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# Transcript

*News for Alumni and Friends of the School of Law*

Vol. 34 No. 2

Fall 2010





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## ABOUT TRANSCRIPT

*Transcript* is published twice yearly by the MU School of Law. Its main purposes are to inform alumni and friends about activities and events at the School of Law and to publish news about alumni. In this way, *Transcript* seeks to provide a link between the school and its alumni. Opinions expressed and positions advocated herein are those of the authors and do not represent the policies of the school. All rights to reproduction of any material printed in *Transcript* are reserved for the magazine. Permission for the adaptation of the content for any other publication must be granted in writing by the editor.

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The School of Law mourns the loss of Jim Devine...  
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## We Shape Our Buildings...

Thereafter they shape us.

**DURING THE REBUILDING** of the House of Commons after the Blitz, some suggested that the war's destruction provided an opportunity to eliminate the odd corners, walls and rooms that had built up over the centuries. Winston Churchill, though, realized the significant history and tradition that these structures represented, noting, "We shape our buildings; thereafter they shape us."

As I write this Dean's Corner, we can look out our windows in Hulston Hall at the major renovation underway at Tate Hall. Until this summer, Tate Hall has been pretty much the same building from which the Law School moved in 1988. The wasps and pigeons were removed, and there was more than the single women's restroom that existed when many of you attended the Law School. However, the basic structure was pretty much the same, although the classes taught in Tate over the last 22 years have been English literature and composition rather than property, contracts and torts.

Hulston Hall has been the Law School's home for the last 22 years. Large classrooms accommodate the required first-year courses, smaller rooms hold seminars and advanced elective courses, and students, faculty and staff have a single building that they can call home. Both Tate Hall and Hulston Hall have shaped generations of law students. Our classrooms are designed so that all students can participate in the professor's Socratic questioning; in the courtroom students examine witnesses and give closing arguments in simulated trials; and classrooms are arranged so that students get to know others in their first-year sections quite well as, together, they master the art of "thinking like a lawyer."

The faculty and staff in these buildings also have shaped generations of lawyers and judges. In this issue of *Transcript* we recognize two legendary faculty who taught in both Tate and Hulston Hall classrooms: Jim Devine and Ron Smull. Jim began his teaching career at the Law School in 1980, by which time Ron already had been teaching as an adjunct professor for five years. Both of them taught hundreds of students over the decades. Much more importantly, they modeled the professionalism and char-

acter for which Mizzou lawyers always have been known. Last spring we also recognized three law school staff who have served MU for the past 25 years: Tamara Guilford Davis, Elaine Litwiller and Cheryl Poelling. They too have shaped this law school and the education of many fine men and women whom we are proud to call MU alumni.

Our buildings, our faculty and our staff shape our students in many predictable, and unpredictable, ways. Our cover story focuses on one alumnus of the Law School and of Tate Hall: 1979 graduate Ezra Eli Borntreger. Ezra left his Amish community and obtained his law degree at MU. Shaped by Tate Hall and those he encountered at MU, Ezra used his degree to help others. In the final months of his life Ezra returned to his family, his community and the Law School, leaving his Missouri farm to us in his estate. His gift, and the gifts of the other alumni and friends featured in our annual Honor Roll of Donors, will enable the Law School to shape lives in the future just as our own lives have been shaped by the Law School and the law school community.

During the Tate Hall construction this summer, workers discovered blocks with the inscription "Lee H. Tate Hall" that had been covered over since the Law School left that building in 1988. We have asked that those stones be preserved and moved to Hulston Hall. Some of our very finest graduates learned law and were shaped by Tate Hall and the legendary faculty who taught in that building. Bringing a small part of that legacy to Hulston Hall should inspire current faculty, staff and students to strive, in the words of Oliver Wendell Holmes Jr., to "live greatly in the law."

As always, thanks for your help. Whether you're a graduate of Tate Hall or Hulston Hall, please stop by to say hello the next time you're near the Law School. ♦

Very truly yours,

*Larry*

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# Fresh Faces *Here in the Fall*

## Visiting faculty bring exciting and impressive experience

by Paul M. Schwinn, 1L

This fall, the School of Law opens its doors to four distinguished visiting faculty members. Carli N. Conklin, Chuck Henson, Nicholas J. Spaeth and Ben Trachtenberg all bring different areas of expertise and will instruct students in a wide variety of courses.

Each spent time on the coasts, but the Midwest has lured them all to teach at the School of Law. All four look forward to fitting in well with the respected faculty at MU.

### CARLI N. CONKLIN

*Visiting Associate Professor of Law*



Carli N. Conklin says she's always had an interest in history. She has always been fascinated by laws, trying to understand their meaning to the culture in which they're derived. That is why Conklin gravitated

toward the University of Virginia's joint-degree program in law and legal history. She is passionate about the correlation between law and history, and enjoys sharing it with students. "I just get excited for students to look at the history of the law and to get that sort of eye opening 'whoa,'" she says. "The way things are today aren't how they've always been and not how they always have to be."

After receiving her law and master's degrees in 2003, Conklin became an assistant professor of history at John Brown University in Arkansas. While teaching myriad law and history-related courses, Conklin developed the Pre-Law Professional Program, which helps mold students into successful law school candidates.

Conklin left JBU in 2007 and became a teaching assistant at the University of Virginia Corcoran Department of History. She balanced this job and working on her doctorate in American legal history (primary focus) and Roman Republic (secondary) from the school. She continues to work on her dissertation on the pursuit of happiness in the *Declaration of Independence* while teaching here. She expects to receive her PhD in 2011.

Conklin is a Missourian at heart. She received her undergraduate degree from Truman State University. "There is a friendliness and a mentality of service in the Midwest and being here reminds me of why I came back to teach here," Conklin says.

Conklin is not only excited to be back in Missouri, but she has been very impressed with MU. She spent the last semester conducting research at MU and therefore was around the students and faculty frequently. "The faculty genuinely enjoys the students and interacting with them. And the students I have talked with have great things to say about the Law School," Conklin says.

Conklin is not used to a small law school atmosphere — at Virginia there are more than 1,000 students. "That's really thrilling to me to be a part of something like that where I will have someone in class, and have a meaningful conversation later in the hall," Conklin explains. "Building those relationships is what really makes teaching rewarding for me."

Conklin teaches negotiation and non-binding methods of dispute resolution in the fall, and public policy and law & society in the spring. She gives students fair warning that she is not an easy teacher. She believes that if you're going to pay for the education, you might as well get the most out of it. She understands that her classes might be temporarily uncomfortable; however, Conklin is confident that the hard work will pay off. "The brain is a muscle, you just need to exercise it to make the class more enjoyable," Conklin says.

### CHUCK HENSON

*Visiting Professor of Law*



When humbly mulling over his many accolades, Chuck Henson is quick to point out that he never was able to grow to six feet tall. Other than that, the Georgetown Law alumnus has not left many stones unturned in his life.

Henson received his bachelor's degree in economics and political science at Yale University before attending law school. After completing three years at Georgetown, Henson took a job at Holland & Hart in Denver. As part of his pro bono work at the firm, Henson created and taught a jurisprudence of race class at the University of Colorado in Boulder.

Henson has always loved teaching. Both of his parents were professors, and he says the teaching gene didn't skip a generation. Henson's strong relationship with his parents brought Henson, his wife and his 7-year-old daughter to Missouri so he could pursue a distinguished teaching career of his own.

Now that he is in Missouri, it is hard to miss him. In the short time he has been on campus, Henson has already turned heads with his classy attire. "I've heard every time he comes here, he looks like a GQ model," 2L Abraham L. Forth said.

But Henson is more than meets the eye. The tattoos evident beneath his rolled-up sleeves are a product of what he calls his "late-blooming rebel" stage, branching from left wrist to right wrist. These markings show a blend of unrelated meaningful

tokens from his life added one at a time, starting with a simple stick figure, blossoming into a collective and cohesive work of art.

At MU, Henson teaches trial practice, lawyering, professional responsibility and client counseling. Like the tattoos, the classes represent important individual concepts, but, as Henson describes it, there is a bond between them that gives his students broad exposure to the realities of practicing law.

Henson takes pride in how much his students learn from his lecture. In his classes, Henson is prepared to not only introduce the different subjects, but to make them relevant. He says there is nothing more rewarding as a teacher than having his students take something away from his classes.

The well-traveled professor has experienced the legal profession across the United States, and repeatedly notes his admiration for how Missouri is able to create an interconnected culture of legal professionals. He is wide-eyed at the opportunity to pass along his admiration by shaping the next generation of future lawyers and judges to fit into the great system that has developed in Missouri.

### NICHOLAS J. SPAETH *Visiting Professor of Law*



Experience always seems to pay dividends, especially for a professor. Nicholas J. Spaeth has plenty of relevant experience in his field, both in and out of the classroom. When the MU School of Law looks for a professor to teach securities law and business law, there is no one better than Spaeth given his accomplished career.

After graduating from Stanford Law School in 1977, Spaeth notched six years of trial practice with an emphasis on commercial disputes before serving as North Dakota state attorney general from 1985 to 1993. This experience led Spaeth into corporate law, where he specialized in areas such as securities and contracts.

With such an impressive past, Spaeth transitioned into senior vice president, general counsel and secretary at GE Employers Reinsurance Corporation. He held the

same position for a year at Intuit Inc. before claiming the role of senior vice president and chief legal officer at H&R Block.

Spaeth's final position before coming to MU was at the Federal Home Loan Bank of Des Moines, holding the position of executive vice president, chief legal officer and chief risk officer.

"It has certainly given me a broad background to not only allow me to talk about the concepts but also give specific examples to how something can be applied in the real world," Spaeth says.

Spaeth believes that having a wide knowledge base is not the most important part of teaching. "The key to being a good teacher is communication," Spaeth says. "You need to take what seem to be complex concepts and break them down into something meaningful."

In talking with Spaeth, it becomes clear that he is truly passionate about teaching. He understands that he has the opportunity to develop the next generation of lawmakers in the world, and he says just thinking about the opportunity excites him.

However, Spaeth recognizes the challenges that come with teaching in this era. Instructing law classes has changed since Spaeth graduated in 1977. With technological advances, the student's potential to learn has never been higher. Law school will still be competitive, however, "it is still a level playing field," Spaeth says. "It's just the playing field is at a higher level."

Spaeth recognized last year that he should be in a classroom. "I got to a stage in my life where all I wanted to do was teach. I really wanted to go back and be a part of a university and be with students," Spaeth says.

### BEN TRACHTENBERG *Visiting Associate Professor of Law*



After graduating with a political science degree from Yale University in 2001, Ben Trachtenberg was granted the George Mitchell Scholarship. Only 12 American students earn this scholarship a year, giving Trachtenberg a unique learning experience — pursuing his masters in international studies in Ireland. "With a small group of people spread through the island, it made it easier to

## "The key to being a good teacher is communication."

coordinate events," Trachtenberg says. "I was able to enjoy the country a little more than if I went alone."

One of those events was having tea with the president of Ireland at its equivalent of the White House. Trachtenberg met the prime minister of Ireland as well, but did not have the opportunity to enjoy the meeting over a spot of tea. When asked if they served Irish tea or Irish coffee, Trachtenberg quickly quipped, "Definitely Irish tea.... Irish coffee is a whole different product."

Trachtenberg's wit took center stage when he was one of the comedy writers for the Columbia Law Revue. He deems his rendition of Neil Diamond's "I'm a Believer," titled "I'm a Tort Feaser," his shining accomplishment at the revue.

Within the short time that he has been looking for a place to stay for the year here in Columbia, he says the faculty has stepped up to help offer great advice. Trachtenberg says he is honored to come to MU because "the students and faculty are reputed to be very good at what they do."

Trachtenberg is not far removed from his time as a student. He says initially the transition to teaching was daunting and intimidating, but he knows that law school students are encouraged to contribute to discussions during class and this engagement makes teaching enjoyable for him.

After his senior year at Yale, Trachtenberg was awarded the Sigma Chi Fraternity International Balfour Award. The award is presented to the fraternity's most outstanding senior in the United States and Canada. Trachtenberg is a 2005 graduate of Columbia Law School. As a 1L, he received the Class of 1912 Prize, awarded to the most proficient student in contracts class.

This fall, Trachtenberg teaches evidence. In the spring he will teach trial practice and criminal procedure. These are all courses he is highly interested in, but this is the first time he will teach these subjects. Previously he taught at Brooklyn Law School. ♦



## New Faces *at the School of Law*



**CARLI N. CONKLIN** comes to the School of Law from the University of Virginia Corcoran Department of History, where she served as a teaching assistant while pursuing a doctoral degree in American legal history. She expects to complete this degree in 2011.

Previously, Conklin was an assistant professor of history at John Brown University and served as co-director of the university's Pre-Law Professional Program and as a teaching assistant at the University of Virginia School of Law.

Conklin's publications include "Transformed, Not Transcended: The Role of Extrajudicial Dispute Resolution in Antebellum Kentucky and New Jersey" in *The American Journal of Legal History* and "Walking by Faith: The Diary of Angelina Grimke, 1828-1835" in *South Carolina Historical Magazine*.

At the School of Law, Conklin teaches negotiation, public policy dispute resolution, and law and social science.



**ERIKA S. FADEL** joins the Office of Admissions, Career Development and Student Services as coordinator of career development. Previously she was visiting associate professor of legal research and writing at the School of Law. In her new position, Fadel will build a public interest/public service program, identify public interest/public service opportunities for law students and build additional bridges to these employers. Fadel received her bachelor's degree from Emory University, a master of divinity degree from Boston University and a law degree from Southern Methodist University.



**RACHEL M. HEALD** comes to the School of Law from the Legal Writing & Advocacy Program at the Gould School of Law at the University of Southern California.

Previously, she served as a core adjunct instructor for the Online Legal Studies Program of Kaplan University and law clerk for Judge Carolyn Turchin, a federal magistrate judge for the U.S. District Court for the Central District of California. She also

served as a panel attorney for the California Parole Advocacy Program, acting assistant director, policy analyst and writer for The Education Trust-West and was in private practice in California and New York.

