

Fall 2002

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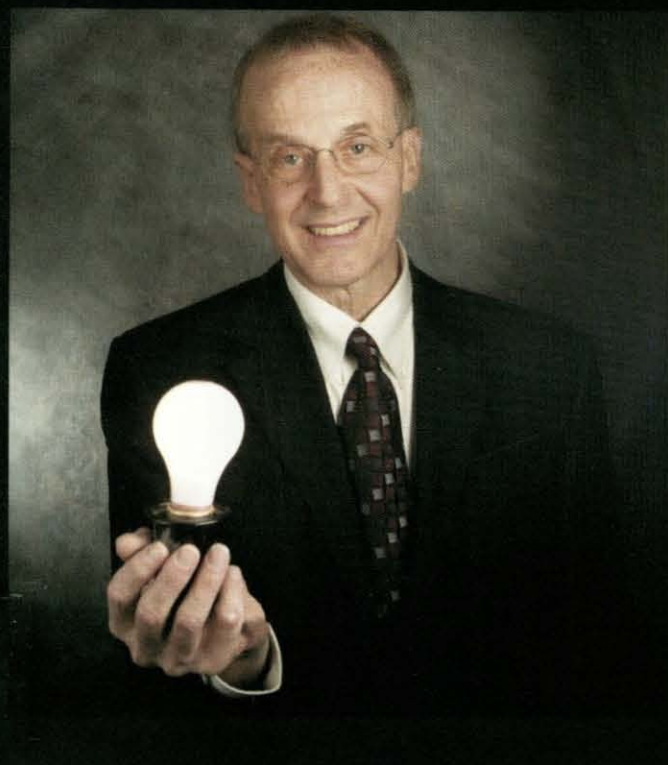
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The Nebraska Transcript

UNIVERSITY OF NEBRASKA COLLEGE OF LAW FALL/WINTER 2002-03 Vol. 36 No. 2

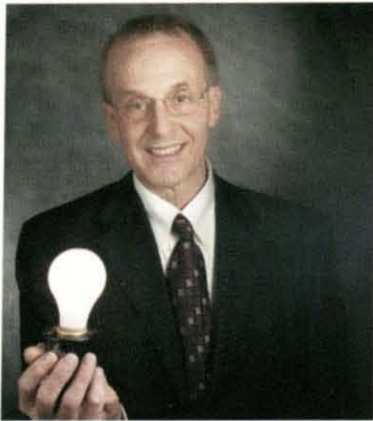


LAW CHANGES LIVES



*University of Nebraska–Lincoln
College of Law
Building Dedication
April 11, 2003
2:30 p.m.*

*Save the Date
See inside for more details*



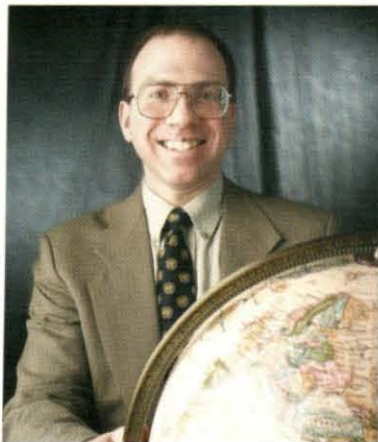
Harvey Perlman:
Championing New Ideas

Bright ideas need champions and legal protection in order to thrive in today's highly competitive marketplace. Harvey Perlman, a member of the College of Law faculty specializing in intellectual property rights, is also chancellor of the University of Nebraska–Lincoln. With Professor Robert Denicola, who is also on the Law College faculty, Perlman has written the most important and influential book on aspects of protecting intellectual property, *The Restatement of the Law of Unfair Competition*. Perlman is also a Life Fellow of the American Bar Association, an honor open to the top one-third of one percent in the field.



Josephine Potuto:
Winners On and Off the Field

Talented athletes have a lot more to consider than making the right moves on the field. When it comes to NCAA rules and regulations, there is a lot to know. Josephine Potuto, Richard H. Larson Professor of Constitutional Law at the College of Law, serves as the University of Nebraska faculty athletics representative to the NCAA and Big 12 Conference and is a member of the NCAA Division I Committee on Infractions. She also teaches Constitutional Law, Criminal Procedure and Sports Law. All of this makes her a winner, even though she doesn't have a 10-foot-high scoreboard to prove it.



Brian Lepard:
Promoting Peace & Human Rights through Law

When Brian Lepard spoke at the United Nations last year, it was to deliver the message of unity in the diversity we see throughout the world. Rather than seeing diversity as a point of division, Lepard takes a refreshing approach of viewing diversity as forming the foundation for unity. That is the key theme in his international best selling book, *Rethinking Humanitarian Intervention: A Fresh Legal Approach Based on Fundamental Ethical Principles in International Law and World Religions*. Through his ground-breaking work, Lepard, an associate professor at the College of Law, takes a major step forward as a leader in the effort to formulate an ethical basis for international law in our multicultural world.

Please join us for refreshments and tours as we celebrate another important day in the history of the College.

*Dedication of the College of Law Building
April 11, 2003
2:30 p.m.*

The Nebraska Transcript

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Table of Contents

3	Alumni Council Awards Honor Distinguished Achievements
4	Graduation 2002
6	Honor Class Reunion
8	Family Tradition Ceremony
10	American Indian Initiative Seeks to Increase Native Lawyers
11	Clinic's Federal Civil Rights Case Teaches Students Many Lessons
13	Law College Pauses to Reflect at September 11 Open Forum
14	Montenegrin Diary
17	Frederick Beutel: An Appreciation
29	Larry Berger: A Candid Interview with the Recently Retired Professor
32	Bilingual Moot Court, Husker Cap Mark Lenich's Lithuanian Class
34	Four Visiting Professors Join Faculty for 2002-03
37	Johnson, '52, World War II Ace, Featured in Famous Photograph
39	German, NLS Executive Director, Passionate Defender of Needy

Departments

2	Dean's Message	53	In Memoriam
23	In Brief	57	Long Arm Jurisdiction
35	Faculty Notes	59	Senior Transcript
41	AlumNotes		

Dean's Message



Dear Alumni:

The weather in Lincoln has been varied. At times, bright sunshine has broken through; at other times, dangerous storm clouds seem to be gathering.

On the "sunshine" side, the Law College has nearly completed its \$9 million addition and renovation. Elsewhere in this issue, you will see an invitation to the April 11 dedication of the new facility. If you come, you will be impressed. The new library is technologically up-to-date and aesthetically pleasing. The centerpiece is the new M. Brian Schmid Reading Room, with 20-foot high ceilings and sweeping views of spectacular Nebraska sunrises. (See what I mean about bright sunshine.) But there is much more. The library renovation includes, among many other features: three new seminar rooms, completely renovated faculty offices including an entire new office wing named after Larry Berger and Dick Harnsberger, and two new computer rooms. In addition to the changes in the library, there

is the new north addition featuring the Harold W. Kauffman Legal Writing Suite and new offices for Career Services. And there is more to come. The new Richard S. and Catherine Stuart Schmoker Courtyard, a beautiful walled outdoor area to the northeast of the Law College building, is due to be dedicated next fall.

The "sunshine" is more than a building, of course. Student applications were up 45 percent last year and are up again this year. Faculty-led symposia on the death penalty and lawyer ethics have made important contributions to discussions about those topics in the state. Our alums have filled the last two federal court appointments in Nebraska: Bill Riley to the Eighth Circuit Court of Appeals and Laurie Smith Camp to the District Court, the first female ever to sit on that court.

At the same time, however, we cannot ignore the storm clouds that are gathering. The state economy is not doing well, and the University's budget is in play and at risk. As I write this, the governor has proposed a 10 percent actual reduction in state appropriations for the University for each of the next two years. We do not yet know how this will affect the Law College, but the circumstances certainly justify apprehension.

The weather in Nebraska is usually mixed, so this report should come as no surprise. I hope you can join us on April 11 to celebrate the sunshine. As for the clouds, we will brace for this storm as we have for others and, with your help and support, we will continue to look forward to brighter days.

Best wishes,

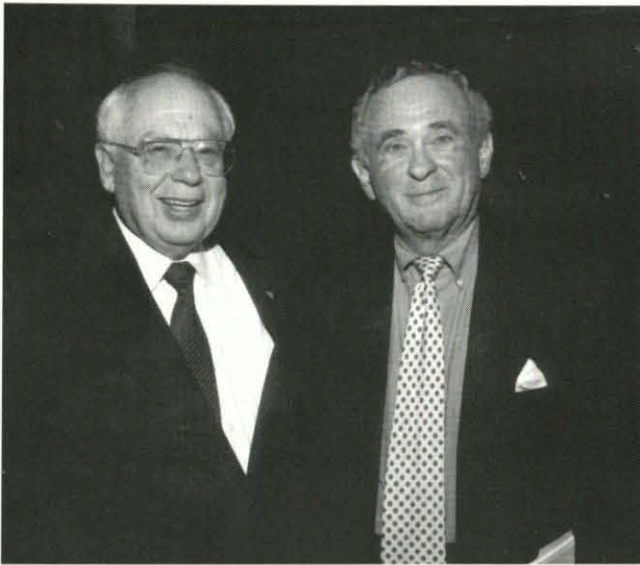
A handwritten signature in black ink, which appears to read "Steven L. Willborn".

Steven L. Willborn

Dean and Richard C. and Catherine Stuart Schmoker Professor of Law

Alumni Council Awards Honor Distinguished Achievements

Beginning what the College of Law hopes will be a long-standing tradition, the College's Alumni Council presented four Distinguished Achievement Awards at a dinner at the Lincoln Country Club in May 2002. The awards recognized the many outstanding contributions made to the College by its alumni, faculty, students and friends.



The Distinguished Alumni Award was presented to Duane W. Acklie, '55, by Justice Norman W. Krivosha, '58. The award recognizes an outstanding alum of the College who brings credit to the College by his professional success.



Richard C., '64, and Catherine Stuart Schmoker received the Outstanding Service Award. The award, which recognizes individuals who have demonstrated outstanding loyalty, leadership and service to the College, was presented by Chancellor Harvey Perlman, '66.



The Distinguished Faculty Award was presented to Professor Robert C. Denicola by his colleague, Professor Josephine Potuto. The award recognizes a current faculty member of the College whose professional achievements in research, writing and/or teaching bring credit to the College.



The Woods & Aitken Outstanding Student Award was presented to Paula S. Lyon, '02, by Professor Kevin Ruser, '79. The award recognizes a third-year student who exemplifies the qualities of loyalty, service and achievement and who benefits the College community through her actions and commitment.

Graduation Honors

Highest Distinction

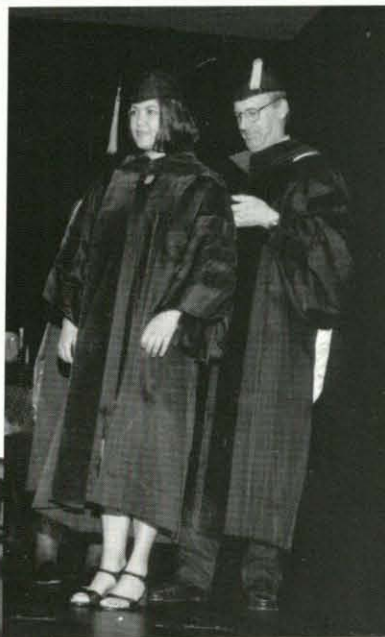
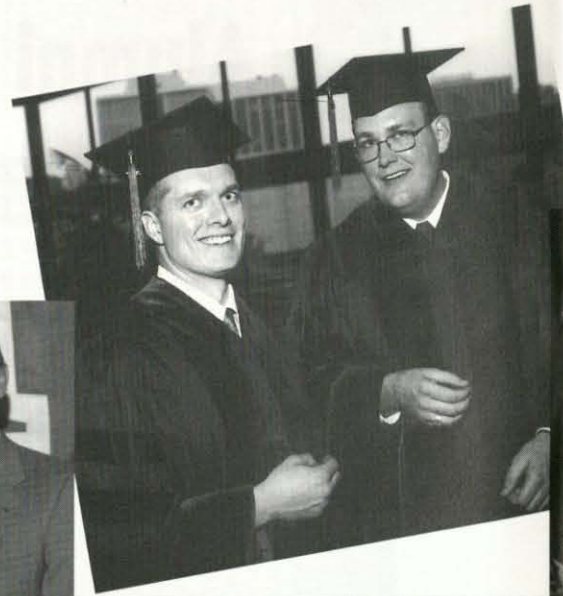
Tammi Senga Niven
Travis Paul O'Gorman
Brian Edward Sobczyk

High Distinction

Joel Adam Bacon
Aaron Berry Johnson
Paula Sue Lyon
Stephen Quentin Preston
Joel Christopher Toney

Distinction

Alisa Marie Alfaro
Britt Noel Anderson
Mathew Paul Anderson
Nicholas Thomas Dafney
Michael Douglas Dunekacke
Tasha Ann Everman
Jeffrey Preston Galyen
Jon Amir Hatami
Jeffrey Blaine Kadavy
Matthew Richard Kahler
Joseph James Kehm
Susan Lynn Kirchmann
Troy Steven Kirk
Jeremiah John Luebbe
Kari Ann Mangan
Jeffrey Edward Mark
Richard Haile McWilliams
Amy Lynn Buckingham Patras



GRADUATION 2002

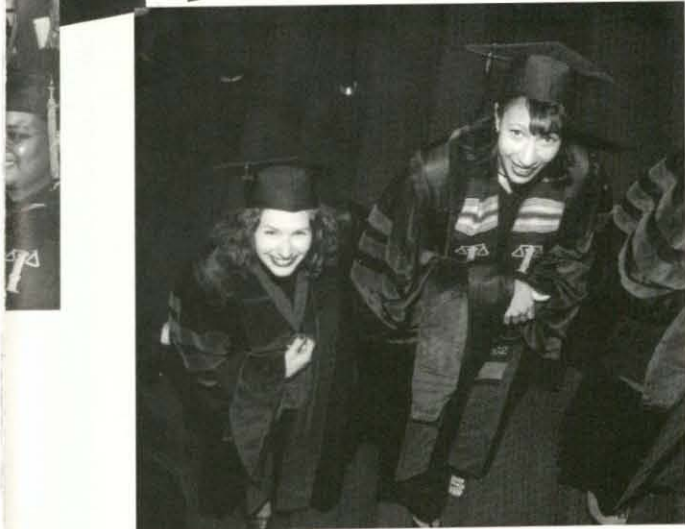
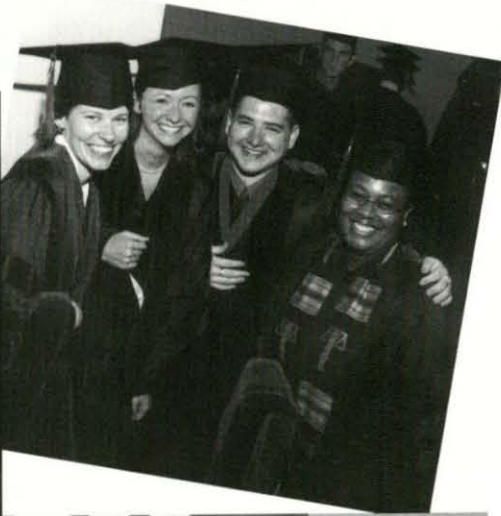
Jeremy J. Patrick
 Chet Allen Poehling
 Jessica Clare Sidders
 Andrew Kelley Smith
 Cathy Trent
 Gretchen Roesser Twohig
 Tracy Lynn Uecker
 Justin David Walker
 Russell Albin Westerhold

Order of the Coif

Mathew Paul Anderson
 Joel Adam Bacon
 Aaron Berry Johnson
 Joseph James Kehm
 Paula Sue Lyon
 Tammi Senga Niven
 Travis Paul O'Gorman
 Stephen Quentin Preston
 Brian Edward Sobczyk
 Joel Christopher Toney
 Cathy Trent
 Russell Allan Westerhold

Order of the Barristers

Joseph C. Bowman
 Jon Amir Hatami
 Joseph James Kehm
 Susan Lynn Kirchmann
 Michele Marie Lewon
 Amy Lynn Buckingham Patras
 Michelle A. Paxton
 Andrew Kelley Smith
 Gretchen Roeser Twohig



Honor Class Reunion

Remembering When it Wasn't Just a Business...and Much More

BY ALIZA ANVARI

Reunions always have a way of reminding us how times have changed. The Spring 2002 Honor Class Reunion held at the Cornhusker Hotel on Saturday, May 11, 2002, was no exception. For this band of former colleagues, the memories ranged from fond remembrances of law school days, to wonder over the changes that technology has brought, to some regret over how the legal profession has changed from its service roots to become a business.

Dean Steve Willborn opened the luncheon by noting one of the real pleasures of his job has been to learn about the Law College's proud history. Willborn noted that the activities of the College's graduates included being governors; senators; chief justices; chairs of local school boards, church groups and local United Ways campaigns and even "chancellors of great universities." And, of course, Willborn exclaimed, "darn good lawyers!"

Another thing the College of Law takes pride in is its history of inclusiveness. "Our school, proudly, I think, has a history of forever welcoming people into the College," Willborn stated. The Law College made special arrangements to admit veterans after World War II. "No one even approaches our success and efforts to admit people from all across this state – from the small towns and farms in Nebraska. And unlike many schools, especially in the east, we have always admitted women. The second

graduating class, in 1893, had a woman in it. And today, more than 50 percent of this year's entering class were women. We have always had our doors open to racial minorities. We always want to keep our doors open."

After the Dean's introduction, awards for the Honors Classes were distributed. Then, one by one, alumni shared stories and highlights from their lives. Many spoke of their law school experiences, their career experiences and their families. Many commented on the changes they have seen in the legal profession and at the law school.

One commentator was Sarah M. Juni, '42. "We were in the old law building, which is now architecture," she said. "We just toured the new building [referring to her Hard Hat tour of the Law College's expansion and remodeling project] and you could have put the whole building in less space than the library has here. Of course, there are also a lot of technical changes like computers. We used to use a citator and go through 10 to 20 books to get background; now you can get it on the computer and get it all at once. But, you still see, as far as I'm concerned, the same enthusiasm here. Even though you graduated 60 years ago, the Law College is still near and dear to your heart; you are still a Husker!"

Juni was delighted to see the number of women currently at the College "because I was the only girl in my class. I came from Iowa. But, Iowa had a reputation for

being really nasty to women in professional schools. Nebraska was O.K. with it. I found the fellows didn't treat me any differently than the way they treated the other fellows, except if they needed a button sewn on or they needed advice about something, they would come to me like a sister.



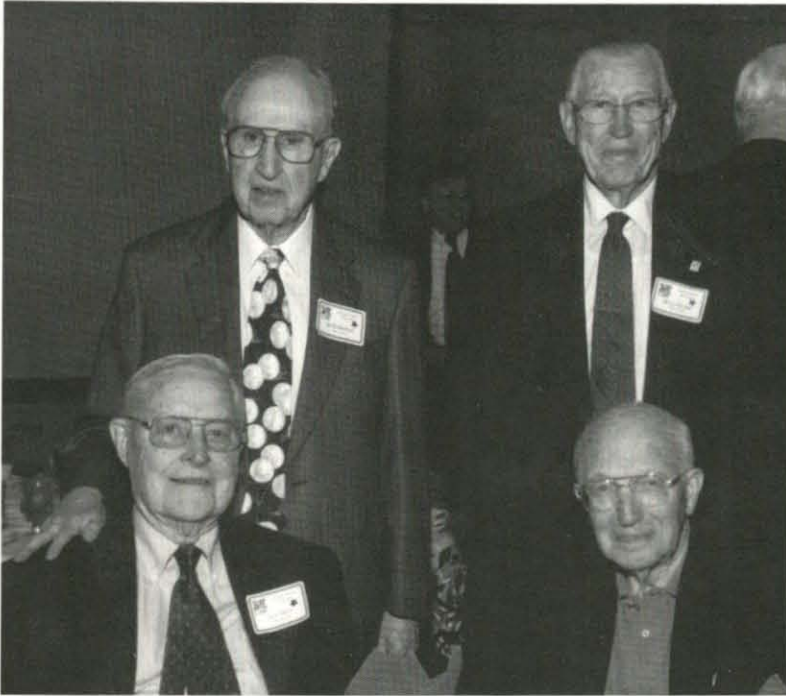
Willfred Neurnberger '52



Alan Steinacher '52



Thomas Davies '37



Members of the Class of '47: Back Row, Left to Right: James Shamberg, Rollo Clark. Front Row, Left to Right: Alex Mills, Elmer Jackson.

But, if I needed anything or I wanted anything, they were there. I never knew anything other than that. So it was a shock to me, when I first went to Omaha for interviews, to have someone tell me they weren't ready for women lawyers, which is one of the reasons I went into government." Juni worked for the Social Security Administration for 36 years.

Jim I. Shamberg, '47, commented on how the legal profession had become big business. It used to be that the practice of law "was a profession that you practiced for the benefit of your clients and not just as a money maker. That's why I have always believed that lawyers should charge for results accomplished. Recently, our American Bar Association group has decided that is the correct way – results accomplished."

Don H. Kelley, '52, was proud of the Law College's national reputation. "When I got out of law school, if you were from the University of Nebraska, you got an interview anywhere and people were glad to see you. They knew you had worked hard in law school and were taught the basics. I was always gratified for that. I lived through the

advent of computers in the practice," he continued. "I can remember when two sheets of carbon paper was a big technological advance."

Don L. Brock, '52, and Alan H. Steinacher, '52, also looked back on the 50 years since they had graduated from the College of Law. "I enjoy the companionship with my old classmates and members of the law profession," said Brock. "It has been real fun. It has been very fulfilling, and it is a great career." His classmate, Steinacher, said, "I don't know where the 50 years went, but they sure have gone fast."

In his concluding remarks, Willborn mused, "We all try to do things in life that we think are meaningful and rewarding, and what I do is hope students like Danielle [one of the first-year students in attendance] 50 years from now will have had the productive, rewarding and interesting careers that you all have had." ■



Dean Steve Willborn greets John Wertz and Sarah Juni, members of the Class of '42

Family Tradition Ceremony

Eleven Graduates, Family Members honored

At its 2002 graduation, the College of Law continued its tradition of recognizing the significant contributions that family loyalty makes to the Law College. At the Family Tradition Ceremony prior to the graduation, 11 graduates were joined by family members who had also graduated from the Law College. The alumni were each presented with a plaque in the shape of the state of Nebraska with their names inscribed alongside the name of their current graduating relative.



David Bruggeman and cousin, SaraBeth Donovan, '92



Stephanie Garner Kotik and brother, D. Eugene Garner, '89

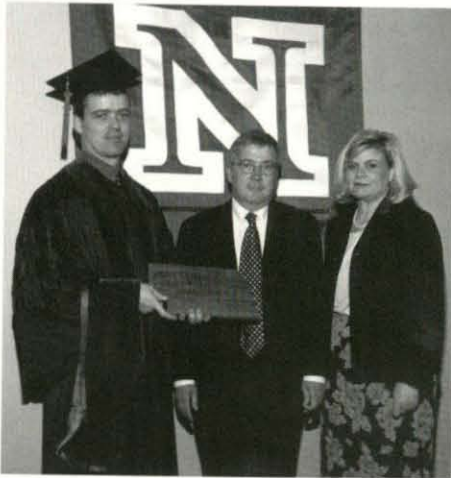


Julie M. Karavas and father, David R. Parker, '70



Susan L. Kirchmann and father, Ronald A. Ruff, '67

GRADUATION 2002



William M. Lamson, III, father, William M. Lamson, Jr., '69, and sister, Kelly M. Lamson, '96



Jeffrey E. Mark, father, Wayne J. Mark, '72, and cousin, Brian A. Mark, '95



Jessica Sidders and husband, Trent Sidders, '00



Robert J. Stroh and father, Timothy J. Stroh, '75



Gretchen L. Twohig and husband, Stephen J. Twohig, '01



Ashlee L. Waring and father, Judge Michael J. Owens, '72



Brent Wolzen and wife, Hong P. Pham, '00

American Indian Initiative Seeks to Increase Native Lawyers

Thanks to the generous support of Charlie, '58, and Suzanne Wright, the College of Law's American Indian Initiative got off to a successful start with a banquet and program in February 2002. The principal goal of the initiative is to increase the number of American Indian lawyers by encouraging American Indians, especially those from Nebraska, to attend the College of Law or other law schools. According to Dean Steve Willborn, another goal is to "provide programs on issues relevant to American Indians, which will be of interest to prospective students, educational and informative for current students, and relevant to the current interests and needs of American Indian populations."

According to Willborn, the banquet was "well-attended and well-received." Sixty people, including 20 college and high school students, attended the banquet, while over 100 participated in the lecture given the next day by Professor John LaVelle. Perhaps as a result, three members of this year's first-year class at the Law College are American Indians, believed to be the largest number of American Indians in recent Law College history. In addition, one person who attended the banquet and program enrolled in another law school, and another was accepted into this year's class at the College of Law but decided to defer attendance for one year for personal reasons.

At the banquet, Peter B. Beekman, '70, offered his reflections on the life of an American Indian lawyer. Beekman has served as judge for a number of American Indian Tribes.

Beekman said he wanted to be a lawyer since he was ten years old. Native Americans, he said, are often told by others, by themselves and by their families that they are second class citizens. But they need to be proud and to remember his father's words, "You're better than most and second to no one."

LaVelle, an associate professor of law at the University of South Dakota School of Law and a member of the Santee Sioux Tribe of Nebraska, also addressed the group. He said his experience as a law student at the University of



Professor John LaVelle spoke to participants in the Law College's American Indian Initiative.

