The Seven Important Roles Judges Play in Our Society

A Tribute to Our Alumni in the Judiciary

Justice Lanzinger welcomes 2010 graduates
A l prepare for a new stage of my career, I sincerely thank all of you who sent me positive messages about my deanship. It was a genuine pleasure to rejoin the law school community as dean in 2006. I have especially enjoyed the alumni outreach events we’ve been able to conduct across the country and the opportunity to learn from your successes. By succeeding in law practice, on the bench, in business and in public service, you create inspiring examples that will motivate our students to succeed. Your financial support is important, too. It sustains us, and as state and University budget support is cut back.

This transition has caused me to reflect on what we do at the law school and why it is a special place. The core of our identity is teaching students. We teach them:

How to Learn – A career in law is a lifelong learning experience, and we teach students how to keep learning, to keep questioning and to never lose their sense of curiosity and wonder;

How to Teach – Lawyers teach their clients, the public, legislators, judges and sometimes even opposing counsel. Members of our nationally renowned faculty are not only published experts, but also are excellent teachers and role models for good teaching. Good teaching is a high priority for us, just as it was when you were a student;

How to Be Effective – We supplement standard legal courses with skills courses on subjects such as negotiation, mediation, electronic research, legal writing, trial advocacy and drafting, and provide practical experience in law clinics and externships;

How to Succeed – There is much more to success than just legal skill and knowledge. Our Professional Development and Mentoring programs teach life skills that will help students in the job search and beyond. Today’s successful lawyer needs “people skills” and a commitment to service. Our many programs are designed to build these skills and sensitivities;

How to Care – In our law clinics and Volunteer Legal Services Program, students learn about the problems people face and the ways in which our society comes up short in caring for all of its citizens. These lessons will serve our graduates well in their future roles as legislators, judges and concerned citizens. When students provide legal services to the underprivileged, they learn what a difference a lawyer can make in a person’s life; a lesson that will resonate throughout their careers; and

How to Believe in Themselves – For each of you, there came a moment when you finally believed you could be a lawyer. It might have come when you answered a tough question in class. It might have happened when you survived a Fornoff round, win or lose. It might have come when a professor encouraged you or when you got your first set of passing grades. It might have happened in a legal clinic with the first client you helped. We are helping create these same moments for today’s students, just as we helped create them for you.

With regard to the future, I will be leaving later this year to become Dean of the St. Thomas University School of Law in Miami Lakes, Florida. I’m pleased to report that the University has named Associate Dean and Harold A. Anderson Professor of Law Daniel J. Steinbock as Interim Dean for the 2010-11 academic year.

Daniel J. Steinbock

FALL 2010

The Toledo Transcript is published once a year by the College of Law Office of Alumni Affairs.

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Steinbock Named Interim Dean

Daniel J. Steinbock has been named Interim Dean for the 2010-11 academic year. A member of the law faculty since 1985, he is the Harold A. Anderson Professor of Law and Values and serves as Associate Dean for Academic Affairs for the past three years. Dean Steinbock has taught Criminal Procedure, Evidence, Administrative Law, Immigration Law, and Trial Practice and was voted Outstanding Professor by six spring graduating classes. Prior to joining the College of Law, he taught at the State University of New York at Buffalo and Sartell University.

Dean Steinbock received his undergraduate and law degrees from Yale University. Before entering law teaching, he worked as a law clerk to U.S. District Judge Constance Baker Motley of the Southern District of New York, as a public defender with the Legal Aid Society in state and federal courts in New York City, and as associate and executive director of Prisoner’s Legal Services of New York. Dean Steinbock also served as education coordinator in Cambodian refugee camps in Thailand for the International Rescue Committee. He is co-author of Unaccompanied Children: Care and Protection in Wars, Natural Disasters and Refugee Movements (Oxford U. Press), whose recommendations were adopted by several United Nations agencies. Dean Steinbock has also written law review articles and book chapters about refugee children, refugee law, search and seizure, identity documentation and data mining. He is currently a member of the Ohio Commission on the Rules of Practice and Procedure.

Outgoing Dean Douglas Ray praised the appointment saying “Dan Steinbock is a gifted teacher, scholar and administrator who puts the interests of law students first. He has been an integral part of our progress over the past three years, and I am certain that the law school will thrive under his leadership.”
One of the most enjoyable aspects of my work is the opportunity to connect with so many of you and hear your perspectives on “life after law school”. Thank you for your candor and sincere interest in making the students better prepared and the law school a better place. This past year you have confirmed my belief that, despite the growing importance of electronic and social media in our personal and professional lives, old-fashioned people skills still matter most. How people treat each other, how they communicate with each other and the things they do to help each other remain the keys to professional success. Whether one is in law, business, teaching or another area, people are at the heart of it all. Meeting and talking with people improves our lives, both personally and professionally. Face-to-face interactions allow us to appreciate non-verbal cues, tone and the enjoyment that comes from connecting with someone.

Because we want to send hard-working, effective, professional and gracious graduates to join you as alumni, we have expanded professional development programming to ensure that students understand the importance of people skills and learn how to interact effectively with others. In this, we’ve received support and advice from many of you who share the belief that mastering advances in technology does not mean leaving the skills of person-to-person interaction behind.

The Jim and Melissa Barone Professional Development Series

Among those who believe “people skills” are crucial to professional success and happiness are Jim Barone ’84 and his wife, Melissa. Jim attended law school with no intention of working as a traditional attorney. Following graduation, he pursued a successful career in the business world and now works as an international executive. In 2009, after learning of the many professionalism and career-oriented programs offered to students by the Office of Professional Development, Jim and Melissa decided to support these efforts with a multi-year gift. This gift allows the College of Law to highlight important issues relating to professionalism and professional development in law practice, government and business. Over the course of its first year, the Jim and Melissa Barone Professional Development Series supported several programs including “From the Courtroom to the Boardroom.” This innovative program presented an alumni panel which included Justice Judith Lanzinger ’77 of the Ohio Supreme Court, Sharon Speyer ’85 of Huntington National Bank, Steven Smith ’80 of Connelly Jackson and Collier, Cathy Garcia-Feehan ’89 of the U.S. District Court and Jim Barone ’84, then of ARAG. It was moderated by Dean Douglas Ray. The group discussed the nuances of interacting with various levels of professionals in a variety of settings and passed on such tips as:

• Adjust to the professional class to which you will belong;
• Your reputation as a highly principled attorney will ultimately benefit your clients;
• Preparation should be perfect: briefs perfect; arguments organized;
• Think before you speak — don’t be so eager to please right away, make sure you understand what is being asked of you;
• You can’t overdo professionalism;
• Don’t be an obstacle — create opinions and solutions for people;
• How one interacts with wait staff, receptionists and other service personnel is observed by interviewers and clients and can be important to hiring decisions;
• If traveling outside the country, find a trusted colleague in that country who can share the informal rules and etiquette of the culture; and
• Start meetings on time and end meetings five minutes early — people will always appreciate you for that.

More than 60 Toledo Law students attended and were fascinated by the candid nature of the remarks. Information shared by alumni leaders in the legal and business community such as these can’t be matched, and students reported it was a dynamic program.

The Jim and Melissa Barone Professional Development Series also supported a presentation by Ari Kaplan, author of The Opportunity Maker and a nationally recognized speaker in the area of business development who speaks to legal professionals and law students across the country. A Business Etiquette Dinner and Tips for Success program rounded out the series and allowed students to have an elegant cocktail hour and meal while receiving coaching on the most appropriate way to handle the “stickiest” of situations. Special thanks to Professor Gretchen Carroll ’95 who led the instructions (and was kind enough not to point out every mistake I made) and Charles K. Binnell ’73 who provided historical perspective during the event. We thank all the alumni who share their tips and ideas and are truly grateful for the support of Jim and Melissa Barone and their belief in law student professional development.
Law school programs advance pro bono ethic, spirit of volunteerism among students

By Jim Winkler ’86

Students provide help in pro se juvenile, bankruptcy, expungement and family court clinics administered by the Toledo Bar Association’s pro se legal-services program; facilitate “know your rights” seminars at community centers; advocate for the best interests of abused and neglected children through the Lucas County Juvenile Court’s court-appointed special advocates program; staff the Domestic Violence Resource Center housed at the Family Court; and help pro bono attorneys in a wide range of private cases. Students also work at agencies such as Legal Aid of Western Ohio, Advocates for Basic Legal Equality, Toledo Bar Association, City of Toledo Law Department, and the Lucas County prosecutor and public defender offices.

Students who commit 30 hours a semester to volunteer-related public service projects receive commendation certificates at an annual Public Service Awards Reception held each spring. They are also listed in the honors graduate bulletin. James E. Yarosck ’79, president of the Toledo Bar Association, spoke at the Awards Reception and explained that public service helps fulfill attorneys’ altruism and professional responsibility to give back to their communities. “What drives us as lawyers are not nice cars or nice salaries, but the feeling that we can make a difference in the lives of others,” he said.

Plocki, Powers and seven other law students were recognized for their public service at this year’s Award Reception. Others honored were:

• Thomas Marino, a second-year student and recipient of the Cooper & Walinski Fellowship. He worked at the Legal Aid Society of Cleveland;

• Cassta Pangia, Miz Gonzalez, Almna-Tedrak Spencer and Miranda Vollmer, recipients of UT Law/Public Interest Law Association fellowships;

• Andrew Howard, recipient of the Joel A. and Shirley A. Levine Fellowship in Alternative Dispute Resolution; and

• Brooke Strickle, recipient of the Levinson Alternative Dispute Resolution Award.

A native of Mount Vernon, Ohio, and Kenyon College graduate, Plocki received the Patrick M. Burns Memorial Outstanding Clinical Student Award. She served as a legal intern with the Volunteer Income Tax Assistance Program, the College of Law Legal Clinic, Whataburger County (Mich.) Probate Court, and Legal Aid of Western Ohio/Advocates for Basic Legal Equality. She helped clients in tax preparations, child adoptions, contentious divorce, and estate filings and assisted state Sen. Terry Fedor (D, Toledo) in researching and drafting Senate Bill 126 to address the problem of cyberbullying among Ohio’s school children. She will begin the one-year LL.M. graduate program in taxation at Georgetown University this fall.

She said her pro bono work was one of the most rewarding parts of her studies. It provided context to her studies and helped her understand how the law can aid people struggling for justice and see a problem in a broader community context. It also provided her with a great deal of personal satisfaction in helping those who could not afford legal services.

“It helps you to take the course material and implement it in real life,” she said. “It helps you go from ground zero and to become lawyer.”

Natalie Powers, a graduate of Baldwin Wallace College and a native of Lebanon Hills, Ohio, near Cleveland, received the University’s coveted Jefferson Award, a program that UT began last year to recognize volunteerism at the University.

During her three years at Toledo Law, Powers worked in the TBA’s pro bono legal-services program, the Toledo Legal Aid public defender’s office and the College of Law Domestic Violence Legal Clinic. She also worked with the Renty Coalition of Northwest Ohio, a group that helps ex-offenders reintegrate into the community by finding housing, getting a job, reuniting with their families and clearing up past legal issues.

Working with the organizations was a huge confidence booster for her that also helped her better define her career path.

“It helped me realize that I can do things on my own,” she said. “It helped my confidence in meeting with clients, my confidence with different areas of the law and with speaking with other attorneys when I needed help.”

She also enjoyed the role of problem solver, which attracted her to the profession in the first place. “Clients come to you with a problem and you have to figure out a resolution that they can live with,” she said.

Pro bono — short for pro bono publico, meaning “for the public good” — is of growing importance in legal education for several reasons, according to Clinical Professor Robert Salem, who directs the law school’s Legal Clinic. He advocates the law school’s new emphasis on public service and on the need to educate students about “the service aspects of the profession.”

The Clinic has trained students and helped low-income clients in cases involving discrimination, housing disputes, domestic violence, divorce and child custody, civil rights, and consumer rights for some 40 years.

Recent studies underscore the need for law clinics and law school pro bono programs. Surveys by the American Bar Association and other organizations conclude that 80 percent of the legal needs of low-income families are not being served.

“What I’ve seen is that many students come to legal clinic thinking they are going to learn practical skills,” Salem noted. “And certainly they do. But the most important thing they learn, I think, is something far more intangible and that is an appreciation for the service aspects of our profession, an appreciation for the needs of the community they serve and an increased motivation to go out and practice law. I think they get more excited about going out there and practicing law because they have had the experience of helping people, of getting that personal satisfaction.”