At the School of Law, Heald teaches legal research and writing, and advocacy and research.



**CHUCK HENSON** was an assistant attorney general of Missouri before joining the law faculty. Previously he served as the vice president of Adelphia Communications, partner of Kutak Rock, trial consultant, senior attorney for U.S. WEST, Inc., in the City Attorney's Office Code Enforcement Section for the City and County of Denver, and in private practice. His teaching experience includes lecturing in labor law at the University of Denver Sturm College of Law and in the jurisprudence of race at the University of Colorado.

Henson's publications include "At-Will Employment No Longer the Norm in Colorado" in *The Colorado Journal* and "Pre-empting and Prosecuting Clean Water Act Citizen Suits" in *The Colorado Lawyer*.

At the School of Law, Henson teaches lawyering, professional responsibility, trial practice and client interviewing and counseling.



**TONY KIM** joined the staff as a user support analyst in the Law Library. He was born in Seoul, Korea, but he considers Kansas City, Mo., his hometown. Kim is a diehard Chiefs fan who has lived in Columbia for 10 years.

Kim has more than six years of experience working with information technology and consumer electronics. Before choosing this career, Kim worked for Animal Care Quality Assurance from 2001 to 2004. Kim is married, and the couple owns one dog and one cat.



**JENNIFER L. MCGARR** joins the School of Law as coordinator of career development. Previously she practiced in Columbia and was an adjunct faculty member at the School

of Law. She is a former litigation associate with Orrick, Herrington & Sutcliffe in New York City and a former staff attorney with the Louisiana legislature. In her new position, McGarr will develop contacts within small and mid-size law firms to facilitate job searching for MU Law students. She is a graduate of the Georgetown University Law Center.



**NICHOLAS J. SPAETH** was executive vice president, chief legal officer and chief risk officer for Federal Home Loan Bank of Des Moines before coming to MU.

Previously, Spaeth served as senior vice president of H&R Block; Intuit, Inc.; and GE Employers Reinsurance Corporation. He was also a lawyer in private practice and North Dakota state attorney general. Immediately following law school, he clerked for Judge Myron Bright of the U.S. 8th Circuit Court of Appeals and Justice Byron White of the U.S. Supreme Court, and served as an adjunct professor of law at the University of Minnesota.

Spaeth studied at Oxford University as a Rhodes Scholar and was managing editor of the *Stanford Law Review*. At the School of Law, he teaches securities regulation, basic business principles for lawyers and banking law.



**BEN TRACHTENBERG** joins the School of Law after teaching criminal law and environmental law at Brooklyn Law School. Previously he served as a teaching assistant at Columbia Law School, was a litigation associate at Covington & Burling in New York and clerked for Judge Jose A. Cabranes of the U.S. Court of Appeals for the Second Circuit.

Trachtenberg's recent publications include "Incarceration Policy Strikes Out: Exploding Prison Population Compromises the U.S. Justice System," in the *ABA Journal* and "Coconspirators, 'Coventurers,' and the Exception Swallowing the Hearsay Rule," in the *Hastings Law Journal*.

At the MU School of Law, Trachtenberg teaches evidence, criminal procedure and trial practice. ♦





# Understated Jim

## A Tribute to Jim Devine

### GOODBYE, JIM

*On May 12, Dean Jim Devine was scheduled to attend the Boone County Bar Association meeting in downtown Columbia to say a few words about retiring Adjunct Professor **Ronald E. Smull, '66**. At the meeting, he collapsed and died unexpectedly. The news left his family; School of Law students, faculty, staff and alumni; and the legal community reeling.*

*In the days after his death, expressions of sympathy and special memories of Jim poured in. We share some of those memories here. Understated Jim, who never tooted his own horn, would surely find the whole to-do humorous. Yet we could not stay quiet. He defined the School of Law. He was friend, counselor, teacher, mentor, colleague, sounding board. He was a fixture in the building – there in the evening, on weekends, many times with one of his beloved dogs. He was humor and compassion and true, heartfelt, sincere caring. He is missed.*

 To Dean Devine's family and loved ones,


I would just like to thank you for sharing such a wonderful man with the rest of the world.

If you had asked me when I was only 10 years old what I wanted to be when I grew up, I would have told you that I wanted to be a lawyer so I could help the poor. I didn't have any lawyers in my family, but it was just what I had always known I was meant to be. Yet when I got to law school, I started to think that I just wasn't cut out for it. I didn't think I was smart enough or good enough to make it.

After my first semester, I was set to drop out. I found a master's program that would take me, made sure my loans would transfer and headed into the law school to sign the papers so that I could be free. It was Christmas break and most of the building was empty, but Dean Devine was still there. I would later joke that he swung in on a vine like Tarzan to save the day, but maybe it wasn't that dramatic.

Anyway, he talked me out of it. He convinced me to give it another shot. Made me realize that my dreams were worth fighting for, that I was worth fighting for. Now I'm a public defender. I'm a lawyer, and I help those less fortunate than myself. I'm here because your husband and father was there for me. Thank you.

—Sarah L. Devlin, '09

 I graduated from Mizzou Law School in 1981. Jim was a "young" professor at the Law Barn, and often joined my friends and me playing basketball at Brewer Fieldhouse. I then clerked for the Hon. J.P. Morgan at the Missouri Supreme Court, and kept in touch with him (*meaning I called to ask for help when an issue stumped me*) while working in Jefferson City. In 1982 I moved to Colorado, and have practiced in Boulder County ever since. Yet I kept in touch with Jim, to talk about Mizzou sports, to talk about the events at the Law School and mutual acquaintances, and often to ask him ethics-related questions.

Jim was always interested in me, my family and my questions, giving freely of his time.

Within the last three months, a colleague approached me with a very difficult ethics dilemma. As usual, I suggested that we call Jim. This was a trial practice ethics issue which deserved to be the factual basis for a law school final exam, and Jim patiently talked to my friend, although he did not know her, and gave her ideas which were ultimately accepted as appropriate by a Boulder County District Court judge.

I called Jim trying to get together with him the few times I made it back to Columbia, but it seemed Jim was always scheduled to officiate a swim meet somewhere throughout the Midwest. We always talked about getting together "the next time" I was near the law school. It is my

“He was not only brilliant, he had the kindest heart in the body and soul of an imp... total mischief and dear to the bone.”

deep regret that such a visit shall now never occur. It was my privilege to have been able to rely on him, and call him my friend.

—James A. Lionberger, '81

As irony would have it, Jim would have hated all this. Whenever I would send him an R.s.v.p. he would e-mail or call back to me and say, “I’m assuming since this is already on my calendar that you are just telling me, not asking me.”

Even Wednesday as he was getting ready to leave by trying to remove Dodger’s hair from his sports coat, he commented that he only wore it for social events and funerals, both of which he hated. He said, “When I die, I want it to be a celebration, not everyone standing around being sad.”

When a student would come to Jim and explain that their parent, sibling or friend was dying, and how it was affecting their work, he would say, “Don’t worry about this. Take care of your family. We’ll work school out later.” They would say thank you and start to leave. He would ask, “Are you okay?” and they would say, “Sure. I’m fine.” He would answer, “No, you’re not.” And they would start to cry. He would continue, “It’s okay to cry. And if at any time during the next days and weeks you feel like you need to cry, just come up here and throw me out of the office, shut the door and cry all you want.”

So, I would say to Jim, “I’m not asking you, I’m telling you we will be sad, because we know it is okay to cry, but we will remember the good times too.”

He loved his family so much. Not a day went by that he did not talk to one if not all of his sons. I know that will leave a huge hole in your lives. He loved his daughters-in-law too, and sharing pictures of his grandchildren. And you could always hear the love in his voice when he talked about Sharon.

—Robin Kristin Nichols  
Dean Devine’s assistant

I was shocked to hear the news about Dean Devine. I still remember his orientation presentation clearly, and mostly I remember that he really wanted all of us to succeed. He definitely made us all feel as though he was rooting for us. He was the person I contacted whenever I had a problem or question, and he ALWAYS responded quickly and made me feel as though my problem or question truly mattered. He will certainly be missed in Hulston Hall.

—Sherri M. Risch, 2L

Professor Devine was one of the finest people I have ever known. Our class, the Class of 1982, absolutely adored him. What a spitfire...by way of New Jersey. His teaching was infectious. All of us actually looked forward to ethics. Who knew it could actually be as interesting as the “mystery murderer” on *Days of our Lives* that we rushed to the student lounge to watch daily.

What struck me most about Jim was his joy for life and his “wear-it-on-the-sleeve-of-your-shirt” love for his wife and children. He spent countless hours, in total, telling us about the kids’ antics and what he was doing with his wife. I hope Sharon realized that not only did he adore her (which I am sure she knew) but that the entire rest of the world knew it too.

Professor Devine coached J. Earline Gordon, '82, and me for Moot Court regionals. He was incredible, enthusiastic and most of all, to those insecure law students, he helped us believe in ourselves. After Jim Devine finished telling me how incredible and gifted I was, I actually believed it and had confidence that I was on the right path to becoming a trial lawyer. Before that time, few people – and definitely not Jim – knew that I was questioning whether practicing law was where I was supposed to be. I know that Jim did exactly the same thing for all the kids on the Moot Court team and for hundreds, if not thousands, more of his students. He was not only brilliant, he had the kindest heart in the body and soul of an imp...total mischief and dear to the bone.

—Mary-Michael Sterchi, '82

## FACULTY NOTES



**Douglas E. Abrams** has published the fourth edition of *Children and the Law: Doctrine, Policy and Practice*, the casebook he co-writes for West. His chapter, “Achieving Equal Opportunity in Youth

Sports,” appears in a new book, *Learning Culture Through Sports: Perspectives on Society and Organized Sports* (Rowman & Littlefield 2010). He has also co-authored “A Primer on Child Abuse and Neglect Law” in the *Juvenile and Family Court Journal*.

Abrams addressed the semi-annual meeting of ASTM International, a worldwide forum of engineers and other professionals that helps set minimum safety standards for various products, including youth sports equipment. His talk was titled “Player Safety in Youth Sports: Sportsmanship and Respect as an Injury-Prevention Strategy.”

Abrams’ feature article about legal writing appears in each issue of *Precedent*, The Missouri Bar’s quarterly magazine. His latest article is “Sports in the Courts: How Sports References Strengthen Written Advocacy and Judicial Opinions.”

Abrams has been elected treasurer and a member of the executive committee of the Missouri Juvenile Justice Association, on whose board of directors he has served since 2008. He has also been renamed chair of the editorial board of the *Journal of the Missouri Bar*.



**Larry Dessem** inspected a foreign summer law program for the American Bar Association in Israel this summer. In August, he spoke at the Southeastern Association of American

Law Schools Annual Conference on coming out of an economic downturn.

Dessem continues to serve on the executive committee of the Association of American Law Schools.



## FACULTY NOTES



**Robert G. Bailey, '79**, conducted Major League Baseball salary arbitrations in February. In May, he completed his three-year term on the board of governors of the National Academy of Arbitrators.

He moderated a panel discussion during the annual meeting regarding the National Labor Relations Authority. The panel discussed the review of arbitration awards by the Federal Labor Relations Authority; what awards, if any, are overturned and how to make sure awards stay in effect or don't.

Bailey continues to serve as chair of the MU Health Sciences Institutional Review Board Mid-Month Committee; serves on the university's Conflict of Interest Committee; and will be chairing the MU Athletics Department's strategic planning process again.



**S.I. Strong** had two articles published recently — "Jurisdictional Discovery in United States Federal Courts," in *67 Washington and Lee Law Review* 489 (2010), and "Research

in International Commercial Arbitration: Special Skills, Special Sources," in *20 The American Review of International Arbitration* 119 (2010).

She spoke on international class arbitration at the American Bar Association (ABA) International Section Spring Meeting in April and at the Center for International Legal Studies (CILS) Symposium on Arbitration, Mediation and ADR in June. She presented a paper on advocacy in international commercial arbitration at the ABA Dispute Resolution Section's Twelfth Annual Conference in April.

Strong also recently won a Faculty Research Grant from the International Council of Canadian Studies (ICCS) to study class actions and class arbitrations in Canada and was elected to the executive committee of the Chartered Institute of Arbitrators (North American branch).

**Douglas E. Abrams**

"Just Checking In: Building Hope Helps White House Win Building Grant"

*The Union Leader (New Hampshire)*

"Kids Quit the Team for More Family Time"

*The Wall Street Journal*

Re: cyberbullying in youth sports and high school sports

WFAN (New York)

**Frank O. Bowman III**

"Bribery Indictment Unlikely This Month for Jetton" *BusinessWeek*

"Five Years After Booker, There's Been Rumbling, But Hardly the Predicted Rebellious"

*ABA Journal*

"Justice Department Calls for Probe of Federal Sentencing Patterns"

*National Law Journal*

**Dennis D. Crouch**

"Amazon.com's 1-Click Patent Confirmed Following Re-Exam"

[www.techflash.com](http://www.techflash.com)

"Bipartisanship Lives Where Rancor Rules"

[www.msnbc.com](http://www.msnbc.com)

"New Technology, Software Products Causing 'Dramatic Rise' in Number of U.S. Patents"

*InfoTech Spotlight*

"Patent Fast Track Proposed"

*The Wall Street Journal*

"Tap, Tap, Tap...C'Mon Justices, Seriously, Where is This Bilski Ruling?"

*Corporate Counsel*

"Utah Case Solidifies Challenges and Doubts Over Genetic Patent Rights"

*The Chronicle of Higher Education*

**Carl H. Esbeck**

"Freedom of Worship' Worries"

*Christianity Today*

**Paul J. Litton**

"National Lawyers Group Will Review Missouri Death Penalty Process" KY3-TV (Springfield, Mo.)

"Spotlight Shines on State's Death Penalty"

Missouri Lawyers Media

**Troy A. Rule**

"Federal Stimulus Success at Windy Point"

*The Seattle Times*

"MU Expert Proposes New Wind Energy Rights Law"

*Kansas City infoZine*

**Richard C. Reuben**

"The Art of Haggling Can Pay Dividends" *Kansas City Star*

"Kagan's Experience Qualifies Her for Supreme Court"

*Kansas City infoZine*

"Potential Impact of Health Care Measure Unclear"

*St. Louis Post-Dispatch*

Re: Missouri Proposition C KCUR-FM (Kansas City, Mo.)

