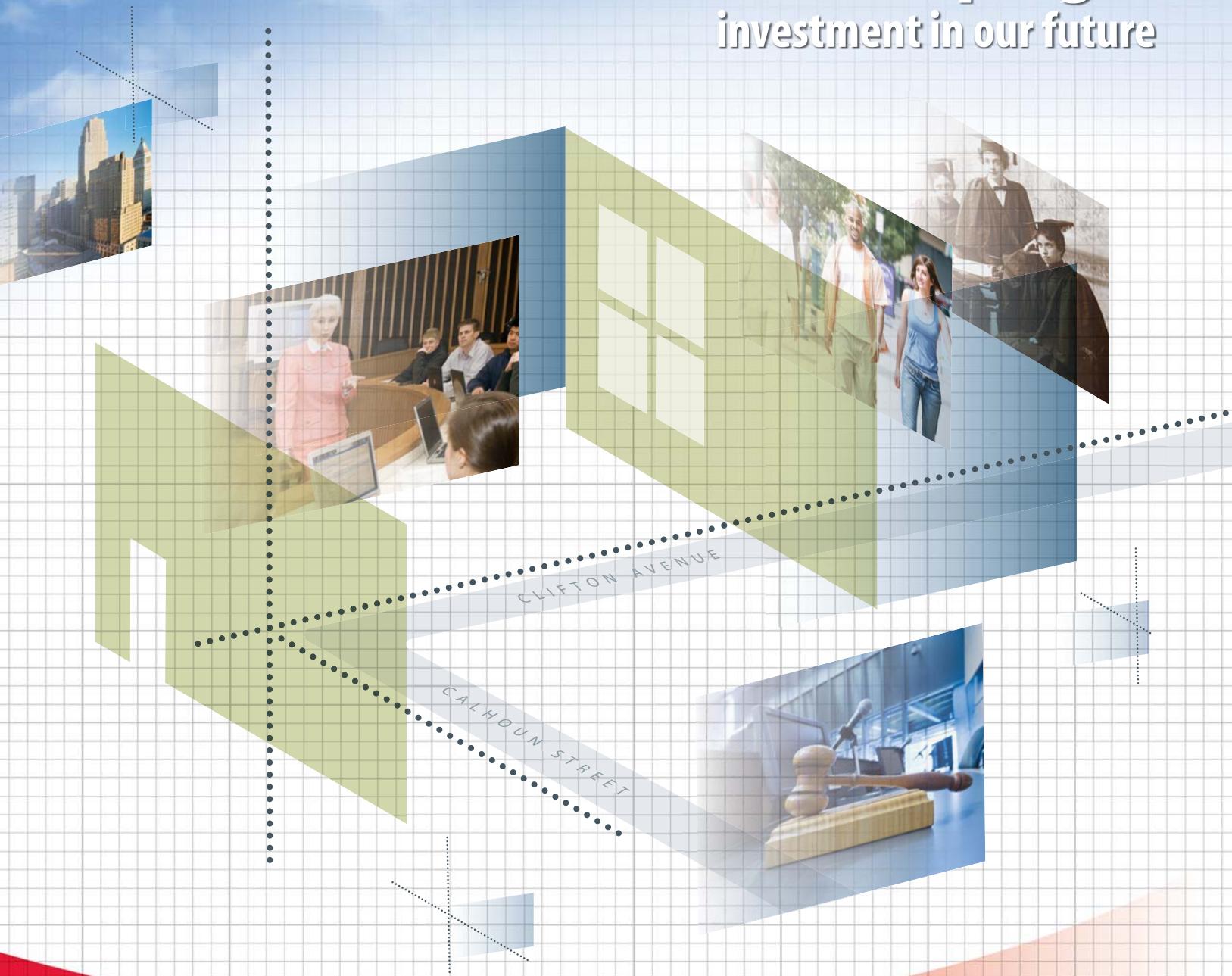


COUNSELOR

COLLEGE *of* LAW

Volume 22
Number 1
Summer 2009

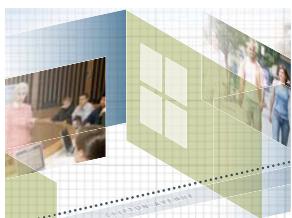
Cornerstones Campaign: investment in our future



COUNSELOR

The Record

Features



Cornerstones Campaign | 4



Ken Hirsh, New Law Library Director | 8



Dean's Council | 54

Opening Statement | 1

Cover Story

Cornerstones: The Campaign for the College of Law | 2

Features

Meet Ken Hirsh, Robert S. Marx Library Director | 8

Briefs

Guantanamo Bay Featured at Two Events | 12

OIP Fight and Win McClendon Release | 20

The Professional | 24

Alumni

Alumni Events | 26

Faculty Briefs

Publications, Books and Presentations by UC Law Faculty | 38

Houh and Malloy Named to Professorships | 43

Hearsay

Legal Eaglets | 44

Alumni Update | 44

Honor Roll

Recognizing Our Donors | 51

Opening Statement



Dear Alumni and Friends,

When President Nancy L. Zimpher convened our community in May to recognize the very best teachers across the University of Cincinnati, not one but two of our professors were called to the stage. Marianna Brown Bettman received the coveted A. B. "Dolly" Cohen Award for Excellence in Teaching, while James K.L. Lawrence brought home the Outstanding Adjunct Faculty Award.

The week before, Douglas Mossman, director of our Glenn M. Weaver Institute of Law and Psychiatry, accepted the prestigious Manfred S. Guttmacher Award from the American Psychiatric Association and the American Academy of Psychiatry and the Law. It's the nation's highest honor for scholarly contributions in forensic psychiatry. That good news followed the word that Ronna Greff Schneider had been elected to the American Law Institute, joining her colleague Joseph Tomain. When the Securities and Exchange Commission announced a change to one of its rules recently, it relied extensively on the research and analysis of one of our newer scholars, Lynn Bai. The U.S. Supreme Court drew on the securities law scholarship of another of our faculty, Barbara Black, director of our Corporate Law Center.

Strong teaching and scholarly accomplishment have long been points of pride here. They still are. During the past year, Laura Railing '08 and Keith Hagan '08 won First Place at the ABA's regional negotiation competition. Their classmates, John Damaschko and Steve Worth, earned the Best Brief Award at the National Tax Moon Competition, while Antonio Mazzaro '09 won the Best Oralist Prize at the ABA National Appellate Advocacy Regional Competition. Our Black Law Students Association was named Chapter of the Year for the Midwest Region and just missed winning national chapter of the year honors. The students in our Rosenthal Institute for Justice's Ohio Innocence Project launched an ambitious undertaking with the *Columbus Dispatch* that has reopened cases across the state featuring strong claims of actual innocence. In July, they saw their client Robert McClendon freed after 18 years in prison for a crime he did not commit.

As our first 175 years attest, the College of Law has expected the best from its students. It still does. This spring, lawyers from across the state chose Barbara Howard '79 to serve as the President-Elect of the Ohio State Bar Association. She follows in the footsteps of fellow Cincinnati Jack Stith '64, whose term as President concluded in 2007. Donald P. Klekamp

'57 received the Lifetime Achievement in Law Award from the Cincinnati Bar Foundation, while Ohio State Senator Bill Seitz '78 was named Legislator of the Year by the American Legislative Exchange Council. James B. Helmer, Jr. '75 argued before the U.S. Supreme Court in a closely watched case. Billy Martin '76, our Hooding Ceremony speaker this past May, continued to garner national attention as the attorney-to-see for people with high-profile troubles.

For generations, our graduates have made a difference. They still do.

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

With all best wishes,

Louis D. Bilionis
Dean and Nippert Professor of Law

Cornerstones: The Campaign for the College of Law

Author: Nikki Kingery

Last year, the UC College of Law celebrated its 175th anniversary, and much attention centered on the school's notable past. This year, the college is asking supporters to focus on the future with the launch of its "Cornerstones Campaign," an initiative to raise \$50 million to build a new home for the school as well as to provide greater support for its other key cornerstones — scholarships, faculty, and academic and experiential learning programs.

The effort is part of the University of Cincinnati's \$1 billion "Proudly Cincinnati" campaign, which runs through 2013. Proudly Cincinnati aims to see the university recognized as one of the finest urban, public research universities in the nation, and the success of the College of Law plays an integral role in fulfilling that ambition. So far, the Cornerstones Campaign has attracted over \$10 million toward its goal.

Supporters say the campaign provides the law school with an unprecedented chance to build on its current success and ascend to the top tier of legal education. Timing is critical, however, as the college is competing for the best students and faculty with nearly 200 other accredited law schools — many of which are already making investments for long-term success.

"We have something truly special — a small, urban, premier law school. But it cannot survive without a proper infrastructure," says Doloris F. Learmonth, a

partner with Peck, Shaffer & Williams LLP in Cincinnati. Learmonth is a 1978 graduate of the College of Law and convening co-chair of the Cornerstones Campaign, along with James B. Helmer, Jr., senior partner and president of Helmer, Martins, Rice & Popham and a 1975 graduate.

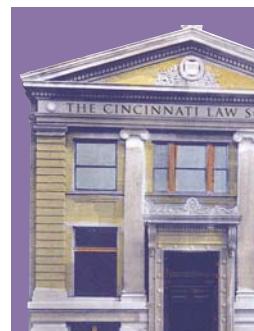
"To borrow a phrase from President Obama, I feel the 'fierce urgency of now' about giving our school the resources it needs" to reach its greatest potential, Learmonth says.



Why A New Building

At the heart of the Cornerstones Campaign is the plan for a new building. To understand why the college reached the decision to build a new home, it's important to know just how the current building evolved.

Beginning in the 19th century, the UC College of Law occupied several downtown locations that were either outgrown or destroyed by fire. In 1925, a gift from the Taft family allowed the college to build Alphonso



Taft Hall at its current location at Clifton Avenue and Calhoun Street. The handsome building with an impressive colonnade sat at a highly visible and important crossroads. It became, in fact, a cornerstone of the University of Cincinnati campus.

By the 1960s, the college's library collection had outgrown its capacity, and the Robert S. Marx Law Library wing was added to the building in 1963. But by the late 1970s, it was clear that the combined Taft and Marx buildings were inadequate to meet accreditation requirements, continued library growth, changing teaching methods, and burgeoning faculty. The building systems in the 1925 section of the facility also were antiquated and difficult to maintain.

In 1977, administration of the university passed from the City of Cincinnati to the State of Ohio. During



What stands today is an amalgamation from three generations—a nearly 85-year-old building with a 45-year-old addition and a 25-year-old “facelift.”

this period, an entirely new building for the College of Law was proposed, but the cost—between \$12 million and \$16 million—was considered too steep for the limited finances of the institution and the state. A less expensive solution was developed that resulted in a new structure and façade around the 1925 and 1963 buildings and refinished interiors. While portions of the 1925 infrastructure were removed, the project kept a significant portion of the original building, maintained the 1963 mechanical units (now almost 50 years old), installed some new systems where they were essential, and connected new ductwork. Thus, the current building familiar to alumni is actually an amalgamation from three generations—a nearly 85-year-old building core with a 45-year-old addition and a 25-year-old “facelift.”

In 2006, the College of Law faculty, its Board of Visitors, and a group of alumni began laying plans to give the school the space and resources necessary to meet the demands of the 21st century.

“We knew this building as it currently stands, had reached its obsolescence,” College of Law Dean Louis Bilionis says. At that time, the planning team fully expected to be able to renovate, repair, and upgrade the existing building for the third time in its history, he explains. The solid brick façade added in the 1980s made the building look attractive to outsiders and that hope seemed reasonable. However, most didn’t realize what problems lay beneath it all.

“Initially, I wouldn’t have thought we’d have needed a whole new building,” campaign co-chair Jim Helmer says. “Compared with what it was like when I went to school there, the place looks great.”

But an evaluation concluded last year by the university’s Office of Campus Planning + Design + Construction persuaded Helmer and others on the Board of Visitors that renovation wasn’t a viable option. The study revealed that even extensive renovation couldn’t fully meet today’s educational standards. “It became clear,” he says, that the 1980s addition “was



(above) A look at the “old” law school building pre-renovation. (left) The law school’s renovation in the 1980s gave the building a “facelift.”

more of a band-aid that didn’t address the underlying problems.”

The evaluation explains that the structure’s footprint—made up of three different buildings—limits the possibilities of a full-scale renovation. The total usable space in the structure is small and inefficiently configured. For instance, the floors of the buildings are not at the same level and require interior ramps that eat up considerable space. The scope of the necessary renovations would also require updating the structure’s current building, life-safety, and earthquake codes at tremendous expense.

Adding further complication, nearly all of the structure’s vital systems require upgrading. Heating, lighting, ventilation, and air-conditioning systems are all inadequate. Faculty and students often complain of being too cold in the winter and too hot in warmer months.

“There are rooms that don’t seem to get any ventilation,” says student Edward Hyde, who just completed his second year at the College of Law.

Jasmine Robinson, who graduated from the college this spring, has often wished for more windows in the building: “Sometimes you feel like you’ve been studying

in a dungeon all day."

Three critical systems — mechanical, electrical, and telecommunications — need complete replacements because they are failing or because they can't be upgraded enough to support today's computer-based learning. Wireless capabilities are also severely limited.

James Tate, a May 2009 graduate now working in the Cincinnati office of Helmer, Martins, Rice & Popham, recalls with frustration some of the ways the building is showing its age, from power strips snaking through classrooms to the leaky roof of the atrium. "There are buckets in the hallway whenever it rains, which is pretty unsightly," he says.

Tate wonders about the impression the facility makes on potential students and faculty. "Our current building is sort of a scar at a very prominent location on campus," he says. "If the law school had a better presentation, I think it would help it be even more competitive for the best students."

After reviewing the facts from the planning team, the college's Board of Visitors passed a resolution to move ahead with plans to give the college an entirely new home — a new cornerstone.

"We're looking at all the evidence. We're lawyers — that's what we do," Dean Bilionis says. "And the evidence is saying it's time to start fresh."

The First Cornerstone: A New Building

The College of Law has earned a strong reputation for its unique learning experience, one that offers small classes, a low student-faculty ratio, and a strong sense of community. But the program has often been forced to adapt to the constraints of its building, a fact that affects everything from classroom scheduling to how faculty and students are able to meet and interact.

While renderings of the new building are still several months away, Dean Bilionis foresees a functional and "people-friendly" new building that fully bolsters the values the college embraces.

"We're a school that believes in its program," he says. "And though we're mindful of healthy enrollment, we're most interested in fostering the experience of

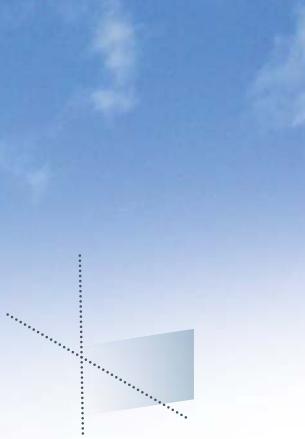


community. We want to reinforce the intimacy of the school, the personal contact between faculty and students."

Preliminary designs call for a 120,000- to 140,000-square-foot building at an expected cost of roughly \$70 million, with \$30 million in private funding coming from the campaign. The size is comparable in gross square footage to the current building, but will increase the usable space substantially. Along with new classrooms and administrative offices, the plan calls for a courtroom, informal meeting rooms, space for Moot Court, the Law Review and other student publications, student government activities, interview rooms, career development, and other student-oriented functions, and space for a new, more robust law library. The college's institutes, centers, and clinics — some of which are currently housed in a library reading room and isolated from other areas of the law school — will have appropriate space for meeting and fulfilling their role as vital contributors to the college, the university, and the community.

The building will also feature state-of-the-art technology and equipment, with built-in "smart podiums" and "smart boards" that have become commonplace in many high schools. And for the first time, the extended College of Law community will have easy wireless access to the Internet.

Location of the new home was a source of great debate — whether to stay on campus, move downtown, or rebuild on the same site. A lengthy site-selection process involved input from university planners, college faculty and administrators, students, alumni leaders,



and other supporters of the school. A strong consensus finally emerged for keeping the school at its current location of Clifton and Calhoun streets.