California School of Law (Boalt Hall) provided "a glimpse into the belly of the beast." He was not prepared for the harshness of the experience – not just the intellectual challenges it provided but also the content of the law itself, which he saw as a "source of injustice" for the Indian people. But he has no regrets. "Our ancestors had it tougher," he told the audience. "They fought for us and now we must fight to make things better for the next generations. We Indians in the profession need to be warriors for our people."

LaVelle's lecture the next day, which was preceded by workshops on the law school experience, was entitled, "Healing the Wounds of History: The Taking of the Sacred Black Hills and the

Quest for Environmental Justice on the Northern Plains." He traced the history of the dispute over the Black Hills, culminating in the 1980 U.S. Supreme Court opinion, *U. S. v. Sioux Nation of Indians*, 448 U.S. 371, in which the Court held that an 1877 enactment that implemented an "agreement" whereby the Sioux relinquished their rights to the Black Hills effected a taking of tribal property that had been set aside for the Sioux by a prior treaty and that the taking gave rise to an obligation to make just compensation to the Sioux including interest dating from 1877.

The Sioux have refused to accept the money, seeking instead the return of federally held land in the Black Hills. To relinquish that claim, LaVelle said, would be to accept the "legalization of the death of the Sioux tribe."

A current controversy is the proposed Greater Black Hills Wildlife Protection Area and how it will impact the tribe's claim to the land. LaVelle urged collaboration between the tribe and environmentalists. Together they should seek "eco-cultural restoration" and "intercultural justice." LaVelle is serving on the board of directors of the Conservation Alliance of the Great Plains, a group that is working on these issues.

The program concluded with Charlie Wright's wish that "these inspiring words would inspire the young people here to pursue a legal education." ■

Clinic's Federal Civil Rights Case Teaches Students Many Lessons

It was the biggest case the College of Law's Civil Clinical Law Program had ever handled, with 16 students working on the case over a period of four years. In the end, the jury found against their client. However, all involved agreed that the Clinic's federal civil rights case was a very worthwhile learning experience.

The case involved the July 1995 death of Frank Tlamka, a prisoner at the state penitentiary. He collapsed in the prison yard due to what appeared to be a heart attack. His son, representing the estate, brought suit. Federal Magistrate Kathleen Jaudzemis appointed the Clinic to represent the estate.

The lawsuit alleged that the guards failed to give Tlamka proper medical attention and were deliberately indifferent to his fate. The complaint alleged that even though they eventually helped Tlamka, prison officials did nothing for a period of time – they did not immediately administer CPR and did not attempt to secure the area. When prisoners began to give Tlamka CPR, the guards ordered them to stop.

Early in the case, the Attorney General's Office moved for summary judgment, claiming that the guards were entitled to qualified immunity. Judge Warren Urbom granted the summary judgment, but he was reversed by the Eighth Circuit Court of Appeals.

Civil Clinic students Peter Thew, Gretchen Thwohig and Russ Westerhold took over the case in the fall of 2001 and had full responsibility for the trial, which was held in April 2002. They investigated the facts, took depositions, interviewed witnesses, found an expert witness (an Omaha cardiologist) and prepared for trial. Their clinical supervisor, Professor Kevin Ruser, remarked, "They practically lived here."

According to Westerhold, the case was "vigorously defended by the Attorney General's Office," which filed numerous motions, each accompanied by a brief. The Clinic filed its share of motions, as well, including a motion in limine through which the law students unsuccessfully tried to keep out of the trial the criminal background of most of their witnesses. The students realized that a major obstacle was the fact that their case rested almost entirely on the accounts of current and former prisoners, including Tlamka's son. They were successful, however, with their motions to allow their prisoner witnesses to appear in court in street clothes and without shackles.

Interviewing their witnesses was also a challenge as it meant going out to the penitentiary every time they needed to talk to one of them and facing the searches that usually accompany such visits. During the course of the case, some of the prisoners were transferred to the prison facility in

Tecumseh, which made communication with them even more difficult.

The weekend before the trial, the student team encountered their final pretrial obstacle – the Clinic's roof was set on fire by the tarring of the roof to the College's new addition.

Thew, Thwohig and Westerhold all participated in the trial, which lasted three days. It was their first jury trial, but they all greatly appreciated the thorough and courteous way in which Urbom conducted the proceedings.

One of their challenges



Civil Clinical students Gretchen Thwohig, Russ Westerhold and Pete Thew and their supervisor, Professor Kevin Ruser, stand by boxes containing some of the documents used in their federal civil rights trial.

during the trial was to structure their case to meet jurors' short attention spans. Westerhold said that they needed to be really efficient as they could see people on the jury "tuning out at times."

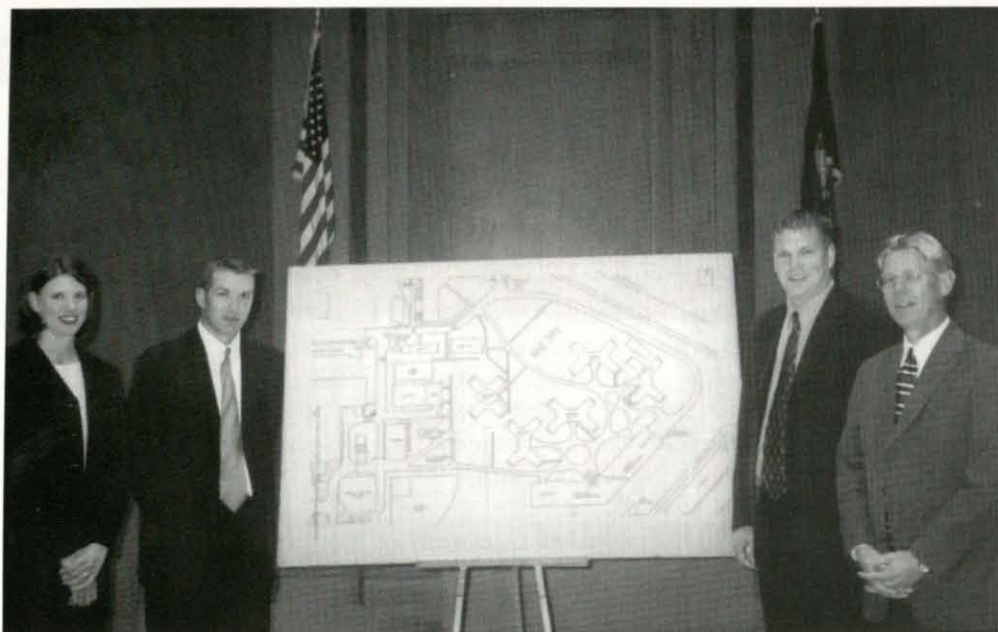
A greater challenge was the way the testimony of many of their witnesses differed from what they had said in their depositions and interviews. Ruser explained that once people get before a judge and a jury and are administered an oath, they are much more contemplative and serious and more aware of the consequences of what they are saying and much more likely to say that they do not remember something if they really do not remember it very well.

These things can happen, he added, "no matter how well you prepare your case." As much of what the witnesses said did not support the theory of the case that was presented to the jury in the opening statement, explained Thew, in the closing they had to "adopt a theory that conformed to the witnesses." One decision they made was to ask for only nominal damages to cover Mr. Tlamka's pain and suffering between the accident and his death.

In talking to the jurors after they returned their verdict for the defendants, it was clear that they had carefully listened to the judge's instructions about the law, said Twohig. "They felt that the defendants did something wrong, but they did not think that what they did amounted to deliberate indifference."

While the plaintiff was, of course, disappointed when informed of the result, he told Ruser that he got what he really wanted – his day in court. The students, he said, did a wonderful job, and he asked Ruser to thank all the students who worked on the case.

The students were grateful for the experience and for the many lessons it taught them. One thing they learned was that everything seems to take longer than they anticipated. It took them a whole morning just to pick a jury. Another was the organization that is needed to manage a trial of this magnitude and the amount of detailed work that is necessary, especially in motion practice.



Twohig, Westerhold and Thew used a schematic drawing of the prison in the trial.

"The students did as good a job as anyone could have hoped for," said Ruser. "They were fun to work with; they were great colleagues. The Law College should be proud of all the students who worked on the case."

Those students were: Stacy Williams, '99; Grace Honeywell, Melanie Ramos, John Spatz, Craig Strong and Gina Schneider, '00; Dustin Dingman, Mike Suberly, Byron Schneringer and Steve Twohig, '01; and Joe Bowman, Bill Lamson, Jeremy Patrick, Pete Thew, Gretchen Twohig and Russ Westerhold, '02. ■

Law College Pauses to Reflect At September 11 Open Forum

BY ALIZA ANVARI

It was a solemn day of remembrance for students, faculty and staff, but it was also a time to try to understand what had happened, what was happening now and what will happen in the future. On September 11, 2002, the College of Law presented a forum to reflect on the events that occurred on and since September 11, 2001.

Professor Anna Shavers, in her presentation, "Changes in the Law as a Result of September 11th: The Effect on Citizens and Noncitizens," described how America's reaction to what happened on 9-11 was one of fear. She was in Philadelphia at the time, a city that has represented liberty and freedom. But the City of Brotherly Love had to close down its symbols of freedom as a result of the attacks of 9-11. Shavers explained that in times of crisis America has often overreacted and that immigrants have often felt the brunt of that overreaction. We have feared that immigrants would take our jobs, that immigrants would not assimilate into American culture and language, or that immigrants were anarchists or communists. Our fear has prevented us from fully extending the protections of the Constitution to immigrants.

Shavers described how from 1990 to 1996, many laws had been enacted to prevent terrorists from coming into or staying in the country. Yet she feared America's reaction to the events of 9-11 would lead to further constraints in immigration and that these constraints will be based on irrational fears rather than rational and objective analysis.

In his presentation, "Religion, International Law and September 11th," Professor Brian Lepard discussed how important it was for America to look at world religion in understanding the events of 9-11. He said that the perpetrators of the event have attempted to justify what they did in the name of religion, but in actuality, what they did was an attack on all races and on Islam itself, a religion he described as having "beautiful" aspects. The perpetrators, he added, violated many passages of the Koran.

Lepard said that one problem we have in dealing with the events of 9-11 is that we do not have an effective international legal system. He said that would require the collaboration of all nations and a comprehensive global treaty on the prosecution of terrorists. Lepard felt that it was important that international law and religion work together and that there be a defined role for religious organizations in international courts.

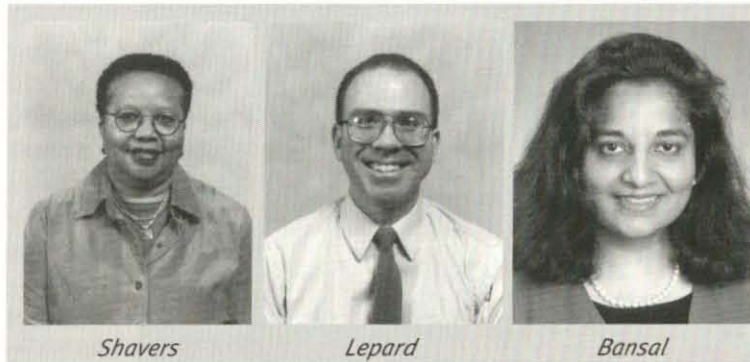
Professor Preeti Bansal, in her presentation, "Experiencing September 11th and Its Aftermath," spoke first about her background. She was born in India and grew up in Nebraska. She described herself as a child of the 1965 Immigration Act, which let skilled people, like her parents, into the U.S. Growing up in Nebraska, Bansal never perceived herself as different. She wasn't yet a public voice for other nationalities, which have never had a voice in American domestic policy. When Bansal left Nebraska in

1982, she was able to work in places that could change that.

In New York, Bansal felt part of a larger international community. She felt that she could identify herself in broader terms. But, being part of New York made it harder for her to deal

with what happened on 9-11. The lives of many of her friends were lost. There was a moratorium put on refugees coming into the country. As child of immigrants, Bansal could identify with these hardships.

Yet, despite all the negative things that have resulted from the events of 9-11, Bansal has tried to remain positive. She remarked on how the symbols of New York changed after 9-11. Before 9-11, the dominant symbol of New York was the Twin Towers. They represented American capitalism, wealth and power. But, after 9-11, the symbol of New York again became the Statue of Liberty. The heroes of New York were no longer Wall Street investment bankers, but the police and firefighters who daily risk their lives for the good of the people. ■



Shavers

Lepard

Bansal

Montenegrin Diary

**Balkan Law School
Linkage Initiative
provides student with
'daily sense of discovery'**

BY TASHA EVERMAN

It all started my second year when I picked up a flyer explaining how two students would have the opportunity to spend a month in Montenegro in the spring of 2002 on a legal exchange program sponsored by the American Bar Association. At the time, I had no idea where Montenegro was, which frankly made me all the more determined to be one of the students chosen. My determination paid off and I was chosen along with Julia Young, another 2002 graduate, to represent the College of Law.

Julia and I learned shortly after we were chosen that we were to be the first students, American or otherwise, to participate in the program.

The exchange, known as the Balkan Law School Linkage Initiative (BLSLI), is a program created by the Central and East Europe Law Initiative (CEELI). CEELI is a public service project of the American Bar Association (ABA) which was established in 1990 in order to support the law reform process in Central and Eastern Europe, as well as in the former Soviet Union. CEELI supports law



reform by exporting the legal expertise of American and European volunteers. BLSLI was created because of CEELI's belief that the most effective way to assist in the transition to a market economy and development of the rule of law is to support legal education reforms. The program matches Balkan and American law programs. The Law College's sister school is in Podgorica, Montenegro.

The Country

Montenegro is a small country of only 650,000 bordering Croatia, Bosnia and Herzegovina, Serbia, and Albania. Southern Italy lies one hundred miles to the west across the Adriatic. Montenegro has an old-world feel enhanced by the use of the Cyrillic alphabet in newspapers

and advertisements. There is also a strong Italian influence, especially on the cuisine and the fashion. Even the name Montenegro was originally Italian (Black Mountain). While in the country I heard the name Montenegro used frequently even though the name in the local language is Crna Gora.

Montenegro is linked in a political federation with Serbia. In the 2001 parliamentary elections the vote was split almost evenly between the pro-independence movement and those seeking to remain in the federation. Just

weeks before I arrived in Montenegro, however, Serbia and Montenegro entered into an agreement under which a three-year moratorium was placed on any plans for Montenegrin independence.

Podgorica, where the law college is located, felt more like a sleepy town than a capital city. With terra cotta roofs, painted shutters and pedestrian streets lined with cafes, quaint seems to be the appropriate word. The cafes always seemed to be full of people at outside tables sipping espresso or draughts of the very popular local brew.

The best part of the day in Podgorica was the ceremonial evening stroll. The citizenry – grandparents and children alike – would saunter up and down the main thoroughfare. The street was closed to traffic daily from 6:00 p.m. to 6:00 a.m. for this purpose.

The Program

I divided my time in Podgorica between the law college and the ABA/CEELI office. It was a short ten minute walk from my apartment to the law college. (An absolutely beautiful walk down a wildflower-lined path that wound its way through one of the many city parks over a brightly painted pedestrian bridge that spanned the river only a block from the college.)

On our first day at the college, we were given a tour of the facilities. Law school in Montenegro, like most European countries, is an undergraduate rather than a postgraduate degree. There are four years of undergraduate law and then the possibility to do post-graduate work in a specific area.

On my tour of the law college, I was surprised to discover that there was only one classroom dedicated to each year of study. The classroom for the first year students was huge with what seemed to be hundreds of well-worn wooden desks facing a simple chalkboard. The classrooms for the upper class students were progressively smaller. The fourth-year and post-graduate classrooms had recently been renovated with straight-back green padded chairs, rows of fresh wooden tables and shiny new whiteboards.

When our guide tried to take us to the library, we found the door was locked. When we attempted to go again the next day, we also found the library locked. The student who was with us asked us to wait a moment and returned



The law college in Podgorica, Montenegro

five minutes later followed by a middle-aged woman with keys. The student later told us that it is not uncommon for this woman, who is in charge of the library, to lock the library and go have coffee with another member of the support staff. It doesn't really bother the student body because if for some reason they need to get into the library, they know where to find her!

I encountered a number of law students on the tour and there was something different about them that seemed odd, but it took me a while to put my finger on it. Then it struck me – the students weren't carrying any books! When I asked about the absence of textbooks, I was told that the students have them, but there is no need to bring them to school. In fact many students never even attend classes; they only prepare for exams. There are no assigned readings and the professors lecture on random topics chosen from among the course materials.

I learned that the program of study in Podgorica differs from ours in fundamental ways. For example, although clinical programs, internships and simulation classes are now standard fare in most American law schools, in Montenegro, learning-by-doing is a foreign concept. Traditionally, and even now in most classrooms, question and answer sessions are unusual. Most classes are taught by lecture, with no questions and very little interaction.

In Podgorica, BLSLI's focus on the introduction of clinical education and establishing programs that enable students to learn through exploration has manifested itself in the creation of a weekly "clinic." Because the Montenegrin constitution does not allow students to

participate in live-client clinics, the faculty in Podgorica has created a seminar-type atmosphere in which upper-class students have the opportunity to more fully participate in their education.

The first of the clinics I attended was conducted by Milo Stevaonvich, a USAID senior legal advisor, and Michael Kennedy, a USAID business regulatory and reform specialist. These foreign legal experts, accompanied by practicing Montenegrin lawyers and interpreters, conducted a needs analysis workshop with the third-year law students regarding the implementation of Montenegro's new insolvency law. In a follow-up clinic, one of the first insolvency proceedings under the new law took place in the classroom. The judges remained in the classroom at the conclusion of the proceedings to answer the students' questions. I was very impressed with the interactive nature of the workshop and the candid question and answer session with the judges.

In addition to the weekly clinics, I participated in some of the European Law Student Association (ELSA) classes organized by an ABA/CEELI staff attorney. The highlight of these classes for me was when I got to play Igor the drug-smuggling pimp in roleplays designed to sharpen the students' direct and cross-examination skills. The students' interest and comprehension level was impressive. One student told me that she considers the classes a great opportunity, not only to increase her understanding of the American legal system, but to increase her fluency in English as well.

ABA/CEELI has an office in Podgorica, and the staff was invaluable in helping me make the most of my time in Montenegro. The ABA/CEELI office has four full-time employees: three lawyers and an office manager. The law classes in Podgorica were not taught in English, so outside of the weekly clinic and a few other meetings, I had quite a bit of time on my hands. The ABA/CEELI people were very accommodating when I told them of my desire to meet with some of the non-governmental organizations operating in Montenegro in order to learn more about the work being done. The staff of ABA/CEELI facilitated introductions and arranged for interviews with a host of interesting people.

One of the most informative meetings I had was with the head of USAID in Montenegro. USAID is responsible for overseeing the U.S. foreign aid package and essentially all U.S. international assistance to Montenegro. I was amazed to learn the amount of U.S. financial assistance that has been flooding into Montenegro—89 million in 2001, 60 million in 2002, 23 million for 2003. Depending on whom you talk to, the reform efforts are either moving too quickly, ("Change is good, but what's the hurry?") or too slowly ("Nothing will ever change here!"). The major negative in the reforms being carried out seems to be a steep rise in unemployment. Under the socialist system everything in Montenegro was highly inefficient.

Privatization and increased efficiency have dramatically reduced the need for workers in factories and businesses. I was surprised to learn that even with large numbers of NGO's working toward privatization, over 60 percent of the workforce is still employed by the government.

After a series of meetings and discussions, I came to the conclusion that it is not the "Montenegrin way" to rush anything – including reforms. Many of the most ardent reformers acknowledge this national trait and yet have confidence in Montenegro's ability to adapt. The USAID organizations characterize their work as "assisting" the Montenegrins in developing new laws based on our economy of production and efficiency models. The reality of the situation, according to one unnamed source, is that ultimatums are usually behind passage of the new laws. Millions of dollars in aid are held like a carrot in front of the legislature in order to ensure that the preferred version of a new law is passed. Some people feel that the new laws, rather than being proposed by outside legal experts, are being imposed with little or no input by the Montenegrins.

Srjan Darmonovic, the director of the Center for Democracy and Human Rights, said that in his opinion it is ABSOLUTELY necessary for the Montenegrins to have foreign expert legal advisors during this time of transition. He said that the US experts, although sometimes not as conversant in the European model of civil code law, are the most integral part of the process. It has been his experience that American experts are extremely efficient and their idealism and drive are helping the development of a system that is more transparent and less open to corruption.

Corruption is such an ugly word, but it seems to be on everyone's lips. In responding to my inquiry as to how a government employee who makes only \$300 a month can live in a new Italian designed townhouse and drive a Mercedes, one woman put a positive spin on the prevalence of corruption. She said, "In Montenegro there is no Interpol, so everything is possible."

In taking time to share some of my experiences I have realized just how much I enjoyed my time in Montenegro. At times, I was disillusioned by the corruption and disheartened by the cynical outlook of those who have been trying for years to change the system. The people, however, were friendly and proud to share their culture. It was a month in which I enjoyed a daily sense of discovery. I hope to go back to the beautiful Adriatic coast some day. I wonder what kind of country I will go back to. ■

Frederick Beutel: An Appreciation

Dean Created Radical, Imaginative Curriculum; But Experiment Would End in Disappointment

BY ALLAN AXELROD

WILLIAM J. BRENNAN, JR. PROFESSOR EMERITUS

RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY, CENTER FOR LAW AND JUSTICE¹

Frederick Keating Beutel, dean of the College of Law from 1946-1950, created a wonderfully imaginative and radical curriculum.² But Fred's unforgettable character, admirable as I always found it, helped provide an unhappy end to the experiment. While inadequate resources kept him from implementing his full program, the considerable changes he did effect met with strong hostility from the bar and from the University's social science faculties, and Fred's style and personality inflamed rather than mollified the opposition. He gave up with some bitterness after only five years as dean. He remained on the faculty only to see many of his innovations reversed.

In his day, Fred was often called a nut both for his ideas on legal education,³ and on his substantive fields, scientific jurisprudence and commercial law. Recently, however, some of the educational innovations that he created or to which he contributed have been realized, bottomed as they were on the now commonplace thought that many lawyers spend much of their professional lives doing things other than reading cases. There has also been renewed interest in his participation in the long-ago long-lost contest with the American Bankers Association for the soul of the ALI, a story told at length in recent publications. ("Frederick Beutel is one of my heroes," begins one such article.⁴) Moreover, a Hong Kong web-site on "jurimetrics" ranks Fred with Jeremy Bentham.⁵ He would be happy



that the ideas in which he believed were being cited with approval, but not because they were his ideas. This rare man had no vanity.

His thick powerful body expressed his personality. At 50, he could still do one-armed pushups and out-drink most of the World War II veterans who made up the student body.

His jowls and bulldog look reflected the brusqueness and impatience with which he gave his own ideas, but not the courtesy that he extended to others, even though, after carefully listening, he might dismiss their ideas as "idiotic" or "ridiculous."

He had a variety of talents by which he expressed his intense commitment to realist jurisprudence and populist social justice. One reviewer of Fred's *Some Potentialities of Experimental Jurisprudence* commented on his authorial guises: "pamphleteer, traditional scholar, speculative and original essayist, hardheaded man of affairs, painstaking empirical investigator, all tumble over one another like Keystone Cops."⁶

The Program

Fred's program was compounded of legal realism and a technocratic enthusiasm for science and engineering as routes to problem solving and truth. He was able to impose his radically different curriculum on an American law school because he had sold the idea of a science-based school to University Chancellor Boucher (also an object of

stormy academic controversy⁷), who in 1945 was looking for a dean to reopen the Law College, which had been shut down during World War II. That shutdown meant that Fred could install his new program without worrying about turf-defending faculty cliques.

A. The Course of Study

Fred established a schedule of two years of undergraduate study followed by four years at the College of Law, after the second of which the student would receive an undergraduate degree.⁸

The four year law school seemed necessary to Fred because:

1. He thought the social sciences were the most important college subjects for lawyers and that they ought to be studied along with the law courses because they gave meaning to the law and would be more richly experienced after the students had started their legal studies.
2. He felt responsible for the proper training of students who were actually going to practice law. Therefore, half of the fourth year was devoted to two labs: Practice Lab and Legislative Lab, which Fred described as “clinical.” The words “lab” and “clinic” came from Fred’s admiration for science, although in operation the labs worked from constructed problems rather than live cases. Practice Lab prepared students for conventional private practice and featured document drafting and title work, as well as the civil procedure that was at its core. However, Fred was early to realize that huge numbers of lawyers would be working for the government and other large bureaucracies; hence he devised Legislative Lab, for the intense study of public law.

B. The First Year Curriculum

Fred objected to the common-law/case-law focus of the then standard first year program. He believed that the common law was perfectly satisfactory for handling whether nephews could recover from their uncles for not smoking, but in a dynamic high production exchange society, you could hardly expect serious people to order their affairs by waiting for several years to get two or three opinions from a court that only accidentally knew anything about the subject for which it was laying down rules. In his view the relevant community would demand a statute or an administrative agency for anything important.

So should the first year contain any of the conventional courses conventionally taught? Even Fred was politician enough to know he could not completely drop the program taught in every other American law school, and from which the bar examinations were derived. So, for Contracts, Torts and Property, he allotted a total of ten first-year hours.

Among the common law courses, Fred thought Torts the silliest – its entire legal content, he said, could be summed up by one provision in the Code Napoleon. (Fred’s basic interest in statutes had been reinforced by his years of deaning and teaching in Louisiana.) His quote was something like: “Whoever damages another without excuse or justification is liable.”

Fred thought procedure was all important, but he did not put it in his first year curriculum, believing this first year law school staple was best learned in an upperclass course when the students would have some idea of the substantive consequences of procedural variations.