Re: Nomination of Elena Kagan to the Supreme Court of the United States WBOS-FM, WKLB-FM, WROR-FM (Boston)

**Christina E. Wells**

"Groups Back Phelps"

*The Evening Sun (Pennsylvania)*

"Kagan's Position on Snyder v. Westboro Unclear"

*The York Daily Record (Pennsylvania)*

"Professor Files Brief with U.S. Supreme Court"

KMBC-TV (Kansas City)

"Seven Groups Back Westboro Church in Case Against Marine's Father"

*The York Daily Record (Pennsylvania)*

"Threats and Punishment"

*Intelligence Report (Southern Poverty Law Center)*

"What the Supreme Court Sees in Snyder v. Phelps"

*The York Daily Record (Pennsylvania)*



# Ezra's Gift

by Director of Development **Mark Langworthy, '90**



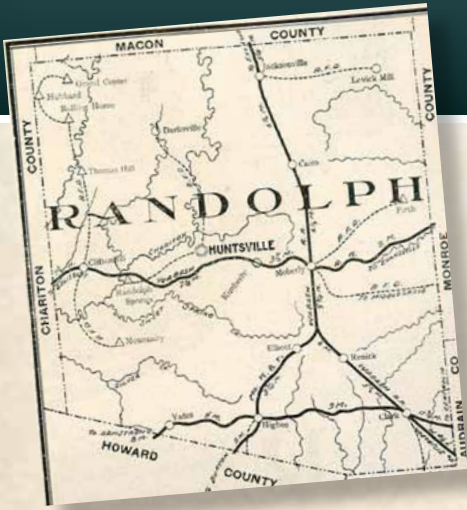
Usually there is nothing remarkable about the middle of December at the School of Law, other

than the tension surrounding final exam preparations. But 2009 was different. On Dec. 11, Assistant Dean **Bob Bailey, '79**, asked me to make a phone call that would change the course of my work for the next few months and change the lives of students at the School of Law.

Bob received a call from one of his classmates who was dying and wanted to give his farm to the School of Law. I dialed the phone right away. After a single ring, I heard "This is Ezra." He was expecting my call. We set up a time to meet and he asked if I would bring him something to eat. He said it had been a long time since he'd had fried chicken, so I stopped by the Colonel on my way.

That afternoon I arrived — chicken in hand — at Ezra's farm northwest of Clark, Mo., a small town between Columbia and Moberly, known mostly for being the birthplace of General Omar Bradley, and an area populated by the Amish. It was just as he described: an L-shaped pasture with a barn and a white cabin in back. Upon opening the gate, I was greeted by Ezra's cattle. A sleepy-looking Black Angus bull stood watch over the cows and calves. They were so attentive to my pickup that it was hard to get through. No doubt Ezra used his own pickup to haul range cubes and hay on a regular basis. The cattle wanted food.





Ezra's farm was located northwest of Clark, Missouri.

### A Picture of Frugal Practicality

I drove through the fields on the path Ezra had created over time with his truck and parked in front of the white cabin. Before me was a picture of frugal practicality I hadn't seen since I was a boy in rural Missouri. The yard was enclosed by a charged livestock fence. There were two extension cords running from a nearby utility pole to the cabin and a television antenna affixed to the roof. There was also a system of electrical wires and pipes running out of the ground near the back of the cabin to a steel water tank just outside the fence, but no connections to the house. It was a well, powered by an electric pump, and the water source for both Ezra and his cattle. Ezra could turn the pump on to fill the tank for the cattle or easily remove the pipe and fill his water containers to carry inside his home.

As I entered through the gate of the electric fence, Ezra called me in. The cabin was lit by a single desk lamp and warmed by an electric heater. His other conveniences included a small TV, stereo, dormitory refrigerator, hot plate and propane barbecue grill. He made his bedroom in a loft above the rest of the cabin. He was sitting up at his desk and had been working on the computer. Ezra told me about his life over supper...

### Straddling Two Worlds

His name was Ezra Eli Borntrager. He was born in 1948 and raised in an Amish community east of Clark. In 1966, Ezra left home to join the service. He was a conscientious objector to the war in Vietnam, so he was allowed to serve in a noncombat role in Columbia. After completing his service and earning a GED diploma, he obtained a bachelor's degree from Central Missouri State University (now known as the University of Central Missouri) in Warrensburg. In 1976, he entered the School of Law, graduating in 1979. While in law school, he clerked for the Knight, Ford law firm in Columbia. After a few years as a solo practitioner in Kansas City, Mo., Ezra moved to California in 1987 where he worked for The Law Offices of Christopher G. Metzger in Eureka.

In 2003, Ezra came home. He bought a 120-acre tract outside of Clark and built the white cabin as temporary quarters, planning to build a bigger home later so he could marry and begin a family. He opened a Missouri law practice and began raising cattle. After a year in Missouri, he was asked by his old law firm to return to California. A year later, he returned to the farm for good.

Ezra lived most of his life straddling two different worlds. The Borntragers were a large, typical Amish family. They did not own automobiles or telephones. There was no electricity or the many related conveniences. Most men farmed for a living, were craftsmen, or both, while the women cared for the children, prepared food, and made and washed clothes. Every child in the family who could walk had daily chores.

As a boy, Ezra had little exposure to anyone outside of the Amish community. He wasn't sent to



public school, but was educated in a one-room Amish schoolhouse. He was smart and loved to read, but there was little reading material available in the community other than the Bible and Amish worship books. Eventually, he discovered the local library's bookmobile and would sneak away to it when he could. He also managed to acquire a transistor radio he kept hidden from his family. Books and radio broadcasts fed his curiosity about the rest of the world. When he transitioned into the "English" society, Ezra learned to take advantage of resources most of us take for granted and worked to blend in. But, he continued to

reflect the modesty, frugality and generosity of his Amish family.

When he left home for the service, Ezra disappointed some people in his Amish community. Because he didn't adhere to the Amish





“Before me was a picture of frugal practicality I hadn’t seen since I was a boy in rural Missouri.”



ways, he was eventually excommunicated from the Amish church. Subsequently, the communication with his family became infrequent. He occasionally corresponded with his mother. But by the time I met him, he had visited with his family only a handful of times since the mid 1960s.

### Going Home

In December 2009, Ezra’s cancer diagnosis was only a month old. He said he waited too long to see the doctor about the back pain he suffered for months, so when the cancer was diagnosed, it was too late to cure. He knew he was dying. He wanted to give everything to the law school that meant so much to his life, to help students get a legal education. He wanted to give it all away immediately and return to his family in the Amish community to live out his remaining days.

Over the next few days, I made several trips to see him, learn more about

the farm and cattle, and discuss the terms of the gift. I brought more food, his mail from the post office and the odds and ends he requested from the store. Just one week after our first introduction, my van was packed with a few of Ezra’s belongings and Ezra left the farm for the last time. We drove to a bank in Moberly where Ezra executed the paperwork to make the gift to the Law School and then made the trip up Highway 63 to La Plata, Mo., so Ezra could return to his family.

La Plata is the home of Ezra’s sister, Lydia Mullett, and her husband, Harley. Lydia is the only member of Ezra’s immediate family left in Missouri. He wasn’t sure that she and her husband would take him in and care for him. He hadn’t spoken with them in a long time and they didn’t know he was sick. By this time, he was in a great deal of pain, and wanted to go to them right away.

Ezra had never been to Lydia’s home. Neither one of us knew how to get there. When we drove into the area that was clearly populated by the Amish, Ezra suggested we stop and ask for directions. We came upon a house where a young man with a beard and Amish clothing was working with a team of horses. Ezra rolled down the window as the young man approached and, much to my surprise, started speaking German. The two men conversed for a few minutes, and while I could tell Ezra was getting directions, I otherwise had no clue what was being said. Eventually the young man cocked his head and said to me in perfect English, “You have no idea what we’re talking about do you?” We all laughed and they switched to English for my benefit. The man knew Harley and Lydia; they lived down the road about two miles. He thought they would welcome Ezra into their home, but if they would not for some reason, we were to come back. The young man and his family would take him in and care for him for the remainder of his days.

As we were leaving he told us we would probably see his children coming home from the school, which was just a couple hundred yards from the Mulletts’ home. Sure enough, on the way we met school children — boys with the Amish hats and girls with Amish bonnets, making the long walk on the gravel road towards home. We even saw a pony-driven small wagon, just big enough for its three small Amish riders, with their books and lunch boxes strapped down on the back.

We decided that a big white farm house ahead belonged to the Mulletts. There was a barn in the back and a new workshop across the driveway. Cattle were in the pasture, pigs in a nearby pen. A horse-drawn buggy was parked to one side. We were greeted by three of Lydia’s grandchildren as they came out of the shop.



“Ezra’s resourcefulness and frugality, even on his deathbed, resulted in a scholarship for MU Law students.”

## About Ezra...

“ Ezra was a complex person, because he left a regimented lifestyle in the Amish community. He was very guarded in his personal relationships, particularly at first. As his three years in Tate Hall progressed, he acculturated to the law school environment and became a good friend to many in our class.”

—Bob Bailey, '79

“ He took a lot of pride in the small house he built for himself out here in California. It was very utilitarian and green. He used solar panels as a power supply, and raised some of his own food on the small bit of acreage. Everyone really liked him, but you could tell he never felt completely comfortable away from the Amish.”

—Chris Metzger  
Ezra’s colleague

Ezra rolled down the window to speak to them in German. “They’re raised speaking German,” Ezra said. “They’re taught English in school so they can interact with the outside world, but the Amish generally speak German to one another.”

A woman in a bonnet and simple dress stepped out of the house onto the front porch. “Lydia?” Ezra cried out. “I’m Ezra, your brother.” Lydia smiled and came out to the van. We helped Ezra into her home and onto a sofa. After the introductions, Ezra said, “I have cancer and I’m dying. I can’t take care of myself anymore and I wanted to come home.” Lydia assured him that she was very glad to see him and that she and Harley would take care of him. I stayed awhile, and listened as Ezra told his sister about his life since leaving home. Saying goodbye to Ezra, I assured him I would come back and see him again.

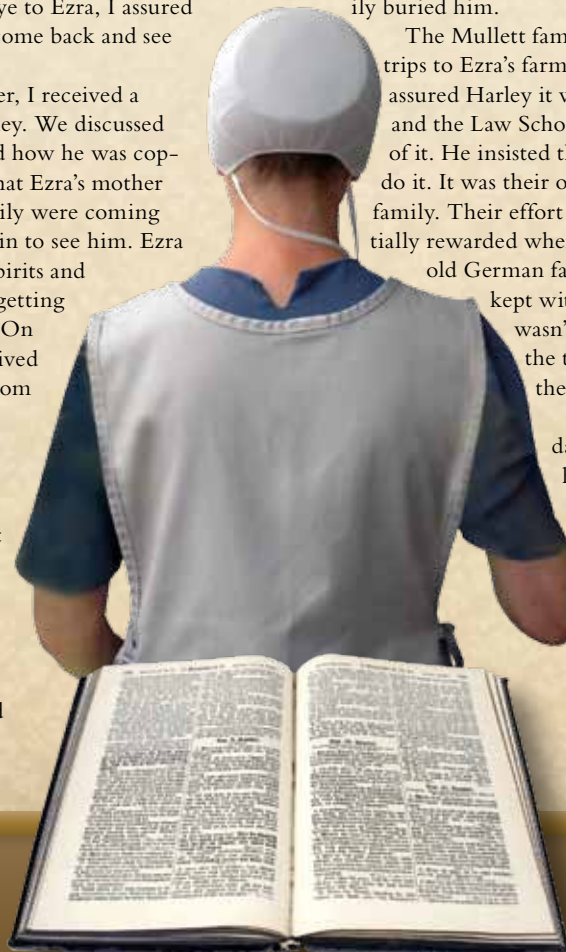
A week later, I received a call from Harley. We discussed Ezra’s care and how he was coping. He said that Ezra’s mother and other family were coming from Wisconsin to see him. Ezra was in good spirits and they were all getting reacquainted. On Jan. 12, I received another call from Harley. Ezra wasn’t feeling well. I went to see him on January 14. At the beginning of my visit, Harley told me Ezra was really bad. He was asleep and

had been for two days. Ezra died the next day.

During Ezra’s visitation, I met more of his family, including his elderly mother, who came from Wisconsin to bury her son. I was the only “Englishman” out of about 50 people who were there. We were in the Mulletts’ large front room, sitting on the benches that are kept there for times when the Mulletts take their turn hosting the Sabbath worship service. Everyone was very nice and tried to speak English for my benefit. We exchanged how we knew Ezra and what we knew about him, which was little on either account. They were eager to educate me about their ways, expecting my curiosity. Harley took me into a side room where Ezra’s body was laid out and let me say goodbye. The next day, his Amish family buried him.

The Mullett family made several trips to Ezra’s farm to clean up. I assured Harley it wasn’t necessary and the Law School would take care of it. He insisted they were glad to do it. It was their obligation as his family. Their effort was at least partially rewarded when they found an old German family Bible Ezra kept with him. But that wasn’t the reason for the trip. It is what they do.

Since that first day with Ezra, I’ve heard from his neighbors and friends. All were sad to learn of his illness and talked about how he was always willing to help





## About Ezra...

“ **Bob Hines** ['57] called **Hamp Ford** ['64] and me to tell us about a young man who was looking for work as a law clerk, but didn't want to be paid. So we decided to give him some work. He always wore a blue suit and tie, and we noticed he always worked through the noon hour. So we took him aside and asked him about his situation. It turned out he wasn't eating lunch, as he couldn't afford much. And the blue suit was the only suit he had and he didn't have any other proper clothes to wear. So we told him that we were going to start paying him a wage, and that he didn't need to wear the suit every day, as casual attire was appropriate for clerks. He eventually relaxed and got comfortable with things. And we would take him to lunch occasionally, and he would tell us about life in the Old Amish community.