In addition to expanding their legal skills, Salem said students grow in “empathy, understanding and temperament that they are going to need to be effective lawyers.”

“We really try to teach students to stand in the shoes of their clients,” Salem explained. “We teach them to be client-centered as opposed to lawyer-centered. We tell them that lawyer-centered lawyers are not effective attorneys because they are not seeing through the eyes of their clients.”

The appeal of pro bono work to young lawyers goes beyond just altruism, acknowledges Pat Intagliata, Esq., ’79, director of the Toledo Bar Association’s pro bono legal-services program. “The program, which began in 1981, operates pro se family, juvenile and bankruptcy law clinics as well as an expungement clinic and draws from a pool of more than 680 Toledo area attorneys who provide their services free of charge.

The pro bono experience, she said, is an important part of legal education because it allows students to see the real, raw legal needs of the community and gives them a chance to develop a variety of practical lawyering skills — interviewing clients, gaining their trust, conducting research, drafting motions, preserving attorney-client confidentiality, problem-solving and negotiating — as well as learning compassion and empathy.

“It is important for law students to see what the law looks like in the courtroom,” said Intagliata, who became director in 1985, and who oversees the work of law students at the TBA. “It also shows them that there are a lot of less fortunate people who need help.”

She thinks clinical and pro bono experiences are invaluable because they let students see what the law can do, even for someone unable to afford an attorney. She said that she would like to see every student have such an experience. Once students develop a strong respect and taste for public service, she less likely is it that they will dismiss their pro bono responsibilities once in practice. Often, the experience is satisfying enough to cause students to shift their career paths toward legal aid and public service.

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Alumni couple establishes educational scholarship fund

Donation reflects College of Law alums’ lifetime connection

By Jim Wrinkle ’86

Earning a law degree and an MBA in three years is enough to keep any student busy, but throw in a part-time job, and you aren’t catching much sleep.

But College of Law graduate Roger Murray ’89, one of Georgia’s most prominent bond attorneys, wouldn’t have had it any other way.

“It was difficult, but I was very focused and driven back then,” Murray recalled. “My days often started at 8:30 and ended around midnight.”

These days, the co-founder of the Atlanta law firm, Murray Barnes Finster LLP, and his wife, Paula, also an ’89 College of Law graduate, are driven back then, “My days often started at 8:30 and ended around midnight.”

Dr. Paula Sweet, an associate professor of human development and family science, said Murray and his wife, Paula, are “a perfect fit for me. It had a diverse student body and accessible professors.”

Roger has also been very active in Atlanta civic affairs, serving on the board of directors of the Henry W. Grady Foundation, which raises funds for Grady Memorial Hospital, and as chair of the board of directors of Special Olympics of Georgia. He was in the Leadership Georgia class of 2002.

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When Carr returns to the classroom, he will teach two courses in Criminal Procedure and in Investigations and Adjudication during the fall semester; he will teach Criminal Law and a Trial Practice course in the spring.

The Murrays met while they were undergraduate students at Kent State University. A native of Sylvania, Ohio, Roger, who earned bachelor degrees in accounting and business management while Paula, a Kent, Ohio, native, earned a degree in marketing.

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Roger and Paula (Freeman) Murray

Roger Murray

Paula Sweet

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A broadcast and cinematic arts major with a minor in journalism, Robert Platt ’09 found intellectual property courses to be particularly enjoyable during his time as a student at the College of Law. As part of his studies, Platt authored a paper on copyright law titled “A Comparative Survey of Moral Rights,” which recently won a national writing award from the American Society of Composers, Authors, and Publishers. Platt’s paper was chosen as the best in the nation in the 2009 Nathan Burkan Memorial Competition. The primary purpose of the competition is to increase awareness and interest in intellectual property law. Judges are experienced copyright practitioners.

For his efforts, Platt won $3,000, and his paper will be published in the Journal of the Copyright Society of the U.S.A. Second place went to a student from The William S. Richardson School of Law at the University of Hawaii and third place went to a student from Georgetown University Law Center. Platt is the second College of Law student to win this prestigious award. Tamera Peters ’05 placed first in the 2005 competition. Both students benefitted from the rich intellectual property curriculum at the college, as well as from the guidance of Professor Llewellyn Gibbons. Platt is currently serving as a presidential management fellow with the U.S. Department of Housing and Urban Development.

April 9, 2010, was a day of celebration at the Law Center. On that date, the College of Law dedicated its largest classroom, Law Center Room 1013, in recognition of the generous financial support of A. Louis Denton, Esq.’83. The classroom has been named the A. Louis Denton Classroom and marked with a plaque and a nameplate. The ceremony was attended by faculty, staff, members of the Dean’s National Advisory Council and students who had benefited from the scholarships supported by Denton. In naming the room, Dean Douglas Ray stated, “Lou Denton’s generous support has enabled us to create the Denton Leadership and Service Scholarships, scholarships which make the law school stronger by helping us attract outstanding students whom we expect to become leaders of the profession.” After being introduced to an enthusiastic round of applause, Denton discussed the value of a legal education in a wide variety of careers and concluded with, “Scholarships benefit worthy students and help the College of Law to attract a talented group of future lawyers. This is a win-win situation for both the students and the law school.” The event concluded with a luncheon in Denton’s honor, at which he and other members of the advisory council shared words of wisdom and career advice with students.

Denton is president and CEO of Borer Denton & Associates, a Philadelphia area investment management firm.

“I had almost decided that coming to law school was going to be an unfulfilled dream when I received notification that I had been awarded the Denton Scholarship. That award was the deciding factor for me.”

- Denton Scholarship Recipient

UT Law Alumnus Wins National Writing Award for Copyright Paper

The University of Toledo | Law Transcript
Moot Court Teams Enjoy Success

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everal Toledo Law Moot Court teams distinguished themselves in national and international moot court competitions during the past academic year. The Intellectual Property Team recently advanced to the semi-finals and took third place in the BFSU-WANHUIDA Cup, hosted by the Beijing Intellectual Property Team, was cited as best oralist at the Case Classic rounds at the National Environmental Moot Court Competition in Vienna, Austria. Students from the United States, Australia and China. In addition, the University of Toledo Foundation.

Support the Annual Fund!

A gift is a way of saying that the law school made a difference in your life and supports:

- Law clinics and public service fellowships for law students.
- Scholarships that make an education possible;
- Support the Annual Fund!

Gabrielle Davis

Law School Bids Farewell to Professor Gabrielle Davis

At a December 19 reception, the College of Law community gathered to bid farewell to Clinical Professor Gabrielle Davis, director of the College of Law Domestic Violence Clinic. After a stint in private practice, she joined the law faculty in 1996 and served in the Civil Law Clinic before establishing the Domestic Violence Clinic. She was also the principal investigator on a federally-supported study of domestic homicides in northwest Ohio.

Gabrielle Davis

Conference Debates Future of Great Lakes

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Conference Debates Future of Great Lakes

Congress jeopardizing the Great Lakes or saving them?

Two keynote speakers gave starkly contrasting answers to that question at The University of Toledo College of Law’s ninth annual Great Lakes Water Conference on Nov. 13, 2009. U.S. Rep. Bart Stupak of Michigan criticized Congress for approving the Great Lakes–St. Lawrence River Basin Water Resources Compact in 2008. The Compact, which was ratified by all eight Great Lakes states, is designed to limit diversions of Great Lakes water basin and promote wise management of water within the basin.

Stupak, however, said that the Compact actually weakened protections of Great Lakes waters. Pointing to provisions such as the Compact’s “hurried waters loophole” and the absence of language affirming public ownership of Great Lakes waters, Stupak contended that the Compact treats water as a commodity and opens the door for Great Lakes waters to be taken outside the region and the nation.

Cameron Davis, Senior Advisor to the Administrator of the U.S. Environmental Protection Agency, lauded Congress’ approval of funding for the Great Lakes Restoration Initiative in fall 2009. The multi-agency initiative directs $475 million over the next year toward restoring the Great Lakes. Emphasis includes habitat restoration, cleanup of toxic areas of concern, mitigation of non-point source pollution, invasive species control and education.

“This is the opportunity of several generations,” said Davis. “We have to save the Great Lakes like our lives depend upon it, because they do.”

The conference brought together governmental, legal and policy experts to address issues vital to the Great Lakes region, including efforts to stimulate our economy by restoring water resources, choices to the protections afforded by the federal Clean Water Act, and the new Great Lakes interstate compact. More than 350 people attended the conference, which was sponsored by the College of Law and its Legal Institute of the Great Lakes.

Other speakers included the directors of the Ohio Environmental Protection Agency and Ohio Department of Natural Resources, private sector and public interest lawyers, representatives of environmental organizations and law professors from the United States and Canada.

College of Law Welcomes Two New Faculty Members

The College of Law community is pleased to welcome Assistant Professors Kara Bruce and Garrick Pursley to the faculty this fall.

Kara Bruce will teach commercial law courses, including Secured Transactions and Commercial Paper. She has been active in a number of professional and civic activities. Prior to joining the faculty, Bruce worked as an attorney in the Bankruptcy and Restructuring Group of Locke Lord Bessell & Liddell LLP in Chicago, Ill., where she represented clients in complex business reorganizations and commercial litigation matters. She also maintained a substantial pro bono practice, handling matters in the field of consumer bankruptcy, immigration and appellate law.

Bruce has been active in a number of professional and civic organizations, including the American Bankruptcy Institute, the Turnaround Management Association, the Chicago Community Trust and the Heartland Alliance’s National Immigrant Justice Center. She has published in the fields of bankruptcy and creditors’ rights.


Pursley graduated from the University of Texas at Austin (BA, Philosophy, 2001) and from the University of Texas School of Law (JD, 2004), where he served as articles editor on the Texas Law Review. After law school, he clerked for the Honorable Royce C. Lamberth of United States District Court for the District of Columbia (2004–2005) and the Honorable Timothy B. Dyk of the United States Court of Appeals for the Federal Circuit (2005–2006), and practiced at Susman Godfrey, LLP in Dallas, Texas (2006–2008).
John W. Stoepler Golf Classic

The John W. Stoepler Scholarship fund was established in 1990 following John’s retirement as dean of the College of Law. John passed away in 1996. The following year, the College of Law alumni association renamed the outing in John’s memory. Approximately 25 scholarships have been awarded since the fund’s inception, with a majority of the funding coming from this annual golf outing. Members of John Stoepler’s family who attended this year’s dinner included John’s son-in-law, Paul Dymarkowski; John’s grandchildren, Danny and Mandy Dymarkowski; and John’s daughter-in-law, Paul and Fran Dymarkowski. Also attending were Lynn Dymarkowski, Hannah Beck, and Conny Lehle. Joe Zerby, a member of The University of Toledo’s Board of Trustees and president and general manager of The Blade also attended and The Blade sponsored a hole-in-one contest for a $10,000 Pebble Beach Golf Vacation.

Winners at this year’s outing included:

1st Place
Diane French
Brandon French
Eric Mohler
Brad Wannamacher

2nd Place
Connie Zoubary ’81 Business
Jim Neumeyer ’03 Law, ’97, ’92 Business
Jared Fawley, Current Law Student

Longest Drive
Men – Mike Mang ’83 Engineering, ’91 UCTC
Women – Diane French

Climate Change and the Future of Energy

In March, the Law Review hosted a second symposium, titled Climate Change and the Future of Energy. Recognizing both the importance of the legal framework surrounding renewable energy and the leadership role that northwest Ohio has assumed, the Law Review brought together scholars and practitioners for this timely event. Participants discussed both the current framework and offered insight into the future legal needs of renewable energy development. Panel topics ranged from the ability of the federal government to effectuate large-scale environmental change to SmartGrid technology and its effect on existing notions of privacy to the incentives and obstacles for renewable energy at both the state and federal level.

