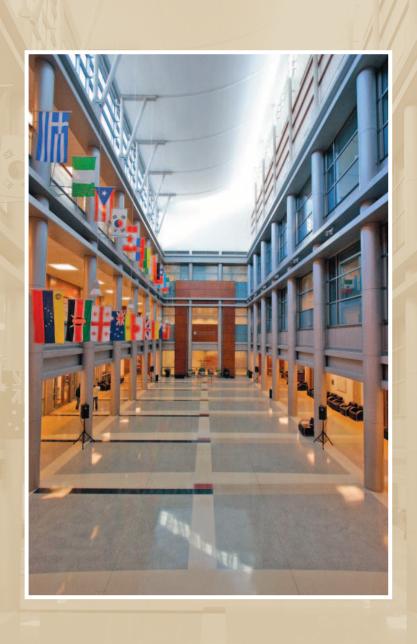


Alumni Magazine Summer 2006







On the cover: (Top) Eric Riegner, '88, incoming president of the IU Law Alumni Association Board of Directors; Susanah M. Mead, '76, Interim Dean; Hon. Carr L. Darden, '70, 2006 Distinguished Alumni Service Award recipient, are shown at the May 20th Reunion Weekend Reception at Inlow Hall.

(Bottom): Chris Hutson, '83; Joyce Rogers, '96; Julie Roe, '04. (All cover photos by Sam Scott, except for Joyce Rogers. Rogers photo by David Jaynes.)



Dear Alumni and Friends,

e have had a busy and productive semester at the law school. As you will see in this issue of the magazine, we hosted a wide array of speakers and programs at the school, and our faculty and students have been active on many fronts. From scholarly research on the part of faculty members, to *pro bono* work by our students, members of our law school family continue to make a difference both in the legal community and the community at large.

You will also read about three of our alumni whose careers have taken them in interesting and important directions. Chris Hutson, '83, owns and operates a unique consulting firm in New York City; Julie Roe, '04, is the director of enforcement for the NCAA, and Joyce Rogers, '96, is president of the nationally renowned Indiana Black Expo. We are proud of these graduates and hope that you will enjoy reading about their accomplishments.

One of the most significant developments this semester has been the selection of a search committee for the new dean of our school. In April, Chancellor Charles Bantz appointed a nine-member committee to steer the process of naming a new dean. The committee is chaired by Roger Schmenner, Executive Associate Dean of the Kelley School of Business on the IUPUI campus. Other committee members are Hon. Brent Dickson, '68, Indiana Supreme Court; Lacy Johnson, '81, Ice Miller, LLP; Associate Dean Andrew Klein and law school professors Paul Cox, Fran Hardy, Dan Cole and Maria Lopez. The committee also includes third-year law student Angela Sanchez.

Chancellor Bantz has requested that the search committee provide him with the names of three finalists by the end of November, with a goal to appoint the new dean early in 2007. That individual will assume the role of dean on July 1.

I also wanted to mention how rewarding my first year serving as interim dean has been, and I look forward to the upcoming 2006-07 academic year. I especially enjoyed my travels across the country to meet so many of our alumni and plan to continue those trips into the fall semester next year. I hope to have the opportunity to see many of you during these upcoming visits.

I wish you all a pleasant and relaxing summer.

Sincerely,

Susanah M. Mead

Interim Dean and Professor of Law

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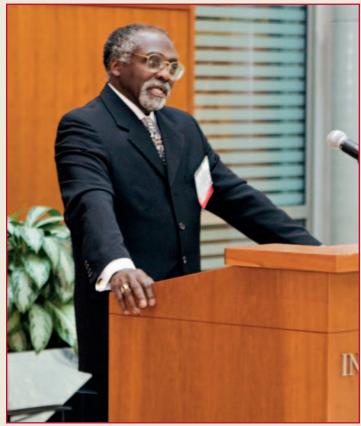
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Alumni Reunion Weekend Features Alumni Awards

he law school's alumni reunion weekend took place May 19-20 and featured a variety of activities for alumni and their families. For the first time, a joint reception was held with the reunion classes from the IU Schools of Medicine and Nursing. Other activities included an outing to Workingman's Friend, a time-honored Indianapolis eating establishment, visits to the Indianapolis Zoo, an all-class reception, and a CLE program. Highlights of the weekend were the presentation of the Outstanding Alumna of the Year Award on Friday and the Distinguished Alumni Award on Saturday.

Hon. Carr L. Darden, '70, Indiana Court of Appeals, received the Distinguished Alumni Award on Saturday, May 20, 2006 at the annual IU Law Alumni Association reception. A tribute was given by his daughter, Bellary Darden-Davis.

Judge Darden has served on the Indiana Court of Appeals since 1994. Prior to being appointed to the Court of Appeals,



Hon. Carr L. Darden, '70 speaks at the reception in his honor.

he served as a presiding judge in the Marion County Superior Court and the Marion County Municipal Court systems. He also served as the Chief Deputy State Public Defender.

Over the years, Judge Darden has received many awards, including two Sagamore of the Wabash awards, Indiana's highest distinguished citizen recognition. In November of 2004, he was presented with the prestigious Paul H. Buchanan, Jr. Award of Excellence by the Indianapolis Bar Foundation.

He is deeply involved in his church and community, serving on the boards of numerous charitable organizations. Judge Darden has participated at many legal and educational seminars as a facilitator or panel member. He is a lifetime member of the NAACP, National Bar Association and the Marion County Bar Association. One of the awards that he cherishes most is the recognition by his peers of being "Exceptionally Qualified" to serve as a trial court judge.

Judge Darden served his country's military and received an honorable discharge from the United States Air Force in 1959. He received his B.S. degree from Indiana University School of Business in 1966. He is also a graduate of the Judicial College of Indiana in 1998 and the Indiana Graduate Program for Judges in 2004. He is a native of Nashville, Tennessee but is a very proud "Hoosier" by choice and has lived in Indiana most of his life. ■



Gerald L. Bepko, Chancellor Emeritus, celebrates with the guest of honor, Judge Carr L. Darden, '70.

SUSAN BROOKS, '85

he law school's Alumnae Network presented the 2006 Outstanding Alumna of the Year Award to Susan W. Brooks, '85 at their annual luncheon on Friday, May 19 at the Woodstock Club in Indianapolis. The Honorable Sarah Evans Barker of the U.S. District Court, Southern District of Indiana, gave a tribute to her friend and colleague at the event.

In 2001, Brooks was appointed by President George W. Bush as the United States Attorney for the Southern District of Indiana. Prior to her appointment as U.S. Attorney, she practiced at the firm of Ice Miller in the Government Services Practice Group. She also served as Deputy Mayor for the City of Indianapolis under Mayor Stephen Goldsmith (1998-1999). Before that, Brooks practiced criminal defense law (1985-1997).

She has been involved in civic organizations such as the Greater Indianapolis Progress Committee, Junior League, Little Red Door Cancer Agency, Marion County Commission on Youth, Network of Women in Business, Marion County Community Corrections, Indianapolis Downtown, Inc., Indianapolis Violence Reduction Partnership, IUPUI Board of Advisors, Marion County Criminal Justice Coordinating Council, and Employers Against Domestic Violence Initiative. In 1999, Brooks was named an "Influential Woman of Indianapolis" by the Indianapolis Business Journal and the Indiana Lawyer. She has also been named to the IBJ's "40 under 40" list and "Who's Who in Law."



Susan W. Brooks, '85, recieved the 2006 Outstanding Alumna of the Year Award at the annual Alumnae Network luncheon.



Indiana Supreme Court Justice Brent Dickson, '68, talks with Harry Gonso, Senior Counsel and Chief of Staff to Indiana Governor Mitch Daniels at the May 19th luncheon in honor of Susan Brooks, '85.



Hon. Sarah Evans Barker, U.S. District Court, Southern District of Indiana, paid tribute to her friend and colleague, Susan Brooks, '85.

Nearly 100 alumni attended two hours of free CLE during Reunion Weekend. An alumna examines Prof. Henry Karlson's course materials for his presentation on "Children as Witnesses."



Prof. Henry Karlson answers questions from Sarah Ackerson, '76, after his CLE presentation on "Children as Witnesses" during the "Classes without Quizzes" program on Reunion Weekend.

Alumni Reconnect and Get Free CLE



Associate Dean for Student Services and Admissions, Angela Espada (far right) talks with alumni at the Reunion Weekend reception in the Conour Atrium.



Prof. Karen E. Bravo gave one of the free CLE sessions during Reunion Weekend. She spoke on "An Introduction to Human Trafficking and the U.S. Response."

Chris Hutson: Bringing the Pieces Together

by Jonna Kane MacDougall, '86

dying breed, Chris Hutson, '83, comes along and shatters that perception. Attorney. Playwright. Actor. Business Consultant. Artist. Entrepreneur. Those designations are not references to six different people. They reference one very busy and talented alumnus of our law school. Chris Hutson is the founder of Hutson Strategy, a New York business consulting firm that employs intriguing methods to assist corporate executives in exploring creative solutions to business challenges. In establishing his firm, and the Hutson Strategy process, Hutson called upon experience gained in a variety of venues throughout his career—bringing the pieces together, as he describes it, into a cohesive whole—and in so doing, helping others to do the same.

When Chris Hutson started law school, his plan was to follow family tradition and work with his father, the late Harold Hutson, a 1947 graduate of the law school, who had a private law practice in downtown Indianapolis. But, like the plans of many first-year law students, that original idea went by the wayside during his years of legal study. As it turned out, his first job upon graduation was with the Corporations Division of the Indiana Secretary of State's office. That job proved to be pivotal in shaping the first phase of Hutson's career.

As director of the Corporation's Division, Hutson served as a key political advisor to Edwin Simcox, then Secretary of State. While there, Hutson, along with Simcox and other staff attorneys, determined that Indiana could benefit from a revision of the Indiana Corporate Code. They rewrote the code to make it more corporate friendly—and to make Indiana an attractive place to incorporate. In the mid-to-late 1980s, there was a spate of corporate takeovers across the country, so immediately prior to submitting the draft code to the Indiana legislature, an effort was made to include antitakeover language to protect entities incorporated in Indiana from certain hostile takeover. At that time, two Indiana corporations were being threatened.

"The draft law provided certain protections if a threshold percentage of shares were held by Indiana residents, thus increasing Indiana's interest in protecting certain companies,"



Chris Hutson, '83, toured Inlow Hall during a visit in November. He is shown here in the reading room of the Ruth Lilly Law Library.

Hutson says. "The draft was rushed through the legislature just before two hostile bids were launched against two Indiana corporations. Within a week, the law was struck down in the District Court."

An appeal failed and the cases of the Indiana companies were destined to go before the U.S. Supreme Court. Indiana needed expert outside counsel. "I talked to all of my lawyer friends who had started with big firms in New York City and developed a strategy," he says. "If I could find a good corporate firm—but not one that would usually be hired in takeover cases—they might be willing to represent us *pro bono* for the potential exposure."

That theory proved to be correct. He decided to ask a friend who worked at Winthrop, Stimson, Putnam & Roberts. After he presented the situation to the heads of the litigation and corporate teams, they agreed to take one of the two cases. Hutson told them it was all or nothing—so they agreed to take both—pro bono. One case settled and the Supreme Court agreed to hear arguments on the other—the first time the Court reviewed this issue since 1978. Hutson was present during the argument. They won—setting a new standard for state regulation in hostile proxy contests.

"This sent me off to New York City to work for Georgeson and Company, the largest proxy solicitation firm, to run hostile proxy contests," he says.

Hutson worked at Georgeson for two years, but says that he still felt that there was something missing in his



Chris Hutson, '83, checks out the Class of 1983 composite photo in the Ruth Lilly Law Library.

professional life. "It was as though the decision not to practice law has not yet taken me to what I did want," he says. "After a lot of soul searching, I felt that playwriting would give me more of what was missing."

Hutson left New York. He took savings and moved to a Caribbean island for a year, reading the classics and teaching himself to write plays. "When I returned to the states, I worked with the Playwrights Horizon Theater School to develop the play I had started. I moved to L.A. for six months to work with the Ensemble Studio Theater West where I had my first reading of the play." After more work, he entered the play, *I Grieve the Lost Boy*, in the Playwrights Horizon Summer Fest. It was accepted and in the summer of 1993, it was fully produced at the Harold Clurman Theater on 42nd Street in New York.

In the late 1990s, while working in a demanding and high-profile, full-time position at Goldman, Sachs & Co., he was accepted into a three-year, full-time MFA program in playwriting, offered jointly by the New School and the famed Actors Studio. He earned the degree in 1999 and completed his second play, *Carnival in Nimes*, which was produced by the school at the Circle in the Square Theater on Bleeker Street in New York City.

It was while studying playwriting and acting that Hutson began to develop the fundamental underpinnings of the Hutson Strategy process. During his thirteen years at Goldman Sachs, he developed strategies to create healthier and more productive relationships among its analysts, associates and vice presidents by redesigning the working environment. It was during this time that he realized that businesses could benefit from employing some of the basic techniques that are central to training in the performing arts.

