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T R A N S C R I P T

S C H O O L O F L A W

University of Missouri-Columbia *Spring 2000*



Inside:
Alumni News
Law Day and
Class Reunions
Faculty News

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ON THE COVER: From left to right, Dean Tim Heinsz and Professors David English, Dale Whitman and William Henning. See article on page 3.

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C O N T E N T S

VOLUME 23

NUMBER 1

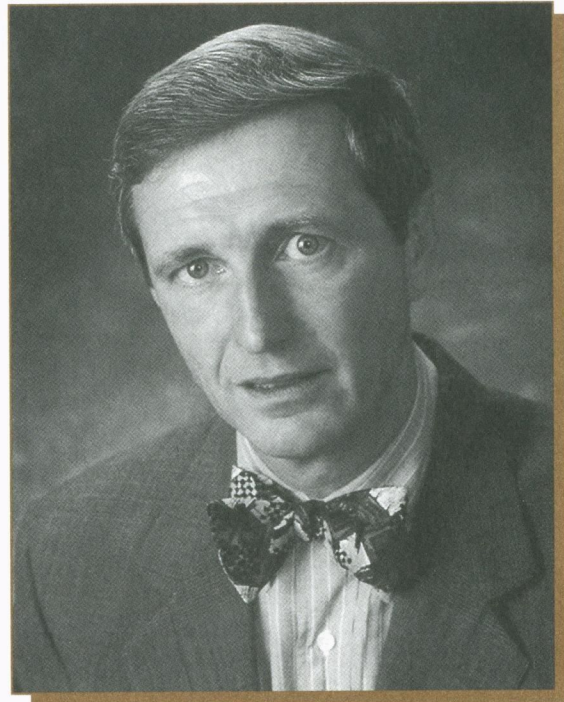
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"Teachers affect us all; they can never tell where their influence stops." —Henry Adams

In this issue of the *Transcript*, you will learn that many of our faculty have been significantly involved in law reform projects. For the past five years, I have been privileged to serve as the reporter for the drafting committee to revise the Uniform Arbitration Act which will be presented this August to the National Conference of Commissioners on Uniform State Laws for final adoption. During this time, I have interacted closely with lawyers from all walks of public and private practice, judges and legislators. These attorneys have bettered our project by providing both insight and specialized experience. I have learned so much from them. Indeed, it has struck me that the very best lawyers I have known are themselves teachers.

Such lawyers and judges have a profound effect on clients, litigants, other counsel (especially newer attorneys) and the many people with whom they interact as they practice the skills of their profession. Examples abound: The lawyer who takes time to explain to his new associate not just how to take a deposition but the real purpose of discovery, its uses and abuses. The judge who shows her law clerk not only how to draft an opinion but how to use judicial discretion as a positive force in the public interest. As lawyers, we have so many opportunities to teach others about the principles of law and what makes ours an honored profession. This is particularly important in a time when many outside the practice of law attack what we do.

We all recall favorite professors in law school. The best professors not only assisted us in learning legal principles and analysis but they demonstrated to us everyday, through their interaction with us, that we had as much capacity as they did for learning the real rule of law. In essence, they taught us that one of our future responsibilities, as counselors at law, was to teach others.



Dean Timothy J. Heinsz

We are fortunate at the MU Law School to continue this tradition of outstanding teachers. Those faculty members on the cover and mentioned throughout this issue of the *Transcript* provide the same high quality of teaching as those from whom you learned during your days either at Tate Hall or Hulston Hall. I know that they are performing their tasks well because I see so many of you who are not only outstanding practitioners but also persons who give of themselves to teach others about the true practice of law. ■

A handwritten signature in black ink that reads "Timothy J. Heinsz". The signature is written in a cursive, flowing style.

MU School of Law Contributes to National Law Reform Efforts

by Kristi Thompson, MU News Bureau

Nine faculty members in the MU School of Law have been recognized by their peers for their breadth of knowledge and intimate understanding of legal issues by being asked to serve in key positions with the National Conference of Commissioners on Uniform State Laws (NCCUSL).

“These appointments demonstrate the prestige and repute in which our faculty are held by other practitioners and academicians throughout the country,” says assistant dean Robert Bailey. “It is highly unusual for a single university to contribute so many faculty to such endeavors.”

The purpose of NCCUSL, which includes commissioners from each state, is to prepare uniform laws to ease interstate transactions. Most of the commissioners’ work is performed by small drafting committees and focuses on a single aspect of law, such as commercial transactions or adoptions. Once laws are adopted by the commissioners, they are forwarded to state legislatures with recommendations that they be approved.

Following is a list of faculty members serving appointments:

David English, William Franklin Fratcher Professor of Law, serves as reporter on the committee to draft a Uniform Trust Code. He also is the executive director of the Joint Editorial Board for Uniform and Trust Estate Acts, which monitors developments and makes suggestions for proposed uniform law. Much of the content in English’s courses relates to uniform law projects in which he has been involved.

Timothy Heinsz, dean and Earl F. Nelson Professor of Law, is one of three active commissioners from Missouri and serves as reporter on the drafting committee to revise the Uniform Arbitration Act which has been adopted in more than 48 jurisdictions. For past 25 years, Heinsz has served as an arbitrator in various labor disputes. He has

written numerous articles on the topic and teaches about arbitration in his labor law courses.

William Henning, R.B. Price Professor of Law, also is an active commissioner from Missouri. Henning is chair of the drafting committee to revise Articles 2 and 2A of the Uniform Commercial Code, which govern all domestic sales and leases of goods. He has published numerous books and articles in the field of commercial law, and his work with the commission has a direct impact on the areas of law in which he writes and teaches.

Dale Whitman, James E. Campbell Professor of Law, serves as reporter on the drafting committee for the Uniform Non-Judicial Foreclosure Act. He also is a member of the Joint Editorial Board for Uniform Real Property Acts, which coordinates the conference’s work dealing with real estate. His principal areas of interest are property law and real estate finance. Whitman has co-written five books and written numerous articles in these areas.

Five faculty members serve on an academic advisory committee that is assisting NCCUSL and the American Bar Association Section on Dispute Resolution as they formulate a Uniform Mediation Act. Committee members include: **Chris Guthrie**, associate professor of law; **James Levin**, associate director for the Center for the Study of Dispute Resolution and adjunct associate professor; **Bobbi McAdoo**, director of the master of laws in dispute resolution degree program and professor of law; **Leonard Riskin**, C.A. Leedy Professor of Law and director of the Center for the Study of Dispute Resolution; and **Jean Sternlight**, professor of law.

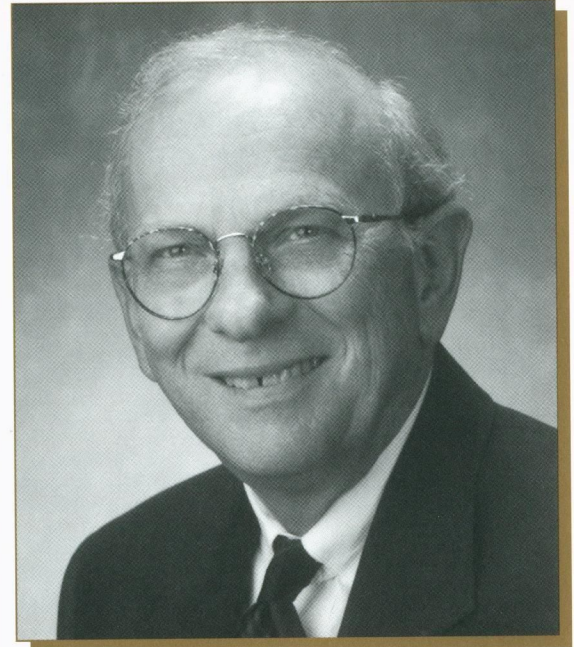
Richard Reuben, who will join the Law School’s faculty this fall as professor of Journalism and Conflict Resolution, serves as co-reporter of the Uniform Mediation Act. ■

Higher Education Law Attracts Alumni Marvin “Bunky” Wright and Keith Fuller

When Marvin “Bunky” Wright, ’64, became general counsel of the University of Missouri System in March of 1998, he was returning to familiar territory. Wright attended both college and law school at MU, and he served from 1967 to 1979 as legal counsel for the University of Missouri System under then general counsel, Jackson A. Wright, ’44.

By choice, Wright has lived most of his life in small-town Missouri. He lived in his hometown of Salisbury, Mo., until he moved to Columbia to attend college. After college, he spent three years on active duty in the U.S. Air Force at Patterson Air Force Base in Dayton, Ohio. He left the Air Force with the rank of 1st lieutenant. Wright returned to Columbia in 1961 to attend law school. “After law school, I had opportunities to practice in St. Louis or Kansas City, but I chose to move to Cape Girardeau because I just prefer and feel more comfortable in a smaller community,” he says. Wright excelled academically during law school, graduating first in his class and Order of the Coif. He also served for one year as editor-in-chief of the *Missouri Law Review*.

From 1964 to 1967, Wright was associated with the Cape Girardeau firm of Finch, Finch, Knehans & Cochrane. He left the firm in 1967 to return to Columbia as legal counsel for the University of Missouri System. “I was very pleased that the institution from which I received both my undergraduate and law degrees asked me to come on board as legal counsel,” he says. According to Wright, the late 1960s was an interesting time to work as legal counsel for a major university. “During the spring of 1968, anti-war demonstrations were common at universities all over the country, and there were several lawsuits filed in federal court dealing with students’ rights, university disciplinary proceedings and due process,” he says. “There also were cases filed addressing the issue of non tenured faculty members’ due process rights, which we followed closely.” The 1970s brought Wright a heavy caseload, including the case



Marvin “Bunky” Wright, ’64

he ultimately argued and won before the United States Supreme Court. That case involved a medical student who had been dismissed from The University of Missouri-Kansas City medical school on academic grounds. The outcome of the case preserved professors’ rights to subjective review of student performance.

In 1979, Wright left the University to join the firm of Knight & Ford, which later became Knight, Ford, Wright, Atwell, Parshall & Baker. Following his departure from the University System, Wright continued to represent higher education institutions in his private practice. He represented the University of Missouri, Stephens College, Columbia College, Westminster College and Lincoln University. “I never completely left higher education law,” says Wright. “When I first joined the University of Missouri System as legal counsel back in 1967, I didn’t know what to expect in terms of working in higher education law, but over the years I’ve really grown to enjoy working with educational institutions.” When the opportunity arose to return

to the University of Missouri System as general counsel, Wright was delighted. "I have the highest respect and love for the University of Missouri, so I was thrilled to have the opportunity to come back as general counsel for the entire University System."

In his capacity as general counsel, Wright is responsible for the legal representation of the system's four campuses. His office includes a staff of six attorneys and two secretaries. "We are a lean department," says Wright. "But staff members take pride in representing the University System, so they always do an outstanding job. We operate as a team and solve the legal issues of the University together." Wright says the most satisfying part of his job is helping the people of each institution accomplish what they need to accomplish without getting involved in legal quagmires. "This is an exciting and interesting atmosphere every day. There always will be some legal problems that result in litigation, but whenever possible, it is my goal to help resolve the University System's legal issues without the need for litigation." The most challenging aspect of his job, according to Wright, is finding the time to get out of the office to talk and consult with student and faculty groups, as well as individuals, to help keep small problems from mushrooming into much larger ones.

Wright was a member of The Missouri Bar's Board of Governors for the 10 years prior to his year as president of the bar in 1997-98. He served on the board of trustees of Boone County Hospital from 1972 to 1985 and provided legal representation for the hospital from 1984 to 1998. Wright says his work with the hospital board of trustees required a substantial time commitment but believes that it is important to be involved in community service. "If the good Lord has blessed you with good health and ability, I think it is the right thing to do to give something back to the community and society in which you live." Wright also served as president of the National Association of College and University Attorneys in 1981-82.

When not preventing or resolving the University System's legal problems, or following the progress of Tiger athletics, Wright spends as much time as he can with his family. Wright and his wife, Janet, have two children, both

of whom live in Columbia. "We are a close-knit family, and my wife and I enjoy spending time with our children and grandchildren," he says. Daughter Tracey and son-in-law **Mark Pfeiffer**, '92, have two sons; and son Randy, station manager and chief weathercaster for channel 17 in Columbia, and daughter-in-law Cortney, a veterinarian at Rolling Hills Veterinary Hospital, have two daughters.



Keith Fuller, '91

Keith Fuller, '91, was born and raised in University City, Mo., a suburb of St. Louis. After graduating from University City High School, he attended Morehouse College in Atlanta., earning a bachelor's degree in political science.

Fuller's decision to attend law school was twofold. "I have always been interested in law, politics and government, and I knew that attending law school would provide me with knowledge and skills that could be applied in almost any field."

He made the decision to attend the MU School of Law while still a student at Morehouse. "During spring break of my junior year, I toured law schools throughout the Midwest," says Fuller. "I was completely sold on the MU School of Law after meeting with school representatives and touring the facilities." Fuller partially attributes his

success in law school to his professors' willingness to get to know students as individuals and to provide students with personal attention and professional and scholarly input. "Professors and administrative staff such as **Dean Bob Bailey**, '79, Dean Tim Heinsz, Professor and **Deputy Chancellor Mike Middleton**, '71, former Vice Provost K.C. Morrison, and former professor **Judge Nanette Laughrey**, '75, particularly helped me through a difficult transition," he says. "With the time and attention of the Law School's faculty and administration, I was able to improve my writing skills and gain an understanding of the more abstract and analytical aspects of the law." While in law school, Fuller served as a national representative for the Black Law Students' Association, a role he found very "enjoyable and rewarding."

Following his graduation from law school, Fuller joined the St. Louis City Counselor's Office where he represented the mayor's office, the police department and the Board of Alderman. After three years working in city government, Fuller decided he wanted to experience government from a statewide perspective, so he joined the Department of Labor and Industrial Relations in Jefferson City as a staff attorney. He remained with the agency for three years, until he was asked in December of 1996 to join Lincoln University in Jefferson City as university counsel. Fuller agreed and in February of 1997 he officially joined the staff of Lincoln University, a public, four-year university with an enrollment of more than 3,000 students. Although Fuller did not have prior experience in higher education law, he saw the opportunity to join Lincoln University as "a wonderful career opportunity and an exciting challenge."

In his role as university counsel, Fuller primarily handles cases dealing with claims of employment discrimination. According to Fuller, student complaints rarely reach the litigation stage. Fuller's staff consists of himself and one secretary. "We occasionally farm some cases out," he says. "If we didn't, the workload would be overwhelming."

When Fuller joined Lincoln University as university counsel, he also agreed to serve as affirmative action officer and assistant to the university's president. In September of 1997, Fuller accepted the additional responsibility for all leg-

islative lobbying activities for the university, and last August he agreed to lead the office of Alumni Affairs and University Relations. He also teaches an Employment Discrimination class at the university. "At a small school, it is not unusual for faculty and staff to wear many hats," he says.

In spite of his heavy workload, Fuller is enthusiastic about his work at Lincoln University. "I can see that the university is heading in the right direction," he says. "I am very happy to be here and pleased that I can see firsthand the overall progress of the school."

Even with his busy work schedule, Fuller finds time to pursue his interest in athletics and community service. An enthusiastic basketball fan, Fuller coaches a seventh grade boys' basketball team for the Jefferson City Public Schools, and he serves as the play-by-play announcer each season at several Lincoln University home basketball games. His wife, and former assistant coach, Dawn Marie Fuller, also coaches a seventh grade boys' team for the Jefferson City Public Schools. "Our teams have met twice this year, and Dawn Marie's team has won both times," says Fuller. Dawn Marie Fuller is an aid for Missouri State Sen. Jim Mathewson from Sedalia. She formerly served as reading clerk for the Missouri Senate. The Fullers met on a tennis court at Lincoln University and were married in April of 1997. Fuller also serves on the advisory board of the Missouri Valley Big Brothers/Big Sisters organization, and he recently was appointed by the Jefferson City Chamber of Commerce to serve on a task force charged with determining alternative uses for the land at the current prison site. ■

Everything You Always Wanted to Know About Law Professors (But Were Afraid to Ask) – Part I

By Chris Guthrie, Associate Professor of Law

One of the things I have discovered in three years of law teaching is that students and alumni are often curious about law professors. How does one become a law professor? Who succeeds in becoming a law professor? And what becomes of law professors once they are hired? As a relatively recent hire, as a member of the Law School's hiring committee, and as a member of the Law School's committee to promote law teaching among MU alumni, I am in a good position to provide a primer on law professors. In this, the first installment of a three-part series, I describe the normal path by which lawyers become law professors.

Law schools hire both entry-level law teachers (the most recent entry-level hires at MU include Steve Easton, Tracey George, Ilhyung Lee and me) and lateral law teachers (the most recent lateral hires at MU include David English from Santa Clara University, Bob Jerry from the University of Memphis, Sylvia Lazos from Florida State University, Jean Sternlight from Florida State University, and Dale Whitman from Brigham Young University). Lateral hires generally come from tenure-track or tenured positions at other law schools, but entry-level candidates enter teaching from any number of places, including judicial clerkships, private practice and public interest law.