Legislation was a critical part of Fred’s innovation; its content was shaped not simply to teach legislation as a topic, but also to develop the importance of administrative agencies and, via lots of exercises on interpretation, the lawyer’s continuing concern with language. Even beyond that, Fred thought of first-year legislation as an antidote to the powerful influence of the common law courses, which concealed from the students that the real action was in the statutes and that the real lawmaker was the legislature, rather than the relatively unimportant judiciary.

C. The Upper Years

Practice Lab, Legislative Lab and Civil Procedure were, of course, primary elements of Fred’s upperclass curriculum.

He did not use the term “commercial law,” which to him smelled too much like common law. He named his course “Interpretation of Uniform Commercial Statutes,” developing, along with the rules, the special lawyers’ problem of drafting and interpretation.

Social Legislation and Government Contracts are now common upperclass courses, but the College of Law had at least the latter of them first. The upperclass curriculum also featured Labor Law, Public Control of Business, and Administrative Law. (He also had an idea for a course on Government Regulation of Agriculture, which was later implemented.) He even invented a course, which no one ever taught, called Problems of Federal Government Organization, which was to explore the internecine warfare between government agencies and branches, about which Fred had learned in his days in Washington during World War II.

Fred would express amazement that while every law school had a course on Evidence focused primarily on how you were not allowed to prove something, no law school had a course in how you did prove something – about demonstration, inference, generalization and statistics. So he invented Problems of Proof.

In addition, the Bulletin listed some courses from the University’s social science faculty.

Continued on page 20

Beutel, Moot Court, Veteran Students Among Axelrod's Law College Memories



Professor Allan Axelrod (left) shares coffee with Professors Arthur Lennix, Jim Lake and Richard Harnsberger in this 1959 photo.

He had been warned by some not to come, but others had assured him that Dean Fred Beutel's legal realism would be intellectually stimulating and that the faculty would be congenial. So even though he "wasn't sure exactly where it was," Allan Axelrod, having just graduated from Yale Law School, joined the faculty of the College of Law in 1948. While he left the Law College in 1960 to join the faculty at Rutgers-Newark, he has not forgotten those exciting days in the history of the Law College. *THE NEBRASKA TRANSCRIPT* is honored to be able to publish his recollections of Beutel's attempt to implement his "wonderfully imaginative and radical curriculum."

In view of his background in economics both as a student and as an administrator during World War II, Axelrod was hired to teach public law courses – Anti-trust, Public Utilities, and Administrative Law. He later added Legal Accounting, Municipal Law, Government Contracts, and Oil and Gas. Many of the students were World War II veterans, and many were older than Axelrod. "They sort of laid back, waiting to see if the wet-behind-the-ears Easterner out of Yale would land on his feet or his rear," he recalled. Many of them became his

friends, including Dick Harnsberger who was in the first class that Axelrod taught. It was only after Harnsberger graduated that Axelrod discovered "what an extraordinary droll sense of humor" he had.

While at the Law College, Axelrod served as an advisor and coach to the College's moot court teams. Finding "terrific teams" was not hard, according to Axelrod. "Every year the College had students who would have excelled anywhere in the country."

His, and the Law College's, first team won the national competition in 1953. In the final round, the team of William Grant, '54, Ronald Hunter, '55, and Eleanor Knoll, '54, upset Georgetown, which had won the competition the two prior years. Knoll was named the outstanding individual speaker. Knoll, Axelrod recalls, had been a grade school teacher, and "she addressed the judges like they were her students."

Four years later, the College's team won the national best brief award. The subject of the competition that year was the recently promulgated *Durham* rule, and Judge David L. Bazelon, who had authored the *Durham* opinion, was on the judging panel. In the final round, Pat Healy, '57, took a position contrary to Bazelon's about what would happen to someone who was acquitted on the ground of insanity under the rule. Needless to say, the College lost the round.

When he left the Law College to go to Rutgers, he joined former Law College faculty members Tom Cowan and Julius Cohen. He was replaced at the Law College by Larry Berger, who was a Rutgers-Newark graduate. Later he would teach current Law College professor, Jo Potuto, who was editor-in-chief of the law review and whom he remembers as someone "who always knew her own mind."

As an emeritus professor at Rutgers-Newark, Axelrod continues to teach. "I prefer to teach evening classes," he said, "the challenge being able to talk loud enough to keep the class awake." Among his academic and non-academic interests is the gambling industry, which he calls "the least hypocritical business in the world with money as the only measure of value." When he visited the College of Law in October 2001, he spoke on "Public Regulation of Gambling: From Monte Carlo to Scratch Cards."

Axelrod still treasures the close friends he made in his Nebraska days, and he still follows Nebraska football. "I never miss a televised Nebraska game," he said, "even though I have never seen Rutgers play."

D. Staffing

Fred wanted to hire a faculty of “law-and” types, lawyers competent in some area of social science and in empirical research. He also wanted an economist and a sociologist working directly on and with the law faculty.

His budget provided that every law professor would have a full-time research assistant, not a student assistant, but a law or social science graduate recruited from outside.

What Went Wrong?

A. Inside the law school

Fred never did get a faculty that could carry out all his ideas for the first year and present the somewhat exotic courses that he wanted to offer.

To start his enormously ambitious four-year program, he had only four full-time faculty and himself. Only two were “law-and” types: Tom Cowan, an expert on law and philosophy who was able to get the Problems of Proof course started, and Julius Cohen, a law and political science specialist. His other two finds, Edmund Belsheim and David Dow, were highly able people, but neither of them was a social scientist or an empirical researcher. Dow, however, was wonderfully creative in getting the Practice Lab course started, and when Belsheim succeeded Fred as dean, he kept intact for his ten-year term almost all of the program Fred had implemented.

Of this group, Fred later expressed respect but general disappointment. He thought that, able and progressive as they were, they had been brainwashed during their own legal education and by their experiences in teaching its conventional modes.⁹

As other faculty were added, Fred even got a full-time sociologist, but not the economist he really wanted. But most of the new young law teachers never contributed much to the curricular innovations.

Although the faculty got along well and many had signed on in large part because of Fred’s character and ideas, he never wanted or was able to turn them into an instrument of support for his programs. He was more loner than leader. Julius Cohen recently told me that in all his years working with Fred, they never discussed the all-important legislation courses after the hiring interview.

Still, with all the disappointments, Fred did put in place a highly innovative first year, a treatment of public law rare for American law schools of the day, and an unusual intense experience in the senior year with the two labs, each led by a powerful teacher. Then a junior faculty member, I knew that I was in a terrific law school.

B. Fred and the Interest Groups

1. Fred meets the University faculty:

Imagine how enthusiastically Fred was received by the social science faculties when he came on campus

intending to take away for his four year law school some of the better students that those faculties would normally have had for their upperclass courses, and saying that, by the way, he expected his hyphens and his own sociologists, economists and political scientists to be able to give better social science grounding to his law students than they could get in the regular undergraduate courses.

That point was forcefully presented at a meeting that had been called by the chancellor to achieve some coordination between Fred’s social science program and the undergraduate departments. Fred explained that he wanted to hire full-time social scientists and presented budget and salary figures. “But,” said the chairman of the economics department, “our top people are getting less than that.” “Come on,” said Fred, “You can’t get anybody good for that kind of money.”

2. Fred meets the local real estate bar:

When Fred and his wife and two daughters arrived in Lincoln, they arranged to buy a house through regular bank financing. When the standard mortgage papers were presented, Fred, an expert in commercial law,¹⁰ refused to sign. The standard form then used in Lincoln and many other places was a negotiable promissory note payable in installments by the buyer to the bank. Sometimes in the regular course of business such notes would be sold to an out-of-town bank without notifying the debtor, whose regular payments still went to the originating Lincoln bank, which would remit them to the second bank. Under those circumstances, with a negotiable note, if the Lincoln bank wrongfully failed to remit the payments and then went broke (as had about one-third of the nation’s banks 15 years before), Fred would have had to pay twice.¹¹ He said it was outrageous to expect him to sign a negotiable note that put him to that risk and outrageous indeed to use those notes for other less informed buyers.

The dean of the state law school is a person of significance in the community. If he comes to town questioning the reliability of the local bankers and the competency of all the lawyers who would let their clients sign on negotiable notes, the story will get around.

3. Fred meets the state bar:

The first major formal occasion when Fred met the state bar, many of whom were alumni of the Law College, was at the 1946 state bar meeting.¹² The principal speaker at the meeting was ex-Harvard law school Dean Roscoe Pound, a grand-old-man celebrity among lawyers nationally and particularly revered in Nebraska where he had started his adult life as a botany professor at the University and then became dean of the College of Law. Pound was legendary, not only because of his powerful advocacy of law reform and the status of the positions he held, but also

because he had a photographic memory and never wore an overcoat.

Before Pound's principal feel-good speech about how important lawyers had been in preserving our institutions of freedom, Fred was introduced for his maiden appearance before the bar, his first opportunity to begin selling the curriculum of which he was so proud.

It was well known that Pound had decided he would cap his career by working along with the American Bar Association for the passage of the then pending Federal Administrative Procedure Act, which Pound advocated as bringing long-lacking fairness to this developing area of the law.

Fred began to describe his curriculum, stressing as its principal purpose the introduction of law students to the importance for law of the scientific determination of serious social fact. And what did he pick as an illustration of the bad old way, the way of legislation by anecdote rather than by the serious data gathering and analysis that was Fred's religion? I quote: "A committee of the American Bar Association working in its spare time and with a courage approaching rashness, in the absence of facts, has submitted a short 11 section bill to accomplish general reform [of administrative procedure], but members of the committee sponsoring and drafting the bill have been forced to admit from the public platform that they could not even name the agencies to which their act applied, to say nothing of the functions which it attempts to regulate and improve."

When it was Pound's turn to speak, he said, "Unfortunately, I am one of those persons who drew that report in 1938 about administrative procedure and had a good deal to do with the membership of the committee that drew it." Later in his talk, he named law professors as a principal obstacle to procedural reform.

The cold record does not show whether Pound, who knew Fred well, took offense, but the audience was aghast at what was seen as a tasteless vicious attack on a revered elder and a guest.

Everything about Fred is revealed by the fact that he would take on Roscoe Pound at that time and place. Fred was a Dostoevsky holy idiot. It never occurred to him that he was attacking Pound rather than simply presenting a point of view. It never occurred to him that there was ever a time or place in which the truth as he saw it should not be told.

As part of his main speech at that bar meeting, and in other appearances, Fred indicated clearly that he sympathized with the lawyers to whom he was speaking as unwitting victims of an inferior conventional legal education. These remarks offended many, and added to the antipathy always felt toward Fred by members of the Supreme Court, who addressed their complaints about Fred's innovations to the University and accrediting organizations.

Fred then resigned rather than face more years in which his energies had to be devoted to politics rather than legal education and science.¹³ He continued teaching at the Law College and later at Rutgers-Camden and Arizona State, and published two major works on experimental jurisprudence, *Some Potentialities of Experimental Jurisprudence as a New Branch of Social Science* (1957) and *Experimental Jurisprudence and the Science State* (1975).

It was remarkable that through all the five years of trouble, the students continued to be supportive and even enthusiastic. It was a strong student body, almost all World War II veterans, many married and with children, mature and serious as could be about getting an education, but also well connected with the legal community that had rejected Fred and his new curriculum. This student group was every bit able to resist and rebel against any imported educational program that they thought was short-changing them. But the students knew that they were getting something special from someone special.¹⁴

Endnotes

1. Thanks for encouragement from colleagues who had experienced Fred Beutel as faculty members or students: Julius Cohen, John Gradwohl and Richard Harnsberger. Thanks also for imaginative research help from College of Law librarian, Sandy Placzek.
2. Frederick K. Beutel, *The New Curriculum at the University of Nebraska*, 25 Neb. L. Rev. 177 (1946).
3. When I asked my Commercial Law professor at Yale, Freidrich Kessler, about the offer I had received to teach at the College of Law, he said, "Axelrod, do not, I beg you, go to Beutel." However, Yale Dean Wesley Sturges told me that Fred was indeed different, but someone who would look after a starter, and that the experience would be interesting.
4. Peter A. Alces, *W(h)ither Warranty: The B(l)oom of Products Liability Theory in Cases of Deficient Software Design*, 87 Calif. L. Rev. 269, 271 (1999) See also A. Brooke Overby, *Modeling UCC Drafting*, 29 Loy. L.A. L. Rev. 645 (1996); Allen R. Kamp, *Downtown Code: A History of the Uniform Commercial Code 1949-1954*, 49 Buff. L. Rev. 359 (2001); Kathleen Patchel, *Interest Group Politics, Federalism, and the Uniform Laws Process*, 78 Minn. L. Rev. 83 (1993).
5. <http://www.andrewlaw.com/jurimetrics.htm>
6. Saul Mendlovitz, *Book Review*, "Some Potentialities of Experimental Jurisprudence" by F.K. Beutel, 34 Ind. L. J. 521, 522 (1959)
7. Robert E. Knoll, *Prairie University: A History of the University of Nebraska*, University of Nebraska Press, 1995, p.95.
8. But a student would be reluctantly accepted for the then standard pattern of four or perhaps three years of college followed by three years of law school.

Ravenscroft: Dean Beutel's Faculty 'Seasoned, Professional, Precise, Brilliant'

BY DONALD RAVENSCROFT
CLASS OF 1952

Dean Steve Willborn recently received a letter from Donald Ravenscroft, '52, which offers a student's perspective on the Beutel years. Here are some excerpts from that letter.

I was in what must have been about the third class after the law school was reactivated after World War II by Dean Fred Beutel. His Constitutional Law course used more abstract ideas than I felt comfortable with at the time, and I think Dean Beutel treated me far better than I deserved. I gained the opinion that Dean Beutel knew how to set-up and run a law school. What most convinced me was the three seasoned men he had selected and I met my first year: Edmond Belsheim, David Dow and Julius Cohen.

Every sentence spoken by Belsheim, a Rhodes Scholar, was so precise that it was of better quality than much which gets published after days and weeks of work. David Dow exuded professional pride and great respect for the case materials, the conflicts between litigants they reflected, and the roles of lawyers they portrayed. From him, it seemed to me, any student would take on those feelings and strive to become a lawyer. Julius Cohen ripped apart reasoning like the skilled debater he probably was and integrated law, logic and scientific method.

A young teacher, Allan Axelrod, whom I encountered my second year, I believe was one of the most brilliant men I have ever met. He integrated his courses with economic policy in which he had an extensive background. From him, probably more than any other, I learned how a good lawyer can flex, develop and change the law.

Professor Frederick Ludwig was a scholarly policeman who walked his beat, made arrests and testified in court, then taught your Criminal Law class. Each day he brought to class a great wealth of material.

I have many memories about my fellow students at the Law College, many of whom became famous and rich. Daily I exchanged pleasantries with future judge Bill Blue and with the lawyerly Kenneth Cobb. Lee White, future advisor to presidents and chairman of the U. S. Power Commission was editor-in-chief of the NEBRASKA LAW REVIEW. Ted Sorensen was the articles editor and the next editor-in-chief, already picturing himself the presidential advisor, campaign strategist, and international lawyer he was to become. When I encountered Ted in Washington, I was likely to also meet some famous columnist, or a senator, or a leader from the grass roots. My ego flares out of control at the memory that the bright, witty, humane Lee White and I sometimes traded child-sitting chores.

It was at the College of Law that I associated in friendship and work with Jack Solomon. By happenstance, our strengths complemented each other's and the papers we were permitted to prepare together got top grades. We did one or more law review articles together. In so far as I could see, Jack left law school with just the excellent brain he was born with and a legal education. Today he owns millions.

I spent myself in usually interesting work, sometime tense and nerve-wracking. I have always lived comfortably on the income from my work. I became very skillful on the Hill, at teaching tax law and at research and writing. How I wish I had won in my two tries for Congress. I would have been a good congressman, but I now know the best qualifications in the world could not get a liberal Democrat elected from the Republican district where we lived in Upstate New York. I just hope our speeches and campaign materials swayed the voters toward greater compassion for the poor, widows, orphans, under-employed, ground-down and the many others slighted by the system, whose cause I hoped to represent when I chose to enter law school.

For an article on another 1952 alumnus, Byron Johnson, see page 37.

9. Letter from F. K. Beutel to Carl Circo, April 20, 1976. On file at the University of Nebraska Law Library.

10. He made a lot of money out of *The Bank Officers' Handbook of Commercial Banking Law*, which went through several editions.

11. NIL sec. 56

12. Proceedings of the Nebraska State Bar Association for 1946, described in the next few paragraphs, are reported at volume 25 of the NEBRASKA LAW REVIEW.

13. Circo letter, n. 9 *supra*.

14. Richard S. Harnsberger, *Reflections About Law Reviews and American Legal Scholarship*, 76 Neb. L. Rev. 681 (1997). ■

In Brief

■ Concentrated Studies Program, Externships Expand Students' Educational Opportunities

The faculty of the College of Law recently made two curricular changes that expand educational opportunities for the College's students.

First, the faculty approved a proposal for Programs of Concentrated Studies, which will permit students to graduate with a certificate indicating that they have emphasized a certain area in their studies. A unique feature of the program is that students can emphasize virtually any area of study. Within certain guidelines, if a faculty member approves a course of study, a student can emphasize trial practice, business litigation, tax, labor, intellectual property or any other area supported by the curriculum.

Dean Steve Willborn sees benefits from this that extend beyond the

curricular focus itself. "Because of this program, I expect students to talk to professors more, first about possible courses of study but, once that conversation has begun, about other things as well," he said. "My hope, then, is that the program will strengthen and deepen student-faculty relationships."

The faculty has also recently approved a set of guidelines permitting students to earn academic credit for externships, that is, for work performed outside the classroom in a practical setting. To ensure a good educational experience for students, each externship must be monitored by a faculty member and taken in conjunction with a related seminar or independent study.

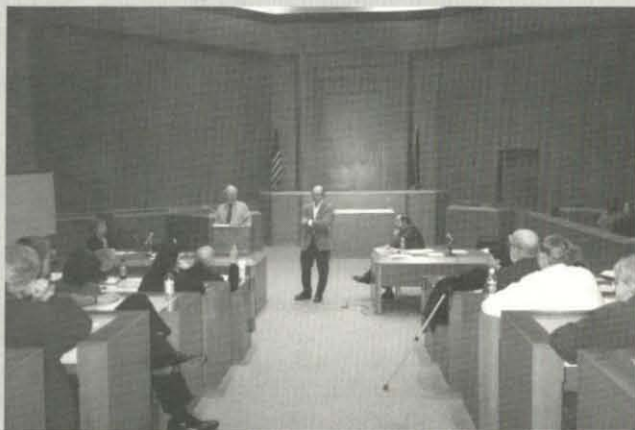
Willborn also sees great value in the new possibilities available through this program. "Externships will permit our students to draw on the tremendous educational opportunities

available in this community, from the courts, the legislature, public agencies and others."

Julie Unger, one of the first students to participate in the externship program, was enthusiastic about the program. She said, "I highly recommend taking advantage of the externship opportunity. I believe the on the job training that an externship provides is an essential complement to the law school classroom. And beyond the educational experience, it is a great way to make connections in the legal community that will prove valuable long after graduation."

■ Student Pro Bono Work Recognized by New Program

The College of Law faculty recently approved a new program to encourage and recognize pro bono work by students. Students who



■ Death Penalty Symposium Discusses Nebraska Study

On February 22, 2002, the College of Law presented a symposium on capital punishment entitled "The Nebraska Death Penalty Study: Interpreting and Applying the Empirical Data for Law and Public Policy." The panel discussed the study, "The Disposition of Nebraska Capital and Non-Capital Homicide Cases (1973-1999): A Legal and Empirical Analysis," that was conducted for the state by David C. Baldus, Joseph B. Tye Professor of Law at the University of Iowa College of Law, and one of the panelists. Among the findings of Baldus' study was that Nebraska's

system for administering the death penalty shows no evidence of racial discrimination and appears to limit capital punishment to the worst offenders. However, the study also found that criminals are nearly four times as likely to receive the death penalty if they murder someone who is relatively well-off financially instead of someone who is poor. The report also said there were geographic differences in prosecutors' willingness to recommend the death penalty and to bargain pleas and in judges' willingness to impose the death penalty.

Joining Baldus on the panel were Jennifer K. Robbennolt, a 1996 graduate of the College of Law and an associate professor of law at the University of Missouri-Columbia School of Law, who focuses her research on the application of empirical research methodology to legal issues and institutions; Richard L. Weiner, editor of the interdisciplinary journal *Law & Human Behavior*, who is now director of the Law-Psychology Program at the University of Nebraska; and Robert F. Schopp, professor of law and psychology at the Law College.

Articles based on the symposium presentations will be published in the NEBRASKA LAW REVIEW.

complete at least 50 hours of pro bono work during their second and third years in law school will be recognized by the College. In addition, each year a student may be recognized for outstanding pro bono work.

To qualify for this program, the pro bono work must be uncompensated, law-related and in the public interest.

"Our students have always been actively involved in pro bono activities," Dean Steve Willborn explained. "This program permits the College to recognize that good work. Perhaps, it will also encourage more students to engage in this type of activity and, as a result, to begin a lifetime of volunteer service."

■ Friedman: Brandon Case Upholds Police Accountability

On October, 23, 2002, the College of Law chapter of the National Association of Trial Attorneys, together with Career Services, sponsored a talk by prominent Lincoln lawyer, Herb Friedman, '60. Friedman, who has 40 years of civil trial experience, gave a speech about the famous Nebraska case of Teena Brandon, which arose from facts occurring during the early 90's. The facts of this case were so unique and unusual that it gained national attention through an award-winning documentary and a Hollywood production, "Boys Don't Cry," starring Hilary Swank.

For those not familiar with the story, Teena Brandon was a young Lincoln woman with a self-described "gender identity crisis." In her late teens and early twenties, she began to adopt the dress and mannerisms of a male. Using the name Brandon Teena, she started dating other women. After being expelled from high school during her senior year and running into trouble with the law, she moved with a female friend to the small town of Humboldt, in Richardson County.

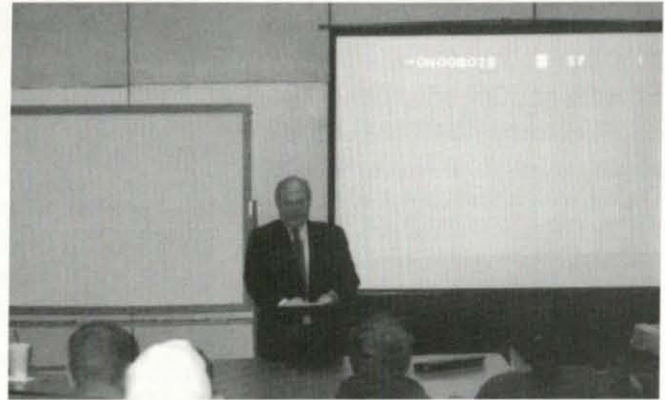
In Humboldt, she fell in with a

rough crew of two ex-cons and their girlfriends. At first, she was accepted as just "one of the guys"; however, when her real gender was discovered, the ex-cons decided to punish Teena for her deception by brutally

beating and raping her. Teena complained to the local sheriff about the assault. At the station, the sheriff made a now infamous audio recording of his interrogation of Teena. On this recording, the sheriff was heard to be verbally bullying Teena and seemed to concentrate more on her transgender identity rather than on the alleged assault. Even though the sheriff discovered enough evidence to arrest the perpetrators immediately, they were inexplicably allowed to remain free. Subsequently, the ex-cons murdered Teena along with some innocent bystanders in retaliation of her complaint against them.

Friedman started his presentation by establishing his position in the case and explained that he was the second of two legal teams that participated during the initial trial phase as well as in the later appeals processes. Friedman stated that it was important to mention that even though the facts of the Brandon case are intriguing enough, it is more well-known in legal circles for the ultimate change it brought to state tort law.

Friedman explained that formerly Nebraska case law stated that law enforcement could not be held accountable for failing to protect one from a third party. In *Brandon v Richardson County*, the Nebraska



Herb Friedman, '60, spoke to students regarding the Nebraska case of Teena Brandon. His presentation included a slide show of photos and recorded interviews.

Supreme Court reversed itself and held that law enforcement could now be held accountable for third party harms if the first party had a "special trust relationship" with it. It also determined that such a relationship was developed between Brandon and the sheriff.

In *Brandon II*, the Court found that the sheriff did indeed breach his trust relationship duty to protect Brandon and took judicial notice of the way he handled the investigation, characterizing it as "outrageous conduct." The main issue in *Brandon III*, which at the time of the speech was still in litigation, was the amount of damages Brandon's estate should receive as compensation for the sheriff's breach.

Friedman ended his speech by pointing to a recent California story of a young boy who was killed because he pretended to be a girl. He said that he hoped the hard lessons learned in the Brandon case would influence the pending California case for the better.

-Dror Lewy

■ NCAA's Cartel-like Behavior Lead to Loss in Restricted Earnings Case, Cross Tells Students

On October 1, 2002, W. Dennis Cross of the Kansas City, Mo. law firm of Stinson Morrison Hecker LLP, spoke at the College of Law about "the case of my career," the successful antitrust case against the NCAA on behalf of a nationwide class of assistant basketball and baseball coaches. Cross came to the Law College in connection with Professor Josephine Potuto's Sports Law class.

Cross said that under antitrust law the NCAA is a trade association, which sometimes steps over the line and acts like a cartel. It was originally formed at the urging of President Theodore Roosevelt to deal with the serious, and sometimes fatal, injuries that collegiate football players were experiencing in a game that was played without pads and with few rules designed to protect the players. In the intervening years, the roles that the NCAA had assigned to itself have greatly expanded to include championship meets and tournaments, rules concerning eligibility and recruiting, television contracts and cost reduction.

In the late 1980s the NCAA's cost reduction committee decided to limit the number of coaches for each sport and designated the lower ranking coaches in each sport as "restricted earnings coaches."



