

Oregon Lawyer

UPDATE

WINTER/SPRING
2006

UNIVERSITY OF OREGON
SCHOOL OF LAW

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Oregon Lawyer

U P D A T E

WINTER/SPRING 2006



Joan Malmud addresses her legal research and writing class.

Legal Research and Writing

NOT YOUR FATHER'S LRW PROGRAM

It was the day after Martin Luther King Jr.'s birthday, and Legal Research and Writing professor **Kate Weatherly** decided to go over King's "Letter from a Birmingham Jail" — using the rules of classical rhetoric — to analyze a real life example of powerful persuasive advocacy.

Weatherly, who wrote about her teaching techniques last August in *Second Draft*, the bulletin of the Legal Writing Institute, said, "King's letter is powerful on several levels — it's a wonderful example of the classical introduction to an argument. He establishes goodwill, summarizes his argument, lays the groundwork for an argument whose subject he asserts has been misrepresented, and presents his credentials. Students see later in the semester that they do something similar in an appellate brief."

Not your father's LRW program, is it?

Led by Associate Professor **Suzanne Rowe**, nationally known for her series of books on state-specific legal research, the five Legal Research and Writing Program faculty members boast many years combined experience clerking for state and federal judges, practicing in Wall Street and Oregon firms, and working for public interest organizations.

The school has professionalized writing instruction, Rowe says. "Alumni who graduated before 2000 may be surprised to hear about how much personal contact today's students have with their writing teachers, how committed the LRW faculty is to the field of legal research and writing, and how comparatively small the classes are."

In 2000, Rowe said, students were saying "LRW is intense and difficult and we hate it. In 2005, they're saying LRW is intense and difficult and invaluable — give us more credits! There's been a shift."

The shift is the visible sign of a 25-year program transformation that began with Associate Professor Emerita **Mary Lawrence**. Rowe, Weatherly, and their colleagues **Rebekah Hanley**, **Joan Malmud**,

and **Natalie Scott** teach classes half the size of those in the 1980s. In addition, law librarians come to class and teach online research and tutors offer students even more personal help.

So how is all of this working? One remarkable turnaround story is 2L **Karl Kaufman's**. "I came to law school with a degree in studio art and no writing experience," he said. His first semester was frustrating and his grades showed it.

He credits his turnaround to Joan Malmud's summer intensive writing course — a high-octane exercise for a dozen or so students. "It was a godsend," Kaufman said.

"My professor took the time to understand my learning style, I learned the theory behind a writing technique instead of memorizing guidelines, I was in a small class of dedicated students, and I did a lot of hard work," Kaufman said.

It worked. He made law review.

"We have such terrific teachers," Rowe said, "and we are trying to keep them longer. Two are in their fifth year of teaching and several hope for careers in legal research and writing. This will be big news to alumni who might have had a newbie teacher with a short-term attitude."

Her five-year plan includes second and third year course offerings, in addition to the summer intensive writing course. And it includes closer relationships with practicing attorneys as well.

Feedback on UO law students on the job is "uniformly positive," said Malmud. "After the first year, students work during the summer drafting briefs and motions, and the lawyers and judges they work for think they are fantastic. The students come back to school with great confidence — they realize 'Hey, I am an attorney!'"



Rebekah Hanley (top) and Natalie Scott



Kate Weatherly meets with LRW tutor Arm Plangtrakul.



Program Director Suzanne Rowe instructs Natalie Duke and Katie Kunimoto in library research.

Full Story

www.law.uoregon.edu/news



Laird Kirkpatrick

OUTREACH TO GREATER COMMUNITIES, FACULTY GROWTH, AND ENHANCED REPUTATION MARK HIS TENURE AS DEAN, UO PRESIDENT SAYS

After three and a half years as dean, **Laird Kirkpatrick** left the rainy Willamette Valley last December for the Foggy Bottom district of Washington, D.C., where he is spending the next year teaching evidence and a seminar on psychology and law at George Washington University School of Law.

"I am enjoying my promotion back to the faculty and am delighted to be in the classroom again," Kirkpatrick said.

He also will work on another edition of his five-volume treatise on federal

evidence law, which is often cited by federal courts — and by the United States Supreme Court as recently as November. He leaves the law school in excellent shape.

"Laird is one of our own whose tenure as dean has been marked by outreach to larger communities, faculty growth and development, and a greatly enhanced reputation for the UO School of Law," said University President **Dave Frohnmayer**.

"His national reputation as a scholar and a teacher has added luster to the school. "

In his years as dean, Kirkpatrick has overseen six new faculty appointments, doubled the amount of scholarships for entering students, made seven new appointments to endowed professorships and fellowships, and used the dean's fund of unrestricted gifts strategically for new initiatives, such as the Loan Repayment Assistance Program. He created new programs in Portland and in public interest



and public service, and strengthened our other three centers of excellence in dispute resolution, business, and environmental law.

Learn more

about Kirkpatrick's accomplishments plus comments by those who worked with him. www.law.uoregon.edu/news/article.php?show=171



INTERIM DEAN MARGIE PARIS

will lead the law school until a new permanent dean takes office. She joined the law faculty in 1992 and most recently served as associate dean for academic affairs. Paris teaches criminal law, criminal procedure, and appellate advocacy.

In private life, she is an active birder who makes sure the law school is notified each spring and fall when migratory Vaux swifts roost by the thousands in the nearby Agate Hall chimney.

DEAN'S ADVISORY COUNCIL

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Rohn Roberts '79
Partner, Arnold, Gallagher, Saydack, Percell, Roberts & Potter
Eugene, Oregon

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Indian Law Grant

GRANDE RONDE CHALLENGE GIFT KICKS OFF FUNDRAISING FOR OREGON TRIBES PROFESSORSHIP

The clock is running — in October, the law school received an outright gift of \$100,000 from the Spirit Mountain Community Fund plus a chance to earn two dollars for every three dollars raised by the law school over the next year towards the Oregon Tribes Professorship.

“This is a marvelous gift and an inspiration to go further — we have one year to raise \$300,000 to match the \$200,000 offered by Spirit Mountain,” said Assistant Dean Matt Roberts, the law school’s major gifts officer. “We will be reaching out to the other tribes, law firms and school supporters. It will be a lot easier with such a large lead gift in hand.”

The fund, the charitable arm of The Confederated Tribes of Grand Ronde, has given over \$30 million to non-profit organizations since it was founded in 1997. The tribe donates six percent from the profits of Spirit Mountain Casino to the fund. It is the eighth largest grant maker in Oregon.

The Oregon Tribes professorship will cap the law school’s significant offerings in Indian law and highlight the position of Indian law in the legal community.

Law professor and former dean **Rennard Strickland**, who is from an Osage-Cherokee family, wrote one of the letters supporting the grant application to the grantors. He introduced Indian law into the national university curriculum and is a leader in the renaissance of American Indian culture.

“High quality legal education on Native topics is important not

only for tribal peoples but for non-Indians who make decisions about important issues in the Indian community,” he said, “I see the role of the Oregon Tribes Professor as being out beyond the ivory tower and working on key issues with Oregon’s Native people.”