Among the featured speakers were: Professor Mark Squillace, University of Colorado Law School; Michael Zimmer, co-chair of the Renewable and Distributed Energy Resources Committee of the Section of Environment, Energy and Resources; Trevor D. Stiles, associate of Foley and Lader LLP; Kevin Doran, senior research fellow of the Center for Energy and Environmental Security, University of California School of Law; Paul Crennella of the Public Utilities Commission of Ohio; Mark R. Shahan, energy advisor to Ohio Governor Ted Strickland and executive director of the Ohio Air Quality Development Authority; James M. Van Nostrand, executive director of the Pace Energy and Climate Center; Will Reisinger, Esq., staff attorney of the Ohio Environmental Commission; Keith Willkowski ’82, Marshall & Melhorns LLC, and chair of the Advanced Energy and Green Initiatives Practice Group; Marianne Tyrrell, consultant with Hamel Environmental Consulting; Lee Paddock, associate dean for environmental studies and professorial lecturer in law, The George Washington University Law School; M. Howard Petricoff, partner with Voery, Satter, Seymour and Peace LLP, and member of the Energy and Environmental Group; Dean Joseph P. Tomain, dean emeritus and the Wilbert and Helen Ziegler Group; Dean Joseph P. Tomain, dean emeritus and the Wilbert and Helen Ziegler Group; Professor of Law, University of Cincinnati College of Law; and Granger Souder ’85, executive director of the Pace Energy and Climate Center; Will Reisinger, Esq., staff attorney of the Ohio Environmental Commission; Keith Willkowski ’82, Marshall & Melhorns LLC, and chair of the Advanced Energy and Green Initiatives Practice Group; Marianne Tyrrell, consultant with Hamel Environmental Consulting; Lee Paddock, associate dean for environmental studies and professorial lecturer in law, The George Washington University Law School; M. Howard Petricoff, partner with Voery, Satter, Seymour and Peace LLP, and member of the Energy and Environmental Group; Dean Joseph P. Tomain, dean emeritus and the Wilbert and Helen Ziegler Group; Professor of Law, University of Cincinnati College of Law; and Granger Souder ’85, executive director of the Pace Energy and Climate Center; Will Reisinger, Esq., staff attorney of the Ohio Environmental Commission.

Participants’ papers will appear in Volume 41, Issue 4 of The University of Toledo Law Review.
Authors, Attorneys and Scholars Visit Law School for Speaker Series

By Anita Crane

The 2009-2010 Toledo Law Speaker Series covered a wide range of topics, from politics to legal philosophy to the practice of law. A recurring subject was the job market, with several presenters offering timely advice to new lawyers seeking employment. The Speaker Series provides students the opportunity to hear from national experts about cutting edge legal and social issues, as well as topics relevant to their development as lawyers.

Bestselling Author and Toledo Native P.J. O’Rourke

P.J. O’Rourke said that the free market, not the government, offers the best solutions to our country’s social challenges. “The problem isn’t politics,” the bestselling humorist told a standing-room-only audience at the College of Law this September, “the problem is politicians.”

Politics, he said, is the idea that society’s ills can be fixed by government. This puts politicians in the position of having to be grand visionaries in all areas, a task at which anyone would fail. According to O’Rourke, the goal of all politicians, left and right, is to scare the public into giving them power. Political interference based on fear is what causes problems like the current financial crisis. Allowing the free market to regulate our economic system is a safer and more reliable approach, said O’Rourke.

The speech, titled “The Invisible Hand of the Market vs. the Government’s Visible Fist”, was delivered on Sept. 29, 2009 at the Law Center Auditorium as part of the Stranahan National Issues Forum.

In attendance were College of Law students, faculty and staff, as well as many members of the legal community and general public. The auditorium was filled to capacity, with some audience members standing in the back. O’Rourke’s comments generated quite a bit of laughter and a few cheers from the group.

O’Rourke has written 15 books including, Driving Like Crazy, which was published in June 2009. He is the H.L. Mencken Research Fellow at the Cato Institute in Washington, D.C., and is a regular correspondent for The Atlantic Monthly, The American Spectator and The Weekly Standard. O’Rourke was born in Toledo and is a graduate of Miami University in Oxford, Ohio.

The Stranahan National Issues Forum is a joint program of The University of Toledo College of Law and its chapter of The Federalist Society. It is made possible by an endowment from the Stranahan Foundation.

Distinguished Alumnus Encourages Public Service Careers

“It’s been a great ride,” said Assistant U.S. Attorney Randall Samborn ’82 of the nontraditional career path he’s taken since graduating from Toledo Law. That path has led him to become the public information officer for U.S. Attorney Patrick J. Fitzgerald of the Northern District of Illinois. He spoke at the law school on Feb. 15.

Samborn described the journey that took him from Toledo Blade reporter to law student to legal journalist to his current position. While his original intent was to use a legal education to advance his career in journalism, he ended up taking the Illinois Bar Exam and working for the National Law Journal before joining the U.S. Attorney’s Office. He said he didn’t expect to be where he is now, but is glad things turned out the way they did. Samborn encouraged students to consider the vast array of opportunities available in the public sector and to think about rewards that go beyond remuneration.

“Never say never,” he told the audience.

Samborn went on to talk about the day-to-day duties of a high-profile press officer, such as handling media inquiries and ensuring compliance with public information laws. He also mentioned some interesting cases he’s handled, including the Valerie Plame case and the Rod Blagojevich scandal.

The speech was part of the Distinguished Alumni Speaker Series at the law school.
Former Detroit Mayor and ABA
President Speaks At Toledo Law

Dennis W. Archer advised law students who are looking for post-graduation jobs to think about why they wanted to attend law school in the first place. The former Detroit mayor, president of the American Bar Association and member of the Michigan Supreme Court spoke at the University of Toledo College of Law on Oct. 29, 2009 as part of the Cannon Lecture Series. Herman’s speech, “Civil Liberties in the Age of Obama,” focused first on a history of the ACLU, followed by an overview of the organization’s current efforts.

“Over the past eight years, we’ve tried to serve as a counter-balance to the abandonment of rights during the War on Terror,” Herman said. The ACLU regularly challenged the Bush administration on issues such as Guantánamo Bay detentions, the definition of torture and government transparency. According to Herman, President Obama has made encouraging promises, including giving due process to detainees and turning over records related to torture policies, but has not followed through. “It is the ACLU’s job to hold the president to his word,” she said.

“The just trust us form of government is not the American way,” she added.

Herman is the Centennial Professor of Law at Brooklyn Law School, where she teaches courses in Constitutional Law and Criminal Procedure, Law and Literature and Terrorism and Civil Liberties. Her recent publications include two books, Terrorism, Government, and Law: National Authority and Local Autonomy in the War on Terror (editor and co-author with Paulinkelman) and The Right to a Speedy and Public Trial.

Herman was elected president of the American Civil Liberties Union in October 2008, after having served on the ACLU National Board of Directors for 20 years, as a member of its executive committee for 16 years and as general counsel for 10 years. Associate Dean Daniel J. Steinbock (now Interim Dean), who worked with Herman at Prisoner’s Legal Services of New York, as well as his own role in the case. His speech gave students an insider’s perspective on the process of changing constitutional law.

“In an interesting aside, Friedman spoke highly of the then newest Supreme Court Justice, Sonia Sotomayor. He said she asked probing questions designed to find out his position and then determine her own. He called her questioning concise and direct. Friedman is an expert on evidence and Supreme Court history. He is the author of a textbook, The Elements of Evidence, and co-author of Waltz, Park & Friedman’s Evidence: Cases and Materials. He also maintains the Confrontation Blog to comment on related issues and developments.

Richard D. Friedman

Stranahan Lecturer Discusses Philosophy of Natural Law

“The Natural Law, God, and Human Dignity” was the title of a Feb. 18 presentation by Robert P. George, McCormick Professor of Jurisprudence and founder and director of the James Madison Program in American Ideals and Institutions at Princeton University. According to George, the basis for human systems of law can be derived from natural principles. Our experiences can be divided into those with instrumental value, or those tasks that are a practical purpose, and those with intrinsic value, or value that is in and of itself. Decisions about human rights and morality are drawn from the intrinsic value of human dignity, said George.

While belief in God is not necessary for acceptance of Natural Law Theory, said George, many who share his philosophy are believers.

“Those Natural Law Theorists who are theists think that moral law exists because God created it,” he said. “This theory offers the only satisfying explanation of human intellect and free will. George added.

George, who was profiled in the Dec. 16, 2009 New York Times Magazine article, “The Conservative-Christian Big Thinker,” is widely considered the nation’s most influential Christian intellectual.

The speech was presented as part of the Stranahan National Issues Forum, a joint program of The University of Toledo College of Law and its chapter of the Federalist Society for Law and Public Policy Studies. It is made possible by an endowment from the Stranahan Foundation.

Richard D. Friedman

2009 Cannon Lecture: ACLU President

Susan Herman

Susan N. Herman, president of the American Civil Liberties Union and Brooklyn Law School Professor, spoke at The University of Toledo College of Law on Oct. 29, 2009 as part of the Cannon Lecture Series. Herman’s speech, “Civil Liberties in the Age of Obama,” focused first on a history of the ACLU, followed by an overview of the organization’s current efforts.

“Over the past eight years, we’ve tried to serve as a counter-balance to the abandonment of rights during the War on Terror,” Herman said. The ACLU regularly challenged the Bush administration on issues such as Guantánamo Bay detentions, the definition of torture and government transparency. According to Herman, President Obama has made encouraging promises, including giving due process to detainees and turning over records related to torture policies, but has not followed through. “It is the ACLU’s job to hold the president to his word,” she said.

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2009 Cannon Lecture: ACLU President

Susan Herman

SPEAKERS

2009 Cannon Lecture: ACLU President

Susan Herman

SPEAKERS
Law Alumnus Presents “Day After” Talk On His Recent Supreme Court Argument

On April 1, Joel D. McGormley ’99, assistant attorney general and division chief of the Appellate Division for the Michigan Department of the Attorney General, shared with students the experience of his first U.S. Supreme Court argument. Just days before, he had argued Renico v. Lett (08-1318), a double jeopardy case under the Fifth Amendment. His talk was part of the “Day After” Series, a series of programs bringing in top advocates who have recently argued before the Supreme Court.

McGormley provided students with the background of the case and described his experience before the court, providing a very human picture of the emotions and feelings that strike a first-time advocate. He also described the intense preparation that precedes such an argument, including long hours working with transcripts, briefs and research and going through numerous practice arguments designed to prepare him for every possible question. He strongly recommended that students take advantage of moot court opportunities while in law school, not only to improve their oral argument skills, but also to develop their analytical skills.

He concluded by telling students that his time at Toledo Law prepared him well for oral argument skills, but also to develop their analytical skills. He felt that students who take advantage of these opportunities are better prepared for the court.

On His Recent Supreme Court Argument

Law Alumnus Presents “Day After” Talk
On His Recent Supreme Court Argument

T

On His Recent Supreme Court Argument

Annual Law Alumni Gala:

The 2009 Law Alumni Recognition and Reunion Gala took place Saturday, Sept. 12, 2009 at Inverness Country Club with 175 guests in attendance. Dean Douglas Ray recognized retiring professor Jim Klein for 38 years of service to the law school and legal community. Magistrate Nancy Miller ’88 chaired the award selection committee, selecting the following as 2009 award winners:

Henry Herschel ’67 received the Public Service Commitment Award
Mo Abdabbob ’99 received the award for Outstanding New Exemplar
Steve Dane ’81 and Bruce Bailey ’70 received the Distinguished Alumnus of the Year Award
Professor Ben Davis was selected for the Outstanding Faculty Award

Also recognized were class reunion years ending in 4 and 9 and the 40th anniversary of The University of Toledo Law Review.


PLEASE JOIN US:
2010 Law Alumni Recognition and Reunion Gala, Sept. 11

The following alumni will be recognized at the College of Law Recognition and Reunion Gala on Saturday, Sept. 11 at the Inverness Club located at 4601 Dorr St., Toledo, OH.

Patricia S. Intagliata ’79 Law, ’74 Education Commitment Award
Kenneth L. White Sr. ’61 Law, ’58 Arts and Sciences Distinguished Alumnus Award
Christopher P. Bussert ’83 Law Distinguished Alumnus Award
Gerald L. Trepkowski ’02 Law New Exemplar Award

In addition, Professor Robin Kennedy has been selected to receive the Outstanding Faculty Member Award for his teaching and years of service to the University.