Cross said that usually when a cartel fixes prices it does so in a back room or in a direct way, for example by placing limits on advertising. Here the NCAA directly restricted the earnings of some coaches by saying that they could earn no more than \$12,000 during the academic year and \$4,000 during the summer from any school-related source.

The coaches filed suit. The NCAA had already lost one major antitrust case in the U.S. Supreme Court concerning its national football television contract. But, according to Cross, that did not stop it from litigating with its usual "arrogant attitude."

When the trial judge granted summary judgment in favor of the coaches on the issue of liability and refused to certify the issue to allow the NCAA an interlocutory appeal, the NCAA repealed the restricted earnings rule. When some of the member schools proposed new rules that would similarly restrict earnings, but in a less direct way, the judge granted an injunction.

The case went to trial on the issue of damages, and the jury awarded the coaches \$22.3 million. With treble damages under antitrust law, attorneys fees and post-judgment interest, the class was to receive more than \$100 million. During the appeals process, the case was settled for \$54.5 million.

■ Players' Salaries Not Cause Of Increased Baseball Costs, MLBPA Official Asserts

On November 11, 2002, Doyle Pryor, assistant general counsel for the Major League Baseball Players

Association, spoke at the College of Law. He addressed a group of students about various issues concerning the Association, focusing mainly on the near-strike by the MLBPA, during the 2002 baseball season.

Pryor has worked for the MLBPA, for the past 10 years, and he also worked with the association while working as a labor attorney for a Kansas City firm during the 1980's. He played a big role in a famous collusion case between team owners and the Players' Association, which settled for an astounding \$280 million. Soon after the case was settled, Pryor accepted a position with the MLBPA.

According to Pryor, the MLBPA is a traditional labor union, negotiating for minimum salaries, benefits and travel expenses, among other things. However, the association is also unique due to the business of the people it represents. In comparing the sports industry to the entertainment business, Pryor noted that individual athletes, unlike most other union members, have a great deal of individual bargaining power. Therefore, a main objective of the Players Association is to organize a system to maximize that bargaining power.

During his presentation, Pryor addressed what he called a common public misconception of professional sports – that escalating player salaries cause other costs, such as ticket prices, to skyrocket. Pryor disagreed, saying that increasing revenues enjoyed by team owners drive up the price of player contracts. Player salaries have traditionally been negotiated based on team revenues, so that salaries have risen in accord with revenues. The desire of owners to increase revenues, rather than salaries, drive costs upward. Gross team revenues, particularly recently, have risen at a greater clip than have player salaries, so escalating costs should not be blamed on the very people who produce the revenues for the teams and owners.

The majority of Pryor's time was spent addressing the recent labor dispute in Major League Baseball. Big leaguers played without a collective bargaining agreement for the bulk of the 2002 season, but under existing

labor law, the owners could not unilaterally change the terms of the former agreement until the teams and the players had bargained “to impasse.” Pryor believes that the teams initially set out to bargain to such an impasse, which would have allowed them to install new rules that the players would either have to accept or strike over. However, he feels that the goals changed as a result of two things: the attacks of September 11, 2001, and the public outcry regarding baseball’s labor situation. Fans who had come back to the ballparks after previous strikes may never come back after another stoppage, putting tremendous pressure on both the players and owners alike to come to an agreement.

Pryor noted three main objectives of the teams going in to the bargaining process. The owners wanted to increase revenue sharing among the clubs (in order to improve competitive balance and drive down player salaries); impose a “competitive balance” tax on team owners (also in an effort to improve competitive balance and depress salaries); and create a worldwide draft. Two other issues were also targeted by ownership: drug testing and contraction.

According to Pryor, unlike many previous bargaining sessions, the most recent bargaining was done in a very business-like fashion. Neither side held daily press conferences or negotiated through the media; rather, they kept committees small and bargained until the eleventh hour, coming to an agreement mere hours before a player strike was scheduled on August 31, 2002.

The players association and ownership essentially came to agreements on all of the important issues. The players agreed to: increased revenue sharing, as long as the revenues were used improve the quality of play of the teams receiving them; an increased luxury or “competitive balance” tax system that

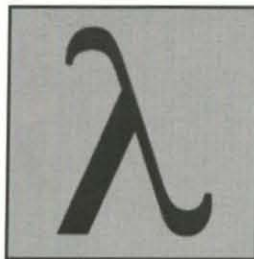


The College of Law Moot Court team of Monica Smith, Thomas Kelley and Matthew Graff received the Edwin L. Weisl, Jr. Award for the second best brief in the national competition.

will expire at the same time as the collective bargaining agreement; and an experimental steroid-testing program that could become a random-testing program if it is proven that steroid use is indeed rampant. It was also agreed that contraction would be delayed until at least 2007, and a committee was formed to study the advantages and disadvantages of a worldwide draft.

—Eric Johnson

■ Allies & Advocates for GLBT Equity Publishes Newsletter



The College of Law chapter of Allies and Advocates for GLBT Equality has created its own newsletter, *Outlaw*.

The newsletter, which is published weekly using a different color of paper each week, covers local, national and international legal and general interest news related to GLBT issues.

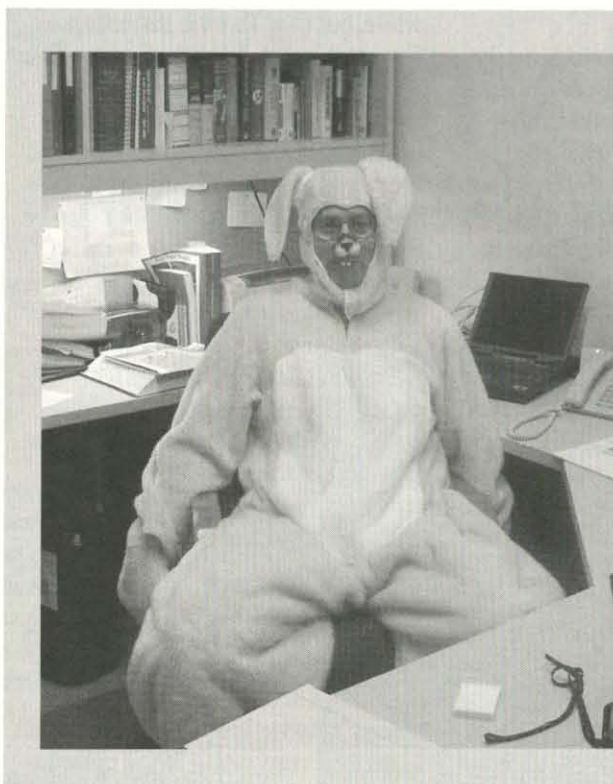
Patrick Dalen, who is the president of the organization, also serves as the newsletter’s editor-in-chief. Rachel Yamamoto is managing editor.

Dalen commented, “One of the goals of Allies and Advocates for GLBT Equality is to keep the students and faculty informed about legal developments affecting gay, lesbian, bisexual and transgender people. No other area of the law is changing as rapidly or varies so widely from place to place in the United States and around the world. It was clear that all of the important developments could not be adequately covered by bringing in speakers or other occasional programs, and so we decided that a regular newsletter would be the best way to keep people informed. *Outlaw* is distributed to all of the faculty, and the number of students reading it increases almost every week. We are also getting it distributed to other areas of the University.”

—Aliza Anvari

■ Law College Moot Court Team Wins National Brief Award

Approximately 190 teams from 130 law schools entered the 53rd Annual National Moot Court Competition sponsored by the New York City Bar Association. Among the most successful was the College of Law’s team of Matthew Graff, Thomas Kelley and Monica Smith. They finished among the top eight teams and received the Edwin L. Weisl, Jr.



■ Bradford 'Wins' 'Survivor' Contest

Professor Steve Bradford was the "winner" of the 2002 "Survivor" contest sponsored by the Women's Law Caucus. Prior to the Women's Law Caucus' annual auction, jars with the names of professors who had volunteered to participate in the contest were placed in the Law College's lobby. Students voted by contributing money to the jar of the professor they most wanted to see dressed up in a costume. Each day a professor was eliminated, and the winning professor was announced at the auction. When asked his reaction to winning the contest, Bradford would only say, "What's up, Doc?" The money collected by the contest and the auction were donated to Friendship Home, the Rape Spouse Abuse Crisis Center and the Nebraska Fund for Clerkships in the Public Interest.

Award for second best brief in the competition.

The team's road to success was a long one, paved with hard work. They began writing their brief in early September 2002. "It was good," Kelley said of the brief-writing experience. "When you're in the library at 12:30 in the morning, formulating arguments with your colleagues, bouncing ideas off each other, and fine-tuning your brief, you learn a lot about working with others."

After they submitted their brief in mid-October, the team prepared for their oral arguments with the help of numerous friends and alumni of the College who served as practice judges. Their preparation paid off. In mid-November, they won the Regional Rounds (Arkansas, Kansas, Missouri, and Nebraska Region) in Kansas City. Judge Pasco M. Bowman of the Eighth Circuit presided over the three-judge panel that heard the final argument. "Being able to argue the case before a panel of seasoned judges who asked probing questions made the final

argument an especially memorable experience," Graff said.

By winning the Regional Rounds, Graff, Kelley and Smith became one of only 28 teams (the first and second place teams from each of the country's 14 regions) that advanced to the Final Rounds of the competition held in New York City in January 2003. In New York, the team reached the quarterfinals before losing to South Texas, the school that eventually finished second in the competition. "They did a super job on a tough side," said the team's advisor, Professor John Lenich. "But sometimes you need a little luck and we didn't get it that night."

Although their loss eliminated them from the competition, Graff, Kelley and Smith take special pride in bringing home the trophy for second best brief in the country. They also believe they learned a great deal from their moot court experience. "I developed a much better understanding of the appellate process," Smith said. "I used to think judges were the experts. Now I understand that it's the lawyers

who are the experts. It's their job to educate the judges and explore the policy implications of the case." Judging by their success, that is something all three members of the team did exceptionally well.

■ Students Garner Awards For Excellence in Writing

Amanda Kerr, '04, has been named the 2002 recipient of the Silver Quill Award. The award recognizes the importance of legal writing in a lawyer's career. Each year the Nebraska State Bar Foundation presents this award to the first-year law student with the best overall performance in Legal Writing. The award carries a \$500 honorarium, which is presented at the State Bar Foundation's annual banquet.

Erin O'Gara, '04, and Aleta Allen, '04, won the 2002 Gross and Welch Best Brief Award. The award is presented each year to the first-year students who write the best briefs in the College's first-year Legal Writing Program. The Gross and Welch Award carries a stipend of \$1,000.

The 2002 winners of the Richard D. Simmons Nebraska Practice Writing Competition were Amy Osberg, '03, and Jeremy Patrick, '02. The award is given to the writers of the best student papers of significance to the general practice of law in Nebraska. Osberg won the \$500 first prize for her paper, "They Survived: Geographic Restrictions in Covenants-Not-To-Compete Still Exist in Nebraska." Patrick won the \$250 second prize for his paper, "The Religion Provisions of the Nebraska Constitution: An Analysis and Litigation History." They received their prizes at the Law College alumni lunch on October 16, 2002.

■ Professor Kitch Gives Thoughts On 'Enron and Its Aftermath'

On Wednesday, September 25, 2002, Professor Edmund W. Kitch,



Joseph M. Hartfield professor of law at the University of Virginia who was the Perlman visiting professor at the College of Law during

the Fall 2002 semester, gave students a glimpse into the dark and strange world of economics and securities fraud. His lecture, "Thoughts on Enron and Its Aftermath," was a lightning fast course on how scandals in the stock market arise and what should be done in the future.

Kitch discussed how certain patterns consistently arose in economic markets ripe for corruption. One is that stock markets fluctuate. When the stock market went up, everyone loved it. The Securities & Exchange Commission shrank from five people to two. Their salaries went down and they departed. After all, who needs to be monitored when things are going

great?

However, when the stock market is on its way down, everyone expresses indignation. Everyone says it is someone else's fault. Kitch described how the decline flushes all the rot out of the woodwork. This explains why all the scandals we have been hearing about lately have been unearthed during the decline of the economy.

Kitch described how there is a large amount of securities fraud in the U.S. securities market. "This is one of the downsides of freedom." He explained that when we permit firms to raise their own money, fraud emerges. In order to have that kind of freedom, you sometimes have to live with the fraud. A company, struggling to do things by the book and following the straight and narrow path, starts to think it is doing something wrong when it hears of a 19 year old selling his internet company for \$35 million.

Kitch explained how many of the scandals we hear about are the result of pyramid schemes. A promoter approaches potential investors and says he has a wonderful way of making money if you give him capital. The promoter promises that the money will double in three months. The promoter collects from many investors who think this is a way to make a quick profit. When it comes time for the investors to cash out their stocks, they start asking for withdrawals at a rate that exceeds the amount the company has. The promoter, who usually deals with foreign markets, ends up fleeing. You are left with victims who say, "That guy owes me \$100,000 and doesn't return my phone calls!" This scene usually results in the criminal conviction of only a few people.

Some companies start out with a legitimate business. But executives deal with troubles that arise, not by delivering bad news to shareholders, but by delivering the lie of good news. Executives tend to do this because they know bad news usually results in bad things happening to the company's stock. The facade holds up for a little

while, but then there is the collapse. The stock price starts to go down. This sends a message to investigators. When the regulators come in, assets are dissipated. Settlements that are recovered are usually only a few cents to the dollar since little money is to be found. The firm usually ends up in bankruptcy.

This was what happened in Enron. Enron wanted to portray itself as brilliant. Its accountants were able to hide the real numbers for awhile, but those running the company knew it was time to cash out before the truth emerged. When the truth did emerge, its stock collapsed spectacularly.

Kitch posed an important set of questions. What is the proper balance between fraud and regulation? What set of legal arrangements can lessen the harm to victims? People on the hill have tried responding to the pressure by introducing the Sarbanes-Oxley bill, which Kitch described as a 130-page bill that is comprised of unintelligible statutes promising more of everything – more power to the SEC, faster reporting and more criminal charges. Kitch felt that the actual provisions of the act would have little impact.

"Our first line of defense should be an intelligent and skeptical public," Kitch said. However, he feared that "ten, twenty, thirty years from now, when the bubble of optimism grows again, it will happen again."

Sarbanes-Oxley, Kitch added, does more to protect lawyers from accountants than it does to protect investors from fraud. The scandals effectively ended the campaign by accounting firms to be able to provide corporate clients with "one-stop shopping" with both accounting and legal services. The bill bars accounting firms that certify the books of publicly traded companies from providing legal services.

– Aliza Anvari

Larry Berger

A Candid Interview with the Recently Retired Professor

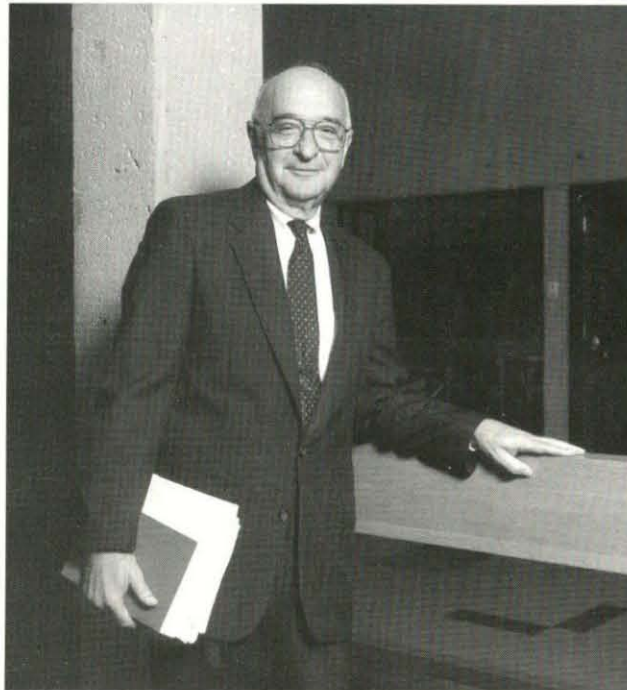
BY ALIZA ANVARI

Ring. Ring. Ring. I was nervous. Professor Berger was renowned for being all about “business” (an anonymous student’s word, not mine) when it came to class, and I suspect that conducting this interview at a later time than was anticipated would not be well received.

“Hello.” It was the man himself. I mustered up my sweetest, sheepish voice, which is no easy feat if you know how I normally talk – nails on chalkboard. “Hello, Professor Berger?” “Yes?” he answered. “I was wondering if we could do that interview we had talked about... at anytime convenient for you, of course?”

My voice trailed off, knowing we had already set a time yesterday for 9:00 a.m., but I had overslept and was forced to leave messages the rest of the day. Professor Berger was, evidently, a very busy man, who took time seriously. If you missed your scheduled time with him, like I did, you’d be hard pressed to hunt him down again. “Well, how about now?” he answered, much to my relief. It appeared I was going to get away with my infraction with little grief.

For those of you who don’t know, Professor Lawrence Berger has been at the College of Law for a significant period of time, exposing countless minds to the big bad world of Property. Lawrence Berger joined the Law College faculty as an assistant professor in 1960, was promoted to associate professor in 1962, and to professor in 1964. He received his B.S. in Economics from the University of Pennsylvania in 1949 and his J.D. from Rutgers University in 1952. While in law school he served as case editor of the *Rutgers Law Review*. He was admitted to practice in the



District of Columbia and New Jersey in 1953 and Nebraska in 1973. He served as a legal officer in the U.S. Coast Guard from 1953 to 1956. He then practiced law in New Jersey from 1956 to 1959. In 1959 he was appointed a teaching fellow at Rutgers University Law School.

Professor Berger has published numerous articles in the field of real property, his major area of specialization. He has served on many University committees including the Conciliation, Academic Freedom and Tenure, and Recruitment committees. Additionally, he has been active on the AALS

Committee on Small Law Schools and the Advisory Committee to the Journal of Legal Education. Professor Berger was a visiting professor of law at the University of Minnesota in 1969-70, and at UCLA in 1974-75.

I have never had Professor Berger as a teacher, but through this interview, I would hopefully get a better idea of the person behind the tough exterior.

How do you feel about retiring?

Mixed feelings. I enjoy what I am doing now and very much enjoyed my law teaching.

What will be your role at the Law College now?

Good question. That isn’t completely determined. I am considering teaching a course, occasionally, if the school desires my services. Probably, I would do Real Estate Transactions, but that certainly is not locked in at this point.

FACULTY PROFILE

You were at the College of Law for over 40 years? Was it hard to say goodbye?

It is hard to say goodbye. It's a big part of your life. It was a very challenging and interesting part.

What do you miss the most?

I miss the classroom the most. I enjoyed the classroom immensely as a professor. The interaction with the students was great.

What do you miss the least?

Committee work. I didn't go into law teaching to work on committees. [He chuckles.]

What attracted you to real property?

I was attracted to it as a young student and just enjoyed it as a lawyer.

You attended schools in the East and were admitted to practice in D.C. and New Jersey. What brought you out to Nebraska in the 60s?

The law teaching market is a national market. This was one of several positions I was offered at the time and I thought this would be the place for me to go.

Do you notice any difference between how law was practiced back in the 50s and now?

I think relationships in the local bar were much more fraternal 40 years ago than they are now. The relationship between lawyers is more at arm's length than it used to be. I think it's a shame that there is not as much camaraderie as there used to be. It's more impersonal than it used to be, and I can't tell you the reason for that.

What are some of the qualities that you think make a professor a successful teacher?

Competence, hard work, enthusiasm and respect for your students.

Who was your favorite professor in school and why?

My favorite professor taught me Equity and a course in Conflicts of Law. He was a masterful Socratic teacher and I learned a lot from him. His name was Arthur Lewis. He was truly excellent.

As a student, did you like the Socratic method or dread it?

I liked it. I didn't dread it. I enjoyed it.

How do you think students today feel about it?

If it is done in the right spirit, I feel it is an excellent way to teach.

Have students ever surprised you in any way?

Of course! Every day is a revelation. You never know what to expect in the classroom. That is what I like about it.

What, if anything, would you change about your teaching style or would you like to do again if you could go back in time?

If I would have seen all the things that were wrong with my teaching style, I would have changed them a long time ago.

What, if anything, would you change about your students if you could?

I'd like them all to be interested in working hard. Not all of them are, but most of them are.

What are your feelings toward the law in general?

That's an awfully broad question. I have a lot of respect for the law and have enjoyed working in it my entire adult life.

What are some things you dislike about the law or the way it is practiced?

People are people. Most of the lawyers out there are highly ethical. A few are not. We will always face that in the legal profession and in all professions.

What personal characteristics do you think make someone a good lawyer?

Personal characteristics that make a good lawyer include hard work, being earnest, being willing to stand your ground and being honest. You have to be passionate about the law, but not about any particular case.

Where are you currently living?

Naples, Florida. I live here a little more than six months a year. My wife, Betsy, and I came down here about 18 years ago and liked it. We still do. We have a home in Nebraska and will be coming back there, probably in May.

How are you occupying your time now in Florida?

There is plenty to do down here. I play tennis, a terrible game of golf, and my wife and I keep very active.



FACULTY PROFILE



Dean Steve Willborn presents gifts from the Law College to Betsy and Larry Berger on the occasion of Professor Berger's retirement.

How does your wife, Betsy, feel about your retirement?
She's happy I've retired. We enjoy each other's company. Always have for 50 years.

Tell me three things about yourself that the students you taught and your colleagues on the faculty may not know.
I have no idea what they know, and I'm not going to reveal any of my secrets. [Later, after much prying, Professor Berger revealed he is left-handed and has no pets.]

What do you think about all the legal dramas on television?
I don't watch any entertainment television. I watch sports and a lot of C-SPAN. It is all public affairs, House and Senate proceedings, and so forth. I watch world news, as well. Entertainment television bores me. But Betsy and I do go out to movies.

What about legal books?
I like non-fiction books. [At this point in the conversation, Professor Berger proclaimed himself a bore. I thought, "Hey, this guy is going to have a wing of the law school named after him. Is being a 'bore' really such a bad thing?" Anyhow, you've got to love self-deprecation in any form you can get in a law professor.]

Any final words to students?
Work hard and enjoy what you are doing.

This was the end of the interview, or so I thought. But not so fast. Professor Berger may forgive, but he won't ever forget. He calmly stated, "I waited for your call the other day." I had to do some major back-peddling. "I know. I was

very bad and I apologize. I'm not a morning person. I'm sorry. My sister was visiting, and I had her set the alarm, but she did it improperly and when I awoke it was already 10:00, so I called, and you were already gone, and so I tried again." All of this was true, but something tells me Professor Berger was not the type of person you would want to risk strolling in late to class for.

Much to my surprise, he let me off the hook. He expressed that life has been more flexible for him now, but ultimately, he was a "creature of habit." He is ordinarily a very early riser – 3:00 or 4:00 in the morning – and goes to bed even earlier. It is all just internal clockwork for him.

Throughout the entire interview Professor Berger was extremely cordial.

Later I came to realize that that is the way he is. I came across comments that Nebraska Supreme Court Chief Justice John V. Hendry, '74, had made about Professor Berger. "Larry Berger seems ageless and timeless, as if he has always been exactly what he is now – an outstanding legal educator who generated emotions of both loyalty and trepidation in his students." Hendry continued a paragraph later, "I did have Larry for other classes, and it amazed me how he treated his students with scrupulous politeness, even while intellectually dismantling our feeble attempts to explain the Rule Against Perpetuities.... He has the rare ability to mix kindness with rigorous reasoning and old-fashioned formalities with ground-breaking legal analysis. Larry helped produce hundreds of lawyers whose skills in no small part can be traced back to the tedious hours they spent preparing for 'Berger's class,' knowing they would face his 'wrath' if they dared show up unprepared."

Clearly, this man of few words has made quite an impression on his past students. I doubt retirement will stop Professor Berger from making more impressions. He has already made an impression on me. Before we said goodbye, he asked me to e-mail him a copy of this interview before publication. The impression he made on me was "wise man." ■

Bilingual Moot Court, Husker Cap Mark Lenich's Lithuanian Class

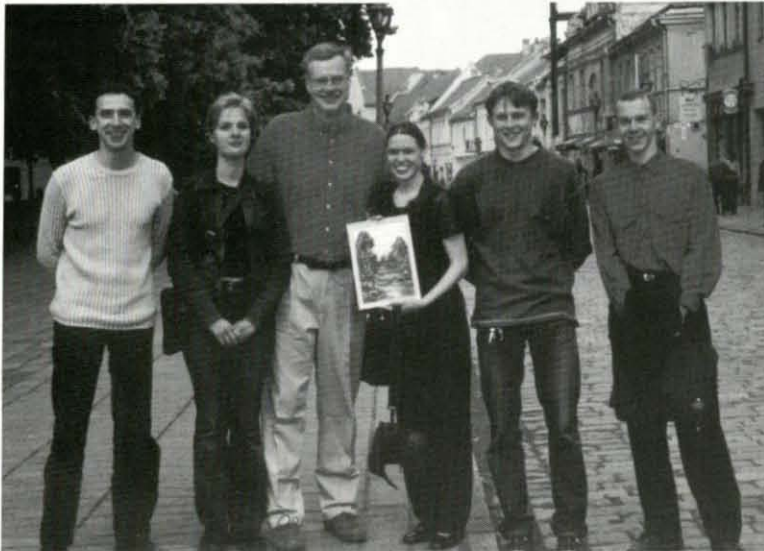
BY JOHN P. LENICH
PROFESSOR OF LAW

Students often dread their first moot court arguments. They worry about being unable to answer the judge's questions at all, let alone answer them well. They worry about forgetting their opening remarks, stumbling over their words or making concessions that cost them their case. But at least they don't have to worry about which language their judges will be using.