Once the challenge is met, the \$600,000 endowment will fund a legal scholar and teacher who has contributed significantly to Indian law and will encourage stronger ties with Oregon and Pacific Northwest tribes. It will strengthen the law school’s efforts to attract and retain more faculty members who work with Native issues and attract more Indian law students as well.

A number of alumni and other supporters formed an ad hoc advisory committee to help prepare the grant and write letters of support: **Howie Arnett '77**, Warm Springs tribal attorney, **Vernon Peterson '78**, who practices in the area of federal Indian law, **Dan Hester '81**, Umatilla tribal attorney **Craig Dorsay '79**, Samish and Siletz tribal attorney and expert on the Indian Child Welfare Act, and **Olney Patt Jr.** of the Columbia River Inter-Tribal Fish Commission. Spirit Mountain Fund board chair **Kris Olson** and member **Richard Bottieri** helped the rest of the board

understand the importance of legal education and scholarship to the Indian community. Olson is a former U.S. attorney and Bottieri is a retired Portland attorney who is working on a UO master’s degree in legal history.



SPIRIT MOUNTAIN
COMMUNITY FUND

Indian Law Resources at Oregon

Programs

ENR Center

Native Environmental Sovereignty Project

Wayne Morse Center 2005-7 Theme of Inquiry:

Indigenous Peoples: National Policy and International Human Rights.

Faculty

Mary Christina Wood

Professor and Dean's Distinguished Faculty Fellow

National expert on Federal Indian Trust law, tribal natural resources law, and treaty rights.

Rennard Strickland

Philip H. Knight Professor of Law (Osage-Cherokee)

Introduced Indian law into the national university curriculum.

Author of 40 books on Indian law, history and art.

Many Nations Longhouse



Wilma Mankiller

2005-6 Morse Professor

First woman chief of the Cherokee Nation

W. Richard West, Jr.

2006-7 Morse Professor

Founding director of the National Museum of the American Indian

Books

Cohen Handbook of Federal Indian Law

Two editors of this bible of Indian law were UO law faculty. It was edited at the law school.

To An Unknown God: Religious Freedom on Trial

UO law professor Garrett Epps wrote this prize-winning book on First Amendment freedom and Native religious practice.

Externships

Umatilla Tribe, Native American Rights Fund, Columbia River Inter-Tribal Fish Commission and others.

Conferences

Tribal Water Advocacy Conference

Cosponsored by ENR 2004, 2005, 2006

Environmental Justice conference

“Native Sacred Sites: Chief Joseph and the Preservation of the Wallowas.”

April 2005

Sovereignty and Native Education

October 2005

Women in Tribal and Community Leadership

November 2005



UO Museum of Natural and Cultural History

Intersections of Native American Culture, Politics and Law

February 2006

Public Interest Environmental Law Conference

Native perspectives and issues featured every year.

March 2006

From the Warrior Viewpoint: The next Generation of Indian Law

April 2006

Places

Many Nations Longhouse

The nine federally recognized tribes of Oregon hosted its opening in 2005.

UO Museum of Natural and Cultural History

Research and exhibits on 15,000 years of Northwest cultural history.

(Both are directly behind the Knight Law Center)

Classes

American Indian policy

Federal Indian Law

Property Law

Wildlife Law

Groups

Native American Law Students Association

Sponsored Navajo Supreme Court visit.

Public Interest/Public Service program

Sponsored Umatilla Tribal Court visit.

Minding the Gap

LRAP AIMS TO EASE GAP BETWEEN PUBLIC SERVICE SALARIES AND HIGH STUDENT DEBT

Law student debt doubled in the past ten years and the average law school graduate leaves school owing \$61,000. Meanwhile, the salary gap between new lawyers working in private firms and those working for public agencies or nonprofits such as Legal Aid is steadily increasing as well.

Who can afford to help the little guy?

The news may be getting better. Thanks to the generosity of our alumni, over \$300,000 has been raised to endow the Loan Repayment Assistance Program for graduates who work as public defenders, legal aid attorneys, prosecutors, children's advocates, and in other modestly-paid public interest jobs.

The recipients of the first two \$4,000 awards are Coos Bay public defender **Stacey Kay Lowe '03** and **Laura Sadowski '05**, who clerks for Judge Kip Leonard at Lane County Juvenile Court and hopes to continue a legal career helping children.

The awards were announced at a gala champagne reception at the law school



THANK YOU, LRAP DONORS! A new sculpture of a tree branch honors Loan Repayment Assistance Program donors with a leaf. LRAP organizers, donors and well wishers gather in front of it at the November 4 celebration.

last November 4. A sculpture by Sheridan artist Walt Mendenhall was unveiled honoring major donor **Jackie Romm '81** and other contributors — including the Hon. **David Brewer '77, Christy Cox '03, Deirdre Dawson '86, Richard Roseta '72, Caroline Forell, Gary '70 and Anne Marie Galton, Laird Kirkpatrick '68, Law School**

Alumni Association, The Hon. Albert Radcliffe '72, Suzanne Rowe, and Tom (Stine) Peters '05 (The Thanksgiving Foundation).

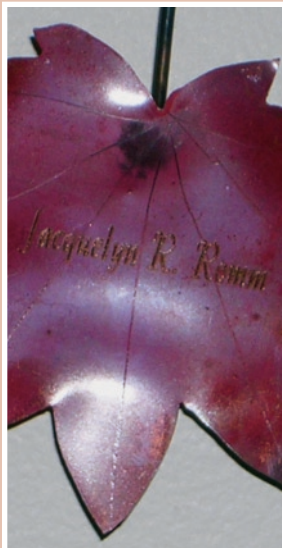
The artwork is on permanent display in the first floor hallway of the Knight Law Center by the main auditorium.

Associate Dean **Jamie Moffitt**, who oversees LRAP, said "The celebration resulted in over \$23,000 in new gifts to LRAP. We had the opportunity to recognize Jackie Romm's family for their generosity to students, and also to honor the initial recipients. A terrific evening!"

Before her death in 2004, Romm decided to create a \$200,000 endowment to make a lasting contribution on behalf of new lawyers, who like her, believe the law must be accessible to everyone.

"Jackie believed that if people don't go into public interest law, we will lose the balance that makes our legal system work," her law partner and friend **Suzanne Chanti '88** said in a Register-Guard article on LRAP. "If we don't all have access to the legal system, the legal system won't work fairly."

For more information
<http://law.uoregon.edu/lrap>



LRAP

We're on our way to our first

\$1 Million

to fund ten annual grants of \$5,000 each.

Support Oregon's public interest lawyers with a small leaf (\$1,000) or a large one (\$5,000)! The students and alumni who worked hard from 2002-5 to create the LRAP program welcome your gifts:

The Hon. Ann Aiken '79	Jona Maukonen '04	Katelyn Randall '02
Matt Donohue '02	Kristen Parcher '04	Aoife Cox Rinaldi '02
Karen Ellis '05	Martha Pellegrino '05	Margie Schroeder '02
Tiffany Harris '02	Sarah Peters '06	Lauren Sommers '06
Lisa Hartrich '02	Mardell Ployhar '06	Kurt Unger '02
Ben Hovland '07		

Give online: <https://supportuo.uofoundation.org/>



Get ready for Commencement 2006!