"There's something so wonderful about that corner," says Learmonth, "having a law school that looks inward toward the university but also outward toward the greater community" that it serves. "It really is a cornerstone for the university."



The Second Cornerstone: Scholarship Opportunities

A first-rate building is important, of course, but a law school can never excel without attracting and keeping the best students. The rising cost of a legal education makes it more challenging than ever for students to pursue their ambitions without incurring huge financial burdens. To help ensure diversity in the classrooms and prevent qualified students from facing overwhelming debt, the college plans to devote \$9 million from the campaign for scholarships. This will increase substantially the \$2.1 million now spent annually on scholarships.

"If it weren't for scholarships, I never would have been able to afford law school," says Jasmine Robinson, who faced even greater costs as an out-of-state student, coming to the school from Jackson, Miss. She says she believes boosting scholarships helps attract a more diverse student body.

Tate also notes that part of what led him to choose UC College of Law over another school was the level of

continued on page 6



A Few Minutes With James Helmer, Jr. and Doloris Learmonth

It easily could be argued that James B. Helmer, Jr., and Doloris F. Learmonth are two of the busiest lawyers in Cincinnati.

Helmer is senior partner and president of Helmer, Martins, Rice & Popham, where he specializes in the representation of whistleblowers of fraudulent government contractors. He's obtained a number of multi-million dollar jury verdicts and has been trial counsel in over 200 legal decisions.

Learmonth has been one of Ohio's leading government finance attorneys. As a specialist in school district financing, she has represented more than 150 districts in more than 30 counties. A partner with Peck, Shaffer & Williams LLP, she is a former president of the Cincinnati Bar Association and a current member of the Ohio Judicial Appointment Recommendation Panel.

Why would two people with so many other obligations agree to take on the responsibility of leading the UC College of Law's Cornerstones Campaign?

Learmonth cites her "passion for public education" as part of her motivation. A 1978 graduate of UC Law, she also saw the position as a great opportunity to express her appreciation for the school.

"The role of UC Law and the difference a legal education has made in my life has been huge. Not just in terms of a satisfying career choice, but in the way I see things and interact in the world," she says.

"Because I was a non-traditional student who had done a couple of other things after college, law school was literally a transformational experience for me. I didn't know it at the time, but looking back 30 years, I see that it opened opportunities for me I would never have had otherwise. The fact that

it was a small school was very important. Most of my classes were small and more intimate, which gave me the opportunity to interact with both the faculty and fellow students. Among my classmates, there was a real camaraderie and a lot of support for one another. This truly enriched my educational experience. It added something extra to the excellent education that I received here."

She also notes that she found it very hard to say no to "Lou", College of Law Dean Louis Bilionis, when he approached her. "He is such a dynamic and charismatic person."

Helmer agrees with her assessment of the dean, saying, "We're very fortunate to have someone with his vision."

Both co-chairs also agree that the leadership and the timing are right for moving the college forward to even greater success.

"You have to have vision in the present to thrive into the future," Learmonth says.

Helmer is a 1975 graduate of the College of Law and was editor-in-chief of the *University of Cincinnati Law Review*. When comparing his experience to today, something that hasn't changed, he says, is the impact that the College of Law has on our civic landscape.

"If you look at Cincinnati and the larger community around it, you see that its leaders were trained at the University of Cincinnati College of Law," Helmer says. Many business leaders have degrees from the college. The heads of all the major law firms in Cincinnati were educated there. Most of your officeholders — judges, city council members, school boards, even members of Congress and sometimes the governor — most of them were trained at the College of Law. The folks who head up the philanthropic institutions likewise received their training at the College of Law. Even though it's a relatively small law school, it is a huge asset to this community."

scholarship money he was offered. "Scholarships make a huge difference to students."

The college also intends to provide greater support to students seeking careers in the public service sector. While many students may be attracted to public interest law, heavy debt burdens often lead them to forgo work in this traditionally lower-paying field. An increasing number of law schools have begun offering loan-repayment assistance programs that allow students entering public interest law to repay loans through service. Such a program could be established at the college with a modest endowment. Hyde, who

is interning in the prosecutor's office this summer before entering his third year, lauded the idea. "It would definitely be an improvement for many students interested in public sector careers," he says.

Additionally, the college currently spends \$63,000 on summer public interest grant fellowships that are distributed among at least 90 students. Gifts to this campaign will provide funds to expand this program.



UC Law professors enjoy the art of teaching the next generation of attorneys.

"There is something wonderful about that corner, having a law school that looks inward toward the university but also outward toward the greater community that it serves. It really is a cornerstone for the university."

— Learmonth, campaign co-chair



Law students have the opportunity to connect with the nearby Cincinnati community.

The Third Cornerstone: Faculty Support

Recruiting, developing, and retaining strong faculty is a top priority for any competitive law school. To that end, the college is targeting \$6 million for faculty support. Currently, the college has one endowed chair and nine endowed professorships. To ensure that the school continues to attract leading scholars and teachers, the number of endowed positions needs to increase substantially, campaign leaders say. The campaign also intends to establish endowments for faculty research fellowships and grants. These funds will go toward research stipends, the hiring of research assistants, travel, and other expenses. The endowments also will provide incentive rewards for extraordinary faculty accomplishments.

"The market for the best law faculty, like the market for the best law students, has never been more competitive," says Paul Caron, associate dean of faculty and the Charles Hartsock Professor of Law at the College of Law.

"The funds sought in this campaign will assist the college in not only recruiting the very best faculty, but also in keeping them in Cincinnati when the inevitable offers from higher ranked schools roll in," he says. "There are many reasons faculty should want to stay in Cincinnati and develop into the very best teachers and scholars they can be; lack of resources must not encourage them to leave."

The Fourth Cornerstone: Resources for Experiential Learning Programs

In the last three decades, the college has added a number of specialized centers and institutes, interdisciplinary programs, and clinics that combine research, teaching, and practice. These programs bring prestige to the college and help strengthen its ties to the community.

To help ensure their continued success, \$5 million in campaign funding will be raised for the following programs, centers, and institutes:

- **Corporate Law Center**
- **The Rosenthal Institute for Justice/Ohio Innocence Project**
- **The Urban Morgan Institute for Human Rights**
- **The Glenn M. Weaver Institute of Law and Psychiatry**
- **The Domestic Violence and Civil Protection Order Clinic**
- **Small Business Clinic (new)**
- **Joint Degree Program with Women's Studies**
- **Center on Race, Gender, and Social Justice (new)**
- **Center for Practice**
- **The Judge-in-Residence Program**
- **Robert S. Marx Law Library**

The campaign plans also include setting aside a modest fund for community partnerships and investments in joint ventures.

Despite the amount of legal research that's conducted online these days, libraries remain essential to law schools. This is true not only in the traditional

role as a place to store and retrieve information, but as a "forum for public engagement," Bilionis says. It's where students, faculty, and the broader community come to share and discuss ideas.

To help create such a setting, the campaign will bolster the library's existing endowment of \$4.1 million. With the added investment, the library will be able to upgrade its computer hardware, software, and databases as well as be able to maintain its core reading materials, archives, and special collections.

Members of the campaign committee say they know they are asking a great deal of the school's supporters. But in a time of increased competition and diminishing public resources, private funding is vital to ensuring and strengthening the college's high standards.

"Now and then in the life of an institution, you face important decisions about making enhancements to keep it thriving," Bilionis says.

Co-chair Helmer hopes supporters will feel a sense of responsibility and obligation for helping the school achieve its goals. "Fortunately, we aren't trying to do this overnight... But we want to put this at the top of the priority list" for alumni and members of the legal community.

"Without the College of Law," he notes, "this would be a far different city."

Learmonth says there are "always reasons we could think of to wait" instead of act. "The truth is we have a special opportunity to do something great for the future of the school."

What You Can Do

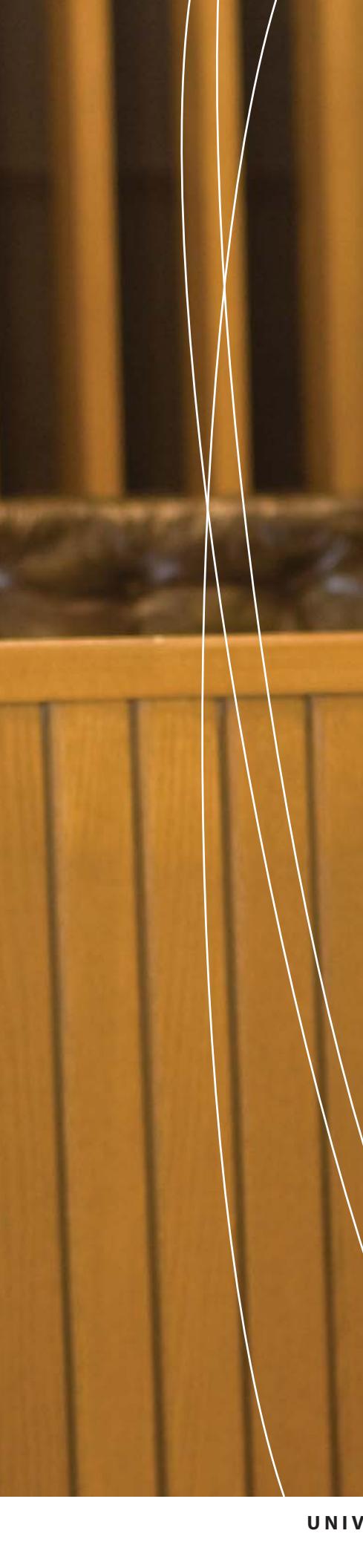
To become involved with the Cornerstones Campaign — by giving your time, talent, or treasure — please contact Karen Sieber at 513.556.0066 or karen.sieber@uc.edu.



Bert Lockwood, professor and director of the Urban Morgan Institute, and Dr. Radhika Coomaraswamy, an internationally-known human rights advocate, at the 25th anniversary of the institute. The institute has the distinction of being the first human rights program at a law school.

Feature





Ken Hirsh Takes Helm as New Director of the Robert S. Marx Law Library

By Amanda Shoemaker '09

Attorney, educator, and innovator, Kenneth J. Hirsh, formerly of Duke University School of Law, has been appointed director of the Law Library and Information Technology and clinical professor of law at the College of Law. With this appointment, effective February 1, Hirsh assumed major responsibility for developing a strong, service-oriented library and technology team at the law school's Robert S. Marx Law Library. He will play a key role in developing plans for the college's law library of the future.

"I have served on the Board of Directors of the Center for Computer Assisted Legal Instruction (CALI) with Ken for the past four years and am thrilled that we were able to attract a person with his background, experience, talent, and leadership ability to take the helm of our library," explains associate dean of faculty and Charles Hartsock Professor of Law Paul Caron. Hirsh's resume and experience speak to his strong background as a law school information technology director and strategist.

Grand Ideas about Justice

A native of Hialeah, Fla., near Miami, Hirsh received his AB from the University of Miami and his JD from the University of Florida. Upon graduation from law school, his goal was to practice law. "I had grand ideas of seeking justice," he explained, "especially in the political area." His first job with the United States Social Security Administration, however, didn't involve legal work. He went on to work with the United States Department of Fish and Wildlife in Washington, D.C. where he "made law" in the Code of Federal Regulations with 50 CFR 17.100, a manatee protection regulation setting up manatee sanctuaries in Florida waterways.

After a few years he returned to his home state, eventually opening his own practice. "I wasn't a rainmaker, though" he says. In the meantime, Hirsh began to teach courses at local colleges, such as Daytona Beach Community College and Florida Institute of Technology. Several years later, he returned to school at Florida State University, having decided to become a law librarian." I enjoyed that schooling

much more than law school," he laughed. Hirsh graduated with an MS in library and information studies.

Life as a Law Librarian

Hirsh next joined the law library at Duke University School of Law, where he worked in various capacities for almost 20 years. He served as reference librarian (1989-1994), manager of Computing Services (1993-2001), and director of Computing Services (2001-2008). He also served as a senior lecturing fellow at Duke since 1989, teaching legal research and a course in technology in the practice of law.

His professional success has been



extensive, including proposing and developing the Computing Services Department at Duke's law school; creating the technical infrastructure for the law school's website; developing and co-teaching legal research courses; and using his legal education and practice background

to understand the needs of the legal community and develop "forward thinking" strategies and programs.

In addition to his extensive professional experience, Hirsh is a nationally prominent leader in two of the foremost organizations in his field: the American Association of Law Librarians (AALL) and CALI. He served as president of the AALL's Southeastern Chapter and currently serves as secretary of CALI and member of its Board of Directors. CALI honored Hirsh with its Excellence in Service award in 2000; the AALL also honored him for distinguished service in 2004. In fact, the AALL named its distinguished service award in the area of computing services for him.

What drove his interest in the College of Law?

"[Associate dean] Paul Caron approached me at a CALI board meeting and asked if I knew anyone who might be interested in applying for a position at UC," he explains. In the meantime, Duke administration was restructuring the management of the law library, and this proved fortuitous. Hirsh found that perhaps it was the perfect time to make a move.

"There are only 200 ABA accredited law schools in the country and anywhere from one to four have an opening at the director level at a time."

"Not only did the job description sound perfect," Hirsh admits, "but the people (faculty and students at the College of Law) were very engaging." These factors "sealed the deal" for him. Following

a rigorous interview and screening process, Hirsh became a part of the law school team.

Making an Impact at the Marx Library

Hirsh's goals for the law library are broad and progressive. One of his first steps will be to increase the emphasis on customer service in the library. Plans are also to develop a strategic plan for the library and establish the library's presence on Facebook, the social networking site popular with law students. He is also interested in introducing a course called Introduction to Law Office Technology, which he taught at Duke. The course highlights the pragmatic and ethical considerations of using legal technology in advertising, billing, electronic communications, and more. Hirsh enjoys the one-on-one opportunities at UC Law where the student body is currently at 369. And, most important, he feels, is being accessible to students to answer questions and assist with legal research.

Now that he has moved to the Queen City and settled in, Hirsh has found that Cincinnati is a great draw as well. "Downtown looks neat and the river and museums are very appealing," he adds. With an insider's guide to the Queen City in his pocket, Hirsh and his family are getting to know their new home.



In Memoriam

We've learned that the following UC law graduates have passed away since our last report. Though gone, they won't be forgotten. If you would like to honor their memory, you may send a contribution in their name to the Alumni Scholarship Fund. We will be sure to let their families know about your generosity.

Class of 1939

William H. Horr

Class of 1948

Hon. William E. Fears
Lee J. Hereth
Clarence F. Hyne, Jr.
Robert W. Rack
Sally S. Witten

Class of 1949

Paul J. Boehm, Sr.
Lloyd R. Kuhn

Class of 1950

Walter H. Seifried

Class of 1952

Charles S. Dautel

Class of 1953

Robert E. Fryman
Lee Hoefinghoff

Class of 1954

Joseph J. Connaughton

Class of 1957

Richard E. Speidel

Class of 1963

Frank J. Thermes

Class of 1964

Richard A. Mashburn

Class of 1966

Joseph F. Feldkamp, Jr.

Class of 1969

William M. Fisher

Class of 1970

Edmund G. Loikoc

Class of 1973

James M. Kilcoyne

Class of 1976

Hon. Theodore Tannenwald

Our Mistake!

We erroneously listed Bob Kielty '72 as deceased in our last edition of Counselor. Bob wants all of his fellow alums to know that he is alive and well in Phoenix, Ariz. We apologize for this incorrect information. Here's a take from Bob on Robert Louis Stevenson:

Under the wide Desert Sky

Bob Kielty currently in Phoenix resides,

Gladly he lives and more gladly he has not died,

And he hopes he (and his fellow alums) never will!

Distinguished Attorneys Feted at Butler Medal Awards

Three attorneys fight for the constitutional rights of Guantánamo Bay detainees.