"Concentration and focus are the most important things an actor learns to allow him to stay 'in character,' while on stage in front of a restless audience. No one teaches focusing techniques in business. I saw how these techniques have just as much value for a business person," he says. Hutson Strategy provides a variety of methods to assist business executives to boost creativity and problem solving skills. Through consulting, conferences and retreats, Hutson's firm helps corporate leaders to improve productivity—sometimes in some unconventional ways. The Hutson Strategy leadership workshop includes experiential exercises such as leading an orchestra, cooking with a chef or acting on stage.

"When a corporate team goes through a creative development

process, the dynamics of the teams shift in very interesting ways. Ideas become truly collaborative. Everyone feels equally responsible for what was created. This ownership then plays out throughout the organization after the retreat sessions," he says. "Since I use creative techniques during the strategy sessions, the participants can then apply those techniques to their day-to-day processes. For example, I use a drawing workshop sometimes as a part of a session to engage the subconscious mind. I structure the drawing workshop so that it can be used as an analogy for any type of long-term building process," he adds. "The ultimate goal is long-term change."

Change is something that Hutson knows quite well. When asked if he had any advice for young lawyers who might be interested in pursuing an alternative career in law, he responded, "Don't feel like you are wasting anything when you change directions. It is always important to follow your interests and passions. There is so much specialization these days—which can be great for job security but may feel too narrow for some after a few years. So many people have told me that I'm brave to have made several large changes in my career. For me, it wasn't about being brave. It was about staying excited about what I was doing."



On a tour of the Herron School of Art and Design, located on the site of the former law school building, Chris Hutson comments on paintings. He has studied drawing at the Woodstock School of Art in New York. Kim Hodges of Herron led the tour.

Alumni Profile

Former College Athlete Now Enforcing **NCAA** Rules

by Elizabeth Allington

ulie Roe, '04, has a lot to smile about these days. She has found an ideal job. In her current job as Director of Enforcement for the National Collegiate Athletic Association (NCAA), Roe combines her long-time love of sports with her passion for the law. After spending four years at Millikin University (Decatur, Illinois) where she was both a star athlete on the women's basketball team (she was inducted into Millikin's Athletics Hall of Fame in 2002) as well as a top scholar (she was a Presidential scholar), she started as an intern at the NCAA in Kansas City. She soon became a student athlete reinstatement representative. When the NCAA moved to Indianapolis in 1999, she followed and headed the reinstatement department while attending the law school's part-time division. Today she is one of the five Directors of Enforcement working on major infractions, overseeing a staff of four enforcement agents, three of whom are also attorneys.



As an enforcement official, she says her legal training prepared her for the extensive research and writing involved in the investigation and preparation of a "notice of allegations" (the NCAA's charging mechanism). Roe and her staff investigate as many as ten infraction cases at any one time. While her role is as a neutral investigator rather than an advocate, Roe says her experience being put "on the hot seat" answering

spontaneous questions from judges during moot court oral arguments was excellent preparation for NCAA hearings, a process she likens to an administrative hearing in the public sector. The hearing is conducted before a Committee on Infractions, made up of law professors, a law school dean, and two former judges, in addition to several athletic directors, so she says knowing the "legal lingo" is beneficial.

Roe believes, "Without the NCAA's oversight, schools would be left to themselves to set standards." She sees it as a shared responsibility that helps create a level playing field for student athletes. Roe says the work of her office "does have a deterrent effect, especially for those who would be repeat violators. As in criminal law, there is a tendency to think that you are not going to get caught. A proactive enforcement department helps

A proactive enforcement department helps provide a healthy incentive to stay within the rules."

Roe may spend her days keeping college athletic programs on the straight and narrow, but she credits one of her former law professors, George Wright, with not only being her mentor since law school, but with "keeping me headed in the right direction."

Roe finds time in her busy schedule to volunteer

as a member of Millikin University's Board of Trustees. She is also involved in downtown Indianapolis' Lockerbie neighborhood, where she serves on the St. Mary's Catholic Church parish council and is also president of her parish's St. Vincent de Paul Society chapter, a group that provides furniture, food, health referrals and other services to people in need.

Her volunteer activities were inspired at least in part by her legal education. Roe says that classes she took from Professors Mary Wolf and Florence Roisman on poverty law, as well as Professor Joanne Orr's Disability Clinic class increased her awareness of the legal challenges facing low income people. Roe says her courses made her keenly aware of poverty in the local Indianapolis community.

In 2005, with Roe's help the law school started an internship program for students at the NCAA that Roe and Associate Dean and Professor Andrew Klein oversee. Each year as many as twelve IU Law-Indianapolis students work in the enforcement department or membership services. Roe says the student interns she has had thus far have done "great work" in helping her with the research and case development. "They've really made an impact," she says.

"Julie Roe provides a perfect example of how the law school benefits from its close connections to the Indianapolis community," says Prof. Klein. "She brought a tremendous amount of experience and insight to the classroom when she studied here as a student. Then, as a graduate, she has provided invaluable professional opportunities for dozens of students through the internship program that she created. No other law school in the country can send its students across the street to work for credit at NCAA headquarters. Then again, no other school is lucky enough to claim Julie Roe as an alum!"

Joyce Rogers Leads Indiana Black Expo, Inc.

by Jonna Kane MacDougall, '86

or those of you who have never visited the headquarters of Indiana Black Expo, Inc., the best way to explain the level of activity inside the stately building on Meridian Street is in one word: whirlwind. People move fast. A visitor can tell immediately that this is a place where things happen. At the calm center of this whirlwind, you will find Joyce Rogers, '96, the president and chief executive officer of Indiana Black Expo, Inc.

Founded in 1970 to advance social, economic and cultural initiatives for African Americans, Indiana Black Expo offers a vast array of programs. Since 1985, the IBE Scholarship Program has awarded more than \$1,000,000 in post-secondary scholarships for Indiana students, and the Andrew J. Brown Academy is an IBE-led charter school that has just completed its third year of operation. Through its web site, IBE offers a job center to assist both job seekers and employers, and the IBE Commit 2 Quit anti-tobacco campaign is in full force. Also on the horizon is the Indiana Museum of African-American History that will be located in the White River State Park in downtown Indianapolis. These programs are in addition to the two most well-known Indiana Black Expo events: the Summer Celebration, taking place this month, and the Coca-Cola Circle City Classic in October. Both events bring thousands of visitors to the city of Indianapolis annually.

"I never dreamed that I would head up a non-profit organization," says Rogers, who first served as chief operating officer for IBE beginning in 2001. "I was always more of a 'behind-the-scenes' kind of person," she says referring to her prior position with IBE. Rogers became the president and CEO in January of 2005, following the death of the organization's former president, Rev. Charles Williams, her friend and mentor.

"I always thought I would be an attorney. When I was in law school, I was interested in contract law, which led me to the COO position with Indiana Black Expo. I never thought



Joyce Rogers, '96 serves as president of Indiana Black Expo, the largest organization of its kind in the United States. She presides over its two signature events, Summer Celebration and the Coca-Cola Circle City Classic, among her many duties. Photo by David Jaynes

my life would take the road that it has taken. But when God has a plan for your life, you may not be clued into that plan, but you need to follow it."

Her faith has been a constant mainstay in her life. When she first embarked upon her law school career, she was married and had a family. "I remember my first day in law school. It just seemed bigger than life. It was humbling—really—just to be there and I remember thinking that it was my faith that brought me there and it would be my faith that would get me through it. It was in law school that I realized that I had a focus and tenacity that I didn't know that I possessed."

Rogers credits her law school experience with giving her important skills that she uses in her position today. "It taught me to consider both sides of an issue. I use that here today in everything that I do—in negotiations especially. I remember early on when Rev. Williams asked me about what I had learned here, and I said that I believe that the spirit of negotiating that we use here when we work with, for

example, entertainers and our many corporate partners, is very similar to what I learned in law school."

Another project of Indiana Black Expo honors Rev. Williams. The Rev. Charles Williams Prostate Cancer Mobile Unit offers prostate cancer screenings throughout the state of Indiana. Rev. Williams passed away in 2004 following a courageous battle against the disease. "We have one of only two such units in the country," Rogers says. "That was one of the things that Rev. Williams wanted to see become a reality, so I felt I really needed to champion that cause and raise the funds necessary for that project. The community came forward and helped that to happen."

"Many people don't realize the broad scope of activities that the IBE encompasses," she says. "Because of this, I'm always negotiating. I'm always looking for the 'win-win,' and while some may find it hard to believe that I learned that in law school—because you always think of the law as adversarial—it is really true that my legal education has helped me to create 'win-win' situations here. I really feel that creating those kinds of positive outcomes is part of my responsibility as a community leader." As a testament to

that, the organization has generated more than \$1.5 million in new and increased sponsorships and contributions under her leadership.

Another accomplishment to her credit was bringing President George W. Bush to Indianapolis for last year's Summer Celebration to keynote the celebration's Corporate Luncheon. Originally, she had planned to invite Secretary of State Condoleezza Rice, whom she greatly admired, to deliver the keynote. After outlining her strategic plan to colleagues regarding the Rice visit, one of them remarked that if she could do that, she might as well try to bring in the President. So she did! Rogers says that she contacted Governor Mitch Daniels, and after gaining his support, the rest of the plan fell into place.

This year, the keynote speaker for the Corporate Luncheon is Academy Award-winning actor, Sidney Poitier. "He actually called here because he was interested in speaking," Rogers says of the acting legend. "We feel blessed to be able to bring in individuals of such outstanding stature to the Midwest for our organization. That is something that our city—our entire state really—can be proud of." This year's luncheon honorees include attorney and philanthropist Willie Gary, Indiana Supreme Court Chief Justice Randall T. Shepard, and teen entrepreneur, Brandon L. Griffin.

"I don't know where else I could work and have the experiences that I have been able to have here. I remember in law school, I would talk with Professor Karlson about the O.J. Simpson trial, which was going on at the time. I would seek him out—we would seek each other out—to talk about that trial—and then a few years later, I met Johnnie Cochran, who served as our grand marshal for the Circle City Classic. For an attorney, that experience was just incredible."

Rogers points to her law school experience as beneficial to her career. "Law school teaches you to think in a way that differs from any other academic discipline. I'm not practicing law, but I use my law school skills every day of my life. I have truly been blessed."



President George W. Bush was the keynote speaker for the Indiana Black Expo, Inc. Corporate Luncheon in 2005. Joyce Rogers, IBE President and CEO (right) and IBE Chairman Arvis Dawson presented President Bush with the IBE Lifetime Achievement Award. Photo by Trinity Photography LLC.

Governor Keynotes 2006 Commencement

n Sunday, May 14, Indiana Governor Mitch Daniels gave the keynote address to the graduating J.D. and LL.M. classes of 2006 at the Indiana Convention Center. Two hundred seventy-three students received J.D. degrees and 52 received LL.M. degrees at the ceremony that took place in the Sagamore Ballroom.

Governor Daniels attended his first year of law school at IU School of Law - Indianapolis before completing his education at the Georgetown University Law Center. He is also a graduate of Princeton's Woodrow Wilson School of Public and International Affairs. Daniels gave the commencement address to the law school's class of 1986 when he was an assistant to President Ronald Reagan, working on political and intergovernmental affairs. Before being elected Governor in 2004, Daniels worked in the administration of President George W. Bush as Director of the Office of Management and Budget. He has also served as President of Eli Lilly and Company's North American Operations, CEO of the Hudson Institute, and an advisor to then-mayor of Indianapolis, Richard Lugar, as well as Chief of Staff to Lugar when he became Senator.

Professor Larrie Wilkins and Professor George Wright performed the hooding ceremony. The student speakers were Mary Wyman (full-time division), Jennie Beller (parttime division), and Frank Xu (LL.M. class).

Governor Daniels' speech to the graduates is reprinted on the next page.



The Class of 2006 immediately prior to the hooding ceremony.

"Those of us who were assigned public duties a year ago believe passionately that the greening of Indiana has begun, and in fact signs of spring are everywhere."

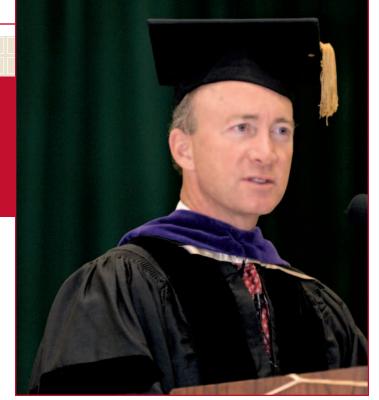
- Governor Mitch Daniels



Michael Montagano, '06, displays a new graduate grin.



Associate Dean Andrew Klein presents Susannah Mroz, '06 with the coveted Faculty Prize at Commencement.



Indiana Governor Mitch Daniels spoke to graduates at the 2006 law school commencement ceremonies in the Sagamore Ballroom at the Indiana Convention Center.

"The Greening of Indiana"

Remarks to the IU School of Law-Indianapolis Commencement Governor Mitchell E. Daniels, Jr.

The last commencement I attended, happily for this audience, was at Vincennes University. At a school founded by William Henry Harrison and within view of his home, a speaker is reminded that Harrison gave the longest inaugural speech in American history, caught the flu as a consequence, and died a month later. A very useful object lesson, which I intend to apply this afternoon.