Oregon Congressman **Earl Blumenauer** will deliver the commencement address at Class of 2006 graduation ceremonies on Sunday, May 14 at 1:00 p.m. in the Silva Concert Hall, Hult Center for the Performing Arts in downtown Eugene. A reception follows at the law school in the Wayne Morse Commons.

Forty books in 40 years... and lots of movies

Rennard Strickland's historic movie posters show Indians through the film industry's eyes. Visit the "Marquee Massacre" exhibit through March 4 at the Jacobs Gallery, Hult Center for the Performing Arts, in Eugene.

Then, on April 14, Strickland will read from his story, "Grandfather was a Good Witch," at the gala celebration honoring the publication of his fortieth book and his fortieth year of teaching. Speakers include Cherokee Nation luminaries **Wilma Mankiller** and **Chad Smith**.

Find out more
www.morsechair.uoregon.edu/strickland.html



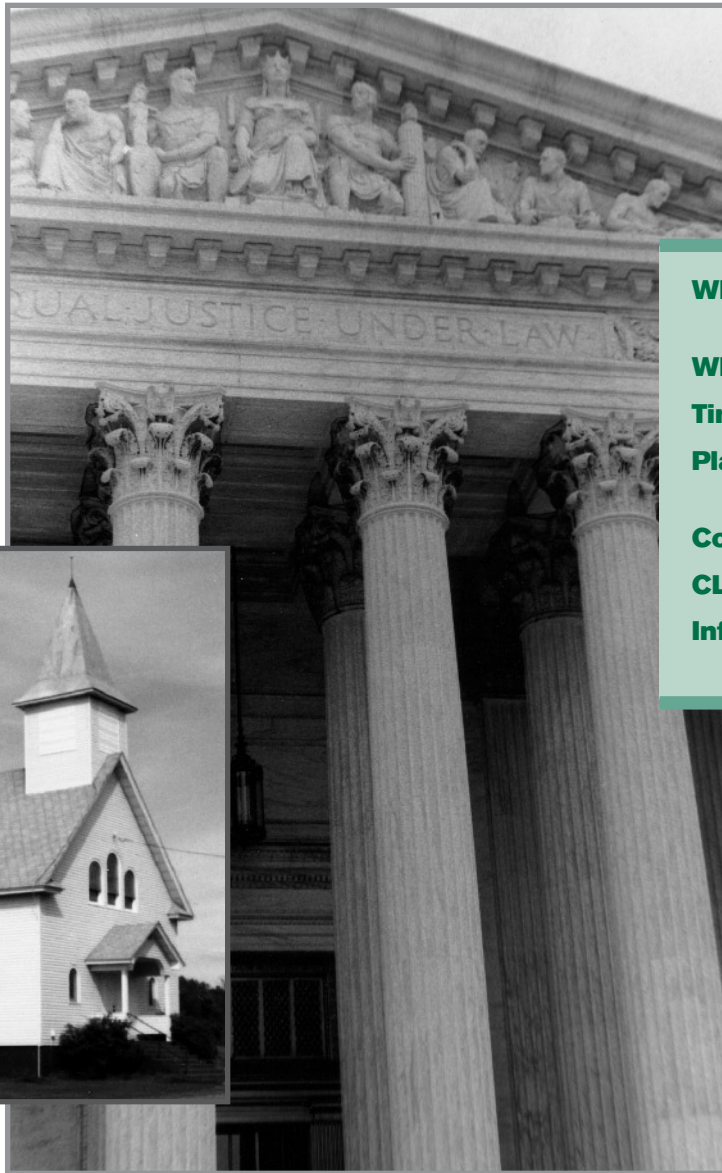
2006 O'CONNELL BENCH AND BAR SYMPOSIUM

Disentangling Church and State: Have the courts done enough?

Legal thinker and national commentator **Erwin Chemerinsky** will keynote a conference for Oregon judges and appellate attorneys on the courts' role in disentangling church and state on Friday, March 24 from 8:30 A.M. until noon at Portland's World Trade Center, 121 SW Salmon.

Named one of the top 20 legal thinkers by *Legal Affairs* magazine in 2005, Chemerinsky is a well-known commentator on the constitution, civil rights, and the burning policy issues of our time. He is an appellate lawyer and professor of law and political science at Duke University.

Other speakers and panelists include Ninth Circuit Court judge and author **John Noonan**, who has written on religious liberty in American law; Oregon Appeals Court Judge **David Schuman**, former state legislator and Portland attorney **Kelly Clark**, Willamette law professor **Steven Green**, the former head of Americans United for the Separation of Church and State, Portland civil rights lawyer **Charles Hinkle**; and Islamic law expert **Clark Lombardi**, University of Washington. Admission is free, but seating is limited. Three CLE credits



are available. For information, call (541) 346-3835 or email dwarren@law.uoregon.edu.

UO law professor **Tom Lininger** will moderate.

The conference is an annual event made possible by the law

What: Conference for Oregon judges and appellate attorneys

When: Friday, March 24

Time: 8:30 A.M.–Noon

Place: Portland World Trade Center auditorium, 232 SW Salmon

Cost: FREE (Space limited)

CLE: 3 credits

Info: dwarren@law.uoregon.edu or (541) 346-3835

school's **Kenneth J. O'Connell Program**. Chief Justice O'Connell served on the Oregon Supreme Court for 19 years and was a law professor at Oregon during the 1930s, 40s and 50s. Admission is free, but seating is limited. Three CLE credits are available. For information, call (541) 346-3835 or email dwarren@law.uoregon.edu.

Find out more

www.law.uoregon.edu/news/article.php?show=179

DOCKET

February

Friday, February 17

CONFERENCE: INTERSECTIONS OF NATIVE AMERICAN CULTURE, POLITICS AND LAW

9:00 A.M.-6:00 P.M., Knight Law Center. (Morse Center) INFO: (541) 346-3700.

Friday, February 24

CLE: MEDIATOR ETHICS — GETTING PAID, BEING SUED, AND KEEPING QUIET

1:00 P.M.-4:30 P.M., Knight Law Center. (Appropriate Dispute Resolution Center) INFO: (541) 346-3042

March

March 2-5

PUBLIC INTEREST ENVIRONMENTAL LAW CONFERENCE

INFO: L-A-W@law.uoregon.edu

Friday, March 10

OREGON SUPREME COURT ORAL ARGUMENTS

Room 175. (Legal Research and Writing Program). INFO: (541) 346-3885

Friday, March 24

PORTLAND: DISENTANGLING CHURCH AND STATE

8:30 A.M.-Noon, Portland World Trade Center. O'Connell Conference with keynoter Erwin Chemerinsky. INFO: (541) 346-3835.

March 24 & 25

EUGENE: PROTECTING CHILDREN'S NEED FOR NURTURANCE

All day, Knight Law Center. National conference. (Oregon Child Advocacy Project) INFO: (541) 346-3835.

April

Thursday April 6

PRO BONO AWARDS CEREMONY

5:00 P.M. -7:00 P.M., Wayne Morse Commons. INFO: jsteckbe@law.uoregon.edu

Friday, April 14

SYMPOSIUM: FROM THE WARRIOR VIEWPOINT: THE NEXT GENERATION OF INDIAN LAW AND POLICY

1:00 P.M.-5:30 P.M., Knight Law Center. (Morse Center) INFO: (541) 346-7000.