To break into law teaching, most entry-level candidates (and most laterals when they were entry-level candidates) participate in a hiring process orchestrated by the Association of American Law Schools (AALS). Each fall, the AALS sponsors a three-part hiring process:

First, prospective law professors submit a one-page form resume to AALS, which AALS then distributes to all law schools interested in hiring that year. Law school hiring committees wade through the form resumes to identify applicants they would like to invite to participate in a screening interview. In the past six years, approximately

1,100 applicants per year have submitted form resumes to the AALS. Fewer than 10 percent of these applicants have obtained academic employment

Second, law schools and prospective law professors converge on Washington, D.C. in late October or early November to participate in the AALS hiring conference, known colloquially as “the meat market.” For two days, representatives of each law school (typically three or four faculty members per school) conduct 20 to 30 minute interviews of each candidate, peppering candidates with questions about their scholarly interests, teaching philosophy, practice background and the like. Law schools typically interview 15 to 30 candidates for each open position.

Third, faculty hiring committees meet to determine whom to invite to campus for a “callback” interview based on the screening interviews, form resumes and other information candidates have provided. Generally, law schools will invite three or four candidates to campus for each position they seek to fill. During the callback interview, the candidate will typically have dinner the night before the interview day with a group of faculty members. The next day, the candidate spends a full day on campus, interviewing with several small groups of faculty members, meeting with student members of the hiring committee, meeting with the dean, touring the campus and law school, and delivering a scholarly presentation called the “job talk” (typically a 20-minute presentation followed by 40 minutes of questions and answers).

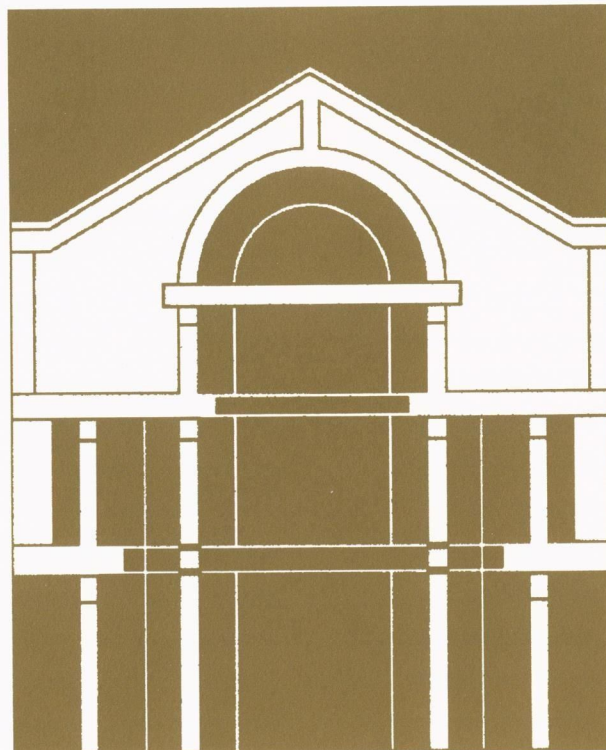
Following all of the callback interviews for a particular position, law school faculties meet to decide whom to hire. Hiring decisions are based on a variety of factors, including the interviews, the job talk, the candidate's resume, the candidate's practice background, the candidate's performance in law school, any writing the candidate may have done, reference checks, curricular needs of the

schools and research needs of the schools.

Law schools are generally seeking to hire the candidates with the greatest scholarly potential. Why, one might ask, do law schools place a primacy on scholarly potential? I think there are three principal explanations for this phenomenon. First, although teaching is valued more highly in law schools than in many other departments (and it is valued particularly highly at our Law School), most law schools are affiliated with universities that have tenure and promotion requirements placing great weight on scholarship. Second, most law faculty members believe that scholarly potential means not only that a candidate will become a prominent scholar but also that the candidate will be in a better position to be a thoughtful, “cutting edge” teacher. Third, most law schools are sensitive to their academic rankings (see, for example, the Spring 1998 issue of *Transcript*), and law school rankings depend heavily on the scholarly output and reputation of law faculty members.

Good rankings are important because they attract top students, increase the “credential value” of the JD degree offered by the law school (thereby expanding at least initial employment prospects for graduates), and make it more likely that university administrators will direct scarce financial resources to the law school.

Competition for law faculty positions is fierce, and there is often no good explanation for what separates the successful from the unsuccessful candidate. Dean Timothy Heinsz, a veteran of 13 hiring campaigns, explains, “Each year, those of us on the hiring committee are humbled by the resumes we review. The lawyers applying for law faculty positions – whether they are ultimately successful in obtaining faculty positions or not – are among the most talented lawyers around.” The next installment of this three-part series will provide a snapshot of those lawyers who do make the transition from candidate to law professor. ■



Lawyer-In-Residence Program Enjoys Continued Success

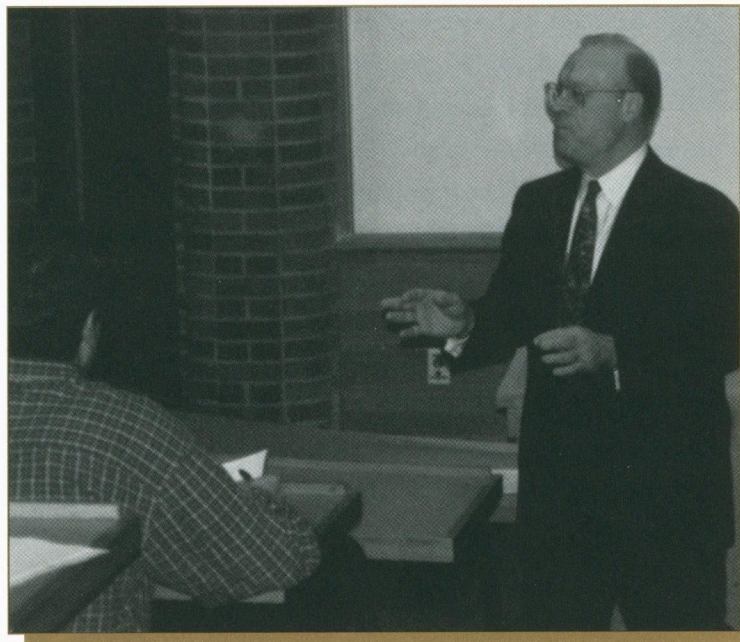
Thomas L. Patten, '69, a partner in the Washington, D.C., office of the international firm of Latham & Watkins, returned to the Law School during the fall 1999 semester to participate in the Lawyer-in-Residence Program.

Patten's practice focuses on complex civil and criminal litigation, and he represents clients in federal courts throughout the country. He is a member of the American Bar Association, the Federal Bar Association, and the District of Columbia, Virginia and Missouri bars. Patten also is active in both the Litigation and Public Contracts Sections of the American Bar Association.

On Monday, Sept. 27, Patten visited Professor Steve Easton's Criminal Procedure class, attended a faculty colloquium and visited Professor Ilhyung Lee's Pre-Trial Litigation class. On Tuesday, Sept. 28, he visited Dean Bob Bailey's Client Interviewing and Counseling class, Professor Steve Easton's Professional Responsibility class and Professor Jim Devine's Trial Practice class. Patten shared with students his insights into and knowledge of the practical and ethical aspects involved in the practice of law.

Criminal Procedure students listened as Patten discussed what to do when a client becomes the target of a criminal investigation, including the proper response to search warrants and grand jury subpoenas. Said Professor Steve Easton, "Mr. Patten's lectures were a wonderful opportunity for the students and for me. Both the students and I learned a lot about how to effectively and ethically represent clients, especially defendants in criminal and civil cases."

Dean Bailey's Client Interviewing and Counseling students heard a lecture on how to deal with conflicts of interest, attorney/client privilege and fee arrangements. Patten also discussed with students interview techniques and techniques for establishing trust between attorney and client. He also stressed the importance of keeping written records of all attorney/client transactions, and he advised students that sometimes attorneys "must tell their clients



Thomas L. Patten, '69, shares practical knowledge with students

no." Similar themes were covered in Patten's lecture to the Professional Responsibility class. Said Dean Bailey, "Most students will practice law in the future, so the Lawyer-in-Residence Program is a great opportunity for them to get practical advice and information on the day-to-day issues that confront practitioners."

The Pre-Trial Litigation and Trial Practice classes received advice on the process of getting ready for and trying complex litigation cases, including handling issues such as discovery plans and requests, and expert witnesses. Patten provided students with sample documents to assist in their understanding of the litigation process. After attending Patten's lecture to the Trial Practice class, third-year student Courtney Goddard commented: "It was very helpful to see and hear from someone who is actually out there in the field practicing. Trial Practice is definitely a class that benefits from practical tips from practicing attorneys. It is one class where theory is not enough."

Following each lecture, Patten fielded questions from students and professors. ■

8th Circuit Court of Appeals Convenes in Law School Courtroom

On Nov. 10, law students, faculty and staff enjoyed the unique opportunity to observe the federal 8th Circuit Court of Appeals in action in the Law School's courtroom. The three-judge panel consisted of Judges Theodore McMillian, Clarence Arlen Beam and James B. Loken. The 8th Circuit Court of Appeals hears cases at the Law School approximately every three years.

An overflow crowd gathered in the courtroom as the court heard oral arguments in three cases: *Rochelle Hubbard v. United Parcel Service*; *Bobbi S. Arnold, et al. v. City of Columbia, Missouri*; and *United States v. Rickey Jackson*.

The *Hubbard* case involved an action against United Parcel Service (UPS) for race discrimination, sexual harassment and retaliation. At the trial court level, a jury returned a verdict for the plaintiff on the sexual harassment claim, and a verdict for the defendant on the race discrimination and retaliation claims. The district court granted UPS's motion for judgment as a matter of law or in the alternative for a new trial on the sexual harassment claims, concluding that the plaintiff failed to prove the harassment was based on sex, that the harassment was not severe and pervasive, and that UPS took immediate remedial action. The plaintiff then appealed the district court's decision.

The *Arnold* case involved an action brought by present and former police officers of the city of Columbia. The plaintiffs brought a civil rights action against the city claiming that their equal protection and due process rights were violated by the city's pay structure. The plaintiffs argued that they are required to work 42.5 hours per week for the same salary as other city employees who are required to work only 40 hours per week. The district court granted the city's motion for summary judgment, deciding that there was a legitimate, rational purpose for requiring police officers to be available for duty during their lunch hours, and that the officers did not show the city arbitrarily denied the officers due process. The plaintiffs appealed the district court's sum-



From left to right, Dean Tim Heinsz with Judges Clarence Arlen Beam, Theodore McMillian and James B. Loken from the 8th Circuit Court of Appeals

mary judgment decision on the equal protection claim.

The *Jackson* case involved the defendant's appeal of his conviction of conspiracy to distribute crack. His sentence was life imprisonment. On appeal, the defendant argued that there was insufficient evidence to establish a conspiracy and that the district court erred in admitting the lyrics "the feds can't touch me" from his "gangsta rap" CD in which the defendant wrote and sang about drug dealing.

Numerous MU School of Law alumni represented both plaintiffs/defendants and appellees/appellants. **Daniel K. O'Toole**, '90, was a member of the team that represented the appellee/defendant in the *Hubbard* case; **Mark A. Stephens**, '94, **Kent L. Brown**, '91, and **Paul T. Graham**, '82, represented the appellants/plaintiffs in the *Arnold, et al.* case; **Susan Ford Robertson**, '86, **Jeffrey O. Parshall**, '76, and **Jeffrey H. Blaylock**, '86, represented the appellees/defendants in the *Arnold, et al.* case; and **Clifford W. Cornell**, '97, represented the appellant/defendant in the *Jackson* case.

Last December, the appellate panel affirmed the district court's granting of summary judgment for the city of Columbia, and in a *per curiam* decision, the court affirmed Jackson's conviction. In January, the panel affirmed the district court's decision in favor of UPS. ■

Timothy McVeigh Attorney Lectures at Law School

Would you defend “the most hated man in America?” Would you put your personal safety and the solvency of your private practice at risk to defend an unpopular defendant? Attorney Stephen Jones of Enid, Okla., had to answer these questions in 1995 when he was asked by the United States District Court of the Western District of Oklahoma to defend Timothy McVeigh in the Oklahoma City bombing case.

When asked by the federal court in Oklahoma City to take McVeigh’s case, Jones was a partner in the small Enid, Okla., firm of Jones, Wyatt & Roberts (the firm is now known as Jones & Wyatt), and his practice primarily consisted of commercial litigation. But Jones also had criminal defense experience, and had defended more than 25 clients in capital cases, either at the trial or appellate level. After much personal contemplation and discussion with his family, Jones made the decision to take the case.

On Nov. 19 Jones provided students and faculty at the MU School of Law with the opportunity to hear a first-hand account of the planning, strategy, personal danger and tension that enveloped the emotionally charged, highly publicized Oklahoma City bombing case. Jones’ lecture, which was sponsored by the Missouri Association of Criminal Defense Lawyers and the MU School of Law, described his experiences as lead defense attorney on the notorious case. Jones explained the decision-making process he went through before accepting the case; how his decision affected his relationships with family members, peers, friends and clients; the effect the case had on his private practice; the public and media scrutiny he faced before, during and after the trial; and the actual legal mechanics and strategies involved in defending McVeigh.

After the lecture, second-year student Joel Block commented: “I was very impressed by Mr. Jones’ cordiality and integrity. He took the McVeigh case at great personal cost, believing that every American, no matter how despicable the alleged crime, deserves a zealous defense. I found his

endeavors and presentation inspiring.” Second-year student Tamara Newsom agreed. “I really enjoyed Mr. Jones’ lecture. His story is a real-life lesson in Professional Responsibility and reminds us that even those citizens accused of the worst crimes deserve to be zealously represented.” First-year student Garner Sutterfield also found Jones’ lecture and experiences inspiring. “I respect anyone who could shoulder the responsibility and make the personal sacrifices necessary to conduct the defense of America’s most notorious terrorist. Stephen Jones’ work with the Timothy McVeigh trial illustrates one of the greatest tests and fullest applications one could make of their legal career and education.”

Jones was no stranger to controversy even before the Oklahoma City bombing case. He had represented controversial clients in the past, including activist Abbie Hoffman and Oklahoma serial killer Roger Dale Stafford. Early in his career, Jones was fired from a private firm when he refused to withdraw from defending a man who was arrested for waving a Viet Cong flag during an anti-Vietnam War demonstration. “I believed that when the court asked me to defend McVeigh, it was my duty as a member of the Oklahoma Bar to say yes despite whatever hardships might result,” Jones commented during the lecture. And hardships did result. Jones’ home and office were guarded by armed security due to threats of violence, and he had to abandon his private practice during the two and a half years he represented McVeigh. “Public support for the defense team evaporated quickly,” Jones said. “But I had to be true to myself and fulfill my oath to put on the best defense possible.” Jones’ budget for the defense was \$20 million. The prosecution spent \$82.6 million.

Jones, a graduate of the University of Texas and the University of Oklahoma law school, served as research assistant for former President Richard M. Nixon in 1964. In 1967, Jones served as legal counsel to then Oklahoma Gov. Dewey Bartlett. From 1966 to 1969, he served as Rep.

Paul Findley's administrative assistant, and as special assistant to Sen. Charles Percy. From 1970 to 1974, Jones was general counsel for the Oklahoma branch of the American Civil Liberties Union. He was the Republican nominee for attorney general of Oklahoma in 1974 and for the United States Senate in 1990. In 1999, West Publishing Co. published Jones' two-volume work, *Oklahoma Criminal Law, Practice and Procedure*. In addition, his article "A Lawyer's Ethical Duty to Represent the Unpopular Client" was published in the spring of 1998 in the inaugural issue of the *Chapman Law Review*. Jones also has written monographs on France, China and Southern Republicans, and he is the author of a book on the political history of Oklahoma. After the Oklahoma City bombing case ended, Jones chronicled his experiences in a book, co-written with author Peter Israel, titled *Others Unknown: The Oklahoma City Bombing Case and Conspiracy*.

Following the lecture, Jones answered questions from those in attendance in the Law School's courtroom, and he was the guest of honor at a reception hosted by the Law School where he answered additional questions and signed copies of his book about the case. ■



Dean Tim Heinsz with guest speaker, Stephen Jones, defense attorney for Timothy McVeigh

Michael Middleton Recognized By Missouri Bar



U Deputy Chancellor and Professor of Law **Michael A. Middleton**, '71, was honored by The Missouri Bar last September with a 1999

Spurgeon Smithson Award. The awards ceremony was held on Sept. 24 at the Westin Crown Center Hotel in Kansas City.