Brevity is not the only restraint I intend to exercise. Don't expect any attempts at legal wisdom; although I once earned a law degree of my own, I never succeeded in making that my career. Five hundred years ago, en route to enroll at law school, Martin Luther was nearly killed by a lightning bolt. He promptly decided on another vocation. Were I to pass myself off to you today as a seasoned, skilled attorney, lightning would probably strike again, and justice would be served if the bolt were fatal.

These occasions are rightly called "commencements" to denote that it is beginnings and not conclusions we celebrate. The promising careers commencing here are cause for excitement when imagined one by one. Collectively, they fill us with hope about achievements to come, and hope that some of those achievements might strengthen the state we love

The black you all wear is, of course, traditional, and I am by nature given to respecting tradition. But, I confess, were

I the organizer of today's event, I might have robed you all in a very non-traditional color, namely green.

Green, after all, is the color of spring, of youth, of renewal, and growth. Charged with my current responsibilities, I cannot help but think of the hope many of you represent for a more vibrant, faster-growing, greener Indiana.

Ray Kroc, who gave the world McDonald's and, indirectly, its hundreds of imitators, once said "When you're green, you grow. When you're ripe, you rot." Now, we use the word "green" to mean "inexperienced", and ripeness does have its virtues. But Mr. Kroc's admonition is worth contemplating. The American legal system in which you are now credentialed is, to say the least, mature. And this state in which I hope most of you will decide to practice your craft is fully "ripe" compared to many places with which it competes economically.

In many ways, the central question facing our state is whether we can be green again. Whether we can renew and rejuvenate our public institutions, private economy, and personal outlooks so that we welcome and nurture the new, the innovative, the fast-growing.

At its best, the law is an essential nutrient of growth. The briefest trip to any land where freedom has replaced tyranny suffices to remind that the protection of property and contract rights, and the rule of law generally, are mandatory to the emergence of free markets and the prosperity they bring. Constitutions, and courts with the power to make them real, afford to the individual not merely security but also the confidence to step forward as an innovator, a challenger of received wisdom, a true citizen.

But carried too far, ripened too much, these same institutions can slow down, drag down, even "rot" their societies. It's a personal view only, but I see only irreversible decline for a Europe where everything from the definition of "chocolate" to the size of condoms, to how long a barmaid is allowed to be out in the sun is now regulated by an overreaching central bureaucracy. Where an encyclopedia of laws protects established businesses against the outside world but simultaneously ossifies them, by impeding the changes and agility that are the hallmark of youthful, "green" organizations.

The scholar Mancur Olson proved objectively that the more developed a system of special interests a country has, the slower its economic progress. Again and again through history, nations with more and stronger "distributional coalitions", in Olson's term, sank relative to their rivals where such structures had not yet matured, or, where natural disaster, or war, or foreign occupation had wiped those structures out. Think of Asian economies since World War II, or note the correlation between growth rates and

years since statehood here in our own country.

Sometimes, the law and its practitioners become agents or even leaders of such anti-green coalitions. There is a point beyond which the due process without which freedom cannot flourish becomes undue, producing stagnation, the stifling of the new and green, and rot.

At its simplest level, too much legalism extracts its costs in slowness, hobbling the young and swift to the pace of their older competitors. In today's world, no quality is more important to success than speed. Those who acquire and process information, collaborate to produce new ideas, transform those ideas into new goods or services, and rush them to the marketplace first, are almost invariably rewarded.

For the green among us, waiting on a permit, a government decision, or a legal opinion, can be the most maddening of frustrations. Ask yourself, in a business world where one is often either quick or dead, does billing by the hour still make good sense? Does that system truly align the incentives of the attorney with the interests of the client, or society?

Law and government are too often summoned by the ripe to ward off the green. Litigation can be used as a weapon that wears out or taps out new rivals, imposing costs trivial to the established firm but life-threatening to the small, would-be competitor.

Government regulation, always presented as protective of public or consumer interests, is often protectionism in masquerade, erecting barriers to entry and locking in advantages to the ripe firms who know how to game the system and have the regulatory experts and legal staffs to do so. Milton Friedman taught that the time to really worry about Big Business is when it gets in cahoots with Big Government. When that happens, an attorney is usually the matchmaker.

By any measure, Indiana is a ripe state. Nearing our third century, we are constitutionally, economically, and demographically showing our age. Our basic law predates the Civil War. Our economic base remains heavily dependent on the manufacturing base of the last century. Not coincidentally, population growth itself is nearly stagnant, and the average age has been rising steadily. There have been too many goodbyes at Hoosier commencements, as well-prepared young minds plan their departures for other, greener pastures.

So the question for Indiana going forward is, will we ripen to the point of rot, or see a new spring of rejuvenation and revival? Those of us who were assigned public duties a year ago believe passionately that the greening of Indiana has begun, and in fact signs of spring are everywhere. Eighty-five thousand more Hoosiers are at work than in January 2005. A hot streak of major new investments from life sciences to logistics to information sciences is bringing announcements almost too fast to keep track of. Reformed and restructured government is now an impetus not an impediment to growth.

We can plant the right seeds, but the size of the ultimate harvest will not be up to us. It will depend on those of you we honor today, first on whether you choose our state to plant your own roots, and then on whether you resolve yourselves to become forces for ongoing change and renewal.

I'm sure neither choice is obvious, particularly the second one. As a great philosopher often said, "It's not easy being green." The safest route, and often the best-paying route, is the route of the ripe. Staying the hand of the law (if that old phrase is even used anymore), insisting on process that is due but never undue, purposeful but never ponderous on purpose, will require restraint, and a willingness to challenge established ways.

I can't resist a quick survey. How many graduates expect to make their homes, now or eventually, here in Indiana? How many intend to apply your excellent IU education elsewhere?

To both groups, I wish Godspeed. But to Group A, I say with special fervor, your state needs and welcomes you. We have a chance to build a great state, a leader among the American federation, in both the material well-being and the quality of the life our people enjoy. And looking out at you, at all these beautiful green faces, I know with assurance that we will.

I close with a favorite story, of the businessman who sent a colleague flowers on the occasion of the friend's new store opening. On arrival at the site, the sender was appalled to see his flowers right up front with a card that read "Rest in peace."

He promptly placed an enraged complaint call to the florist, who said "Oh, sir, relax. Just think, somewhere in town today, a soul was buried under a sign that said "Good luck in your new location."

And that is what I wish you all now, the best of luck, and the best of lives, wherever your talents and your dreams may take you. And though you will not be forever young, may you be forever and ever green.

NFL Labor Relations Counsel Spoke at Annual Seminar in May

apheal Prevot, the Labor Relations Counsel for the National Football League (NFL) kicked off the 27th Annual Labor-Management Relations Seminar on May 11, 2006 at the law school. Prevot, who has been Counsel to the NFL since 1991, gave the keynote address at the event, which was co-sponsored by Region 25 of the National Labor Relations Board (NLRB). The topic of his talk was "Behind the Scenes – A Look at What Really Happens with Labor Relations."

Prevot worked on criminal cases with Janet Reno as an Assistant State Attorney in Florida's Dade County before switching to civil litigation in private practice. In his current job with the NFL, he is responsible for negotiating, formulating strategy and administering the Collective Bargaining Agreement (CBA) for the NFL, clubs and players. He also counsels and advises individual clubs on the operation of the CBA, gives legal advice to assist their player-employment procedures, and provides legal representation for clubs at arbitration hearings. Prevot also represents the NFL at administrative hearings.

The seminar was a one-day event designed to educate both labor and management representatives about the legal aspects of common work-related issues. A few of this year's topics included labor negotiations in a bankruptcy context, enforceability of retiree health benefit agreements, workers compensation claims, HIPAA, undocumented workers, arbitration, FMLA issues, as well as how to take a case before the NLRB. Nearly 140 attorneys and representatives from both labor and management from throughout the country attended the seminar.



Nearly 140 attorneys and representatives from both labor and management attended the annual seminar.



Rapheal Prevot, Labor Relations Counsel for the NFL, gave the keynote address at the 27th Annual Labor-Management Relations Seminar co-sponsored by the law school and NLRB Region 25.



2006 Amaker Retreat:

Injustice and the Impoverished

he fifth annual Norman Amaker Public Interest Law and Social Justice Retreat took place at Bradford Woods on February 24 – 26, 2006. The theme of this year's retreat was "Injustice and the Impoverished," and law students, practitioners, and law faculty from throughout the country attended the three-day event. The Amaker Retreat is sponsored by the Society of American Law Teachers and the law school, and many schools from across the country provide financial assistance for their students to attend.

Several law school faculty and students spoke at this year's event. Professor Florence Roisman spoke on the opening night. Professors David Orentlicher and Mary Wolf talked to students about the affordability of health care to people living in poverty. Professor Tom Wilson organized a panel discussion on predatory lending and Professor Jennifer Drobac spoke about discrimination against people living with HIV/AIDS. There was also a panel discussion that featured several IU Law – Indianapolis students who had traveled to hurricane-damaged New Orleans during their winter break to provide legal assistance to those residents facing housing issues.

"Our law school has a long history of supporting students interested in public interest careers and *pro bono* work. It is because of this history that IU is a perfect partner with the Society of American Law Teachers in sponsoring this event," says Professor Robert Lancaster, who founded the event in 2002.

The Amaker Retreat is named in honor of Norman Amaker who was a professor of law at Loyola University School of Law in Chicago. Professor Amaker lived his life working for social justice – as a young staff attorney with the NAACP in 1963 he delivered Dr. Martin Luther King's famous letter out of the Birmingham jail.

The 2007 Amaker Public Interest Law and Social Justice Retreat is scheduled for February 23-25. All interested alumni are encouraged to participate and CLE is available. For further information, contact amaker@iupui.edu.



Vivian E. Hamilton (left), Associate Professor of Law at West Virginia University College of Law, makes a point during an Amaker Retreat discussion. Margaret Johnson, Practioner in Residence at American University Washington College of Law, looks on as Professor Hamilton speaks.



Dinesh Kohsla (left), Professor of Law at City University of New York and Debra Stark (right), Professor of Law at John Marshall Law School, participate in a discussion.



Virgene Cline, '02, participated in the Amaker Retreat. She is currently a staff attorney at the Indianapolis Legal Aid Society.

September 11th Victim Compensation Fund Leader Speaks at Law School

en Feinberg, Special Master of the Federal September 11th Victim Compensation Fund, spoke at the law school on February 21. His lecture, "The 9/11 Victim Compensation Fund: Private Pain and Public Compensation," was co-sponsored by the IU Center on Philanthropy. An attorney and one of the nation's leading experts in mediation and alternative dispute resolution, Feinberg was appointed by the Attorney General of the United States to serve as the Special Master of the Federal September 11th Victim Compensation Fund of 2001. In this capacity, he developed and promulgated the regulations governing the administration of the fund and administered all aspects of the program, including evaluating applications, determining appropriate compensation and disseminating awards. He is the managing partner and founder of The Feinberg Group, LLP. His book, What is Life Worth?: The Unprecedented Effort to Compensate the Victims of 9/11, details his experience in administering the fund.



Left to Right: Interim Dean Susanah M. Mead. Governor Mitch Daniels, and Gene Tempel, Executive Director of the IU Center on Philanthropy, chat with Ken Feinberg before the lecture.



Ken Feinberg, special master of the Federal September 11th Victim Compensation Fund spoke at the law school on February 21.

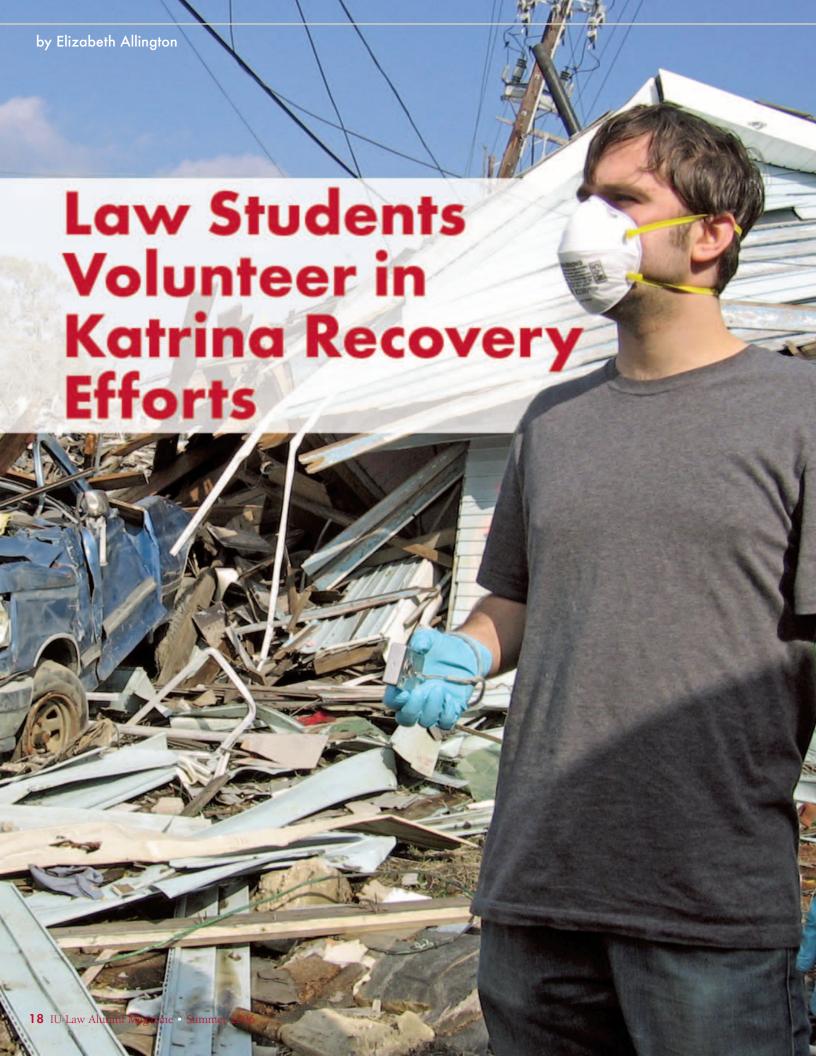


William M. Sage of the Columbia School of Law received the McDonald Merrill Ketcham Award from Eleanor Kinney, Hall Render Professor of Law and Co-Director of the William S. and Christine S. Hall Center for Law and Health.