Friday, April 14

GALA: HONORING RENNARD STRICKLAND

7:00 P.M., Wayne Morse Commons. INFO: (541) 346-3700

Friday, April 21

PORTLAND: 2006 FROHNMAYER AWARD BANQUET

6:00 P.M., Embassy Suites. Honoring Multnomah Circuit Court Judge Clifford Freeman '76. INFO: colleen@law.uoregon.edu

May

Sunday, May 14

COMMENCEMENT: CLASS OF 2006

1:00 P.M., Hult Center for the Performing Arts. Speaker is Oregon Congressman Earl Blumenauer INFO: (541) 346-1558.



Chief judge and court officials of the Umatilla visit

PIPS brought the court of the Confederated Tribes of the Umatilla to the law school on November 17. Students learned about the court structure, the role of the judge, and what it is like to practice in the tribal court.

Chief Judge **William Johnson** (pictured) spoke, as did Associate Attorney General **Brent Hall**, Judicial Assistant **David Quamepts**, and Public Defender **Renee Caubisens**.

The court tries criminal cases involving Indians on the reservation and violations of treaty hunting and fishing rights by tribal members outside the reservation. The court also has oversight of the civil laws, codes and policies of the Confederated Tribes.

Headquarters of the 500,000-acre Umatilla Indian reservation are in Pendleton, Oregon. It includes the people of the Cayuse, Walla Walla, and Umatilla tribes of Northeastern Oregon and Southeastern Washington.



Former Navajo Nation president talks on Native education

The **Wayne Morse Center for Law and Politics** sponsored a daylong conference on Sovereignty and Native Education on October 20. Keynote speaker **Peterson Zah** spoke on "The Navajo Sovereignty in Education Act of 2005."

Zah (pictured at right) is the former president of the Navajo Nation and now advises Arizona State University's president on American Indian Affairs. The conference covered a number of Indian education issues, including the new generation of Indian-run schools designed to preserve traditional knowledge and provide quality education for tribal youth.



Morse Center's "Indigenous Peoples" theme creates excitement

The **Morse Center** 2005-7 theme of "Indigenous Peoples" has already shown the university and law community the excitement of the Native renaissance.

Modern medicine is reaching back to historical traditional medicines; legal systems are adopting native concepts of mediation and restorative justice; language, music, art, and literature find inspiration from the works and ways of indigenous peoples. Tribes have renewed confidence in their ancient ways and how their values apply to this complex and challenging world.

The message has been delivered by a number of inspiring visitors from all over the U.S. — not least the law school's own Indian law scholar and former dean **Rennard Strickland**, a 2005-6 Resident Fellow, and 2005-6 Morse Professor **Wilma Mankiller**.

Strickland is pictured here with Mankiller, **Peterson Zah** and Morse Center director **Margaret Hallock**.

Wilma Mankiller talks with University President **Dave Frohnmayer** at her public lecture in the Erb Memorial Union on November 9, 2005.





Jury experts Lawrence Riff and Don Corson (above). Tom Dempsey (right)



Tell it to the Jury

Joe Metcalfe, who teaches criminal law and trial practice, brought in alumni experts last September 23 for a wide-ranging discussion on jury selection. The panelists were plaintiff's lawyer **Don Corson '85**, whose Eugene practice emphasizes catastrophic personal injuries; Los Angeles attorney **Tom Dempsey '69**, president of TLPJ, a national trial lawyer's public interest firm, and **Lawrence Riff '82** of Steptoe and Johnson's Los Angeles office, who defends oil and chemical companies in toxic torts cases.

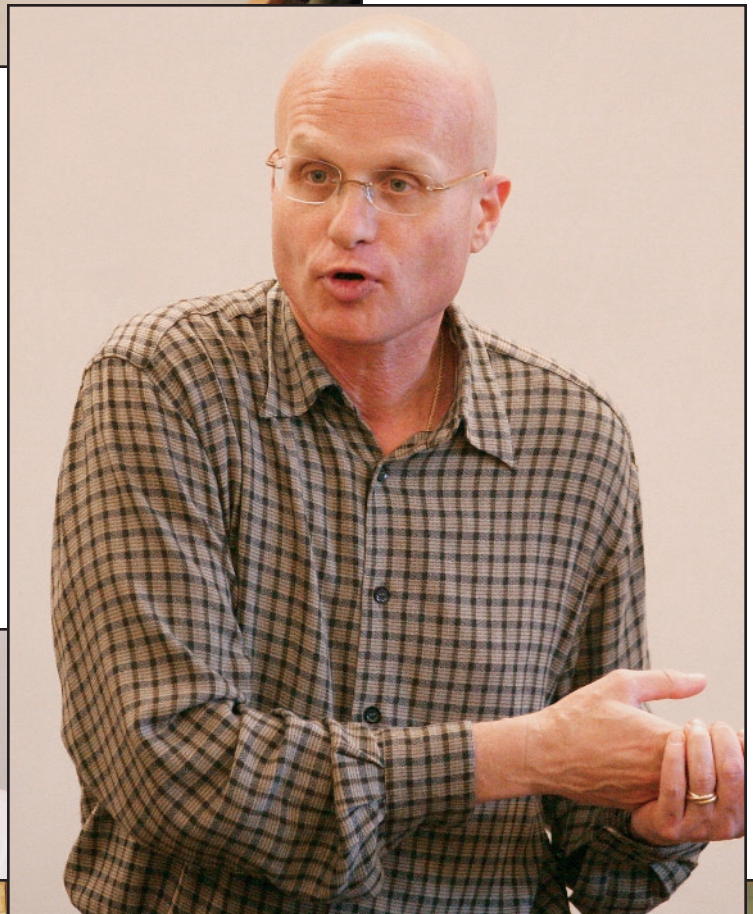
Lectures and Awards: From Felix Cohen to WorldCom

On September 15, two noted legal writers from George Washington University Law School sparked lively discussions on corporate social responsibility and Indian law.

Legal historian **Dalia Tsuk** talked about *Encounters with Pluralism: The Life and Thought of Felix S. Cohen*, her forthcoming biography of the famed legal realist and Indian law scholar. She is pictured below with **Rennard Strickland** and **Carl Bjerre**.

Larry Mitchell (right), author of *Stacked Deck: A Story of Selfishness in America*, which was submitted for the 1998 Pulitzer Prize in general nonfiction, spoke on corporate social responsibility. Mitchell wrote his 2001 book, *Corporate Irresponsibility: America's Newest Export*, before the Enron and WorldCom fiascos.

Tsuk and Mitchell are just two of the visitors hosted by the law faculty's lectures and awards committee each year. Intimate discussions for the university and legal community also include a number of legal theory workshops and the "Thinking Aloud" series on our own faculty works in progress.



Against the Grain: Working for the Public Interest

The lead counsel in a 2004 class action that won new educational guarantees for thousands of California's poorest school children keyed a September 30 symposium sponsored by the **Public Interest/Public Service Program**. In the early 1990s, featured speaker **John Affeldt** assisted in the trial of Panamanian strongman Manuel Noriega. In 2004, he was named attorney of the year by *California Lawyer* magazine. He now heads Public

Advocates, a thirty-five-year-old San Francisco law firm that fights on behalf of the poor and dispossessed. "Against the Grain: Working for the Public Interest," is an annual event, organized by the PIPS student group and faculty director **Tom Lininger**.