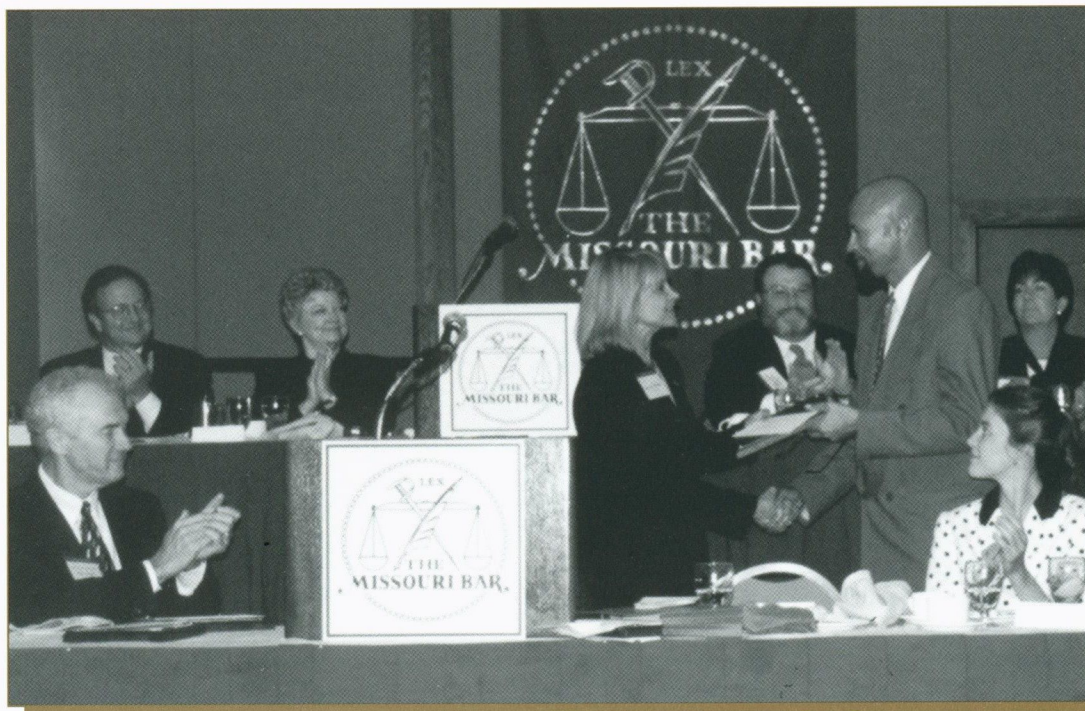
The Spurgeon Smithson Awards are given annually by The Missouri Bar Foundation to three Missouri judges, teachers of law and/or lawyers who have "rendered outstanding service toward the increase and diffusion of justice among men."

All three 1999 award winners are MU School of Law alumni. Joining Middleton as award recipients last year were **Keith A. Birkes**, '73, executive director of The Missouri Bar and secretary of the Missouri Bar Foundation; and the **Hon. S. Frank Conley**, '56, presiding judge of Missouri's 13th Judicial Circuit.

"I feel very honored," said Middleton, upon learning of the award. "To be recognized by The Missouri Bar with a Spurgeon Smithson Award is very gratifying."

Dean Tim Heinsz commented, "This award is well-deserved recognition for all that Mike Middleton has contributed to the legal profession. Mike has been a tireless advocate for the rights of minorities and others in need of protection."

As the recipient of a Spurgeon Smithson Award, Middleton joins the following illustrious group of past MU School of Law faculty award winners: **Bob Ross (1976); Willard Eckhardt (1978); William F. Fratcher (1983); Dale A. Whitman (1987); Edward H. Hunvald (1990); Joe E. Covington (1991); Timothy J. Heinsz (1992); James E. Westbrook (1995); Kenneth D. Dean (1997); and Robert G. Bailey (1998).** ■



Michael Middleton, '71, accepts the 1999 Spurgeon Smithson Award from Suzanne Bradley, president of The Missouri Bar Foundation.

MU Law School Team Finishes Fourth in National Negotiation Competition

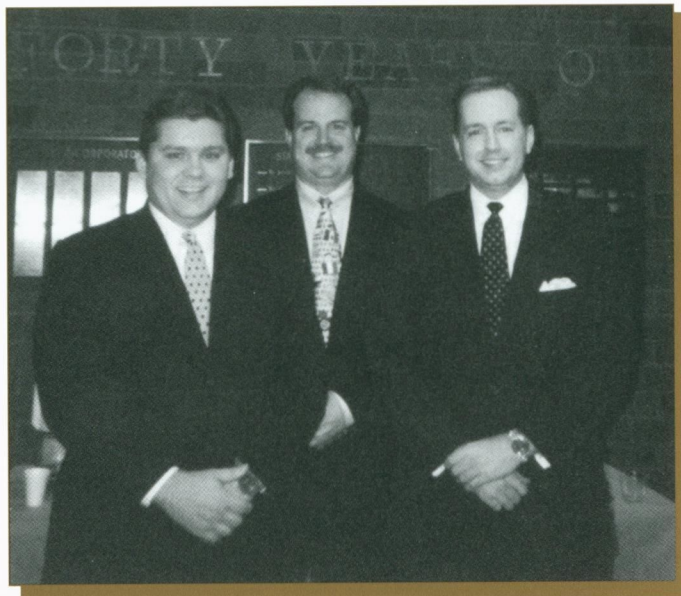
By Mike Jones, 1L

Second-year law students Terry Lawson and Todd Werts represented the Law School at the National Negotiation Competition held Feb. 12-13 in Dallas. The team finished in fourth place. The competition was held in conjunction with the American Bar Association's mid-year meeting.

This year's theme for the competition was Environmental Law. Three weeks prior to the competition, the teams received the problem and confidential information containing the settlement goals of their respective clients. Two preliminary rounds were held on the first day of the competition. The teams that advanced were given new confidential information to prepare for the final round.

To prepare for this year's competition, Lawson and Werts met on several occasions with Daphne Halderman, a student in the Law School's new LLM in dispute resolution program. She helped the team think about the motivations of parties in negotiations and explained the importance of emotions during a negotiation. After working with Halderman, the team worked closely with MU School of Law Professor Jerry Organ, who teaches Environmental Law and Property. According to Lawson, Organ's experience with actual negotiations involving environmental law issues was instrumental in the team's success. "Todd and I are very thankful that we received such great support from the Law School," he said. "We would especially like to thank Professor Organ for doing such an excellent job of coaching."

Lawson and Werts placed second at the local compe-



From left to right, Terry Lawson, 2L; Professor Jerry Organ; and Todd Werts, 2L

tion, but subsequently took first place at the regional competition held last November at the University of Missouri-Kansas City. At the national competition, the team faced the University of Michigan and Boston College in the preliminary rounds, and Regent University in the final round. Regent University ultimately placed second overall, with William Mitchell taking first place and Georgetown rounding out the final four with third place. Lawson said he is optimistic about the Law School's future in the competition. "We hope to see many teams from the MU School of Law continue in this tradition." ■

Recent School of Law Graduate Wins Law Student Essay Award

Janusz Puzniak, '99, was honored last year with the American Judges' Association's (AJA) 1999 Law Student Essay Award. Puzniak's essay, "Expert Evidence: The Road from *Daubert* to *Joiner* and *Kumho*," was chosen as the winner from among 37 entries. The essay will be published in a future issue of the association's journal, *Court Review*.

In addition to being a recent MU School of Law graduate, Puzniak is a PhD candidate in MU's political science department.

The American Judges' Association is an international organization with approximately 2,800 members. Founded in 1959, the association is particularly active in domestic violence and trial court performance issues. Membership is primarily represented by municipal court judges, state trial court judges, and retired judges from federal, appellate and bankruptcy courts.

Kansas City Municipal Court Judges Michael McAdam and John Williams presented Puzniak with his award on Dec. 3, at a reception held at the Law School. On behalf of the Law School, Dean Heinsz accepted a com-

memorative plaque in recognition of Puzniak's award.

John Rossen, chairperson of the AJA's law student essay competition committee, commented in a letter to Dean Tim Heinsz: "The reviewers were most impressed with the content and style of this entry, and believe that in addition to being a fine example of Mr. Puzniak's abilities, the paper is an excellent reflection on the quality of education he received at your fine institution."

Puzniak agreed with that assessment of the Law School and the quality of the education he received. "This is a wonderful school," he said. "It has been an honor to attend this Law School, and without the help and patience of all of my professors, I would not have been able to research and write an award-winning paper." Puzniak gave special credit to **Dean Kenneth Dean**, '76. "I especially want to thank Dean Dean for introducing me to and teaching me the rules of evidence," he said. Puzniak also thanked the American Judges' Association for the organization's serious consideration and review of his essay, and he thanked his family members for their patience and encouragement during the years he has spent pursuing academic goals. ■



From left to right, Assoc. Dean Ken Dean, '76; Judge Michael McAdam; award recipient Janusz Puzniak, '99; Dean Tim Heinsz and Judge John Williams

Law School Hosts Visitors from Argentina

During January and February, the Law School welcomed two visitors from Argentina. By coincidence, Oscar Flores and Pablo L. Manili, law professors from universities in Argentina, spent several weeks together at the MU School of Law conducting research for their respective doctoral dissertations.

Professor Oscar Flores, a return visitor to the Law School, teaches Constitutional Law at the Universidad Nacional de Tucuman, a public university located in North Central Argentina. He also serves as administrative secretary of the university's law school. Flores visited the MU School of Law last year accompanied by Pedro Rouges, dean of the law school of the Universidad Nacional de Tucuman, who made a presentation to the MU School of Law faculty. Flores and Rouges were in the United States visiting public law schools. Flores returned to the Law School this year to conduct research for his doctoral dissertation on freedom of the press and privacy.

"I am very grateful to Dean Heinsz, Dean Dean and all of the faculty and staff for such a warm welcome," says Flores. "I have been given free access to library resources and a very comfortable space in which to work." Flores chose to complete his research at an American law school because there is more information available on his dissertation topics in the United States than in Argentina. His complete dissertation should be finished later this year.

Flores says that the Universidad Nacional de Tucuman is setting up a doctoral program scheduled to begin next year and he hopes that several MU School of Law professors will visit the program to enhance academic interchange between the two schools.



From left to right, Oscar Flores and Pablo L. Manili

In addition to conducting research for his doctoral dissertation, Professor Pablo L. Manili came to the MU School of Law to observe Professor William Fisch's Constitutional Law class. Manili teaches International Human Rights Law and Constitutional Law at the Universidad de Buenos Aires, a public university with twenty thousand students, and at the UCES (Universidad de Ciencias Empresariales y Sociales - University of Social and Business Sciences), a private university also located in Buenos Aires. Manili also has a private law practice. His doctoral thesis is on the reception of international human rights law by domestic constitutional law.

Manili discovered Fisch's Constitutional Law class materials on the Internet and was intrigued. "I checked with my peers and older professors and received good references about the MU School of Law, so I decided to contact Professor Fisch to see about attending his class while working on my research project."

According to Manili, the Argentinian Constitution is very similar to the United States Constitution, which is why

he wanted to attend a Constitutional Law class in the United States. "Argentina's Constitution was written in 1853 and was derived principally on the basis of the U.S. Constitution. It was amended in 1994 to incorporate a selection of European constitutional law and now it is a blend of U.S. and European law." Manili says that Argentina's Supreme Court frequently applies United States Supreme Court decisions to legal issues and conflicts that arise in Argentina.

Manili seconds Flores' thanks to the administration, faculty and staff of the Law School for the warm welcome, and for providing open access to library materials and a place to study and work. "I have really enjoyed my visit here," he says. "Everyone at the Law School has made me feel very comfortable." Minili also says he has enjoyed attending Fisch's Constitutional Law class. "I have been very impressed by student preparation for class and student participation during class." ■

Tinker Family Visits Children and the Law Class

Professor Douglas E. Abrams' Children and the Law class experienced constitutional history last October when Lorena Jeanne Tinker and her son John spoke about their roles in the landmark decision, *Tinker v. Des Moines Independent Community School District*, 393 U.S. 503 (1969).

In 1965, John and two other students were suspended for wearing black armbands in school to protest the Vietnam War. The United States Supreme Court upheld their First Amendment right to wear the armbands, holding that public school students do not "shed their constitutional rights to freedom of speech or expression at the schoolhouse gate."

After more than three decades, *Tinker* remains one of the court's leading children's rights decisions. According to one historian's 1997 account, "The quiet undertaking of three young people in a medium-sized city in middle America to be able to wear black fragments of cloth to school had far-reaching consequences." ■



From left to right, Linda Heringer, 2L; Dr. Lorena Jeanne Tinker; John Tinker; and Professor Douglas E. Abrams

December Graduates Receive Recognition

On Saturday, Dec. 18, the John K. Hulston Courtroom was filled almost to capacity as families, friends, fellow students and former professors of the 10 graduating law students gathered to recognize and celebrate the December graduates' achievement. The **Hon. S. Frank Conley, '56**, was the commencement speaker.

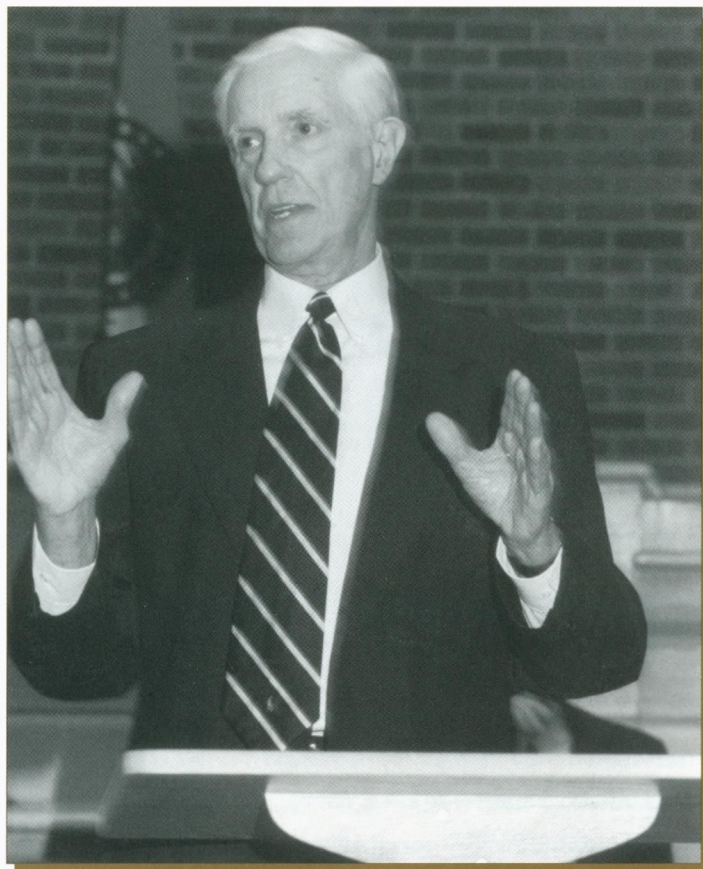
Conley, presiding judge of the 13th Judicial Circuit, used the acronym CAPS to encourage the graduating students to pursue civility and competence, to be ethical advocates with positive attitudes, to always be professional and prepared, and to engage in service to others while still caring for themselves.

Conley also stressed that civility among attorneys was paramount to restoring the public's confidence in the legal profession. He reminded the new graduates that regardless of what path they take in their legal careers, the duty of an attorney is to be professional, ethical and to see justice done.

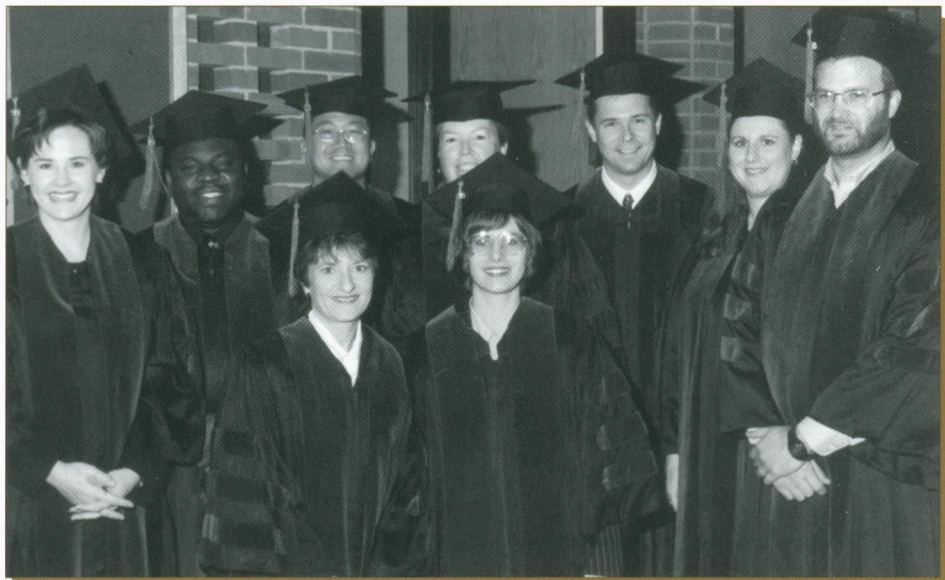
In closing, Conley shared with the new graduates his hope that "When you leave the legal profession, you can say you left it better than you found it."