—**David L. Knight, '62**

them farm and was friendly as he could be. I also heard from some of his clients, who praised his work and expressed concern they wouldn't be able to find another lawyer who was as smart, caring and selfless as Ezra.

Ezra's resourcefulness and frugality, even on his deathbed, resulted in a scholarship for MU Law students. In recognition of his generosity, he was inducted posthumously into The Law Society during the group's annual dinner, represented by Harley and Lydia. Guests learned more about Ezra's life away from the Amish and the many who

visited with Harley and Lydia learned about the beginning and end of Ezra's life from them.

I didn't get to know Ezra very well. I'm not sure anyone ever did. But he provided me with one of the most memorable experiences I've ever had. It's clear that he was a man who asked little, and gave to everyone around him. His final gift will be a lasting one. It funds a scholarship at MU to benefit young people like Ezra who want to learn the law so they can help other people. ♦



## FACULTY NOTES



**Rigel C. Oliveri** began serving as associate dean for research and faculty development in the fall of 2009.

Oliveri presented her article, "Discriminatory Housing Advertisements On-Line: The Lessons of Craigslist," at the Association of American Law Schools Annual Meeting. The article, which is forthcoming in the *Indiana Law Review*, was selected from a call for papers. In April, Oliveri was part of a panel discussion for the City of Columbia's Fair Housing Symposium, in honor of Fair Housing Month.



**Troy A. Rule** published "Shadows on the Cathedral: Solar Access Laws in a Different Light" in the *University of Illinois Law Review*. The article applies a law and

economics model to analyze solar access laws and advocates new ways of addressing neighbor conflicts over the shading of solar panels.

In April, Rule gave a presentation on solar access laws at the Solar America Cities Annual Conference and presented a paper for the Faculty Colloquium Series at the University of Kansas School of Law.



**Ben Trachtenberg** published "Coconspirators, 'Coventurers,' and the Exception Swallowing the Hearsay Rule," in the *Hastings Law Journal*. In the article, he rebuts a

revisionist interpretation of the coconspirator statement exception to the hearsay rule gaining traction among prosecutors and courts, arguing that the exception should remain limited to unlawful enterprises and not expanded to lawful joint ventures.

## LLM PROGRAM



Karen Neylon

Full information about the LLM program

> [law.missouri.edu/csdr/llm](http://law.missouri.edu/csdr/llm)

Program Coordinator, Karen Neylon

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✉ [mulawcdr@missouri.edu](mailto:mulawcdr@missouri.edu)

## School of Law Represented at ABA Conference

**SCHOOL OF LAW FACULTY**, staff and alumni were featured speakers at the American Bar Association Section of Dispute Resolution annual conference in April. This is the premier alternative dispute resolution conference every year, with only a fraction of the program proposals accepted.

Current faculty and staff who presented included:

**Paul H. Ladehoff**  
Effective Cross-Cultural Communication in ADR

**John Lande**  
Law Professors' Shoptalk Forum:  
Revisiting Core Concepts

**Ilhyung Lee**  
The Art and the Practice of Mediation in Hong Kong, China, and Korea

**Richard C. Reuben**  
The Obama Administration and Collaborative Governance

The Town Hall Meeting: Conflict, Governance, and Free Speech

**S. I. Strong**  
Advocacy in International Commercial Arbitration: What You Don't Know Will Hurt You (and Your Client)

Former faculty and senior fellows of MU's Center for the Study of Dispute Resolution who presented included:

**Art Hinshaw, '93, LLM '00**  
Attorney Negotiation Ethics and the Real World

**Bobbi McAdoo**  
A Web of Learning Opportunities: How ADR Programs Can Weave Together Legal Instruction, Research, and Services to the Community

**Leonard L. Riskin**  
Party Participation in Mediation: The Desire to be Heard, Not Just Seen  
Finding the Appropriate Problem Definition in Mediation

**Jean R. Sternlight**  
An In-Depth Look at Class-Action Arbitrations in the Consumer and Employment Contexts  
Whether, When and How Representation in Mediation Matters

In addition, many of our LLM alumni were on the program, including:

**Nivedita C. Gutta, LLM '06**  
Transparent Mediation - Giving Away Our Strategies?

**James W. Reeves, LLM '04**  
Mudslinging, Manners and Mediators

**Mary Ellen Reimund, LLM '00**  
All Criminal Mediation Is Not Created Equal: A Continuum - Restorative Justice to Case Management Mediation

**Sukhsimranjit Singh, LLM '06**  
Effective Cross-Cultural Communication in ADR

**Jane A. Smith, '80, LLM '02**  
"Whiskey is for Drinking and Water is for Fighting" - Does Mediation Work in Large Scale Water Disputes?

**Paula M. Young, LLM '03**  
Ethical Quandaries in Mediation

**Christine Harris Taylor, LLM '03**  
Teaching At The Table - Assisting the Parties in Being Better Negotiators

**Richard C. Reuben** was a member of the conference program committee and **Art Hinshaw, '93, LLM '00**, was on the planning committee for the Legal Educators Colloquium in the conference.

## ADMISSIONS, CAREER DEVELOPMENT AND STUDENT SERVICES



Paul H. Ladehoff  
Interim  
Assistant  
Dean



Andrea Mazza  
Follett, '99  
Coordinator  
of Career  
Development



Erika Fadel  
Coordinator  
of Career  
Development



Jennifer L. McGarr  
Coordinator  
of Career  
Development

Full information about Career Development  
 > [law.missouri.edu/careers](http://law.missouri.edu/careers)  
 © 573-882-7386  
 ✉ [mulawcareers@missouri.edu](mailto:mulawcareers@missouri.edu)

**MU LAW CAREER DEVELOPMENT** thanks the following alumni for speaking at our programs during the 2009-10 school year. We really appreciate the insight and advice they shared with students.

Laura Krebs Al-Shathir, '03  
Jennifer L. Barth, '99  
Patricia A. Breckenridge, '78  
Michelle M. Drake, '97  
Kellie R. Early, '85  
Bianca L. Eden, '00  
Patrick N. Fanning, '98  
Shane L. Farrow, '95  
Thomas G. Glick, '95  
Michael S. Hargens, '01  
Negar R. Jackson, '01

Aaron D. Jones, '98  
Anne E. Kern, '05  
Steven C. Krueger, '76  
Caleb M. Lewis, '09  
Fredrick J. Ludwig, '00  
Anton H. Luetkemeyer, '09  
J. Kyle McCurry, '02  
Amanda M. Allen Miller, '05  
Cindy L. Neagle, '98  
Thomas K. Neill, '02  
William J. Powell, '81  
Kathryn Nolen Proffitt, '06

Jayme Salinardi, '99  
Jennifer M. Snider, '02  
V. Alyse Stoy, '95  
Bridget Thoenen, '08  
Marcus C. Wilbers, '07  
Michael A. Williams, '98

We value the variety of experiences and advice our alumni share with our students. If you would be interested in participating in panel discussions or other career-themed programming, please contact our office at 573-882-7386.

## Harter and Smull Retire



Philip J. Harter



Ronald E. Smull, '66

**IN APRIL**, two faculty members celebrated their retirement from the School of Law.

Philip J. Harter, now the Earl F. Nelson Professor Emeritus of Law, joined the faculty in 2003, after serving as the director of the Program on Consensus, Democracy and Governance at Vermont Law School. He is considered a pioneer in the

theory and practice of the use of consensus and other forms of dispute resolution involving governmental agencies.

**Ronald E. Smull, '66**, taught as an adjunct faculty member at the School of Law since 1975. He retired as a partner of Brandecker, Smull and Whitworth, where he practiced for 44 years. Dean Larry Dessem points to student evaluations to demonstrate Smull's impact on students: "You are an excellent teacher. I'll be a better lawyer for having taken this course. Thank you."

Both retiring faculty members were recognized by crowds of clapping faculty, staff and students, as they left their last classes, as is the School of Law's tradition.

## FACULTY NOTES



**Carl H. Esbeck** published "Taxpayer Standing from Flast to Hein," in 80 *Mississippi Law Journal Online* 1 (2010), which can be viewed at [http://mslj.law.olemiss.edu/mlj\\_](http://mslj.law.olemiss.edu/mlj_)

online/volume80/responses/Esbeck.pdf. A transcript of his prepared remarks and panel debate concerning religious symbols on government property were published in 60 *Oklahoma Law Review* 1 (2010).

Esbeck participated in a workshop, The Changing Religion Clauses, at the Southeastern Association of Law Schools Annual Meeting. He spoke on the ways in which the Establishment Clause worked to prevent harm to religion and religious organizations.

The Supreme Court of the United States granted certiorari in a case where Esbeck co-authored a brief amici curia urging that the court do so. The issue in *Sossamon v. Texas* is whether state officials have sovereign immunity and thus are not subject to damages for violations of the Religious Land Use and Institutionalized Persons Act.

In April, Esbeck co-authored two briefs amici curia. The first was filed in the Supreme Court and involves written speech of a religious viewpoint by public school students. The school prohibited all such speech without any showing that the speech disrupts the educational environment of the school. The second brief sought reconsideration of a federal circuit decision which involved applying to an elementary teacher in a religious school the First Amendment's ministerial exception.



**Rodney J. Uphoff** was the keynote speaker at the Missouri Association of Criminal Defense Lawyers Annual Conference in April and was moderator and organizer of the 2010

*Missouri Law Review* Symposium, "Broke & Broken: Can We Fix Our State Indigent Defense Systems?" in February. He was also a panelist at a School of Law session on "Lessons from the Reggie Clemons Case."



## MISSOURI LAW REVIEW SYMPOSIUM

**Symposium Moderator**

**Rodney J. Uphoff**  
University of Missouri  
School of Law

## Broke and Broken: *Can We Fix Our State Indigent Defense Systems?*

**ACROSS THE COUNTRY**, systems for providing legal services to indigent criminal defendants are facing crises on a number of fronts. Stagnant or declining state appropriations are leading to oppressive caseloads for public defenders. These caseloads, coupled with low salaries and difficult working conditions, are driving public defenders out of their positions into more lucrative and less stressful areas of practice. Indigent criminal defendants bear the true costs of these crises when they are represented by exhausted public defenders who are unable to adequately serve their clients.

While these challenges are well known, seldom have academics and practitioners gathered to discuss affordable yet effective solutions to the problems. In February, the *Missouri Law Review* Symposium, moderated by Elwood L. Thomas Missouri Endowed Professor of Law Rodney J. Uphoff, explored the causes of the crises facing public defenders, examined potential solutions and considered the impact of legal and ethical considerations on overburdened indigent defense systems.

Webcasts of all symposium panels are available at [law.missouri.edu/webcast10](http://law.missouri.edu/webcast10).

## THE PRESENTERS

*Boots on the Ground: The Ethical and Professional Battles of Public Defenders*

**Phyllis E. Mann**  
National Legal  
Aid & Defender  
Association



**Stephen F. Hanlon, '66**  
Holland & Knight,  
LLP



**Peter A. Joy**  
Washington  
University in  
St. Louis  
School of Law

## Commentator



**Norman Lefstein**  
Indiana University  
School of Law -  
Indianapolis

*Anatomy of a Public Defender System*

**Ronald F. Wright**  
Wake Forest  
University  
School of Law



**Adele Bernhard**  
Pace Law School



**Sean D. O'Brien**  
University of  
Missouri-Kansas  
City School of Law



**Cat Kelly**  
Missouri State  
Public Defender

## Commentator



**Richard Rosen**  
University of North  
Carolina School  
of Law

*Patching the System: The Next Steps in Reform*

**Wayne A. Logan**  
Florida State  
University College  
of Law



**Darryl K. Brown**  
University of  
Virginia  
School of Law



**Robert P. Mosteller**  
University of  
North Carolina  
School of Law



**Roscoe C.  
Howard Jr.**  
Andrews Kurth LLP

## Commentator



**Barbara E.  
Bergman**  
University of North  
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## STAFF NEWS



**CINDY BASSETT**, electronic services librarian for the Law Library, was promoted to the rank of librarian II. Bassett has worked at the library for three years and is

actively involved in projects such as creating online tutorials for students conducting legal research, providing online research guides and assisting with the library's webpage redesign.



**MICHELLE L. HECK** served on the Law School Admissions Committee Annual Meeting Planning Committee for the 2010 academic year. She also presented at the Electronic

Services Convention in April on the paperless admissions process. Heck is the coordinator for admissions and recruitment at the School of Law.

## Law Staff Celebrate 25 Years at MU



**“I can easily see myself staying at this job for the rest of my career.”**

Elaine Litwiller

**LAW STAFF MEMBERS** Tamara Guilford Davis, Elaine D. Litwiller and Cheryl R. Poelling were recognized this spring for reaching a milestone – their 25th anniversaries at MU.

Guilford Davis, who is a library information specialist in the Law Library, has worked at the Law School for nine years, as has Litwiller, who has been employed in both the development and fiscal offices. Poelling has been at the school much longer – 17 years – and is housed in the administrative office, providing support to faculty members.

Litwiller has thoroughly enjoyed her time at MU, especially at the Law School. “I can easily see myself staying at this job for the rest of my career,” she says.

## Bingham Paintings in Protective Custody

**IN 1927, TWO PAINTINGS BY FAMOUS MISSOURI ARTIST** George Caleb Bingham joined the law school portrait collection.

These paintings, featuring Henry Sheffie Geyer and his second wife, Joanna Easton Quarles, were donated by Louisa Geyer, wife of Henry and Joanna's son Henry Pryor Geyer. Presumably they were given to the law school because Mr. Geyer was a renowned Missouri attorney. He was also author of the Geyer Act, which created a public school system in Missouri, including the creation of a state university.

For years they hung in the faculty lounge of Tate Hall, subject to the elements. Now they are kept in a locked, climate controlled room in Hulston Hall, viewable by appointment only. They have recently been appraised by an art expert from St. Louis, who says they are in good condition, despite their exposure to changes in temperature and humidity that could have damaged them. In spring 2011, the paintings will be loaned to the MU Museum of Art & Archaeology as part of the university's celebration of Bingham, to coincide with the 200th anniversary of his birth. The exhibit will focus on Bingham's portraiture.