Author: Marcie Warrington Gould '87



L-R Front Row: professor Marianna Brown Bettman; Bill Butler; Lt. Col. Yvonne Bradley, and Michael Ratner
Back Row: Hon. Nathaniel Jones, Alphonse Gerhardstein, Thomas Wilner, Dean Lou Bilionis, and professor Bert Lockwood

On Friday, October 31, 2008, the Urban Morgan Institute for Human Rights celebrated the work of three attorneys fighting for prisoners' constitutional rights: Lieutenant Colonel Yvonne Bradley, Michael Ratner, and Thomas Wilner.

The event began with an afternoon panel discussion entitled "The Representation of Guantánamo Bay Detainees: Personal Experiences" before a filled-to-capacity audience at the College of Law. The three presenters from three different legal backgrounds and angles — Bradley, the court-appointed military lawyer; Ratner, the president of a non-profit human rights advocacy group; and Wilner, the managing partner of a large private law firm — discussed the legal, ethical, and practical challenges they each faced in representing prisoners held at Guantánamo Bay. The presenters provided personal narratives and historical overviews of statutes and

case law. They also reviewed and analyzed Boumediene v. Bush (2008), wherein the U.S. Supreme Court recently held, for the third time, that prisoners at Guantánamo Bay have the right to habeas corpus review under the

United States constitution.

That evening, nearly 200 guests from the legal, business, and university communities gathered for the awarding of The William J. Butler Human Rights Medal. Following is a brief profile of the award recipients:

Lieutenant Colonel Yvonne R. Bradley, assistant staff judge advocate for the 514th Air Mobility Wing, McGuire Air Force Base, N.J. She has been the appointed military counsel for Binyam Mohammed, an Ethiopian national and British resident who has been held at Guantánamo Bay since September 2004.

Michael Ratner, president of the Center for Constitutional Rights, New York, N.Y., a nonprofit legal organization at the forefront of challenging the legality of the detainment of prisoners at Guantánamo Bay. Ratner was co-counsel in Rasul

v. Bush (2004) and Boumediene v. Bush (2008).

• **Thomas B. Wilner**, managing partner of International Litigation, Trade and Government Relations Practice at Shearman & Sterling, LLP, Washington, D.C. He has been legal counsel for 12 Kuwaiti detainees held at Guantánamo Bay since 2002.

After dinner, Dean Louis D. Bilionis kicked off the program with a tribute to William J. Butler, renowned civil and human rights lawyer and benefactor of the Urban Morgan Institute for Human Rights. The awards were then presented by three eminent local lawyers who have dedicated their legal careers to promoting and protecting constitutional rights: Marianna Brown Bettman, former judge, Ohio First District Court of Appeals and professor at the College of Law; Alphonse Gerhardstein, partner, Gerhardstein & Branch Co. LPA; and the Honorable Nathaniel R. Jones, former judge, U.S. Court of Appeals for the Sixth Circuit, currently practicing at Blank Rome LLP. The tributes by the presenters and remarks by the award recipients were courageous and inspiring. Above all, they left the audience re-dedicated to the just and noble principles on which this country was founded, independent of partisan issues. As Thomas Wilner eloquently stated, "this is not first and foremost about the individual prisoners, it is about

the rule of law." The audience was deeply moved by the bravery of the award recipients who, often in the face of public outcry and dissent, not only upheld and applied the rule of law to a nationally unpopular group of prisoners, but also maintained their deep conviction about the adequacy of the U.S. rule of law

as applying justly to all prisoners, including potential terrorists, held within United States jurisdiction.

A webcast of the panel discussion can be accessed at www.uc.edu/ucvision/event.aspx?eventid=220

Burlingame Lecture

Linda Greenhouse and Guantánamo Bay



The John H. Burlingame Lecture was presented by Linda Greenhouse, former New York Times U.S. Supreme Court correspondent, on "The Mystery of Guantánamo Bay."

Detention camp Guantánamo Bay is one of the most controversial subjects of modern times. Former New York Times U.S. Supreme Court correspondent Linda Greenhouse shared her perspective on this topic on September 9, at the 2008 John H. Burlingame Distinguished Lecture with her talk "The Mystery of Guantánamo Bay."

Greenhouse, a Pulitzer Prize winning writer, covered the U.S. Supreme Court for The New York Times for almost 30 years beginning in 1978. In January 2009, she became the Knight Distinguished Journalist in Residence and Joseph M. Goldstein Senior Fellow at Yale Law School.

She began a 40-year career with the Times by writing stories on state government for the paper's Albany (N.Y.) bureau. After completing her master of studies in law degree at Yale Law School, she returned to the Times and covered 29 sessions of the Supreme Court from 1978 to 2007, with the exception of two years during which she covered Congress. Greenhouse appeared regularly on the PBS program Washington Week.

Sponsors Baker & Hostetler, represented by Cincinnati managing partner David Holcombe, and representatives from the Scripps Foundation were in attendance as were more than 200 guests who enjoyed the lecture. John Burlingame, for whom the lecture is named, and Libby Drinko, widow of co-founder John Drinko who was greatly missed, also attended.



Bea Winkler, Former UC President Henry Winkler, Provost Tony Perzigian



John and Dee Burlingame, Marcia and Craig Standen



Bruce Baumgartner, Libby Drinko, John Burlingame, Dee Burlingame, Robin Harvey, Jeanine Holcombe



Taft Lecture 2008

Taft Lecture Takes Closer Look at American Constitutionalism

Professor examines the founding period of the United States and the foundational ideas that have traditionally defined the country.

Author: James Tate '09

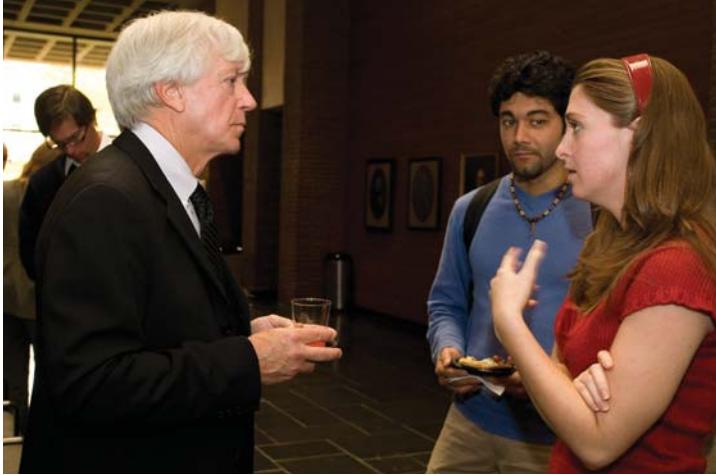
The College of Law was honored to present G. Edward White, the David & Mary Harrison Distinguished Professor of Law at the University of Virginia, as the 2008 William Howard Taft lecturer.

Professor White earned his AB from Amherst College, his MA and PhD from Yale University, and his JD from Harvard Law School. After graduating from law school, he clerked for Chief Justice Earl Warren of the Supreme Court of the

United States for the 1971 term. He then joined the law faculty of the University of Virginia. In 1986, White became a member of the history department at Virginia as well.

At the October 7, 2008, event, White delivered a compelling





Professor White discusses his lecture with law students during the reception in his honor.

and thought-provoking talk in keeping with the fine tradition of the Taft Lecture. His research examined the conventional views of the central ideas permeating the founding period of our country. As traditionally studied and taught in the legal academy, these foundational ideas have been thought to include the concepts of liberty, equality, protection of private property, popular sovereignty, federalism, and separation of powers. Rather than taking this traditional teaching as a fixed truth, however, White suggested that we take a closer look at the defining events of the founding period to ascertain the ideas that shaped the founding period. Viewing our founding principles through this lens, he argued that some of the ideas traditionally associated with American constitutionalism do not seem closely connected to those events, nor were all of these ideas prominent in the thoughts and actions of those who participated in the founding period.

White first took an expanded view of the founding period itself, beginning with Great Britain seeking to extract revenue from the colonies in the 1760s and extending to the 1791 adoption of the Bill of Rights. Looking at this period, he argued that

the central idea driving American constitutionalism was the nature and locus of sovereignty in republican government. Separation of powers and federalism were directly connected to, and derivatives of, this central concern with sovereignty. Other ideas traditionally viewed as foundational, namely liberty and protection for private property, were part of the background for the debates and discussions about sovereignty. Finally, White contended that ideas central to modern constitutional jurisprudence, equality and judicial review in particular, developed outside the founding period. He cautioned those who revisit the ideas of the founding to avoid being distracted by subsequent developments in American constitutional jurisprudence and to recognize that many ideas that are central today may have been at most peripheral in the founding period.

The William Howard Taft Lecture on Constitutional Law was established in 1986 to honor the contributions of the only person to have served as both President (1909-1913) and Chief Justice (1921-1930) of the United States. William Howard Taft was born in Cincinnati in 1857. He is a graduate of the Cincinnati Law School, the predecessor of the University of Cincinnati College of Law. He served as dean of the newly founded University of Cincinnati Law Department from 1896-1900 and was instrumental in the merger of this department and his alma mater in 1897.

Audience listens intently.





Corporate Law Center Hosts 2nd Annual Ethics Conference

Conference highlights role of counsel in advising management

Author Nicklaus McKee '09

Local attorneys and law professors discuss challenges.

On November 6, 2008, the College of Law's Corporate Law Center and the Association of Corporate Counsel's Southwest Ohio Chapter hosted the law school's Annual Ethics Conference. Keynote speaker Paul W. Heldman '77 and a panel of corporate law professionals discussed the role of corporate counsel in advising management and boards of directors before an audience of attorneys and law students.

Barbara Black, the Charles Hartsock Professor of Law and Director of the Corporate Law Center, started the program with an outline of the conflicting issues a general counsel (GC) faces when given the responsibility of guarding a corporation's integrity while partnering with executives to maximize corporate growth and wealth. To minimize conflicts and

handle these competing pressures, scholars feel the GC's role must be broad in scope and focus on maintaining independence. Black also noted that these factors help little if employees are unable to report concerns to management, and if CEOs do not command high integrity while seeking high performance.

Paul Heldman, general counsel, secretary and executive vice

president of The Kroger Co., echoed Black's sentiments with a discussion of his experience managing the competing pressures a GC faces. Heldman stated that one of the major things any in-house attorney must remember is that the rules of professional conduct require an

attorney to be loyal to the client at every turn. For in-house counsel, the client is the corporation. While work with management typically aligns with loyalty to the corporation, Heldman said, "Situations may arise

where individual interests differ from those of the company, and the in-house attorney's loyalty must be made clear to the individual."

Heldman concluded

his portion of the program by highlighting how closeness with the business, major decisions, and management create a balancing act that endangers a GC's loyalties but also gives the position a tremendous upside. Heldman felt the key to managing this balancing act is a

Profile of the Class of 2011

CEO who feels obligated to fulfill legal duties regardless of the business implications. Accordingly, both the CEO and GC become the conscience of a corporation.

The program then turned to four attorneys with varying perspectives on how corporate counsel serve as advisers to the corporation. Gregory A. Gehlmann, senior VP and GC for First Financial Bancorp; Roger Lautzenhiser, partner at Vorys, Sater, Seymour and Pease; Steven M. McCarty, VP and counsel for Catholic Health Initiatives; and Beverly Wycoff, senior VP, GC, and secretary for FirstGroup America fielded questions from the audience and the moderator, UC Law assistant professor Lynn Bai. Each panelist's experience allowed him or her to express interesting opinions on how to operate ethically in the bottom-line-driven world in which businesses operate.



Students listen closely at ethics conference.

Number of students enrolled: 123

Student age range: 21-56: 20% are 27 years of age or older

Gender ratio: 55% male; 45% female

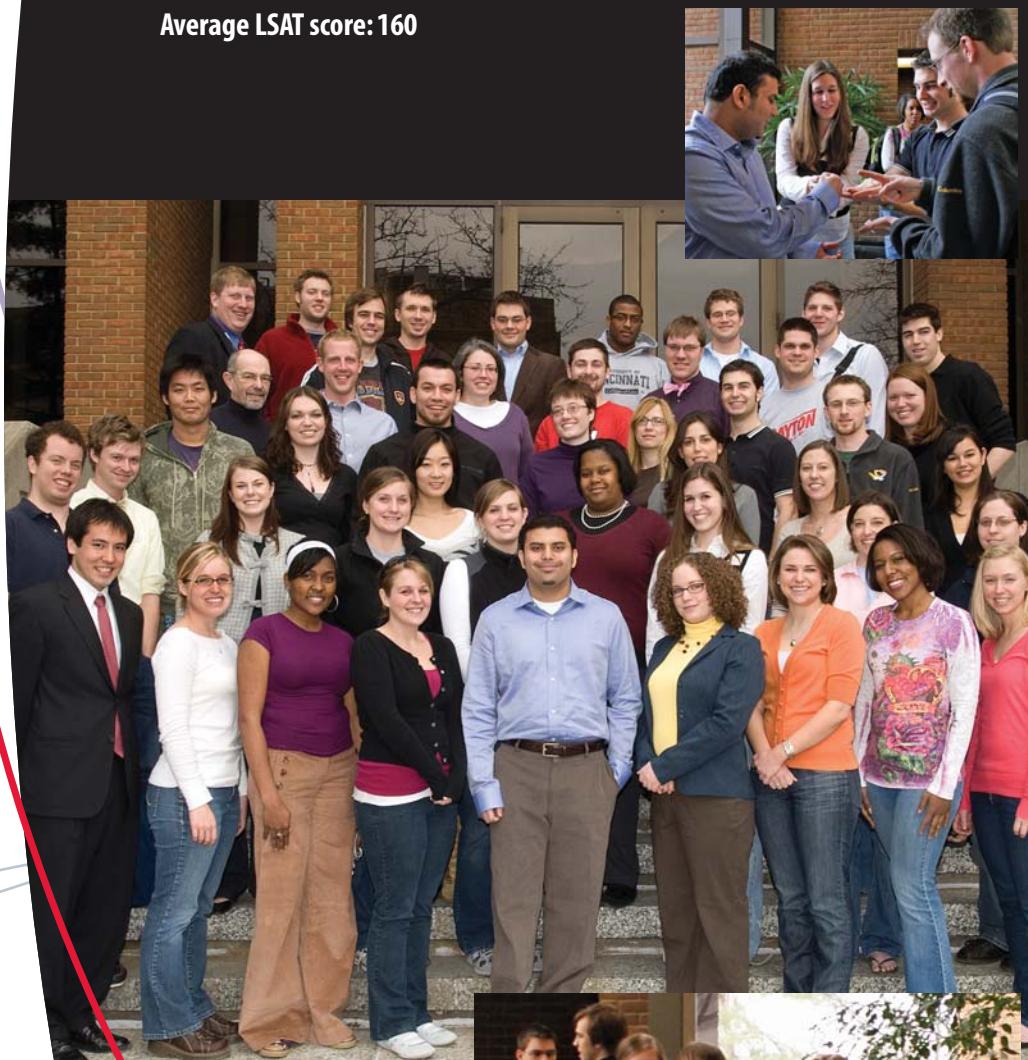
Members of minority groups: 16%

Number of college and universities represented: 67

Number of states represented: 20

Number of majors represented: 43

Average LSAT score: 160



Litigation & Legislation...A Discussion With Harris Distinguished Visitor Senator Bill Seitz

Author: Rhett Lemmel, '09

On the eve of Election Day last November, Ohio State Senator Bill Seitz came to the law school to discuss the intersection of law and public policy. Seitz, who had just been honored as "Legislator of the Year" by the American Legislative Exchange Council, was the most recent guest in the Irving and Selma Harris Distinguished Visitor Series. Events in the Harris series are a highlight because they give students a chance for frank and informal discussion with prominent area lawyers and judges. This event proved to be no exception.

Dean Billionis began the discussion by sketching an outline of Seitz's career. Since graduating from the College of Law in 1978, Seitz has worked for Taft, Stettinius & Hollister, where he has been a partner since 1986. For the past seven years, he has balanced his private

work as a litigator with public service as a legislator. From 2001–2007, Seitz served as a member of Ohio's House of Representatives; during this time in the Statehouse, he was a pivotal proponent for Ohio's most recent tort reform legislation. In October of 2007, Seitz was appointed to the Senate seat for Ohio's Eighth State Senate District.