Following the commencement address, the hooding ceremony was conducted. Professor William Henning served as reader, and Professors William B. Fisch and Robert M. Lawless served as hooders.

After the close of the graduation ceremony, the MU Law School Foundation hosted a reception in honor of the graduates, their families and friends. ■



The Hon. S. Frank Conley, '56, counsels December graduates



These graduates can't stop smiling.

Law Library Unveils “Legal Research on the Internet” Web Site

By Resa Kerns, Reference/Access Services Librarian, and
Martha Dragich, Director of the Law Library and Associate Professor of Law

In a recent survey of law librarians, conducted by West Group, 96 percent of the respondents reported that they use the Internet to conduct legal research. Attorneys from all over Missouri have found CLE courses on Internet legal research, presented by our librarians, to be very helpful in mastering research in this new environment. With the help of the Law Library’s new “Legal Research on the Internet” web site, it is easier than ever to take advantage of a very rich information resource.

Originally developed by librarians Cindy Shearrer and Resa Kerns as a teaching tool for the CLE course, the new web site provides easy access to reliable sources of case law, pending legislation, statutes, administrative materials and many other types of resources, both legal and non-legal.

To access the new research web site, look for the button “CLE Presentation” at the bottom of the Law Library’s Home Page (www.law.missouri.edu/library/main.htm).

Research Sites: The Good, The Bad, and the Useless

The growth of the Internet over the past few years has been nothing short of phenomenal. Recent estimates of the number of web sites are topping one half billion sites! Because there is so much information available on the Internet, it is essential to evaluate what you find. Not all sources are equally valuable or reliable.

Whether you are using “tried and true” sources selected by our librarians, or forging your own path with a general search engine, you must always think about the quality of the information you intend to rely on. The following criteria should help you evaluate each web site you use.

Authority

Look for information on the site about who produced it. What are the author’s qualifications for writing on the subject? How reputable is the publisher?

Accuracy

Look for information that is free of grammatical, spelling and other typographical errors. These errors not only indicate lack of quality control, but can actually produce inaccuracies in the information. Are the sources for any factual information clearly listed so they can be verified in another source? Web resources usually don’t have editors or fact-checkers.

Objectivity

Consider whether the site is presenting information objectively, or whether it is just trying to sway the opinion of the reader. Web pages have become virtual soap-boxes for individuals and organizations—and sometimes they don’t always clearly state their purposes.

Currency

Don’t assume that because something is on the Internet it is current, up-to-date information. Look for information on the site that clearly tells you when the information was produced or updated.

Comprehensiveness

Look at the range of topics included on the site, and how completely they are covered. Web coverage of a topic may differ significantly from the print products you have used. Is there an indication that the site is complete, not still under construction? Consider whether a piece of information is being presented out of context, or whether further research is needed to validate it.

Librarians have long used these criteria to evaluate both print and electronic sources for purchase or licensing. Without librarians to act as intermediaries, Internet researchers must evaluate sources for themselves. ■

Law Library Staff Performance Award

In April, Melissa Fayad became the sixth recipient of the Law Library's annual Staff Performance Award. Melissa has worked in the Law Library for more than 10 years, and currently serves as our serials assistant. Melissa is responsible for ordering, receiving, and paying for the thousands of subscriptions the library maintains. Melissa was nominated by faculty, library staff, and students, who stressed her dedication to her job and eagerness to assist library users. Congratulations, Melissa, and thanks for a job well done!

Past recipients of the award are Needra Jackson, Cindy Shearrer, Vianne Sha, Kathy Smith and Steve Lambson.

-Martha Dragich

Developments

by Janie Ausburn Harmon, Director of Development

While the stock market hit record highs during 1999, many of you took the opportunity to make substantial gifts to the MU School of Law and gave yourself a tax break. Gifts of appreciated stock offer the contributor capital gains and income tax advantages while providing the Law School with valuable assets. We accepted thousands of dollars in gifts via electronic stock transfer and I find many of you prefer the convenience.



Janie Harmon

I owe an apology to **Donald L. Wolff**, '62, who gave last fiscal year using electronic stock transfer, because we missed including his name in the Fall 1999 Honor Roll of Contributors. Don's gift along with other pledges establish the Edward H. Hunvald, Jr Fund. We welcome your contributions to this fund and Professor

Hunvald will be notified of your gifts. **Morris Stokes**, '52, also made a generous gift of stock to the School and we did not list his name in the Honor Roll. I assure you our new system prevents future errors.

The ultimate tool to honor someone is the creation of an endowed fund in his or her name. An endowed fund is invested and a portion of the annual interest is available for use. One example is **John F. Appelquist**, '88, who honors his late father by creating the Judge John A. (Jack) Appelquist Law Library Endowment.

The MU School of Law students and faculty benefit from new funds such as the following ones established recently. **Walter Bley, Jr.** '80, pledged a new scholarship allowing the dean's discretion according to Law School priorities. **William Brandecker**, '49, created a student scholarship to support students who hold the honor of Eagle

Scout. **John L. Cook**, '75, and **Rebecca McDowell Cook**, '75, established a fund to support the law library. **Terrence T. Schoeninger**, '76, pledges a student scholarship according to the dean's discretion. **Judge Warren D. Welliver**, '48, emphasizes the importance of tort law by providing an endowed fund to annually award the best student in Torts.

Professor Michelle Arnopol Cecil has been honored by her husband, Greg Cecil, who offers a yearly match gift of up to \$1,000 to all who give to the new Michelle Arnopol Cecil Award in Tax. Many of Professor Cecil's former students will soon receive a letter with further details.

In closing, I send thanks to all of you who financially supported the Elwood Thomas Professorship Campaign and joined the Law School on Sept. 22 as we announced the Elwood Thomas Professorship. The portrait was unveiled during The Missouri Bar meeting in Kansas City and now hangs in the Law School's courtroom. As you can see in the photo, the portrait is striking.

If you have questions regarding your private support of the MU School of Law, please contact me at 232 Hulston Hall, Columbia, MO 65211, or call 573-882-3052, or electronically: harmonj@missouri.edu. ■



During The Missouri Bar meeting in Kansas City last September, a portrait of the late Judge Elwood Thomas was unveiled to announce the Elwood Thomas Professorship. Attending the ceremony were Thomas' wife, Susan, right; their children, Sandra Hawley and Steven Thomas, left; and a large crowd of supporters. Master of ceremonies was Rich McLeod, '79, far right.

1999 Patty H. Epps Award

The Patty H. Epps Award is presented each year to a staff member who honors her memory with exceptional public service, cheerfulness, an indomitable spirit and dedication to the MU School of Law. Faculty and staff vote through a private ballot each year and the award recipient is kept secret until the official announcement.

Faye Triplett is the most recent award recipient. Triplett, senior secretary in the Law School's Office of Student Services, was presented the award at the Law School's Back to School kickoff luncheon on Aug. 31. She has worked at the Law School since 1992 and cheerfully greets every Law School family member from her position in 203 Hulston Hall. In addition to her responsibilities of answering the telephone, administering teaching evaluations, distributing mail, distributing exams and much more, she also provides students, faculty and staff with encouragement, sympathy or a boost toward success.

Triplett was exuberant when she received the Patty



Faye Triplett accepts the Patty H. Epps Award from Dean Tim Heinsz, Assoc. Dean Ken Dean, '76, and Asst. Dean Bob Bailey, '79.

H. Epps Award. "I am honored to be a recipient of this award and forever proud of being a part of this Law School," she said. ■

Professor William Henning Puckers Up for Good Cause

These days, when Professor William Henning overhears references to the “pigskin,” he no longer thinks first of football.

Last fall, Henning, **Dean Ken Dean**, '76, Professors Tracey George, James Devine, Robert Pushaw and Christina Wells volunteered their services to assist Phi Delta Phi with a fund-raising project for Rainbow House, a non-profit organization in Columbia that provides services to abused and neglected children.

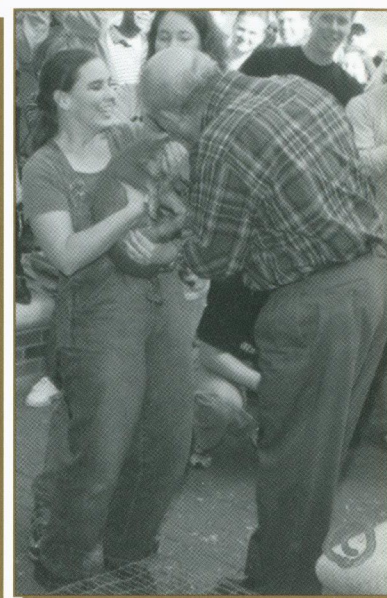
The fund-raiser consisted of student donations in the names of the individual professors. The lucky professor with the most donations in his or her name at the end of the contest period received the honor of kissing a pig.

During the final 10 minutes of the contest, a collective body of students contributed \$60 to ensure that Henning was the winner. As a result of the contest, \$500 was donated to Rainbow House.

When asked how he felt about the honor, Henning laughed and said, “I am grateful.” ■

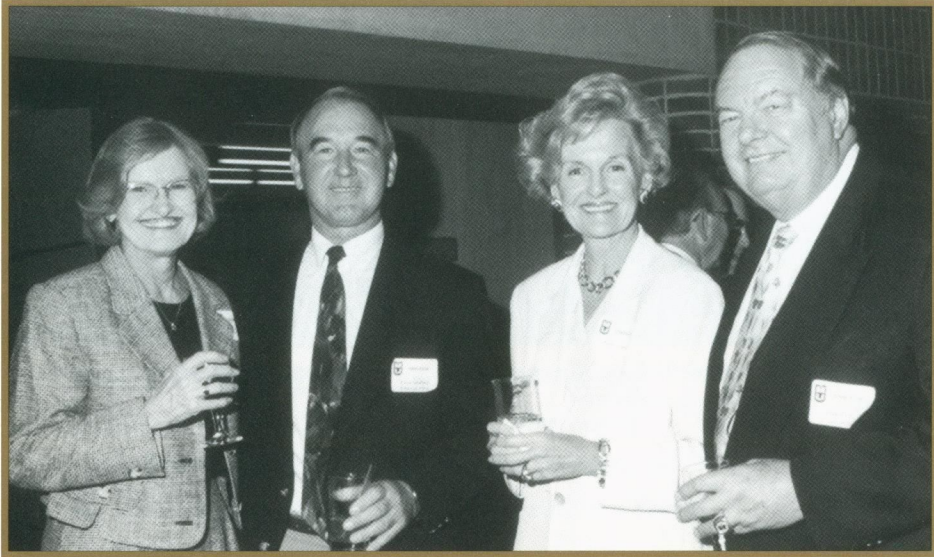


Professor William Henning gets acquainted



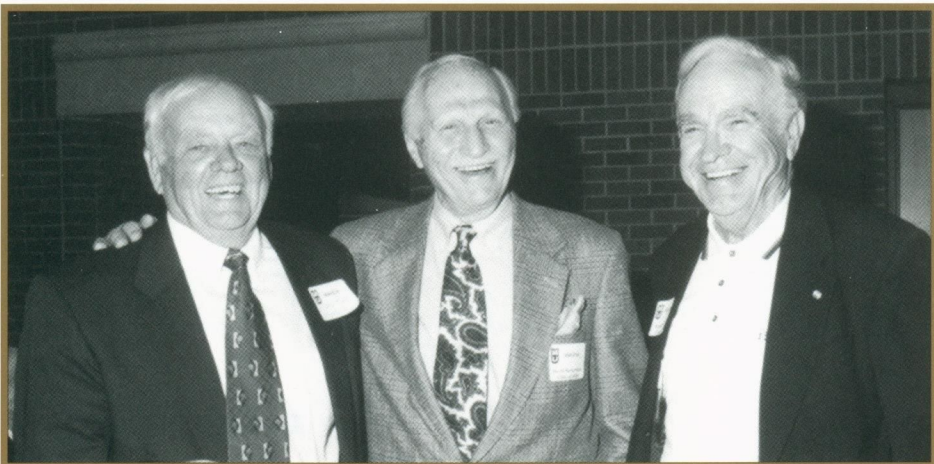
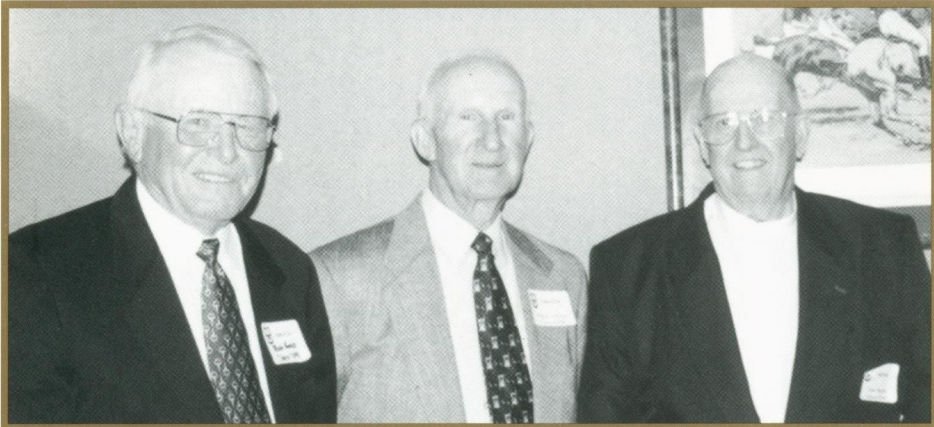
Students enjoy Henning's big moment

CLASS 1999 REUNIONS

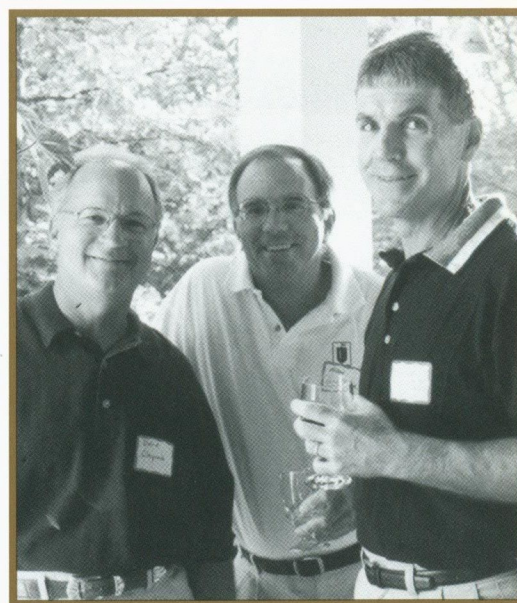
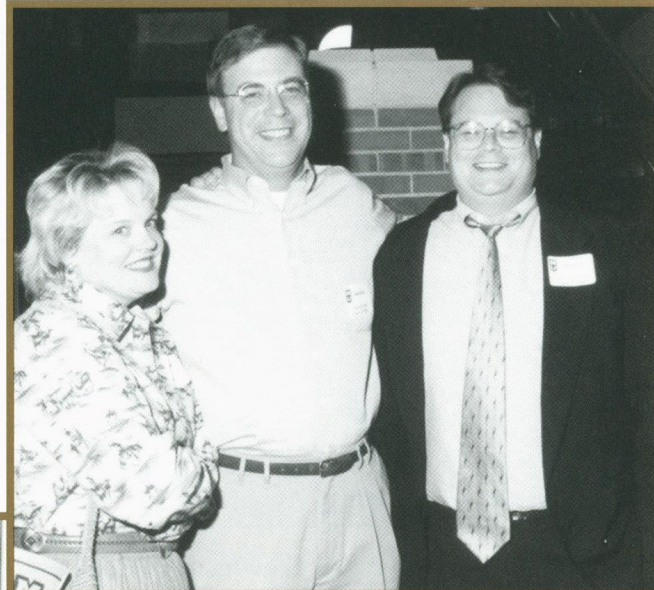
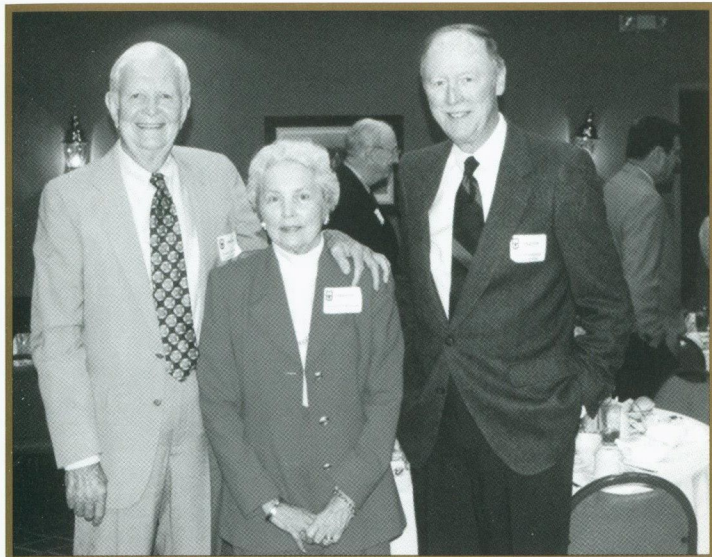


The Class of 1949 and each succeeding class years ending with a 4 or 9 participated in Class Reunions on Friday, Sept. 17. Members from all classes gathered for a reception in Hulston Hall before moving to individual class events.