The same is not true for the graduating students at Vytautas Magnus University, the law school at which I taught last summer. The school – which is located in Kaunas, Lithuania – prides itself on being the only law school in Europe that uses the Socratic Method and requires students to have an undergraduate degree. Some of the courses are taught in Lithuanian and some are taught in English. In order to graduate, the students not only have to complete a three-year course of study but also have to write and defend a master's thesis.

I was one of the members of the examining commission before whom the students had to defend their master's theses. The commission consisted of the school's dean (who speaks both Lithuanian and English), three Lithuanian speakers (a judge, a professor and a former dean), and two English speakers (an English law professor and me). We sat around one half of a circular table in the university's auditorium and had microphones in front of us. On the other half of the table was a lone microphone and a lone seat. That was the proverbial hot seat, the seat in which the student defending his or her thesis would sit.

The school banner hung from a pole behind the Lithuanian-speaking side of the circular table. Behind the



Some of the students in Professor John Lenich's Lithuanian law class presented him with a gift at the end of the course.

English-speaking side was a large U-shaped table at which 23 third-year Lithuanian law students sat. The theses defenses took place over a two day period, with half of the class defending one day and the other half defending the next. The students were all dressed in their best business attire. On the opposite side of the room were the chairs for the spectators, of which there were more than a few. The

Dean opened the proceedings with a short speech and introduced the members of the Commission. Then the defenses began. The Dean would pick a thesis, announce the title of the thesis and the name of the author and pass a copy of the thesis to the English law professor and me. We would flip to the end and read the one page English summary of the thesis. In the meantime, the student would sit down in the hot seat.

What happened next is something that I can only describe as "bilingual moot court." Generally, the English professor and I would start the questioning in English and the students would answer us in English. Eventually the Lithuanians would begin asking questions and the students would answer them in Lithuanian. The topics ran the gamut, from whether administrative fines imposed by the Lithuanian police violate the principle of separation of powers to whether fishermen should be allowed to recover the profits they lost as a consequence of oil spills in the Baltic Sea.

I had some great dialogues with the students. The dialogue I enjoyed the most was with a student who was taking the position that the government should return land that the Soviets had expropriated and given to others.

FACULTY PROFILE

After I asked the student to state his position, I asked him to tell me what the strongest arguments were against his position. That flustered him. He then began to give the argument in support of his position. The dean jumped in and told him that he was not answering the question. The student paused, began rather sheepishly arguing against himself – and then the light went on. He realized that this was his chance to hit an analytical home run by taking apart the best the other side could offer.

His voice and posture became confident. He finished describing the argument against his position, which was an economic argument, and then proceeded to highlight the problems with that argument and explain why his position was feasible and would better serve the long-term legal and economic interests of Lithuania. I stopped him every so often with a question, and he answered it. I don't know if the student had a good time – but I sure did.

I also had a good time in class. I taught a course in English on proof of damages. The new Lithuanian Civil Code says that injured parties are entitled to “full recovery” but doesn't say what “full recovery” is or how to prove it up. That's what I explored in class. I initially had some trouble, however, because I had 62 students who varied tremendously in terms of their ability to understand and speak English. That made it hard to keep everyone involved in the class and to know whether things were sinking in.

I eventually decided to try breaking the class down into discussion groups. I wrote a problem that covered the day's material, broke the students into groups of six or seven, and had them discuss the problem. I told them that they had to speak English when I visited their group. Otherwise, they could speak in Arabic, Swahili or Lithuanian, which, not surprisingly, was the language of choice. I thought they would make progress more quickly if they spoke in their own language – and I was right about that.

I moved from one group to another, helping them along and making sure that they were on the right track. There were usually two or three students in each group who spoke English very well. When I left the group, they would translate our conversation for the other members of the group and make sure that everyone was on the same page. After the groups finished discussing the problem, we would take a break and then come back for group reports. Each group had to have a spokesperson. I usually had each spokesperson focus on a different issue, asked the spokes-

person questions, and summed up their points in order to make sure that everyone in the class got the same things out of the discussion.

The small group format not only worked from a teaching standpoint but also helped me build some bridges with the students. That was a different experience for them. The relationship between students and professors is much more distant in Eastern Europe than it is in the United States. Students are not used to having a professor who struck up conversations with them during class breaks or tried to learn their names. (I used their first names because there was no way that I could have ever remembered, let alone pronounced, last names like “Garbaravicius” and “Sestakauskiene”.) They also were not used to having a professor who wore a Huskers cap in class and gave them updates on the College World Series, which they didn't seem to care about but which was good for a few laughs.



Just as they found some of my approaches to be different, I found some of theirs to be different. For example, they didn't seem to care if other students tried to pull a fast one. I had a student who never came to class but instead had someone impersonate her so that the attendance records would show that she had attended classes, which students are required to do. Although one of the university's employees eventually discovered the imposter, none of the students in the class ever said anything

about what was going on. I am not sure why. One reason may be that beating the system was a game everyone played, and had to play to get by, in the days of Soviet rule. Another reason may be that Lithuanian employers do not ask or care about a student's grades. As a result, students have no real incentive to police cheating because they do not perceive themselves as being disadvantaged if someone cheats and does better than they do.

While in Kaunas, I joined a gym that could easily have passed for a gym in America. Although the employees were Lithuanian, the piped-in music was American. Exercising to the accompaniment of N-Sync reminded me of just how pervasive American Pop Culture is. I am not sure that's a good thing. But then again, if American Pop Culture weren't so pervasive, my Lithuanian students would never have been able to follow my Baywatch hypothetical. They were neat people. I'm glad that I had the opportunity to work with them. ■

Four Visiting Professors Join Faculty for 2002-03

During the 2002-2003 academic year, the College of Law has been privileged to have four outstanding teachers and scholars from other law schools join the faculty as visiting professors of law.



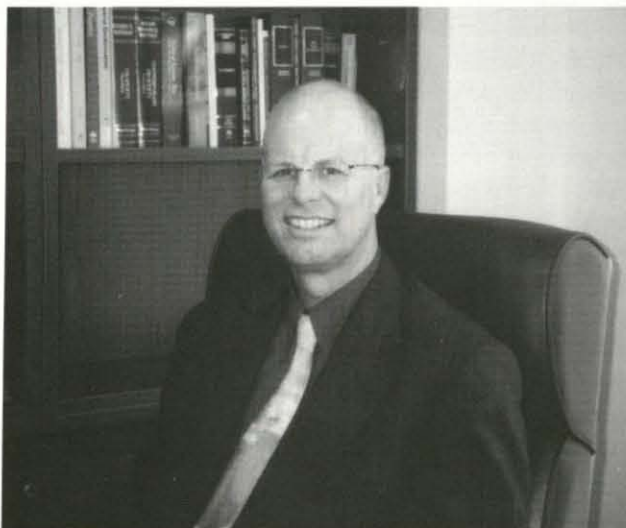
Edward M. Kitch, Joseph M. Hartfield professor of law at the University of Virginia School of Law, was at the Law College for three weeks in September 2002 to teach a course on Securities Fraud. Kitch is a graduate of the University of Chicago Law School and is the author with University of Nebraska Chancellor Harvey Perlman of *Intellectual Property and Unfair Competition* published by Foundation Press.



Phillip DeLaTorre, professor of law at the University of Kansas School of Law, taught Property and Patent Law at the Law College during the fall 2002 semester. A graduate of Harvard University Law School, DeLa Torre's teaching and scholarship focus on intellectual property, property and oil and gas law. He also has a strong interest in civil rights issues.



Gregory A. Loken, professor of law at Quinnipiac University School of Law, is teaching Property and Real Estate Transactions during the spring 2003 semester. He received his undergraduate, masters and law degrees from Harvard University. While at Quinnipiac, he served as director of the National Center for Missing and Exploited Children.



Stewart J. Schwab, professor of law at Cornell Law School, is serving during the spring 2003 semester as the Harvey and Susan Perlman Distinguished Visiting Professor of Law. He is co-teaching Employment Law with Mark Fahleson, '92. Schwab received a law degree and a Ph.D. in economics from the University of Michigan. Along with Law College Dean Steven L. Willborn, he is the author of *Employment Law: Cases and Materials*, published by Lexis-Nexis.

Faculty Notes



Brian H. Bornstein
Associate Professor of
Law-Psychology and
Cognitive Programs,
Department of
Psychology

■ Professor Brian Bornstein's book,

Determining Damages: The Psychology of Jury Awards, was published by the American Psychological Association. The book, which was written with University of Colorado at Colorado Springs psychologist Edie Greene, challenges the frequently voiced criticisms that jury damages are excessive and unpredictable and that jurors are biased against rich defendants and favor poorer plaintiffs.



C. Steven Bradford
Earl Dunlap Distinguished Professor of Law

■ Professor Steve Bradford presented a paper, "The Cost of Regulatory Exemptions," at the European

Association of Law and Economics annual meeting in Athens, Greece.



Roger W. Kirst
Henry M. Grether
Professor of Law

■ Professor Roger Kirst presented a review of "Hearsay and the Right of Confrontation: The European Court of

Human Rights and International Criminal Procedure" at the June 2002 Conference on Evidence of the Association of American Law Schools in Alexandria, Va.



John P. Lenich
Professor of Law

■ Professor John Lenich coached the College's 2002-03 National Moot Court Team and continued to serve as the faculty advisor to the

Nebraska Moot Court Board. In addition, he wrote a three-part series of articles for *Nebraska Lawyer* on the Nebraska's new rules of pleading and practice. The articles are: "Notice Pleading Comes to Nebraska, Part I - Pleading Claims for Relief," in the September 2002 issue; "Part II - Responding to Claims for Relief," in the October 2002 issue; and "Part III - Odds & Ends," in the November 2002 issue. He also spoke about the new rules at various programs, including the Annual Institute on the Survey of Nebraska Law, the Nebraska Judicial Branch Education Program, and the Lincoln Bar Association Clinic.

Lenich co-authored a book chapter with Professor David I. Rosenbaum of the UNL Department of Economics. The chapter is entitled, "Simultaneous Recoupment in the Maryland Medical Electronic Claim Submission Market," and appears in *Measuring Market Power*, edited by Daniel J. Slottje. In their chapter, Lenich and Rosenbaum explore how a firm can engage in the equivalent of predatory pricing when its operations are partially subsidized through a favorable contract with another firm.



Richard A. Leiter
Director of the Law
Library and Professor of
Law

■ Professor Richard Leiter's book, *National Survey of State Laws*, published by Gale

Group, has been cited by the U.S. Supreme Court three times in the last year and a half.



William H. Lyons
Richard H. Larson
Professor of Tax Law

■ Professor Bill Lyons has been elected to a three-year term as regent for the Eighth Circuit of the American College of Tax Counsel. The Regents of

the ACTC are the moving force behind the policy studies produced by the ACTC.



Harvey S. Perlman
Chancellor, University of
Nebraska-Lincoln

■ Chancellor Harvey Perlman has been elected to the Board of Directors of Isco, Inc.

Isco is a leading producer of water quality monitoring products such as waste water samplers and open channel flow meters.



Glenda J. Pierce
Associate Dean

■ Dean Glenda Pierce is chair of the Nebraska State Bar Association House of Delegates. She has served in the House of Delegates since

January 2000.



Susan Poser
Assistant Professor of
Law

■ Professor Susan Poser published "Termination of Desegregation Decrees and the Elusive Meaning of Unitary

Status," 81 NEBRASKA LAW REVIEW 283 and, with Brian H. Bornstein and E. Kiernan McGorty, authored "Measuring Damages for Lost Enjoyment of Life: The View from the Bench and the Jury Box," to be published in *Law & Human Behavior*. Poser also presented a paper at an ethics conference at the Law College entitled "Nebraska and the Model Rules of Professional Conduct," in which nationally known speakers addressed the issue of whether the Nebraska Supreme Court should adopt the Model Rules of Professional Conduct. The proceedings will be published in the NEBRASKA LAW REVIEW.

DeVelder Replaces Kirkland at Career Services



Carla J. DeVelder

Sue Kirkland has resigned as assistant dean and director of Career Services and Alumni Relations at the College of Law to assume the position to which she was elected in November – Lancaster County clerk of the district court. The College has named **Carla J. DeVelder**, '96, as the new Career Services director.

Kirkland said that while she enjoyed her work at the Law College, her new position is a “new, exciting challenge.” Dean Steve Willborn said of Kirkland, who joined the Law College in 1990, “She has done a tremendous job for us, and we wish her well in her new position. I know the many people who use the services of the clerk of the district court will appreciate her energy and professionalism.”

Before she announced her candidacy for the position, Kirkland requested and received a change in the University bylaws. The bylaws now allow University employees to run for full-time elected office as long as it does not interfere with the performance of their jobs. Previously, candidates had to take an unpaid leave of absence.

DeVelder has had a variety of law-related jobs, having worked as a staff attorney for Legal Services of Southeast Nebraska, in private practice in Papillion and, most recently, as a Douglas County public defender.

DeVelder said she was thrilled to join the Law College. “I applied for the position because I wanted the opportunity to work with law students in a capacity that has a direct impact on their lives. I am most anxious to hear their ideas on how this office can better serve them.” DeVelder said she hopes to get more law firms, public interest employers and government agencies to participate in on-campus interviews, and she intends to use the College’s network of alumni to help students find positions. For students interested in public service jobs, she would like to help them find alternative funding for jobs that are not currently funded.

Dean Willborn said in announcing DeVelder’s appointment, “I am very pleased we were able to attract Carla DeVelder to the Career Services position. As she arrives, Career Services is moving into beautiful new offices in the new north addition to the law building. With her energy and enthusiasm, I’m confident that the office will be active and vibrant and produce placement rates, as it always has, better than the national average.”



Kevin L. Ruser
Clinical Professor of Law

- Professor Kevin Ruser has served as:
- a presenter on bankruptcy and family law at the Bankruptcy Fundamentals Seminar

sponsored by Nebraska Continuing Legal Education;

- a trainer on legal issues in assisted living for the Assisted Living Management Course sponsored by the Nebraska Assisted Living Association;
- a trainer on legal issues in long-term care at the Thirty-Six Hour Social Service Course sponsored by the

Nebraska Health Care Association; and

- a continuing education trainer on the Nebraska Landlord and Tenant Act for the Larabee School of Real Estate.



Steven L. Willborn
Dean and Richard C. and Catherine Stuart Schmoker Professor of Law

- Along with Stewart Schwab, Dean Steve Willborn wrote

“Reasonable Accommodation of Workplace Disabilities,” which will appear in the *William and Mary Law*

Review. Willborn has been named chair of the NCAA’s Research Committee, has been appointed to the ABA’s Bar Admissions Committee and has been named a Fellow by the Nebraska State Bar Foundation.

Johnson, '52, World War II Ace, Featured in Famous Photograph

BY TONY DWORAK
DIRECTOR OF DEVELOPMENT

As development director for your alma mater, I have had the great privilege of meeting with a number of our World War II era graduates. As you might imagine, one can learn an awful lot from sitting down and listening to the story of this mighty American generation. One striking thing I've noticed from day one is how they still feel the sting of Pearl Harbor as if it were yesterday. The mere recollection of that day more than 60 years ago can still produce tears in the eyes of some alums; even those whose view of the assault came only through the crackles and pops of their living room radios. This observation, of course, is not so striking to me now that our generation has experienced its own December 7th.

Prior to the slaughter of September 11th, I had always seen in the eyes of our WWII graduates the metaphorical grandfather who says, "I am proud to hand down to you the freedoms I fought so hard to preserve; and it is an even greater joy knowing that you will not have to go through the same hell to pass it on to your grandchildren."

Now, in the wake of the terrorist attacks, there is a definite sadness in the eyes of that old lion. And, to take the metaphor another step, he seems to say, "I'm sorry what I won for you cannot go on unchallenged; but it never does. Now you must fight for it without me."

These are the kinds of thoughts that filled my mind during the long drive back to Lincoln from Scottsbluff last summer. I had just completed a video-taped interview with World War II hero and College of Law grad Byron Johnson, '52. Characteristic of his generation, Johnson shuns the label "hero." However, the Potter, Neb., native and former Scottsbluff public defender cannot escape the title of "Ace." You see, I can call Byron Johnson an ace because, according to the United States Navy, that's



precisely what he is.

During World War II, an American fighter pilot who shot down five or more enemy planes earned the title of Ace. Byron Johnson left the Pacific Theater in 1945 with eight such "kills." Johnson is a true Nebraska legend, and the College of Law is proud to call him one of our own.

Johnson's notoriety in the national media, however, did not come from his high-flying heroics but rather from one photograph. It's a photograph you have probably seen dozens, if not

hundreds of times before. It's a picture of a singular courageous act that for many captured the spirit of our nation – a nation made great by the uncommon deeds of common men.

It's November 1943, and the aircraft carrier USS Enterprise is knifing through the South Pacific en route to the Japanese-controlled Island of Makin. While flying over the fleet on a combat air patrol, Johnson's F6F Hellcat begins to go mechanically haywire. It soon becomes apparent that the young pilot will have to make an emergency landing on the deck of the carrier. "My plane hit the deck and it was like a slingshot," Johnson said. "I was shot to the side, my wing hit the carrier's guns, and the belly tank exploded."

As a result of the impact, the canopy of the cockpit jammed in the closed position, trapping Johnson in his already-burning plane. "The release wouldn't work," Johnson said. "So then, this catapult officer started sprinting the length of the carrier deck. The people nearby in the firefighting suits were hanging back, because they were afraid the machine guns, or my other gas tanks, were going to explode. But he went right up there and released the cockpit so I could get out." Johnson's savior, the man pictured scaling the right wing of the burning Hellcat, was Lt. Walter Chewning.

“It happened awfully fast,” recalled Johnson. “The firefighters couldn’t put it out, so they got out the long poles and pushed it off the side. I tell you, it’s a funny feeling to see your plane go overboard.”

Johnson downplays the incident itself as being very typical of military flight operations in this era. “This was an operational accident, and they happened every day. In fact, one of the fellas in my same squadron had to land in the water after my crash happened because the deck was fouled. His chances of survival were probably less than mine. He was picked up by a submarine and ended up having to ride with them for a couple of months. I used to kid him about missing out on a lot of the action we ended up getting into.”

What Johnson does not downplay is the heroism of Lt. Chewning. “That’s probably the bravest man I ever saw. He was risking his life and didn’t give a second thought to getting me out – it was a real act of bravery.” After the cruise of the Enterprise was over, the two men never saw each other again. Today, however, Johnson corresponds with Chewning’s son, a signal officer for the U.S. Navy, who is saving the historic photograph and other related materials for his children. “That’s the real promotion,” Johnson said. “By God, those grandchildren will be able to say, ‘Hey, my Grandpa was the bravest man in the world.’ And he was.”

Johnson is well aware that his brush with fame is owed simply to a camera being in the right place at the right time. Without the photograph, what happened on the USS Enterprise that November day would have been just another extraordinary act, the kind made ordinary by the thousands of brave Americans who fought World War II on its many fronts.

But fate would have it otherwise. The photograph was taken, and it ended up on magazines and in newspapers from coast-to-coast. Later, a story on Johnson’s squadron was run in *Life Magazine*. To this day, the photograph of Johnson’s crash landing is a familiar symbol of American courage and self-sacrifice. In fact, a national magazine recently ranked it 23rd among the 100 greatest military photographs ever taken. “It seemed like everybody saw it once it came out,” Johnson recalled.



Byron Johnson, '52, was a Navy fighter pilot during World War II. Today he looks back upon a successful and fulfilling career as a Scottsbluff lawyer.

Johnson derived little if any glee from the publicity that surrounded him in the wake of the photograph’s release. “There’s so many others,” he said. “I remember reading about myself in the local paper when the photograph first came out, and right next to it would be a story about four or five local kids being killed. Even though we were winning, most of the news was bad, so that’s the way I felt until the war was over.”

Soon after the war, Johnson decided he wanted to be a lawyer, crediting his deep-seated interest in the law to his two grandfathers, who each served in the Nebraska Legislature. Like so many of our World War II graduates, Johnson still treasures his memories of the College of Law, and remembers his law professors as if it were yesterday. “I guess I got the biggest kick out of Dean Beutel. A lot of people did. He was just such a ham actor, such a showman,” Johnson fondly recalled. “David Dow I also liked. He really made Evidence come alive for the students.”

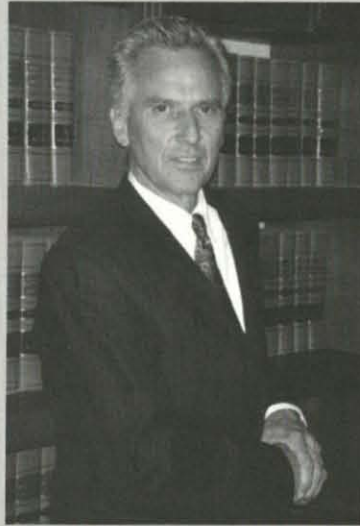
Despite having his hands full with a wife, three children and a full-time job, Johnson still managed to have some fun during his law school years – an era that saw the entire campus inundated with WWII veterans taking advantage of the G.I. Bill of Rights. “We did manage to have some fun times, and I think some of those guys coming back from the war really needed to play a little bit,” he said. Johnson said it is the friendships that end up meaning the most when he looks back on his law school days. “Guys like Bevin Bump, '52, Bob Richards, '52, in Chappell, Harold Kay, '52; it really is the fellas you went to class with and had a cup of coffee afterwards to talk about it.”

German, NLS Executive Director, Passionate Defender of Needy

BY ROBIN HADFIELD

Douglas K. German, '72, is a lawyer, a coffee bean farm owner, a father and a passionate defender of the legal needs of those who cannot speak for themselves. And he's carrying the torch for the low income people of Nebraska as executive director of Nebraska Legal Services. NLS is the recently merged organization that provides legal services to the poor across the state.

German's commitment to the issue began soon after he graduated from the College of Law when he worked as an attorney for the Legal Aid Society of Lancaster County for two years. At the time, the agency had three attorneys, two secretaries and a receptionist, and each day 150 calls for help were received. German



carried a caseload of 125 cases. "We were overwhelmed then and our attorneys continue to be today."

German's next move played a part in a historic U.S. Supreme Court decision. He left the legal aid organization to set up a legal clinic, which was designed to help individuals handle simple legal matters at a reduced fee. These were individuals who did not qualify for help from the legal aid organization. In order to survive, the clinic needed to advertise, and at the time, advertising by attorneys was considered unethical. Two other clinics were operating in the country, including one in Van Nuys, Calif., which German visited, and a third clinic in Phoenix,

Ariz., which was sued by the bar association for the unethical practice of advertising. Because the president

After earning his law degree in 1952, Johnson returned to his native Western Nebraska. "My wife is from Kimball," he said. "People are great out here, and so are the friendships. More people are concerned about one another out here than in the cities, and it's just a wonderful place to raise kids."

Johnson enjoyed a successful and fulfilling law career in Scottsbluff, including stints in private practice, with Central Nebraska Public Power District and as a county attorney. But it was his tenure as public defender that brought the most personal and professional satisfaction to the former Navy fighter pilot.

"I was a depression kid," recalled Johnson. "I can still remember crossing the railroad tracks with my grandpa in his Chrysler and seeing people wandering around picking up spilled coal. I asked grandpa, 'Why are those people picking up coal?' and he said, 'To keep warm, Byron.' That really had an impact on me. Things were really rough for a lot of people back then. Ever since, I've been awfully conscious of the way we treat the disadvantaged, minorities in particular."

Johnson has seen a lot of changes in the practice of law since the 1950s. "It's really shifted toward the corporate

side. As lawyers, we seem to be communicating less and less with people, and more and more with things. It also seems that the bigger the bucks get, the smaller the ethics get. And I think that the ethics of our government have been a terrible model for everybody."

As for the future of our country, Johnson remains optimistic. "I see hope every time I go into our schools. The kids are taking more interest in history. I've had more high school and college kids come out to see me recently. They're really getting sharp, and they want to learn."

Everyone associated with the College of Law should be very proud of our World War II era alumni. They are a great source of wisdom and inspiration for us all, and we need their example now more than ever.

But a final look at Johnson's famous photograph indicates that perhaps we're already following their example more closely than we realize. After all, what you see in the photo is an American hero racing selflessly upward into raging flames in order to save a life. On September 11, 2001, hundreds of firemen, police and ordinary citizens walked the same trail that Lt. Chewning walked on that carrier deck, 58 years earlier. ■

of the American Bar Association had established a priority to provide more access to the legal system, Guggenheim Productions was hired to make a documentary film about the Lincoln clinic. After the film was shown to the ABA in Hawaii, the ABA voted to allow advertising. The Arizona lawsuit eventually made its way to the Supreme Court, which ruled that it is permissible for attorneys to advertise.

After another two years, German returned to the middle of Nebraska, where he was born and raised, and began practicing law in Gothenburg. This is where the coffee bean farm comes into the story. On a trip to Lexington to buy cowboy boots, German met a friend who had just returned from Costa Rica. German spoke Spanish and liked Central and Latin America, and had served a two-year stint in the Peace Corps in Colombia. The friend suggested that he and German go to Costa Rica to buy a coffee bean farm. They made the trip, planning to merely obtain information about the farm. When they were ready to return to the United States, feeling guilty about taking the farm owner's time, German and his friend made an "exceptionally low" offer for the farm. Although the owner was livid at the offer, he accepted, and the coffee bean farm became part of German's life. He continues to travel there a couple of times each year.

After 20 years practicing law, German said he was looking for a new challenge at the time the NLS merger was underway. He applied for the executive director position because it is consistent with his values. "It takes me back where I started," German said.

NLS has seven offices around the state. German has maintained an office in Eustis, where his wife owns the Eustis Pool Hall restaurant, and where they raised their family of three daughters. The administrative office of NLS is in Omaha, and German has an apartment there. Most of his time is spent on fundraising and overseeing the operation to make sure that the advocacy approach is meeting the needs of low income individuals.