PIPS students enjoy the conference.



ALUMNI

In the Thick of It

THE SIERRA CLUB'S MIKE MCCLOSKEY '61

Mike McCloskey did not enjoy law school. The retired Sierra Club's director's story should be an inspiration to all 1Ls who worry about their professional future and wonder whatever possessed them to become lawyers.

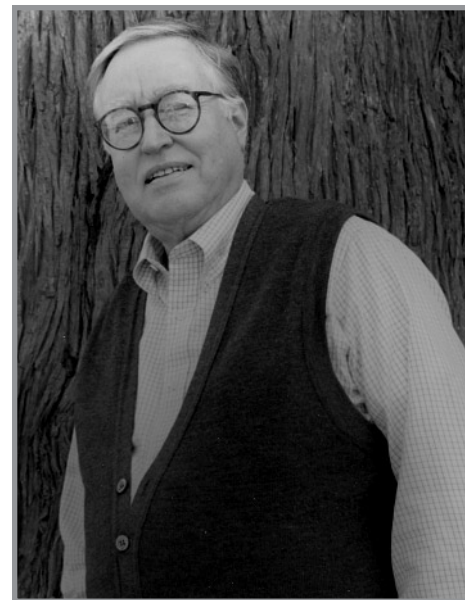
McCloskey visited the law school on January 26 to enjoy dinner with environmental and natural resources law alumni and to sign his new memoir, *In the Thick of It: My Life in the Sierra Club* (Island Press 2005).

In the first chapter, he says, "I wanted to shape the law, not just apply and interpret it. While becoming a politician

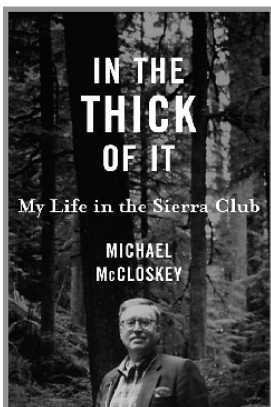
was one way to do that, I could also work for a cause organization... A law degree might help me work for this cause, I concluded, but I didn't need to practice law."

McCloskey went on to become an architect of the modern environmental movement. Right after law school he became the first field organizer for the Sierra Club. Later on, as executive director, he helped it gain 430,000 new members, directed the lobbying for over 100 environmental laws, and was a leader in establishing the National Environmental Policy Act.

In his visit to the school, he said that — practicing lawyer or not — a legal education had proven useful in his career as an advocate. In fact, after spending time



in management, he said "I realized that taxation and the regulation of nonprofit organizations were very, very important and I developed something of a specialty in those areas."

Excerpts from *In the Thick of It: My Life in the Sierra Club***On Eugene in the 1930s and 40s**

Eugene then was a town of only 14,000 people, home to the University of Oregon and to a large lumbering business. The slow rains of mild winters

nourished great stands of forest on the surrounding hills... These old-growth stands of Douglas fir, hemlock, and cedar were among the greatest temperate rain forests that ever existed. More mass of wood was found in the average acre of these forests than in any other in the world... I took the lumber industry for granted, but I also took the old-growth forests as a given. Only slowly did I come to understand that the one spelled the end of the other.

On the UO campus in the 1940s

The campus at the time was a marvelous playground for kids. I watched WPA workers dig trenches for tunnels to hold steam pipes to heat the university. I dug fossils out of the shale of excavations for university building. I spied on ROTC students who were trying to disguise

themselves with camouflage in the nearby woods as World War II began.

On Environmental law at Oregon 1958-61

Today, the University of Oregon Law School is one of the nation's leaders in teaching environmental law. But at that time, the field of environmental law did not yet exist. I took all of the public law courses available, but no course on natural resource law was even offered then. Unguided, I prepared an extended note for the *Oregon Law Review* on the origins and meaning of the Forest Service's Multiple-Use Sustained-Yield Act of 1960, which was well received. I argued that the Forest Service's basic law gave the agency the grounds to preserve the national forests as well as to log them. Oddly enough, the Forest Service took ten years to prepare an answer to my argument. In that article, I also predicted that citizen lawsuits would someday be brought under statutes like that. A decade later, I helped make that prediction come true by initiating pioneering legal cases as a leader of the Sierra Club."

IN MEMORIAM

Robert Beattie Abrams '52 died September 4, 2005 at the age of 80. Most recently living in Portland, he spent most of his legal career in eastern Oregon (Fossil, Heppner and Pendleton), and was a circuit court judge in the 6th Judicial Circuit (Pendleton) for many years, prior to being forced into early retirement by a stroke. Judge Abrams was able to attend his 50th law school reunion in 2002. He is survived by his wife, Marion Morrow Abrams of Portland, a son and four daughters.

Hollis E. Barnes, Sr. '00 died August 11, 2005 in a motor vehicle accident. Prior to his death, Barnes had been with the Klamath County Defender Services and had most recently been in private practice in Klamath Falls. Barnes had served as a lieutenant in the Army during the Vietnam War and continued to work for the military as a civilian. Upon retirement with the rank of major, he decided to attend law school. He is survived by his former wife, LaVerne, and a son.

John Stear Butterfield, Jr. '79 died September 21, 2005 of cancer. Butterfield practiced law in Portland, Oregon for 10 years then returned to his home state of California to work as a tax counsel for the state's Board of Equalization

in the Appeals Section. He is survived by his wife, Diane Wolfe, son John David and daughter Julia.

Edward Clair Harms, Jr. '49 died November 12, 2005 of a heart attack. The law school faculty acknowledged their colleague with the following resolution (adopted November 16, 2005): "Ed Harms was a highly respected and loyal alumnus of the Oregon Law School, and longtime supporter of the Law School's educational program. He gave cordial counsel as an understanding mentor to both faculty and students and regularly taught Local Government Law and frequently participated in seminars. Always cheerfully friendly, Ed Harms was a colleague who gave freely of his time and talents in contributing to public service and the educational efforts of budding young lawyers. The faculty of the Law School greatly appreciates the unheralded service Ed Harms made to the cause of Legal Education in Oregon." Among his other contributions to the community, Harms had served on the Springfield City Council from 1950 to 1952 and as Springfield mayor from 1952 to 1960. He also served as city attorney for the city of Springfield. Harms is survived by his wife,

Patricia Walker Harms, and their daughters Kathleen Harms, Kerry Harms Taylor and Kim Harms Weston.

Frank Erwin Nash '39 died November 13, 2005 of age-related causes. Nash had been with several Portland, Oregon law firms and most recently was senior partner at Miller Nash LLP. After retirement, he moved to Eugene. Nash also served as an officer in the Counterintelligence Corps during World War II, attaining the rank of lieutenant colonel. Nash had a lengthy community service record, including serving on the Board of Visitors of the University of Oregon Law School. In 1993, he funded a professorship in law at the University. He was preceded in death by his wife, Elizabeth "Betty" Kibbe Nash; and is survived by his daughter, Frances White, and sons Carl, Robert and Thomas.