Classmates shared memories while finding familiar faces in photographs. You might recognize faces here as well.

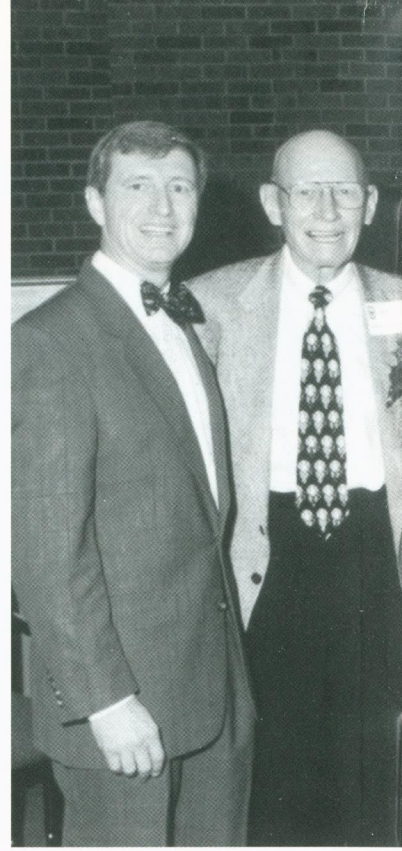


A LUMNI



BAW DAY

September 18, 1999



ANNUAL ALUMNI AWARDS

The Annual Alumni Awards were presented in the Law School's courtroom.



Citation of Merit

Sen. Harold L. Caskey, '63
Hon. Nanette K. Laughrey, '75



Distinguished Recent Graduate Award

Annie E. Billings, '91



Distinguished Non-Alumnus Award

Hon. Theodore McMillian

Sen. Harold Caskey, '63, right, receives the 1999 Citation of Merit presented by Joe Moseley, '76, left, and Dean Heinsz

Annie Billings, '91, center, receives the Distinguished Recent Graduate Award presented by The Honorable John R. Gibson, '52, and Dean Heinsz





Dean Heinsz leads the congratulations of Judge Scott O. Wright, '50, and his wife, Shirley, for the portrait given by his former clerks and friends on Sept. 18, prior to the Law Day Awards ceremony. Larry Schumaker, '84, made special remarks to a crowd of former clerks, friends and faculty.

AWARDS

om to the following award recipients:



Order of the Coif Honorary Initiate

Anne W. Elsberry, '75



Order of Barristers Honorary Initiate

Robert L. Langdon, '72

Order of the Coif Student Initiates

Robyn Lyn Anderson
Thomas Edward Bassett
Anita Kay Chancey
Justin Matthew Dean
Benjamin Fletcher Evans
Ryan Scott Fehlig
Edwin Francis Gladbach
Richard Alan Hill
Philip Joseph Mackey
Scott Eric Nutter
Kay Marie Perry
Matthew Ward Potter
Bryan Timothy Pratt
Jennifer J. Smith
Melissa A. Thomas
Meredith M. Todd
Stacey Ann Turley

Order of Barristers Student Initiates

Kelli Lynn Douglas
Jodi Ann Espey
Troy E. Groat
Scott A. Hamblin
Aaron Martinez
Michelle Morgan
Scott Eric Nutter
Bryan T. Pratt
Todd C. Stanton
Amy Veronica Woods

The Honorable Nanette Laughrey, '75, left, 1999 Citation of Merit; Dean Heinsz; Anne Elsberry, '75, right, 1999 Order of the Coif Honorary Initiate



Robert Langdon, '72, center, receives the 1999 Order of Barristers Honorary Initiate Award presented by Congressman Ike Skelton, '56, right, and Dean Heinsz



LAW DAY



Professor Mary Beck '88 receives the Loyd E. Roberts Memorial Prize in the Administration of Justice Award presented by Dean Heinsz



The Honorable Theodore McMillian receives the Distinguished Non-Alumnus Award, shown with Dean Heinsz



Judge L.F. Cottey
Advocacy Award
Michele L. Hornish



Blackwell Sanders Peper
Martin Distinguished
Faculty Achievement Award
Professor Chris Guthrie



Loyd E. Roberts
Memorial Prize
in the Administration
of Justice

Professor Mary M. Beck, '88



Shook Hardy & Bacon
Excellence in
Research Award
Professor Carl H. Esbeck



Professor Chris Guthrie receives the Blackwell Sanders Peper Martin Distinguished Faculty Achievement Award presented by Dean Heinsz



Professor Carl Esbeck receives the Shook Hardy and Bacon Excellence in Research Award presented by Dean Heinsz

Seven Faculty Members Enjoy ALI Membership

“As dean of this Law School, I am very proud that so many faculty members have been chosen for ALI membership. ALI’s membership is recognized within the legal profession as consisting of the very highest quality practitioners, judges and academics. The fact that this Law School has seven faculty members who are ALI members is a real mark of distinction for our School.” Dean Tim Heinsz

The American Law Institute (ALI) was founded in 1923 with the goal of promoting “the clarification and simplification of the law and its better adaptation to social needs, to secure the better administration of justice, and to encourage and carry on scholarly and scientific legal work.” Before the establishment of the institute, its founders, a group of prominent American judges, lawyers and teachers known as “The Committee on the Establishment of a Permanent Organization for the Improvement of the Law,” conducted a study to clarify the status of American law. The committee found that the uncertainty and complexity of American law had created a “general dissatisfaction with the administration of justice.”

Since then, ALI leadership and members, through the efforts of the members’ consultative groups, have drafted and published the *Restatements of the Law* series, Model Codes and numerous other law reform proposals. For more than fifty years, the institute also has collaborated with the National Conference of Commissioners on Uniform State Laws to develop and revise the Uniform Commercial Code, and with the American Bar Association to develop national continuing legal education programs.

Membership is limited to 3,000 and consists of judges, law professors and practitioners from the United States and several foreign countries. Members are selected on the basis of “professional achievement and demonstrated interest in the improvement of the law.” After 25 years, members move from elected to lifetime member status. Ex officio members include the chief justice and associate justices of the United States Supreme Court, the chief

judges of each United States Court of Appeals, the attorney general and solicitor general of the United States, the chief justice or chief judge of each state’s highest court, law school deans, the president of the American Bar Association, and the presidents of each state bar association.

Dean Timothy J. Heinsz (Earl F. Nelson Professor of Law) has been a member of ALI since 1988. He entered the organization as an elected member, and as a law school dean, he also is an ex officio member. Heinsz teaches Labor Law, Arbitration and Trial Practice.

Heinsz believes the Law School receives numerous benefits through faculty involvement in ALI. “The main work of the institute is the *Restatements of the Law* series, and the participation of our faculty helps determine not only what the law is now, but also what the shape of the law will be in the future. Discussions at annual ALI meetings are of the highest caliber. The work of the committees and reporters to the committees is extremely important to law reform movements, and the participation in ALI by so many faculty members helps our Law School keep abreast of new developments in the law.”

Heinsz also believes he benefits as a teacher from his ALI membership. “I have taught Agency Law in the past, and I currently teach Labor Law, so I am very interested in the upcoming *Restatement (Third) of Agency*. The law of agency is relevant to the subject of labor law, and as a teacher it is very helpful for me to have access to the informal contacts and current information available through fellow ALI members who are shaping the future of agency law.”

William B. Fisch (R.B. Price and Isidor Loeb Professor of Law) was elected to ALI membership in 1976. This year he will be elected to lifetime membership. Fisch teaches Comparative Law, Constitutional Law, International Law, Professional Responsibility and European Union Law.

He currently is working with the members’ consultative group on the *Restatement (Third) of the Law Governing Lawyers*, an effort by the institute to create for

practicing attorneys a comprehensive guide to the rules of Professional Responsibility, which will be published soon.

As a professor of Professional Responsibility, Fisch says that his work with the institute on the *Restatement (Third) of the Law Governing Lawyers* helps him recognize and share with students ethical issues that are particularly relevant to practicing lawyers. In the classroom, Fisch has introduced sections of the proposed draft of the document to give students examples of some of the most current and hotly debated ethical issues and topics with which practitioners struggle.

“This also is a real networking opportunity for members of our faculty,” he adds. “And through faculty who are ALI members, non-member faculty have the opportunity to review drafts of the *Restatements* in their respective fields and make comments for changes or improvements back to the institute.”

David A. Fischer (James Lewis Parks Professor of Law), ’68, was elected to ALI membership in 1989. He teaches Torts, Products Liability and Evidence.

Fischer has participated in the members’ consultative group for the *Restatement (Third) of Torts*, which has three sections. The first two sections, *Products Liability* and *Apportionment of Damages*, have been approved. The third section, *General Principles*, is still in the works.

Fischer says that his familiarity with the *Restatement (Third) of Torts* benefits his students. “The torts *Restatements* are very influential. All three sections deal with important and interesting issues and it is beneficial for students to see the history of tort law being created, drafted, debated and changed. By my study of the materials, I can familiarize my students with both the current status and the future trends of tort law .”

Fischer says the Law School also benefits from contacts faculty members make through the institute. “ALI members get to know people from a variety of legal fields, including judges, other law professors and practitioners. We network with people who are shaping the law in our particular fields. It is a good thing for us professionally as individuals and for the Law School as a whole when we make valuable contacts within the groups of ALI members who get together to debate and draft the *Restatements*.”

Robert H. Jerry II (Floyd R. Gibson Missouri Endowed Professor of Law) has been an ALI member since 1995. He teaches Insurance Law, Contracts, and Health Care Finance and Access.

Jerry is a participant in the members’ consultative groups for the *Restatement (Third) of Restitution* and the *Restatement (Third) of Agency*. According to Jerry, members of the groups are given preliminary drafts of the *Restatements* and get the first chance to provide comments to the reporter. “It is a great opportunity to be able to give input and shape law without being the actual reporter,” he says. “As an ALI member, you are invited to and expected to attend the annual meetings where you can review and comment on drafts of the *Restatements* and the UCC. Members get the opportunity to read about the latest trends in legal thinking in a variety of fields.”

Jerry believes that having several faculty members elected to ALI membership enhances the reputation of the Law School. “It is a credit to this Law School that so many faculty members are also ALI members. The exposure familiarizes judges, academics and practitioners from around the country with the tremendous quality of this Law School.”

Philip G. Peters Jr. (Ruth L. Hulston Professor of Law) has been an ALI member since 1997. He teaches Torts, Bioethics, and Health Care Law.

Peters served on the members’ consultative group for the *Restatement (Third) of Torts, Apportionment of Liability*, which was recently completed. He also is serving on the members’ consultative group for the *Restatement (Third) of Torts, General Principles*, which is still a work in progress.

“Membership in ALI has given me a better appreciation of the issues raised by the move to comparative fault, and the future direction tort law could take,” says Peters. “The information I gather when I listen to ALI members talk about the implications of possible future tort rules helps me structure my Torts class so that my students are prepared for the future direction of tort law.”

Michael Middleton (MU Deputy Chancellor and Professor of Law), ’71, is a recently elected member of the institute.

He plans to participate in future ALI projects involving criminal justice, civil rights and constitutional rights, particularly in the area of Fourth Amendment criminal law issues.

Middleton believes that the institute has done a good job throughout its history of organizing, clarifying and influencing American law. "Nobody in the legal community ignores what the institute writes and publishes," he says. "And our faculty members' involvement with the institute is worthy of note. It certainly validates that we have many faculty members who have significant expertise in different areas of the law on the national level."

Robert Lawless (Associate Professor of Law) also is a new member of the American Law Institute. He was elected to membership last December. Lawless teaches Business Organizations, Business Bankruptcy, Mergers and Acquisitions, and Legislation.

He intends to participate in the areas of commercial and business law, and hopes to work on the *Restatement (Third) of Agency* and the new initiative on international secured transactions. "ALI membership will expose me to new ideas in developing areas of the law," he says. "The institute is active in trying to coordinate the area of international commercial law, which I find exciting."

Lawless believes he will be a more well-rounded academic due to his ALI membership, and he plans to share what he learns with students. He also hopes to increase national recognition of the Law School through his ALI activities. "Professors can't just sit in their offices and faculty lounges and sell the merits of their schools. They must demonstrate excellence through action and participation in organizations such as ALI." ■

Douglas E. Abrams' casebook, *Children and the Law — Doctrine, Policy and Practice*, has been published by West Group. The casebook, which he co-wrote with Prof. Sarah H. Ramsey of Syracuse Law School, devotes entire chapters to the representation of children, the meaning of "parent," abuse and neglect, the foster care system, adoption, medical decision-making, support and other financial responsibilities, protective legislation and delinquency.

Abrams also has published the 2000 cumulative supplement to his treatise, *The Law of Civil RICO*. The Missouri Bar has published his chapter on "Child Abuse and Neglect" in the Bar's two-volume Juvenile Law deskbook. His op-ed article on violence in youth sports appeared in several newspapers, including the *Buffalo (N.Y.) News* and the *Allentown (Pa.) Morning Call*.

Robert G. Bailey chaired the University's athletic department's strategic planning committee which recently completed its task of drafting its procedric plan for the department. Bailey also has been elected chair of the Boone County Group Homes and Family Support Board; the Central Missouri Food Bank Board; and the Family Health Center Board. Bailey also serves as chair of the athletic department's Professional Sports Council panel. **Gov. Mel Carnahan**, '59, has re-appointed Bailey to the Missouri Athletic Trainer's advisory committee.

Bailey had the following arbitration opinion published in the *Labor Relations Reporter: General Mills, Inc. and American Federation of Grain Millers, Local 16 12LA152* (1999).

Mary Beck obtained a Department of Justice Civil Legal Assistance Grant that funded her co-teaching of two law school courses with psychologist Nancy Bumby from the MU School of Medicine Department of Psychiatry and Neurology. Beck and Bumby co-teach the Family Violence and the Law Seminar as well as the Family Violence Clinic. The seminar now requires students to work in the community. Fall 1999 students made domestic-violence presentations to high school and grade school students, sororities, government agencies and church gatherings. The students

also presented white papers to the interim house committee on domestic violence. Eight students had their seminar papers published or accepted for publication in 1999 in three different journals: *The Journal of Nursing Administration, Health Care Policy, Regulation, and Ethics*; *The University of Missouri-Kansas City Law Review*; and the *Journal of the Missouri Bar*.

Beck currently is collecting research data both to assess students' learning in interdisciplinary courses and to compare students' learning in live-client clinics vs. traditional courses in law schools. Bumby is collecting data to survey the clients served by the Family Violence Clinic as well as to assess the impact of student representation of clients. Beck and five of her students, Michael Anderson, Christine Herman, Amy Lorenz, Amy Patton and Emily Woodward, plus a former student, Robert Hegadorn, represent the MU School of Law in a Missouri clemency coalition. Coalition members include St. Louis University law school, the University of Missouri-Kansas City law school, the Washington University law school, Drury University, not-for-profit organizations and private individuals. The purpose of the coalition is to advance clemency petitions for women incarcerated for killing abusive family members and/or to advocate for improved parole status. The coalition held its first meeting at MU in January and plans to submit a packet of clemency petitions to **Gov. Mel Carnahan**, '59, before he leaves office, and plans to develop an Internet site to disseminate information about the group, its charitable work and resources available for abused women.

Henry Chambers published his article, "Enclave Districting," in the December 1999 issue of the *William & Mary Bill of Rights Journal*. Chambers posits enclave districting, an interest-based apportionment system that divides land into demographically similar enclaves that would then be aggregated to create congressional districts with internally consistent demographic profiles. Such districts would not be constrained by compactness or contiguousness requirements, and thus, could consist of land from geographically disparate, but politically similar, areas of a

state. The major benefit of enclave districts is that their internally consistent demographic profiles allows the districts' inhabitants to choose congressional representatives who more effectively represent their political views.

Melody Richardson Daily attended the second biennial conference of the Association of Legal Writing Directors, held July 28-31, at the New England School of Law in Boston, where she made two presentations: "Top Ten Suggestions for Having Fun While Directing LRW" and "Teaching Our Students to Teach Themselves." Last September she presented "Holdings Are Not Holy" at the first Central Region LRW/Lawyering Skills Conference, which was held in Kansas City.

Last December, **Peter N. Davis** published his 1999 pocket parts to volumes 5 and 6 of *Waters & Water Rights* (Lexis Law Publishing). These volumes cover the topics of water pollution case law theories, drainage law, flooding law, wetlands preservation and Missouri water law summary. [Preparation of the manuscript for these pocket parts was mentioned in the Fall 1999 issue of the *Transcript*.]