McDonald Merrill Ketcham Award Honors William Sage of Columbia School of Law

rofessor William M. Sage of the Columbia School of Law was the 2006 recipient of the McDonald Merrill Ketcham Award. His lecture, "Pay for Performance: Will it Work in Theory?" took place in the Wynne Courtroom on February 23. Professor Sage earned his undergraduate degree at Harvard and both the J.D. and M.D. from Stanford. He served on the President's Task Force on Health Care Reform in 1993 and in 1998 received the Robert Wood Johnson Foundation Investigator Award in Health Policy Research. He has written extensively on issues related to health care regulation and medical malpractice.

Professor Sage's lecture was followed by a panel discussion, presented in cooperation with the *Indiana Health Law Review*. The discussion was moderated by Professor David Orentlicher, Samuel R. Rosen Professor of Law and Co-Director of the Hall Center for Law and Health. Panelists included: David E. Kelleher, M.A., President of HealthCare Options, Inc.; David Lee, M.D., Vice President of Health Care Management in Indiana, Anthem Blue Cross and Blue Shield; William H. Thompson, '87, President of Hall Render Killian Heath and Lyman, and Thomas B. Valuck, M.D., J.D., Medical Officer and Senior Advisor Center for Medicare Management Centers for Medicare and Medicaid Services.





Law student volunteers from around the country.



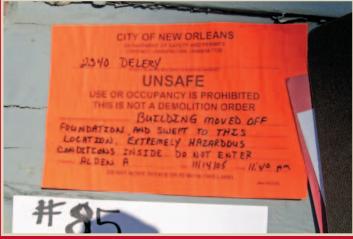
Lun Kham (11) is wearing protective gear while visiting the Lower 9th Ward of New Orleans.

pril Shaw (1L), Lun Kham (1L) and Jennifer Bonesteel (1L) spent time in New Orleans in early January helping the Student Hurricane Network with recovery efforts. The student volunteers from around the country lived on cots in a church for one week. They wore protective clothing (masks, gloves, etc.) while visiting the devastated neighborhoods of the Lower 9th Ward to document property locations. Many structures had been washed far from their foundations so determining addresses took some detective work and the help of a GPS. The students were part of an effort to seek injunctions against the city to prevent the bulldozing of homes before homeowners had even been contacted. Their efforts were successful when the courts granted a temporary injunction to halt the demolition project. Shaw also worked on projects trying to connect lawyers with their pre-hurricane clients, as well as researching housing regulations in regard to landlords of undamaged properties evicting current residents in order to seek higher rents from new tenants. The students say the extent of the devastation made a big impression on them and they saw how much need for all types of help, including legal help, there is in the hurricaneravaged community. All three women plan to return again to the Gulf Coast or Louisiana in order to help. In a recent e-mail, Jennifer Bonesteel writes from New Orleans where she is currently working for the pro bono Project, "The best thing I can say about the work is that, no matter your level of experience, there's something here for you to do for the recovery effort. We need all the help we can get!" ■

Common Ground, a local relief agency, established a project headquarters in the blue house in the Lower 9th Ward.



A notice by the city of New Orleans for one of the many houses moved from its foundation by hurricane Katrina.



Faculty News

On December 9, 2005, **Cynthia Adams** made a presentation at the New England Consortium of Legal Writing Teachers at Boston University, "Crossing Over From the Dark Side: Get Grading Out of the Front End of a Graded Course and Make It a Better Learning Experience." Professor Adams was appointed to the By-Laws Committee of the AALS Legal Writing Section, and recently authored revisions and updates for a fall release of James W. Torke and Kenneth M. Stroud, Indiana Pleading & Practice (Matthew Bender).

Chancellor Emeritus Gerald L. Bepko was the principal speaker at the Indiana University School of Medicine's J. O. Ritchey Society dinner, in tribute to Dean Emeritus Walter J. Daly. On May 15th, Bepko spoke and introduced Randall L. Tobias as he was designated the International Citizen of the Year by the International Center of Indianapolis. He was also the speaker at a special retirement ceremony for Executive Vice Chancellor and Dean of Faculties, William Plater, on May 18th. Other speaking engagements have included after-dinner remarks at the reunion for the IU School of Law Class of 1956, a class to which Chancellor Bepko had spoken in 1981 at their 25th reunion, and remarks at the annual Bepko Honors Convocation in the Purdue School of Engineering and Technology at IUPUI on April 21st. He also spoke to the Bepko Scholars on the IUPUI campus on April 5th. Additionally, Chancellor Bepko was recently appointed Chair of the Investment Committee for the Lumina Foundation for Education.

Kenneth Chestek presented a program, "Tell Me a Story: The Practical Applications of Storytelling in Persuasive Writing," at the *Rocky Mountain Legal Writing Conference* in Tucson, Arizona, in March. Also, in April he was one of seven persons elected to the Board of Directors of the Legal Writing Institute, the professional organization of legal writing professors around the country. LWI has more than 1,500 members nationwide. He took office at the biennial LWI conference in Atlanta in June and will serve a four-year term. He and Professor James Dimitri gave a presentation at the Atlanta conference.

Kenneth D. Crews, the Samuel R. Rosen Professor of Law, has been active recently in shaping legislative policy and as a guest speaker at several universities. He participated

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FACULTY SUMMER FELLOWSHIPS AWARDED

ach summer the law school provides financial support for faculty research and writing which leads to significant scholarly publication, designed to enhance the teaching, expertise and professional reputation of the faculty member and the prestige of the school. Full-time faculty who are not engaged in teaching summer courses are encouraged to apply for this 10-week grant. This year's research committee has chosen the following faculty projects for summer fellowship grants:

Karen Bravo, Assistant Professor of Law

Article entitled "Modern Trafficking in Humans and the Trans-Atlantic Slave Trade: Exploration of an Analogy"

Dan Cole, R. Bruce Townsend Professor of Law

Articles entitled "Toward the Establishment of 'Best Practices' for Cost-Benefit Analysis" and "The Right to Pollute in Economic Theory and Legal History," and work on a teachers' manual for a natural resources casebook

Jennifer Drobac.

Associate Professor of Law; Dean's Fellow

Articles entitled "I Can't to Kant: The Transition to Maturity and the Meaning of Adolescent 'Consent' in the Workplace" and "Sexually Harassed Minors: A Comparison of British and American Legal and Social Responses"

Nicholas Georgakopoulos,

Harold R. Woodard Professor of Law

Begin work on book project tentatively entitled "Corporate Law and Probabilities"

John Hill, Professor of Law

Work on three book projects entitled "Left, Right, and Center", "The Meaning of Individualism" and "The Seven Political Traditions"

Rob Katz, Associate Professor of Law; Dean's Fellow Article entitled "Giving and Getting: Public Relief and Private Charity in 9/11, Katrina, and Beyond" Linda Kelly Hill, M. Dale Palmer Professor of Law Article entitled "Intemperance and the Removal of Due Process in the Immigration Courts"

Eleanor Kinney, Hall Render Professor of Law

Article entitled "National Health Care Benefits in a

Globalized World"

María Pabón López,
Associate Professor of Law; Dean's Fellow
Article entitled "Noncitizens and the Constitution:

Article entitled "Noncitizens and the Constitution: The Scope of the First and Fourth Amendments"

Gerard Magliocca,
Associate Professor of Law; Dean's Fellow

Article entitled "Blackberries and Barnyards: Patent Trolls and the Dilemma of Hybrid Protection"

Jim Nehf, Cleon H. Foust Fellow; Professor of Law
Article entitled "Beyond Symbolism: The Value of Listing
Consumer Rights in State Constitutions" and a book
chapter entitled "Marshaling Assets in Secured
Transactions Under the Uniform Commercial Code"
(McDonnell, ed.)

Antony Page, Assistant Professor of Law

Articles entitled "Director Independence: Independent From Whom and for What Purpose?" and "Delaware's Corporate Wunderkind: The Jurisprudence of Judge Strine"

Kathy Patchel, Associate Professor of Law

Section on international commercial law for Hawkland Uniform Commercial Code series (West Publishing)

Florence Roisman, William F. Harvey Professor of Law Article entitled "The Role of Lawyers in the Civil Rights Movement: The Housing Integration Cases"

Tom Wilson, Associate Professor of Law

Article on the role that a self-regulating organization for mortgage lenders could play in combating predatory lending activities

George Wright,

Michael D. McCormick Professor of Law

Article entitled "The Constitutional Logic of Viewpoint-Based Speech Regulation in Public Schools"

in two invitational roundtable meetings sponsored by the U.S. Copyright Office addressing possible revision of Section 108 of the Copyright Act, a complex statutory provision that seeks to balance the needs of publishers and libraries. Crews was a guest speaker on copyright issues at various universities, including Northwestern, Case Western, the State University of New York, and Ball State. He was the featured speaker at a meeting of business leaders convened by the IUPUI Chancellor, and at a program sponsored by the Indianapolis Foundation. Projects and speaking engagements also have taken him to London and Nigeria. Professor Crews recently completed research projects that will be published later this year. Meanwhile, his new book, COPYRIGHT LAW FOR LIBRARIANS AND EDUCATORS, has been well received by reviewers and the market. He continues to build the intellectual property programs at the law school, by expanding the curriculum and serving as advisor to students completing LL.M. theses and other research papers.

Jennifer Drobac received a 2005 Indiana University Trustees' Teaching Award, and a 2005-06 Dean's Fellowship Award in recognition of scholarly excellence. Her recent article, "'Developing Capacity': Adolescent 'Consent' at the Workplace, at Law, and in the Sciences of the Mind," appears at 10 U.C. Davis J. Juvenile L. & Poly 1 (2006)(lead article). In December, Professor Drobac was a presenter on the topic, "There's No Place Like Home': Indiana Legal Ethics in a Global Marketplace," at a law school-sponsored Conference, Competition Law in a Global Context. In February, 2006, she was a presenter on "HIV/AIDS Discrimination" at the 5th Annual Amaker Public Interest Law Retreat, Injustice and the Impoverished, sponsored by the law school at Bradford Woods, in Morgan County, Indiana.

In December 2005, Professor **George Edwards**, the Carl M. Gray Professor of Law, was elected to membership in the American Law Institute (ALI). After being nominated by Professor Emeritus James P. White, Indiana Supreme Court Justice Frank Sullivan, Jr., and Professor Timothy Davis of Wake Forrest University School of Law, Edwards became one of the 3,760 elected and life members of the ALI. Professor Edwards is faculty advisor to the LL.M. track in International Human Rights Law and director of the Program in International Human Rights Law. The ALI was established in 1923 "to promote the clarification and simplification of the law and its better adaptation to social needs, to secure the better administration of justice, and to

Faculty News

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encourage and carry on scholarly and scientific legal work." Edwards joins the following law school colleagues who are also elected members of ALI: Thomas B. Allington (life member), Gerald L. Bepko, Jeffrey O. Cooper, Nicholas L. Georgakopoulos, Jeffrey W. Grove, Eleanor DeArman Kinney, Andrew R. Klein, David Orentlicher, Kathleen Patchel, Florence Wagman Roisman, and James P. White (life member).

Frank Emmert, John S. Grimes Professor of Law and Director of the Center for International and Comparative Law made a presentation, "Overview of European Union Competition Law and Policy and its Actual and Potential Impact on U.S. Pharmaceutical and Medical Device Industries" at a conference on *Competition Law in a Global Context* at our law school in December. Together with Professor Eleanor Kinney, he was awarded a grant from the European Union to create a Jean Monnet Module on "Comparative EU and U.S. Science, Law and Policy in the Regulation of Pharmaceutical and Medical Technology" in Indianapolis. As a core element of that Module, a two-credit course on the subject was offered in June.

Another grant administered by Prof. Emmert is from the French government to support the development of institutional links with universities in Strasbourg, Lille, and Paris.