Jay Hueston Safley '90 was killed on September 11, 2005 in Medford, Oregon. Safley had practiced family law in Medford, but in recent years had been battling mental illness and substance abuse. Most recently, Jay had volunteered with addiction recovery agencies in the Rogue Valley and the Gospel Mission in Medford.

APRIL 21: FROHNMYER AWARD BANQUET HONORS

Multnomah Circuit Court Judge Clifford Freeman

A stern and compassionate judge, **Clifford Freeman '76** has devoted his career to breaking the fall of Oregon's most troubled citizens and helping those who strive against tough odds.

He will be honored with the 2006 Frohnmayer Award for Public Service at a Portland banquet at 7:00 P.M. on **Friday, April 21** at the Embassy Suites, 319 SW Pine Street.

Oregon Appeals Court Judge **Ellen Rosenblum '75**, who has known Freeman for thirty years,



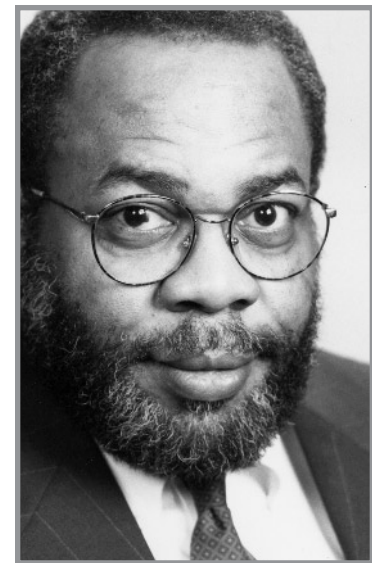
said, "To me, he personifies the qualities of a good judge, a public servant, and a mentor — he doesn't seem to be affected by his own considerable power as he goes about living an exemplary life for the good of his community."

A circuit court judge since 1996, Freeman was in at the beginning of Portland's Community Courts and presided over them from 1998 until 2002.

He is a civil servant who used his University of Oregon degrees in economics, education, and law to serve others. He has defended the poor and mentally ill; developed education policy for the state;

“He personifies the qualities of a good judge, a public servant, and a mentor.”

— ELLEN ROSENBLUM '75



advocated for minority-owned, women-owned, and small business; and advanced the welfare of Oregon youth. He has been a member of many local, state, and national boards and commissions.

Freeman, a Portland native, is currently Oregon's only African-American state judge.

The Frohnmayer Award is given each year in Portland by the UO School of Law Alumni Association. It recognizes a graduate, faculty member, or friend whose public service brings honor to the school. Tickets for the reception and dinner cost \$85. Tables for 10 are available for \$1,000. Watch for your invitation in the mail in February, or call (541) 346-3970 or email colleen@law.uoregon.edu.

Promoting children's well being

DUNCAN CAMPBELL '73 FUNDS OREGON CHILD ADVOCACY PROJECT

Portland native **Duncan Campbell** graduated from the University of Oregon School of Law in 1973. He became a successful entrepreneur — the founder and chairman of The Campbell Group, a preeminent timberland investment firm. But perhaps his greatest entrepreneurial success has been in creating new organizations that support, advocate for, invest in, and nurture Oregon's poor and disadvantaged children and teenagers.

In 2005, Campbell gave a generous gift to the law school to teach law students child advocacy skills and to make systemic legal changes that promote children's well being.

The new Oregon Child Advocacy Project's first national conference will be held at the law school on March 24-5, 2006.



"Protecting Children's Need for Nurturance" features child psychologist **Joy Osofsky**, the president of Zero to Three, a national resource for parents and professionals who are concerned about the healthy development of young children. Conference participants include policymakers, academics, and attorneys who will examine laws and policies that affect children's relationships with caring adults.

Family law professor **Leslie Harris** directs the project. She said, "The commitment of a nurturing adult is so important to

a child's growth into competent, happy adulthood. Unfortunately laws and policies don't always work to preserve such relationships. Duncan's gift enables us to involve law students in reform efforts that support children and help the next

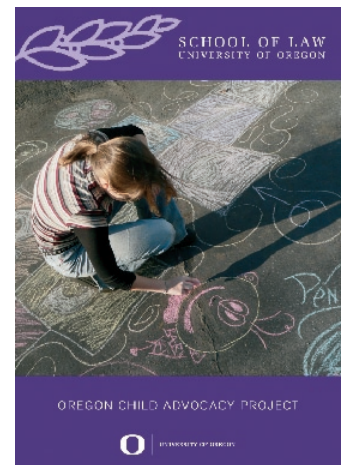
generation of children's lawyers become effective advocates."

The project funds two student fellows each year. The 2005-6 Campbell Fellows are **Molly Allen '06** and **Tehan Witemyer '06**.

Allen spent the past two summers working with and advocating for abused and neglected children at Juvenile Rights Project, Inc. in Portland, Oregon. She is also a 2005 Henry Bergstrom Child Welfare Law Fellow.

Witemyer volunteered in New York City public schools while she was attending Columbia College. She later joined Teach for America and taught for five years in struggling Washington DC public schools. Witemyer was a Wayne Morse Fellow from 2003-5.

Oregon Child Advocacy Project
www.law.uoregon.edu/org/child/



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EX OFFICIO

Ed Wilson 3L
UO Law Student Bar Association
President

CLASS NOTES

THE THIRTIES

Clifford Powers '30 was profiled in the October 2005 issue of the *Oregon State Bar Bulletin*. Powers, who recently turned 100, worked daily in his Portland office of Powers, McCulloch & Bennett until he was close to 99 years of age and had 73 years of active membership in the Oregon bar. He derived great personal satisfaction from his career, citing examples of representing a number of Japanese-Americans during and after World War II.

THE FIFTIES

Paul A. Thalhofer '55 has been reelected to a fourth 4-year term as mayor of Troutdale, Oregon. In his political life Thalhofer has served on the planning commission and city council of Pendleton and was mayor there for two years. He was also the first district judge for Umatilla County from 1957-1960.

Wayne Annala '57, Annala, Carey & Baker (Hood River), received the Edwin J. Peterson Professionalism Award last December from the Oregon State Bar.

THE SIXTIES

S. David Eves '67 is of counsel with Evashevski, Elliott, Cihak & Hediger (Corvallis). He continues to specialize in personal injury, medical malpractice and insurance litigation.

Stephen A. Hutchinson '67, Hutchinson, Cox, Coons & DuPriest (Eugene), has been certified as a member of the Million Dollar Advocates Forum, a group of trial lawyers who have won million and multi-million dollar verdicts, awards and settlements.

Kenneth D. Stephens '67, Tonkon Torp (Portland), is listed with Chambers and Partners USA 2005-6 as one of America's leading business lawyers.

David J. Buono '68 is a partner with Dunn, Carney, Allen, Higgins & Tongue (Portland). He will focus on business and commercial law for the construction industry.

Richard Alexander '69, of Stoel Rives (Portland), has joined the law school's Dean's Advisory Council.

THE SEVENTIES

Peter Richter '71, of Miller Nash (Portland), has joined the law school's Dean's Advisory Council. He is in *The Best Lawyers in America* for bankruptcy and creditor-debtor rights law, along with

colleagues **David Culpepper '74** for real estate law and **Jonathon Goodling '79** for maritime law.