German has several goals for NLS, which he sees as his guiding lights. He wants to be able to double the capacity of cases, "take everything to the next level of excellence so the organization is viewed as a law firm," and ensure that there is equal access to legal services across the state.

NLS is the sole law firm charged with providing civil legal services to one-eighth of the Nebraska population, a fact German calls astounding. "The population [served by NLS] is important to the state because they do the work the rest of us are either unable or unwilling to do." To receive services from NLS, an individual cannot earn more than \$11,000 per year, which is 125 percent of the federal poverty level. More than 250,000 people in the

state fall into that category, and they generate 65,000 legal issues each year. NLS is restricted from representing anyone who is incarcerated or an immigrant, and it cannot represent people in class actions. The 38 attorneys who work for NLS are able to work with only 15 percent of the target population. The remainder go unrepresented, except for those who are able to obtain services from the volunteer legal program.

"To the extent those legal issues are unresolved, the people are unable to be productive workers and unable to be participating citizens. It behooves the state to make sure that population has access to legal services and the justice system," German said. He called the legal issues "bread and butter cases" that people face "just to take care of their day-to-day affairs." German said it reflects poorly on the legal profession that these people with low incomes are denied access to the justice system. "We [lawyers] represent one of the three branches of government, and we must be able to provide access."

One of German's major responsibilities is fundraising, which he said is going well, particularly given the economic times, and the fact that other sources are drying up. A bright spot is that major law firms in Omaha and Lincoln are part of a private bar campaign to raise \$1 million. In addition, the Nebraska State Bar Association is conducting an equal access campaign to raise funds. The Legislature also passed a bill that included a surcharge on court filing fees, which goes to provide additional funding for civil legal services.

German plans to continue to work hard to increase funding and to have the people of Nebraska see the importance of the low income population and the importance of the work of NLS. While the merger was a major event, which created some disruption and chaos, the organization is working through it and is now concentrating on the quality and direction of its advocacy. German wants NLS to ensure that it is providing the array of services needed by its clients, and to continue to work with other providers who serve the same population. A project is underway that is intended to emphasize helping clients move to self-sufficiency, with legal and other issues resolved, so they can become participating citizens and employees.

German considers the NLS staff "members of the firm," and he is impressed with their ability. "They're the best there is their areas, and I'm proud to work with them," German said. The management team is also excellent and successfully completed the merger of three previous legal aid programs. German said he wants to thank the bar and its members for the tremendous support and energy provided in helping to make the merger happen. ■

AlumNotes

1940

- **Jack R. Knicely, '48**, retired after 53 years of law practice in Cheyenne County. The majority of his practice involved probate cases such as wills, guardianships and adoptions. He served as county attorney from 1951 to 1955.
- **George C. Hupp, Sr., '49**, is the co-author of "Trial Procedure and Techniques," a chapter in *Illinois Eminent Domain Practice* published by the Illinois Institute for Continuing Legal Education. Hupp is counsel to the firm of Hupp, Lanuti, Irion & Burton in Ottawa, Ill.

1950

- **Bevin B. Bump, '52**, was elected a member of the Nebraska Continuing Legal Education Section during the

NSBA Annual Meeting. He is with Bump & Bump in Chadron.

- **Donald H. Kelley, '52**, Denver Colo., reports that he "is alive, in spite of rumors in THE NEBRASKA TRANSCRIPT." Kelley's name was inadvertently substituted for that of the late Donald E. Kelley, a former justice on the Colorado Supreme Court, in an article about a gift given by Donald E. Kelley's widow to the College of Law. Said Donald H. Kelley, "I was always so grateful that Judge Kelley left such a fine reputation I could trade on, but this one was a bit much." The TRANSCRIPT apologizes for the error.

1960

- **Herbert J. Friedman, '60**, has been elected a member of the board of directors of the Traumatic Brain Injury Litigation Group of the Association of

Trial Lawyers of America. In addition, he currently serves as Nebraska governor of the Association of Trial Lawyers of America and is vice president of the Appleseed Center for Law and Public Interest. Friedman operates his own firm in Lincoln, Friedman Law Office.

- **Samuel Van Pelt, '61**, Lincoln, has written *Here Comes the Judge*, a book about his father, Judge Robert Van Pelt.

- **Richard E. Shugrue, '62**, has been appointed to the Nebraska State Bar Special Joint Committee for the Unauthorized Practice of Law. In addition, Shugrue writes a weekly column in the *Omaha Daily Record*. He is a professor at Creighton University Law School.

- **Clayton K. Yeutter, '63**, has assumed chairmanship of the OppenheimerFunds, Inc. Yeutter has been a trustee on the Oppenheimer board since 1991. He is counsel to Hogan & Hartson, one of the nation's largest law firms. Yeutter's background includes serving as U.S. Trade Representative from 1985 to 1989 and as U.S. Secretary of Agriculture from 1989 to 1991. Earlier in his career, he served several years as president and CEO of the Chicago Mercantile Exchange at a time when that institution launched some of the world's most innovative financial instruments.

- **Richard A. Leigh, '65**, received the 15th annual Judge J.C. "Jake Stone Distinguished Service" Award from the Orange County, Fla., Bar Association Legal Aid Society for pro bono service during his 32 years of practice.

- **Earl H. Scudder, '66**, has been appointed to the Board of Directors of the Truckload Carriers Association in Washington, D.C., and WareOnEarth Communications, Inc. in Annandale, Va. Scudder is the head of Scudder Law Firm in Lincoln.

Farber Receives Genie Award From Genesis Guild

Donald C. Farber, '50, was presented with the Genesis Guild's 2002 Genie Award on November 4. The Genie Award honors individuals and organizations that spark the creation of new and original theatre. The Genesis Guild is a non-profit company of professional theatre artists dedicated to the creation of new plays and musicals.

Honorary Chair Kurt Vonnegut wrote in the program, "An event like this one tonight, which finally acknowledges that New York City would be a Podunk if it weren't for an infusion of hip and gifted people from the middle of the country, is long overdue.... My own story is quite typical. Fifty years ago I came to New York City from Indiana, and found a lawyer and agent and best friend from Nebraska. Who needs to mess with the natives?"

Farber is of counsel to the New York law firm of Jacob, Medinger & Finnegan. Through his active theatrical practice, he represents actors, directors, producers, authors, theatre companies, productions and individuals in every aspect of theatre, film and other creative arts. He was on the faculty of the New School for Social Research from 1972 to 1994. Farber is the author of seven books dealing with the business and legal aspects of theater, including *Producing Theatre* and *Common Sense Negotiation: The Art of Winning Gracefully*. He is the general editor of the ten volume *Entertainment Industry Contracts* and wrote the *Theatre* volume for the series.

Famous Clients, 'Just People,' to Epstein



Ira Epstein, '56, has tried to retire, but it just won't take. The veteran entertainment lawyer says he doesn't plan to quit working because to him, it's not work, it's fun. In 40 years, he has represented clients including Carroll O'Connor and the producers of such television fare as "Candid Camera" and "Silk Stalkings," as well as a number of animated

programs, such as "Fat Albert," "Archie" and "Masters of the Universe."

While at the College of Law, Epstein knew an attorney who introduced him to noted personal injury attorney Melvin Belli, and Epstein assisted him with a plaintiff's case in Omaha. Belli told Epstein he should contact him if Epstein ever came to Los Angeles. He landed in Los Angeles when his commission with the Air Force Judge Advocate General came through. While stationed in Long Beach, Epstein contacted Belli and helped him research and edit his books. After he completed his JAG tour, Epstein found a job with a small entertainment law firm. The rest is history. He was a solo practitioner for a time and eventually became managing partner of a law firm with 60 partners, until 1994, when he retired and became of counsel. That retirement lasted until July 2002, when he became of counsel to Greenberg Traurig LLP, a firm with more than 840 attorneys and lobbyists and offices in 17 U.S. cities.

Epstein's current clients include several foreign production companies. He is responsible for bringing to the

United States 100 episodes of "Yu-Gi-Oh," a popular animated series in Japan that is similar to Pokemon. He is also working with German and Dutch companies that have three different television series under development.

Carroll O'Connor was a client for 25 years. Epstein said his favorite Carroll O'Connor story comes from when Epstein was summoned to the set of "In the Heat of the Night," which was filming in a small town north of New Orleans. O'Connor told the producers he objected to a particular script that O'Connor thought demonstrated bigotry. Epstein helped resolve the situation, and the script was revised. What he remembers most about the occasion is ending up with food poisoning that almost killed him.

Epstein also recalls spending four hours with Marlon Brando, as Brando listed all of the problems with a house that was being built by one of his female friends, and spending an hour with Mel Brooks, who explained to Epstein how to negotiate an office lease.

Epstein has traveled the world, including two trips each year to Cannes, France, and he is scheduled to go to Japan next spring to negotiate an agreement for "Battle of the Planets," an older animated series. He also serves on the board of directors of Image Entertainment, a DVD business.

For recreation, Epstein serves as president of the North Coast Repertory Company in San Diego, where he now lives.

A life of representing famous names and traveling around the world may sound exotic, but Epstein says there is no glamour involved. "I've met a lot of interesting people, but they're all just people."

-Robin Hadfield

■ **Robert W. Mullin, '68**, was named shareholder and principal at the Omaha law firm of Lieben Whitted Houghton Slowiaczek & Cavanaugh.

■ **Kermit A. Brashear, '69**, spoke at the College of Law at an event sponsored by the Equal Justice Society in conjunction with Common Cause of Nebraska. Brashear, a senator in the Nebraska Legislature, spoke on "Campaign Finance Reform Issues in Nebraska".

1970

■ **Ben Nelson, '70**, and his family were named Honor Family at McCook's Heritage Days. Nelson is a U.S. Senator from Nebraska.

■ **Gary F. Hatfield, '71**, was recognized for his 30 years on the bench, which began in Merrick County Court. Currently he is one of five county judges in the 5th Judicial District.

■ **W. Wesley Lubberstedt, '71**, was recognized for his contributions to the

community of Lexington. He helped establish the local United Way, served as president of the Council for Economic Development for 10 years and is a charter member of the Lexington Community Foundation. Lubberstedt operates his own firm.

■ **Alan L. Plessman, '71**, Lincoln, was elected membership committee chair of the Robert Van Pelt American Inn of Court.

■ **Charles K. Bunger, '72**, has joined Kutak Rock and will be in the firm's

Public Finance Department where he will consult nationally on public-private financing. Bunger recently retired as deputy city attorney after a career of 28 years with the City of Omaha. As assistant city attorney, he worked behind the scenes on projects affecting Omaha — from the Riverfront to the city's farthest reaches. Projects he worked on include: the city's convention center, the Riverfront corporate campuses of ConAgra and Gallup, the downtown Central Park Plaza, the Durham Western Heritage Museum, redevelopment of the old south Omaha Stockyards and the city's master plan. Bunger has argued and won 16 cases before the Nebraska Supreme Court. He also spoke on public-private financing at the American Bar Association convention in Washington, D.C.

■ **Thom K. Cope, '72**, has been named vice president of human resources at Beaudry Motor Company in Tucson, Ariz. Previously, Cope was a partner at Polsky Cope Shiffermiller & Coe. In addition, Cope has received the Erasmus Correll award from the Lincoln Women's Commission. The award is presented to a man who has exhibited outstanding commitment through his individual leadership and community involvement to issues affecting women.

■ **Richard G. Kopf, '72**, Lincoln, was elected administrator of the Robert Van Pelt American Inn of Court. Kopf is a judge on the United States District Court for the District of Nebraska.

■ **Gary E. Lacey, '72**, Lancaster County attorney, was recognized at a dinner hosted by the Child Advocacy Center for his efforts on behalf of children.

■ **David M. Landis, '72**, was inducted into the University of Nebraska-Lincoln's Repertory Theatre Hall of Fame. The Hall of Fame was created in 2001 to honor special members who have given their creative energy and

dedication to the advancement of its work. Landis has appeared in 25 roles for the Repertory Theatre and also serves on the Board of Advisors. In November, Landis was re-elected to his seat in the Nebraska legislature, representing District 46.

■ **The Honorable John P. McArdle, '72**, Crete, represents the states of Minnesota, South Dakota, North Dakota, Iowa and Nebraska on the International Sertoma Board. Sertoma clubs perform community projects and have a special commitment to help those with speech and hearing problems. McArdle is a county court judge for the 7th Judicial District.

■ **James E. Rembolt, '72**, was elected president of the Nebraska State Bar Association. Rembolt is with the Lincoln law firm of Rembolt, Ludtke & Berger.

■ **Chris J. Beutler, '73**, spoke at the College of Law at an event sponsored by the Equal Justice Society in conjunction with Common Cause of Nebraska. Beutler, a senator in the Nebraska Legislature, spoke on "Campaign Finance Reform Issues in Nebraska".

■ **Richard J. Wegener, '73**, has published "Ethical Issues in the Distribution Context: Destruction of Evidence and Secret Recordings" in the ALI-ABA Course of Study, *Product Distribution and Marketing*. Wegener is a resident partner in Oppenheimer, Wolff & Donnelly's Minneapolis, Minn., office and specializes in antitrust and trade regulation counseling and litigation, with a special emphasis on product marketing, distribution, pricing, acquisition and joint ventures, advertising, and sales promotion, licensing, trade secrets and intellectual property.

■ **Michael J. Whetstone, '73**, received the Faculty Appreciation Award from the National Judicial College in recognition of 15 years as a faculty member. The National Judicial

College provides continuing and specialized education to more than 2,000 judges annually at its facilities which are located on the campus of the University of Nevada-Reno. Whetstone is retired from the practice of law, but serves as contract administrator for the city of Woodbury, Minn.

■ **William E. Olson, '74**, was elected chair-elect of the Nebraska Continuing Legal Education Section during the NSBA Annual Meeting. Olson is with the Lincoln law firm of DeMars, Gordon, Olson & Zalewski.

■ **Matthew H. Williams, '74**, chairman and president of Gothenburg State Bank & Trust Co., was named president-elect of the Nebraska Bankers Association. The NBA is a statewide association that represents virtually all of Nebraska's commercial banks and nine of the 17 savings and loan institutions in the state. Williams will serve as president of the NBA in 2003-04.

■ **Steven E. Achelpohl, '75**, was elected to the executive council of the Omaha Bar Association. In addition, he has been re-elected chair of the Nebraska Democratic Party. Achelpohl has his own firm in Omaha.

■ **Michael E. Bragg, '75**, Bloomington, Ill., was appointed to a three year term on the ABA's Standing Committee on Ethics and Professional Responsibility. Bragg is associate general counsel for State Farm Insurance Company.

■ **David R. Buntain, '75**, was elected secretary-treasurer of the Robert Van Pelt American Inn of Court. He is with the Lincoln law firm of Cline, Williams, Wright, Johnson & Oldfather.

■ **Steve Reisdorff, '75**, retired from the Nebraska Army National Guard after a career spanning 30 years. He had served as the state judge advocate for the State Area Readiness Command since 1993. He managed the Army side of the National Guard

Judges Flowers, Cassel, Steinke Receive Awards

On October 17, 2002, three Nebraska judges, all graduates of the College of Law, received awards from Nebraska Supreme Court Chief Justice John V. Hendry, '74, for their distinguished service. **Karen B. Flowers, '76**, judge of the Lancaster County District Court, was recognized as "Distinguished Judge for the Improvement of the Judicial System." **William B. Cassel, '79**, of Ainsworth, district judge of the Eighth Judicial District, and **Robert R. Steinke, '79**, of Columbus, district judge of the Fifth Judicial District, were recognized as "Distinguished Judges for Service to the Community."



Judge Flowers and Chief Justice Hendry

Flowers received her award, which is given to a judge who has distinguished himself or herself through contributions to the improvement of the judicial system, for her leadership and supervision of the first drug court in Lancaster County. According to her fellow judges, she is committed to the program and its benefits not only to the judicial system, but, primarily, to the individuals who participate in the program.

As presiding judge of the Lancaster County District Court in 2001, Flowers became a driving force to make Lancaster County's drug court a reality. According to Flowers, "The drug court has a positive impact at every stage of the criminal justice system. If, as the studies show, drug courts reduce recidivism, there is a savings in resources for the police, prosecutors, judiciary and corrections. For the individual participants, they have the opportunity to get clean and stay clean, avoid prison, get the felony dismissed and lead a law-abiding, productive life."

Cassel and Steinke jointly received their award, which is given to a judge who has distinguished himself or herself through performance of service to the community on a volunteer or professional level, for their involvement in the Nebraska High School Mock Trial Project National Competition through the Nebraska State Bar Foundation in 2001.

The project involved working with over 1,000 high school students from across the United States who came to Omaha for the final round of competition. Almost 400 judge volunteers were needed – volunteers who needed to be briefed on the task of presiding over mock trials involving high-school aged "prosecutors" and "defense lawyers." Cassel and Steinke took on the task of orienting the mock trial judges for all four rounds of the competition.

A district judge since 1992, Cassel has been a regional mock trial coordinator for 11 years. He coached Nebraska's winning team when they competed at nationals in 1998. According to Cassel, "It's one of the few programs the Bar has that brings the legal profession home to the public. The youngsters involved are usually the best and brightest of Nebraska's students. They, and their parents, get exposure to judges and lawyers they wouldn't otherwise have, and they learn first-hand the duties and responsibilities of the legal profession."

Well known for setting up a Web site for his Eighth Judicial District and providing a spreadsheet program via the Internet for use by judges and lawyers in calculating child support payments, Cassel was the first regional mock trial director to set up a Web site for that activity. The Web site allows students, teachers, attorneys and judges to find dates and locations of competitions quickly.

Steinke has been a regional mock trial coordinator for 10 years. He chairs the governmental and public relations committee of the Nebraska District Judges Association and is a member of the Nebraska Minority and Justice Task Force and the Nebraska Supreme Court Committee on Practice and Procedure.

According to Doris Huffman, executive director of the Nebraska State Bar Foundation, "Without the commitment of these two judges, along with the efforts of other members of the judiciary, [the national mock trials] would never have become a reality."



U.S. District Court Judge Lyle Strom (left), chairman of the National Mock Trial Competition in Omaha, congratulates Judges Steinke and Cassel and their wives for winning the "Service to the Community" award.

Judge Advocate General (JAG) department for the state. While on active duty with the Army, he spent 12 months in Vietnam with the artillery division of the 23rd Infantry Brigade. He continues to practice law in Crete.

- **Randy R. Stoll, '75**, has been re-elected York County Attorney. Stoll previously served as Seward County attorney and Deputy York County attorney.
- **Patricia J. Winter, '75**, has joined the legal department at Northern Trust Co. in Chicago. She was also elected to membership in the American College of Employee Benefits Council.
- **Robert F. Bartle, '76**, Lincoln, was the recipient of an award at the YWCA Mentors and Allies Awards Breakfast and Annual Meeting. Awards were given to four individuals for their dedication to empowering women and eliminating racism. Bartle is a partner at Bartle & Geier and is an adjunct professor at the College of Law.
- **Olivia Guerra Keating, '76**, was recently named president of the Omaha Symphony Board.
- **Theresa K. Luther, '76**, Grand Island, was elected a member of the Nebraska Continuing Legal Education Section during the NSBA Annual Meeting. Luther is a district judge for the 9th Nebraska Judicial District.
- **Roberta S. Stick, '76**, was elected the director of advocacy for Nebraska Legal Services. Stick is also immediate past president of the Lincoln-Lancaster Women's Commission.
- **Peter J. Whitted, '79**, has joined the outpatient specialty clinics with Alegent Health Community Memorial Hospital. Dr. Whitted serves as a clinical instructor at UNMC, the credentialing committee chairman for a metro area hospital and the medical director of the Nebraska Lions Eye Bank. He currently serves as treasurer of the Metro Omaha Medical Society and is past president of the Nebraska

Academy of Ophthalmology. Whitted provides surgical services each year for Mission Cataract USA, and also provides volunteer services to Hope Medical Outreach Coalition, Indian Chicano Health Center and Prevent Blindness Nebraska.

- **Robert B. Creager, '77**, was elected innkeepers chair of the Robert Van Pelt American Inn of Court. He practices with the Lincoln firm of Anderson, Creager & Wittstruck.
- **Stephen L. Gerdes, '77**, Omaha, has helped develop about one-third of the ideas in "Friend at Court," the book of guidelines for the United States Tennis Association and the NCAA. He also helped edit the entire manual.
- **Michael D. Gooch, '77**, coached the Iowa School for the Deaf team at the "We the People" competition. The program allows students to gain a deeper understanding of the Constitution, civil rights and the legislative process. Gooch, who is self-employed, works in the areas of criminal law and immigration.
- **H. Daniel Smith, '77**, was elected a member of the Nebraska Continuing Legal Education Section during the NSBA Annual Meeting. He is with the Omaha law firm of Dwyer, Smith, Gardner, Lazer, Pohren, Rogers & Forrest.
- **William R. Wickersham, '77**, Harrison, has been appointed to a new seat on the Tax Equalization and Review Commission (TERC). In assuming this seat, he resigned from the Nebraska Legislature. Wickersham was appointed to the Legislature in 1991 and served on the Education and Retirement Systems committees and as chairman of the Revenue Committee.
- **John L. Jelkin, '78**, was elected a member of the Nebraska Continuing Legal Education Section during the NSBA Annual Meeting.

■ **Kirk Kuwitzky, '78**, has been named director of marketing and sales at Professional Document Management in Fort Collins, Colo.

■ **LeRoy W. Sievers, '78**, has been named partner at the Lincoln law firm of Knudsen, Berkheimer, Richardson & Endacott.

■ **Phillip A. Weaver, '78**, has joined Kleff & Associates in Killeen, Texas, as an associate attorney. His primary emphasis with the firm is the development of a government contract practice. Weaver is a veteran of both the U.S. Army and the U.S. Air Force, and retired as a lieutenant colonel from the U.S. Air Force Reserves.

■ **Steven R. Andrews, '79**, has been appointed senior vice president and general counsel for ShopKo Stores, Inc. He assumes responsibility for all legal matters affecting ShopKo and Pamida. Andrews also advises the board of directors on matters of corporate governance.

■ **Fred T. Witt, Jr., '79**, Scottsdale, Ariz., is the co-author of "Basis Reduction for Excluded COD Income: A Critique of the Proposed Sections 108 and 1017 Regulations," in the PLI Course Handbook, *Tax Planning for Domestic and Foreign Partnerships, LLCs, Joint Ventures & Other Strategic Alliances*. Witt is the national real estate tax practice leader of Deloitte & Touche and is responsible for overseeing all of the firm's activities relating to tax consulting services to the real estate industry.

1980

■ **Marie Ashe, '80**, a professor at Suffolk University Law School in Boston, Mass., delivered a paper at a conference on Nietzsche and Legal Theory at the Benjamin N. Cardozo School of Law at Yeshiva University in New York. The paper, "Limits of Tolerance: Law and Religion after The

Andrews Serves in Ukraine As Peace Corps Volunteer

After spending two years in the Ukraine, the practice of law continues to intrigue **Avis Andrews, '78**. However, her outlook has been altered, and law is no longer the "be-all and end-all" of her life.

Andrews had practiced law for 20 years when she wanted to experience something different. She decided the Peace Corps provided a great opportunity for a temporary change and a chance to travel. Between 1999 and 2001, Andrews was part of a group of business facilitators who helped women in the Ukraine start their own businesses. Andrews served in Donetsk, a city of 1.2 million people in the far eastern part of the country. The weather is similar to Nebraska, although colder and with more snow.

Women in the Ukraine are interested in the methods used by American and international companies. The Ukraine, which is a former Soviet republic, became independent in 1991, and it is in transition from a communist system to a market democracy. Many business activities there continue to be operated as part of the black market and "under the table." Women prefer not to do business in that way. Their goal is to have thriving businesses while operating more openly. Andrews assisted with five 9-week training courses, and approximately 45 percent of the women trainees actually started their own businesses, and 90 percent later obtained employment, either by working for one of the women who started her own business or by using marketable skills learned during the training.

Other activities Andrews took part in during her Peace Corps stint included teaching business English, conducting seminars about women's issues and domestic violence, translating reports and brochures from Russian into English, organizing fun runs for children, making presentations about the dangers of drugs at schools and clubs, and assisting students with mock trials.

Andrews said her experience was great, and she would like to serve again, probably in a different country. She continues to communicate with the people she met through the Peace Corps, using e-mail to keep in touch with the women who took part in her seminars. Andrews' Peace Corps group also became close and had a reunion in August in Cape Cod. They are planning another reunion in 2003. The group included women and men ages 22 to 72, including some who recently completed college and some who are retired. Andrews said she would recommend the Peace Corps to others. The most difficult part of the experience was the separation from family and friends, while the best part was the opportunity to travel and to meet people from other cultures.

After returning from the Ukraine, Andrews took off about six months, and then returned to her law practice in Fremont. However, she said she thinks about her Peace Corps experience every day.

Nebraska Alumni Association. Dr. Raines, who has both a law and a medical degree, serves on the Lincoln Airport Authority Board.

■ **Elisabeth T. Bridge, '81**, has been elected shareholder in the Milwaukee, Wis., office of Whyte Hirschboeck Dudek. She concentrates on copyright, unfair competition, advertising and licensing law and related litigation, as well as trademark and patent work.

■ **Trev E. Peterson, '81**, has been appointed by Gov. Mike Johanns to serve as a commissioner representing the general public for the Nebraska Information Technology Commission. The commission determines the broad strategy for developing and sustaining information technology in Nebraska, and expanding citizen access to educational and training opportunities. Peterson is a partner with the Lincoln firm of Knudsen, Berkheimer, Richardson & Endacott.