Mark your calendars now to join your former classmates, friends and teachers by making plans to attend the Recognition and Reunion Gala on Sept. 11 at the Inverness Club. Cocktails will be from 6-7 p.m. with dinner and program to follow.
The Seven Important Roles Judges Play in Our Society

A Tribute to Our Alumni in the Judiciary

By Douglas E. Ray, professor of law, dean 2006-2010

I thank all of our alumni and alumnae in the judiciary for the work you do and for your commitment to public service. Although I have never been a real judge, I was a part-time labor arbitrator for 20 years before going into law school administration. Deciding cases involving discharges, plant closings, promotions, etc. helped me understand that what you do can be a lonely profession, with the burden of being responsible for decisions that affect lives.

Most books about judging discuss the role of oracles on the U.S. Supreme Court, the role of legal scholars on the appellate courts and the umpiring role of trial judges operating with a jury. Many judges have even more extensive roles. Although most members of the public do not recognize all the distinctions between trial and appellate judges, state and federal judges, magistrate judges, and different court levels or subject matter jurisdictions, all of our judges play many important roles. Your public service is something to admire. My favorite image of judging comes from a Sesame Street Bert and Ernie book I read to my children 20-some years ago. The book featured a character called the “Royal Wiseperson.” People in the kingdom would bring their problems and their disputes to the Royal Wiseperson who would then solve them perfectly. As judges, you play seven important roles in our society.
You are the link between our government, our laws and our people. We have no royalty; rather, we have a history of not trusting government. You are our watchers and fixers when government gets out of line. You bring it into alignment with our laws. We need a trusted person to review the actions of government because our government is made up of human beings who can be tired, overworked, undertrained and inattentive. We need you to bring it into alignment with our laws.

You are the face of our justice system to the citizens who appear before you. When you handle hundreds or thousands of cases, as you do, it is easy to forget how important you are to the citizens who appear before you. It is an experience they will never forget. You may be their only exposure to a judge in their lives. When you show us respect, we go home and tell our families: “The judge made sure I could tell my story.” “The judge called me sir or ma’am.” (This is incredibly important to people who are not treated that way in daily life.) “The judge made sure I understood what was going on.” How you treat people when you explain the process, when you ensure the hearing impaired can understand, when you show patience and when you show people respect gives us all faith in the justice system.

The way, you too, treat the process in the courtroom or hearing room affects our respect for the system. When you insist on respect by parties and advocates and insist on proper decorum, you send a strong message about the importance of our laws and our legal system. Finally, the way you show respect for the law will affect our respect for the legal system. It maintains our faith in our democracy when you respect the limits on your powers and apply the choices of our elected representatives even when you might not have made those choices yourself.

You are the face of fairness in our society. We all agree that a fair hearing is part of due process and that government action has to both be fair and appear fair. Defining the term “fairness,” however, is not easy. When I was a new law professor, I used the term in a disagreement with the late and much missed John Stiepleman, then-dean of The University of Toledo College of Law. His response — “Fair, isn’t that the territory between the chinked in lines on a ball field?” — stuck with me as a lesson that arguments in this area must be more than conclusions. Nonetheless, we all have a sense of what fairness means.

A citizen thinks it’s fair when you let me tell my story, and when I can tell from your attentiveness, your actions and your questions at a hearing that you understand my argument or that of my lawyer. If I lose, I will think it’s fairer if I can see from your opinion that you considered my arguments and had reasons for rejecting them. To me, fair means I get my chance to hold the government accountable and receive respect as a citizen.

You perform a most important role — that of decision maker. Disputes need to be ended before the hearing process can begin, and we need you to do this well. This is lonely work. It affects people’s lives. We need you to go to a quiet place, struggle with it, review it and second-guess yourself. Although a trial-type adversarial setting may still be the best way to find truth, determining truth is not easy when some people’s nervousness makes them appear shrilly, when some people’s culture or upbringing brings them not to look you in the eye even when telling the truth, and when our faulty memories let some of us honestly believe what we say even when it is not true.

Yogi Berra is quoted as saying, “You can observe a lot just by watching.” We have to trust you to do this watching by applying your own unique blend of intuition and analysis to get it right, second-guessing your logic when your instincts aren’t comfortable and second-guessing your instincts when logic and analysis lead the other way.
The University of Toledo | Law Transcript

**Toledo Law Salutes Its Alumni in the Judiciary**

We thank the following individuals for their careers of public service and commitment to justice. This list was compiled based on available alumni records. We apologize to any judges whose names should have been included and look forward to recognizing your service in a future publication. If we failed to list you or you know of a classmate who should have been listed, please e-mail ann.elick@utoledo.edu. We are very proud of our alumni and wish to properly recognize all who serve on the bench.

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<thead>
<tr>
<th>State</th>
<th>Name</th>
<th>Position</th>
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<tbody>
<tr>
<td><strong>Arizona</strong></td>
<td>Michelle H. Burns ’85</td>
<td>U.S. Magistrate Judge, District of Arizona</td>
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<td></td>
<td>Robert A. Colosi ’75</td>
<td>Judge Pro Tem Commissioner, Maricopa County Superior Court</td>
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<td></td>
<td>Ralph M. Hess ’77</td>
<td>Pro Tem Judge, Yavapai County Superior Court</td>
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<td>Marilyn McClintock</td>
<td>Riddel ’57</td>
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<td>Riddel ’77</td>
<td>Judge (Ret.), Maricopa County Superior Court</td>
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<td>Darrel C. Negri ’80</td>
<td>Administrative Law Judge, Arizona Superior Court</td>
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<td><strong>District of Columbia</strong></td>
<td>Allain H. Goodman ’74</td>
<td>U.S. General Services Administration Board of Contract Appeals</td>
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<td>Alan G. Lance Sr. ’73</td>
<td>Judge, U.S. Court of Appeals for Veterans Claims</td>
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<td><strong>Florida</strong></td>
<td>Gary M. Farmer Sr. ’73</td>
<td>Chief Judge, 4th District Court of Appeals</td>
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<td>John J. Hoy ’75</td>
<td>Judge, 15th Judicial Circuit, Palm Beach County</td>
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<td>Kenneth S. Hurewitz ’73</td>
<td>U.S. Magistrate Judge, Middle District of Florida</td>
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<td>Gregory J. Kelly ’88</td>
<td>U.S. Magistrate Judge, Middle District of Florida</td>
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<td>Scott Tews ’90</td>
<td>Administrative Law Judge, Social Security Administration</td>
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<td>William R. Webb ’73</td>
<td>Judge, 6th Judicial Circuit, Pascagoula and Plaquemines</td>
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<td><strong>Georgia</strong></td>
<td>C. Ray Mullins ’82</td>
<td>U.S. Bankruptcy Judge, Northern District of Georgia</td>
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<td><strong>Indiana</strong></td>
<td>Kathleen Tighe Coriden ’71</td>
<td>Judge, Bartholomew County Superior Court</td>
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<td>Robert G. Cossey ’75</td>
<td>U.S. Magistrate Judge, Northern District of Indiana</td>
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<td>Matthew G. Hanson ’94</td>
<td>Judge, Morgan County Circuit Court</td>
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<td>Kevin P. Wallace ’79</td>
<td>Judge, DeKalb County Superior Court</td>
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<td><strong>District of Columbia</strong></td>
<td>Allan H. Goodman ’74</td>
<td>U.S. General Services Administration Board of Contract Appeals</td>
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<td><strong>Kentucky</strong></td>
<td>William H. Childs ’82</td>
<td>Judge, Cumberland County Probate Court</td>
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<td><strong>Massachusetts</strong></td>
<td>R. Marc Kantrowitz ’78</td>
<td>Associate Justice, Massachusetts Appeals Court</td>
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<td>C. Jeffrey Kinder ’91</td>
<td>Associate Justice, Suffolk Superior Court</td>
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<td><strong>Michigan</strong></td>
<td>Nancy L. Anderson ’86</td>
<td>Administrative Law Judge, Family Independence Agency</td>
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<td>Janet M. Boes ’83</td>
<td>Judge, 15th Circuit Court, Saginaw County</td>
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<td>William Bond ’79</td>
<td>Administrative Law Judge, State Office of Administrative Hearings and Rules</td>
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<td><strong>New Jersey</strong></td>
<td>Kenneth E. Calloway ’70</td>
<td>Judge, Sea Isle City Municipal Court</td>
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<td><strong>Ohio</strong></td>
<td>Thomas K. Byerly ’78</td>
<td>Judge, Easton County Probate Court</td>
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<td>Michael H. Cherry ’74</td>
<td>Judge, 15th Circuit Court, Branch County</td>
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<td>Ward L. Clarkson ’83</td>
<td>Judge, 68th District Court, Shawnee</td>
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<td>John A. Gadola ’91</td>
<td>Judge, 7th Circuit Court, Calhoun County</td>
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<td>Carol A. Husum ’80</td>
<td>Judge, 8th District Court, Kalamazoo</td>
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<td>Gregg P. Iddings ’93</td>
<td>Judge, Probate Court, Van Buren County</td>
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<td>Virginia M. Morgan ’75</td>
<td>U.S. Magistrate Judge, Eastern District of Michigan</td>
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<td>Pamela A. Moskwa ’81</td>
<td>Probate Judge, 1st District Court, Monroe</td>
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<td>Ramona Roberts ’80</td>
<td>Judge, 68th District Court, Flint</td>
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<td></td>
<td>Mark T. Slavens ’80</td>
<td>Judge, 3rd Circuit Court, Wayne County</td>
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<td>Thomas E. Stratsatsa ’68</td>
<td>Administrative Law Judge, Michigan Tax Tribunal</td>
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<td>Jack Vitale ’72</td>
<td>Judge, 1st District Court, Monroe</td>
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<td></td>
<td>Vincent Castelli Westra ’82</td>
<td>Judge, 8th District Court, Kalamazoo</td>
</tr>
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Louis Garippo Jr. ‘76
Judge, West Long Branch Municipal Court
Harry R. Gensler ‘80
Justice of the Peace, Pro Tem, Pahranagat Justice Court
Barbara S. McCarthy ‘85
Administrative Judge, Sparks Municipal Court
David Freundlich ‘71
Supervising Judge, Suffolk County Family Court
Michael F. Griffith ‘76
Judge, Wyoming County Family/ Surrogate Court
Jo Allison Henn ‘84
Administrative Law Judge, Unemployment Insurance Appeals Board
Bruce R. Mazzarella ‘73
Administrative Law Judge, Social Security Administration (Buffalo)
Philip J. Patti ‘68
Judge, New York State Court of Claims
Timothy J. Walker ‘88
Judge, New York State Court of Claims

New Mexico

New York

New York Islands

Nevada

Northern Mariana Islands

Ohio

Ohio Islands

Louisiana

Louisiana Islands

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Louisiana Islands
The College of Law welcomed 164 graduates into the legal profession at its May 9 commencement ceremony. More than 1,000 proud friends and family members joined them on this happy occasion.

After welcoming the graduates and their guests, Dean Douglas Ray dedicated the commencement ceremony to the late Chief Justice of the Ohio Supreme Court, Thomas J. Moyer, paying tribute to his leadership, commitment to justice and support of legal education. Chief Justice Moyer was a regular participant in the College’s fall orientation program and a role model of professionalism.

Ohio Supreme Court Justice Judith Ann Lanzinger, a ’77 graduate, delivered the commencement address and told graduates they stand at the brink of new opportunities and challenges. Lanzinger, who graduated as valedictorian of her class, exhorted them to use their skills and knowledge for the good of society, to measure their profession with a strong sense of ethics and to advocate vigorously for clients.

“Your clients, in seeking your help, will actually be entrusting you with their lives,” she said. “So listen carefully to their stories and respond to their needs. Represent them zealously and champion their causes. You are their voice. In trying to meet their needs, you will be entrusting you with their lives,” she said. “Can you imagine what is should be like?”

In her talk, Lanzinger urged the graduates, faced with an uncertain economy, to be alert to the many opportunities afforded by their new degrees, recalling that she went through several job changes before reaching the Supreme Court. “I myself zigzagged before reaching the Supreme Court — from practice as an in-house corporation lawyer, next, to a large law firm and then into the judiciary, stepping from the municipal, to the common pleas and then the appellate courts,” she recalled. “The Supreme Court is my perfect legal career, but the perfect opportunity that satisfies your expectations might not present itself to you initially. Let me urge you to stay hopeful and seize your chances and recognize them for what they are. They might not first appear exactly as you expect them to.”

“For example, you may initially have more time to devote to pro bono cases or to community service and then find that these challenges lead to full-time employment. Providing legal access to the poor will be an obligation that calls on you throughout your career because it comes with the profession, and we urge you to do your part. In any event, in the hard times be comforted by the fact that no one can take your law degree from you. It was hard won, and it is worth preserving.”