D. Joe Willis '71, of Schwabe Williamson & Wyatt (Portland), chairs a drafting committee on the Uniform Act for the Misuse of Genetic Information in employment and insurance.

Ronald L. Greenman '74, Tonkon Torp (Portland), is among America's leading business law-



THE LAW CLASS OF 1955 was inducted into the Order of the Emerald on their 50th reunion last fall. (L to R): Clarence Barrett, Ralph Hillier, James Moore, Robert Funk, Noreen McGraw, and James Goode.

yers, according to Chambers and Partners USA 2005-2006.

Richard Meeker '74 has joined the law school's Dean's Advisory Council. He publishes *Willamette Week*, a Portland weekly newspaper.

Oregon Medical Association's general counsel, **Paul R. Frisch '75**, co-authored *Adverse Events, Stress and Litigation: A Physician's Guide* (Oxford University Press). The book explores human reactions to adverse medical events and the lawsuits that result from them.

John Gartland '77, Doyle, Gartland, Nelson, McCleery and Wade (Eugene), received the Sidney Lezak Award for Excellence in Alternative Dispute Resolution from the Oregon State Bar ADR section.

Jerome Lidz '77, Harrang Long Gary Rudnick (Eugene), is the new board president of Looking Glass Youth and Family Services, a non-profit agency.

Robert D. Newell '77 and **Eugene L. Grant '79**, Davis Wright Tremaine (Portland), are listed in Chambers USA: America's Leading Lawyers for Business (2005-2006). Newell practices general commercial litigation and Grant practices real estate law.

James Noteboom '77, Karnopp Petersen (Bend), served as an instructor for the Defense Institute of International Legal Studies in Mozambique. The week-long seminar on legal and ethical concerns in public agencies was part of Mozambique's effort to deal with corruption in government.

John Van Landingham '77, Lane County Law & Advocacy Center, received the President's Public Service Award last December from the Oregon State Bar.

Thomas Page '78, Stoel Rives (Portland), is listed in real estate

tal telecommunications consulting firm with Mike Balhoff of Baltimore

Henry "Chip" Lazenby '81 is co-chair of Multnomah County's Sustainable Development Commission. He is of counsel with Bullivant Houser Bailey (Portland).

Sarah J. Ryan '82, head of the employment department at Ball Janik in Portland, is on the board of the Make-A-Wish Foundation. She has been selected by the editorial board of *Inside the Mind* as a leader in labor law.

Brent Summers '82, Tarlow Naito & Summers (Portland), has co-authored *The Mouse That Roared on Saturday: Brian Henniger at the 1995 Masters* (Adi Press), a book of tales of perseverance by an Oregon PGA Tour professional.

Carolyn Wade '83 is senior assistant attorney general with the Oregon Department of Justice/Civil Enforcement division.

Jim Egan '85, Kryger Alexander, Egan, Elmer & Carlson (Albany), is 2005-6 president of the Oregon Trial Lawyers Association.

Terry Schnell '85 is a patent attorney with Mylan Laboratories in Morgantown, West Virginia.

Kenneth Antell '86, Dunn Carney Allen Higgins & Tongue (Portland), is listed in *Best Lawyers in America* for real estate law.

Maryann Yelnosky '86, is a partner with Bullard Smith Jernstedt Wilson (Portland). She focuses on defending and advising employers.

William Carpenter, Jr. '89, of Eugene, is on Lane Regional Air Pollution Board. He estimates that 75-80 percent of his practice is environmental cases in which he represents the plaintiff or activists.

law in Chambers USA: Guide to America's Leading Lawyers for Business.

Stephen Hendricks '79, Hendricks & Whitney-Smith (Portland), is 2005-6 secretary/treasurer of the Oregon Trial Lawyers Association.

THE EIGHTIES

Retired Wilsonville attorney **William Benedetto '80** announces the March release of a paperback version of his book, *Sailing into the Abyss: A True Story of Extreme Heroism on the High Seas* (Kensington Publishing). The book is a true account of the tragic voyage of the merchant freighter *SS Badger State* which departed the Seattle area in 1969 with a load of bombs destined for Vietnam.

Joshua Marquis '80 and **David Schuman '84** have joined the Law School Alumni Association board. Marquis is Clatsop county district attorney and Schuman is on the Oregon Court of Appeals. Marquis is also vice president of the National District Attorneys Association.

Robert Rowe '80. As a state utility regulator for 12 years with the Montana Public Service Commission, Rowe earned a national reputation for his work on telecommunications issues. He has now formed a transcontinen-

THE NINETIES

Daniel Field '90 is the new director of government affairs and public policy for Kaiser Permanente-Northwest region.

Linda Kessel '90 has joined Hershner Hunter (Eugene). She is with the employment law practice group.

Timothy DeJong '91, Stoll Stoll Berne Lokting & Schlachter (Portland), is listed in intellectual property in Chambers USA: America's Leading Lawyers for Business (2005-2006).

Brian Gingerich '91 is a shareholder with Schwabe, Williamson & Wyatt (Bend). He focuses on real estate, business transactions, appellate litigation, employment law and arbitration.

David Leith '92 is attorney in charge of the Oregon Department of Justice special litigation unit.

Brian M. Thompson '93 has joined Luvaas Cobb (Eugene), emphasizing estate planning, elder law, federal income taxation, business law, probate and charitable organizations law.

Matt McKeown '94 is now the number two attorney for U.S. Department of Justice Environment and Natural Resources Division. His new title is principal deputy assistant attorney general.

Gregory Moore '94, The Moore Law Group (Newark, NJ), is attorney for the ABA Newark Express basketball team. He crafted an agreement with the team and Bombo Sports and Entertainment to produce a television series that will follow team owners Marsha Blount and Jacqueline Halyard, among the few African-American women who are owners of a professional sports team.

Angela Lee '95 joined the Anthony V. Albertazzi firm (Bend). She will focus on bankruptcy, estate planning, guardianship/adoption and criminal law.

J. Matthew Patton '95 and **Robert Chandler '98** own Tactics Boardshop in Eugene, selling snowboarding, surfing and skateboarding gear. Their e-commerce site is at www.boardtactics.com.

Rudyard Coltman '96 was profiled in the August/September issue of the Oregon State Bar *Bulletin*. Cinetopia, his entertainment venue in Vancouver, Washington, combines an eight-screen movie theater with a high-end restaurant, a wine bar and an art gallery. He says he is following footsteps of his patent attorney grandfather with the invention of several devices that enhance the movie-going experience.

Kathryn Piele Brotherton '97 and **C. Robert Steringer '98** are shareholders in Harrang Long Gary Rudnick (Eugene). Brotherton's practice emphasizes general counsel advice for municipal and governmental agency clients. Steringer's practice emphasizes complex litigation, real estate and business transactions.

Karen "Ren" Adams-Moran '98, an administrative analyst with the Fourth Judicial District (Portland) wrote "I am recently married to my favorite Aussie, Dr. Andrew Keith Adams-Moran, a computer scientist who founded a software company, Galois, six years ago. We delayed our honeymoon until January so we could enjoy Australian summer in a rainforest tree house!"

Michael O'Connor '97 is a partner with Garvey Schubert (Portland).

Julie Gentili Armbrust '99 has changed the name of her practice from Gentili Armbrust Mediation to Mediation Northwest. Her

website is www.MediationNorthwest.com.