## FACULTY NOTES



**Wilson Freyermuth** spoke at a program on Comparative Studies on Real Estate Transactions in China and the United States, held at Renmin University School of Law

in Beijing, China.

Freyermuth's article, "Putting the Brakes on Private Transfer Fee Covenants," was published in the July/August 2010 issue of the American Bar Association's *Probate and Property* magazine.

Freyermuth serves as the chair of the Real Estate Transactions Section for the Association of American Law Schools, and is the program chair for the section's 2011 annual meeting program on the transactional implications of green building standards. He has also been appointed chair of the Legal Education Committee of the American Bar Association Section of Real Property, Trust and Estate Law.



**John Lande** published "The Potential Contribution of ADR to an Integrated Curriculum: Preparing Law Students for Real World Lawyering" (with Jean Sternlight), 25

*Ohio State Journal on Dispute Resolution* 247 (2010), and "Collaborative Lawyers' Duties to Screen the Appropriateness of Collaborative Law and Obtain Clients' Informed Consent to Use Collaborative Law" (with Forrest S. Mosten), 25 *Ohio State Journal on Dispute Resolution* 347 (2010).

Lande was a panelist at the American Bar Association Section of Dispute Resolution Annual Conference Legal Educators' Colloquium. He gave presentations at Michigan State University College of Law on cooperative legal practice and how alternative dispute resolution can help legal education.

## Thompson Inspires Graduates at May Commencement

Photo courtesy of Grad Images



**MAVIS T. THOMPSON, '90**, president of the National Bar Association, addressed this year's graduating law students. She practices with the Law Office of Mildred Motley and Mavis Thompson, where she specializes in civil and criminal trial practice; is an adjunct professor of nursing; and serves as a prosecutor for the City of Berkeley, Mo.

Thompson holds both nursing and law degrees from MU and is also a graduate of the John F. Kennedy School of Government at Harvard University.

## Wells and Kelly Honored at Tribute to Women



Christina E. Wells



3L Sara L. Kelly

**CHRISTINA E. WELLS**, Enoch H. Crowder Professor of Law, and **3L SARA L. KELLY** were named recipients of the 2010 Tribute to Women Award. Recipients are selected for working to create an environment of equity, fairness and justice for all women on the MU campus, including all students, faculty and staff; respecting the diversity of women's experiences; and helping promote the advancement of women through education, advocacy, support and activism. The awards are presented by the Chancellor's Committee on the Status of MU Women.

## Ladehoff Named Interim Assistant Dean



**PAUL H. LADEHOFF**, director of Campus Mediation Services and training coordinator for the Center for the Study of Dispute Resolution, has been named interim assistant dean of the Office of Admissions, Career Development and Student Services. He replaces Assistant Dean Tracy Z. Gonzalez, who joined the Boone County Prosecuting Attorney's Office.

# The Law Society

## Celebrates 26 years

FALL NEWS



At the annual celebration of The Law Society, new members receive commemorative personalized medallions in honor of their commitment to the School of Law. (l-r) John L. Hulston; C. Ronald Baird, '74; and Mark T. Kempton, '76.

**T**his year, the School of Law celebrated 26 years of The Law Society and its members with a reception and dinner at The Club at Old Hawthorne in Columbia. The evening's highlight was the recognition of new and newly-elevated members, listed below with their areas of support. Guests were also entertained by presentations by **Lindsey R. Laws, '10**, and **Ashley N. Franz, '10**, recipients of the Gene Langdon Scholarship, and

**Robert L. Langdon, '72**, who created the scholarship in honor of his father.

The invitation for membership in The Law Society is extended to donors who make gifts of \$25,000 or more. Since its creation in 1984, 252 law school alumni and friends have joined.

We thank all members for their generous support of the School of Law.

The 27th annual celebration of The Law Society will be held next spring in Kansas City. ♦

#### New Members of The Law Society

**C. Ronald Baird, '74**  
Ronald and Paula Baird  
Endowment

**Charles E. Dapron, '48**  
Law School Foundation  
Endowment

**Mark T. Kempton, '76**  
Kempton & Russell Scholarship

**New Dean's Council Member**  
Lifetime gifts of \$50,000 or more  
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C.H. Parsons Jr. Scholarship

#### New Dean's Circle Member

Lifetime gifts of \$100,000 or more  
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Scholarship

#### New Advocate Members

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#### Special thanks to the evening's sponsors

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**Robert L. Hawkins Jr., '48**  
**Patrick B. Starke, '79**

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**George E. Ashley, '48**  
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**Susan F. Heinsz**  
**Larry L. McMullen, '59**  
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# Honor Roll

The School of Law recognizes the following individuals who provided financial support during the fiscal year beginning July 1, 2009, and ending June 30, 2010.

Special recognition goes to classes that gave more than \$25,000 collectively or whose total alumni giving percent reached 15 percent or better.

Members of seven graduating classes listed below gave more than \$25,000 in total: 1959, 1960, 1964, 1967, 1970, 1979 and 1982.

Fourteen classes reached a 15 percent or better participation rate: 1944, 1951, 1953, 1954, 1955, 1956, 1959, 1962, 1967, 1968, 1970, 1971, 1975 and 2006.

We thank each contributor for supporting the School of Law!

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**2010 Class Pledge Drive**

In keeping with tradition, members of the Class Pledge Drive Steering Committee asked their classmates to make gifts or pledges to the School of Law during their last semester of law school. Classmates could choose any area of support, with gift designations including scholarships, faculty research and student organizations.

The Class of 2010, despite facing a difficult employment market, raised \$5,035. This brings the total raised by third-year law students to nearly \$188,000 since 1989.

The following members of the Class of 2010 made gifts or pledges as part of this fundraising effort. Names with asterisks indicate those who served on the steering committee, led by Sean P. Dolan and Justin D. Smith.

- |                           |                       |
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**Every effort has been made to ensure the accuracy of this list. If you believe there is an error in your listing, please contact the School of Law Office of Development at 573-882-4374 or mulawevents@missouri.edu. Thank you.**





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 Anne W. Elsberry  
 Maurice B. Graham  
 Sam F. Hamra  
 Joseph H. Johns  
 Stephen N. Limbaugh Sr.  
 Gary R. Long  
*Thomas L. Patten*  
 John K. Pruellage  
 St. Louis Bar Foundation  
 Patrick B. Starke  
 Thomas N. Sterchi  
 Mary-Michael Sterchi  
 Kevin R. Sweeney  
 Robert M. Thompson  
 Brian C. Underwood  
 Van Matre Harrison, Hollis,  
 Pitzer, & Taylor, PC  
 Donald L. Wolff  
 James H. Young

**\$1,000 to \$4,999**

Jane L. Adam  
 Robert T. Adams  
 William F. Arnet

Michael W. Atchison  
 Roger M. Baron  
 L. Clay Barton  
 Michael A. Bickhaus  
 Craig S. Biesterfeld  
 Lindsay V. Biesterfeld  
 Philip W. Bledsoe  
 Mark I. Bronson  
 Ronald M. Bushman  
 Kenneth L. Cage  
*Estate of James E. Campbell*  
 Edward L. Campbell  
 Jack L. Campbell  
 John M. Carnahan III  
 C. K. Casteel Jr.  
 W. Thomas Coghill Jr.  
 Joseph Colagiovanni  
 Frank Conley  
 Cook, Vetter, Doerhoff  
 & Landwehr, PC  
 Robert E. Crist  
 Jay M. Dade  
 Peter N. Davis  
 Cathy J. Dean  
 K. Preston Dean II  
 Donald L. Dickerson  
 Dale C. Doerhoff  
 Joseph P. Dubinski  
 James D. Ellis  
 Richard W. Engel Jr.  
 David E. Everson  
 Jennifer Clifton Ferguson  
 Suzanne M. Flanegin  
 Byron E. Francis  
 William W. Francis Jr.  
 Roger C. Geary  
 General Federation of Women's  
 Clubs of Missouri, Inc.  
 Glen A. Glass  
 Douglas B. Harris  
 Gregory K. Harris  
 Ann Harris  
 Robert L. Hawkins Jr.  
 Elizabeth Healey  
 E. Mitchell Hough  
 Edward H. Hunvald Jr.  
 Husch Blackwell Sanders, LLP  
 Jenner & Block, LLP  
 Kansas City Lesbian, Gay  
 & Allied Lawyers  
 Harvey L. Kaplan  
 Sara E. Kotthoff  
 Paul E. Kovacs  
 John Lande  
 M. Jeanne Lewis  
 John R. Lewis  
 Ross W. Lillard  
 Henry T. Lowe  
 Paul M. Macon  
 Philip K. Marblestone  
 Tracy L. Mathis  
 John W. Maupin

Robert W. Maupin  
 Bernard Mayer  
 W. Dudley McCarter  
 Claire C. McCaskill  
 David L. McCoid  
 Taran J. McKey  
 Richard E. McLeod  
 Larry L. McMullen  
 Michael C. McMullen  
 Walter D. McQuie Jr.  
 John J. Miller  
 Gregory J. Minana  
 John R. Musgrave  
 Mary E. Nelson  
 Natalya Y. Northrip  
 Robert E. Northrip  
 William F. Northrip  
 Geoffrey A. Oelsner Jr.  
 Randall B. Palmer  
 Dennis D. Palmer  
 Michael J. Patton  
 Jane G. Pelofsky  
 Don K. Pettus  
 William C. Phelps  
 John R. Phillips  
 William H. Pittman  
 G. Dale Reesman  
 Judge James R. Reinhard  
 Paul Jackson Rice  
 Kevin C. Roberts  
 William E. Rulon  
 Senniger Powers  
 Daniel W. Shinn  
 Barry A. Short  
 Julie A. Shull  
 Mareta J. Smith  
 Stewart W. Smith Jr.  
 Steven D. Soden  
 Charles R. Stamp Jr.  
 B. Jill Steps  
 Sarah E. Terrace  
 Rodney J. Uphoff  
 J. Michael Vaughan  
 E. Richard Webber  
 John R. Weisenfels  
 James E. Westbrook  
 Mary C. Westerfield  
 Dale A. Whitman  
 Michael A. Williams  
 Rachel A. Wilson  
 Women's Law Association  
 Mark R. Woodbury  
 John Wright

**\$500 to \$999**

William L. Allinder  
 George E. Ashley  
 Thomas E. Atkins III  
 Robert P. Ballsrud  
 L. James Bandy Jr.  
 Bruce H. Bates  
 Bruce H. Beckett

James E. Berger  
 David Blackham  
 Blanchard, Robertson,  
 Mitchell & Carter, PC  
 John G. Boyle  
 Frank C. Brown  
 Jane Bridgewater Byers  
 Jean Carnahan  
 Michael N. Chandler  
 Don Chapman Jr.  
 Clark H. Cole  
 Jeffrey J. Comotto  
 Ann K. Covington  
 Wendell W. Crow  
 Thomas E. Cummings  
 Stephen E. Cupples  
 Melody Richardson Daily  
*James R. Devine*  
 Joshua C. Devine  
 Steven L. Finerty  
 Thomas F. Fisher  
 Ford, Parshall & Baker, LLC  
 Charles W. German  
 Kim K. Gibbens  
 Allan M. Goodloe Jr.  
 Mark D. Grimm  
 Jessica R. Gunder  
 Leanna P. Hagenhoff  
 Michael K. Hamra  
 Stephen F. Hanlon  
 Janie Ausburn Harmon  
 Susan F. Heinz  
 Dana A. Hockensmith  
 Susan Pinion Holliday  
 Robert L. Jackson  
 Daniel B. Johnson  
 Wendell E. Koerner Jr.  
 Thomas A. Lambert  
 Kathryn J. Lanib  
 Louis J. Leonatti  
 John R. Lightner  
 J. Kent Lowry  
 Marcus C. McCarty  
 Douglas L. McHoney  
 Missouri Chapter  
 American Academy of  
 Matrimonial Lawyers  
 Dennis K. Morgan  
 Burton Newman  
 Kimberly Jade Norwood  
 Ronald A. Norwood  
 Joyce M. Otten  
 Robert M. N. Palmer  
 R. David Ray  
 Johnny K. Richardson  
*Estate of Dorothy Anne Roberts*  
 George L. Roberts Jr.  
 R. J. Robertson Jr.  
 Erick J. Roeder  
 Ellen S. Roper  
 Robert L. Roper Jr.  
 Sherrill L. Rosen

Wade D. Rubick  
 Carl E. Schaepkoetter  
 Richard B. Scherrer  
 Larry M. Schumaker  
 Andrew B. See  
 Karen M. See  
 Paul J. Seele  
 Terrell M. Seely  
 Laura E. Skaer  
 Stephen D. Smith  
 Peter M. Somerville  
 R. James Stille Jr.  
 Brick P. Storts III  
 David A. Stratmann  
 Gayle Grissum Stratmann  
 Michael J. Thompson  
 Janet M. Thompson  
 Jerry W. Venters  
 James H. Wesley II  
 Paul L. Wickens  
 Raymond E. Williams  
 Montgomery L. Wilson  
 Timothy R. Wolf

### Organizations

Anheuser-Busch Foundation  
 Armstrong Teasdale, LLP  
 AT&T Foundation  
 Blanchard, Robertson,  
 Mitchell & Carter, PC  
 Chaney & McCurry, LLP  
 Cook, Vetter, Doerhoff  
 & Landwehr, PC  
*Estate of Marcia R. Shorridge*  
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 General Electric Foundation  
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 Clubs of Missouri, Inc.  
 Hulston Family Foundation  
 Husch Blackwell Sanders, LLP  
 Innovative Management  
 and Investments  
 Jenner & Block, LLP  
 John Sublett Logan Foundation  
 Judicial Conference of Missouri  
 Kansas City Lesbian, Gay  
 & Allied Lawyers  
 KWAME Foundation  
 Missouri Chapter  
 American Academy of  
 Matrimonial Lawyers  
 Missouri Protection &  
 Advocacy Services  
 Monsanto Fund  
 Morgan Family Fund  
 NALS of Missouri  
 Network for Good  
 Northern Trust Company  
 Charitable Trust  
 Pacific Power Foundation  
 Polsinelli Shughart