As director of the Center for International and Comparative Law, Prof. Emmert hosted a number of visitors this spring, including Professor Elida Nogoibaeva, the head of the law department at American University Central Asia in Bishkek, Kyrgyzstan, who spent an entire semester at the law school on research leave. Short term visitors included Professor Tamara Capeta from Zagreb, who teaches in the law school's summer study abroad program in Dubrovnik and visited as a Fulbright fellow to give a lecture on differences in legal cultures between Eastern and Western Europe. Also visiting was Professor Heng Wang from Southwest University of Political Science and Law in Chongqing, China, who spoke on China's foreign trade law. Finally, Professor Christiana Fountoulakis, who is a co-editor with Professor Emmert on the board of the European JOURNAL OF LAW REFORM, came to Indiana for a week in March to speak to audiences in Indianapolis and Bloomington about various efforts at the unification of European private law. Professor Emmert served as a judge for the European Law Moot Court competition held at Boston College in February. He also acted as an arbitrator at

the international qualification rounds for the *Vis Moot Court Competition on International Commercial Arbitration* held in March at Stetson University College of Law in St. Petersburg, Florida. Additionally, he made presentations at the University of Southern Illinois in Carbondale in February and at Indiana University-Bloomington in April.

Also in April, Professor Emmert participated in the Spring Judicial College and spoke to Indiana judges about the relevance of international law in domestic proceedings. From February 21 to March 3, Professor Emmert visited China and Japan and made presentations about WTO law at Renmin University School of Law, as well as Tianjin Normal University School of Law. He also spoke to Japanese lawyers about study opportunities in Indianapolis and participated in a training program for Chinese judges and prosecutors at Nankai University.

Last but not least, he has been appointed a co-reporter in the ABA Project on the "Administrative Law of the European Union."

Jeff Grove, Associate Dean for Graduate Studies, was awarded a Faculty Leadership Prize for 2005-06. He also received a Trustees' Teaching Award for excellence in teaching.

On December 15, 2006, **Fran Hardy**, together with Professor Novella Nedeff, presented a Law and Forensic Science training session for the Marion County Public Defender Agency in Indianapolis. On March 10, 2006, Professor Hardy was a member of the faculty for the Indiana Public Defender Council seminar on *Evidence at Trial and Sentencing*, held in Indianapolis at the University Place Conference Center. Later that month, Professor Hardy attended the *Innocence Network Conference*, at the University of Washington School of Law, in Seattle, Washington. Finally, on April 18, 2006, Professor Hardy presented "Law and Forensic Science" at the *Indiana Forensic Science Initiative Midwest Forensic Science Symposium 2006*, held at the Indiana Government Center in Indianapolis.

Professor Emeritus **William F. Harvey** was honored by the Indianapolis Legal Aid Society with its Lifetime Achievement Award on Saturday, April 22 in Indianapolis. Professor Harvey has been a board member of the society for nearly 30 years.

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Lancaster Participates in Training in Beijing

rofessor Robert Lancaster trained Chinese criminal prosecutors in adversarial trial techniques on April 7th and 8th. The training was held at the National Procurators College in Beijing, China, and was sponsored by the China Trial Advocacy Institute – a joint project of Renmin University of China School of Law and Indiana University School of Law – Indianapolis. About 80 prosecutors participated in the training and many were from Tibet and the Xinjiang Uygur Region of China. Professor Lancaster was joined by Professor Delaine Swenson of the Catholic University in Lublin, Poland. Professor Swenson and Herb Bowman, IU Visiting Professor and Director of the China Trial Advocacy Institute, conducted a similar training session the following week at the National Judges College in Beijing.

Professor Herb Bowman initiated the China Trial Institute in 2004 as a joint educational venture between Renmin University and Indiana University. The Institute has conducted numerous trainings at the National Prosecutors College, the National Judges College, and many law schools throughout China. Professor Lancaster will return to China this summer for the Law School's Chinese Law Summer Law Program at Renmin University and while there will conduct additional trial advocacy trainings.

Robert Lancaster, Associate Clinical Professor of Law and Director of the Chinese Law Summer Program, and Ding Xiangshun, Associate Professor of Law at Renmin University of China School of Law, spoke at the Global Alliance for Justice Education International Conference at Fordham Law School in New York City in May. Their presentation was entitled "The Transitions of Legal Systems and the China Trial Advocacy Institute." The conference brings legal educators from all over the world together to discuss global collaboration in teaching, learning, lawyering, and scholarship that promotes justice education. In addition to his position at Renmin University, Professor Ding is currently an LL.M. candidate at the law school.

Lawrence A. Jegen, who is a co-founder of the *Tax Institute for Universities and Colleges*, presented the 13th annual institute from May 21 through May 23, 2006. For thirteen years, this national institute has been the premier institute which presents current tax information only to individuals who work for or who provide tax counsel to American universities and colleges. This institute is attended by 250 to 300 college and university tax lawyers, tax accountants, and other tax professionals, from all 50 states, the District of Columbia, and Puerto Rico.

Wendell Johnting of the Ruth Lilly Law Library was recently elected Treasurer for 2006/2007 of the Indiana Cooperative Library Service Authority (INCOLSA), the statewide network providing leadership in cooperative activities for more than 2,200 Indiana libraries. Johnting also served on the Executive Board and the Strategic Planning Committee of INCOLSA for 2005/2006.

Rob Katz published "The Re-Gift of Life: Who Should Capture the Value of Donated Human Tissue?" in The Health Lawyer 14 (Vol. 18; No. 4: 2006), a publication of the ABA's Health Law Section.

Prof. Katz was one of the organizing members of the new AALS Section on Nonprofit Law and Philanthropy. He now serves as the group's first secretary, as well as the primary web master for the section's web site: www.philanthropy.iupui.edu/aals.html. The section will provide a forum and resources for professors who teach and conduct research in nonprofit law and philanthropy. The section will host its first event at the AALS 2007 Annual Meeting on "State-Level Legal Reform of the Law of Non-Profit Organizations" to be held at the January AALS meeting in Washington, D.C.

Professor Eleanor DeArman Kinney, along with Professor Frank Emmert, received a grant from the European Union to develop a Jean Monnet Module of Courses on "Comparative EU and U.S. Science, Law, and Policy in the Regulation of Pharmaceutical and Medical Technology."

Professor Kinney's recently published, Kinney & Sage, "Resolving Medical Malpractice Claims in the Medicare Program: Can it be Done?" 12 UNIVERSITY OF CONNETICUT JOURNAL OF INSURANCE LAW 77 (2005).

In February, Professor Kinney gave a "Work in Progress Presentation" (with William M. Sage), on "The Role of

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Faculty News

Medicare in Malpractice Reform," for the Indiana University Center on Health Services and Outcomes Research and VA Health Services Research and Development (HSR&D) Center of Excellence on Implementing Evidence-based Practices, at the Richard L. Roudebush VA Medical Center, in Indianapolis. Also in February, she served as moderator for a symposium on Pay for Performance, presented by the Indiana Health Law Review at the law school. In March, she was a presenter and also served as moderator for, "Cracks in the System: The Adequacy of the U.S. Healthcare Regulation in a Global Age," at the 2006 Administrative Law Review Symposium, at Washington College of Law, American University, in Washington, DC.

Finally, Professor Kinney was a presenter on "The International Human Right to Health," at the Charles Warren Fairbanks Center for Medical Ethics, Methodist Hospital of Indiana, in Indianapolis in April.

Robert Lancaster traveled to Beijing, China in December 2005 to serve as a judge in the first annual *China Criminal Mock Trial Competition*. The Competition was jointly sponsored by Renmin University of China School of Law and the Indiana University School of Law – Indianapolis. Teams of students from law schools throughout China participated in the event.

Professor Lancaster and Professor Ding Xiangsun, of Renmin University presented a paper entitled "Addressing the Emergence of the Adversarial Trial Techniques in Chinese Criminal Courts" at the Global Alliance for Justice Education Conference at Fordham Law School on May 4, 2006. The conference brought legal educators from all over the world together to discuss global collaboration in teaching, learning, lawyering, and scholarship that promotes justice education. In addition to his position at Renmin University, Professor Ding is currently an LL.M. candidate at the law school.

During the American Bar Association Midyear Meeting in Chicago in February, **Professor and Dean Emeritus Norman Lefstein** moderated a panel discussion at the *Second Annual Summit on Indigent Defense Improvement* dealing with a soon-to-be-released report of the National Right to Counsel Committee of which he is a member. Also, during the ABA Midyear Meeting, he moderated a discussion and made a presentation at a session of the National Organization of Bar Counsel, in which the subject was whether there should be more stringent enforcement of

disciplinary rules against overburdened public defenders and other indigent defense providers. During March, Professor Lefstein presented a paper on "Achieving Quality in Criminal Defense: Comparing England and the United States," while a participant in the *Oxford Round Table* held at Pembroke College, Oxford, England. In April, Professor Lefstein moderated a panel discussion on "Rehabilitating the Criminal Justice System," as part of the *Second Annual Peace and Justice Summit* at IUPUI.

Additionally, the National Association of Criminal Defense Lawyers (NACDL) named Professor Lefstein the 2005 "Champion of Indigent Defense." Professor Lefstein will be presented with the award at a luncheon in Miami, Florida in July. As chair of the Indigent Defense Advisory Group of the American Bar Association's Standing Committee on Legal Aid and Indigent Defendants (SCLAID) for the past six years, Lefstein was responsible for overseeing the ABA's efforts to improve indigent defense systems around the country. He is also a four-term Chair of the Indiana Public Defender Commission, a position to which two Indiana governors appointed him. Most recently, Professor Lefstein oversaw the research and writing of a comprehensive SCLAID report on the nationwide crisis in indigent defense, Gideon's Broken Promise: America's Continuing Quest for Equal Justice (February 2005).

María Pabón López participated in two panels at the Access and Invisibility: Undocumented Immigrants in America Conference at New York University School of Law in March of 2006. She spoke on the panels entitled "Undocumented Immigrant Access to Services after September 11th" and "Undocumented Immigrants and Licensing: The Aftermath of the REAL ID Act." Professor López also participated in the Immigration Law Teacher's Workshop held in Las Vegas, Nevada in May of 2006. She presented her paper "¡Que viva la regularización! What the United States can learn from the recent amnesty for undocumented workers in Spain."

Her articles, "Reflections on Educating Latino and Latina Undocumented Children: Beyond *Plyler v. Doe.*" 35 Seton Hall L. Rev. 1373 (2005) and "The Place of the Undocumented Worker in the United States Legal System after *Hoffman Plastics*: An Assessment and Comparison with Argentina's Legal System." 15 Ind. Int'l. & Comp. L. Rev. 301 (2005) were published in 2005. Finally, in May 2006, she was awarded a Trustees Teaching Award for recognition of her teaching and a Dean's Fellowship in recognition of her scholarship.

Gerard Magliocca published the following article: "Constitutional False Positives and the Populist Moment," 81 Notre Dame L. Rev. 101 (2006). He made a presentation on "The Cherokee Removal and the Free Exercise Clause" to the *American Association of Law Schools Conference* in January, and in March presented "Constitutional False Positives" in a lecture to the faculty at Georgetown Law School. Also in March, Professor Magliocca received the Black Cane Award for Most Outstanding Professor, voted upon by the students at the law school.

David Orentlicher, Samuel R. Rosen Professor of Law, made several presentations during the spring semester, including, "The Ethics of Cloning," following a performance of "A Number," at the Phoenix Theatre, on January 8, 2006; "Health Care for the Underserved," at the Norman Amaker Midwest Public Interest Law Retreat, on February 25, and "The Importance of Enacting Public Health Legislation," at the Summit on Public Health and the Law, for the Indiana Public Health Foundation, on March 16. Professor Orentlicher also spoke on "The Quest to Make a 'Better' Human Being," for the University High School Spring Convocation, on April 21, and on May 17 he addressed the Indiana Hospice and Palliative Care Association Annual Meeting on the topic, "Legal Issues in End-of-Life Care and Pain Management."

Florence Wagman Roisman, the William F. Harvey Professor of Law, has been selected to be the J. Skelly Wright Fellow at Yale Law School for the Fall semester of 2006. During the AALS meeting in Washington, D.C. in January, 2006, she served as a resource person at the Robert Cover Workshop on Academic Freedom convened by the Society of American Law Teachers, on whose board of governors she serves. In February, Professor Roisman was a panelist for a presentation at the law school, sponsored by the ABA Forum on Affordable Housing & Community Development Law, regarding Careers in Affordable Housing and Community Development Law. Also in February, she was the introductory speaker at the *Norman Amaker Midwest Public Interest Law Retreat* at Bradford Woods.

In March, Professor Roisman moderated a panel at the conference, *Gautreaux at Forty*, held at Northwestern University School of Law in Chicago. The panel topic was "A Race-Conscious Mobility Proposal: Debates and Alternatives." She also was a member of the planning committee for this conference, which marked the 40th anniversary of the filing of *Gautreaux v. Chicago Housing*

Authority, a landmark public housing desegregation lawsuit.