Litigator **Todd Johnston '99** is a partner with Hershner Hunter (Eugene).

Elizabeth Coberly Knight '99, Davis Wright Tremaine (Portland), is a director of the Multnomah Bar Association Young Lawyers Section.

THE TWO THOUSANDS

A July 24, 2005 sports article in Eugene's daily newspaper, *The Register-Guard* spotlighted four UO Law alumni who were also Duck athletes. Former linebacker **Michael Callier '04** is an associate with the Portland firm of Tonkon Torp and his teammate, former offensive lineman **Michael Belisle '05**, is with the Portland firm of Hoffman, Hart & Wagner. Former basketball player **Jeffrey Potter '05** is with the Illinois State Attorney General office in Chicago. Not all former Duck athletes have stopped competing, though. Former track

Megan '00 and **Michael '99 Hamilton** work at Los Angeles law firms and their 1920s-vintage Pasadena bungalow recently made a media splash. The remodeled kitchen appeared in the January 2006 issue of *Better Homes and Gardens* magazine. Magazine subscribers can view the article and photos by logging in at www.bhg.com.

Daniel C. Robertson '00 is a shareholder in Allen & Morrison (Roseburg). His practice emphasizes personal injury, wills, trusts, estate planning and elder law. He is a board member of Umpqua Community Development Corporation, FISH Food Pantry, Umpqua Actors Community Theatre and the Neighborhood Partnership Fund.

Sean T. Waters '00 joined Harrang Long Gary Rudnick (Portland), where he focuses on complex civil and commercial litigation.

Ben Kearney '01 has joined with his father Michael Kearney to form Kearney & Kearney, PC in Eugene. Ben previously spent four years

tions section of the general counsel division.

Sarah Field '03 was a Presidential Management Fellow and now works with the State Department in Washington, DC.

Shawn N. Menashe '03, Gevurtz, Menashe, Larson & Howe (Portland) is on the junior board of the Make-A-Wish Foundation of Oregon.

Aaron Noteboom '03 has landed back in Eugene after nearly a year in Iraq, along with the Army Reserves unit he commanded. He is now with Arnold Gallagher Saydack Percell Roberts & Potter (Eugene) focusing on business law.

Simon Ravona '03 is a Presidential Management Fellow with the Social Security Administration in its San Francisco office.

Timothy Williams '03, Roy Dwyer Attorney (Bend), is on the board of governors of the Oregon Trial Lawyers Association.

James Avery '04 and **Maggie Langlas '04** were the two Presidential Management Fellows from their class. He works with the Social Security Administration in Seattle in its Office of Hearing & Appeal. She works with the Bureau of Land Management in Washington, DC.

Morgan Diment '04 joined Stahanczyk, Kent, Johnson & Hook (Bend). He will practice family law in Bend and Eugene.

Anna Sortun '04 is with Tonkon Torp (Portland), focusing on labor and employment law. She previously clerked for Judge **Ted Goodwin '51** of the Ninth Circuit Court of Appeals.

Diane M. Weisheit '04 is with Arnold, Gallagher, Saydack, Percell, Roberts & Potter (Eugene). She practices bankruptcy, creditors' rights and business law.

Sean M. Bannon '05 is with Gleaves Swearingen Potter & Scott (Eugene) He focuses on civil litigation and business law.

Katherine Fisher '05 is in the litigation section of Hershner Hunter (Eugene).

Lacy Westfall Heinz '05 writes that she is now permanently employed with the City of Yakima legal department as an assistant prosecutor, and she is "really enjoying this position!"

Sean Lanz '05 is with Beckley & Longtin (Eugene). He practices criminal defense and business transaction law.

Jeff Sagalewicz '05 is with Miller Nash (Portland) practicing commercial and business litigation.

Barry Smith '05 is with Thorp, Purdy, Jewett, Urness & Wilkinson (Springfield) practicing business and real estate law, transactions, and hospitality law.

Save the date!

SEPTEMBER 22-24, 2006

All Alumni Reunion Weekend

Cocktail reception, Tailgate, Ducks v. Utah

INFO

Colleen McKillip (541) 346-3865

CLASS GIFT

Jonathan Manton (541) 346-1665

star **Nicole Commissiong '00**, of Bullivant Houser Bailey in Portland, is in training and hopes to compete in the Olympics for Canada.

Amy Bilyeu '00, Samuels, Yoelin, Kantor, Seymour & Spinrad (Portland), was one of two recipients of the New Lawyers Division's Public Service Award, given by the Oregon State Bar in December.

Kimberly Bulkley '00 moved from Vienna to Tashkent, Uzbekistan with the Organization for Security & Cooperation in Europe (OSCE) as economic and environmental officer. She has also been acting head of the Political Military Department and the Human Resources Department, and "from time to time when the ambassador is out of the country, Acting Head of Centre."

in active duty as an attorney with the Army Office of the General Counsel. His practice will focus on business law, real estate transactions and estate planning.

Chris J. Shaffner '01 is a staff attorney with Southwestern Oregon Public Defenders as a staff attorney. Before that, she clerked for **Douglas Mitchell '83**, Lane County Circuit Court Judge.

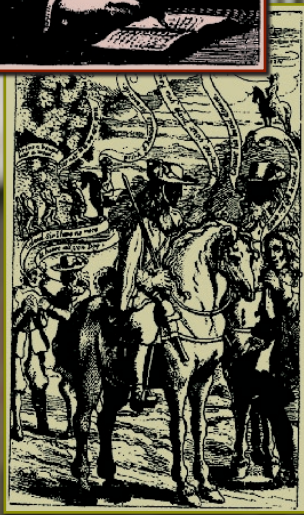
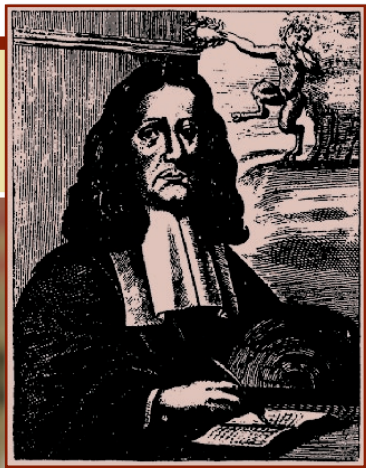
Margarita Molina '02 is a new associate general counsel with the Portland Development Commission. She says, "I'll be working on some of the biggest and coolest real estate projects in the city and also helping low income people buy homes. I'm thrilled with it!"

Thomas Sean Brennan '03 is an assistant attorney general with the Oregon Justice Department, working in the business transac-



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Rogues of England Inside the Law Library

Explore old arguments — and old scandals — from the comfort of the Jaqua Law Library. Tens of thousands of legal treatises, broadsides, pamphlets and books published over more than 200 years are now available in two searchable databases — Eighteenth Century Collections Online and the **Making of Modern Law**. MOML contains ten million pages of primary sources from the most influential British and American legal thinkers, written primarily between 1800 to 1926. (And if you're curious about Rogues of England as reflected in the life of Meriton Latroon, "a witty extravagant," and his seventeenth-century colleagues, "the most eminent cheats of both sexes," seek Gale Document Number F3701360531.)