Ray emphasized that he and the rest of the law school’s faculty were proud of the graduates and said they should take the same pride in their accomplishments. Noting that law school was a “transitioning experience,” he told the graduating class that they distinguished themselves with their spirit of public service and volunteerism, citing the thousands of hours they devoted to pro bono legal services and community outreach projects like food and clothing drives and Haiti relief efforts.

Before degrees were conferred, Ray told graduates that lawyers must assume major responsibilities that go along with the privileges that are a part of the profession.

“The career you begin today is one that gives you the opportunity to make a difference — and to be treated with taking care of some of the most important things in people’s lives,” he said. “They will trust you to protect their liberty, their livelihoods, their families and their property. Today, you cross one threshold into the legal profession. You will cross another when you are sworn into the bar. You will cross the third threshold as you grow into the role of a professional — a person who treats law as a calling and not a commodity. The message we send you today as you walk across the stage is that we think you are ready to take on these responsibilities and to take the next steps.”

Two graduates were honored at the ceremony. Jessica Welty received the Dean’s Award for Distinguished Achievement and Service and was chosen to give the class address. Welty, a summa cum laude graduate, holds degrees from Denison University and the University of Michigan Law School.

The University of Toledo  |  Law Transcript
Passing the torch

Legal education at Toledo Law is a three-generation family affair for Toledo's Cubbon family

By Jim Winkler ’86

A fter watching her grandfather, father, mother and several other relatives — all graduates of University of Toledo College of Law — have successful legal careers, Jocelyn Cubbon DeMar, a member of law school’s Class of 2010, is ready to make her own mark on the legal world.

“I’ve loved my three years in law school, but I can’t wait to move to Cincinnati and start to practice,” said Jocelyn, who is moving with her husband, William, a pilot with regional air carrier American Eagle, to Cincinnati, where she will become an associate in the corporate department of Dinsmore & Shohl LLP. “I have so much to learn beyond what I learned in law school.”

Her grandfather, Frank W. Cubbon Jr. ’53, was a prominent Toledo personal-injury attorney for six decades before retiring in 2005. Her father, Stuart Cubbon ’81, now heads the firm he founded, and her mother, the Honorable Denise Navarre Cubbon ’81, is a Lucas County juvenile judge. Denise and Stuart met in law school and later married. Jan aunt, Kelly Cubbon ’84, married to Toledo criminal defense attorney Spiro P. Couves ’98, is a member of the Cubbon firm, as is her uncle, Thomas J. McArdle ’87. Aunts Barbara Cubbon-Beale ’88 and Cecilia Cubbon-Beale ’98 are also graduates. They all share an amazing loyalty to the law school.

Jocelyn, a magna cum laude graduate who served as editor-in-chief of the Law Review this year, said that as she was growing up she wasn’t specifically encouraged to enter law. Because it was such a big part of her parents’ lives, however, it was easy to gravitate toward the profession. And she appreciates the historical significance of her graduation and the pivotal role that the law and the law school have played in her family’s life.

“They never pushed it, but the law was something that I was fascinated by because that’s what my parents did,” she said. “It was something that I grew up with.”

The oldest of four children, she recalls evening meals at home, where lively conversations among siblings and parents often focused on local politics, current events and cases her parents were working on that piqued her interest.

Jocelyn was always welcome to visit her mother, an assistant Lucas County prosecutor for 23 years before being elected judge in 2004, at work or on an occasional trip to the police station or crime lab to gain insight. She also found occasional work as a temporary receptionist or file clerk in the office with her father, a past Toledo Bar Association president and past president of the College of Law Alumni Association.

After graduating from Toledo’s St. Ursula Academy and the University of Notre Dame, Jocelyn spent two years in Atlanta as an executive recruiter before enrolling in fall 2007.

Jocelyn, who made the Dean’s List five times, says that the most important thing her parents taught her was that “family comes first, no matter what.” She learned from her grandfather and grandmother the value of hard work and determination.

“They worked so hard and have such success and have always been so humble and generous with everything they did,” she explained. “So I have pretty good role models to follow.”

“When I finally decided to go into law, what really inspired me about my parents and grandfather is that they are people whom the community needs,” Jocelyn explained. “Lawyers help people with serious problems, they are so essential.”

“We have had a dedicated allegiance and loyalty to the College of Law,” said Assistant Professor John W. Stoepler, who taught Jocelyn. “They worked so hard and had so much success and have always been so humble and generous with everything they did.”

Cubbon said his decision to attend Toledo Law served him well, and he was grateful that the law school education he received allowed him to do what he wanted. He established himself as a skilled litigator — a public figure with an established name — and his legal skills earned him a solid living. “To show their gratitude, Frank and Barbara Cubbon provided a substantial donation to the law school in 1996 for renovation of the most court room that today bears their names. The Cubbons said their granddaughter’s graduation reinforces their sense of appreciation for the values of a Toledo legal education.

“Rather than feeling intimidated by such a legacy to follow, Jocelyn exudes an air of confidence and excitement about what the future holds. ‘I’m so grateful for the legal education and foundation that I’ve received at Toledo. I know it will serve me well as I start to practice.’”

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Law School Honors Service of Three Outstanding Professors

On May 7, faculty, staff and members of the bar gathered at the Law Center to pay tribute to the careers and service of three outstanding law professors. Professors Bruce Campbell, Douglas Chapman and Robert Hopperton will retire this summer and the law school community gathered to honor their service with gifts and a reception. Dean Douglas Ray stated, “We have all been fortunate to know and work with Bruce, Doug and Bob. They have been outstanding teachers and outstanding members of our community. We will miss their wisdom, their energy, their expertise and their leadership. Retirement does not mean good-bye, however. We will hope to bring each back from time to time for part time teaching opportunities so that future students will have the opportunity to learn from them as well.” Campbell, Chapman and Hopperton all served as associate deans during their tenure at Toledo Law, and Professor Hopperton twice served as interim dean.

Bruce A. Campbell

Professor Bruce Campbell, known as “Mr. Commercial Law,” to generations of law students, has been on the faculty since 1979. In his time here, he taught American Legal History, Banking Law Seminar, Conflicts of Law, Constitutional Law, Contracts, Contract Law Seminar, Commercial Paper, Environmental Land Use Regulation and Legal Process. He noted the “remarkable changes” he has seen in the careers and service of three outstanding law professors. Professors Bruce Campbell, Robert J. Hopperton and Douglas K. Chapman

Before coming to Toledo Law, Hopperton served as director of the Law Reform Project, Land Use and Development Law, Real Estate Transactions, Negotiation and Settlement, Negotiation Theory and Strategies, Alternatives to Dispute Resolution, Mediation, Arbitration, Advocacy, Writing for Law Review, Legal Drafting, Advanced Legal Writing, Environmental Law and Regulation and Legal Process. He noted the “remarkable changes” he’s seen in both the law school and the legal profession. For example, his 1972 graduating class at Ohio State University’s law school contained only six women out of 150. Now, women average about 50 percent of incoming classes nationwide. Hopperton said this has brought a new diversity of viewpoints to the classroom, a change that has made for a more interesting and valuable educational experience.

Douglas K. Chapman

During his 38 years on the law faculty, Professor Douglas Chapman has been one of the most popular and appreciated classroom teachers in the building. He was voted “Outstanding Professor,” for example, by 12 different graduating classes.

When asked what he has liked about his time at the law school, Chapman answered, “the people.” He called it a “wonderful place to work and said he has made many lifelong friendships among his students. He also mentioned close relationships with many staff members and praised the collegial atmosphere among the faculty.

Chapman joined Toledo Law in 1982, after teaching at Northwestern University in Los Angeles, The University of Tulsa and Ohio Northern University. He taught Federal Income Tax, Federal Estate/Gift Tax, Business Enterprise Tax, Corporate Tax, Estate Planning, Property and Trusts and Estates. In each of these courses, he brought a sense of energy to the classroom and mixed humor with a thorough and practical grounding in the subject. He frequently used real-life hypotheticals to help students understand the practical applications of what he was teaching and to make them think about why a case or doctrine was important. After 35 years of teaching, he still experiences a sense of excitement in the classroom and enjoys the fun of watching his students discover new things.

Outside the classroom, Chapman made a difference as well. He was instrumental in forming the Great Lakes Institute and served as its first director. In addition, he provided leadership and service in his years as the College of Law’s associate dean for academic affairs and in his many efforts on behalf of our student recruiting program.

Robert J. Hopperton

Professor Robert J. Hopperton has been with the law school since 1978. He’s served with distinction as both interim dean and associate dean, but teaching is his true passion.

“I can’t imagine a more enjoyable and satisfying career than being a law professor,” he said. “It’s the perfect combination of intellectual challenge, hard work and interaction with students, faculty and staff.”

In his more than 30 years on the faculty, Hopperton has taught Property I and II, Land Use and Development Law, Real Estate Transactions, Negotiation and Settlement, Negotiation Theory and Strategies, Alternatives to Dispute Resolution, Mediation, Arbitration, Advocacy, Writing for Law Review, Legal Drafting, Advanced Legal Writing, Environmental Law and Regulation and Legal Process. He noted the “remarkable changes” he’s seen in both the law school and the legal profession. For example, his 1972 graduating class at Ohio State University’s law school contained only six women out of 150. Now, women average about 50 percent of incoming classes nationwide. Hopperton said this has brought a new diversity of viewpoints to the classroom, a change that has made for a more interesting and valuable educational experience.

He also talks about advances in technology, the increased role of globalization, and greater emphasis on skills training as developments he’s pleased to see over the years.

Throughout their time in law school, he has asked students to think of themselves as professionals and to treat their classmates like the kind of lawyers they’d like to be. If he could stress one thing to students, it’s that “preparation is part of professionalism.” He hopes that they’ve prepared themselves to be successful and to develop a “wholehearted attitude of service.”

Before coming to Toledo Law, Hopperton served as director of the Law Reform Project, Ohio State University College of Law, assistant director of the Ohio Department of Commerce, and chief of the Ohio Consumer Protection Division. He also taught at the University of Dayton Law School.

Serving as associate dean in the early 1980’s, Campbell was instrumental in helping expand the college’s student recruiting program and, with Assistant Dean Carol Frendt, in establishing a modern law admissions system. Campbell also provided leadership through his chairmanship of the curriculum committee, his work on ABA site visit committees and University committees.

Campbell has found teaching to be a challenging and rewarding career, one that provided the opportunity to think, analyze, learn and then present a complex subject in a coherent way. He said, “The best part of the law school has always been its people: smart, serious and friendly faculty, capable and dedicated and supremely gracious and helpful staff; and, always, amazing students.”

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Professor Bruce A. Campbell, Robert J. Hopperton and Douglas K. Chapman

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John A. Barrett Jr. Associate Professor

Associate Professor John A. Barrett Jr. just completed his term as president of the Faculty Senate and has begun his term as past president. What this means in practical terms is that he has spent the year more on 20 University and College of Law committees and work groups, in addition to his normal teaching, advising, and mentor court activities. He claims it was a great learning experience and that he now knows more about UT. Barrett also conducted a sold-out wine tasting event for the College of Law Alumni Affiliate in April. The theme was wines you should be drinking more of, and the alumni were treated to a great lineup of some of his favorite grapes. Finally, Barrett wrote a piece on Joint Venture Governance for the second edition of Joint Ventures in the International Arena.