In April, she spoke at the concluding plenary session of a symposium on "Strategies for Ending Poverty and Inequality" at the David A. Clarke School of Law of the University of the District of Columbia, in Washington, D.C. She also was a member of the planning committee for this symposium, which celebrated the David A. Clarke School of Law's earning full accreditation from the ABA.

During the 2005-06 academic year, Professor Roisman chaired the Faculty Appointments Committee at the law school. In early June she spoke at the initial plenary session of the National Legal Aid & Defender Association's Litigation and Advocacy Directors' Conference in Snowbird, Utah.

James P. White, Professor Emeritus, published a tribute to the late Dean Steven P. Frankino, which appears at 51 VILLANOVA L. REV. (2006). In November, he participated in ABA Rule of Law Symposium in Washington D.C. At the LSAC annual meeting, he served on a panel on An Out-ofthe-Box Approach to Legal Education. Earlier this semester, Professor White served as the site evaluator for the University of Tulsa London Fall Semester Program and served as Chair of the ABA Graduate Legal Education Committee. He also spoke at Oklahoma City University Law School. He serves as Advisor on Legal Education to the United Arab Emirates University and serves on the board of visitors for California Western School of Law. Additionally, Professor White continues to serve on the boards of trustees for John Marshall Law School and Butler University.

Lloyd T. "Tom" Wilson was elected treasurer of the AALS Section of Real Estate Transactions at the AALS annual meeting in Washington, D.C., on January 5, 2006.

He chaired a panel discussion on "The Dangers of Predatory Lending" at the Norman Amaker Public Interest Law and Social Justice Retreat in February. Professor Wilson's law review article, "Effecting Responsibility in the Mortgage Broker-Borrower Relationship: A Role for Agency Principles in Predatory Lending Regulation," 73 U. CIN. L. REV. 1471 (2005) won the Honorable Mention award in the 2005 writing competition by the American College of Consumer Financial Services Lawyers. Additionally, Professor Wilson was awarded a Dean's Fellowship for 2006-07.

Law School Staff Changes and Reorganizations

everal law school administrative offices have reorganized within the past year and staff changes have taken place. The offices of development and external affairs have been combined into one area called the Office of Institutional Advancement. This office handles development, media relations, publications, continuing legal education programs, special events and alumni relations, and is headed by the Assistant Dean for Institutional Advancement, Jonna Kane MacDougall, '86. The Acting Director of Development is Amanda Kamman. She replaces Carol Neary who left the law school in the spring. Kamman had previously served as Assistant Director for Development. Liz Allington serves as the Assistant Director for External Affairs. Shaun Ingram is the External Affairs and Special Events Coordinator, and Lisa Schrage is the Development Coordinator. Additionally, Heather McCabe, '03, has returned to the law school full time in the position of Director, Public Health Program and Assistant Director for Grant Development. She will split her time between the Hall Center for Law and Health and the Office of Institutional Advancement.

At the start of the last academic year the areas of student

affairs, admissions, and professional development (career services) were combined into one area called Student Services and Admissions. This area is headed by Associate Dean for Student Services and Admissions, Angela Espada. The law school's Director of Admissions is Patricia Kinney, '02. The Assistant Director of Admissions is Karen Miller, and Amanda Gallaga is the Admissions Coordinator. Susan Agnew, who served the school as Recorder for 11 years, was promoted to Assistant Director of Student Services. In that capacity, she is responsible for all aspects of student record-keeping, including registration, grades, class ranks, graduation, state bar eligibility and other duties related to student affairs.

In the Office of Professional Development, **Chasity Thompson Adewopo**, '02, has been named Director of Professional Development and *Pro Bono* Programs. She had served as Associate Director for 3 years. She succeeds Shannon Williams, who left the law school after six years in the director's position to become the Manager of New Lawyer Hiring at Baker & Daniels. **LaWanda Ward**, '03 is the Assistant Director for *Pro Bono* Programs and Public Interest.

McCabe Honored

In September 2005, **Heather McCabe**, '03, the director of the law school's public health program, received the MCH Early Career Leadership Recognition Award from Riley Child Development Center at the Indiana University School of Medicine, Riley Hospital for Children for demonstrated leadership ability in the provision of services to children and their families. She was appointed by Governor Daniels to Chair the Indiana Home Health and Hospice Service Council for the Indiana State Department of Health. She also participated in the Mid-America Regional Public Health Leadership Institute Fellowship Program, a CDC funded initiative. In addition, she was selected to present Faith and medicine in action: Understanding, preventing, and responding to firearm violence and suicide at the American Public Health Association Annual Meeting in December 2005.

Additionally, her recent publication, "Characteristics of Suicide from 1998-2001 in a Metropolitan Area," Xun Shen, M.D., MPH, Jodi Hackworth, MPH, Heather McCabe, J.D., MSW, Lori Lovett, MSEd, John Aumage, B.S., Joseph O'Neil, M.D., Marilyn Bull, M.D., appears in DEATH STUDIES: IN PRINT.

Faculty Honors

2006 Trustees Teaching Award

Robert Lancaster María Pabón López R. George Wright Jeffrey W. Grove

2006 Faculty Leadership Awards

Thomas B. Allington Jeffrey W. Grove

2006-2007 Dean's Fellowship Awards

María Pabón López Antony Y. Page Joel M. Schumm Gerard N. Magliocca Lloyd T. (Tom) Wilson

The Program on Law and State Government Announces 2006 Fellows and Symposium

he 2006 Program on Law and State Government Fellows are third-year students Christopher Campaniolo and Carrie Lynn. They will be presenting the 5th annual PLSG Symposium, From the State House to the Schoolhouse: Religious Expression in the Public Sphere on Friday, September 29, 2006, 8:30 am - 1:30 pm.

The program, which will carry 3.5 CLE credits (pending approval), will focus on an aspect of state law interwoven with America's religious and political history: the many ways states express religious ideas and messages in the public sphere. From state house grounds to schoolhouse classrooms, policy makers and educators grapple with an important yet sensitive issue - how to recognize the importance of religion while upholding the separation of church and state. From religious displays on public grounds to debates about incorporating the theory of intelligent design into the public classroom science courses, state government decisions of religious expression become the subjects of public debate, state legislation, litigation, and sometimes, front page headlines. The Program on Law and State Government and the Indiana Law Review welcome your participation in the 2006 Program on Law and State Government Fellowship Symposium.

Three Faculty Appointed to Named Professorships

hree law school faculty members have been appointed to named professorships as of July 1 of this year. Professor George Edwards, the director of the school's Program in International Human Rights Law, is now the Carl M. Gray Professor of Law. Professor Edwards joined the faculty in 1997 and teaches in the areas of international human rights law, public international law, international legal transactions, international criminal law and criminal procedure. He also oversees the international human rights law track of the school's LL.M. program.

Professor Linda Kelly Hill has been named the M. Dale Palmer Professor of Law. Professor Kelly Hill, who joined the faculty in 2002, teaches in the areas of family law, immigration law, trusts and estates, and conflict of laws.

Professor Nicholas Georgakopoulos is the Harold R. Woodard Professor of Law. He teaches in the areas of business associations, mergers and acquisitions, bankruptcy law, and securities regulation. Professor Georgakopoulos, whose book, *Priciples and Methods of Law and Economics: Tools for Enhancing Normative Thought* (Cambridge University Press) was published last year, will deliver the inaugural Woodard Professorship Lecture on February 27, 2007 at the law school.

McCormick Honors Former Dean

In 2001, Michael D. McCormick, '80, made a substantial gift to the Indiana University School of Law-Indianapolis. It created two endowed professorships. In June 2006, McCormick, the former executive vice president and general counsel of Bindley Western Industries and a long-time supporter of the law school, chose to recognize Dean Emeritus and Professor Emeritus William F. Harvey by re-naming one of the endowed professorships in his honor.

The William F. Harvey Professorship commemorates Professor Harvey's many years of teaching and service to the law school and the legal profession. Professor Harvey joined the law school faculty in 1968. He served as the law school's dean from 1973 until 1979, while McCormick was a student at the school. He stepped down as dean to accept the appointment as Carl M. Gray Professor of Law, the school's first endowed professorship.

Harvey is the author of widely recognized volumes on Civil Procedure and Evidence, and for 23 years he was the vice chairman of the Indiana Supreme Court Committee on Rules of Practice and Procedure. In 1985, he was selected by President Ronald Reagan for nomination to the U.S. Court of Appeals for the Seventh Circuit. In 1996, he was appointed to the Council of Sagamores of the Wabash by Governor Evan Bayh. For 10 years, he was a member of the Rhodes and Marshall Scholarship Committee of Indiana University.

In April of 2006, Harvey received a Lifetime Achievement Award from the Indianapolis Legal Aid Society, which he has supported for more than 30 years. On that occasion, several former students including Indiana Governor Mitchell E. Daniels, Vice President and Mrs. Dan Quayle, former Ambassador to Germany, Daniel Coats, Indiana Court of Appeals Chief Judge James S. Kirsch, and Indiana Court of Appeals Judge Margret G. Robb, among others, praised Harvey for his professional career. They were joined by former U.S. Attorney General Edwin Meese, Indiana Supreme Court Justices Brent E. Dickson and Frank E. Sullivan, Jr., Federal Judge Sarah Evans Barker, and Indianapolis Mayor Bart Peterson.

The former Michael D. McCormick I Professor, Florence Wagman Roisman, becomes the William F. Harvey Professor. The Michael D. McCormick II Professorship will become the Michael D. McCormick Professorship and will continue to be held by Professor George Wright. ■

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Class Notes

1960s

Jerald I. Ancel, '68, has been selected to become a Fellow of the American College of Bankruptcy. He is one of only seven Fellows from Indiana, including his brother Steven H. Ancel. Both are attorneys at Sommer Barnard PC. Ancel is the chair of Sommer Barnard's Business Restructuring, Bankruptcy & Creditors' Rights Practice Group. He is also a contributing editor for the American Bankruptcy Institute Journal and is a frequent speaker on bankruptcy related topics. He has been recognized as a "Best Lawyer in America" since 1990 and an Indiana "Super Lawyer."

1970s

R. Thomas Bodkin, '73, was named president-elect of the Defense Trial Counsel of Indiana. He is a partner at the Evansville firm of Bamberger, Foreman, Oswald & Hahn.

Robert Hebert, '73, took the position of Senior Vice President and General Counsel at Aearo Technologies as of June 1, 2006. He will be a member of Aearo's operating board. He has represented the company for the past eight years, giving him a solid understanding of its business and legal affairs. He joins Aearo from the Indianapolis law firm Bingham McHale LLP. Aearo will continue to retain Bingham McHale as outside counsel, where Hebert will remain a partner. Hebert also serves on the Board of Trustees of The Children's Museum of Indianapolis.

John L. Krauss, '76, has been appointed to a national panel of external mediators for the U.S. Transportation Security Administration (TSA), as part of the U.S. Department of Homeland Security. He is the director of the Center of Urban Policy and the Environment at IUPUI, as well as an adjunct professor at the IU School of Law - Indianapolis, where he directs the Public Policy Mediation Course.

Phil Ripani, '76, gave a continuing legal education seminar entitled "Procedural Issues" for the Indiana Civil Rights Commission in April, 2006. Ripani is a partner in the Labor and Employment Law Group of Bose McKinney & Evans in Indianapolis.

Sally H. Gray, '79, was honored at the Putnam County Museum's annual fundraiser "Roast a Relic" on February 26, 2006. She is a retired Putnam County Judge who taught economics at DePauw University from 1965 to 1979.

Patricia Polis McCrory, '79, was named a Distinguished Barrister by the *Indiana Lawyer*. The award honors 15

lawyers whose leadership has made a positive impact on Indiana. McCrory has joined the firm of Locke Reynolds as a partner, where she will continue to focus her practice on business litigation. Previously a partner at Harrison & Moberly, LLP, McCrory was voted One of the Most Influential Women in Indianapolis by the *Indianapolis Business Journal* in 1999. She is listed in the International Who's Who of Professionals, National Registry of Who's Who, and was named an Indiana Super Lawyer in business litigation.

1980s

William J. Hughes, '80, a judge with Hamilton County Superior Court 3, was the recipient of the 2005 Outstanding Judge Award for his service to the Young Lawyers Section of the Indiana State Bar Association (ISBA).

Paul Reis, '80, has joined the firm of Bose McKinney & Evans as a partner in their Real Estate Group. A resident of Carmel, Indiana, Reis focuses his practice in Hamilton County. His practice areas include land use, planning and zoning, real estate acquisitions, commercial real estate and urban redevelopment. Reis previously worked at Drewry Simmons and Locke Reynolds. He also serves on the board of directors of Special Olympics Indiana. He is vice president and board member of the Carmel Arts Council and is a past chairman of the board of directors of the Carmel Clay Chamber of Commerce.

C. Joseph Russell, '80, has been named to the 2006 Indianapolis Bar Association Board of Managers. Russell is a past president of the Indianapolis Bar Association and has served on the boards of both the IBA and the Indianapolis Bar Foundation for a number of years. A resident of Carmel, Indiana, Russell is a partner and member of the Bose McKinney & Evans Environmental Law Group. He has practiced both civil and criminal law since 1980. After serving as law clerk to an Indiana state judge, he joined Bose McKinney & Evans as an associate for three years before receiving an appointment to the post of Assistant United States Attorney for the Southern District of Indiana in 1983. From 1985 to 1992, Russell served on the Organized Crime and Drug Enforcement Task Force with the United States Department of Justice. He returned to Bose McKinney & Evans in 1992.