■ **Lynne T. Timmerman Fees, '81**, has joined the Omaha firm of Marks Clare & Richards. Her practice primarily involves estate planning, adoption and probate.

■ **Susan M. Ugai, '81**, Lincoln, was the keynote speaker at the annual Freedom Breakfast honoring the Rev. Martin Luther King, Jr. Ugai is an attorney at Ugai & Lindgren.

■ **Steven A. Russell, '82**, was named an at-large member of the Robert Van Pelt American Inn of Court. Russell is with the U.S. Attorney's office in Lincoln.

■ **Linda L. Willard, '82**, was named an at-large member of the Robert Van Pelt American Inn of Court.

■ **Michael C. Cox '83**, along with Elizabeth M. Callaghan, '01, published "To Be or Not To Be, Malice is the Question: An Analysis of Nebraska's Fair Report Privilege from a Press Perspective," 36 *Creighton Law Review* 21. Cox is a shareholder with the Omaha law firm, Koley Jessen.

Anti-Christ," will appear in a forthcoming issue of the *Cardozo Law Review*.

■ **Mike G. Hybl, '80**, became president of the Nebraska Trucking Association on August 21, 2002. His

chief responsibility is acting as the industry's chief lobbyist.

■ **Edward P. Raines, '80**, a Lincoln heart surgeon, was featured in *Good NUz*, a publication of the University of

■ **Robert Moodie '83**, has been elected president-elect of the Nebraska Association of Trial Attorneys. He also serves on the executive committee for the Workers' Compensation section of the Nebraska State Bar Association. Moodie is with the Friedman Law Office in Lincoln.

■ **David A. Barron, '84**, has been named first vice president and counsel

of law operations at Mutual of Omaha in Omaha. Previously he was chief operating officer and general counsel at Ci Direct in Lincoln.

■ **Jill G. Gradwohl-Schroeder, '84**, was elected president-elect and program committee chair of the Robert Van Pelt American Inn of Court. She is with Baylor, Evnen, Curtiss, Grit & Witt in Lincoln.

■ **John H. Schumacher, '84**, has written *Mumbo Jumbo*, published by Barrelhead Books. Schumacher's book consists of three parts: "The Legal ABCs" with humorous definitions of legal terms, "The Legal Lexicon"; and a pocket edition of the game "Legalopoly." Schumacher specializes in labor and employment law with the

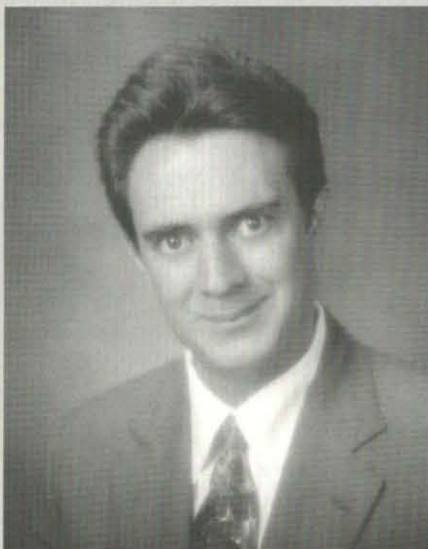
Acklie Foundation Jump Starts Moot Court Fund In Memory of Beloved 1984 Law College Grad

A new Law College fund at the University of Nebraska Foundation has been established in honor of the late **Ralph "Bud" Cuca, '84**. Cuca lost a long battle with cancer on April 17, 2002. The Bud Cuca Law College Memorial Fund is now a permanent endowment at the Foundation. Proceeds will be used to benefit the College of Law's well-known Allen Moot Court Program. Cuca won this annual competition as a law student in 1984.

In May 2002, the Acklie Charitable Foundation of Lincoln made an unrestricted gift of \$5,000 to the College in Cuca's memory. The gift was made on behalf of Duane, '55, and Phyl Acklie, Tonn and Holly Ostergard, Jeff, '82, and Laura Shumacher and the employees and associates of Crete Carrier Corporation. Crete is a Lincoln-based trucking company headed by Acklie. Since 1996, Cuca had been president of the Nebraska Trucking Association.

"Bud Cuca's life was a gift to our state," said Acklie. "He was a leader in high school, college, government and business. He loved his family, the University of Nebraska and all of his many, many friends. We know his Law College education, combined with his drive and love for others, allowed him to accomplish much in his short lifetime. His shoes were too big to ever fill, so he took them with him, but he left us with his love and his accomplishments."

Acklie's gift inspired a small group of fellow law grads and friends to match the amount and establish an



endowed fund at \$10,000. They are: Walter H. Radcliffe, '72, Jack, Natalie and Harrison Peetz, The Harding, Shultz & Downs law firm, David R. Parker, '70, William D. and Governor Kay A. Orr, Kurt T. and Marcia A. Yost, Richard A., '62, and Linda L. Peterson, Attorney General Jon C. Bruning, '94, the Scudder Law Firm and John H. Bergmeyer, '93.

Bergmeyer, who was Cuca's brother-in-law, called the effort "a wonderful tribute to Bud, who touched the lives of so many people." He added, "Our family is greatly appreciative of the generous donations made to this fund by the

Acklie family and other dear friends and colleagues in memory of Bud. Although Bud often referred to himself as a 'recovering lawyer,' his time at, and affiliation with, the Law College meant a great deal to him and was certainly a source of pride. It is our hope that this fund will help other aspiring legal scholars to grow as individuals and contribute to the betterment of the legal profession and our Nebraska communities, as Bud did after he graduated from the College of Law."

To donate any dollar amount to the Bud Cuca Law College Memorial Fund at the University of Nebraska Foundation, make your check payable to: The University of Nebraska Foundation Fund, #7828. Mail to: The University of Nebraska Foundation, P.O. Box 82555 Lincoln, NE 68501. All gifts to the Cuca Fund will be recognized in the Law College's Fall '03 Annual Report.

-Tony Dworak

Office of the Chief Counsel of the Bureau of Alcohol, Tobacco & Firearms in the Department of the Treasury in Washington, D.C.

■ **Jose J. Soto, '84**, Lincoln, received the Cultural Awareness Award from KZUM radio. Soto is vice president of affirmative action, equity and diversity at Southeast Community College.

■ **Eric H. Lindquist, '85**, was recognized for outstanding achievement during the Plattsmouth Alumni Association Dinner and was named to the Plattsmouth High School Hall of Fame. As a football player at Nebraska, he was a three-year starter at cornerback and an Academic All-American. Lindquist is a partner with the Omaha firm of Abrahams, Kaslow & Cassman.

■ **Thomas G. Peebles, '85**, has been named member at Kennedy & Coe. Peebles joined the Salina, Kan., firm in 1985 and was admitted as a principal in 1996. He is in charge of the firm's compensation planning and consulting department. Areas of interest include partnerships, pension and profit sharing plans, cafeteria and fringe benefits plans and tax exempt organizations.

■ **Robert W. Shively, '85**, along with Scott E. Tollefsen, '99, announced the opening of Shively Law Offices, specializing in litigation and mediation.

■ **Joyce M. Palomar, '86**, spent the spring 2002 semester as a Fulbright Scholar at the East China University of Law and Political Science in Shanghai, China. Palomar is the Judge Haskell A. Holloman Professor of Law at the University of Oklahoma and is an expert in the law of land titles and title insurance. In addition, she is the author of two legal treatises, *Title Insurance Law*, and *Patton & Palomar on Titles*. She is co-author of *Chinese Real Estate Law: Implications of the*

American Experience, which will be published by Beijing University in both English and Chinese.

■ **Dallas D. Jones, '87**, was elected as a vice president of the board of the Lincoln Bar Association. Jones is a lawyer with Baylor, Evnen, Curtiss, Gruit & Witt.

■ **Mark R. Killenbeck, '87**, Wylie H. Davis professor of law at the University of Arkansas, Fayetteville, Leflar Law Center, is the author of "Affirmative Action: Myths and Realities." It is the second chapter in the second edition of *The Art and Politics of College Teaching: A Practical Guide for the Beginning Professor*, published by Peter Lang Publishing.

■ **John C. Vanderslice, '87**, was elected counselor of the Robert Van Pelt American Inn of Court. He is with the Office of the Federal Public Defender in Lincoln.

■ **Patricia A. Small, '88**, is the author of "Appeals," a chapter in *Illinois Eminent Domain Practice*, and is the co-author of "Motor Vehicle Actions: Automobiles and Heavy Trucks," a chapter in part 3 — "Personal Injury" of *Illinois Causes of Action — Elements, Forms & Winning Practice Tips: Tort Actions*. Both handbooks are published by the Illinois Institute for Continuing Legal Education. Small is an associate with the firm of Barrett, Twomey, Broom, Hughes & Wesley in Carbondale, Ill., where she concentrates her practice in civil and appellate litigation and eminent domain matters. She has also served as a special assistant attorney general for land acquisition and real estate matters since 1996.

■ **Stephen J. Henning, '89**, recently published "Mold Contamination: Liability and Coverage Issues: Essential Information You Need to Know for Successfully Handling and Resolving Any Claim Involving Toxic Mold," 8 *Hastings West-Northwest Journal of Environmental Law, Policy*

& *Thought* 73. Steve is a founding partner in the California firm of Wood, Smith, Henning & Berman, a firm of 50 lawyers. He was the keynote speaker in a seminar titled "Defending the Toxic Mold Claim," which was presented in 21 cities last year in the U.S. and the United Kingdom. He co-chaired Mealey's Mold Litigation Conference in La Jolla, Calif., in February 2003.

■ **Andrew B. Nichols, '89**, and Naaz Qureshi were married on September 7, 2002, in Dallas, Texas. Nichols practices federal law in Dallas and Minneapolis, Minn.

■ **Carl J. Sjulín, '89**, has been elected president and chairman of the board of West Gate Bank in Lincoln. Previously, Sjulín was a partner in the Lincoln firm of Rembolt Ludtke & Berger.

■ **Daniel S. Wilson, '89**, was appointed by Colorado Governor Bill Owens court judge for El Paso and Teller counties. Since 1994, Wilson has been with the 4th Judicial District Attorney's Office where he prosecuted several high profile cases.

1990

■ **David A. Miller, '90**, Dallas, Texas, is co-author of "Section 752(c): A Riddle Wrapped in a Mystery Inside an Enigma" in the PLI Course Handbook, *Tax Planning for Domestic & Foreign Partnerships, LLCs, Joint Ventures & Other Strategic Alliances*. Miller is a partner in Ernst & Young's National Tax Department. He consults with the firm's clients and offices on tax planning associated with all aspects of the formation, operation, acquisition, combination and liquidation of public and private partnerships and corporations, and on real estate transactions.

■ **Mark A. Steele, '90**, and Connie Stallard were married on September 21, 2002, at the Church of the Master

in Omaha. Steele is an attorney with Pistillo & Pistillo in Omaha.

■ **Cletus W. Blakeman, '91**, was admitted as an associate member of the American Board of Trial Advo-

cates. The organization seeks to preserve our jury system and elevate the standards of integrity, honor and courtesy in the legal profession. Blakeman is an attorney with Domina Law in Omaha.

■ **William N. Lundy, '91**, was elected justice of the peace for Verde Valley, Ariz. Lundy has been an attorney in private practice for the past 12 years.

Entrepreneurial Campbell Starts New York Firm



-Photo by J. K. Hovhannes

Entrepreneur in the arts, real estate and the law: that description aptly fits **Emily Campbell, '91**, who has recently established her own law firm after working for several prestigious international law firms for 10 years. The Campbell Firm, PLLC, seeks to empower clients through the practice of law.

Campbell was the youngest member of the class when she started at the College of Law in 1987. As a student in the joint law-psychology program, she received her J.D. in 1991, and completed her Ph.D. in 1996. Her doctoral dissertation was on the use of survey evidence in trademark cases. Campbell said she believes the education she received at the Law College was excellent, and it is one of the best law schools in the country. She was able to compete with graduates of Harvard and Yale when she entered the job market.

The native of Atlanta, Ga., then moved to New York City, where she worked as a litigator for six years with several firms, including Sullivan & Cromwell and Skadden, Arps, Slate, Meagher & Flom. She later switched to corporate law and worked for Winthrop, Stimson, Putnam & Roberts, which is now known as Pillsbury Winthrop.

In early 2002, Campbell left Pillsbury Winthrop to set up her own firm, with offices in New York. The decision to establish the firm was an expression of Campbell's desire to take control of her own destiny. At present, the staff consists of Campbell and an administrative assistant. Campbell said she hopes

to add attorneys in the future, but it is important that they share her philosophy. Her goal is to build long-term relationships with clients. The firm is a natural evolution for Campbell, and it provides her the opportunity to handle all types of client services.

The law has not been Campbell's only outlet for her entrepreneurial spirit. Using the pen name of Brandon Long, she wrote a play based on the Dr. Jekyll and Mr. Hyde story. She then produced the play off-off Broadway. Campbell said she has always been a "theater person," and the availability of cultural opportunities was one reason she moved to New York City.

Campbell's real estate investments also demonstrate her entrepreneurial spirit and provide her with an opportunity to express her creativity. She buys historical buildings and works at renovating them. She now lives in one part and rents out the remainder of a three-family brownstone in Brooklyn, which she has restored.

In her free time, Campbell said she enjoys visiting museums and other cultural events in New York. She travels to Europe once or twice a year and has begun searching for her family's roots in Eastern Europe.

Campbell had just returned from a trip to Russia and was scheduled to be back in her office, which was near Ground Zero in New York City, on Sept. 11, 2001. She was still at home when the terrorist attacks occurred. The law firm was closed for a week. Campbell said the events did not directly affect her decision to start her own firm, but she made a commitment to locate her law offices in downtown Manhattan. She said she still feels an incredible sense of loss when she sees the empty skyline where the Twin Towers once stood.

The attacks have made New York incredibly vigilant, she said. The country was unprepared because Americans are naïve about how much other people hate us, Campbell said. She appreciates that New Yorkers have bounced back psychologically.

Describing herself as "not easily bored," Campbell said she likes being responsible for her firm and its clients. She enjoys cultivating clients and said she wants to continue working with large companies, although she also enjoys working with smaller firms, including those in biotechnology.

-Robin Hadfield

■ **Randall J. Moody, '91**, has been named manager of federal policy and politics for the National Education Association. Moody was a federal lobbyist for the NEA for three years, and worked for the Nebraska NEA affiliate for 10 years before moving to Washington, D.C.

■ **T. Hank Robinson, '91**, successfully defended his dissertation entitled, "Towards Bridging the Gap Between Micro and Macro Levels of Analysis in Criminology." The dissertation explained a conceptual model tying biological, cognitive and socially constructed sources of variation for social behavior into a single framework. The model was applied to Gary LaFree's Institutional Legitimacy Theory to assess its heuristic value as a conceptual device for criminology theory. Robinson subsequently received his Ph.D. in Criminal Justice from the University of Nebraska at Omaha in August, 2002. Robinson has been the Coordinator of the Juvenile

Justice Initiative since July 1, 2002.

■ **Michael K. Bydalek, '92**, was elected partner at Kutak Rock in Omaha.

■ **Mark A. Fahleson, '92**, was elected to the board of the Lincoln Bar Association. Fahleson is partner at Rembolt, Ludtke & Berger in Lincoln.

■ **Amy G. Jacobsen, '92**, was elected secretary to the board of the Lincoln Bar Association. Jacobsen works in the area of professional services with the Lancaster County Attorney's Office.

■ **DaNay A. Kalkowski, '92**, was selected by the *Lincoln Journal Star* for its "20 Under 40" program. The program recognizes "men and women of Lincoln who have not yet reached age 40, but already have made a mark in their work and contributed significantly in service to the community." She is a partner in the Lincoln law firm of Seacrest & Kalkowski, where she specializes in real estate law. Kalkowski serves on the board of directors for the Nebraska Human

Resources Foundation, which supports UNL's Teachers College and the Nebraska chapter of the March of Dimes.

■ **Kevin J. Oursland, '92**, and Mary Williamson were married August 3, 2002, in the chapel at Caesar's Palace in Las Vegas, Nev. Oursland is an attorney with the Nebraska Department of Motor Vehicles.

■ **Andrew S. Pollock, '92**, was elected treasurer of the Lincoln Bar Association. Pollock has his own firm in Lincoln, Andy Pollock Law.

■ **Mark L. Andrews, '93**, completed all the requirements for the certified trust and financial adviser designation from the Institute of Certified Bankers. Andrews is a trust officer with National City Bank of Indiana in Mishawaka, and he is responsible for the administration of trust relationships for the Private Client Group.

■ **Jacqueline J. Dendinger, '93**, and Monte J. Boesen were married on June 8, 2002, at St. Mary's Catholic Church in Lincoln. Dendinger is general counsel for the Nebraska Workers' Compensation Court.

■ **Mary C. Gaines, '93**, was elected to the board of the Lincoln Bar Association. Gaines is an attorney with Ballew, Schneider & Covalt in Lincoln.

■ **Darin Mackender, '93**, has become a shareholder and director of Otten Johnson Robinson Neff & Ragonetti in Denver, Colo.

■ **Jon C. Bruning, '94**, was elected attorney general of Nebraska. Bruning previously worked as general counsel for Vital Learning Corp. in Omaha. He also had a private practice, Bruning Law Office, in Omaha and served in the Nebraska legislature.

■ **Christopher R. Heinrich, '94**, joined the Lincoln firm of Harding, Shultz & Downs. He continues to practice in the areas of business, estate

Nebraska State Bar Foundation Fellows

The following alumni of the College of Law have been named Fellows by the Nebraska State Bar Foundation for 2002. Fellows are selected based upon their dedication to improving the administration of justice in Nebraska, their leadership in the legal profession, their civic service, their integrity and their support for the Foundation.

- Claude E. Berreckman, Sr., '61, Cozad
- Sam R. Brower, '76, Omaha
- Mark A. Christensen, '84, Lincoln
- The Honorable Karen B. Flowers, '76, Lincoln
- Randall C. Hanson, '76, Papillion
- Peter W. Katt, '85, Lincoln
- The Honorable Jean A. Lovell, '76, Lincoln
- Jodi L. Nelson, '87, Lincoln
- James L. Quinlan, '76, Omaha
- The Honorable Kurt T. Rager, '77, South Sioux City
- The Honorable Gerald E. Rouse, '71, Seward
- Jill Gradwohl-Schroeder '84, Lincoln
- The Honorable Robert R. Steinke, '79, Columbus
- Susan C. Williams, '86, North Platte

planning, real estate and litigation.

■ **Shaylene M. Kolbo, '94**, and Michael Smith were married on September 7, 2002, in Crete. Kolbo is a partner at the Crete law firm of Steinacher, Vosoba, Hanson & Kolbo.

■ **Amie C. Martinez, '94**, was elected president of the Robert Van Pelt American Inn of Court and is also the Lincoln Bar Association president. She is with the law firm of Anderson, Creager & Wittstruck.

■ **Stacey L. McLey, '94**, has become a member of the Kansas City, Mo., firm of Schlee, Huber, McMullen & Krause. McLey practices primarily in commercial litigation and product liability law.

■ **Donald R. Owen, '94**, and Erin C. Fogarty were married on July 6, 2002, at St. John's Catholic Church at Creighton University in Omaha. Owen is employed in the Government-Relations Department of the National Association of Broadcasters in Washington, D.C.

■ **Douglas W. Ruge II, '94**, and Laurie J. Stockfleth married on July 13, 2002, at Redeemer Lutheran Church in Hooper. Ruge is an attorney in Omaha, practicing primarily in real estate.

■ **Rochelle A. Slominski-Mullen, '94**, has been appointed president of GWR Investments Inc. in Omaha. Previously, she held the title of senior vice president and general counsel. Before joining GWR, Slominski-Mullen was a partner at Cline, Williams, Wright, Johnson & Oldfather in Lincoln.

■ **Jane J. Bartley, '95**, has become a member of the Pharmaceutical and Medical Device Litigation Division for the Kansas City office of Shook, Hardy & Bacon.

■ **Mary P. Galligan, '95**, has become a partner in Brashear & Ginn in Omaha.

■ **Travis A. Ginest, '95**, and Keia L. Helmick were married on April 26, 2002 at the Lincoln Station Great Hall in Lincoln. Ginest is with the Lincoln law firm, Erickson & Sederstrom.

■ **Heidi H. Hornung-Scherr, '95**, has been appointed to Scudder Law Firm's Board of Directors and was named a principal. She joined the firm in 1995 as an associate attorney.

■ **Ruth A. Laukka, '95**, and Lee H. Sorensen were married on September 14, 2002, at Christ United Methodist Church in Lincoln. Laukka is a self-employed attorney affiliated with Polsky, Shiffermiller & Coe.

■ **Matthew W. McNair, '95**, Lincoln, has been named the chief deputy for Attorney General Jon Bruning. McNair had been an attorney with Cline, Williams, Wright Johnson & Oldfather since 2001. Before entering private practice, McNair spent five years with the U.S. Navy Judge Advocate Corps and as a special assistant U.S. attorney in San Diego, Calif.

■ **Kimberly J. Spatz-Quandt, '95**, has been appointed by Secretary of State John Gale to the Nebraska Accountability and Disclosure Commission. Her term on the commission will end June 30, 2005, at which time she will have the opportunity for a full-term six-year appointment. The commission administers and enforces the state's campaign finance disclosure laws, lobbying laws and conflict of interest laws. Spatz-Quandt is a partner in the Sidney law firm of Sonntag, Goodwin & Quandt.

■ **Kelly L. Sudbeck, '95**, and Kimberly Johnson were married on September 28, 2002, at Christ the King Catholic Church in Cozad. Sudbeck is a shareholder at the Cozad firm of Hart, Dawson & Sudbeck.

■ **Robert S. Brigham, '96**, Wahoo, was elected to the JEO Consulting

Group's Board of Directors. Brigham is business manager and corporate legal counsel for JEO and has been employed there for six years.

■ **Barbara A. Ferguson, '96**, was elected to the executive council of the Omaha Bar Association. Ferguson is an attorney with Ferguson, Chesterman & Acierno.

■ **Jeffrey K. Keller, '96**, has joined Inspro Insurance Agency in its Lincoln office. His areas of specialization include investment management, retirement planning, employee benefits, estate planning, business succession planning and life insurance.

■ **Jeff Meyer, '96**, and Erin Ryan were married on August 31, 2002, at St. Patrick's Catholic Church in North Platte. Meyer serves as Lincoln County attorney.

■ **Darrel L. Moss, '96**, has been named a member at the Missoula, Mont., firm of Sullivan, Tabaracci & Rhoades. His practice emphasizes litigation in the areas of real estate law, construction law, commercial law and general civil and business matters.

■ **Darren K. Nelson, '97**, has been named shareholder at the Salt Lake City, Utah, firm of Parr Waddoups Brown Gee & Loveless. He joined the firm as an associate in August 2000 and practices general litigation with emphasis on commercial and personal injury litigation.

■ **Lena R. Rathje, '97**, and **Tom D. Hockabout, '97**, married on September 8, 2002, at Faith Lutheran Church in Rising City. Rathje is an attorney with Johnson, Morland & Easland in Norfolk, while Hockabout is an attorney with Moyer, Moyer, Egley, Fullner & Warnemunde in Madison.

■ **Thomas L. Selken, '97**, and Charlene Bowers were married on August 10, 2002, at St. Joseph Catholic Church in Fort Collins, Colo. Selken has his own firm in Fort Collins and is

an instructor at Front Range Community College.

■ **Carl P. Bowman, '98**, was elected treasurer-elect of the Omaha Bar Association. Bowman is an attorney with Stinson Morrison & Hecker.

■ **Tracy A. Follmer, '98**, has been named partner at the Lincoln firm of Keating, O'Gara, Davis & Nedved. Follmer has been with the firm since 1998, and is a member of the NSBA Worker's Compensation and Family Law sections. She is also an adjunct professor at the College of Law, helping to teach Family Law Practice.

■ **Shawna L. Larsen, '98**, was married to Richard Culver on October 12, 2002 at St. Paul's Lutheran Church in Arlington.

■ **Steven J. Schmidt, '98**, was elected to the board of the Lincoln Bar Association. Schmidt is the Lancaster deputy county attorney.

■ **Jacqueline M. Tessendorf, '98**, was appointed city attorney for Beatrice.

■ **Matthew M. Catlett, '99**, has joined the intellectual property firm, McKee, Voorhees & Sease, in Des Moines, Iowa as an associate. Catlett's practice is devoted to biotechnology patent preparation and prosecution.

■ **Daniel J. Fischer, '99**, and Angela Y. Goodman were married on August 17, 2002, at Custer State Park's Sylvan Lake in South Dakota. Fischer is with Gross & Welch in Omaha.

■ **Jeri L. Grachek, '99**, assumed the position of deputy Dodge County attorney at the end of May. Her main focus will be juvenile issues. Previously, Grachek was a trust officer in Texas.

■ **Gretchen Hall, '99**, has been selected by Peter Kiewit Foundation in Omaha as a recipient of the 2002 Nebraska Teacher Achievement

Award. Winners are chosen for their significant achievements in curriculum development, student motivation, and commitment to the teaching profession. Gretchen's teaches her winning program, "Law and Literature," at Lincoln East High School.

■ **Michael T. Johnson, '99**, has been hired by Smith Hayes Financial Services and will serve in Lincoln as vice president and director of compliance. Before joining the company, Johnson was an attorney with the Omaha law firm of Gaines Pansing & Hogan.

■ **Shayla Reed, '99**, has joined the Omaha law office of Ronald J. Palagi.

■ **Korey L. Reiman, '99**, was named an at-large member of the Robert Van Pelt American Inn of Court. He is with Berry, Kelley, Charest & Reiman in Lincoln.

■ **Scott J. Tingelhoff, '99**, was elected county attorney for Saunders county.