Benjamin G. Davis Associate Professor

Associate Professor Benjamin G. Davis published with Keith Snyder, Online Influences: Space(s) and Digital Influence: Waves. In Honor of Charly 25 Ohio St. J. on Disp. Resul. 203-245 (2010). He continued his work as a council member of the ABA Section on Dispute Resolution (participating in writing section policy and initiatives), being appointed to the Nominating Committee, and as chair of the Subcommittee on the Arbitration Competition. ABA Law School Division Competitions Committee. As a board member of the Society of American Law Teachers (former co-chair and current member of the Human Rights Committee), he helped in addressing a wide range of issues pertaining to the SALT ranging from law school concerns, to access to justice and threats to the legal profession, to amicus briefs to the Supreme Court in CLS v. Martinez, to threats to legal clinics in Maryland, to tort and criminal prosecution of high-level civilians and military generals. He is a member of the Robert Jackson Steering Committee (work on issues related to torture). He received the Outstanding Professor of the Year award from the University of Toledo Law Alumni Affiliate and a Community Service Award from the United Muslims Association of Toledo. He was on sabbatical in spring 2010, writing a book on the citizen’s role in state compliance with the law. He continued his work as a council member of the ABA Section on Law Schools Section on Minorities. Gibbons has had two articles accepted for publication. Visual Artis Rights Act and the Protection of Digital Works of “Photographers” will be published in the North Carolina Journal of Law and Technology, and Technology Transfer Enough is Never Enough will be published in the University of Louisville Law Review. In addition, Professor Gibbons spoke or presented papers at the following programs: The BDO International Conference 2010, “The North Carolina Journal of Law and Technology Symposium Honoring Laura N. Gasaway, the International Association for the Advancement of Teaching and Research in Intellectual Property (ATRP), the University of Louisville Brandeis School of Law Second Annual Conference in Innovation and Communications Law Program; the South China University of Technology, Intellectual Property School and the Law School of Guangdong, China; 2009 International Workshop on the Copyright Industries and Intellectual Property (CIIIP 09); and the University of Hong Kong, Journalism and Media Studies Center. The Age of Digital Convergence: An East-West Dialogue on Law, Media and Technology.

Maara Fink Clinical Professor

Clinical Professor Maara Fink recently finished her two-year term as president of the Ohio Mediation Association, a statewide organization for mediators and mediation advocates. She has been appointed to serve as vice-chair of the Leadership Council for Planned Parenthood of Northwest Ohio and recently joined the board of the University of Toledo College of Law Alumni Affiliate.

Professor Fink presented to several groups and organizations on various topics in alternative dispute resolution. She served as one of several moderators during the fall CLE on The Role of Judges in Mediation and Settlement. She also served as a moderator during the annual conference of the Ohio Mediation Association.

Professor Fink continues to encourage law students to explore and promote the use of alternative dispute resolution methods in our legal system by serving as the advisor to the College of Law ADR Society.

Llewellyn Joseph Gibbons Associate Professor

Associate Professor Llewellyn Joseph Gibbons is serving as the chair of the American Association of Law Schools Section on Minorities. Gibbons has had two articles accepted for publication. Visual Artis Rights Act and the Protection of Digital Works of “Photographers” will be published in the North Carolina Journal of Law and Technology, and Technology Transfer Enough is Never Enough will be published in the University of Louisville Law Review. In addition, Professor Gibbons spoke or presented papers at the following programs: The BDO International Conference 2010, “The North Carolina Journal of Law and Technology Symposium Honoring Laura N. Gasaway, the International Association for the Advancement of Teaching and Research in Intellectual Property (ATRP), the University of Louisville Brandeis School of Law Second Annual Conference in Innovation and Communications Law Program; the South China University of Technology, Intellectual Property School and the Law School of Guangdong, China; 2009 International Workshop on the Copyright Industries and Intellectual Property (CIIIP 09); and the University of Hong Kong, Journalism and Media Studies Center. The Age of Digital Convergence: An East-West Dialogue on Law, Media and Technology.

Heather S. Korns Assistant Dean

Assistant Dean Heather Korns hosted several alumni events and employee roundtables in the past year. Since July 2009, she has hosted events in Atlanta, Ga.; Buffalo, N.Y.; Charlotte, N.C.; Chicago, Ill.; Cincinnati, Ohio; Cleveland, Ohio; Columbus, Ohio; Dayton, Ohio (Ohio State Bar Meeting); Dearborn, Mich. (Michigan State Bar Meeting); Findlay, Ohio; Miami, Fla.; Monroe, Mich.; Raleigh, N.C.; Toledo, Ohio; and Washington, D.C. In addition, she conducted an extensive set of professional development programs designed to prepare students for professional success (See pp. 4-5). She participates on the Toledo Bar Association’s Diversity Committee, serves on a subcommittee of the University’s Strategic Planning Committee and is a co-chair of the National Association of Law Placement’s Law Student Professional Development Section. In May 2010, she and Jessica Mehli put on a resume and cover letter workshop for outgoing AmeriCorps attorneys in the region.

Bruce Kennedy Associate Professor

Associate Professor Bruce Kennedy has written, A Brief Introduction to U.S. Legal Research: Materials and Eminent Domain – The Two Ends of Search of U.S. Property Laws: two book chapters for a forthcoming book sponsored by the Hong Kong America Center.

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Ken Kilbert Associate Professor

Associate Professor Ken Kilbert wrote “The Public Trust Doctrine and the Great Lakes Shores,” which was the lead article in the winter 2010 issue of the Cleveland State Law Review.

of the Cleveland State Law Review.

He also organized the ninth annual Great Lakes Water Conference in Nov. 2009, sponsored by the College of Law and its affiliated Legal Institute of the Great Lakes. Other speaking engagements included the Toledo Metropolitan Area Council of Governments in Sept. 2009 regarding the proposed federal Clean Water Restoration Act and the Lucas County Bar Association in April 2010 regarding太湖water species and the Great Lakes.

Additionally, in March 2010, he taught a short Civil Procedure course to Hungarian law students as part of the American Law Program at the University of Szeged.

Jessica Knouse Assistant Professor

Assistant Professor Jessica Knouse, who was promoted to associate professor effective fall 2010, published an article titled From Identity to Community.

Susan Martyn Stoepler Professor of Law and Values

Stoepler Professor of Law and Values Susan Martyn has written (with co-author Lawrence J. Fos) the second edition of their Legal Ethics Deskbook, Red Flags: A Lawyer’s Handbook on Legal Ethics (ALI-ABA 2010). Rather than marching through various legal rules theoretically, Red Flags approaches legal ethics from the perspective of a practicing lawyer facing an actual dilemma. The second edition covers topics such as identifying your client, fees, the first C’s of fiduciary duty, the limits of zealous representation and a new chapter on judicial ethics. Martyn and Fos, a practicing lawyer and adjunct professor of legal ethics at Yale, met 20 years ago as advisers to the American Law Institute’s Restatement of the Law Governing Lawyers. They have also written Transcending the Ethical Mindfield: Problems, Law and Professional Responsibility (Aspen 2nd ed. 2008); a law school textbook, The Ethics of Representing Organizations: Legal Fusions for Clients (Oxford Press 2009); and a yearly edition of rules supplement The Law Governing Lawyers: National Rules, Standards, and State Lawyer Codes (Aspen 2010).

Martyn also served as a co-editor of A Century of Legal Ethics: Trial Lawyers and the ABA Canons of Professional Ethics (ABA Litigation Section 2009) contributing her own chapter to the book, titled “Back to the Future: Fiduciary Theory Then and Now.”

In December, Martyn and Fox contributed a brief amicus curiae to the United States Supreme Court in the case of Holland v. Florida, on behalf of 30 legal ethics professors and practitioners. The experts’ brief argues that a lawyer’s failure to follow a client’s instruction to file a federal habeas petition constitutes grounds for equitable tolling of the statute of limitations.

In August, Martyn will complete her three-year term on the American Bar Association Standing Committee on Ethics and Professional Responsibility.
Assistant Dean

Jessica Mehli '05

Assistant Dean, whose primary served as assistant dean for our Law Career Services Office, has been promoted to assistant dean for admissions. In that position, she will oversee student recruiting and law admissions. She is the co-author, with Anneflet Geyta, of “Tips and Pointers on Drafting a Resume for a Legal Services Position,” N.D.P. Bulletin, Vol. 22, No. 1 (Jan. 2010).

Kelly A. Moore
Assistant Professor

Professor Kelly A. Moore joined the faculty in August 2009, having previously taught at Washington University School of Law in St. Louis and at the St. Louis University School of Law, and having been director of the LLM in Tax Program at Washington University School of Law over the past eight years. During his first year at the College of Law, he taught Trusts and Estates, Business Enterprise Tax, Fiduciary Income Tax and Federal Income Tax. He is teaching Trusts and Estates as a visiting professor at St. Louis University School of Law in summer 2010. Moore placed an article, “The Road To Transfer Tax Simplification is Paved With Incremental Intentions,” in the Federal的企业杂志. This article, which appeared in the Jan. 2010 volume of the Georgia State University Law Review, was co-authored by regime on American morality, development of the new edition will be published in fall 2010. With Professor Cameron (Southwestern) and Cohen (LSU), he published the 2009 symposium on Labor Management Relations: Strikes, Lockouts, and Boycotts (Thomson West), a treatise for labor law practitioners. In May 2010, he co-chaired and presented at the Center for American and International Labor Law’s four-day Course in Labor Law and Arbitration in Plano, Texas. The program is attended by lawyers from around the country and features presentations from top labor law professors and attorneys. A highlight of this year’s program was a presentation by the Hon. Wilma Lieberman, chair of the National Labor Relations Board. This is the 11th year that Ray has chaired or co-chaired the program.

Douglas Ray

Former Dean

Professor Douglas Ray, with Professors Sharpe and Strassfeld of Case Western Reserve Law School, has completed work on the third edition of Understanding Labor Law (LexisNexis), a general treatise for law students and attorneys. The new edition will be published in fall 2010. With Professors Cameron (Southwestern) and Cohen (LSU), he published the 2009 symposium on Labor Management Relations: Strikes, Lockouts, and Boycotts (Thomson West), a treatise for labor law practitioners. In May 2010, he co-chaired and presented at the Center for American and International Labor Law’s four-day Course in Labor Law and Arbitration in Plano, Texas. The program is attended by lawyers from around the country and features presentations from top labor law professors and attorneys. A highlight of this year’s program was a presentation by the Hon. Wilma Lieberman, chair of the National Labor Relations Board. This is the 11th year that Ray has chaired or co-chaired the program.

Nicole Porter

Associate Professor

Associate Professor Nicole Porter, who was granted tenure and promoted to professor effective fall 2010, had two pieces of scholarship accepted for publication. Her article, Synergistic Solutions: An Integrated Approach to Solving the Caregiver Conundrum for “Real” Workers was accepted for publication in the Stetson Law Review. This article was selected from a national search to be presented at the Annual Meeting of the American Association of University Women in New York in Jan. 2010. Porter also presented this article at the Fourth Annual Labor and Employment Law Colloquium at Seton Hall Law School in Sept. 2009. Porter placed a book review, Rethinking (Most of) the Tension: A Review of Samuel R. Bagenstos, Law & the Contradictions of the Disability Rights Movement, in the Cornell Journal of Law and Public Policy. In March 2010, Porter was an invited panelist on a panel titled Rethinking Superwoman: Care and Market Work from a Non-Binary Perspective, at conference on the University of Denver Law School, titled “Motherhood: Rethinking Our Past, Transforming Our Future.” Finally, Porter became a member of the Sexual Harassment Task Force, a university-wide committee responsible for preventing sexual harassment throughout the University. Beginning fall 2010, she will also serve as associate dean for academic affairs.

Lee Pizzimenti

Associate Dean

Lee Pizzimenti participated in a presentation on professionalism and civility at the opening session of the Morrison R. Whyte Inn of Court. She serves as secretary and a member of the executive committee for that organization. She also served on a panel at a CLE sponsored by the Toledo Bar Association, which explored ethical and professionalism issues associated with the Internet and social media.

FACULTY NOTES

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Associate Professor Geoffrey Rapp, who was granted tenure and promoted to professor effective fall 2010, continued his writing in the area of tort law. He completed a major piece, Defense Against Outrage and the Perils of Parasitic Torts, exploring the role of traditional common law defenses in connection with conduct actionable as Intentional Infliction of Emotional Distress. The piece addressed broader issues relating to the development of new torts through common law decision-making, and was accepted for publication in the fall 2010 issue of the Georgia State University Law Review. In addition, Rapp wrote several shorter pieces for law journals. In Unannounced Environmental Exposure: Civil Liability for Domestic Livestock Enforcement Use of Unannounced Aerial Systems, a contribution to a symposium sponsored by the University of North Dakota Law Review, Rapp explored civil liability concerns should unmanned drones be deployed in the national airspace system. In Salvage Dover on the Somali Coast: Who Pays for Anti-Piracy Efforts?, a contribution to an American University Law Review symposium on combating piracy, Rapp explored the possibility that public and private efforts to rescue merchant vessels from maritime pirates could trigger admiralty law “salvage” awards. In Blue Sky Steroids, a contribution to a symposium sponsored by Northwestern University’s Institute on the National and Criminal Law, Rapp explored whether a disclosure regime modeled on American securities regulations could address the problems associated with the performance-enhancing substance use in professional sports. In Government by Whistleblower, a contribution to a symposium sponsored by Chapman University’s Nexus Journal of Law and Policy, Rapp argued that as a result of federal investment in traditionally traded companies through the “ bailout” legislation, existing federal statutes could be used to provide bastions for securities fraud whistleblowers.