Once Dean Billionis finished the introduction, Seitz began to field questions from students. He started by addressing concerns that having state legislators without formal legal training threatens vital constitutional principles. And in response to a related question, he defended the Ohio Supreme Court and its stance on legislative deference. Seitz then discussed Ohio's version of the Adam Walsh Act, an act he helped author. One of the more controversial provisions of the act prohibits sex offenders from living within 1,000

feet of a school. While defending this provision as well intentioned, he admitted to worrying that the legislature may have gone too far.

Shifting focus from policy to politics, Seitz went on to tell how in election years state representatives will often allow a fellow representative to take credit for sponsoring a bill with little or no actual involvement. Third-year Scott Brenner grasped the uncommon nature of this insight: "That sort of political maneuvering isn't covered in textbooks."

In our present political culture, where we expect politicians to dodge tough questions and to waffle on sensitive issues, Seitz impressed everyone with his remarkable candor. Every student in attendance was grateful that Seitz was so willing to share his experience with us.



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The Annual Fund at the University of Cincinnati College of Law operates year-round to raise funds in support of the college's most immediate needs. Annual gifts make a difference in a number of areas within the college, including:

- Student scholarships
- Technology upgrades
- Faculty development
- Facilities and equipment upgrades

Please join the alumni, friends, parents, students, faculty, and staff in supporting the College of Law with an annual gift.

Ryan Mabry, 2L

University
of Kentucky,
Mathematics, BS, 2007

Daniel J. Westerbeck Scholar

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After 18 Years in Prison, Innocent Man Regains His Freedom

Author: Carey Hoffman, University of Cincinnati Communications

Students working as part of the Ohio Innocence Project, based within the UC College of Law, saw their efforts have the ultimate impact in August 2008, when Robert McClendon was released after serving 18 years for a crime that scientific testing says he did not commit.

McClendon was granted a new trial and released on his own recognizance after a hearing in the downtown Columbus courtroom of Franklin County Common Pleas Court Judge Charles Schneider. More than 15 University of Cincinnati College of

Law students who are part of the Ohio Innocence Project (OIP) were on hand to witness the proceedings along with about 20 excited friends and family members of McClendon.

Both the Franklin County prosecutor's office and defense counsel from the OIP indicated after the hearing in media reports that they don't expect charges to be re-filed against McClendon. That decision would make McClendon the third Ohio inmate to earn exoneration in the five-year history of the OIP, and end a legal odyssey that began for the Columbus

resident in 1990. That is when he was arrested for the rape of a 10-year-old girl, a crime he steadfastly denied committing.

"The first thing he said when Mike (Harrington) and I went to meet him for the first time was 'Before we get started, I just want to tell you guys I'm completely innocent of this crime,'" recalled UC third-year law student Dan O'Brien, who worked on McClendon's case for most of the last year as an OIP Fellow. "He said we had to believe that fact if we were going to work on this case."

McClendon maintained confidence that a DNA test could clear him. O'Brien ended up drafting a brief that ultimately earned McClendon a chance at a DNA test, despite previous efforts to earn such a test before the OIP joined the case.

McClendon also benefited from a project being initiated by the *Columbus Dispatch* newspaper, which partnered with the OIP to try and get DNA testing for the state's inmates whose cases had the most potential to be helped (or hurt, if the

DNA proved their involvement) by the results of testing. The Dispatch partnership ended up earning DNA testing for 30 inmates — McClendon is the first to have his results come back.

"We are working on more exciting cases now than at any other time in our history. The McClendon case is just the beginning," says OIP faculty director and professor of law Mark Godsey. "I think it's also appropriate in this case to point out that Franklin County Prosecutor Ron O'Brien has been the model of what every citizen should want out of a prosecutor. He looked hard at the issues involved in this case, and when he saw what the facts were saying, he was reasonable and cooperative in trying to make sure the right thing was done."

The prosecutor's office allowed for DNA testing on the underwear the victim was wearing when attacked. Just locating that piece of evidence, 18 years after the fact, was a chore for UC law students O'Brien and Harrington. New, more sensitive analyzing technology determined the presence of DNA material on the evidence, and when it was tested against a sample taken from McClendon in prison, it was shown not to be a match.

"Before we even had the DNA results, we had read the transcripts from the trial and had formulated opinions on what had happened," says Courtney Cunningham, a

"It's a great feeling knowing I was part of the project that freed him, and it just seems like a lot of hard work has paid off. That's a great feeling."

Dan O'Brien '09



Lois Rosenthal, Robert McClendon, and Dick Rosenthal.

John Kennedy, Courtney Cunningham, Errin Jordan, Melissa Laugle, Thomas Darrow, Amanda Smith, Elizabeth Zilberberg, and Kurt Gee



current OIP fellow who took over the work on McClendon's case in May 2008, along with partner Megan Tonner. "When the results came back, we were pleasantly surprised, but not shocked. From that point, we just collaborated with the prosecutor's office and worked to do what was best for them, best for us, and best for Robert."

Cunningham and Tonner had their efforts this summer overseen by OIP attorney Jennifer Paschen Bergeron, the lead defense counsel on this case and herself a recent UC College of Law grad. Bergeron was a member of the college's Class of 2002, shortly before the OIP came into existence.

"You just don't know what is going to happen with a case like this,"

handcuffs and leg irons.

Judge Schneider offered words of praise to both the prosecution and defense counsel who worked to recognize the ultimate issues of justice involved in the case, and then closed simply with, "Mr. McClendon, you are released on your own recognizance. Thank you, Mr. McClendon, and good luck to you."

UC law student Jason Masterson was among those who made the trip to Columbus for the hearing. "It's just historic to be in the courtroom and see someone like Robert, who was wrongfully convicted, walk out."

Masterson, who had worked for three years in the Hamilton County justice system as part of the Talbert House program before coming to law school, considers the outcome an

gone to court. That says they're being selective." In McClendon's case, his assertion of innocence for so many years was borne out by the day's events.

I'm just thrilled for him," says Dan O'Brien. "It's a great feeling knowing I was part of the project that freed Robert, and it just seems like a lot of hard work has paid off. That's a great feeling."

Donors and Friends of the Ohio Innocence Project. Mark Godsey, John Cranley, Jennie Rosenthal Berlant, Robert McClendon, David Black, Lois Rosenthal, Dick Rosenthal, Dave Altman, and John Shepherd



Bergeron says. "That's the whole reason for having an innocence project and doing this kind of testing."

The hearing was a quick matter, lasting little more than 10 minutes. McClendon's backers could be heard to gasp and cry softly when he was brought into the courtroom in

event that "restores your faith. With my background, I knew the realities of the system and wasn't going to be interested in being a part of the Innocence Project if the organization was too liberal. But what sold me was how strict the screening process is (for inmates). They've reviewed hundreds of cases, but only five have

"When the results came back, we were pleasantly surprised, but not shocked. From that point, we just collaborated with the prosecutor's office and worked to do what was best for them, best for us, and best for Robert."

Megan Tonner '10

**OHIO
innocence
project**
*Lois and Richard Rosenthal
Institute for Justice*

Law School Celebrates Adjunct Faculty

Last fall the law school celebrated and thanked the adjunct faculty who generously contribute their talents, knowledge, and passion to law school students. Through their service the law school's program is enriched, as they add additional substance to the myriad of programs available at UC Law. The following pictures were taken at this fall's adjunct faculty reception.



Hon. Burton Perlman, Hon. Jeffrey Hopkins, and Dean Lou Bilionis



Bill Gallagher



Bert Lockwood, Doreen Canton '88, Michael Zavatsky '80, and Scott Kane '97



Kevin Flynn '87



L to R: Eric Robbins '01, Clayton Kuhnell '01, and Tim Armstrong



Jim Lawrence



L to R: Hon. Mark Painter '73, Michael Zavatsky '80, and Janet Moore

L to R: James A. Hunt '74, Bill Hunt, Robert Behlen '80, and Dan Buckley '74



Ohio Governor Appoints Marianna Brown Bettman '77 Chair of Judicial Recommendation Panel



Ohio Governor Ted Strickland appointed Marianna Brown Bettman, former judge and currently professor of clinical law at the College of Law, to the Ohio Judicial Appointments Recommendation Panel. She will serve as chair of one of the two recommendation panels.

In other news: Professor Bettman was honored at the 2008 National Association for the Advancement of Colored People convention as a recipient of the “Foot Soldiers in the Sands” award. This honor recognizes attorneys who have gone above and beyond the call of duty on behalf of the association and its civil rights agenda.

Updates@UC Law

Last August the law school's communication department launched **Updates@UC Law**, a monthly e-mail newsletter with the latest UC Law information, upcoming events, and CLE opportunities. Readers can learn more about the law school's alumni faculty and staff, and live vicariously through our students who tell stories about their experiences around the world. To see past issues, visit the law school's website at www.law.uc.edu/news/Updates/.

Look for Updates the third Thursday of each month. If you haven't been receiving yours, send us your e-mail address so we can add you to the database. Send it to counselor@law.uc.edu. We also welcome your comments, suggestions, and ideas for Updates@UCLaw.

The newsletter header features the title "Updates@UCLaw" in red, the "COLLEGE OF LAW" logo, and the "UNIVERSITY OF Cincinnati" logo. It is Volume 1, Issue 6, dated January 2009.

Protecting the Retail Investor In An Age of Financial Uncertainty
Professor Barbara Black, the Charles Hartsock Professor of Law, is the featured speaker for the 2009 Harold C. Schott Award presentation. Black will present "Protecting the Retail Investor In An Age of Financial Uncertainty," a discussion on the rights and remedies of retail investors and proposals for reform. ([Read more](#))

Former Equestrian Carrie Wood '05 Enjoys Fighting for Justice
For former professional equestrian Carrie Wood '05, working for The Legal Aid Society in New York City is a lot like riding a horse...constantly adjusting, maneuvering, stopping, starting, and racing to the goal line. It presents new and interesting challenges every day; and, she'd have it no other way. ([Read more](#))

Public Interest Law Fascinates 2L Brian Howe
Second year student Brian Howe already knows what he wants to do when he graduates in 2010—practice public interest law. Being involved with the Ohio Innocence Project (OIP) this past year has enabled Howe to experience what it feels like to provide legal assistance to someone who couldn't otherwise afford it. ([Read more](#))

Teaching is a Life-Long Journey for Professor Margaret Drew

Upcoming Events

- A Move toward Merit Selection? February 4
- Diversity Day February 21
- The Harold C. Schott Lecture February 24
- The Robert S. Marx Lecture March 10

More Events

Law Links

- CLE Opportunities
- Update Your Information / Share News
- Alumni Career Resources
- Hire a Student/Alum
- Job Fairs
- Transcript Requests
- Support UC

Push Yourself to Contribute Greatness to Your Organization

By Dean Mina Jones Jefferson '90

In the past month, what is one thing you did or were asked to do that would contribute to your organization's greatness?

That was the question posed by a speaker at a conference I attended. For some of you, like those of us in attendance, maybe the answer is readily forthcoming. But for most I suspect that the time to think great thoughts is a luxury you do not have. Rather, your environment is one in which new ideas are not as welcome as simply trying to do more with less. Thinking at all, let alone thinking outside the box, may be a risky proposition that organizations are rewarding less and less. Most organizations, legal departments, and academic institutions seek only to keep up with the Joneses. How so? Inevitably when management meets to discuss a new initiative the first question is "who else is doing it?"

An organization is only as strong as its parts — that means you and me. If we do not develop as professionals it is unrealistic that our organizations will follow. Or at least that is what I used to think. Admittedly I am somewhat naïve when it comes to professional

development. I am the type who actively maximizes potential, who enjoys looking at the forest, and who believes that the proof is in the process. Take decision-making. Have you ever been a part of a project for which the team makes a decision only to revisit that decision again and again? Call me irrational, but after the second time it seems that the conversation should no longer be about the decision; rather, it should turn to what information was absent and thus led to a poor decision in the first place and what measures or steps should be implemented to avoid this outcome in the future. Making decisions is somewhat like doing legal research. Your mission is complete when your sources begin to cite back to each other. Admittedly, it takes a fair amount of confidence to stand by a conclusion, and confidence requires a willingness to be different. Dare I say original?

Maintain. Lead. Distinguish.

"If it ain't broke, don't fix it" could easily be the modus operandi of many organizations. And while this approach may work for a while, inevitably it brings failure. Just think GM and its Detroit peers. Lest we

status quo vi
utilization mar
future skills ch
professionals pr
confidence

cast stones, we should remember that we live in a glass house. The legal profession holds onto measures, tools, and systems with glaring flaws. The lack of imagination seems more the rule than the exception. For instance, take the billable hour. Criticism of the billable hour is rampant. The system promotes inefficiency and often is unconnected to the value provided. Yet despite the 2008 economic downturn, 98 percent of AmLaw 200 firms indicated that they were going to raise billing rates in 2009. (Francesca Heintz, *How Full?*, *The American Lawyer*, December 2008, at 94-95.) You would think that alternative billing would finally get the respect it deserves; however, American Lawyer's survey indicates that managing partners are fairly confident that the billable hour will continue to be standard operating procedure. Maybe so, but the Association of Corporate Counsel (ACC), an organization that represents 24,000 in-house lawyers, launched the Value Challenge (September 2008), which brings together law departments, law firms and academics to find ways to restructure the law firm-client relationship by offering best

status quo vision **mission** talent
leverage competencies utilization
management forefront **value**
coaching 360° **future** skills **change** **coaching** 360°
pipeline best practices different
change pipeline best practices different
productivity imagination courage
confidence status quo **vision mis-**
sion talent leverage competencies
utilization management forefront
value coaching 360° **fu**
change pipeline best practices different

practices. And Deborah Epstein Henry, Flextime LLC, created the F.A.C.T.S. approach to billing — fixed, annualized core, target, and shared hours. (Deborah Epstein Henry, “Facing the FACTS: Introducing Work/Life Choices For All Firm Lawyers Within the Billable Hour Model,” *Diversity & the Bar*, November–December 2007, at 16.)

It goes without saying, these are trying times, but when faced with the reality of doing more with less, you are given the opportunity to really focus on what matters, recognize your core, and inevitably emerge stronger. So what does one have to do with the other? It’s all about the status quo. All along the continuum there have been movements and opportunities to do what we do better. Whether it’s therapeutic jurisprudence, Best Practices, Carnegie, the Value Challenge, the Law Firms Working Group, or Henry’s F.A.C.T.S. — each endeavor began as an idea generated by those who dared to use imagination. Many of your employees bring imagination and creativity to what they do and these tiny seeds can bring great yields. So don’t squash it. Till the soil and let their ideas foster.

I know it is far easier to do what we did the last time rather than put energy into something new, but this approach can be a death sentence for an organization. The next time someone brings a new idea to the table or dares to push you beyond your comfort zone, don’t summarily dismiss it because the budget “doesn’t allow it” or “no one else is doing it.” Pause instead. It may be an opportunity to distinguish yourself in ways that will catapult you to the head of the class, retain talent, and enter you into the realm of greatness. Otherwise, we are left to care less and when imagination leaves the building it eventually crumbles. So again, what is the one thing that you will do or you will ask someone to do this month that will contribute to your organization’s greatness?



**Authored by assistant dean
Mina Jones Jefferson, “The Professional” highlights common issues and challenges with solutions designed just for you.**
If you have a question or column suggestion, please e-mail the editor at counselor@law.uc.edu.

Alumni

Annual Dean's Council Dinner

The annual Dean's Council dinner to thank all lifetime donors and annual donors of \$1,000 and above was held at the Banker's Club this past December.

At this dinner Dean Bilionis and University of Cincinnati President Nancy Zimpher took the opportunity to thank the college's most generous donors. This year, Dr. Glenn Weaver, founder of the Weaver Institute at the College of Law, along with his widow Mary Ellen and their daughter Ellie were honored. The Weaver Institute Board of Trustees and their wives were also in attendance.