Pricewaterhouse Coopers  
 Foundation  
 Robert and Edith Young  
 Family Foundation  
 Santa Fe Trail Blazers  
 Parent Association  
 Shelter Insurance Companies  
 Foundation  
 Shook Hardy & Bacon, LLP  
 Skyline Pharmacy  
 Sorosis Club  
 St. Louis Bar Foundation  
 Student Bar Association  
 Thomson West  
 Tornado Alley Tigers  
 Van Matre Harrison, Hollis,  
 Pitzer, & Taylor, PC  
 Venoco, Inc.  
 Williams Law, LLC  
 Women's Law Association

### Faculty and Staff

Robert G. Bailey  
 Casey Baker  
 Melody Richardson Daily  
 Peter N. Davis  
 R. Lawrence Dessem  
*James R. Devine*  
 Carl H. Esbeck  
 William B. Fisch  
 R. Wilson Freyermuth  
 Roger C. Geary  
 Henry T. Lowe  
 Edward H. Hunvald Jr.  
 Janie Ausburn Harmon  
 Needra L. Jackson  
 Thomas A. Lambert  
 Steven W. Lambson  
 John Lande  
 Mark Langworthy  
 Larry L. McMullen  
 Cheryl R. Poelling  
 Richard C. Reuben  
 Alisha Rychnovsky  
 Gregory J. Scott  
 S. I. Strong  
 Rodney J. Uphoff  
 Dale A. Whitman  
 James E. Westbrook

### Friends

Gail B. Appleson  
 Gay Lynn Ashbrook  
 Thomas E. Atkins III  
 Michael B. Barnett  
 Mari Beth Baughn  
 Hillary J. Bean  
 Robert & Jeanine Benac  
 David Blackham  
 Ian Blant

Mark A. Boatman  
 John G. Boyle  
 Patrick E. Brennan  
 Jean Carnahan  
 Jean M. Carter  
 Michael A. Chivell  
 Joseph Colagiovanni  
 Daniel J. Cooper  
 John F. Cowling  
 Beth Dessem  
 Lisa R. Dixon  
 Susan K. Ehlers  
 Sarah Barbara Ernst  
 David E. Everson  
 Beverly L. Faber  
 Diane E. Felix  
*Florene B. Fratcher*  
 Meredith P. Gammill  
 Nicholas Garzia  
 Nancy Gilbert  
 Billie J. Gray  
 Christopher P. Guthrie  
 Elbert Haenssler  
 Jim H. & Leanna P. Hagenhoff  
 Ann Harris  
 Gregory K. Harris  
 Susan F. Heinsz  
 Martha Hereford  
 John L. Hulston  
 Scott E. Hunt  
 Jonathan W. Igoe  
 John J. Inkley  
 Robert Lewis Jackson  
 Tamara J. Keller  
 Tressa L. Kelly  
 Mary M. Kempf  
 Melanie R. King  
 Sylvia R. Lazos  
 Stephen G. Lee  
 Linda S. Legg  
 M. Jeanne Lewis  
 Charles E. Madinger Jr.  
 John Marlett  
 Eric Martin  
 James G. Martin  
 Thomas Maupin  
 John McAnnar  
 Bridget T. McCullough  
 John E. McDonald  
 James E. Mello  
 Richard W. Meyer  
 Cheryl L. Morris  
 John R. Morse  
 Harry M. Murray IV  
 Jill R. Newbold  
 John J. O'Brien  
 Geoffrey A. Oelsner Jr.  
 Jane G. Pelofsky  
 William H. Pittman  
 Jill R. Polk  
 Patrick W. Rasche  
 J. Thomas Ray

*Estate of Dorothy Anne Roberts*  
 Anne Elise Ross  
 Guy A. Schmitz  
 Robert G. Schwendinger  
 Melissa L. Scott  
 Terrell M. Seely  
 Larry M. Sewell  
 Samantha R. Sheppard  
 Mark Sophir  
 Barbara Ann Staiger  
 Jean R. Sternlight  
 Joseph B. Stulberg  
 John L. Sullivan  
 Susan L. Swierkos  
 Teresa K. Syron  
 Tommy W. Taylor  
 Carol R. Tofle  
 Babak Torgoley  
 Therese R. Trelz  
 Timothy J. Tryniecki  
 George M. Von Stamwitz  
 Mary C. Westerfield  
 Katie Jo Wheeler  
 R. Barnes Whitlock  
 Becky J. Widman  
 Candice M. Wiley  
 Hal & Marian Wood  
 Lisa M. Wood  
 John Wright



# Alumni Notes

## 50s



**Stephen N. Limbaugh Sr., '51**, received the American Inns of Court's 2010 Professionalism Award for the Eighth Circuit. This award is presented bi-annually to honor a senior practicing judge or lawyer

whose life and practice display sterling character and unquestioned integrity, coupled with ongoing dedication to the highest standards of the legal profession. Limbaugh served as a judge on the U.S. District Court for the Eastern District of Missouri from 1983 to 2008 and is currently senior counsel in the litigation practice group of Armstrong Teasdale in St. Louis. He also serves as a mediator in civil cases.

**Isaac N. "Ike" Skelton Jr., '56**, received the 2010 Congressional Award by The Veterans of Foreign Wars of the U.S. He received the award for his outstanding service to national defense and homeland security, and to veterans, service members and their families. He has served as the representative for the Fourth Congressional District of Missouri in the U.S. House of Representatives since 1977.

**Sam F. Hamra, '59**, was awarded the 2010 Ozarks Technical Community College Excellence in Business Award. Recipients are leaders of regional businesses in the Ozarks who have entrepreneurial success, innovative business growth, ability to overcome challenges with integrity, customer-driven quality and community achievement, and who support educational development. Hamra was also selected for the Lifetime Achievement in Business Award by the *Springfield Business Journal*. Hamra is the chairman & CEO of Hamra Enterprises in Springfield, Mo.

## 60s

**Darwin A. Hindman Jr., '61**, stepped down as mayor of Columbia after 15 years and five terms in office. He was honored on March 28 at an event in Columbia attended by 500 people. He also received the Howard B. Lang Jr. Award for his outstanding volunteer service.

**Maurice B. Graham, '62**, received the Award of Honor, the most prestigious award presented by the Lawyers Association of St. Louis. The award is given each year to an attorney "whose attainments as a trial lawyer and whose record of honorable service to the profession and whose career as a citizen merit such recognition." Graham is president of Gray, Ritter & Graham in St. Louis.

**Lynn C. Hoover, '62**, received the 2010 Volunteer of the Year Award from the American Lung Association of the Plains-Gulf Region. Hoover, who serves on the regional group's board of directors, is a partner with Stinson Morrison Hecker in Kansas City, Mo.



**Harold L. "Hal" Lowenstein, '65**, was presented with the H. Michael Coburn Award by the Young Lawyers of the Kansas City Metropolitan Lawyer's Association. This award is given to a member of the bar who,

in the judgment of the Ross T. Roberts Inn of Court, and in the judgment of his or her colleagues, has distinguished himself or herself as a trial lawyer of uncompromising professionalism. The recipient exemplifies qualities of excellence in trial advocacy, civility and a dedication to ethics. Lowenstein practices in the Litigation Practice Group of Armstrong Teasdale in St. Louis.



**Harvey L. Kaplan, '68**, received the Excellence in Legal Writing Award during the 11th Annual Burton Awards for Legal Achievement ceremony, held at the Library of Congress on June 14. Kaplan and

his co-author, Jon Strongman, wrote an article, "Developments in U.S. Product Liability Law and the Issues Relevant to Foreign Manufacturers," to provide a detailed overview of the American legal system for the benefit of foreign product manufacturers. Kaplan is a partner at Shook, Hardy & Bacon in Kansas City, Mo.



**Richard L. Wieler, '68**, published *Chasing Normality: With a Little Help From Family & Friends*. Wieler was diagnosed with polio in 1955, yet beat the odds and finished high school, college and law school. The book serves as a way to thank the many

influential individuals in his life.

**Robert W. McKinley, '69**, was reappointed to his sixth term on the Missouri Supreme Court Civil Rules Committee, which is responsible for reviewing and recommending changes to civil rules that govern civil practice and procedure in Missouri courts. McKinley practices with Lathrop & Gage in Kansas City, Mo.

**Kenneth H. Suelthaus, '69**, was appointed to the Missouri Highways and Transportation Commission by Gov. **Jeremiah W. "Jay" Nixon, '81**. The commission works to preserve, enhance and support the state's transportation system, making and tracking transportation policy and holding authority over all state transportation programs and facilities. Suelthaus practices with Polsinelli Shughart in St. Louis.

## 70s



**John W. Cowden, '70**, received the 2010 Deans of the Trial Bar Award from the Kansas City Metropolitan Bar Association (KCMBBA) at the Bench-Bar & Boardroom Conference held in May. The award is presented

annually to one or more members of the KCMBBA whose litigation skills and professional demeanor are viewed as exemplary by their peers. Cowden is a member of Baker Sterchi Cowden & Rice in Kansas City, Mo., where he serves as a member of the firm's executive committee and maintains an active litigation docket.

**Douglas S. Lang, '72**, was presented with the Presidents' Award by the State Bar of Texas board of directors in recognition of outstanding contributions to the legal profession. He was nominated by the State Bar of Texas Professionalism Committee for his dedication and commitment to young lawyers entering the legal profession, demonstrated through his leadership in the mentoring program and "Transition to Practice" initiatives. Lang is a justice on the Texas Fifth District Court of Appeals.

**Keith A. Birkes, '73**, was named to the board of directors of the Bar Plan Foundation. The foundation's mission is to promote and improve ethics and professionalism in the practice of law. Birkes has served as executive director of The Missouri Bar since 1985.

**Gary Oxenhandler, '73**, is presiding judge of the 13th Judicial Circuit of Missouri, which serves Boone and Callaway counties. Before becoming a judge, Oxenhandler practiced law in Columbia.

**Donald K. Anderson Jr., '76**, is president of the Federal Bureau of Investigation (FBI) National Citizens' Academy Alumni Association, which educates local communities and dispels myths in order to enhance trust and confidence in the FBI. Anderson practices law in St. Louis and is the Ellisville, Mo., municipal judge.

**Jeffrey O. Parshall, '76**, became a Fellow of the American College of Trial Lawyers, which limits membership to one percent of the total lawyer population of any state. He is a partner with Ford, Parshall & Baker in Columbia.

**Roy L. Richter, '76**, was elected chief judge of the Missouri Court of Appeals for the Eastern District by unanimous vote of the judges of the court. The chief judge is the chief administrative officer of the court, presides at court en banc meetings and represents the court to the public. Richter was appointed to the court in 2006.

**Russell C. Still, '76**, was appointed by Gov. **Jeremiah W. "Jay" Nixon, '81**, to the Missouri Board of Education for a term lasting until March 2017. He has practiced with Harlan, Harlan and Still in Columbia since 1984.

**William W. Francis Jr., '77**, was appointed to the Missouri Court of Appeals, Southern District, by Gov. **Jeremiah W. "Jay" Nixon, '81**. Francis served as an attorney in private practice in Springfield, Mo., for more than 32 years prior to his appointment to the bench.

**Robert S. Hyatt, '77**, was appointed chief judge for the 2nd Judicial District in Denver. He has served on the district court bench since 1987.

**Jeff W. Schaeperkoetter, '77**, was appointed to the Missouri State Tax Commission by Gov. **Jeremiah W.**

**“Jay” Nixon, ’81.** The commission supervises assessment and equalization practices, conducts hearings for individual cases from local boards of equalization, assesses railroad and utility distributable property and determines the level and quality of assessments in 114 counties and the City of St. Louis.

**Donald S. Holm III, ’78,** was elected vice chair of the American Bar Association Forum on Affordable Housing & Community Development Law. He practices with Farris Bobango in Memphis, Tenn.

**Robert A. Horn, ’79,** received the Congenial Counselor Award from the Kansas City Metropolitan Bar Association (KCMBA). This award is presented annually to one or more members of KCMBA whom their peers believe to exemplify professional gallantry. Horn is a member of Horn Aylward & Bandy in Kansas City, Mo.

## 80s

**Daniel L. Chadwick, ’80,** was appointed by Gov. **Jeremiah W. “Jay” Nixon, ’81,** as circuit judge for the 43rd Judicial Circuit of Missouri. He previously served as an associate circuit judge and was in private practice, specializing in dispute resolution.

**Greg L. Roberts, ’81,** was appointed by Gov. **Jeremiah W. “Jay” Nixon, ’81,** to the Missouri State Committee of Marital and Family Therapists for a term lasting until January 2014. He is an attorney with The Roberts Law Firm in Chesterfield, Mo.

**Nancy M. Watkins, ’81,** was appointed to the Missouri Sentencing Advisory Commission by Gov. **Jeremiah W. “Jay” Nixon, ’81.** Watkins is an attorney at Schuchat, Cook & Werner in St. Louis.

**Michael E. Warrick, ’82,** was appointed by Gov. **Jeremiah W. “Jay” Nixon, ’81,** to the Missouri Consolidated Health Care Plan Board of Trustees. He is general counsel for the Missouri Department of Agriculture.

**Edward N. Peters, ’82,** has been named a referendary, or designated canonical advisor, to the Supreme Tribunal of the Apostolic Signatura in Rome. This is the Catholic Church’s highest court, second only to the Pope in matters of ecclesiastical law. He is the first layman to hold the position in more than 100 years. Peters holds the Edmund Cardinal Szoka Chair at Sacred Heart Major Seminary in Detroit.

**John Warshawsky, ’82,** joined the civil fraud section of the U.S. Department of Justice in Washington, D.C., where he will handle False Claims Act cases. Warshawsky rejoined the Justice Department, which he calls his “professional home for most of the past two decades,” after a stint handling failed bank litigation for the Federal Deposit Insurance Corporation.