Also last December, Davis was re-elected chair of the city of Columbia's Railroad Advisory Board. He has served as chair for 10 years.

Steve Easton's article, "Ammunition for the Shoot-Out with the Hired Gun's Hired Gun: A Proposal for Full Expert Witness Disclosure," will be published in the *Arizona State Law Journal* this summer (volume 32, number 2).

David M. English continues his active involvement with the Uniform Law Commissioners, for whom he is executive director of the joint editorial board for Uniform Trust and Estate Acts and reporter for the Uniform Trust Code. Last November, he presented a seminar on the Uniform Trust Code at the University of Tokyo. He also has spoken on the proposed code to ALI-ABA, the ABA Section of Real Property, Probate and Trust Law, and the American College of Trust and Estate Counsel. English serves as a member of the trust law revision committee of

The Missouri State Bar and is a consultant on trust law to the California Law Revision Commission and the Texas Bar Association.

His article on the new California Principal and Income Act was recently published in the *California Trusts & Estates Quarterly*.

English also continues his interest in elder law. He recently completed the year 2000 supplement to his three-volume treatise, *Tax, Estate & Financial Planning for the Elderly*, published by LEXIS Publishing. He also completed an article on the new California Health Care Decisions Law for the *McGeorge Law Review*. This summer he will make a presentation on advance health-care directives at the annual meeting of the American Bar Association.

Carl H. Esbeck was the recipient of the Shook, Hardy & Bacon Excellence in Research Award at the School of Law in recognition for the most outstanding law review article by a faculty member during the past year.

Esbeck's following publications are forthcoming: (1) "Differentiating the Free Exercise and Establishment Clauses," 42 *J. of Church & State* __ (spring 2000); (2) "Chapter __ The Regulation of Religious Organizations Via Governmental Assistance," *The Structure of American Churches* (spring 2000 Carolina Press); and (3) "Pseudo Complexities and the First Amendment," *Critique* no. 7, p. 7 (1999).

Esbeck presented a paper titled "Religion and the First Amendment: Some Causes of the Recent Confusion" March 24 at a conference on Religion in the Public Square held at the William & Mary University School of Law in Williamsburg, Va. The paper will be published in volume 42 *WM & Mary L. Rev.* __ (fall 2000).

He spoke on the topic "Church/State Relations and Religious Expression" on Feb. 17 for the National Litigation Academy of the Alliance Defense Fund in Atlanta. He presented a CLE program on the topic "Fundamentals of Religion and the U.S. Constitution" on Dec. 9 at Evangel University in Springfield, Mo.

Esbeck is a participant in the Charitable Choice Project of the Feinstein Center for American Jewish

History, Temple University, funded by The Pew Charitable Trusts. This is a two-year project focusing on faith-based organizations and the delivery of social services in cooperation with state and local governments.

In January, Esbeck began a leave from the University to become the director of the Center for Law and Religious Freedom, the advocacy division of the Christian Legal Society. Located in Northern Virginia, the center litigates, lobbies in Congress, and provides public information on issues of relevance to religious liberty and church/state relations.

Wilson Freyermuth made a presentation on Revised UCC Article 9 and the changes that would result from its adoption in Missouri during last November's continuing education conference of the Missouri Bankers Association. His book on Revised Article 9, *Understanding Secured Transactions* (co-written with **William Henning**) and published last July by Mathew Bender, will soon be entering its second printing.

Chris Guthrie recently published his article, "Framing Frivolous Litigation: A Psychological Theory," in the *University of Chicago Law Review*. Guthrie continues to present his work on the psychology of litigation and settlement to legal scholars, lawyers and judges around the country. Most recently, he appeared on a second Federal Judicial Center panel titled "The Psychology of Judging" in New Orleans, and delivered a talk titled "Toward a Psychological Theory of Selection" at the Washington University School of Law in St. Louis.

Along with **Len Riskin**, Guthrie also participated in the Lawyering, Problem-Solving and Legal Education Project sponsored by the Center for Public Resources (CPR) in New York. Guthrie currently is serving as a visiting professor of law at the Washington University School of Law.

Dean Tim Heinsz just completed Tentative Drafts No. 5, 7 and 8 of the Revised Uniform Arbitration Act. As reporter for the act, Heinsz met with the drafting committee on Feb. 18-20 in Houston and March 31-April 2 in

Fort Lauderdale. He also published the 1999 Supplement to *Oberer, Hanslowe & Heinsz, Labor Law: Collective Bargaining in a Free Society*, and is beginning work on a fifth edition of the casebook. He also had published a labor arbitration decision: *Dunlop Tire Corp. and United Steelworkers of America, Local 915, 99-2 ARB para. 3017*.

William Henning, in his role as chair of the drafting committee to revise UCC Articles 2 and 2A, presented the latest drafts to the Council of the American Law Institute in New York City last December. The committee held public drafting meetings in San Jose in February and Chicago in March. The goal is to obtain final approval from the National Conference of Commissioners on Uniform State Laws at its 2000 annual meeting in late July.

This summer, Henning will be a distinguished visiting professor at the University of Alabama School of Law.

S'Lee Arthur Hinshaw has been awarded a Donald K. Anderson Graduate Student Teaching Award.

Robert Jerry's article, "Health Insurers' Use of Genetic Information: A Missouri Perspective on a Changing Regulatory Landscape," was published at 64 *Missouri Law Review* 759 (1999).

Last October, Jerry was a panelist at a Food Drug and Law Institute Symposium, held at Georgetown University Law Center in Washington, D.C., on the subject of "Regulatory Compliance: Should It Ever Be a Bar to Tort Liability?"

He recently published "A Primer for the First-time Law Dean Candidate," *Journal of Legal Education* (Dec. 1999), and "The Insurer's Right to Reimbursement of Defense Costs," *Arizona Law Review* (March 2000).

Jerry also has entered a new joint teaching enterprise with **Philip Peters**. Jerry and Peters are co-teaching a new course titled Health Care Finance and Access, and **David English** is assisting on the topics of Medicare, Medicaid and other closely related issues.

Last October, **Robert Lawless** addressed a University of Georgia workshop titled "Teaching Business Organizations." His topic was "A Digital Vision of the Business Organizations Classroom." Also last October, Lawless conducted a session on "Nurturing an Informed Legislative Debate" for the annual meeting of the National Conference of Bankruptcy Judges. He recently completed chairing the Section on Debtors' and Creditors' Rights for the Association of American Law Schools and presided over the section's annual meeting on "The Politics of Bankruptcy." Last December, Lawless was elected to membership in the American Law Institute.

The *Bankruptcy Developments Journal* recently published Lawless' book review of *Failure and Forgiveness* by Karen Gross. Also, the *American Bankruptcy Law Journal* published Lawless' co-written article on financial projections in Chapter 11 disclosure statements. Lawless has articles forthcoming in the *University of Pittsburgh Law Review* on bankruptcy costs and in the *Journal of Research in Finance* on serial bankruptcy. Lawless is spending the 1999 winter semester at The Ohio State University College of Law as a visiting associate professor of law.

On the home front, the latest addition to his family, Rachel Lawless, passed the 6-month mark. Five-year old Thomas and 3-year old Rebecca continue to do well in body and spirit.

Sylvia R. Lazos presented a paper titled "American Culture and Embedded Concepts of Race" at the University of Michigan Law School's *Journal of Race and Law* Symposium, "Identities in the Year 2000 and Beyond," held March 18.

Her book review essay, "Critical Race Theory and Autobiography: Can A Popular Genre Make a Contribution to Legal Scholarship?," is scheduled for publication in the University of Minnesota's *Journal of Law and Inequality* Winter 2000 issue.

Lazos also wrote an essay titled "Race Relations in the 21st Century" for the February issue of the Law School's student newspaper, *The Gavel*. A copy of the essay is available at her web page.

On Feb. 15, **Ilhyung Lee** took part in a panel discussion at the Law School with Professors **Lisa Key** and **Sylvia Lazos** about Elian Gonzalez, the Cuban boy who is the subject of an international custody battle. The program was sponsored by the National Lawyer's Guild and the International Law Society.

Maria Pabon Lopez presented two lectures in January at the Shepard Broad Law Center, Nova Southeastern University in Fort Lauderdale. The topic of the lectures was "Special Concerns when Working with Battered Immigrant Women." On Feb. 28, Pabon Lopez spoke at an MU campus wide symposium regarding the Elian Gonzalez case. She continues to pursue her interest in immigration law, most recently by supervising two upper-level students in the preparation of papers on advanced immigration topics.

Last December, **Bobbi McAdoo** attended the inaugural meeting of the research advisory committee of the Global Center for Dispute Resolution Research. The center, located in New York City, was established by the American Arbitration Association to collect, study and disseminate information on alternative dispute resolution worldwide. She also helped to develop the agenda for a special conference of the Wisconsin Association of Mediators (WAM) concentrating on the "Theory to Practice" work of a Hewlett Foundation project. McAdoo participated on two panels at last November's conference: the plenary on "Mapping the Field" and a session on "Developing a Research Agenda to Study Transformative Mediation."

In Missouri, McAdoo developed a questionnaire for the Missouri Bar alternative dispute resolution (ADR) committee to gather data about the effect of statewide ADR Rule 17. The returns will be analyzed in the Spring. She also continues participation as a member of the Missouri Supreme Court Commission on ADR in Domestic Relations Cases. Also, in February, McAdoo was the featured speaker for the Heartland Mediator's Association meeting in Kansas City. She led a workshop discussing the

use of evaluation in mediation. McAdoo also is the co-chair of the Legal Educator's Colloquium being sponsored by the ABA Section of Dispute Resolution. This half-day session will be held in conjunction with the Section's Conference in San Francisco in April.

Jerry Organ coached the Law School's negotiation competition team to a fourth place finish at the ABA's national competition held in Dallas in February.

He continues to teach his course in Regulation of Hazardous Substances where students learn about the environmental issues associated with the management, disposal and cleanup of hazardous substances and hazardous wastes by participating in a 60-day superfund site negotiation exercise. Several attorneys have volunteered dozens of hours collectively playing the role of "clients" to give the students an experiential learning opportunity focusing on negotiation skills and client counseling.

Organ currently is completing an article on federalism issues in environmental enforcement which is scheduled for publication in the June issue of the *Environmental Law Reporter*, published by the Environmental Law Institute.

In July, Organ is scheduled to give a presentation at the Education Law Institute at the Franklin Pierce Law Center in New Hampshire focusing on "Defining Meaningful Benefit for Preschool Children with Disabilities under the Individuals with Disabilities Education Act."

Philip Peters is experimenting with a new course this semester. Health Care Finance and Access looks at the American health-care finance system and the laws that govern it. It is team-taught by Peters (health law), **Bob Jerry** (insurance law) and **David English** (Medicare and Medicaid) with each of them handling the topics within their speciality. This semester, Peters also is teaching Torts to all 180 1Ls!

He continues to write in the fields of tort and health law. Two of his law review articles will be published this spring. "Hindsight Bias and Tort Liability: Avoiding Premature Conclusions" discusses how the civil justice system should respond to the likelihood that jury verdicts will reflect

a hindsight bias. It will appear in the *Arizona State Law Journal*. The second article is titled "The Quiet Demise of Deference to Custom: Malpractice Law at the Millennium." It documents the movement of state courts away from a custom-based standard of care in medical malpractice actions. It will appear in the *Washington and Lee Law Review*. Peters is now working on a follow-up article that will examine the policy implications of this shift in standards. This summer, he hopes to complete that project and then to begin a book tentatively titled "How Safe is Safe Enough: Obligations to the Children of Reproductive Technology."

At the American Law Institute, Peters continues to work on consultative groups for various portions of the *Restatement (Third) of Torts*. In Columbia, he has joined the board of the Family Health Center in an effort to take his sentiments about access to health care out of the classroom and into the community.

Leonard Riskin gave the keynote address on "Mediation in the New Millennium" at the Alabama Alternative Dispute Resolution (ADR) Conference in Montgomery; appeared as a panelist on a telephone CLE program on "Spirituality in Law Practice" sponsored by the ABA; made a presentation on mediation and the unauthorized practice of law at the annual meeting of the Society of Professionals in Dispute Resolution; participated in three panels at the annual meeting of the Wisconsin Association of Mediators; and served as a judge in the annual Excellence in ADR awards competition of the CPR Institute for Dispute Resolution.

Jean R. Sternlight published her article "Major Ways of Challenging Arbitration 'Agreements' in the Non-Unionized Employment Setting," in 10 *World Arbitration & Mediation Report* 249 (Sept. 1999). She also has one article due to be published in the spring issue of the Law School's *Journal of Dispute Resolution*, and another article just submitted for publication. She also has agreed to co-write a casebook, due to come out at the end of this year.

Sternlight also was named to serve on a committee created by the Society of Professionals in Dispute

FACULTY NOTES

Resolution to study whether engagement in mediation or other forms of alternative dispute resolution should be interpreted to constitute the unauthorized practice of law.

She recently was quoted in an article in the *Wall Street Journal* (Dec. 28, 1999) and by a federal district court in *International Cement Aggregates, Inc. v. Antilles Cement Corp.*, 62 F. Supp. 2d 412, 416 n.3 (D. P.R. Aug. 10, 1999).

Christina Wells recently was named a Fulbright Scholar. Wells will spend winter semester 2001 in the Czech Republic. During her stay she will lecture on comparative individual rights under various Western constitutions, with a special focus on free speech and equality. (*Editors' Note: Please look for an article regarding Wells' trip to the Czech Republic in an upcoming issue of the Transcript.*) ■

Gary Oxenhandler, '73, was named chair of the Columbia Chamber of Commerce last summer.

Richard C. Bresnahan, '73, of St. Louis has been elected to the Board of Governors of The Missouri Bar.

Allan D. Barton, '73, has joined the St. Louis office of Armstrong Teasdale. He will practice in the areas of banking and real estate law, commercial lending and commercial transactions. Barton was formerly assistant general counsel for Mercantile Bancorporation (now Firststar). Prior to joining Mercantile, Barton was a partner at Thompson & Mitchell (now Thompson Coburn) where he served for several years as chair of the firm's real estate practice.

Betty K. Wilson, '74, a partner in the Columbia firm of Oliver, Walker, Wilson & Ehrhardt, has been appointed by **Gov. Mel Carnahan**, '59, to a five-year term on the Missouri Arts Council.

Forrest S. FitzRoy, '74, of Kirkwood, Mo., is now a partner in the firm of McEachenn & FitzRoy. He focuses his practice on financial institutions law, business law and estate planning.

Anne W. Elsberry, '75, of Kansas City was named an honorary initiate into the Order of the Coif on Sept. 18 at the Annual Alumni Awards ceremony held during Law Day 1999 at the MU School of Law. Elsberry serves as general counsel for Westlake Hardware Co.

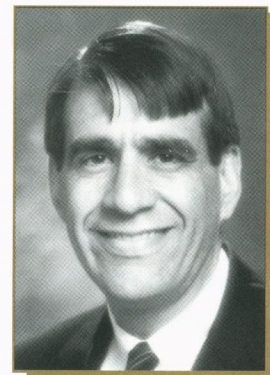
The **Hon. Nanette Laughrey**, '75, was honored by the MU School of Law with a citation of merit for outstanding service to the law profession. Laughrey's citation was presented at the Annual Alumni Awards ceremony held Sept. 18 during Law Day 1999.

Jack R. Grate, '76, has been elected president of the Eastern Jackson County Bar Association.

Suzanne R. Gladney, '76, was honored recently with the Eleanor Roosevelt Humanitarian Award given by Altrusa International Inc. The award was presented in Seattle at the organization's 46th International Convention. Gladney is managing attorney for Legal Aid of Western Missouri.

David N. Appleby, '76, has joined the Springfield, Mo., firm of William H. McDonald & Associates as of counsel. Appleby will focus his practice on transactional matters, including probate, estate planning and real estate transactions. Appleby's practice is based in the firm's recently opened Ozark, Mo., office.

Thomas R. Jayne, '76, has been appointed by **Gov. Mel Carnahan**, '59, to the Truman State University Board of Governors. Jayne is a partner with Thompson Coburn in St. Louis. He heads the firm's toxic tort practice area and is a member of the firm's products liability practice area.



Thomas R. Jayne, '76

Carol J. Miller, '78, a business law professor at Southwest Missouri State University (SMSU), received an SMSU Excellence in Research Award for 1999. Her law review article, "WTO Scrutiny v. Environmental Objectives: Assessment of the International Dolphin Conservation Act," was published in last fall's issue of the *American Business Law Journal*.

Truman E. Allen, '78, announces the opening of his law office, located at 29 E. Ash St., Columbia, MO 65201. The office telephone number is (573) 441-2667. Allen specializes in workers' compensation, personal injury and Social Security disability.

Lori P. Shurtleff, '79, was recently selected as one of 16 individuals to serve on the United States District Court, Eastern District of Missouri panel of employment dispute resolution neutrals. Panel members mediate court employment disputes.