Edy Carro and Edy Schlotman



Hon. Dennis '72 and Bertie '95 Helmick



Carol Williams, Stan Chesley '60, and Hon. Michael Barrett '77



Hon. Margaret Clark '77 and Patrick Hornscheimer '77



Jay Clark '89, Hal Arenstein,
and Bill Gallagher



Ann Hubbard and
Lois Rosenthal



Dean Emeritus Sam Wilson '61 and Ann Wilson



Joe Brant '61, Charlotte Brooks, and Carol Friel '80



Ann and Harry '57 Santen



Will Ziegler '56 and wife Helen



John Shepherd, Carolyn Scheve,
and Dean Bilionis



Michael Belmont and Barb Howard '79



The Dean and his wife Ann Hubbard
flank Ellie Weaver and the Weaver
Institute trustees. From left to right: Dean
Bilionis, Steve Phillips, Chuck Dunn,
Ellie Weaver, Hal Klink, and Gordon
Christenson

Alumni

Reunion Weekend

Golden Bearcat brunch



Professor Lawrence Herman '53 and his wife
Ann Brace

Alumni from as far back as 1948 and as far away as Connecticut and Texas gathered September 19–20, 2008, to reminisce about old times, renew old friendships with classmates, and salute the law school.

The weekend began with the “Golden Bearcat” brunch on Saturday, hosted by Dean Louis Bilionis. Attendees, who graduated at least 50 years ago, along with their spouses, gathered in the law school’s Crow’s Nest to meet the Dean and learn about life at the law school today.

That evening, a reception and alumni dinner took place at the nearby Kingsgate Marriott. Opening remarks by Dean Bilionis were followed by several hours of conversation, laughter, and good times as classmates from '48, '53, '58, '63, '68, '73, '78, '83, '88, '93, '98, and '03 mingled while looking through class photos and composites.

Throughout the reunion weekend, various classes gathered for their own brand of fun at local homes and restaurants; one class met for a tailgate party before the UC vs. Miami football game!



Mary Backsman '58 and Stanley Stanford '58

Dean Bilionis, Bob '58 and Wanda Doggett, Lawrence Herman '53 and Ann Brace, Rosemary and Bill '48 Reyering and Stanley Stanford '58

Alumni reception and dinner



Jill Fuchs '83, Theresa DeWitt '83 and Bob Martineau's wife, Pamela Eddy, look through the class booklets



1983 grad Bob Martineau, Jr. and Pamela Eddy



Class of 1983 attendees: Back: Dale Stalf, Frank McCune, Joe Plye, Theresa DeWitt, Steve Thompson, Bill Melvin, and Russ Wilson
Middle: Frannie Kelly, Mark Basil, Bob Martineau, Jr., and Laura Wartner
Front: Sandy Neely, Julie Wilson, and Jill Fuchs



Doloris Learmonth, Barb Watts and Hon. Nancy Korte Johnson, all Class of 1978



Russ Wilson and Joe Plye, 1983 grads

Alumni Reunion Weekend



Class of 1958 attendees: Mary Backsman, Stanley Stanford, Roland Eichner, Hon. Jack Rosen, Bob Schneebeck, and Shearl Roberts



Bill Morelli, Dale Vitale, and John Arnold – all Class of 1978



Irwin '48 and Mariam Katzman and Hon. Jack Rosen '58 and Rachael Rosen



Shannon Eckner, Mindy Williamson, and Jennifer Naylor, all Class of 2003

Alumni reception and dinner



Standing: Dean Lou Bilionis, and Jose '93 and Lisa '91 Martinez
Seated: Hon. Mark '73 and Sue Ann Painter, and Robbin and Lou '68 Gilligan

**Special thanks to those
who helped coordinate
their classes:**

Class of 1948 Martha Perin

Class of 1958 Mary Backsman and the
Hon. Jack Rosen

Class of 1968 Tom Dupuis and Sidney
Lieberman

Class of 1973 The Hon. Mark Painter
and Joe Trauth

Class of 1978 Doloris Learmonth, Dale
Vitale, and Barb Watts

Class of 1988 Shannon Kuhl and Todd
Calaway.

To be a part of your upcoming class reunion
(all classes ending in "4" and "9" — '49, '54,
'59, '64, '69, '74, '79, '84, '89, '94, '99, and '04)
please contact Meredith Singleton, assistant
director of development, at 556-0938 or
meredith.singleton@uc.edu.



Class of 1978: Back: Dale Vitale, John Arnold, Bill Young, Bill Morelli, John Rowland, John Williams, and Peter Outcalt
Front: David Cook, Doloris Learmonth, Hon. Nancy Korte Johnson, Barb Watts, Hon. Bob Ward, and Hon. Bob Mecklenborg

UCLA Hosts Annual Meeting



Lori Krafte, 2008 Adjunct Faculty Teaching Excellence Award and 1998 graduate

The UC Law Alumni Association (UCLA) hosted its annual meeting and free CLE program November 14 at the College of Law. Presenting the CLE program were: Douglas Dennis '95 on **The Duty to Maintain Client Confidences — Except When There is a Duty to Make Certain Disclosures**; the Honorable Beth Myers '82 on **The Commercial Docket**; and, professor Marianna Brown Bettman '77 on **the Most Important Cases of the Ohio Supreme Court June 2007-June 2008**.

There were over 60 attendees and during the lunch portion of the

program, UCLA board president Jim Hunt '74 thanked several members of the board for their years of service. Those whose service came to an end include: Gerald Baldwin '69, Kathleen Brinkman '75, Deborah DeLong '75, Erica Gann '04, Richard Joseph '90, Lori Landrum '93, and Terrence Ohnmeis '04. Incoming new members of the board are: Carol Friel '80, Robert Risch '67, Daniel Startsman III '07, and 3L student representative Brandon Craig '09.

The annual meeting is also where the board presents an adjunct faculty member with the Adjunct Faculty Teaching Excellence award. This award is voted on by members

First Annual Donors' and Scholars' Reception

Scholarships are the lifeblood of the college. Scholarships 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.

The first annual **Donors' and Scholars' Reception** was held September 5, 2008, at the College of Law. Bringing together the donors and students who receive the scholarships was a wonderful way for them to meet each other. It provided the College and the scholars 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.



Candice Powell and Professor Emeritus John J. Murphy. She is the recipient of the Murphy scholarship named for Murphy. The scholarship was generously established by Dennis Doyle '72.



Tom White and his wife Amanda donate a generous fellowship award for a UC law student to work at the Northern Kentucky Children's Law Center. Tom is here with his scholar, Jamie Beatty.

of the recent graduating class and current 3L students. This year's award winner was Lori Krafte.

Professor Krafte's students said of her, "Aside from her being extremely knowledgeable in the areas she taught, she was always energetic and seemed genuinely enthusiastic about us learning not only the law but a good practical understanding of how things worked." The board congratulates and thanks Krafte for her sincere commitment to our law students.

Please visit the website for upcoming dates for 2009 CLE credit hours offered by the UCLAA.



Gerald Baldwin '69, Kathy Brinkman '75, UCLAA board president James Hunt '74, UCLAA board vice president Brie Rogers '02, Terrence Ohnmeis '04, and Richard Joseph '90.



Kenjiro LaCroix was the inaugural recipient of the Hon. Rupert Aull Doan '58 scholarship. Judge Doan's widow, Sue Doan, attended the event. She and her daughter and son-in-law, Holly Doan Spraul '88 and Dan Spraul '82 established the fund in her husband's honor.



Ryan Schmidt, Lou Gilligan '68, Andrew Trice, and Jonathon Norman are photographed. Lou represented the firm of Keating Muething and Klekamp, which established the Michael J. Burke Memorial Scholarship.



Dean Lou Bilionis, Carol Friel '80, Maria Gonzales, and Elise Lucas. This scholarship was established by Carol and her late husband, Fred Braun '56.



Nick Endsley and Doloris Learmonth '78. She represented the firm of Peck Shaffer, which has a College of Law scholarship that Nick received this year.



The bi-annual meeting of the college's Board of Visitors had taken place earlier in the day. Barb Howard '77 (and president-elect of the Ohio State Bar Association) and John Williams '56 joined other Board of Visitors members in celebrating.



Jillian Pizza, Sarah Young and Jamed Brandyberry with Jim Helmer '75 are recipients of his scholarship.



Mort Spitz is with five of the 15 Drury Scholars: Jon Ford, Melissa Laugle, Alex Linser, Mort Spitz, Charlie Rittgers, and Jeff Hicks.

UC Law Alumni Association Celebrates Three Distinguished Alumni



Class of 1969, along with Eileen and Molly Peyton

The 2009 UC Law Alumni Association Spring Luncheon gathered alumni and friends from Cincinnati, as far west as Hawaii, and as far east as Massachusetts.

Since 1980, the UC Law Alumni Association has honored distinguished law school alumni who represent excellence and achievement in their fields. This year's luncheon, sponsored by Arnold Printing and the Joseph Auto Group, recognized The Honorable Sandra S. Beckwith '68, The Honorable Mark P. Painter '73, and John F. Peyton, Jr. '69 (posthumously).

The Class of 1969 used this year's luncheon also as the kick-off to their reunion celebrations for the weekend.

More than 20 alumni from that class gathered at the luncheon to honor John and his family. His widow, Eileen, and daughter, Molly, were able to join the luncheon thanks to the generosity of many of John's former 1969 classmates.

This Year's Honorees:

The Honorable Sandra Beckwith, a 1968 graduate of the College of Law and a 1965 graduate of the McMicken College of Arts and Sciences at UC, was recognized for her many firsts as a female judge in Cincinnati. After beginning her career in private practice with her father, in 1977 she was appointed and then elected as the first woman to the Hamilton County Municipal Court and in 1982 was re-elected. In 1987, she was

the first woman elected to the Court of Common Pleas Division of Domestic Relations, and in 1989 became the first woman appointed to be a member of the Board of

County Commissioners of Hamilton County, Ohio, by Governor James A. Rhodes. She was the first woman elected in 1990, when her fellow Commissioners elected her president of the Board of County

Commissioners. In 1992, Judge Beckwith was appointed by President George H.W. Bush to the United States District Court for the Southern District of Ohio, and in 2004 she became its first woman Chief Judge.

The Honorable Mark P. Painter, also a graduate of the College of Law and a 1970 graduate of the McMicken College of Arts and Sciences, was elected to the Court of Appeals in 1994 and has been re-elected without opposition since, having previously served on the Hamilton County Municipal Court for 13 years and having practiced law for nine years. He was recently selected as one of seven judges worldwide to serve on a new appeals court that will resolve disputes involving corruption, nepotism, and employment discrimination at the United Nations in New York. Judge Painter is an extensive legal scholar having nearly 400 of his decisions published nationally to date, making him one of the most-published judges in Ohio history. He is also the author of many books, including the biography "William Howard Taft: President and Chief Justice"; and he has written numerous publications including law review articles and internet biographies of Oliver Wendell Holmes Jr., William Howard Taft, and Warren Harding. An adjunct professor of law since 1990, he teaches advanced legal writing. Lastly, Painter was named the 2008 Chesley Distinguished Visiting Professor at UC Law.

Also honored this year (posthumously) was John F. Peyton, Jr., a 1966 graduate from the University of Dayton and a 1969 graduate from the College of Law. He was a retired U.S. Army Lieutenant Colonel, received his law degree in 1969 from the College of Law and a masters of law in the field of law, psychiatry, and criminology from George Washington University. After law school, Peyton served as an associate general counselor for the Central



Hon. Thomas Rose '73, Hon. Michael Barrett '77, and Hon. S. Arthur Spiegel (seated)



Lou Gilligan '68, Hon. Mark Painter '73, and Hon. Stanley Aronoff

Intelligence Agency, working as chief litigator for many years before becoming an assistant U.S. Attorney for the next 20 years with the U.S. Department of Justice. Eighteen of those years were spent in Hawaii overseeing the Drug and Organized Crime Section of the United States Attorney's Office. He served as interim director of the Hawaii High Intensity Drug Trafficking Area and chaired the Law Enforcement Committee of the Weed and Seed program. In 2001, Peyton accepted an assignment in Bosnia-Herzegovina to assist in establishing a judicial system there. Hawaii Governor Linda Lingle appointed him to head the Department of Public Safety; however, he resigned the following year to return to Bosnia to help establish its Rule of Law administration. Peyton later worked with the United States Agency for International Development to help with the Republic of Malawi's legal system.

Thank you to our sponsors and guests who continue to support the UC Law Alumni Association.

If you would like to nominate an alumnus for the 2010 awards, contact Meredith Singleton in the Alumni and Development Office of UC Law at meredith.singleton@uc.edu or 513.556.0938.



Eileen Peyton (accepted posthumous award for John Peyton '69), Jim Hunt '74, president Law Alumni Association, Hon. Mark Painter '73, Hon. Sandra Beckwith '68, and Dean Lou Bilionis

From Your UCLAA President

Hello fellow UC Law alums and friends of the college!

Your UC Law Alumni Association wrapped up another year of promoting alums reconnecting — working to bring our alumni into the fold and providing opportunities for not just professional growth through our CLE's, but also providing opportunities to reconnect with other alumni.

This year's Annual Meeting and CLE held this past November was a chance to earn free CLE credits and an opportunity to thank several of our UCLAA Board of Trustees members for their service as they completed their terms with our board. Were it not for the leadership of these individuals, your UCLAA would not be a success. Special thanks to Gerald Baldwin '69, Kathleen Brinkman '75, Deborah DeLong '75, Erica Gann '04, Richard Joseph '90, Lori Landrum '93 and Terrence Ohnmeis '04. Your service to your UC Law Alumni Association was greatly appreciated.

We welcome to the board three new members. Robert Risch '67, Daniel Startsman III '07, and Brandon Craig '09, joined the board for 2009. We look forward to working with these new board members and we know it will be a successful year.

Each year we look for new ways to engage our alums in our annual activities. We will honor another set of distinguished alumni at our spring luncheon. We will continue to offer free CLE opportunities and will host a reception at which you can meet and mingle with fellow alumni who span the decades of UC Law history. Your involvement and commitment helps to make the Law Alumni Association successful. We hope you will take advantage of as many opportunities as you can to reconnect, re-engage, and revisit with other UC Law alumni.

I look forward to seeing you at many of our different opportunities throughout 2009.

Thank you,

James A. Hunt, '74
UCLAA Board President

Meet Law School's Board of Visitors

Twice a year the Board of Visitors meets to provide their insights and perspectives about the College of Law and its future plans. Here are some of the current BOV members in attendance at the February meeting.



2008-2009 Board of Visitors*

Maj. Gen. John D. Altenburg, Jr.
Hon. William M. Barker
Hon. Michael R. Barrett
Daniel J. Buckley
Daniel P. Carmichael
Richard A. Chesley
Michael L. Cioff
Douglas R. Dennis
Fay D. Dupuis
Stephen P. Ewald
Jean M. Geoppinger
Louis F. Gilligan
Hon. Robert H. Gorman
Irving A. Harris
Paul W. Heldman
James B. Helmer, Jr.
Kathryn A. Hollister
John D. Holschuh, Jr.

Barbara J. Howard
James A. Hunt (ex officio)
Ronald G. Joseph
David P. Kamp
James C. Kennedy
James G. Keys, Jr.
Gail T. King
Nathaniel Lamplrey, Jr.
Doloris F. Learmonth

Deborah R. Lydon
Jeffrey A. McKenzie
James E. McLean, Jr.
Kevin J. McNamara
Hon. Beth A. Myers
Melany S. Newby
Jill T. O'Shea
Victor E. Schwartz
William J. Seitz III

Alan L. Siff
Patricia Mann Smitson
David C. Stimson
John S. Stith
Carolyn A. Taggart
Kenneth Van Winkle, Jr.
Mark A. VanderLaan
Dennis R. Vaughan, Jr.
John P. Williams, Jr.

Hon. Donald C. Wintersheimer
Stephen D. Wolnitzek (ex officio)
Wilbert L. Ziegler

*Not all members were present for the photo shoot.