Rapp spoke at the annual meeting of the Association of American Law Schools in New Orleans in Jan. 2010 and gave presentations at DuPaul University in Chicago, Ill., and Seton Hall University in Newark, N.J. He was interviewed by Slate (three times), Business Insurance Magazine, The Christian Science Monitor, The New York Times, Toronto’s National Post (six times), and The Washington Times (twice), and was a guest on the Louisville radio station WDRK show The Early Bird.

William Richman

Distinguished University Professor

Distinguished University Professor William Richman has been a life member of the American Law Institute, an honorary status awarded to elected members who have served and supported the institute for 25 years. The class of honorees, who was elected to membership to the ALI in 1985, number about 50. Richman was in good company; the class included three United States Circuit Judges, numerous state appellate court judges and legal scholars, including one who is now president of the University of Rochester.

Richman is finishing his work on a book about the changes in the United States Circuit Courts caused by the striking increase in the volume of appeals filed. The book will be published by the Oxford University Press.

Richman also completed the annual supplement to his multi-volume treatise on personal jurisdiction. His senior co-author, Robert Casal, is no longer active in preparing the supplement, so Richman has recruited Associate Dean Wendy Petrulis of Georgetown University Law Center as another co-author.

Rob Salem

Clinical Professor

Clinical Professor Rob Salem presented at a symposium and workshops over the past year. He conducted workshops on the law related to school bullying at conferences in Dallas, Texas, and Cleveland, Ohio. He also testified before the Ohio General Assembly on a cyber-bullying bill that he and several Toledo law students helped draft. Salem was also interviewed on a public television program called “In The Life,” which addressed the epidemic of youth suicides related to bullying. The program aired nationally throughout the month of March.

Salem gave a presentation at the annual Ohio State of the State Conference on emerging legal issues affecting Ohio’s transgender community. He spoke on the status of LGBT family and marriage: law in the United States for a continuing legal education seminar at Ohio Northern University Pettit College of Law. Salem also gave a presentation on Ohio’s Federal Assault law at a conference for social workers titled “Sex, HIV and the Law.” Salem was also a co-author of a paper on judicial involvement in media cross-ownership disputes that was presented at the Southern Popular Culture Association conference in Wilmington, N.C.

Salem also continues to be a guest lecturer on medical ethics and privacy issues for classes at The University of Toledo College of Medicine.

Joseph Slater

Balk Professor of Law and Values

Balk Professor of Law and Values Joseph Slater continues to teach torts and various classes in the labor and employment law areas. He is working on two book projects: Public Sector Employment: Cases and Materials; and (2nd ed.) with Marty Malin and Anne Lofaso) (LEXIS).


Lee J. Strang
Associate Professor

Meet the Challenge of Change at Thomas M. Cooley School of Law.

Strang, as faculty adviser to the Federalist Society, assisted organizing speakers and debates including a panel discussion, The Upcoming Supreme Court Terms, with College of Law faculty. Strang and Barnett participated in a debate hosted by Phi Alpha Delta titled: A Naked Public Square?: The Proper Relationship Between Church and State. Strang frequently spoke to civic and political organizations about the Constitution. His most popular talk is an educational seminar on the basics of constitutional history, meaning and modern applications, The U.S. Constitution I-IV. Strang also regularly commented in the media, especially on health care reform legislation and judicial nominations.

Rebecca E. Zietlow
Professor of Law and Values

"A Louis Denton ’83, is president and chief executive officer of Borer Denton & Associates, Inc., a registered investment advisory firm in Blue Bell, Pennsylvania.

At present, the long term capital gains tax rate is 15 percent. No matter how you look at it, that’s pretty low, and I doubt that it will ever be lower in my lifetime. I prefer to think of the tax in a more positive light. For every dollar of profit made, you get to keep 85 cents of it. While I don’t know how long the rate will be 15 percent, I would hazard a guess and say that rates are more likely than not to be higher in the foreseeable future. (I hope I’m wrong, but at least I am realistic.) Finally, I advise clients to reinvest net proceeds from a sale; i.e., set aside some of the winnings to pay the tax. In essence, I suggest to them that they are paying the tax from the profit made on the trade and that when the taxes are due, they won’t have to scramble to raise cash to pay them.

It seems that people have a hard time accepting the fact that the government wants a piece of the action. Individuals are willing to make illogical decisions based on the fact that the capital gain will cost them something at tax time. For some reason, people often prefer to take a chance and put off the decision to sell.

A number of years ago, a very wise investment advisor counseled me on a way to look at these dreaded taxes. He pointed out that there are three legal ways to avoid capital gains tax on stock sales. I will briefly run through them now.

The first way is to donate all of your appreciated securities to charity. You would get a tax deduction for your donation and the non-profit organization handles the sales. While this would effectively allow you to avoid the tax, it may leave you with few assets to live on. Most people take a pass on this option.

The second way is to die. When you pass away, your securities portfolio gets a stepped-up basis to the date of death. Your heirs will be happy, but you’ll be dead. For obvious reasons, most people are not eager to pursue this strategy.

The third way is to ride the stock down to what you paid for it, alone have to worry about paying taxes. I figured that if you owed Uncle Sam money, you must have made money. From that point on, I vowed to never complain about them, but simply to pay them and be thankful that I was in such a position.

I know from experience that clients detest taxes. For me, I look at the government as a business partner and simply accept that it has an interest in my business. In my opinion, taxes are to be considered in making investment decisions. However, they should never be the driving force behind them. Unfortunately, clients do not always agree and look to strategies that avoid the dreaded tax.
Henry Herschel received the 2009 Public Service Commitment Award from the Law Alumni Affiliate at the 2009 Gala Celebration held at the Inverness Club.

Eddie M. Cole was the 2009 Honoree of the African American Legacy Project of Northwest Ohio. He received the Florida Bar's Supreme Court in Tallahassee.

Prof. Ron Brown of the University of Hawaii Law School was awarded a two-year grant from the U.S.-China Legal Cooperation Fund to conduct a series of workshops in China to produce “An Implementing Platform for China's New Draft Social Security Law.” He will be working with government officials and Peking University. In addition, his article “A Comparative Study of Labor Dispute Mediation and Arbitration Systems in China and the U.S.” was recently published in volume 8 of Labor Relations Journal, Peoples’ University Law School, Beijing, China (in Chinese).

Murray K. Lenson was honored by the Best Lawyers in America and Ohio Super Lawyers for the year 2010 in recognition of his professional malpractice defense. Murray is a partner in the Cleveland law firm of Umer & Bemer.

The Hon. Norman G. Zimmerman was honored as an ASTAR (Advanced Science and Technology Adjudication Resource) fellow. ASTAR is a non-profit institute that prepares judges to preside over cases involving complex scientific issues.

R. Jeffrey Bixler was one of four recipients of the 2010 Access to Justice Awards, presented to Toledo on May 26, 2010.

Daniel P. Ruggiero, a partner in the Portsmouth law firm of Ruggiero & Has, has been recognized by Law & Politics as a 2009 Ohio Super Lawyer. He is also appointed by the American College of Trial Lawyers to the State Committee for 2010.

Thomas W. Kohl was re-elected to his third sixty-year term as president judge in Washington County, Ohio. Alan Sankin is currently vice president of tax and treasury at Docby Laboratories Inc. in San Francisco. In May 2010, he was awarded the Tax Executive Institute’s first Pro Bono service award for his activities as a volunteer lawyer for a non-profit group, Lawyers for One America in San Rafael, Calif.

Gary E. Sargent retired from the Office of the General Counsel of the Social Security Administration in Baltimore, MD, after 31 years of federal service as an attorney. Before retiring, he was admitted to the bar of the Supreme Court of the United States.

Robert E. Wisniewski was awarded the Exemplary Pro Bono Award by Phoenix College in recognition of his ongoing dedication and support.

The Hon. Roger B. Cosby is in his third term as a United States magistrate judge for the United States District Court in Fort Wayne, Ind. In September 2009, he was the featured speaker for the Indiana State University’s College of the American College of Trial Lawyers in Indianapolis, and in October, he was a participant in the American Conference Institute’s ERISA litigation forum in New York City.

Douglas W. Denimore, a partner with the Roanoke Va.-based Gentry Locke Rakes & Moore, has been named 2010 Roanoke “Banking Lawyer of the Year” by The Best Lawyers in America.

Thomas K. Byerley was appointed judge for the United States District Court for the District of Nebraska.

Patricia S. Intagliata will be recognized at the 2010 Law Alumni Gala held at the Inverness Club and be presented with the Law Alumni Affiliate Commitment Award.

J. Christopher Anderson has accepted an invitation to the Ohio State Bar Foundation’s Fellows Class. Each Fellows Class works on a project promoting the Foundation’s mission of public understanding of the law and improvements in the laws and practices of the state.

Joanne Rubin was elected president of the Lucas County Bar Association.

Steven J. Sadler, a managing member of the Bloomfield Hills, Mich., law firm of Davda, Mann, Mulvany & Sadler, was included in the 2010 edition of The Best Lawyers in America.

The Hon. Norman G. Zimmerman was honored by the Best Lawyers in America and Ohio Super Lawyers for the year 2010 in recognition of his professional malpractice defense. Murray is a partner in the Cleveland law firm of Umer & Bemer.

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Mark J. Albrecht has been elected to the Board of Directors of the Family Justice Center of Hillsborough County Inc. (Fla.) The Family Justice Center is a community-wide collaborative between public, private, and non-profit organizations to provide comprehensive services to domestic violence victims and their families in a central location.

Kevin Greenfield, a partner in the law firm of Shareholder, Franklin & Greenfield and director of the Ohio Homesman’s Horseman’s Center, was appointed by Governor Ted Strickland to the Ohio Standardized Development Commission.

The Hon. Thomas J. Osovik was elected presiding judge of the Sixth District Court of Appeals through December 2010. Judge Osovik was also honored by being named as a visiting judge on the Supreme Court of Ohio and heard oral arguments in an Allen County (Ohio) attorney discipline case.

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Advisory Committee on the Judicial Family Network as chair for 2010-11.

Kathleen E. Kudner, a partner in the Dykema law firm in Detroit and a member of the Health Care Practice Group, has been named one of the Best Lawyers in America.

Anthony J. LaCerva was presented with a Distinguished Service Award by the dean of the College of Law in recognition of outstanding leadership and service to the law school.

David B. Chontos was elected to a three-year term on the board of directors for the Pennsylvania Association of Criminal Defense Lawyers.

Shane A. Farolino a partner at the Akron law firm of Roetzel & Andress, was named “Leading U.S. Attorney” in Chambers USA, America’s Leading Business Lawyers Directory.

DeMatteo started his own law office in Buffalo, NY, concentrating on personal injury and criminal defense.

Judicial Family network as an honoree of the Milestones: A Tribute to Women, a leadership recognition award. He is currently serving as senior vice president and executive vice president of AEG, Inc.

Kathrin E. Kudner has been named one of the Best Lawyers in America.

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Steve Andress, was appointed by the Toledo Bar Association to serve on the Board of Sylvania Bills Compensation Committee.

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Thomas C. French is a partner in the Atlanta office of Ford & Harrison, focusing his practice on the representation of management in both labor and employment matters with a concentration on representing retail employers.

Christopher L. Mapes is the executive vice president of the water heating equipment manufacturer A.O. Smith Corp., and president of its electrical products unit. He has been appointed to the advisory board for the Pennsylvania Association of Human Resources/labor Relations.

Timothy Obringer joined the Cleveland, Ohio, office of Westinghouse as a partner. He is a member of the National Diversity Council as one of 2009’s Most Powerful and Influential Women in Ohio.

Christi Scott Barton received her Ph.D. in policy history from Bowling Green State University in fall 2009. Her dissertation was titled “Lawfare: Use of the Definition of Aggressive War by the Soviet and Russian Governments.”

Jennifer A. Belt was elected to serve on the Board of Independent Advocates, a social organization focusing on violence against women.