No BLUEBOOK REQUIRED

This is a test. Circle the best answer from the choices given below.

What is a PIP?

- A. A character in the Charles Dickens novel, Great Expectations
- B. A guy who sings with Gladys Knight
- C. An alumnus or friend of the law school who gives \$1,000 or more annually to the school
- D. All of the above—and we especially appreciate "C"

If you circled "D," you were correct! **PIP** stands for "**Partners in Progress**," the law school's designation for those who give generously and consistently to the school. We hope that you will consider joining other alumni leaders by becoming a law school **Partner in Progress**.

With an annual gift of \$1,000 or more, you can be included in this visionary philanthropic group that has a significant impact on the school. You will have the opportunity to meet the dean and other influential alumni at the annual **Partners in Progress** reception, to share ideas about the future of your alma mater.

For more information, contact the Office of Institutional Advancement at give2law@iupui.edu

Class Notes

1980s continued

John K. Smeltzer, '80, was recently elected a director at the Indianapolis firm of Sommer Barnard PC. A member of the Business and Real Estate Groups, he represents a wide range of small to medium sized businesses with their corporate and real estate needs, including zoning, land use, golf course development and the representation of developers, golf course architects and professional golfers. He is corporate counsel to the Professional Golfers Association of America-Indiana Section, the Indiana Golf Association, Inc. and the Indiana Golf Foundation.

Steven R. Valentine, '82, was appointed to the Presidential Rank Awards Review Board at the U.S. Office of Personnel Management. He serves with eleven other private citizens on the panel, which recommends members of the government's career Senior Executive Service for the Presidential Rank Awards. The Awards will be presented by President George W. Bush later this year. Valentine is also a newly appointed member of the law school's Board of Visitors.

Donna H. Fisher, '83, will continue on the board of the Defense Trial Counsel of Indiana as immediate past president. She is a partner at the Indianapolis firm of Smith, Fisher, Maas & Howard.

Jane Magnus-Stinson, '83, was one of only five judges from Indiana to be named to the country's top 500 judges list as published by Lawdragon.com. The web site, which provides legal referrals and legal news, determines the final list based upon peer review and its own independent research. Judge Magnus-Stinson, Marion Superior Court, was the only state trial judge in Indiana who made the list. The list can be viewed at www.lawdragon.com

Mary K. Reeder, '83, was chosen as treasurer of the Defense Trial Counsel of Indiana. She is a partner at the Indianapolis firm of Riley Bennett & Egloff.

Jeff Been, '84, was named executive director of Louisville's Legal Aid Society in 2005. He has been with the organization since 1992, when he founded the HIV/AIDS Legal Project. In 2000 he was appointed to the associate director position. He was chosen as executive director by a ten-member search committee which conducted a nationwide search.

David G. Blachly, '86, has joined Sommer Barnard as a director. He is a member of the Business Law and Entrepreneurial Services Practice Groups and practices from the firm's office on the northside of Indianapolis.

Don Kite, '86, was named the 2005 "Defense Lawyer of the Year" by the Defense Trial Counsel of Indiana (DTCI). He was recognized for his work with the DTCI Amicus Committee and for his work on the history of the U.S. District Court, Southern District of Indiana. Kite is a partner in the Carmel, Indiana firm of Schultz & Pogue.

Thomas Schultz, '87, was named secretary of the Defense Trial Counsel of Indiana. He is a partner at the Carmel, Indiana firm of Schultz & Pogue.

Ellen Engleman Conners, '88, has left her position as chairwoman of the National Transportation Safety Board (NTSB) to return to Indianapolis to become the CEO of the Indiana Association of Realtors. She worked in the Bush Administration from 2001-06, holding three Senate-confirmed positions, including administrator of research and special programs administration at the Department of Transportation and chairman and member of the NTSB.

Jeffrey McKean, '89, was named vice-president of the Defense Trial Counsel of Indiana. He is a partner at Wooden & McLaughlin in Indianapolis.

Diane Shea, '89, was recently named executive director of the National Association of State Energy Officials (NASEO), a Washington, D.C.-based non-profit association. NASEO represents the governor-designated energy officials from each state and territory and serves as the voice of state energy offices on energy issues, helping to set energy priorities at the national level. Previously, Shea was the natural resources committee director of the National Governors Association

1990s

Janet Halline Nelson, '92, has joined the Litigation Group of Bose McKinney & Evans in Indianapolis. She is an associate specializing in civil litigation and focusing on toxic tort and personal injury lawsuits. She practiced law for six years in California before returning to Indianapolis in 2001.

Nicholas E. (Nick) Mathioudakis, '94, co-founder and managing director of JMM Ventures LLC and a legal and business adviser to high tech businesses, has joined Baker & Daniels LLP as a partner in the Emerging Companies and Private Capital Group. Mathioudakis began his legal career at Barnes & Thornburg. Prior to and while attending law school, he was a certified public accountant and worked at Crowe Chizek and Company LLC and Wood-Mizer Products, Inc. He is participating in the current class in the Stanley K. Lacy Executive Leadership Program. He is a

Law School Receives Grant

n the Fall of 2005, the IU School of Law – Indianapolis received a three-year grant from the European Commission to develop a Jean Monnet Module on "Comparative EU and U.S. Science, Law and Policy in the Regulation of Pharmaceutical and Medical Technology." Frank Emmert, the John S. Grimes Professor of Law and Director of the Center for International and Comparative Law, spearheaded the law school's effort to obtain the grant, along with Eleanor Kinney, Hall Render Professor of Law, Co-director of the William S. and Christine S. Hall Center for Law and Health, and Director of the Latin American Law Summer Program. In addition to Professors Emmert and Kinney, Professor Kenneth Crews is also involved in the Monnet course. Crews is Samuel R. Rosen II Professor of Law, Professor of Library and Information Sciences, and Director of the Copyright Management Center at IUPUI.

The grant has enabled the school to develop a two-week intensive summer course that was taught in Indianapolis in June of this year and focused primarily on pharmaceutical and medical technology regulation in both the EU and the U.S. The law school already offers basic courses on EU law, as well as EU moot court opportunities, and more specialized courses about the EU and some of its member countries, mostly offered on the European Law Summer Program which is based in Strasbourg, France.

The grant from the European Commission was named for Jean Monnet (1888-1979). Monnet is regarded as the architect of European unity and integration. Although never elected to public office, Monnet worked behind the scenes of American and European governments as a well connected and pragmatic internationalist. The Jean Monnet Action is a European Commission initiative created to promote knowledge of European integration. ■

CLE Program Explores Competition Law



n December 7, 2005, the law school hosted a 6 hour CLE program entitled "Competition Law in a Global Context." Featured speakers at the event included William Blumenthal, General Counsel for the Federal Trade Commission and R. Hewitt Pate, (Former) Assistant Attorney General at the Department of Justice Antitrust Division and currently a partner at Hunton & Williams in Washington, D.C. (both are pictured above in the Wynne Courtroom). The event drew a crowd of approximately 120 attorneys. Experts from the law school and around the country also spoke, including Thomas C. Arthur, L.Q. C. Professor of Law at Emory University School of Law; Michael Waxman, Professor of Law at Marquette University; Frank Emmert, the John S. Grimes Professor of Law, and Associate Professor Jennifer Drobac from Indiana University School of Law – Indianapolis.

Save the Date!

Challenges for the Healthcare Industry: Law, Technology and Ethics

6.0 hours of CLE, including 2.0 hours of ethics credits (pending approval)

October 17, 2006 • 8:45 am - 4:45 pm Inlow Hall, Wynne Courtroom

Topics include: Electronic Discovery:

A View from the Bench; Preemption and the FDA;
Electronic Discovery: A View from the Bar;
Ethical Issues in the Pharmaceutical Industry;
Indiana Professional Responsibility Update;
Corporate Integrity Agreements

There is a fee to attend this program.

See www.indylaw.indiana.edu for details.

Class Notes

founding member of the Butler University Technology Transfer Advisory Board and has been a member of Technoint since 2000. He has also been a volunteer in the Taxpayer Assistance Program since 2002.

David Temple, '94, was recently named to the board of directors of the Defense Trial Counsel of Indiana. He is with the Indianapolis firm of Drewry Simmons Vornehm.

Keith J. Swedo, '95, a registered patent attorney, has joined Sommer Barnard PC in Indianapolis as Of Counsel.

Robert (Bob) Borns, '96, has been elected as the president of the West Hawaii Bar Association. In addition, after successfully establishing his own law office in 2004 in Kailua-Kona, Hawaii, he is now CEO of Humanity Cry No More LLC, a company specializing in the development of intellectual property into beneficial consumer products.

Kelley Bertoux Creveling, '96, practices on the labor and employment team in Baker & Daniels' downtown Indianapolis office.

John D. Potter, '96, was appointed by Indiana Governor Mitch Daniels to be the Jasper County Circuit Court Judge, effective February 17, 2006. In law school, John Potter won a contest to name the law school newsletter. His submission: "Constructive Notice."

James R.A. Dawson, '97, was recently elected as a director at the Indianapolis firm of Sommer Barnard PC. He is a member of the Business Restructuring, Bankruptcy and Creditors' Rights Group and focuses his practice on creditors' and debtors' rights litigation and landlord/tenant litigation.

Tony Filomena, '97, was elected partner at the firm of Bose McKinney & Evans. He will manage the firm's new office in Raleigh, N.C. In addition to Raleigh, the new office will provide Intellectual Property services to Durham, Chapel Hill, and Carey, N.C., in an area known as the Research Triangle. Filomena is a registered patent attorney and a member of the firm's Intellectual Property Group.

Robert S. Schein, '97, has been named a partner in the law firm of Krieg DeVault LLP. He is a member of the firm's Business, Creditors' Rights & Bankruptcy, Litigation, and Real Estate & Environmental Practice Groups, and concentrates his practice in construction law, creditors' rights and bankruptcy, real estate and commercial litigation. He resides in Zionsville, Indiana with his wife, Lori, and their three children, Samuel, Sarah and Matthew.

Cynthia Springer, '97, practices in the areas of labor and employment law in Baker & Daniels' downtown Indianapolis office.

Fran Quigley, '87, Leaves the ACLU of Indiana for IU Kenya Program, is Succeeded by Claudia Porretti, '06

Fran Quigley, '87, has left his post as Executive Director of the ACLU of Indiana to work in Indianapolis for the IU School of Medicine's partnership with Moi University School of Medicine in Eldoret, Kenya. He held the ACLU post for two years. Succeeding him in the position of ACLU-Indiana Executive Director is Claudia Porretti, a 2006 graduate of the law school.

"The IU-Kenya partnership is recognized by global development experts as one of the world's most important efforts to fight the African HIV-AIDS pandemic through treatment, prevention, nutrition assistance, job training, microcredit, orphan care, and many other efforts," Quigley says. He first learned about the program in 2000 when he wrote about it for NUVO Newsweekly, and "fell in love" with it. Since then he has visited the program sites in Kenya twice. "I always said that I would love to help this program if I could ever be of any use, and they finally called my bluff!" says Quigley, who will be involved in fundraising, strategic planning and outreach efforts for the partnership. "I will now be lucky enough to be a part of a program based right here at IU, fighting one of history's worst pandemics," he added.

Quigley's successor at the ACLU-Indiana, Claudia Porretti, '06, most recently held the position of Director of Development and Communications with the Hoosier Veterans Assistance Foundation, now known as HVAF of Indiana. She previously worked for La Plaza, Inc. and at the law school in the Hall Center for Law and Health and also in the Office of External Affairs.

Distinguished Barristers and Up and Coming Lawyers

he Indiana Lawyer recently announced their choices of local attorneys who are making a positive impact on the legal profession and the community (Indiana Lawyer, Section B, May 3, 2006). The law school is extremely proud that seven of the 15 "Distinguished Barristers" and six of the 15 "Up and Coming Lawyers" were our alumni. Furthermore, graduates of Indiana University School of Law – Indianapolis accounted for the largest group of alumni from one school in both categories. Congratulations to Susan W. Brooks, '85; Kristin G. Fruehwald, '75; Lacy Johnson, '81; Irwin B. Levin, '78; John R. Maley, '88; Patricia Polis McCrory, '79; W. Scott Montross, '71; Jonathan Faber, '99; Jimmie L. McMillian, '02; C.W. Raines, '03; and Liberty L. Roberts, '01.

Janelle Linder McIntyre, '98, has joined the Indianapolis firm of Riley Bennett & Egloff as an associate.

Dennis H. Otten, '98, an attorney at Bose McKinney & Evans, has been named to the 2006 Indianapolis Bar Association Board of Managers. Otten is a partner in his firm's Public Finance and Utility Law Groups. A resident of Fishers, Indiana, he was the recipient of the Indianapolis Bar Association 2003 Young Lawyer of the Year Award.