New Graduates Admitted to the Ohio Bar

UC Law graduates were sworn in Monday, November 17, 2008, at a special public session of the Supreme Court of Ohio.

Supreme Court Justice Judith Ann Lanzinger served as the keynote speaker and Justice Terrence O'Donnell led the new attorneys in the professional oath.

Justice O'Donnell also visited UC Law's luncheon reception following the ceremony. He spoke about a new

mentoring program that is meant to help new lawyers become accustomed to the Ohio Bar and help them during their first year of work.

Many graduates and their families and friends joined Dean Bilionis for a casual lunch to celebrate this milestone. There was no formal program for this lunch, just an opportunity to gather with fellow students one last time. We hope to continue to learn of your successes in your new careers — stay in touch!



Anne Niehaus and her parents



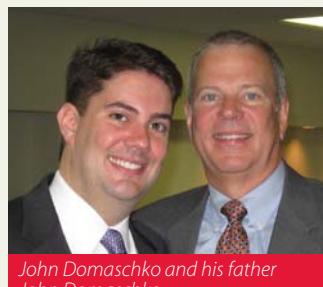
Laura Railing and her parents



Patrick Hayes and Whitney Scheff



Dean Bilionis, Aftab Pureval, and Kyle Healy



John Domaschko and his father
John Domaschko



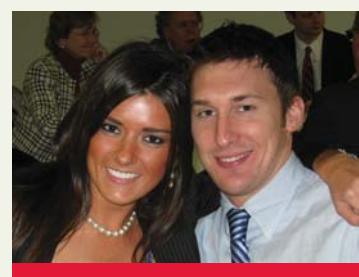
Amelia Morgan and her parents



Eliza Rechul-Stone and her husband



Sarah Sparks and her parents



Jade Stewart and Chris Cline

Faculty Briefs PUBLICATIONS & HONORS



Marjorie Corman Aaron, *Professor of Clinical Law and Executive Director, Center for Practice*, taught two CLE workshops through her Center

for Practice on *Decision Analysis for Lawyers*. Last year she taught *Decision Analysis* at North Carolina Central State University and appeared on NPR's Marketplace Report in a segment on *Selling Suits is Rewarding*.



Timothy K. Armstrong, *Assistant Professor of Law*, presented *Crowd-Sourcing and Open Access* at the CALI Conference on Transforming Legal

Education at the University of Maryland School of Law. He also presented at the college *Can Authors Shrink the Public Domain?* as part of the 12th Annual UC Faculty Summer Scholarship Series. In addition, Armstrong served as host and discussant at a faculty workshop at the college on *Taxing Civil Rights Gains* by Anthony Infanti (Pittsburgh) as part of the Scholar Exchange Program.



Lynn Bai, *Assistant Professor of Law*, presented *Sustaining Intervention — A Reflection on the Ten-Year Anniversary of the Hong Kong*

Government's Controversial Stock Market Support Measures as part of the 12th Annual UC Faculty Summer Scholarship Series.



Marianna Brown Bettman, *Professor of Clinical Law*, received a 2008 Foot Soldiers in the Sands award from the NAACP during

its national convention in Cincinnati. The award honors attorneys who have gone above and beyond the call of duty on behalf of the association and its civil rights agenda. She made a presentation on *Punititive Damages* to the 34th Annual Federal Law Seminar at Miami University and gave the keynote address, *Electing Judges: An Idea Whose Time has Come and Gone*, to the Clermont County League of Women Voters at their 12th annual Suffragist Event.



Joseph Biancalana, *Judge Joseph P. Kinneary Professor of Law*, published *Testamentary Cases in Fifteenth-Century Chancery*, 76

Tijdschrift voor Rechsgeschiedenis 283 (2008).



Louis D. Bilionis, *Dean and Nippert Professor of Law*, participated in a panel on *The Presidency and the Federal Courts: Historical Reflections*

at the Cincinnati Lawyers Chapter of the Federalist Society's program on *The Presidency and the Courts* (which included speeches by President George W. Bush, former Attorney General Edwin Meese III, and former U.S. Solicitor General Paul Clement).



Barbara Black, *Charles Hartsock Professor of Law and Director, Corporate Law Center*, participated in the Conference on Empirical Legal

Studies held at Cornell Law School, where her article, *When Perception Changes Reality: An Empirical Study of Investors' Views of the Fairness of Securities Arbitration*, 24 Ohio St. J. on Disp. Resol. ____ (2008) (with Jill Gross), was included in the poster session. Her article, *Perceptions of Fairness of Securities Arbitration: An Empirical Study*, was reprinted in *Securities Arbitration 2008* (PLI).

Black co-chaired the 10th Annual Securities Law Seminar, an all-day program that is part of the Annual Meeting of the Public Investors Arbitration Bar Association (PIABA), in Colorado Springs. She presented *Securities Law Round-Up and Legal Theories for Supporting Customers' Claims of Damages*.

Black's research on the satisfaction rate for investors who use an arbitration process to settle claims against the securities industry was quoted in Michael Maiello, *Don't Cry for Justice*, Forbes (Nov. 2008). She published a commentary on Minor Myers, *The Decisions of Special Litigation Committees: An Empirical Investigation*, as part of the Fourth Annual Conglomerate Junior Scholars Workshop.



A. Christopher Bryant, *Professor of Law*, presented *United States Supreme Court Review to the Cincinnati Lawyers Chapter of the*

Federalist Society and recorded a podcast for the Federalist Society on the Supreme Court's decision in *United States v. Santos*. Bryant presented *Legislative Facts in Constitutional Adjudication* as part

of the 12th Annual UC Faculty Summer Scholarship Series. He served as host and discussant at a faculty workshop on *Pluralism, Oppression, and the Ambiguous Revival of Religion* at the college by Frederick Gedicks (BYU) as part of the Faculty Workshop Series.



Paul L. Caron,
Associate Dean of Faculty and
Charles Hartsock Professor of Law,
presented *The Estate Tax Non-Gap: Why Repeal a Voluntary*

Tax? at Stanford Law School's Closing the Tax Gap Symposium. The article will be published in the Stanford Law & Policy Review. He was named one of the Top 100 Most Influential People in Tax and Accounting for the third year in a row by Accounting Today.

Caron taught at the University of San Diego School of Law last summer as a visiting professor of law. He presented *The Story of Murphy: A New Front in the War on the Income Tax* as part of the 12th Annual UC Faculty Summer Scholarship Series.

The *Law Stories Series* of Foundation Press, for which Caron serves as Series Editor, published: *Presidential Power Stories*, by Curtis A. Bradley (Duke) & Christopher H. Schroeder (Duke); *Race Law Stories*, by Devan Carbado (UCLA) & Rachel Moran (UC-Berkeley).

The *Graduate Tax Series* of LexisNexis, for which he serves as Series Editor, published: *Civil Tax Procedure* (2d ed.), by David Richardson (Florida), Jerome Borison (Denver) & Steve Johnson (UNLV); *Partnership Taxation* (2d ed.), by Richard Lipton (Baker & McKenzie), Paul Carman (Chapman & Cutler), Charles Fassler (Greenebaum, Doll & McDonald) & Walter Schwidetzky (Baltimore); *Tax Crimes*, by Steve Johnson (UNLV), Scott Schumacher (Washington), Larry Campagna (Houston) & John Townsend (Houston); *U.S. International Taxation*

(2008), by Allison Christians (Wisconsin), Samuel Donaldson (Washington) & Philip Postlewaite (Northwestern).

Caron's TaxProf Blog was named one of the Top 100 Law Blogs by the ABA Journal. He launched several new blogs as part of his Law Professor Blogs Network: *Administrative Law Prof Blog*, by Ted McClure (Phoenix), Kamina Pinder (John Marshall) & Lisa Tripp (John Marshall); *Career & Professional Development Blog*, by Susan Gainen (Minnesota) & Mina Jones Jefferson (Cincinnati); *Civil Procedure Prof Blog*, by Jeremy Counsellor (Baylor) & Rory Ryan (Baylor); *Clinical Law Prof Blog*, by Amy Graham (Michigan State) & Naima Manley (Michigan State); *Constitutional Law Prof Blog*, by Steven Schwinn (John Marshall), Ruthann Robson (CUNY) & Nareissa Smith (Florida Coastal); *International Law Prof Blog*, by Mark Wojcik (John Marshall), Cindy Galway Buys (Southern Illinois) & Michael Peil (Washington University); *Native American Law Blog*, by Timothy Pleasant (Concord) & Deena DeGenova (Concord)

Caron was quoted in dozens of newspaper and media outlets, including ABA Journal, ABC News, The Atlantic, Bloomberg News, Daily Kos, Drudge Report, Fox News, Lawyers' Weekly, New York Times, and Wall Street Journal.



Jacob Katz Cogan, Assistant Professor of Law,
signed a book contract with Martinus Nijhoff Publishers for *Looking to the Future: Essays in Honor of W. Michael Reisman* (with Mahnoush H. Arsanjani, Robert D. Sloane, & Siegfried Wiessner).

He presented *Representation and Power in International Organization: The Operational Constitution and Its Critics* at Georgetown as part of its International Legal Theory Colloquium.

Cogan also presented *Representation and Power in International Organization: The Current Constitutional Crisis* as part of the 12th Annual UC Faculty Summer Scholarship Series. He served as host and discussant at a faculty workshop on *Investment Arbitration and its Discontents: Empirically Analyzing Outcomes* at the College by Susan Franck (Washington & Lee) as part of the Scholar Exchange Program.



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

as faculty at a two-day National Civil Law Institute that addressed custody issues that arise in domestic violence cases. The institute, held in St. Louis, was co-sponsored by NITA and the ABA Commission on Domestic Violence. She was a guest speaker on *Domestic Violence Dynamics* at Roger Williams School of Law. Drew presented *Domestic Violence and the Collaborative Process* at the annual meeting of the International Association of Collaborative Professionals in New Orleans. She participated in a panel presentation to the Hamilton County Domestic Violence Coordinating Council on Firearms and Domestic Violence. Drew also presented *Stalking Basics* at UC Women's Center to undergraduate volunteers who respond to campus sexual assault incidents in order to support victims.

Drew and the Domestic Violence and Civil Protection Order Clinic signed as amicus to a brief filed with the Inter-American Human Rights Commission supporting the petitioner in *Jessica Gonzales v. United States*. She participated in a roundtable discussion held by Ms. Lenahan (formerly Gonzales) and her attorneys on next steps in addressing domestic violence as a human rights issue..

Faculty Briefs PUBLICATIONS & HONORS

Drew organized an amicus brief filed on behalf of the National Association of Women Lawyers in the Supreme Court case of *Fitzgerald v. Barnstable County*. The brief, drafted primarily by Joanne Hodge (John Marshall School of Law), supports petitioner's position that a Title IX claim does not preclude the filing of a Section 1983 claim. She served as host and discussant at a faculty workshop on *When Is a Battered Woman Not a Battered Woman? A Critique of the Legal System's Responses to Domestic Violence* at the College by Leigh Goodmark (Baltimore) as part of the Faculty Workshop Series.

Drew and the Domestic Violence and Civil Protection Order Clinic were featured in the September edition of UC Magazine.



Thomas D. Eisele, Professor of Law. His book, *Bitter Knowledge: Learning Socratic Lessons of Disillusion and Renewal*, was accepted for publication by the University of Notre Dame Press.



Godsey submitted his solicited book review, *Shining the Bright Light on Police Interrogation in America*, 7 Ohio St. J. Crim. L. __ (2009) (reviewing Richard Leo, *Police Interrogation and American Justice* (2008)). Godsey presented *The Ohio Innocence Project* as part of the 12th Annual UC Faculty Summer Scholarship Series.

Godsey submitted his solicited book review, *Shining the Bright Light on Police*

Interrogation in America, 7 Ohio St. J. Crim. L. __ (2009) (reviewing Richard Leo, *Police Interrogation and American Justice* (2008)). Godsey presented *The Ohio Innocence Project* as part of the 12th Annual UC Faculty Summer Scholarship Series.

Along with nine 2Ls and OIP alum Michele Berry '06, Godsey drafted legislation containing four significant reforms to curb the number of wrongful convictions in Ohio. These reforms include a DNA preservation law, a requirement that detectives videotape interrogations, eyewitness identification reforms, and expansions to the OIP-drafted DNA testing law that was enacted in 2006. The bill, which is being promoted by former Attorney General Jim Petro and sponsored by Bill Seitz '78 (R-Cincinnati) and David Goodman (R-Columbus), was introduced into the General Assembly in August at a press conference at which Godsey and recent OIP exoneree Robert McClendon spoke. Godsey also spoke in favor of the bill at the Ohio Prosecutors Association meeting at Cedar Point and at the Buckeye Sheriff's Association meeting in September in Columbus.

Godsey spoke to 60 members of the Glendale Lyceum about the Ohio Innocence Project and the problem of wrongful convictions. He was quoted in dozens of articles in newspapers across the state, including the Cincinnati Enquirer, Columbus Dispatch, Dayton Daily News, and Cleveland Plain Dealer.



Emily Houh, Gustavus Henry Wald Professor of the Law and Contracts, published *Cracking the Egg: Which Came First — Stigma or Affirmative Action?*, 96 Cal. L. Rev.

1299 (2008) (with Angela Onwuachi-Willig (Iowa) & Mary Campbell (Iowa). The

Freedom Center Journal, which is advised by Houh (and professors Kristin Kalsen and Verna Williams), held a discussion of Pamela Bridgewater's article, *Connectedness and Closeted Questions: The Use of History in Developing Feminist Legal Theory*, dealing with reproductive rights and the intersection of race, class, and gender. She also presented *Contracting Identities* as part of the 12th Annual UC Faculty Summer Scholarship Series.



Ann Hubbard, Professor of Law, served as host and discussant at a faculty workshop on *Of Christmas Trees and Corpus Christi: The Establishment Clause and Change*

in Meaning over Time at the College by Jessie Hill (Case Western) as part of the Faculty Workshop Series.

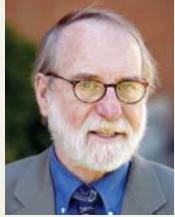


Kristin Kalsen, Professor of Law.

The Freedom Center Journal, which is advised by Kalsen (and Professors Emily Houh and Verna Williams), held a discussion of Pamela Bridgewater's article, *Connectedness and Closeted Questions: The Use of History in Developing Feminist Legal Theory*, dealing with reproductive rights and the intersection of race, class, and gender.



Christo Lassiter, Professor of Law and Criminal Justice, was named one of the 100 African-Americans of Influence in Our Area by the Cincinnati Enquirer.



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

Pennsylvania Studies in Human Rights Series of the University of Pennsylvania Press, for which Lockwood serves as series editor, published: *Women's Human Rights: The International and Comparative Law Casebook* (Susan Deller Ross, ed.) (2008); and *Reparations to Africa* (by Rhoda E. Howard-Hassman) (2008)



S. Elizabeth Malloy, Andrew Katsanis Professor of Law, presented *Anonymous Blogging* as part of the 12th Annual UC Faculty Summer Scholarship

Series. She served as host and discussant at a faculty workshop on *Spending and Compulsory Motherhood* at the College by Nicole Huberfeld (Kentucky) as part of the Faculty Workshop Series.



Bradford C. Mank, James B. Helmer, Jr. Professor of Law. Mank's article, *Standing and Statistical Persons: Should Large Public*

Interest Organizations Have Greater Standing Rights than Individuals? was accepted for publication in the Ecology Law Quarterly. He presented the paper as part of the 12th Annual UC Faculty Summer Scholarship Series. Mank was re-elected chair of the Cincinnati Environmental Advisory Council and was appointed by Cincinnati Mayor Mark Mallory to the Green Cincinnati Steering Committee.



Stephanie Hunter McMahon, Assistant Professor of Law, joined the faculty over the last summer. Her article, *To Save*

State Residents: States' Use of Community Property and the Federal System of Government for Tax Reduction, 1939-1948, was accepted for publication in the Law and History Review. She successfully defended her dissertation at the University of Virginia and received her PhD in American History in January 2009.