Cathy B. Starke, '79, has been elected vice president of the Eastern Jackson County Bar Association.

H.A. "Skip" Walther, '79, of Columbia has been elected to the Board of Governors of The Missouri Bar.

James Bandy, '79, and **Robert Horn**, '79, have formed the new law firm of Horn, Aylward & Bandy. The firm's address is 2600 Grand, Suite 500, Kansas City, MO 64108.

Melissa Ormsbee Fogelberg, '79, recently joined Freedom-Nation as general counsel and board secretary. The company, formerly known as Emerald Financial Services, is headquartered in Minneapolis and provides financing for recreational vehicles.

Robert D. Aulgur, '79, announces the opening of his new law practice effective March 1. The firm's address is 11 N. Fifth Street, Columbia, MO 65201. The telephone number is (573) 256-2702; the fax number is (573) 443-2808; and the e-mail address is drychi@aol.com.

Mark A. Shank, '79, of the Dallas firm of Clark, West, Keller, Butler & Ellis, has been elected president-elect of the Dallas Bar Association for the year 2000.

1980s

Christine Carpenter, '80, was sworn in as Boone and Callaway counties' drug court commissioner on Aug. 27, 1999. Carpenter was selected by members of the 13th Judicial Circuit bench in Columbia and Fulton.

Walter H. Bley Jr., '80, has been elected president of the Missouri Association of Trial Attorneys (MATA). Bley is a partner with the Columbia law firm of Bley & Pfeiffer.

Eric K. Banks, '80, a partner with Thompson Coburn, was named by the *St. Louis Business Journal* in its Jan. 31 issue as one of St. Louis' 100 Leaders for the Millennium.



Eric K. Banks, '80

Greg L. Roberts, '81, announces a new address for The Roberts Law Firm. The new address is 240 Long Road, Suite 230, Chesterfield, MO 63005; the telephone number is (636) 530-1999; the fax number is (636) 530-6805; and the e-mail address is groberts@stl-net.com.

Alvin W. Rohrs, '82, announces the opening on Sept. 13, 1999, of The Jack Shewmaker Students in Free Enterprise (SIFE) World Headquarters in Springfield, Mo. SIFE is a nonprofit organization that works with colleges, universities and businesses to help students apply what they've learned in the classroom to practical, real-life situations. SIFE has been in existence for 25 years and has 700 collegiate chapters in the United States and 11 other countries. Rohrs is SIFE's president and CEO.

Robert M.N. Palmer, '82, of Springfield, Mo., has been certified as a member of The Million Dollar Advocates Forum. Members of the forum are trial lawyers who have achieved a verdict or settlement of \$1 million or more. Palmer specializes in product liability and crash-worthiness.

Cathy J. Dean, '82, of Kansas City, has been re-elected to the Board of Governors of The Missouri Bar.

Richard N. Bien, '83, of Lathrop & Gage in Kansas City, has been elected Western District representative to The Missouri Bar's executive committee.

James A. Burt, '83, received the W. Oliver Rasch Award at the The Missouri Bar/Missouri Judicial Conference annual meeting in Kansas City on Sept. 24, 1999. The award recognizes outstanding substantive articles published in the *Journal of The Missouri Bar*. Burt is a shareholder in The Strong Law Firm in Springfield, Mo., and an adjunct professor of economics at Drury College.

James C. Morrow, '83, announces the formation of a new Kansas City firm, Morrow, Willnauer & Klosterman. Morrow practices in the areas of products liability, professional malpractice and insurance litigation.

Bruce Farmer, '83, has joined the Columbia firm of Oliver, Walker, Wilson & Ehrhardt. Most recently, Farmer served as deputy chief counsel in the Litigation Division of the Missouri attorney general's office. His practice will focus on personal injury, civil rights and employment discrimination.

John A. Ruth, '83, of Jefferson City has been re-elected to the Board of Governors of The Missouri Bar.

David E. Bell, '83, has been promoted to colonel and is currently assigned to the Army's Environmental Law Division in Washington, D.C.

Franklin G. Snyder, '83, has accepted a teaching position at Texas Wesleyan University School of Law in Fort Worth, Texas. Snyder has been a visiting professor at the University of Idaho School of Law during the 1999-2000 school year.

Russell J. Carnahan, '84, filed a statement of committee organization on Nov. 2 to become a candidate for the Missouri House of Representatives in St. Louis' 59th District for election year 2000. The 59th District encompasses the city's 6th, 7th, 9th and 10th wards. The campaign committee can be reached at Russ Carnahan 2000, Benton Park Station, P.O. Box 2084, St. Louis, MO 63158.

Shawn R. McCarver, '84, has served as primary contributing author for the *Missouri Juvenile Officer Handbook*, published by the office of state courts administrator and distributed to all state juvenile court personnel. McCarver served on the faculty of the Missouri Judicial College during 1999, where he lectured on juvenile law to Missouri's trial judges. He also wrote Chapter 13 of the Missouri Bar Deskbook on Juvenile Law, titled "Jurisdiction and Venue." McCarver also has lectured at numerous guardian ad litem training seminars throughout Missouri. He maintains his law office in Farmington, Mo., and serves as municipal judge for the Missouri cities of Park Hills (since 1985) and Desloge (since 1987). During 1998, McCarver completed training in alternative dispute resolution and serves The Missouri Bar as an investigator, mediator and arbitrator in the fee dispute resolution program.

John L. Walker, '84, was elected vice president of the Missouri Chapter of the National Academy of Elder Law Attorneys for the year 1999-2000.

Nancy A. McKerrow, '84, has transferred from the capital public defender's office in Columbia to the Columbia appellate office.

Charles M. Key, '84, a partner in The Bogatin Law Firm of Memphis, Tenn., has been elected chair of the Tennessee Bar Association Health Law Section for the year 2000-2001.



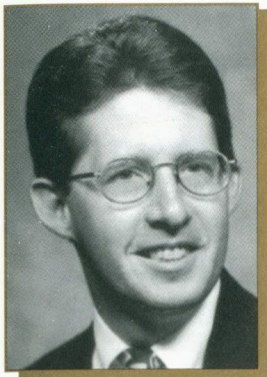
Charles M. Key, '84

Chuck D. Brown, '84, is a partner in the Joplin, Mo., firm of Warten, Fisher, Lee & Brown. He also serves as Joplin city attorney.

Mark W. Kiesewetter, '84, announces the formation of the firm of Hilton & Kiesewetter. The address is 12209 Big Bend Boulevard, Kirkwood, MO, 63122. The telephone number is (314) 909-7877, and the fax number is (314) 909-7899. The firm represents clients in the general practice of law with an emphasis in family law and mediation.

Steve R. Looney, '84, is serving as vice chair of the ABA Tax Section's S corporations committee. Looney also serves on the board of editors of the *Business Entities Journal*, published by Warren Gorham & Lemont.

William M. Corrigan Jr., '85, of St. Louis was re-elected to the Board of Governors of The Missouri Bar.



Paul A. Boudreau, '85

Paul A. Boudreau, '85, has been appointed by **Gov. Mel Carnahan**, '59, to the State Personnel Advisory Board. Boudreau currently holds the position of vice chair, and his term ends July 31, 2004. He has been a member of the board since 1995. Boudreau is a shareholder in the Jefferson City firm of Brydon, Swearingen & England, and his

primary areas of practice include business regulation and administrative law.

Erik Bergmanis, '85, has been elected Southern District representative to The Missouri Bar's executive committee. Bergmanis is a partner in the Camdenton, Mo., firm of Bergmanis Duffy.

John A. Cowherd, '85, of Mount Vernon has been elected to the Board of Governors of The Missouri Bar.

Kendall R. Garten, '85, was named chairman of the Blue Springs, Mo., Chamber of Commerce in February.

Jeff Blaylock, '86, was selected as an at-large member of the Boone County Bar Association's executive committee for the year 1999-2000 at the association's annual picnic last August.

Debra A. Carnahan, '86, has been selected for participation in the 1999-2000 Leadership St. Louis Program. The program, which was begun more than 20 years ago by The Danforth Foundation, is designed to enhance participants' civic leadership skills.

Susan G. Watkins, '86, has been elected treasurer of the Eastern Jackson County Bar Association.

Gregory K. Laughlin, '86, and wife Cheryl Laughlin announce the birth of their daughter, Lauren Elizabeth Laughlin, on July 29, 1999. Laughlin is director of the law library and assistant professor of law at Ohio Northern University.

Randall B. Johnston, '86, of Columbia, has been elected president of the Cancer Research Center board of trustees for the year 2000.

Melissa K. Force, '87, has joined the Los Angeles office of Carroll, Burdick & McDonough as an associate.

Teresa A. Generous, '88, has been elected president of The Women Lawyers' Association of Greater St. Louis for the year 1999-2000.

James R. Sharp, '88, is a partner in the newly formed firm of Sharp & Bredesen located in Springfield, Mo. Sharp's practice focuses on domestic relations, personal injury and appellate law

Daniel F. Kellogg, '88, of St. Joseph, Mo., and wife Jennifer announce the birth of their daughter, Annaka Cosette Kellogg, on Oct. 16, 1999. Her sister Xan and brother Joseph are very proud of her.

Lori A. Gregory, '88, has joined the estate planning group of the Kansas City office of Lewis, Rice & Fingersh as of counsel. Her practice will focus on estate planning and taxation, elder law, probate administration, general corporate and tax law.

Shannon A. Shy, '88, resigned his commission in the U.S. Marine Corps effective Sept. 1. He had been on active duty since November 1988. Shy has accepted a federal civil service position as an environmental attorney with the Naval Sea Systems Command in Arlington, Va. Although no longer on active duty, he accepted a commission as a major in the U.S. Marine Corps Reserves and was assigned a reserve billet as an environmental attorney with the Office of Counsel for the commandant of the Marine Corps.

David Harpool, '89, has accepted the position of president of Kendall College in Evanston, Ill. Kendall is a liberal arts college with innovative programs including a degree in leadership, advocacy and change.



David Harpool, '89

1990s

Gregory J. Minana, '90, received a David J. Dixon Appellate Advocacy Award at The Missouri Bar/Missouri Judicial Conference annual meeting in Kansas City on Sept. 24. The award recognizes outstanding achievement in appellate practice by young Missouri Bar members. Minana is a partner with Blackwell Sanders Peper Martin and focuses his practice on commercial and tort litigation.

Carl E. Lippelman, '90, has joined the Springfield, Mo., firm formerly known as Mann, Walter & Bishop as a shareholder. The firm's new name is Mann, Walter, Bishop & Lippelman.

Dennis R. Lassa, '90, has joined the newly opened St. Louis office of Gentry & Benjamin as an associate.

Scott L. Campbell, '90, of the Platte City, Mo., firm of Cady & Campbell, has been elected to the Board of Governors of The Missouri Bar.

Sharon Orenstein Jacobs, '90, has been named a partner in the Nashville, Tenn., firm of Wyatt, Tarrant & Combs. Jacobs also co-wrote West Publishing Co.'s *Medical Waste Handbook* (1999 and 2000 editions).

Robert K. Angstead, '90, of Jefferson City, has been elected to The Missouri Bar's Young Lawyers' Section Council.

Thomas Paul Dvorak, '90, has been transferred to the Moscow office of Baker & McKenzie after two years with the firm's Houston office.

Jennifer K. Huckfeldt, '91, has joined the Springfield, Mo., firm of Carnahan, Evans, Cantwell & Brown as an associate. Huckfeldt will focus her practice on estate planning and administration.

Annie Billings, '91, received the Distinguished Recent Graduate Award from the MU School of Law last Sept. 18 during Law Day 1999. Billings currently serves as legislative counsel for Sen. John Ashcroft.

Gary D. Justis, '91, announces his marriage to Michelle F. Knight on Sept. 11 in Olathe, Kan.

Mark C. Evans, '91, has transferred from the Jefferson City public defender's office to the Troy, Mo., office.

Andrew J. Klinghammer, '91, has been elected a partner of Thompson Coburn. Klinghammer is a member of the firm's corporate department and focuses his practice in the areas of securities and mergers and acquisitions.



Andrew J. Klinghammer, '91

Timothy W. Burns, '91, has been made a partner in the Chicago law firm of Jenner & Bloch.

Jim Lowery, '92, has become a partner in the Columbia firm of Smith Lewis (formerly Smith, Lewis, Beckett, Powell, Roark & Durley). He concentrates his practice in corporate, real estate, general business and condemnation law. In addition, Lowery was elected treasurer of the Boone County Bar Association for the year 1999-2000 at the association's annual picnic last August.

Philip C. Graham, '92, has been named partner in the St. Louis firm of Helfrey, Simon & Jones.

Nicholas A. Mirkay, '92, has joined the St. Louis office of Lewis, Rice & Fingersh. Mirkay focuses his practice on tax law, with an emphasis in exempt organizations, health care, and tax incentives for real estate development.

Michael T. Kokal, '92, has been elected to partnership in the Springfield, Ill., firm of Sorling, Northrup, Hanna, Cullen & Cochran.

Maureen T. Dulen, '92, of Bethesda, Md., is now a senior trial attorney in the Housing and Civil Enforcement Section of the Civil Rights Division of the U.S. Department of Justice.

Anthony M. Totta, '93, of Independence, has been elected to serve on The Missouri Bar's Young Lawyers' Section Council.

Angela White Thanyachareon, '93, has ended her five-year military career with the U.S. Army as a counterintelligence special agent, and has relocated with her husband of three years, Narong, to Miami.

Brian R. Hajicek, '93, of Columbia has been elected to serve on The Missouri Bar's Young Lawyers' Section Council.

Will Bousquette, '93, and **Betsy Bridge Bousquette**, '93, of New York City announce the birth of their daughter, Elizabeth Diane, on Sept. 26.

Matthew G. Adrian, '94, has been named a member of the Joplin firm of Warten, Fisher, Lee & Brown. Adrian was formerly an associate with the firm.

John M. Schilmoeller, '94, has transferred from the St. Louis appellate office of the public defender's office to the Kansas City office.

Kimberly J. Bettisworth, '94, was elected to The Missouri Bar's Young Lawyers' Section executive committee at the bar's annual meeting in Kansas City last September. Bettisworth is with the Clayton, Mo., firm of Diekemper, Hammond, Shinner, Turcotte & Larrew.

Kelly Ann Gajdos, '94, was married on Aug. 21 to Capt. Joshua Stevens. Last October they relocated to North Carolina.

Brian Francka, '94, was elected secretary-treasurer of The Missouri Bar's Young Lawyers' Section at the Bar's annual meeting held in Kansas City last September. Francka is with the Jefferson City firm of Hendren & Andrae.

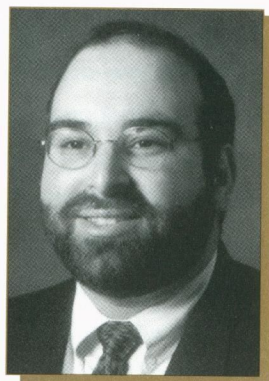
Bryan Wade, '94, an associate with the Springfield, Mo., office of Husch & Eppenberger, announces his marriage to Lisa Rushing in Springfield on Aug. 28.

Margaret J. Toalson, '94, has left her position with the Missouri State Senate to join the Federal Election Commission, Office of General Counsel in Washington, D.C.

Todd Moulder, '95, has joined the Kansas City firm of Morrow, Willnauer & Klostermann as an associate. He practices in the areas of litigation and liability defense.

James M. Stipek, '95, has joined the Kansas City office of Lathrop & Gage as an associate. Stipek practices intellectual property law.

Thomas G. Glick, '95, announces the opening of The Law Offices of Thomas G. Glick. The firm is located in the newly remodeled 210 North Tucker Building in downtown St. Louis. The firm will engage in a general practice and specialize in probate matters, cases involving computer and technology law, and real estate law. The



Thomas G. Glick, '95

firm's telephone number is (314) 231-7700; the fax number is (314) 231-7702; and the firm has a web site at www.tglicklaw.com Glick can be reached via e-mail at tom@tglicklaw.com Prior to the opening of his firm, Glick was a staff attorney at the St. Louis County Probate Court. He recently was elected an officer of the Probate and Trust steering committee of The Bar Association of Metropolitan St. Louis.

Anthony J. Durone, '95, has been named a partner in the Kansas City firm of Berkowitz, Feldmiller, Stanton, Brandt, Williams & Stueve.

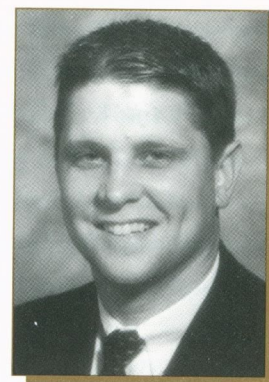
Peter Hartweger, '95, has joined the corporate department of the Kansas City office of Lewis, Rice, & Fingersh as an associate. He will practice in the areas of mergers and acquisitions, business, corporate and taxation.

John M. Hark, '96, has joined the Hannibal firm of Clayton & Curl as an associate. He practices in the areas of workers' compensation, estate planning and corporate law.