Angela Tempel, '98, was elected partner at the Indianapolis-based law firm of Bose McKinney & Evans. She focuses her primary practice in real estate development, acquisition/disposition, financing and leasing. Tempel is a member of the International Council of Shopping Centers, Urban Land Institute, Indianapolis Chapter of Commercial Real Estate Women and the Indianapolis, Indiana State and American Bar Associations. Tempel is also listed in Chambers USA- America's Leading Business Lawyers.

Kelly Witte, '99, has rejoined the firm of Baker & Daniels as an associate in the their product liability litigation practice. Witte comes to Baker & Daniels from the United States District Court, where she served as a law clerk for Chief Judge Larry J. McKinney in the Southern District of Indiana. As a former Baker & Daniels associate, Witte worked on the firm's litigation team and products liability group. She also worked as an associate attorney at Johnson Smith LLP, where she practiced commercial and tort litigation. Witte is a former secretary and vice president of the public sector section of the Indianapolis Bar Association. She has served as a presenter of the product liability workshop for the Indiana Litigation Institute.

2000s

Thomas J. DeRue, Jr., '00, joined KB Home as Land Acquisition Manager for the Indiana Division where he is responsible for the acquisition and entitlement of land throughout central Indiana. KB Home is a Fortune 500 company listed on the New York Stock Exchange.

Previously, DeRue served as Mayor Bart Peterson's Legislative Affairs Director and practiced real estate and governmental affairs law with Bingham McHale.

Patrick L. Jones, '01, moved from Alexandria, Virginia to Santa Monica, California and joined the Internet Corporation for Assigned Names and Numbers (ICANN) as its registry liaison manager. ICANN is an international organization that serves as the technical coordinating body for the internet.

Melissa Tomaszewski Pierce, '02, joined the Grafton County Attorney's Office, North Haverhill, NH, as an assistant county attorney in June 2005. Prior to that, she was an assistant county attorney for the Merrimack County Attorney in Concord, New Hampshire. Her caseload includes felony prosecution and misdemeanor appeals, with an emphasis on drug and internet crime prosecution.

Peter A. Siddiqui, '02, an attorney at Jenner & Block in Chicago, received, in conjunction with his colleague Brian I. Swett, the 2006 Burton Award for Achievement in Legal Writing for the ABI Journal article entitled, "Distressed Asset Sales to Insiders: What's the Problem?" The award was presented on June 12 at the "Legends of the Law" program at the Library of Congress in Washington, D.C.

Jeffrey M. Cromer, '03, has joined the firm of Sommer Barnard PC as an associate. He is a member of the Business and Real Estate Practice Groups and practices from the firm's downtown Indianapolis office.

Sanford Kelsey, '03, has been named to the editorial board of *The State and Local Tax Lawyer* published by the American Bar Association.

C.W. Raines, '03, joined Aearo Technologies as their associate general counsel on June 1, 2006. He left his position as an associate in the Business Services Practice Group at Bingham McHale to take the position at Aearo. Raines is a past member of the Indianapolis Bar Association's board of managers and a 2006 recipient of the "Up and Coming Lawyer" award by *the Indiana Lawyer*.

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Jenny Sarabia, '03, is currently an intern in the Washington, D.C. office of U.S. Senator Ken Salazar of Colorado. She will conduct legislative research, write issue briefs, and assist with constituent correspondence. Sarabia is also working to complete an MPA degree while in D.C. The Black & Latino Policy Institute has also commissioned her to write several policy briefs and to assist with constituent correspondence. Sarabia was the first executive director of the Indiana Commission on Hispanic/Latino Affairs.

Landoll Sorrell, '03, has taken a position as public defender with Anderson City Court in Anderson, Indiana.

Jennifer L. Hatchett, '04, is a member of the Business & Finance Service Group at the Lexington, Kentucky firm of Stites & Harbison. Prior to joining Stites & Harbison, Hatchett served as Corporate Counsel to US Healthcare Holdings LLC. She also served as a law clerk with Huffer & Weathers, P.C., in Indianapolis. She served as a paralegal for various firms in Indiana from 1995 to 2004. She is a native of Lexington, Kentucky.

Andrew J. Klinger, '04, was promoted to deputy general counsel for the Indiana Gaming Commission. The Commission is the state regulatory and enforcement agency governing casino operations and charity gaming in Indiana.

Rosa Neal, '04, recently accepted a position as recruitment coordinator at Ballard Spahr Andrews & Ingersoll in Philadelphia.

Emily Benfer, '05, a fellow at the Washington Legal Clinic for the Homeless, helped to obtain increased funding for D.C. schools through the McKinney-Vento Homeless Assistance Act, a law authorized in 1987. The funding will pay for transportation, tutoring services, enrichment activities and increased access to services. An article on this case appeared in *The Washington Post* on January 26, 2006.

Bradley Bingham, '05, has joined Barnes & Thornburg LLP as an associate in the firm's Indianapolis office. He practices in the Governmental Services and Finance Department.

Adil Daudi, '05, joined the firm of Smith Haughey Rice & Roegge as an associate. Daudi will practice health law at the Ann Arbor, Michigan firm. His professional experience includes working as a law clerk at Epstein & Frisch, an internship at the Indiana Counter Terrorism and Security Council, and an internship at the Northern Ireland Council for Ethnic Minorities.

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www.alumni.indiana.edu/service/membership

Susan Derwin, '05, has relocated to Miami, Florida as director of the PATH Project (Providing Access for Teen Health), part of the ACLU of Florida.

Lauren V. (Cohen) Edmundson, '05, has joined Barnes & Thornburg LLP as an associate in the firm's Indianapolis office. She practices in the Business, Tax & Real Estate Department.

J. Curtis Greene, '05, has joined Barnes & Thornburg LLP as an associate in the firm's Indianapolis office. He practices in the Litigation Department.

Jeffrey S. Jackson, '05, recently began as an associate with Scopelitis, Garvin, Light & Hanson in the firm's Indianapolis office.

Chad M. Pulley, '05, has joined the Indianapolis firm of Riley

Bennett & Egloff LLP as an associate attorney.

Nathaniel G. Saylor, '05, recently began as an associate with Scopelitis, Garvin, Light & Hanson in the firm's Indianapolis office.

Tabitha Villarrubia, '05, has joined Hollingsworth Jocham & Zivitz LLC as an associate. A native of Puerto Rico who focuses her practice in helping the Spanish-speaking community, she offers family and immigration law services both in English and Spanish. ■

<u>IN MEMORIAM</u>

Virginia Dill McCarty, '50, (1924-2006)

Virginia Dill McCarty, '50, passed away on May 26, 2006. The inaugural recipient of the law school's Outstanding Alumna of the Year award in 2000, she was truly a trail blazer for women in the legal profession. She was a member of the law school's



Virginia Dill McCarty, '50, is shown here with former law school dean Norman Letstein and Hon. J. Patrick Endsley, '56, on the occasion of her being named Alumna of the Year in 2000.

Board of Visitors for many years and also served on the Alumnae Network Steering Committee.

A native of Plainfield, she received her B.A. degree from Indiana University, and was elected to Phi Beta Kappa. She graduated first in her class from Indiana University School of Law–Indianapolis, where she was elected to serve as Indianapolis Editor of the *Indiana Law Journal*. In 1979, President Jimmy Carter appointed her the first woman in the United States to serve a full four-year term as U.S. Attorney—a position she held until 1981. She has served as an Indiana Deputy Attorney General (1965-1969), a member of the Indiana Board of Law Examiners (1971-1976), and as chairman of the board of the Indiana Department of Correction (1989-2006). She was a partner at the firm of Landman and Beatty at the time of her death.

In 1996, Virginia received the first Indiana State Bar Association

Women Lawyers Committee Women in the Law Achievement Award. In 1992, she received the Antoinette Dakin Leach Award from the Women and the Law Committee of the Indianapolis Bar Association, and in 1979, received the Distinguished Alumni Service Award from Indiana University. That same year, Virginia received an Honorary J.D. degree from Indiana Central College (now University of Indianapolis) and, in 1986, an Honorary Doctor of Law Degree from Indiana University School of Law-Indianapolis.

She is survived by a son, Michael McCarty, and a daughter, Janet McCarty. ■

IN MEMORIAM

Janet Lynn Woerner Averett, '81 March, 2003

Timothy Patrick Brazill, '82 February, 2006

John Bayne Burton, '52 December, 2005

Gary Michael Cappelli, '70 November, 2005

Robert Lee Clegg, '76 April, 2006

Charles H. Creasser, '36 (Benjamin Harrison L.S.) April, 2005

Thomas Edward Cunningham, '70 March, 2006

Howard F. Dick, '54 November, 2005

Howard Myron Dodd, '71 April, 2006

Robert Wade Glass, '87 December, 2005

John Martin Guy, '61 March, 2006

Alan M. Kissinger, '74 November, 2005

Warren Douglas Krebs, '74 February, 2006

Robert Lavon Life, '50 May, 2006

Thomas Franklin Marshall, '71 May, 2006 Rodney Gene Maze, '01 May, 2006

Geoffrey Allan Rivers, '71 April, 2006

Nicholas William Sufana, '40 February, 2006

Richard Jerome Sullivan, '58 March, 2006

Alan Randolph Williams, '59 May, 2002

> Robert Wolen, '92 December, 2005

Lonnie Carlyle Woods, '76 May, 2006







The Office of Professional Development at Indiana University School of Law- Indianapolis is dedicated to meeting the recruiting needs of the legal community in Indiana and throughout the country.

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 - Pro Bono, Government & Public Interest Services

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Winter College
February 9-11, 2007
Sanibel Harbour Resort and Spa
Sanibel Island, Florida

Participants in this winter getaway weekend will experience a dynamic weekend of educational workshops, engaging lectures by outstanding faculty and lively discussions, all while enjoying sumptuous food, luxurious accommodations, and the warm Florida sun. The law school will be offering a special workshop as part of this three-day program.

The Sanibel Harbour Resort and Spa will serve as our college campus for this very special winter weekend. For more information, e-mail Stefan Davis, Vice President, IU Alumni Association at ssdavis@iupui.edu

Upcoming Law School Events 2006-2007

AUGUST 14-18, 2006

Public Policy Mediation Course

One-week intensive course.

24 hours of CLE credit available.

40-hour Civil Mediation training certification.

Inlow Hall

There is a fee to attend this course.

SEPTEMBER 12, 2006

"An Insider's View of the Supreme Court Nomination Process" Dan Coats, Former U.S. Senator from Indiana, former U.S.

Ambassador to Germany

Inlow Hall

5:00 pm lecture, Wynne Courtroom

6:00 pm reception, Conour Atrium

SEPTEMBER 29, 2006

Program on Law and State Government Fellowship Symposium "From the State House to the Schoolhouse: Religious Expression in the Public Sphere"

8:30 am - 1:30 pm

Inlow Hall, Wynne Courtroom

3.5 hours of CLE credit (pending approval)

There is a fee to attend this event.

OCTOBER 10, 2006

Indiana Supreme Court Lecture

Hon. Diane Sykes,

United States Court of Appeals for the Seventh Circuit

Inlow Hall

5:00 pm lecture, Wynne Courtroom

6:00 pm reception, Conour Atrium

OCTOBER 17, 2006

Challenges for the Healthcare Industry:

Law, Technology and Ethics

6.0 hours of CLE, including 2.0 hours of ethics credits (pending approval)

8:45 am - 4:45 pm

Inlow Hall, Wynne Courtroom

There is a fee to attend this program.

NOVEMBER 10, 2006

"Dead Man Walking-The Journey Continues" Sister Helen Prejean, author, *Dead Man Walking*

Inlow Hall

3:30 pm lecture, Wynne Courtroom

5:00 pm reception, Conour Atrium

NOVEMBER 14, 2006

Jordan H. and Joan R. Leibman Lecture on

the Legal and Business Environment of Art

"Art Forgery and Fraud"

Robert Wittman, Agent, Federal Bureau of Investigation (FBI), and Martin Radecki, Chief Conservator, Indianapolis

Museum of Art (IMA)

5:30 pm lecture, Wynne Courtroom (Inlow Hall)

6:30 pm reception and gallery show, Herron School

of Art and Design (Eskenazi Hall)

FEBRUARY 27, 2007

Harold R. Woodard Professorship Inaugural Lecture Nicholas L. Georgakopoulos,

Harold R. Woodard Professor of Law

Inlow Hall

5:00 pm lecture, Wynne Courtroom

6:00 pm reception, Conour Atrium

MARCH 8, 2007

James P. White Lecture on Legal Education

Hon. Ruth Bader Ginsburg,

Associate Justice, United States Supreme Court

Inlow Hall

5:00 pm lecture, Wynne Courtroom

6:00 pm reception, Conour Atrium

This event will be free but tickets will be required.

Information will be posted on the web site in January regarding the ticketing process.

MARCH 20, 2007

John Pistole, '81, Deputy Director, Federal Bureau of Investigation (FBI)

Inlow Hall

5:00 pm lecture, Wynne Courtroom

6:00 pm reception, Conour Atrium

All events are free and open to the public unless otherwise noted. See web site for details.

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