McMahon presented *What Does It All Mean? The Rhetorical Power of the Income Tax in the United States, 1861-1918* at the 2008 Tax Policy History Conference in St. Louis. She attended the AALS New Law School Faculty Conference in Washington, D.C.

Darrell A. H. Miller, Assistant Professor of Law, had two articles accepted for publication: *White Cartels, the Civil Rights Act of 1866, and the History of Jones v. Alfred H.*

Mayer Co.

(which he presented at the Northeast People of Color Conference at Boston University and at the 12th Annual UC Faculty Summer Scholarship Series); *State DOMAs, Neutral Principles, and the Mobius of State Action*, by the Temple Law Review.



Dr. Douglas Mossman, Director, Glenn M. Weaver Institute of Law & Psychiatry, published several articles: *Conceptualizing and Characterizing Accuracy in Assessments*

of Competence to Stand Trial, 36 J. Am. Acad. Psychiatry & L. 340 (2008); *Divorce, Custody, and Parental Consent for Psychiatric Treatment*, 7 Current Psychiatry 63 (2008) (with Christina G. Weston); *Going Outside Your Area of Expertise: How Far Is Too Far?*, Current Psychiatry 2008;7(10):53-56 (with Christina G. Weston, MD).

Mossman presented *Psychological Tests in CST Assessments: Useful or Superfluous?* (with G. Sokolov & P. Zapf), and *Adjudicative Competence: A Primer on Difficult Cases* (with A. T. Nemoianu, C. A. Martone, R. Wettstein, & L. M. Chism) at the Annual Meeting of the American Academy of Psychiatry and the Law in Seattle. He presented *Psychiatric Perspectives on Sin and Repentance* to Congregation Ohav Shalom in Cincinnati, and *How Accurate Are Psychiatrists' Assessments of Competence to Stand Trial?* as part of the 12th Annual UC Faculty Summer Scholarship Series.



Nancy Oliver, Associate Dean for Curriculum and Student Affairs and Professor of Legal Research and Writing, attended the conference on *Legal Education at the Crossroads: Ideas to Implementation* at the University of Washington.



Ronna Greff Schneider, Professor of Law, published *God, Schools, and Country*, 30 Hum. Rts. Q. 797 (2008) (reviewing Bruce J. Dierenfield, *The Battle Over School Prayer: How Engel v. Vitale Changed America*, (2007)).

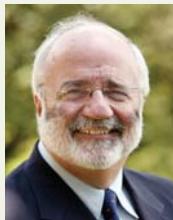
Faculty Briefs PUBLICATIONS & HONORS



**Michael E.
Solimine,
Donald P. Klekamp
Professor of Law.**
Solimine's article, *The Supreme Court and the Sophisticated Use of DIGs* (with Rafael Gely), was accepted for publication in the Supreme Court Economic Review. He was a signatory to an amicus curiae brief filed by federal procedure scholars in the U.S. Supreme Court case, *Philip Morris USA Inc. v. Williams*, No. 07-1216.



**Adam
Steinman,
Associate Professor
of Law,** published *An Ounce of Prevention: Solving Some Unforeseen Problems with the Proposed Amendments to Rule 56 and the Federal Summary Judgment Process*, 103 Nw. U.L. Rev. Colloquy 230 (2008).



**Joseph P.
Tomain, Dean
Emeritus and
Wilbert & Helen
Ziegler Professor
of Law,** published *Building the iUtility*, 146 Pub. Util. Fort.

28 (Aug. 2008). He had three book chapters accepted for publication: *Dirty Energy Policy*, in *Climate Change and the Neoliberal Model* (David Dreisen ed.) (forthcoming, MIT University Press); *The iUtility*, in *The New Environmentalism* (Alyson Flournoy ed.) (forthcoming, Cambridge University Press); *Rethinking Energy Law and Policy*, in *Climate Change Reader* (William Rogers ed.) (forthcoming, Carolina Academic Press).

Tomain's book, *Creon's Ghost: The Conflict between Man's Law and the Higher Law*, was published by Oxford University

Press this year. He was a panelist on *New Insights Into and Scholarship About the Goals and Responsibilities of Legal Education* at the Annual Conference of the Southeastern Association of Law Schools.

Tomain served as chair of the ABA Site Visit Summer Abroad program for Florida Coastal Law School in Clermont-Ferrand, France. He taught Law, Justice and Culture I and II at the Villa Buonriposo in Tuscany, Italy.



**Verna L.
Williams,
Professor of Law.**
The Freedom Center Journal, which is advised by Williams (and Professors Emily Houh and Kristin

Kalsem), held a discussion of Pamela Bridgewater's article, *Connectedness and Closeted Questions: The Use of History in Developing Feminist Legal Theory*, dealing with reproductive rights and the intersection of race, class, and gender. She presented *Title IX and Social Justice Feminism* as part of the 12th Annual UC Faculty Summer Scholarship Series.

Williams represented then presidential nominee Barack Obama on a panel discussion of the presidential election at a town hall meeting as part of the 20th Annual Midwest Regional Black Family Reunion Celebration, *Look How Far We've Come ... By Faith*.

Houh and Malloy Named to Law School Professorships

Houh named the Gustavus Henry Wald Professor of the Law and Contracts.

Emily Ming-Sue Houh was named the Gustavus Henry Wald Professor of the Law and Contracts this academic year. She has brought a distinctive voice to contemporary legal scholarship with her creative work at the intersection of contract law and critical race theory.



Houh has taught at the College of Law since 2003 and has been a full professor since 2005. She is also an affiliated professor with the Department of

Women's Studies at the University of Cincinnati and the law school's joint degree program. An established scholar in critical race theory, she has authored significant articles in the area. In addition, Houh is a sought-after speaker and panelist at conferences and symposia in the field.

Professor Houh also is an innovative thinker in the area of contract law, deploying insights from critical race theory and breaking ground in the scholarship of contracts with work that challenges assumptions about contract law's potential for addressing discrimination in society. Her work has appeared in the *Cornell Law Review*, the *University of Pittsburgh Law Review*, the *Utah Law Review*, and the *U.C. Davis Law Review*, among many others.

A graduate of Brown University, Houh received her law degree from the University of Michigan. There, she was a founding member and articles editor for the *Michigan Journal of Race and Law*. Upon graduation from law school, she clerked for The Honorable Anna Diggs Taylor, United States District Judge, United States District Court, Eastern District of Michigan. She then worked as a staff attorney for the Legal Assistance Foundation of Chicago. Next,

she worked as a litigation associate with Miller, Canfield, Paddock & Stone, P.L.C., in Detroit, followed by an assistant professorship at the Salmon P. Chase College of Law at Northern Kentucky University.

The Gustavus Henry Wald Professor of the Law and Contracts

The Gustavus Henry Wald Professor of the Law and Contracts was established in 1902 to honor the memory of Gustavus Henry Wald, a noted contracts scholar who also served as dean of the Law Department of the Cincinnati College. The professorship was created through the generosity of Mrs. Betty Wald, his mother, and Richard Wald, his brother.

Malloy named the first Andrew Katsanis Professor of Law.

S. Elizabeth "Betsy" Malloy was named the first Andrew Katsanis Professor of Law this academic year. She has established herself as a highly productive scholar in health law and disability law with a broad-ranging research agenda.



Professor Malloy has taught at the College of Law since 1996, advancing through the ranks of professorship. An established expert in the area of disability

law, she has published numerous major articles on this topic, in addition to substantial publications on the subject of health law. Malloy's research has the stamp of an inquisitive scholar with diverse intellectual interests. Thus, while she is best known for her work in the foregoing fields, she has published a series of articles concerning the First Amendment. Additionally, among her works in circulation or in progress are explorations into psychology and the law and the rights of transsexual people.

However, even as she explores new areas, she continues to elaborate a well-developed inquiry into the rights of persons with disabilities. She has been published in numerous journals and periodicals, including the *Boston College Law Review*, the *William and Mary Law Review*, and the *Georgia Law Review*.

Professor Malloy is a frequent presenter at colloquia and programs, collaborating regularly with colleagues at the University of Cincinnati College of Medicine and with health care professionals and practicing attorneys. In addition to teaching, she served as faculty director of the Glenn M. Weaver Institute of Law and Psychiatry from 2003 to 2008. She also is an affiliated faculty member with the Department of Women's Studies for the law school's joint degree program.

Prior to joining the College of Law, Malloy worked as a litigation associate with Covington and Burling in Washington, D.C. Her practice concentrated on health care, administrative law, and labor and employment matters. Prior to that position, she clerked for The Honorable Judge Eugene A. Wright of the Ninth Circuit Court of Appeals.

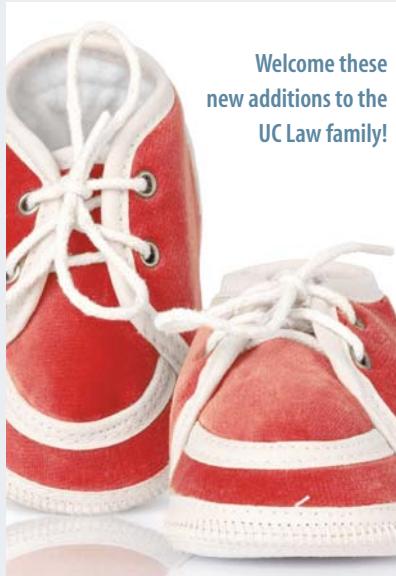
A graduate of Duke University School of Law, Malloy was the notes editor for the *Duke Law Journal* and was admitted to the Order of the Coif. She received her undergraduate degree from The College of William and Mary, graduating with high honors.

The Andrew Katsanis Professorship of Law

The Andrew Katsanis Professorship of Law was established in 2003 through the generosity of College of Law graduate James A. Katsanis '55 and his wife, Diane, in memory of his father, Andrew Katsanis. He was a strong supporter of education and a voracious reader who encouraged his children to pursue higher education.

Hearsay ALUMNI ANNOUNCEMENTS

Wonder what your classmates are up to? Look no further than Hearsay!



Welcome these
new additions to the
UC Law family!

Legal Eaglets

Kevin Vance '98 and his wife Susan announce the birth of their first child Ellen on August 7, 2008.

Daniel E. Haughey '00 and wife **Angela '03** welcomed daughter Ava Kathryn on March 12, 2008. All are doing well.

Amy Scholl '00 and her husband Erik Shrewsbury announce the birth of their son Zane Alexander on June 5, 2008. Mom and Dad are enjoying their new roles as parents.



Michael J. Moeddel '02 and his wife **Melissa '02** announce the birth of their daughter Maya Lynne on November 19, 2008. Mom and baby are doing well.

Theresa (Zawacki) Senninger '03 announces the birth of her daughter Laurel Wint, born on February 6, 2008.

Pamela M. Newport '05 announces the birth of her son Cameron Clifton, born April 24, 2008.

1940s

William S. Richardson '43 was honored as the 2007 recipient of the American Judicature Society Herbert Harley Award, the premier state award of the AJS.

1950s

Donald P. Klekamp '57, senior partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of corporate law. He was also named to the 2009 Ohio Super Lawyers list.

William L. White Jr. '59 announced he retired from US Steel, after a private law practice in Pittsburgh, PA. Through the years he also worked as an arbitrator for the Federal District Court for Western Pennsylvania and the National Association for Securities Dealers. He also was an adjunct professor at LeRoche College.

1960s

Anthony Valen '60, retired judge for the 12th District Court of Appeals, received the C. William Verity award for community service from the American Legion Middletown Post 218. A lieutenant in the Army from 1955-1957, he currently serves on numerous boards, including the Veterans Memorial Board, the Butler County Way Memorial Board, the Charter Review Commission, the Criminal Justice Board, the SOS Hall Board, and the Butler County Alcohol and Drug Addiction Service Board.

Gary P. Kreider '64, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the areas of corporate law and mergers and acquisitions law. He was also named to the 2009 Ohio Super Lawyers list.

Don B. Ruben '64 was recently honored by the City of Grandview Heights for his service to the Grandview Heights Charter Revision Commission.

Herbert B. Weiss '65, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best

Lawyers in America in the areas of project finance law and real estate law. He was also named to the 2009 Ohio Super Lawyers list.

Harry Fath '68, owner of Fath Properties, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was recognized for his and his wife's community volunteerism, whether in the arts or for social welfare causes.

Louis F. Gilligan '68, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the areas of personal injury litigation and product liability litigation. He was also named to the 2009 Ohio Super Lawyers list.

1970s

John Houser '70 has been appointed to the Southern State Community College (OH) Board of Trustees by Governor Ted Strickland. Houser is the president of H&G Nursing Homes, Inc. in Mt. Orab. He serves on the Brown County General Hospital Board of Directors and the Brown County Board of Health.



Stanley M. Chesley '60 Named to UC Board of Trustees

Stanley Chesley '60, attorney and president, Waite, Schneider, Bayless & Chesley, has been named to the University of Cincinnati Board of Trustees by Ohio Governor Ted Strickland. He served a previous term on UC's board from 1985 to

1994, including four years as chairperson. In addition, several years ago he established the Stanley M. Chesley Professorship of Law, bringing visitors of national and international prominence in all areas of the law to the College of Law. Stanley M. Chesley was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was also recognized in the Law Power List for defining class action law.

Tim Burke '73 has been appointed to the Ohio Board of Regents.

Robert Pitcairn Jr. '73, a partner at Katz, Teller, Brandt and Hild, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was recognized for his designation as the number one "Super Lawyer" in Ohio two years in a row and for being considered by many as the best trial lawyer in town.

Joseph L. Trauth Jr. '73, a partner at Keating Muething & Klekamp PLL, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was recognized for his work in land use battles, representing large corporations and winning multimillion dollar tax reductions. He was also recognized for inclusion in the 2009 Best Lawyers in America in the areas of land use and

zoning law and real estate law. Finally, he was named to the 2009 Ohio Super Lawyers list.

David Altman '74 was noted in the August 2008 issue of Cincinnati Magazine.

Andrew F. Reardon '74 has retired as president and CEO of TTX Company, based in Chicago, IL.

Mary K. Carrothers Soter '75 was selected as Barrister of the Month for Bar Briefs, the Dayton (OH) Bar Association's magazine.

Paul V. Muething '77, an attorney with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America. He was also named to the 2009 Ohio Super Lawyers list.

James E. Burke '78, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the areas of corporate law, commercial litigation, and

Bet-the-Company litigation. He was also named to the 2009 Ohio Super Lawyers list.

William J. Keating, Jr. '79, an attorney with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of corporate law. He was also named to the 2009 Ohio Super Lawyers list.

William A. Posey '79, an attorney with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Super Lawyers list.

1980s

Jeffrey A. Marks '80, a bankruptcy and restructuring lawyer in the Cincinnati office of Squire, Sanders & Dempsey LLP, was named principal, effective January 1, 2009. A member of the firm's Financial Crisis Response team, Marks has played key roles in firm representation in major bankruptcies, including advising commodity funds with claims against Refco and participating in the firm's representation of the unsecured creditors committee in the Enron bankruptcy.

Charles L. Nesbit '80 finished his term as president of the Chicago Chapter of the Federal Bar Association this past September. Keynote speaker at the good-bye luncheon was William H. Webster, head of the Homeland Security Board and former director of the FBI and the CIA.

Mark E. Sims '80, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of tax law.

Mark J. Weber '80, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of real estate law. He was also named to the 2009 Ohio Super Lawyers list.

Hearsay ALUMNI ANNOUNCEMENTS



H.C. Buck Niehoff '72 Elected Chair of the University of Cincinnati Board of Trustees

H.C. Buck Niehoff was unanimously elected chair of the University of Cincinnati Board of Trustees January 27, 2009. Currently Of Counsel at the law firm Peck, Shaffer & Williams LLC, Niehoff

serves as co-chair for UC's "Proudly Cincinnati" fundraising campaign. A member of the Board of Visitors, he has also volunteered for the UC Foundation for many years and currently serves as a member of the executive committee. Niehoff is involved with Republican politics and has been a delegate or alternate delegate to three national conventions. In addition, he has served on the Ohio Parks and Recreation Advisory Council, the Ohio Bicentennial Commission, and the Ohio Elected Officials Compensation Commission. He is an active member of numerous boards, including the Cincinnati Museum Center, the Ohio Humanities Council, the Architectural Foundation of Greater Cincinnati, the Foundation of the Hamilton County Public Library, the Mercantile Library, and Ohio Cancer Research Associates.