Melissa Smith-Groff, '96, has joined the St. Louis office of Blackwell Sanders Peper Martin. She will practice in the firm's real estate department.

Debora L. Hale, '96, was recently honored with a Volunteer Lawyer Award from Legal Services of Eastern Missouri. Hale practices with The Rendlen Law Firm in Hannibal.

Matthew T. Schelp, '96, has joined the St. Louis office of Thompson Coburn as an associate in the firm's commercial litigation practice area. Schelp was formerly a trial attorney for the United States Navy Judge Advocate General's Corps in Gorton, Conn.



Matthew T. Schelp, '96

Sarah Yehle Fulkerson, '96, has joined the newly formed Kansas City firm of Horn, Aylward & Bandy as an associate.

Kimberly K. Gibbens, '96, has joined the Kansas City office of Shook, Hardy & Bacon as an associate in the firm's Health Care and Tax Exempt Organizations Section. Gibbens formerly was an assistant attorney general with the state of Missouri.



Kimberly K. Gibbens, '96

Dallas Maudlin Forrest, '96, and husband Craig Forrest, of Columbia announce the birth of their daughter, Kristin Maxine, on Nov. 2.

Daniel C. Mizell, '97, has been named a partner in the firm of English & Monaco. The firm has offices in Jefferson City and Lake Ozark, Mo.

C.J. Dykhouse, '97, was elected secretary of the Boone County Bar Association for 1999-2000 at the association's annual picnic last August.

Finley D. Gibbs, '97, has joined the Columbia firm formerly known as Rotts & Associates as a partner. The new firm name is Rotts & Gibbs.

Daniel E. Hunt, '97, has been named a partner in the firm of English & Monaco. The firm has offices in Jefferson City and Lake Ozark, Mo.

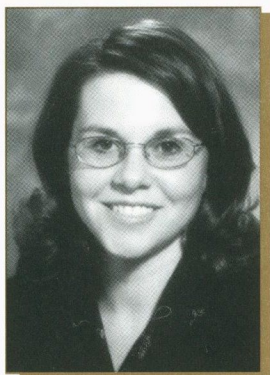
ALUMNI NOTES

Douglas M. Worley, '97, has joined the St. Louis office of Blackwell Sanders Peper Martin. He will practice in the firm's corporate department.

Morry Cole, '97, of St. Louis has been elected a member of the Young Lawyers' Section Council.

Brian R. McGinley, '97, has joined the Kansas City office of Sonnenschein Nath & Rosenthal as an associate in the firm's Intellectual Property Section.

Tiffany Gulley Becker, '97, has joined the St. Louis office of Thompson Coburn as an associate. Becker will practice in the commercial litigation area.



Tiffany Gulley Becker, '97

Jeremy A. Turner, '98, has joined the Kansas City firm of Rouse Hendricks German as an associate. Turner is a former clerk to the

Hon. Clifford H. Ahrens, '69, of the Missouri Court of Appeals, Eastern District.

Kristen Beerly, '98, has joined the Springfield, Mo., office of Husch & Eppenberger as an associate. Beerly recently completed a one-year clerkship with the **Hon. Ann K. Covington**, '77, of the Missouri Supreme Court.

Cavanaugh K. Noce, '98, has joined the Columbia public defender's office as an assistant public defender.

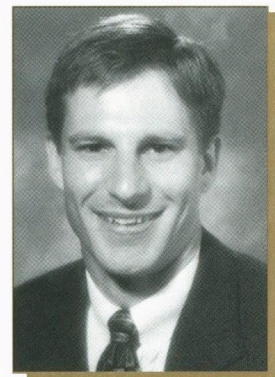
Stephen S. Wyse, '98, has joined the public defender's office in Nevada, Mo., as an assistant public defender.

Jennifer Abera, '98, has joined the Kansas City firm of Franke & Schultz as an associate.

Beverly T. Brown, '99, has joined the Kansas City office of Shook, Hardy & Bacon as an associate in the firm's National Products Liability Litigation Division.

Sean P. Clancy, '99, is working as a tax associate for Price Waterhouse Cooper in the firm's consumer and industrial products tax consulting group.

Troy E. Groat, '99, has joined the firm of Thompson Coburn as an associate in the firm's commercial litigation practice.

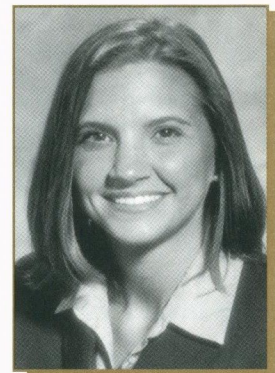


Troy E. Groat, '99

Mondonna L. Ghasedi, '99, has joined the St. Louis firm of Lashly & Baer as an associate.

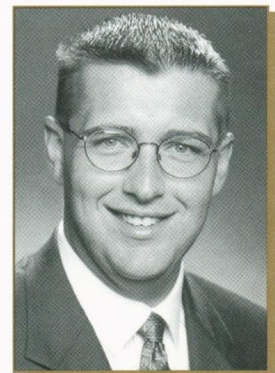
Brian Byrd, '99, has joined the Osage Beach, Mo., firm of Hawk & Associates as an associate.

Meredith M. Todd, '99, has joined the St. Louis office of Armstrong Teasdale as an associate in the firm's corporate department. Todd will focus her practice on corporate tax, mergers and acquisitions, banking and real estate.



Meredith M. Todd, '99

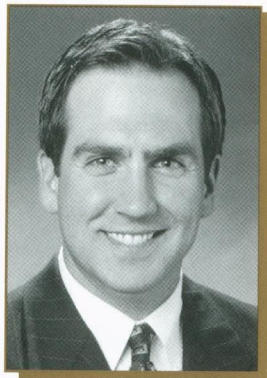
Edwin F. Gladbach, '99, has joined the Kansas City office of Shook, Hardy & Bacon as an associate in the firm's Business and Finance Division.



Edwin F. Gladbach, '99

ALUMNI NOTES

Justin J. Dean, '99, has joined the Kansas City office of Shook, Hardy & Bacon as an associate in the firm's Business and Finance Division.



Justin M. Dean, '99

Todd C. Stanton, '99, has joined the St. Louis firm of Sandberg, Phoenix & von Gontard as an associate.

Shelley A. Wilson, '99, has joined the St. Louis firm of Simon & Early as an associate.

Richard A. Hill, '99, has joined the Kansas City office of Shook, Hardy & Bacon as associate in the firm's National Products Liability Litigation Division.

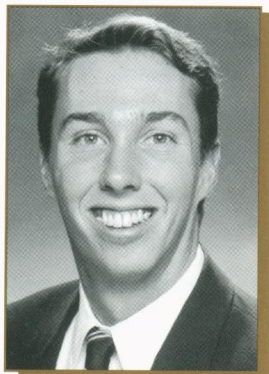


Richard A. Hill, '99

Amy D. Markel, '99, has joined the Columbia firm of Smith Lewis as an associate. She will practice general law with an emphasis on employment discrimination.

Steve Isaacs, '99, has joined the Columbia firm of Eng & Woods as an associate. He will concentrate his practice in the areas of personal injury, workers' compensation, probate, property, criminal and general civil litigation.

Bryan T. Pratt, '99, has joined the Kansas City office of Shook, Hardy & Bacon in the firm's Tort Section.



Bryan T. Pratt, '99

Ross A. Walden, '99, has joined the Hannibal firm of Cary, Welch & Hickman as an associate. In addition to his general practice of law, Walden will practice in the areas of corporate law, real estate law, employment law and workers' compensation.



Ross A. Walden, '99

IN MEMORIAM

Ralph H. Duggins Jr., '37, of Jefferson City died Dec. 10. He was 86. Duggins was born in Marshall, Mo., where he attended Missouri Valley College. Duggins later graduated from the University of Missouri-Columbia.

After law school, Duggins worked for the Public Service Commission before serving two terms as Saline County, Mo., prosecuting attorney. From 1953 to 1961, Duggins served as assistant counsel for the Missouri Highway Department. In 1961, former Missouri Gov. John Dalton appointed him superintendent. Duggins was later appointed by the U.S. District Court for the Western District of Missouri to serve as chairman of its Eminent Domain Commission, as a bankruptcy judge, and as a U.S. magistrate. From 1975 until his retirement in 1986, Duggins served as probate judge in Cole County, Mo.

Duggins is survived by his wife, Nancy Pippin Duggins; a son, **Ralph H. Duggins III**, '77, of Fort Worth, Texas; and three daughters, Dru Gilbert of Glencoe, Ill., Martha Dinan of Dallas, and Missy Green of Leawood, Kan.

O.W. Watkins, '39, passed away on Oct. 3.

Watkins' father, son and grandson also graduated from the MU School of Law. His father graduated in

1911; his son **Thomas D. Watkins** in 1971; and grandson **Thomas Christopher Watkins** in 1995.

Said Thomas D. Watkins of his father, "He was very proud of the long tradition our family has with the Law School.

Donald Sanders, '54, of Columbia died Sept. 26. He was 69. After his graduation from law school, Sanders entered the Marine Corps and served until 1956. From 1956 to 1959 he served as Columbia city attorney, and also in 1959, as Boone County assistant prosecutor. From 1959 to 1969, he worked in Birmingham, Ala., Miami and Washington, D.C., as a special agent for the Federal Bureau of Investigation. From 1969 to 1982, Sanders served as counsel for several Congressional committees, including the Senate Watergate committee, and from 1975 to 1977, he also served as deputy assistant secretary of defense. In 1983, Sanders resumed private practice in Boone County.

Sanders is survived by his wife, Dolores Henderson Sanders; his mother of Columbia; a daughter, Deborah Ann Sanders of Arlington, Va.; two sons, Michael Sanders of Rockwall, Texas, and Matthew Sanders of Monrovia, Calif.; and five grandchildren.

STAY *in* TOUCH

2000 School of Law Alumni Directory Published Soon

Contact with alumni and the School and between alumni is a top priority. That is possible due to our MU School of Law Alumni Directory, which is published every two to three years. The 2000 edition will be published soon so this is your last chance to order one at the pre-publication rate of \$25.00, a savings of \$10. After May 31, the rate will increase to \$35.

Alumni have requested on-line alumni services, so the directory will be available on the web for those who have paid the subscription rate. Your subscription provides you with a soft cover directory and access to the web directory. The new on-line directory will enable you to easily pull your classmates' addresses for reunions and other activities and remain in contact.

Order now! Mail payment to: MU School of Law Alumni Directory, 233 Hulston Hall, Columbia, MO 65211.

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Journal of Dispute Resolution

Tell your classmates and other Law School alumni about accomplishments in your life and career. Send in the attached card with news about a change of status in your firm, change of association, selection to leadership positions in community or professional organizations. The information will be used in a future issue. Don't forget to inform the *Transcript* of a change of address.

If you know of or have employment opportunities for MU students or alumni, please pass on that information, also.

Name/class _____

Position/firm _____

Office address _____

City/State/ZIP _____

Office phone () _____ Home phone () _____

News for the *Transcript* _____

Employment opportunities to share with students and alumni

Anticipated Opening for 1st, 2nd, 3rd Year Law Student or
 Experienced Attorney

Beginning on _____ Person to contact _____

Requirements/comments _____

Transcript, Law School, Columbia, MO. 65211

Print Order Form



Available exclusively to MU School of Law alumni and friends, this limited edition fine art print, drawn by noted artist John Stoeckley, is hand signed and numbered. Only 500 copies of these prints are available and when the edition is sold out no more will be made.

Created by special commission in pen, ink and watercolor, this rendering depicts Jesse Hall and all MU campus buildings that have housed the Law School over the past 125 years. Each print comes with the artist's certificate of authenticity and a reprint which identifies each building in the collage, as well as an artist bio.

Each print is tastefully triple matted and framed to 22" x 26" in a classic cherry wood frame. You may choose to customize your numbered print with a 1" x 3" brass plate inscribed with your name and year of graduation. The brass plate will be mounted inside the glass and centered at the bottom of the mat.

You may select from the following mat choices:

- Putty with Maroon and Hunter Green accents
- Maroon with Putty and Hunter Green accents
- Hunter Green with Putty and Maroon accents

Check the box for a brass plate. **PLEASE PRINT ALL INFORMATION**

Name _____ Class of _____

SHIP TO:

Name: _____

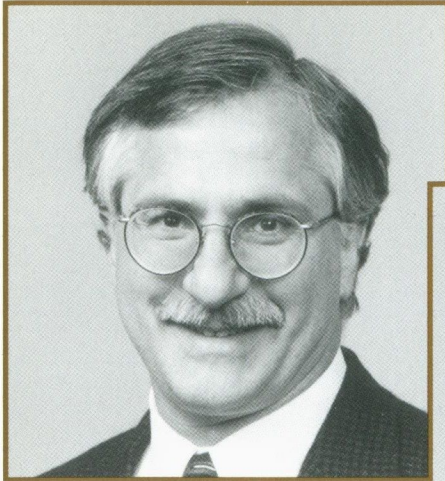
Address: _____

City/State/Zip: _____

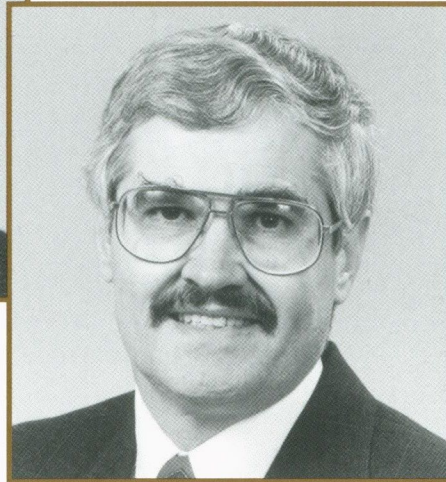
Framed Limited Edition Print \$179.95 each	\$	179.95
Brass Plate (optional) \$12.00		
Shipping and Handling		12.75
TOTAL (with brass plate \$204.70, without brass plate \$192.70)	\$	

Allow 3 to 4 weeks for delivery by UPS
Checks payable to: MU Law School Foundation.
Payment must be included with order form.

*Award Winning Professors at the MU School of Law
Teaching Award Recipients of the 1990s*



Philip G. Peters, Jr.



Carl H. Esbeck



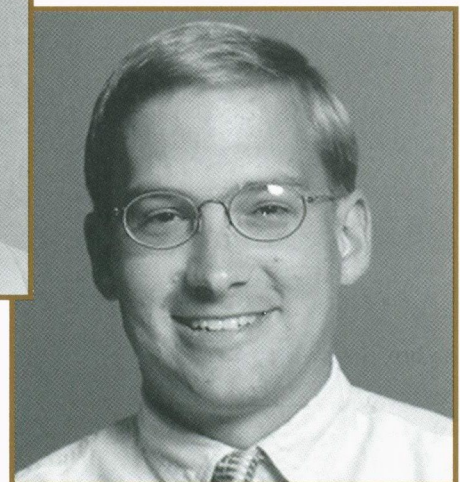
Jean R. Sternlight



R. Wilson Freyermuth



Robert J. Pushaw



Chris Guthrie

Faculty members shown on this page have received one or more awards for research since 1990.

The Shook Hardy & Bacon Excellence in Research Award, presented at the School of Law Annual Law Day Awards, recognizes

a full-time faculty member who during the preceding 12 months has established a record of distinguished achievement in research. Professors

receiving this award since 1990 are: Carl Esbeck, Wilson Freyermuth, Chris Guthrie, Phil Peters and Bob Pushaw.

The Grant Gilmore Award from the American College of Commercial Finance Lawyers is presented for best article by a young scholar on the subject of commercial finance, and was awarded to Wilson Freyermuth in 1994.

The John Minor Wisdom Award for Academic Excellence in Legal Scholarship from the *Tulane Law Review* is presented to the drafter of the best article in a given volume, and was presented to Jean Sternlight in 1997-98.

For more information about events please call (573) 882-4374

MU School of Law

UPCOMING EVENTS

School of Law Graduation	Saturday, May 6, 2000	Jesse Hall Auditorium
Summer session begins	Friday, May 12, 2000	
School of Law Golf Tournament	Friday, May 19, 2000	MU's A.L. Gustin Golf Course
Fall session begins	Monday, August 21, 2000	
Alumni Lunch at The Missouri Bar	Friday, September 22, 2000	St. Louis
Law School Foundation Trustees Meeting	Friday, September 22, 2000	St. Louis
Law Library Committee Meeting	Friday, September 22, 2000	St. Louis
Law Alumni Relations Committee Meeting	Friday, September 22, 2000	St. Louis
Class Reunions	Friday, October 6, 2000	Hulston Hall
Law Day Awards Ceremony and Law School Picnic	Saturday, October 7, 2000	Hulston Hall
MU School of Law Pregame Party Chiefs vs. Rams Game	Sunday, October 22, 2000	Arrowhead Stadium

University of Missouri-Columbia

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Columbia, Mo. 65211

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