Muir-Ling Dung served on the panel of presenters for the President’s Lecture Series on Diversity: Strategies for Success in the Workplace, held at The University of Toledo in spring 2010.

James R. Knepp was sworn in on July 30 to serve as a United States Magistrate Judge in Columbus for the U.S. District Court for the Northern District of Ohio.

The Hon. Gregg P. Iddings was appointed by Michigan Governor Jennifer Granholm in March 2009 to the Lenawee County Probate Court. Judge Iddings has also completed his fifth Ironman Triathlon in St. George, Utah.

Jennifer M. Griezo joined the Southfield, Mich., firm of Neuman Anderson as partner. She was sworn in as president of the Oakland County Bar Association for a one-year term and her daughter, Meadow Rose Burch, was born on June 1, 2009.

Andrea Kimball has joined the firm of Sonsensich, Nuth and Rosenthal in the Kansas City office as a member of Sonsensich’s Litigation Practice.

Anita Lopez served on the panel of presenters for the President’s Lecture Series on Diversity: Strategies for Success in the Workplace, held at The University of Toledo in fall 2010.

Jill Valton McIntosh, a member of the Kroger Co., has been promoted to director of human resources/labor relations in the Manufacturing Division in Cincinnati, Ohio.

Mohamed Abdurabboh received the 2009 Outstanding New Exemplar Award from the Law Alumni Affiliate at the 2009 Gala Celebration held at the Innsbrook Club.

Chad R. Baker was honored by the Toledo Bar Association with the 2009 Under 40 Award, which focuses on individuals under the age of 40 who have distinguished themselves in their careers or service in the community.

Joshua R. Bills was elected partner at Levin, Care & Horst of Columbus, Ohio, where he conducts his civil litigation practice. Josh practices in a variety of areas which include personal injury, insurance law, employment law and product liability.

William Connelly Jr. was elected to the Toledo Municipal Court in November 2009.

Stephan S. Keller is a partner at Weber & Sterling of Maumee, Ohio, specializing in estate planning and wealth transist. Steve was named in the Toledo Business Journal’s 2009 List of Who’s Who in Area Law and as a 2010 Rising Star for estate planning and probate. He specializes in banking, mergers and acquisitions, securities and corporate law.

David J. Mack was elected as partner-in-charge of the Toledo firm of Shumaker, Loop & Kendrick and is a member of the firm’s financial institutions practice group. He specializes in banking, mergers and acquisitions, securities and corporate law.

Jeff Wilson wrote a book, the first of a series, called Litte’s: Crime Sheet: Cruxal Success Habits Nobody Never Taught You, which was being released this summer. It’s a street smart’s guide targeted to the young adult market.

2001

Kevin Cooper has been named as secretary of the Toledo Bar Association’s Workers’ Compensation Committee.

2002

Jennifer A. Coatey has been appointed magistrate in the Warren County (Ohio) Juvenile Court.

Julie Hoffman was named to the Board of Governors of Ohio’s Schools.

Gerald L. Trepkowski has accepted a position with the Navy Office of General Counsel supporting the F-30 Joint Strike Fighter program. Jerry will also be honored this fall at the Inverness Club’s Young Lawyers Affiliate to present him with the Outstanding New Exemplar Award.

Timothy Marsh has accepted a position as an Assistant Counsel with Exxon Mobile in Houston, Texas.

Tyler B. Smith has opened his own firm in Huntington, W.Va.

Drew J. Mihalka is named partner in the Fitzgerald law firm in Findlay, Ohio, remaining it Fitzgerald & Mihalka. He and his wife, Lydia, have two children, Erin and Elizabeth.

Emily W. Newman was selected as 2009 Who’s Who in Area Law.

2004

Shumaker, Head & Ritchey in Cincinnati, Ohio, specializing in human resources/labor relations and supporting the F-35 Joint Strike Fighter program. Jerry will also be honored this fall at the Inverness Club’s Young Lawyers Affiliate to present him with the Outstanding New Exemplar Award.

2005

Jodie Miller is a hearing officer with the North Carolina Employment Security Commission hearing appeals cases in Raleigh.

2006

Angelita Cruz Bridges has been appointed by Ohio Governor Ted Strickland to the Ohio Ethics Commission.

Lee Geiger has been appointed to the Board of Directors of the Ohio Ethics Commission.

Carla Perrotta and her husband, Mark, welcomed a new baby girl, Natalya Irene, born to him and her wife, Rose, on June 17, 2010.

The University of Toledo | Law Transcript

CLASS NOTES

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Stephen Persia, an associate in the Akron office of Rostell & Anders, focuses his practice in the area of civil litigation with an emphasis on general liability defense, toxic tort and transportation litigation.

Melinda Slusser was hired as superintendent of the Ottowa County (Ohio) Board of Developmental Disabilities.

Rhonda White is an assistant attorney general in the Appellate Division of the Criminal Justice Section, Denver, Colo. Her division represents the State of Colorado when defendants appeal criminal convictions to the Colorado Court of Appeals and the Colorado Supreme Court.

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You Can Open Doors!

As alumni and friends of the law school, you are uniquely positioned to make a difference in the lives of our students and to affect the trajectory of their careers. You can help them find opportunities, guide them and create connections for them. Among the ways you can help are:

- Hire Them
- Promote Toledo Law
- Create Connections

Encourage Your Office to Consider Them
Your success and your work ethic will make you very credible when you encourage your firm or office to consider current Toledo Law students. We offer on-campus interviews, video interviews and a résumé collection service.

Be a Mentor and Provide Informational Interviews
Your career may have been aided by timely advice from just the right person at just the right time. You can be “just the right person” for current Toledo Law students. Join our National Online Alumni Network and agree to provide our students with advice about and insights into your specialty, your region and your practice. Memoirs provide advice by e-mail, by phone and in office visits. Some join our Pathways to Success Program and allow students to shadow them through a day of work. However you choose to help, you will be a wonderful resource and, through your engagement, a wonderful role model.

Be on the Lookout for Opportunities
Talk to colleagues and contacts and help us find opportunities. When you hear of an opportunity that might be suitable for a new or a recent grad, please pass on the news to us by e-mailing heather.karns@utoledo.edu with any contact information we can share. Opportunities come in many forms, and we hope you’ll pass on any job opportunity that might be suitable for a law grad. Although most law grads choose to practice law in the traditional sense, many people find satisfaction in “destination careers,” which allow them to use their skills without practicing law.

Promote Toledo Law
Make sure that people know you attended Toledo Law. When they like you, they’ll like us. Help us create opportunities for students and networking opportunities for alumni by agreeing to host an alumni reception or by assisting us with arrangements. You will make new friends, and the students we invite will learn a great deal.

Create Connections
Introduce our students to others in your community. Take them to bar meetings, Advise them on the best organizations to join and how to make a difference. Show them social service opportunities that will help them meet good people and do good for the community.

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Today’s job market is a challenge. Toledo Law students can still find the careers of their dreams, but it will take all of us working together. We look forward to partnering with you and thank you in advance for your support!

Heather S. Karns
Douglas E. Ray

Letter from your Development Chair

As the fall semester approaches, I am reminded, with fondness, of my first day at The University of Toledo College of Law — seeking out the posting of our first reading assignments, meeting new classmates, briefing my first tort case and enjoying the fall pig roast. Many years later, I continue to appreciate the tremendous educational opportunity I had at our College of Law, and I hope you do, as well. That education served as the departure point for a challenging and rewarding professional career that I cherish.

I now have the privilege of serving as the chair of Development Committee for our Alumni Affiliate.

Given economic times are challenging, which is why this committee must actively reach out to you for assistance. Our College of Law has not been spared budget cuts and needs your financial assistance more than ever. Cuts impact the very heart of the general budget. For our College of Law to produce the next generation of great attorneys, we need your time, talents and, yes, your financial donations. All of us have the opportunity to continue to drive our College of Law to continued success and help create a learning environment worthy of the tremendous students preparing to start this school year.

Very simply, there are needs within our College of Law on many levels and in many programs. There is no gift too small, and all will be warmly welcomed. As some of our favorite and most dedicated professors retire, now is the perfect time to make a contribution in celebration of and gratitude for their long and distinguished careers. Please consider a gift of $1,000, $500, $250, $100 or whatever you believe is equal to your interest and ability. Every gift will have a positive impact on our College of Law. Your generous contributions will be put to work immediately and, if you have special directed requests, those will be honored to the extent possible.

The Alumni Affiliate is enthusiastically working to hold a wide variety of fun and engaging events, and we hope to see you at an event very soon. Of course, I would personally welcome the opportunity to discuss any thoughts or suggestions, you can contact me through the Alumni Office at 419.530.5359.

Encourage Your Office to Consider Them
Your career may have been aided by timely advice from just the right person at just the right time. You can be “just the right person” for current Toledo Law students. Join our National Online Alumni Network and agree to provide our students with advice about and insights into your specialty, your region and your practice. Memoirs provide advice by e-mail, by phone and in office visits. Some join our Pathways to Success Program and allow students to shadow them through a day of work. However you choose to help, you will be a wonderful resource and, through your engagement, a wonderful role model.

Be on the Lookout for Opportunities
Talk to colleagues and contacts and help us find opportunities. When you hear of an opportunity that might be suitable for a new or a recent grad, please pass on the news to us by e-mailing heather.karns@utoledo.edu with any contact information we can share. Opportunities come in many forms, and we hope you’ll pass on any job opportunity that might be suitable for a law grad. Although most law grads choose to practice law in the traditional sense, many people find satisfaction in “destination careers,” which allow them to use their skills without practicing law.

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A Note from your Law Alumni Affiliate President

As a member of The University of Toledo College of Law Alumni Affiliate, I appreciate each opportunity I have to interact with our law school faculty, staff, students and fellow alumni. I am honored to serve as your Law Alumni Affiliate President for 2010-2011.

This past year, the Law Alumni Affiliate sponsored many exciting and entertaining events and programs. These were well received by our fellow alumni and their families. Planning has already begun for this year’s activities. We hope you are able to enjoy one or more of these, including the Law Alumni Gala that is scheduled for Saturday, Sept. 11, 2010.

With the financial support of many of our fellow alumni, this year your Law Alumni Affiliate implemented a new tradition for those who follow us in our footsteps at the College of Law. Immediately following the May graduation ceremony, we presented each graduating student with a specially-engraved Scale of Justice. Since then, many of our newest alumni have written to express their thanks and appreciation for receiving this personalized gift. This program has the potential to have a lasting impact for our students, alumni and the College of Law. If you would like to learn more about how you can be part of this tradition, please contact your Law Alumni Affiliate.

This year we saw the retirement of Professors Bruce Campbell, Doug Chapman and Bob Hopperton. On behalf of the Law Alumni Affiliate, I thank each of these beloved professors for their years of teaching and service to the College of Law.

Finally, I would like to thank Chad Tuschman for his leadership during his term as president of the Law Alumni Affiliate and Doug Ray for his leadership during his tenure as dean of the Law School. I commend both for their commitment to the College of Law.

Your Law Alumni Affiliate Board and I look forward to working with you this year. If you have any thoughts or suggestions, you can contact me through the Alumni Office at 419.530.5359.

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Law Alumni Affiliate
Michelle L. Kranz ’93
President, Law Alumni Affiliate

Bruce M. Stone ’96
President, Law Alumni Affiliate
Please Join Us!

Information about these and other events can be found on our Web site at law.utoledo.edu

Sept. 11: Law Alumni Reunion & Recognition Gala, Inverness Country Club (6-10 p.m.)

Sept. 22: Federalist Society Speaker, Kurt Lash, University of Illinois Alumni Distinguished Professor of Law and Co-Director of the Program on Constitutional Theory, History and Law (noon)

Sept. 30: Michigan Law Alumni Event hosted by Stephen Afendoulis ’82 and Varnum Law Firm, Grand Rapids, MI (4:30-6 p.m.)

Oct. 6: Stranahan Speaker, Dr. Arthur C. Brooks, President of the American Enterprise Institute (noon)

Oct. 12: Third Annual Supreme Court Preview (noon)

Oct. 21: Annual Fornoff Competition Finals (noon)

Oct. 28: Washington DC Law Alumni Event (details coming soon)

Nov. 5: Annual Water Conference (application has been made for 4.5 CLE hrs.)

Nov. 10: Federalist Society Speaker, Ted Frank, President of the Center for Class Action Fairness (noon)