Amy Schweer Boland '81 works with Cynthia Thompson '87 as a magistrate in Greene County Juvenile Court in Xenia, Ohio.

Greg M. Utter '81, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of real estate law. He was also named to the 2009 Ohio Super Lawyers list.

Michael J. Bergmann '82 was one of 25 attorneys recognized as a "Five-Star Wealth Advisor," based on the results of a detailed survey submitted to Cincinnati Magazine subscribers and others. The survey asked recipients to identify and rate Cincinnati accountants, lawyers, financial planners, investment advisors, and insurance agents who they

found to be best in demonstrated knowledge, value, integrity, and client satisfaction. The results can be found in the October 2008 issue of Cincinnati Magazine.

Robert E. Coletti '82, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of corporate law. He was also named to the 2009 Ohio Super Lawyers list.

Joseph Deters '82, a prosecutor with Hamilton County, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was recognized in the Law Power List for his work at the Prosecutor's Office.

John Holschuh, Jr. '83 has been appointed president of the Cincinnati Bar Foundation.

Robert J. Martineau Jr. '83 was named to Woodward & White Best Lawyers in America for 2009 in environmental law. He was also named to Mid-South Super Lawyers in 2009, in addition to being elected chair of the Board of Directors of Community Health Charities of Tennessee.

Heather Stein Russell '83 has been elected to a second consecutive one-year term as presiding and administrative judge for the Hamilton County (Ohio) Municipal Court. This is Judge Russell's seventh year on the bench.

Elizabeth (Liz) Martini '84 was selected vice president and general counsel for Union Central. She manages the overall operations of the law and corporate relations department in the Cincinnati office.



Gerald F. O'Connell, Jr. '84, a partner with Graydon Head & Ritchey LLP, has been certified by the United States Green Building Council as leadership in Energy and Environmental Design Accredited Professionals (LEED APs). O'Connell joins a select group of attorneys nationwide who have demonstrated a thorough understanding of green building practices and principles and the LEED Green Building Rating System™. In addition, he is co-chair of the firm's banking and financial services industry group, focusing his practice in the areas of general corporate law, commercial financial transactions, real estate, corporate finance, and environmental law.



Monica Donath Kohnen '85, co-chair of the Graydon Head & Ritchey LLP's Banking and Financial Services Industry Group and the Women's

Professional Development Group, has been appointed to the Board of Trustees of Ursuline Academy, effective July 1, 2008–June 20, 2011. Kohnen has served in a leadership capacity on numerous community and civic boards including her current membership on the Board of Trustees of Downtown Cincinnati, Inc., the Cincinnati Eye Bank, and the Hamilton County Board of Building Standards. In addition, Kohnen has been recognized as an Ohio Super Lawyer, one of the Best Lawyers in America, and has been awarded an AV Rating, the highest rating given to lawyers by Martindale-Hubbell.

David Mark Smolin '86 was named the Harwell G. Davis Chair of Constitutional Law at Cumberland School of Law. He is also the director of Cumberland's Center for Biotechnology, Law and Ethics.

Dynda A. Thomas '86 has been selected to lead the corporate transactions, finance, and governance practice for Squire Sanders LLP. She will lead more than 260 lawyers, serving clients in Asia, Europe, Latin America and the United States. Thomas is a vice chair of the Infrastructure Finance, Mergers, and Acquisitions Committee and co-chair of the Newsletter Committee of the American Bar Association's Public Utility, Communications, and Transportation Law Section. She was listed in the 2007 edition of Legal 500 US for her project finance practice and recognized as an Ohio Super Lawyer in the 2008 edition of Law & Politics.



Thomas W. Coffey '87, senior counsel at Tucker Ellis & West LLP, has joined the board of the Cleveland Institute of Music. His election to the board allows

him to contribute to the institute as both an attorney and a professional musician. Coffey is a member of the business and trial departments, where he has extensive experience in bankruptcy law and focuses his practice on bankruptcy reorganization and insolvency matters. Coffey recently authored "The Small but Essential Handbook of Basic Bankruptcy Law," a guide to the difficult and complex process of bankruptcy. He has also published articles in law journals and legal texts and has participated as a faculty member in a number of continuing legal education seminars.

Cynthia Thompson '87 works with **Amy Schwer Boland '81** as a magistrate in Greene County Juvenile Court in Xenia, Ohio.

Julie Janson '88 has been named president of Duke Energy Ohio and Duke Energy Kentucky. In her new role, Janson will be responsible for advancing the company's rate and regulatory initiatives, and managing state and local regulatory and governmental relations, economic development and community affairs. She will also focus on education and advocacy on issues important to Duke Energy.

Lisa Wintersheimer Michel '88, a partner with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Super Lawyers list.

Tim Schneider '88, a partner at Fessler, Schneider & Grimme, has announced his candidacy for county attorney for Campbell County, Ky.

Teri Jansson Theinhaus '88 has been named director of State Department of Personnel for Nevada. Previously, she worked in the state attorney general's office, serving as senior deputy attorney general, specializing in personnel law.

Ed J. Felson '89 now owns the Blue Wisp Jazz Club and enjoys spending his time booking local and national acts, along with maintaining his law practice.

Patricia B. Hogan '89, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of intellectual property law. She was also named to the 2009 Ohio Super Lawyers list.



Eric Kearney '89, an Ohio State senator, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He and his wife were recognized for their dedication to civic involvement and family.

Kenneth P. Kreider '89, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of real estate law.

Sohaib Qadar '89 is now based in Calgary, Canada, after working for many years with a thriving petroleum law practice in Pakistan.

1990s

E. Beth Farrell '90 has been named counsel at Ulmer & Berne.

Gail King Gibson '90, a partner with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Super Lawyers list.

Hearsay ALUMNI ANNOUNCEMENTS



Mina Jones
Jefferson '90, assistant dean and director, Center for Practice at the College of Law, spoke on a panel at the NALP/ALI0ABA

Professional Development Institute in Washington, D.C. about bridging the professional development gap between law school and practice.



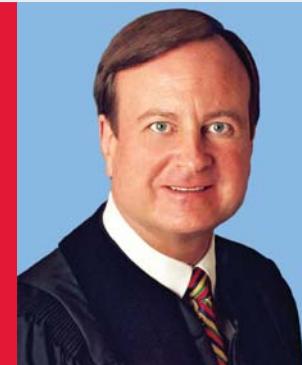
Nancy Oliver '90
has been appointed associate dean for Academic and Student Affairs at the College of Law. She was also highlighted in the August

2008 issue of the law school's online newsletter *Updates@UC Law* (www.law.uc.edu/news/events/oliver.shtml).

Michael L. Scheier '91, a partner with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Super Lawyers list.

Paul D. Dorger '92, an attorney with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America. He was also named to the 2009 Ohio Super Lawyers list.

Ann Taylor '92, an attorney with Lord, Bissell & Brook LLP in Chicago, has litigated cases as varied as Bosnian war crimes to airplane disasters. She was featured in the September 2008 issue of the law school's online newsletter *Updates@UC Law* (www.law.uc.edu/news/events/taylor.shtml).



Mark Painter '73 Elected to United Nations Appeals Tribunal

The Honorable Mark P. Painter is one of the longest serving judges in Hamilton County (Ohio). Now, he will take on a position as one of seven judges from around the world to serve on a new appeals court resolving disputes involving

corruption, nepotism and employment discrimination at the United Nations. Painter was the only American elected to the two courts that will make up the U.N.'s internal justice systems, and he was among 300 judges worldwide to apply for the job. Because the court is new, Painter and his new colleagues will have the opportunity to build the system from the ground up. The position is part-time, leaving him opportunity to continue to teach and conduct seminars on legal writing. Judge Painter, Ohio First District Court of Appeals, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was recognized for his numerous decisions (over 370) that have been published nationally, as well as for having one decision named among the best in the nation in 2005.

Stephen Ewald '94, was recently named managing director and assistant general counsel for Cantor Fitzgerald Securities. He was featured in the October 2008 issue of the law school's online newsletter *Updates@UC Law* ([law.uc.edu/news/events/ewald.shtml](http://www.law.uc.edu/news/events/ewald.shtml)).

Alan S. Fershtman '94, a partner with Keating Muething & Klekamp PLL, was selected for inclusion in the 2009 Best Lawyers in America in the area of tax law.

Steven C. Coffaro '95, a partner with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars List.

Karen L. Imbus '95 has been named counsel at Ulmer & Berne.



Sue A. Erhart '96, a partner at Keating Muething & Klekamp PLL, was recently selected for the WE Lead leadership program (Cincinnati USA

Regional Chamber). WE Lead, part of the Women Excel Initiative, is a leadership program designed to assist women on established career tracks to gain the skills necessary to advance to higher levels. At Keating Muething & Klekamp PLL, Erhart practices in the area of commercial litigation and has extensive experience in both trial and appellate practice in state and federal court. She was also named to the 2009 Ohio Rising Stars list.

**Rachael A. Rowe**

'96 was selected for Leadership Cincinnati USA (Cincinnati USA Regional Chamber). Leadership Cincinnati USA

helps established local business and community leaders hone their leadership skills and draws on their talents to undertake projects that have a lasting positive impact on the community.

At Keating Muething & Klekamp PLL, Rowe focuses her practice on complex commercial and employment litigation. She has defended a number of corporate clients facing securities, employment and consumer class action lawsuits, and also has litigated matters involving sales of businesses and claims related to investment and bankruptcy fraud. She was also named to the 2009 Ohio Rising Stars list.

Rasheed Simmonds '96 has joined Gonzales Saggio & Harlan as an attorney.

David J. Willbrand '96, a partner at Thompson Hine LLP and UC Law adjunct professor, was recognized as an individual who drives change in the Cincinnati tri-state community in the October 2008 issue of Cincinnati Magazine. He was recognized as the "go-to" guy for entrepreneurs looking to turn a great idea into a success.

Chad Austin '97 has deployed to Baghdad, Iraq, to work with the Law & Order Task Force. The task force's primary purpose is to help build Iraqi capacity for prosecution of major crimes. Austin holds the rank of Major in the United States Air Force Reserves.

Kevin S. Reeve '97 was recently promoted to vice president, assistant general counsel, and assistant secretary at Ruby Tuesday, Inc.

Connie M. Pillich '98 was elected to the Ohio Legislature this past November. Her two-year term began January 1, 2009.

Kevin Vance '98 was elected partner of the Miami, Fla., office of Epstein Becker & Green. He practices in labor and employment law.

Caroline M. DiMauro '99, a partner with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars list.

2000s

Jordan Cheng '00 works as the director of the legal compliance department for Franklin Capital Corporation. He was featured in the December 2008 issue of the law school's online newsletter *Updates@UC Law* (www.law.uc.edu/news/events/cheng.shtml).

Daniel E. Haughey '00 was elected Butler County Court Judge this past November. He presides over the Area III Court in West Chester, Ohio.

Amy Scholl '00 is a senior litigation attorney at Luxottica in Mason, Ohio.

Clayton Kuhnell '01 and **Eric Robbins '01** volunteer at the College of Law as adjunct professors, teaching in the intellectual property area. They were featured in the November 2008 issue of the law school's online newsletter *Updates@UC Law* (www.law.uc.edu/news/events/kuhnelt_robbins.shtml).

**Daniel E. Reitz**

'01, a partner with Graydon Head & Ritchey LLP, was recognized with the 2008 Emerging Leader of the Year award from

the Northeast Cincinnati Chamber of Commerce. He has also been recognized as an Ohio Rising Star by Ohio Super Lawyers Magazine and was a recipient of the Dream Makers award from the Cincinnati Youth Collaborative. An

active member of the Cincinnati Bar Association, he is also involved with the Cincinnati Youth Collaborative, and Urban Land Institute Young Leaders Group. Reitz is a founding member of the advocacy group Trail Yeah!

He has also been certified by the United States Green Building Council as leadership in Energy and Environmental Design Accredited Professionals (LEED APs). Reitz joins a select group of attorneys nationwide who have demonstrated a thorough understanding of green building practices and principles and the LEED Green Building Rating System.

James P. Smith '01, was appointed to shareholder at Littler Mendelson, P.C.

Michael J. Moeddel '02, an associate with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars list.

Michael O'Neill '02 was named special prosecutor to investigate allegations of voter fraud by Hamilton County's (Ohio) Judge Norbert Nadel.

Ellen L. (Cottrell) Eardley '03 has co-authored an issue brief for the American Constitution Society entitled "21st Century Tools for Advancing Equal Opportunity: Recommendations for the next Administration." A copy of the article can be found at www.acslaw.org/node/7476.

Drew M. Hicks '03, an associate with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars List.

Brian P. Muething '03, an associate with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars list.

Hearsay ALUMNI ANNOUNCEMENTS

Christy M. Nageleisen-Blades '03, an associate with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars list.

Michael T. Cappel '05, an associate with Keating Muething & Klekamp PLL, was named to the 2009 Ohio Rising Stars list.

Pamela M. Newport '05 is now general counsel of United Food and Commercial Workers Union, Local 1099. Previously, she worked as an associate with Manley Burke LPA.

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

Adam R. Weeks '06 is now working as a patent attorney with Vestas Wind Systems A/S, located in Denmark.

Kim Breedon '07 has secured an appellate clerkship with Judge Alan Norris of the Sixth Circuit for 2009.

Zachary Smith '07 has joined the firm Mark Godbey & Associates as an associate attorney.



Jamie M. Goetz-Anderson '08 has joined the labor and employment group at Keating Muething & Klekamp PLL.



Scott C. Henry '08 has joined Greenebaum Doll & McDonald PLLC as an associate in the corporate and commercial practice group.



Jeffrey G. Leder '08 has joined the real estate group at Keating Muething & Klekamp PLL.



Julie T. Muething '08 has joined the business representation and transactions practice group at Keating Muething & Klekamp PLL.



Eliza Rechul-Stone '08 has joined Dinsmore & Shohl as an attorney.

P. Andrew Spoor '08 has joined the real estate group at Keating Muething & Klekamp PLL.

Jade Stewart '08 has joined the Cincinnati office of Freund, Freeze & Arnold as an attorney.

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Honor Roll 2008

The dean, faculty, staff, and students of University of Cincinnati College of Law proudly and gratefully acknowledge the tremendous generosity of the many alumni and friends of the college. Your private, financial support is the foundation for our continued academic and professional excellence at the College of Law.

With your gifts we fund scholarships, attract and retain the finest faculty, and enrich the learning experiences of our exceptional students. Your gifts to the College of Law directly impact future generations.

COLLEGE *of* LAW



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Lifetime Donors are the champions of the College of Law. Leadership gifts at the \$100,000 and above level are profoundly important to the college's success. This list reflects all donors who have cumulative giving (including planned gifts) at lifetime recognition levels of \$100,000 or more through December 31, 2008. We are most grateful for these contributions. Thank you for your continued investment in our future.

Circle of Honor Benefactors

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Kevin S. Hillman
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Fadi V. Nahhas
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2001

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Kenya Thacker-Pierre
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Derek Welch

2002

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Bridget C. Hoffman
Kathleen E. Kahmann
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William L. Purtell

2003

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Michael A. Cioffi
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Daniel Ison
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Kathleen A. Kleinfeld
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Jennifer Naylor
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Nicole M. Dykas
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2005

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Erin M. Campbell
Michael T. Cappel



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2008

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January M. Bailey
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Upcoming Events in 2009

July 28–29
Bar Exam Tailgate in Columbus, Ohio

September 11
UC Law Donor' and Scholars' Reception

September 17
Picking Cotton: an evening with OIP

September 19
Law Alumni Reunion Weekend