**Dennis C. Eckold, ’83,** was appointed by Gov. **Jeremiah W. “Jay” Nixon, ’81,** as an associate circuit judge of the Sixth Circuit (Platte County, Mo.). Previously Eckold practiced in his own firm, Dennis C. Eckold and Associates, in Kansas City, Mo.

**Jeffrey S. Jamieson, ’83,** practices with Bryan Cave in St. Louis. Previously he practiced with Husch Blackwell Sanders.

**Nancy E. Kenner, ’83,** has formed a new law firm, Kenner Schmitt Nygaard, with Ben Schmitt and Diane Nygaard, located in Kansas City, Mo. Previously she practiced with The Kenner Law Firm in Kansas City.

**Gregory B. Gillis, ’84,** was elected historian of the Missouri Association of Probate and Associate Circuit Judges. He is an associate judge for the Jackson County 16th Judicial Circuit Court.



**Heather S. Heidelbaugh, ’84,** was appointed to the Pennsylvania State Advisory Committee of the U.S. Commission on Civil Rights. She is a shareholder of Babst, Calland, Clements and Zomir in Pittsburgh.

**Philip M. Hess, ’83,** was elected president-elect by the board of governors of the Missouri Association of Trial Attorneys at the group’s 52nd annual convention in June. He practices with Larsen, Feist & Hess in St. Louis.

**Lynn Dillard Malley, ’84, LL.M. ’03,** presented a day-long symposium to the staff of Hunter College in New York City about the cross-cultural transition issues facing service members as they return to the civilian higher education setting.

**Kellie R. Early, ’85,** joined the National Conference of Bar Examiners as director of administration. Previously she served as executive director of the Missouri Board of Law Examiners.

**John L. Roark, ’85,** became a Fellow of the American College of Trial Lawyers, which limits membership to one percent of the total lawyer population of any state. He is a partner at Smith Lewis in Columbia.



**Barbara L. Miltenberger, ’89,** was named to the board of directors of the American Health Lawyers Association. She is a partner at Husch Blackwell Sanders in Jefferson City, Mo.

## 90s

**Thomas J. Murphrey, ’90,** was invited to join the Million Dollar Advocates Forum, commemorating litigators who win settlements of more than \$1,000,000. Murphrey also recently launched his website: [www.TomMurphreyLaw.com](http://www.TomMurphreyLaw.com), a site outlining his services and offering advice for potential clients.

**Gary D. Witt, ’90,** was appointed by Gov. **Jeremiah W. “Jay” Nixon, ’81,** to the Missouri Court of Appeals for the Western District. Witt was previously an associate circuit judge of the Sixth Circuit (Platte County, Mo.).

**Mark M. Edington, ’91,** is engaged to Christine McCurley, a paralegal for a family law firm in Atlanta. Edington is human resources manager for Emory Healthcare in Atlanta.

**Bruce E. Hopson, ’91,** was elected president-elect of The Bar Association of Metropolitan St. Louis for 2010-2011. He is principal at The Law Office of Bruce E. Hopson in St. Louis.

**Kevin M. Zoellner, ’93,** received the Board of Directors Trial Award for Outstanding Advocacy in Capital Cases for 2009-2010, presented by the Association of Government Attorneys in Capital Litigation. The award recognizes Zoellner’s work in the high-profile murder case involving the assassination of Sgt. Carl Dwayne Graham Jr. of the Missouri State Highway Patrol. Zoellner is an assistant attorney general in the Public Safety Division in Jefferson City, Mo.

**Michelle W. Smith, ’94,** earned a master’s degree in pastoral studies at Aquinas Institute of Theology in St. Louis. She is owner and principal of Michelle Smith Legal Ministry and is general counsel for Mycroft, Inc.

**Christine M. Blegen, ’95,** has opened her own criminal defense law firm in Lee’s Summit, Mo.

**Christian L. Faiella, ’95,** has been certified as a life member of both the Million Dollar Advocates Forum and the Multi-Million Dollar Advocates Forum, groups designed to honor trial lawyers who have won million or multi-million dollar verdicts or settlements. Faiella is a managing member of Tatlow, Gump, Faiella & Wheelan in Moberly, Mo.

**Thomas G. Glick, ’95,** was elected president of The Bar Association of Metropolitan St. Louis for 2010-2011. He is a principal at Danna McKittrick in St. Louis.



In April, Glick and Professor David English joined Zoe Lyle at the American Bar Association (ABA) Day at the U.S. Capitol, during which ABA groups visit Washington, D.C., to lobby elected officials. Glick and Lyle represented the Bar Association of Metropolitan St. Louis, while English attended on behalf of the ABA Section of Real Property Trust and Estate Law.



**Elizabeth J. Romines, '96**, is counsel at Bryan Cave in St. Louis. She is a member of the Product Liability and Class Actions Client Service Groups.

**Scott A. Hunter, '97**, and his wife, Wendy, announce the birth of Scarlett Anna Katherine on Oct. 23, 2009. Hunter practices with Hunter & Nantz in Kansas City, Mo.

**Tyrone J. Flowers, '98**, spoke at the Richard Allen Cultural Center and Museum's Second Semi-Formal Youth Banquet. He is the founder of Higher M-Pact, which assists high-risk urban youth in Kansas City, Mo.

**Mark A. Grider, '98**, is vice president of the Public Sector Market Group – Program Integrity Coordination for United Health Group in Minnetonka, Minn. Previously he served as assistant U.S. attorney in Washington, D.C.

**Stephen C. Pratte, '99**, practices with Brady & Crane in Fulton, Mo. Previously he practiced with Mid-Missouri Legal Services in Columbia.

## 00s

**Richelle L. Christensen, '00**, was appointed by Gov. Jeremiah W. "Jay" Nixon, '81, as Camden County (Mo.) associate circuit judge. Previously she served as assistant prosecuting attorney of Camden County and as prosecuting attorney of Maries County, Mo.

**Amy J. Lorenz-Moser, '00**, received the Excellence Award from Saint Louis University School of Law for her pro bono work. She is a partner at Armstrong Teasdale in St. Louis.

**Melinda J. Maune, '00**, is an associate at Martin, Leigh, Laws & Fritzen in Kansas City, Mo. She concentrates her practice on creditors' rights with an emphasis in bankruptcy practice.

**Lindsay E. Cohen, '01**, is counsel at Bryan Cave in St. Louis. She is a member of the Intellectual Property Client Service Group and concentrates her practice on trademark law, including all aspects of the development and protection of copyrights, trademarks, service marks and trade dress.

**Amanda Pennington Ketchum, '01**, received the 2010 Young Lawyer of the Year Award from the Kansas City Metropolitan Bar Association. This award recognizes excellence in public service, professionalism and legal accomplishments. Ketchum practices with Dysart Taylor Lay Cotter & McMonigle in Kansas City, Mo., where she concentrates her practice on personal injury and employment litigation.

**Rebecca Henry Sellers, '01**, moved back to Missouri with husband, Eric, and two children: Mary (4) and Luke (1).



**Julie F. Oswald Bautista, '02**, announces the birth of twin sons, Benjamin Daniel and Nicolas James Bautista, on Jan. 20.



**Kathleen Schlef Hamilton, '02**, is an associate at Hepler Broom in St. Louis. She concentrates her practice in insurance defense and litigation.

**Galen R. Mason, '02**, practices with Foley & Lardner in Chicago. Previously he practiced with Jenner & Block in Chicago.

**Garrett S. Taylor, '02**, is a shareholder in Van Matre, Harrison, Hollis, Pitzer, & Taylor in Columbia. He joined the firm in 2003 and concentrates his practice on civil litigation, real estate and general corporate and business law.

**D'Onica N. Hodgkin, '03**, and Jabulani S. Leffall announce their engagement. Hodgkin is a trial team leader in the Family Support Division of the Jackson County Prosecutor's Office in Kansas City, Mo.

**Jason A. Paulsmeyer, '03**, has joined The Public School and Education Employee Retirement Systems of Missouri (PSRS/PEERS) as staff attorney. PSRS/PEERS provides service retirement, disability and survivor benefits for more than 130,000 active members and more than 63,000 retired Missouri public school teachers, school employees and their families. Previously Paulsmeyer practiced with Andereck, Evans, Widger, Johnson & Lewis in Jefferson City, Mo.

**Kimberly J. Shields, '03**, is a government consultant for Lexis Nexis, serving state, local and federal government customers in Missouri, Tennessee, North Carolina and Kentucky.

**Reno R. Cova III, '04**, is an associate with Hawkins, Parnell, Thackston & Young in St. Louis.

**Joy N. Jackson, '04**, is a partner at Faber & Brand in Columbia.

**Ryan E. Murphy, '04**, opened The Ryan E. Murphy Law Firm in Springfield, Mo.

**JR Swanegan, '04**, was presented with the Booker T. Washington Advisor of the Year Award by the MU NAACP (National Association for the Advancement of Colored People) college chapter. Swanegan is director of diversity and outreach initiatives for the MU College of Engineering and works with the National Society of Black Engineers to plan events and trips.



**Ryan G. Vacca, '04**, is an assistant professor of law at the University of Akron School of Law. Previously he served as a visiting professor at the University of Denver Sturm College of Law. On April 11, Vacca and his wife welcomed a son, Graham Finley Vacca.

**Christopher J. Wynes, '04**, was appointed by Gov. Jeremiah W. "Jay" Nixon, '81, as prosecuting attorney of Pemiscot County, Mo. Previously he served as an assistant prosecutor for Pemiscot County.

**Christopher R. Pieper, '05**, is acting general counsel at the Missouri Department of Economic Development in Jefferson City, Mo. Previously he served as legislative liaison for the Missouri Department of Natural Resources.



**John C. Ayres, '06**, is counsel in the Corporate and Securities Group of Amgen Inc., a biotechnology company based in Thousand Oaks, Calif. Previously Ayres was an associate with Latham & Watkins in Chicago.

**Jacob G. Jackson, '06**, is co-owner and general counsel of The Apothecary Shoppe, Inc.; co-owner and senior consultant of CPCS Consulting; and partner of Jackson & Jackson in Tulsa, Okla.

## About Alumni Notes

(from the editor)

Due to ongoing budgetary concerns, the size of *Transcript* has been reduced. We know that Alumni Notes is a popular and important part of the magazine. As such, we want to include as much information as possible.

We also know that our many, many accomplished alumni are frequently listed in publications such as *The Best Lawyers in America* and *Missouri and Kansas Super Lawyers*. While we would like to recognize each of these alumni individually, we do not have space to do so at this time due to the volume of alumni listed in such publications.

We encourage you to continue submissions of your professional and personal accomplishments to us for the magazine.

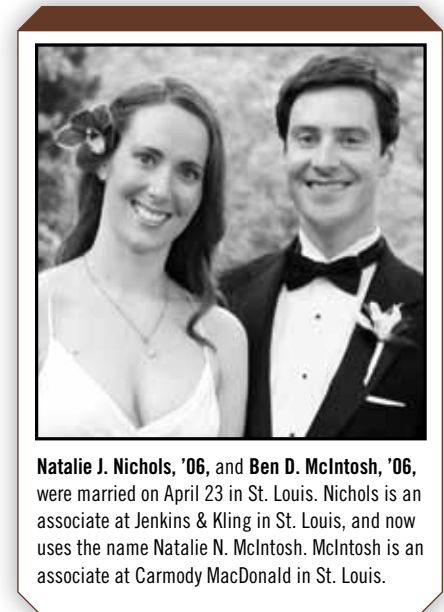
### Alumni Notes

#### Transcript

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➤ law.missouri.edu/alumni/update-form



**Natalie J. Nichols, '06**, and **Ben D. McIntosh, '06**, were married on April 23 in St. Louis. Nichols is an associate at Jenkins & Kling in St. Louis, and now uses the name Natalie N. McIntosh. McIntosh is an associate at Carmody MacDonald in St. Louis.

**Kathryn N. Nolen Proffitt, '06**, is the director of legal services of Jackson County CASA in Kansas City, Mo. CASA (Court Appointed Special Advocates) is a non-profit organization that trains and supports volunteers in representing the best interests of children in family court. Proffitt has been a staff attorney with CASA since 2008. Previously she clerked for the Hon. **Peggy Stevens McGraw, '76**, of the 16th Judicial Circuit of Missouri.

**R. Adam Vickery, '06**, is senior corporate counsel at Savvis in St. Louis. Previously he practiced with Bryan Cave.

**James J. Eufinger, '07**, is an associate at Faber & Brand in Columbia.

**Jason P. Gubbins, '07**, is an associate at Faber & Brand in Columbia.

**Craig M. Cooper, '08**, is an associate at Faber & Brand in Columbia.

**Paul M. Gantner, '08**, completed The Elder-Centered Law Practice - Life Care Planning for the Elderly, a workshop that equips attorneys to offer Life Care Planning services, an innovative approach to elder law that helps families respond to the wide variety of challenges created by the long-term illness or disability of an elderly loved one. Gantner practices with Purcell & Amen in St. Louis.

**Ryan C. Westhoff, '08**, joined the litigation and surety department of Levy and Craig in Kansas City, Mo. Previously he practiced with Allmayer & Associates.

**Tana Sanchez Benner, '09**, is an associate at Knight & Salladay in Columbia. She concentrates her practice on family law.



**Miranda J. Fleschert, '09**, is the Jack Nelson Legal Fellow at the Reporters Committee for Freedom of the Press in the Washington, D.C., area. In February, Fleschert and her husband Ben welcomed a son, Bennett Grant.



**Elizabeth A. Haden, '09**, practices with Bryan Cave in Kansas City, Mo., in the firm's Bankruptcy, Restructuring & Creditors' Rights Client Service Group. In May, she obtained her LLM degree in tax from Boston University.

**Jobeth A. Lynch, '09**, is an associate at Harlan, Harlan & Still in Columbia.

**William E. Marcantel, '09**, is the deputy staff judge advocate at the Marine Corps Base Camp in Lejeune, N.C.

**David M. Zugelter, '09**, is an assistant attorney general for the State of Missouri in Jefferson City, Mo.

## LLM

**Salvador S. Panga, LLM '01**, was engaged by the Asian Development Bank as its alternative dispute resolution consultant for the Philippine justice sector. He also serves as secretary-general of the Philippines' commercial arbitration center.

**Cynthia J. Alkon, LLM '02**, joined the Texas Wesleyan School of Law faculty as an associate professor of law.

**Lynn Dillard Malley, '84, LLM '03**, presented a day-long symposium to the staff of Hunter College in New York City about the cross-cultural transition issues facing service members as they return to the civilian higher education setting.

**Pamela Faith Muduwa, LLM '04**, is working at the United Nations with the Legal and Judicial System Support Division of the Mission in Liberia.

**Gil Marvel Tabucanon, LLM '06**, published *Mediation Manual for Barangay and Lupon Officials: A Guide on How to Become a More Effective Mediator*. He is dean of the Western Leyte College of Ormoc City School of Law in the Philippines.

**LoValerie Mullins, LLM '07**, published "Employees Losing Power, Losing Jobs: Making the Case for Mediating Power in the Era of Buy-Ins and Bailouts," in 10 *Pep-Perdine Dispute Resolution Law Journal* 523 (2010).

**Daxton R. "Chip" Stewart, LLM '07**, published "Designing a Public Access Ombuds Office: A Case Study of Virginia's Freedom of Information Advisory Council," in 9 *Appalachian Law Journal* 217 (2010). Stewart is on the faculty of the Schieffer School of Journalism at Texas Christian University.

**John T. Blankenship, LLM '08**, published "The Vitality of the Opening Statement in Mediation: A Jumping-Off Point to Consider the Process of Mediation," in 9 *Appalachian Law Journal* 165 (2010). He practices with Blankenship, Blankenship & Hagan in Murfreesboro, Tenn.

**Andrew Gange, LLM '09**, works in the civil, family and domestic alternative dispute resolution program at the Baltimore County Circuit Court.

**Michael Moroni, LLM '09**, published "The Missouri Workers Compensation Legal Advisor System: Can It Be Resurrected Under the New Law?" in the *SIU Law Journal*.

## 2010 Women's Justice Awards

MISSOURI LAWYERS MEDIA

Missouri Lawyers Media presents the Women's Justice Awards annually to Missouri women "who have demonstrated leadership, integrity, service, sacrifice and accomplishment in improving the quality of justice and furthering the highest ideas of the legal profession." This year's awards were presented on April 22 and recognized five School of Law alumnae, including the Woman of the Year.

### WOMEN'S JUSTICE AWARDS WOMAN OF THE YEAR

Recognizes a woman whose fulfillment of the Women's Justice Awards ideals truly stands out in making an extraordinary difference in improving the quality of justice or exemplifying the highest ideals of the legal profession.

**Ann K. Covington, '77**

### TRIAL PRACTITIONER AWARD

Awarded to women trial practitioners who fulfill the above ideals in improving the quality of justice or contributing to the betterment of the profession.

**Stacie Calhoun Bilyeu, '93**

### LEGAL SCHOLAR AWARD

Awarded to women faculty members or administrators at area law schools who fulfill the above ideals through their own work with the justice system, through their research or scholarship, or through teaching and inspiring others.

**Carol J. Miller, '78**

### PUBLIC OFFICIAL AWARD

Awarded to women judges and other public officials whose public service fulfills the above ideals in improving the quality of justice.

**Mary E. Nelson, '81**

### PUBLIC SERVICE PRACTITIONER AWARD

Awarded to women government and non-profit lawyers who improve the quality of justice or contribute to the betterment of the profession.

**Mavis T. Thompson, '90**



## FACULTY NOTES



**David M. English** was appointed co-chair of the Diversity Committee of the American Bar Association (ABA) Section of Real Property Trust and Estate Law and spoke at the ABA

Annual Meeting in August on the challenges in recruiting diverse attorneys.

English made numerous presentations this year to a variety of audiences. In February, he spoke on recent developments in special needs trusts to the National Academy of Elder Law Attorneys. In April, he spoke on the Civil Rights Tax Relief Act to a group of ABA leaders assembled in Washington, D.C., for the Annual ABA Day.

In June, he spoke on Indian Probate Code reform at the Indian Sovereignty Symposium and to the Department of Interior in Washington, D.C. In June and July, he spoke on recent case law under the Uniform Trust Code to the American College of Trust and Estate Counsel, and at the ALI-ABA (American Law Institute-American Bar Association) program "Representing Trust and Estate Beneficiaries and Fiduciaries." In July, his topic was the Uniform Adult Guardianship Jurisdiction Act at the Midwest/Midsouth Estate Planning Institute.

A new edition of English's co-authored book, *Wills, Trusts and Estates*, has been published by West Publishing.



**Randy J. Diamond** was promoted to professor of legal research and continues serving as director of library and technology resources.

Diamond was a panelist at a workshop at the American Association of Law Libraries Annual Meeting in July. The workshop, "From Novice to Knowledgeable: Newer Directors Tell What They Had to Learn," addressed budget management, change management, personnel management, project management, collection development, and balancing administrative and faculty duties.

## MU School of Law Upcoming Events

For the most current listing of events [law.missouri.edu/calendar](http://law.missouri.edu/calendar)  
 CLE programming or registration [law.missouri.edu/cle/general/upcoming](http://law.missouri.edu/cle/general/upcoming)  
 Alumni events [law.missouri.edu/alumni](http://law.missouri.edu/alumni)

### September 15, 2010

#### Dean's Tour Reception in Osage Beach

*Hosted by Curran & Sickal at the firm's office*  
 3750 Highway 54, Suite 100  
 5:30–7 pm

For more information call: 573-882-4374

### September 21, 2010

#### Order of the Coif Distinguished Lecture

"Why Brown v. Board was a Hard Case: The Justices' Internal Deliberations"  
 Professor Michael Klarman, Harvard University  
 Room 7, John K. Hulston Hall  
 7 pm

For more information call: 573-882-3247

### September 23, 2010

#### Dean's Tour Reception in Chicago

*Hosted by Professor Thom Lambert and Pete Kingma at their home*  
 3800 Lake Shore Drive, Unit 5C  
 5:30–8 pm

For more information call: 573-882-4374

### October 1, 2010

#### Annual Alumni Luncheon

*in conjunction with The Missouri Bar Annual Meeting*  
 Clinton Club at Mizzou Arena  
 on the MU campus  
 12:15 pm

For more information call: 573-882-4374

### October 12, 2010

#### Dean's Tour Breakfast in Sikeston

*Hosted by Burns, Taylor, Heckemeyer & Green*  
 Susie's Bake Shoppe and Restaurant  
 112 East Center Street  
 7–8 am

For more information call: 573-882-4374

### October 12, 2010

#### Dean's Tour Reception in Cape Girardeau

*Hosted by The Limbaugh Firm*  
 Cape Girardeau Country Club  
 250 Country Club Drive  
 5:30–7:30 pm

For more information call: 573-882-4374

### October 13, 2010

#### Dean's Tour Luncheon in Poplar Bluff

*Hosted by Scott, Kidwell & Scott*  
 Tio's Restaurant  
 1135 Herschel Bess Boulevard  
 11:30 am–1 pm

For more information call: 573-882-4374

### October 15, 2010

#### 2010 Journal of Dispute Resolution Symposium

"ADR and the Rule of Law"  
 Courtroom, John K. Hulston Hall  
 8:15 am–3 pm

For more information call: 573-882-5969

### October 20, 2010

#### Dean's Tour Reception in Springfield

*Hosted by Carnahan, Evans, Cantwell & Brown, P.C., at the firm's office*  
 2805 South Ingram Mill Road  
 5:30–7 pm

For more information call: 573-882-4374

### October 27, 2010

#### Dean's Tour Reception in St. Louis

*Hosted by Linda S. Legg at her home*  
 10618 Ballantrae Drive  
 6–8 pm

For more information call: 573-882-4374

### November 17, 2010

#### Dean's Tour Reception in Kansas City

*Hosted by Shook, Hardy & Bacon at the firm's office*  
 2555 Grand Blvd.  
 5:30–7:30 pm

For more information call: 573-882-4374

### February 25, 2011

#### 2011 Law Review Symposium

"The Patent Jurisprudence of the Court of Appeals for the Federal Circuit under Chief Judge Paul Michel"  
 John K. Hulston Hall  
 Time TBA

For more information call: 573-882-6381

### March 21, 2011

#### Dean's Tour Reception in Washington, D.C.

The Hay-Adams  
 Sixteenth & H Streets, NW  
 5–7 pm

FOR MORE INFORMATION CALL: 573-882-4374

**John M. "Jack" Kilroy, '42**, of Kansas City, Mo., died July 9, at age 92. After he graduated from law school, Kilroy joined the U.S. Army as a private, rising to the rank of captain. When he returned, he began practicing law and did so in Kansas City for more than 40 years. He was one of the founders and eventual chairman of Shughart, Thomson & Kilroy, which is now Polsinelli Shughart, one of the largest firms in the Midwest. Kilroy was a fellow of the American College of Trial Lawyers and was a member of the International Society of Barristers, International Association of Defense Counsel and American College of Legal Medicine. He was an avid tennis player.

**Cecil Claude "C.C." Orear Jr., '42**, of Marshall, Mo., died May 6, at age 92. He served in the U.S. Army during World War II. Orear was admitted to The Missouri Bar in 1942 and was designated as senior counselor in 1992 in recognition of his 50-year career. In 1980, Orear returned home to Marshall to manage family-owned farms and properties.

**Charles D. Ferm Sr., '51**, of Kansas City, Mo., died Jan. 19, at age 82. Ferm came to the School of Law after being honorably discharged from the army. He had a wide array of specialties, but he focused on estate planning and administration. He received the title of senior counselor from The Missouri Bar recognizing his 50-year career.

**W. Bruce Saxe, '54**, of Newburgh, Ind., died March 10, at age 82. Saxe served in the U.S. Army, attending Army Officer School and completing his training as a second lieutenant. He then earned his undergraduate and law degrees from MU. Following graduation from law school, he worked for the firm of Donovan McCarty in Olney, Ind., was elected state's attorney for Edwards County, Ind., and was elected circuit judge for the Second Judicial District, Edwards County, a position he held from 1966 to 1984. Saxe was an avid sports fan, involved in many civic clubs in Albion, Ind., raised raced horses and enjoyed reading.

**Robert L. Coleman, '59**, of Lee's Summit, Mo., died Aug. 24, 2009, at age 80. Coleman completed his degree in music education at Drake University before attending law school. He taught music

for several years in Iowa schools. Later, he served in the legal department of Gas Service Company and then H & R Block, from which he retired in 1994.

**Thomas L. Patten, '69**, of Washington, D.C., died June 19, at age 64. After law school, he served as a captain in the U.S. Army from 1970 to 1972 in the Judge Advocate General Corps. Following military service, he was an assistant attorney general for the State of Missouri. In 1981, he joined Latham & Watkins in Washington, D.C., specializing in white-collar crime defense and the negotiation of contracts with the federal government. He retired as a partner in 2005. Patten was a fellow of the American College of Trial Lawyers.

**Philip D. Clark, '72**, of San Antonio, Texas, died May 25, at age 65. After receiving his law degree, he started his legal career at Houston, Thornton, Summers and Clark Law Firm in San Antonio. At age 50, Clark retired, traveling extensively and wakeboarding on the Guadalupe River.

**Jack A. Bennett, '81**, of Camdenton, Mo., died March 2, at age 63. After graduation from law school, he served as prosecuting attorney for Camden County, Mo., for seven years. In his spare time, Bennett enjoyed hunting, fishing, golfing, kayaking and climbing the mountains of Colorado and Arizona with his family and friends. He served as an associate circuit court judge from 1990 to 2010.

**Susan J. Decker, '85**, of Columbia, died March 12, at age 57. She had a private practice in Hilo, Hawaii, for nearly 10 years and later practiced family law in Columbia. She was a writer, completing a novel and several short stories, which remain unpublished. She was a member of the Columbia Writers Guild, Columbia Kiwanis Club, First Presbyterian Church, Rock and Lapidary Club of Columbia and Columbian Chapter of the Daughters of the American Revolution.

**Carol M. Tomaszczuk, '85**, of Arlington, Va., died on Nov. 22, 2009, at age 51. While earning her undergraduate degree, Tomaszczuk was the president of Delta Gamma sorority. She was active with the Arlington Schools PTA and the National

Capital Region Girl Scouts. She worked most recently at Freddie Mac.

## Friends

**Mary Ellen Farris**, of Santa Ana, Calif., died March 17, at age 76. She was the wife of **William E. Farris, '56**.

**Arla Mae Kolasch**, of Oakton, Va., died May 23, at age 68. She was the wife of **Joseph A. Kolasch, '60**.

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When you graduated from the University of Missouri School of Law, you joined an impressive and accomplished group of alumni. We are your alumni office and **we are proud to keep you informed and connected** to the School of Law. Please help us do that by visiting our website – [law.missouri.edu/alumni/update-form](http://law.missouri.edu/alumni/update-form) – and providing your most current contact information. At the bottom of the web form is a place where you can enter notes for the alumni magazine, *Transcript*, to **let your classmates and other alumni know what you're up to.**



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**100% Participation**

**50% Participation**

# Four Firms Successfully Complete the Law Firm Challenge at 100%

Four law firms scored touchdowns in the Law Firm Challenge — all MU Law graduates in their firms have given to the School of Law during the fiscal year ending June 30.

**Break the Line Follow Down the Field**

Will your firm head to a bowl game like these firms? Bring each eligible receiver in your firm onto the gridiron by June 30, 2011, and join the list of firms who have reached 100 percent participation to benefit the School of Law.

- \* Any law firm with at least five MU Law alumni is invited to suit up. At least one coach is needed, to encourage colleagues to make gifts to the School of Law each year.
- \* All gifts, regardless of the law school fund designation, will count toward the firm's score.
- \* Participating firms will be recognized in the fall 2011 issue of *Transcript*, where those reaching 50, 75 and 100 percent participation will be listed. Please contact us, though, if you plan to attempt a 4th down so we may assist in calculating alumni giving in your firm.



**CONTACT INFORMATION**  
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