■ **Scott E. Tollefsen, '99**, along with Robert W. Shively, '85, announced the opening of Shively Law Offices, specializing in litigation and mediation.

■ **Joseph A. Wilkins, '99**, has joined the Lincoln law firm of Knudsen, Berkheimer, Richardson & Endacott as an associate.

2000

■ **Angela Dunne Tiritilli, '00**, Omaha, has co-authored "Advocacy for Nebraska Children with Gay and Lesbian Parents: A Call for the Best Interest of the Child to be Paramount in the Case of Non-Biological, Non-Adoptive Parents," 36 *Creighton Law Review* 3. She practices family law and estate planning at the Law Office of Susan Ann Koenig.

■ **Nathan A. Schneider, '00**, is an attorney at the Stan Goodwin Law Office in McCook. His practice includes

family, business and criminal law.

■ **Elizabeth M. Callaghan, '01**, along with Michael C. Cox '83, published "To Be or Not To Be, Malice is the Question: An Analysis of Nebraska's Fair Report Privilege from a Press Perspective," 36 *Creighton Law Review* 21. Callaghan is an associate with the Omaha law firm, Koley Jessen.

■ **Aletha M. Claussen Schulz, '01**, has joined Northwestern University's law faculty as a visiting professor for the 2002-2003 academic year. Her primary research interest is in applied social psychology, particularly how social psychological research can contribute to the understanding of legal problems and lead to innovative solutions in the justice system. She has focused her work in two areas: jury decision making in death penalty cases and responsibility attributions in civil and criminal litigation. Claussen Schulz teaches a class on negotiations.

■ **Elizabeth Jensen, '01**, and **Todd Kinney, '00**, were married on June 1, 2002, at the First Presbyterian Church in Omaha. Both Jensen and Kinney are attorneys with Kutak Rock.

■ **Rubina S. Khaleel, '01**, has been hired as an associate attorney for the Norfolk law firm of Copple, Rockey & McGough.

■ **James R. Lee, '01**, is an attorney with Credit Management Services in Grand Island. He provides legal services relating to the company's collection activities. In addition, Lee is a member of the Grand Island Area Chamber of Commerce Ambassadors.

■ **Jonas I. Longoria, '01**, is employed with Knudsen, Berkheimer, Richardson & Endacott in Lincoln. Longoria focuses his practice on civil litigation, employment and immigration.

■ **Amber N. Neubert, '01**, has joined the Lincoln-based Scudder Law Firm as an associate attorney.

- **Adam J. Prochaska, '01**, and Misty Melsen were married at the Bridal Cave, Lake of the Ozarks, Mo. on August 13, 2002. Prochaska is with the Kansas City, Mo. law firm, Armstrong Teasdale.
- **Karey A. Vering, '01**, and Paul J. Skiermont were married on August 24, 2002, at Christ the King Catholic Church in Omaha. Vering is an attorney with the Jones Day law firm in Chicago, Ill.
- **Nicholas T. Dafney '02** has become an associate with the law firm of Abrahams, Kaslow & Cassman in Omaha and is a member of the firm's business and litigation departments.
- **Valencia N. Davis, '02**, is a staff attorney for Florida Supreme Court Chief Justice Harry Lee Anstead.
- **Carmen S. Evans, '02**, has joined the health care law practice group within the Corporate Department of Kutak Rock in Omaha.
- **David V. Hartmann, '02**, is employed at Mousel & Garner in McCook and is currently pursuing a master's degree at UNL. While attending law school, he wrote the brief for a case pending before the Nebraska Court of Appeals, and later won the case in an argument before the court.
- **Aaron Johnson, '02**, and Kim Estee were married on September 20, 2002, at St. John's Catholic Church in Omaha. Johnson joined the Corporate Department of the Blackwell Sanders Peper Martin firm in Omaha.
- **Jeffrey B. Kadavy, '02**, and Andrea Musel were married at Dundee Presbyterian Church on June 22, 2002.
- **Michele Lewon, '02**, has joined the Sioux City, Iowa, law firm of Corbett, Anderson, Corbett, Poulson, Vellinga & Buckmeier as an associate attorney.
- **Paula Lyon, '02**, and Randy Quist were married on September 1, 2002, at St. Paul United Methodist Church in Lincoln. Lyon has joined the Jones Day firm of in Chicago, Ill.
- **Jeffrey E. Mark, '02**, has joined the Lincoln firm of Cline, Williams, Wright, Johnson & Oldfather. He practices in the areas of health care, hospital law and banks and banking.
- **Richard H. McWilliams, '02**, and Sara E. Waltke were married on September 7, 2002, at St. Bellarmine Catholic Church in Omaha. McWilliams is a lieutenant junior grade in the U.S. Navy's Judge Advocate General Corps.
- **Jacob B. Mueller, '02**, of Ogallala and Laci M. Eiler of McCook were married on May 18, 2002, at St. Luke's Catholic Church in Ogallala. Mueller is an attorney at Thalken Title Co. in Ogallala.
- **Tammi S. Niven, '02**, has been assigned to the Finance Department with Kutak Rock in Omaha. She represents large institutional lenders in complex financial transactions.
- **Travis P. O'Gorman, '02**, has joined the Lincoln firm of Cline, Williams, Wright, Johnson & Oldfather. He practices in the area of litigation.
- **Ashlee Owens Waring, '02**, is employed by the Lincoln firm, Atwood & Associates.
- **Michelle A. Paxton, '02**, has become an associate attorney with Woods & Aitken in Lincoln. Her areas of concentration are commercial litigation, construction law, personal injury litigation and alternative dispute resolution.
- **Chet A. Poehling, '02**, and Doreen Anthofer were married on August 9, 2002, in Maui, Hawaii. Poehling is an associate attorney with the Heinisch Law Office in Geneva.
- **Steven Q. Preston, '02**, Omaha, joined Baird Holm law firm's financial transactions section.
- **Andrew K. Smith, '02**, has become an associate with the Lincoln firm of Baylor, Evnen, Curtiss, Gritmit & Witt. He will practice in the firm's commercial and business litigation area.
- **Joel C. Toney, '02**, has joined the Corporate Department of the Blackwell Sanders Peper Martin firm in Omaha.
- **Cathy S. Trent, '02**, has become associated with Wolfe, Snowden, Hurd, Luers & Ahl in Lincoln. Her practice is concentrated in civil litigation.
- **Gretchen L. Twohig, '02**, Omaha, has joined Baird Holm law firm's litigation section.
- **Tracy Uecker, '02**, and Curtis Jamison were married on September 21, 2002, at St. Paul's Evangelical Lutheran Church in Norfolk. Uecker is a judicial clerk for the Nebraska Court of Appeals.
- **Russell A. Westerhold, '02**, is an associate with the Omaha law firm of Fraser, Stryker, Meusey, Olson, Boyer & Bloch where he practices in the area of litigation and insurance defense.

In Memoriam

The College of Law extends its deepest condolences to the families and friends of the following alumni:

1930

■ **Erwin H. Hansen, '32**, died September 13, 2002, at Manning Plaza Nursing Home at the age of 95. Hansen practiced law in Manning, Iowa. He served in the Army from 1943 to 1945, and was an investigator for the Intelligence Branch of the Military Police. In 1945, he was one of many security officers working for the Army-Navy Coordination Group in charge of the United Nations Conference on International Organization meeting held in San Francisco, Calif. Hansen served as Manning city attorney for over 40 years. He was instrumental in gaining a natural gas franchise for Manning, Manilla and Woodbine. He also helped establish the Aspinwall water system and the Templeton sanitary system. Hansen laid the legal groundwork to gain access to the Bureau of Reclamation power from the Missouri River Basin for the town of Manning. He was also very instrumental in the success of the Manning Hospital and Manning Nursing Plaza Nursing Home. In his later years he continued to practice law, serving as counsel with the law firm Bunz & Gaffney.

■ **Paul W. White, '32**, died August 23, 2002, in Cary, N.C., at the age of 91. He became district court judge in 1953. White was the last elected chief justice of the Nebraska Supreme Court, a position he held from 1962 to 1978, while it handed down about 600 opinions. White was instrumental in the reorganization of the state's probation system. He also served as assistant Lancaster County attorney, acting judge of the Lincoln Municipal Court and 3rd Judicial District Court judge.

■ **Marvin G. Schmid, '35**, died in June 2002 at the age of 91 at his home in Omaha. The Marvin and Virginia Schmid Law Library at the College of Law is named after Schmid and his wife Virginia. At the Law College's Centennial Alumni Dinner in October 1991, Dean Harvey Perlman announced that the Schmidts had donated two million dollars to the library, the largest gift ever given to the College of Law by an alumnus. At that time Marvin Schmid said, "I have been really proud to call myself a lawyer and to say that I came from the University of Nebraska. If you build a building, the stone will crumble along the way. But if you build in the minds of men and women, it will last forever. And we think that in any institution, or any state, anywhere, a library is probably as important as any facility." The Schmidts also made a substantial contribution to the Law College's recent building project. In recognition of that contribution, the new reading room was named after their late son, M. Brian Schmid. In addition, the Schmidts established the Marvin and Virginia Schmid Honor Law Scholarships for the editor-in-chief of the NEBRASKA LAW REVIEW and the chair of the Allen Moot Court Board.

Schmid co-founded three banks and his law firm, Schmid, Mooney & Frederick, had grown into one of Omaha's leading firms by the time he retired in the mid-1980s. Until 1982, Schmid was a partner in the Snow Corp., a farm implement factory he founded with former law partner Taylor Snow. The corporation was eventually sold to Beatrice Foods. Schmid served as president of the Omaha Bar Association, the Nebraska Association of Commerce & Industry, the Omaha Chamber of Commerce and the Nebraska State Bar Foundation.

■ **Leroy A. Walker, '36**, died October 18, 2002, at the age of 92, at home in Gibbon. After graduating from the Law College, he was clerk of the county court and special county judge in Kearney. In 1940, he worked for the U. S. Department of Agriculture in Alliance. Later he moved to Gibbon to own and operate the family business. He retired in 1975. He served on the Gibbon School Board and city council, and also served as mayor. He was one of the founders of the Mid-State Rock Club.

■ **Harry P. Letton, '37**, died October 29, 2002, at age 87. After receiving a Master's degree from Harvard Law School, he served as communications officer in the U.S. Navy during World War II. He was president and chief executive of Southern California Gas Co. from 1972-1980. Letton also served as president of the Los Angeles Town Hall, chairman of the Independent Colleges of Southern California and vice president of Greater Los Angeles Chamber of Commerce, as well as chairman of American Gas Association and Pacific Coast Gas Association.

■ **Lewis R. Leigh, '39**, was 86 when he passed away on November 13, 2002, of complications from Alzheimer's disease. He skipped several grades and as a result was able to graduate from the Law College at age 23. He practiced law for 55 years, specializing in probate, estate planning and real estate law. Leigh served on the Omaha Board of Education from 1950 to 1957. He was regent of the University of Omaha from 1957 to 1959. Leigh held offices in a wide variety of professional and civic organizations.

■ **Albert Maust, '39**, a county judge in southeast Nebraska for 42 years, passed away at the age of 89 on November 9, 2002, in Falls City. During the 1930's he left the University of Nebraska to utilize his skills playing the saxophone and clarinet. Maust played at countless dances and community events, often with his own jazz combo. He had practiced law in Falls City until his appointment as county judge in 1941. At the time, he was Nebraska's youngest judge. Judge Maust was returned to office in 11 elections. He retired January 31, 1983. Three times he served as president of the Nebraska County Judges Association.

■ **Eugene P. Zuspahn, '39**, passed away on December 5, 2002, in Englewood, Colo. He was born on February 8, 1915 in Kansas. He played on the first golf team at the University of Nebraska. Zuspahn served in the U.S. Army during World War II. He played competitive amateur golf for much of his life and had played in the U.S. Open, U.S. Amateur, U.S. Senior Amateur and the U.S. Senior Open.

1940

■ **Robert L. Mills, '48**, died July 1, 2002, at the age of 79. He was in private practice for over 50 years in the areas of estate planning and real estate. During World War II, he served in the Army. He served on the board of directors of Pinnacle Bank in Osceola, the Annie Jeffrey Health Care Center and the Polk County Foundation.

1950

■ **Rudolf K. Bock, '50**, died September 4, 2002, at the age of 82. During World War II, he served in the U.S. Marine Corps and participated in the invasions of Guadalcanal and Tulagi, British Solomon Islands, Cape Gloucester, New Britain Island and Peleliu Palau Island group. He also

participated in Marine Corps activities in New Guinea and Australia. He was awarded the Bronze Star with Combat "V" and the Purple Heart for action on Peleliu. During the Korean War, he was recalled to active duty. He was employed by Employer's Group Insurance Company and Commercial Union Insurance as an attorney in Omaha, Wichita, Kan. and Overland Park, Kan. He also served as president of the Kansas Claim's Adjusters Association. He later handled products liability claims for Miracle Recreation Playground Equipment Company of Grinnell, Iowa.

■ **Moller R. Johnson, '50**, died July 17, 2002, at his home in Kearney at the age of 82. Johnson practiced law in Ravenna until May 2002.

■ **Ray C. Simmons, '50**, of Fremont died July 31, 2002, at the age of 77. He was born in Washington D.C., in 1925, and grew up in Scottsbluff and Lincoln. He served in the U.S. Navy during World War II in the Pacific Theater. He clerked for U.S. Supreme Court Justice Harold Burton before being called back to military duty for two years during the Korean War. After graduating from the School of Naval Justice in Newport, R.I., he acted as prosecuting and defense counsel for Navy courts-martial and as counsel for Navy courts of inquiry, including the court that investigated the sinking of the U.S. Destroyer Hobson, which claimed 176 lives.

Simmons moved to Fremont in 1953 and joined the Spear & Lamme Law Office. He was a Nebraska State Senator in the 1957 and 1959 legislative sessions, representing Dodge and Washington counties. He chaired the Legislature's Judiciary Committee during the 1959 session. He served as vice chairman of the Nebraska delegation to the Republican National Convention in 1964. Simmons was the author of *Nebraska Automobile Negligence Law*. He served six years on the Fremont Planning Commission.

He was involved in forming the first John C. Fremont Days and was the founder of the first Nebraska Volunteers Band (Fremont Civil War re-enactors band). He also was involved in many historic preservation projects, including the Love-Larson Opera House.

The Simmons family established the Robert G. Simmons Nebraska Law Practice Award, which is presented each year to the best student paper of significance to the general practice of law in Nebraska. The award honors Ray Simmons' father who served as chief justice of the Nebraska Supreme Court and as a U.S. senator. The family also funded the Robert G. Simmons Memorial Seminar Room at the Law College.

■ **John J. Edstrom, '51**, died June 4, 2002, in Wahoo at the age of 79. Edstrom first practiced law with his brother in Wahoo and then started the firm of Edstrom, Bromm, Lindahl, Sohl & Freeman-Caddy.

■ **Walter Richard McMartin, '57**, Denver, Colo., passed away February 1, 2002, at the age of 69. He was past president of the Englewood Rotary Club and the Arapahoe Bar Association.

■ **George Warren Sohl, '57**, died in his home in Phoenix, Ariz., on August 22, 2002, at the age of 69, after a short illness. Sohl practiced law for several years in Chicago, Ill., and later relocated to Medford, Ore., where he was in private practice.

1970



■ **Brian R. Heacock, '75**, Sioux City, Iowa, died on January 27, 2003, at the age of 52. At the time of his death, he was serving as vice president of claims for the

Midwest Region of Great West Casualty Co. Following law school, he enlisted in the Army and was stationed at Fort Leonard Wood, Mo., where he served in the Judge Advocate General Corps.

■ **Robert A. Cannon, '76**, died of cancer October 14, 2002 at his home in Lincoln, at the age of 53. He was a civil trial lawyer who specialized in representing railroads. He clerked for U.S. District Judge Albert Schatz before joining the Knudsen, Berkheimer, Richardson & Endacott law firm in 1978. Cannon later became a member of the National Association of Railroad Trial Counsel and the Defense Research Institute. He also was an adjunct professor in trial advocacy at the College of Law. In 1975, while a student at the Law College, Cannon and Susan Jacobs, '76, won the national Client Counseling Competition.

■ **Judy R. Zaiman Gotsdiner, '77**, died in March 2002 at the age of 49. Zaiman Gotsdiner was first vice president, counsel and assistant secretary at Mutual of Omaha. She was appointed to the Nebraska Equal Opportunity Commission by Gov. Ben Nelson in 1997. Of Japanese descent, Gotsdiner was honored as the Outstanding Asian Woman of the Year by the Nebraska Women of Color Conference and was selected as one of eight "Women of Vision" by the Omaha YMCA in 2002.

1980

■ **Randal L. Nielsen, '80**, died June 21, 2002, as the result of an auto accident in Scottsbluff County. He was a prominent attorney in Kimball, practicing law in the areas of estate planning, natural resources and real estate. He also played a vital role in community organizations.

■ **David W. Childs, '84**, died of cancer at his home in Maili, Hawaii, on December 10, 2002, at the age of 59. Childs spent four years in the military as a Cold War spy in Berlin for the National Security Agency. He spoke several languages, including German, Russian and French. While mayor of Shenandoah, Iowa, Childs organized a National Rural Mayors Conference and announced that any rural mayor from

any place in the United States was welcome. The event received nationwide publicity. Childs later traveled the country championing small towns.

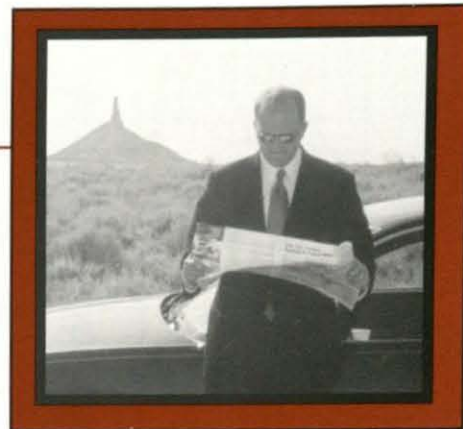
1990

■ **Jacob C. Young, '94**, died at the age of 34 as a result of a terrorist attack on October 12, 2002, in Bali, Indonesia. Young was in Bali to play in a rugby tournament before returning to a new position in Kansas City, Mo., after practicing law in Hong Kong for Clifford Chance Rogers & Wells. As a football player at Nebraska, Young was a two-time consensus All-American and was inducted into the Nebraska Football Hall of Fame in 2000. Before joining Clifford Chance, Young practiced with the Kansas City firms Bryan Cave and Sonnenschein, Nath & Rosenthal. Nebraska football coach Frank Solich said that Young "had great character, was an excellent student and one of the best Husker centers of all time." Until Young did it in 1986, no true freshman lineman had ever won a letter since freshman eligibility was restored in 1972. Young was featured in an article in the spring/summer 2002 issue of THE NEBRASKA TRANSCRIPT.

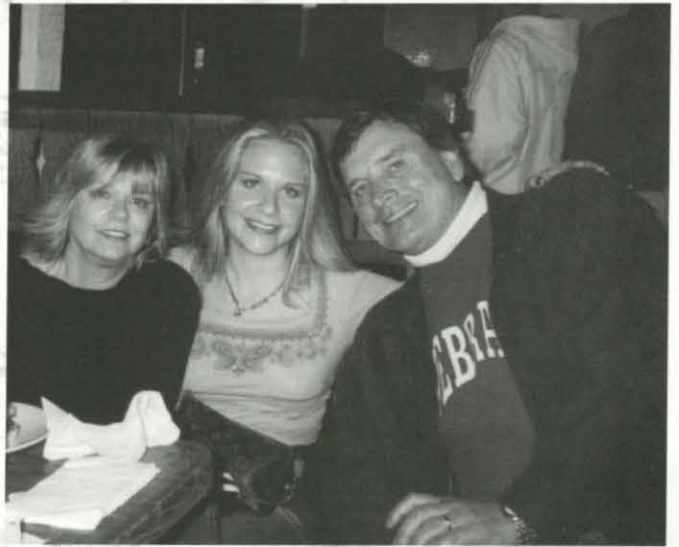
Long Arm Jurisdiction

I hope these photographs of alums I have been able to “track down” during my travels throughout the country remind you that even though you have left the Law College and may have left Nebraska, the College will continue to reach out to you to assure that substantial contacts between you and the College are maintained. If you see an old friend on these pages whom you’d like to contact, give me a call!

Tony Worak



Pictured clockwise starting at upper left: Karen Reimer Beadie ('80), vice president of corporate development, Imation Corporation in Minneapolis, Minn.; Robert P. Chaloupka ('68) and Maren L. Chaloupka at their law office in Scottsbluff; Max E. Meyer with Dean Steven Willborn in Santa Barbara, Calif.; Victoria Horton ('78) with husband Bernard J. Mikell in Sacramento, Calif.

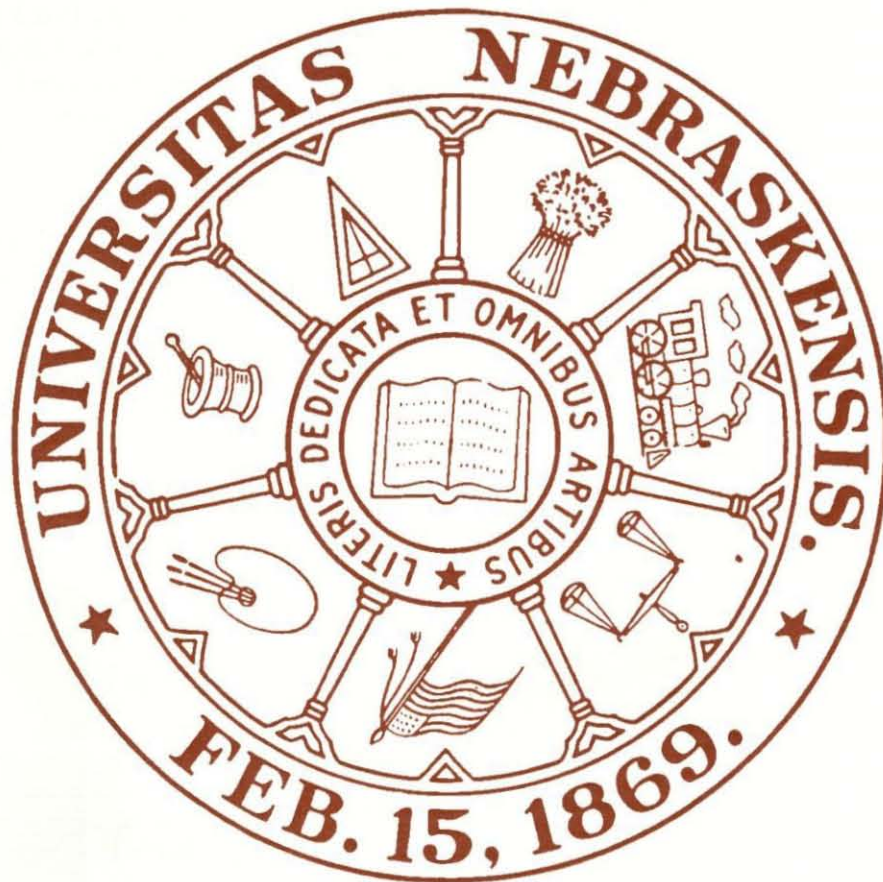


Pictured clockwise starting at top: Harold W. Kay ('52) with his son-in-law and partner, Stephen, at their North Platte firm of Kay & Kay; Robert Korba ('68) with wife Jane and daughter Jennifer prior to the NU-Texas A&M game in College Station, Texas; Charles C. Whitney, Jr. ('46) in his Aurora Law office; John Boyer ('69) in his Omaha office at Fraser, Stryker, Meusey, Olson, Boyer & Bloch, P.C.

The Senior Transcript

UNIVERSITY OF NEBRASKA

COLLEGE OF LAW



Graduating Class of 2003



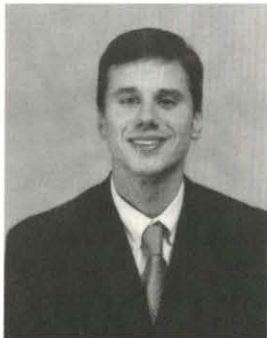
**Douglas R.
Aberle**

HOMETOWN: Aberdeen, S.D.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Northern State University,
Aberdeen, S.D. – Accounting (summa cum laude).
LAW COLLEGE ACTIVITIES: Nebraska Moot
Court Board; Harold & Helen Felton Trust
Scholarship.
WORK EXPERIENCE: Summer Associate-Cline,
Williams, Johnson & Oldfather, Lincoln, Neb.



**Janette L.
Adair**

HOMETOWN: Broken Bow, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska at Kearney
– Business Administration (magna cum laude);
Sigma Beta Delta National Honor Society.
LAW COLLEGE ACTIVITIES: Nebraska Moot
Court Board (co-coordinator of Henry M. Grether
Moot Court Competition); Legal Research &
Writing Problem Writer; SBA; Big Brother/Big
Sister Program; Byron W. Pierce Memorial
Scholar.
WORK EXPERIENCE: Law Clerk-McHenry,
Haszard, Hansen, Roth & Hupp, Lincoln, Neb.



**Brian J.
Adams**

HOMETOWN: Stuart, Fla.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Nebraska Wesleyan University, Lincoln,
Neb. – Business (with high distinction); Presidential
Scholarship Recipient; Phi Kappa Phi Honor Society.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister
Program; NEBRASKA LAW REVIEW (executive editor); SBA;
CALI Excellence for the Future Award in Property.
WORK EXPERIENCE: Law Clerk-Cline, Williams,
Wright, Johnson & Oldfather, Lincoln, Neb.; Law Clerk-
Keating, O'Gara, Davis & Nedved, Lincoln, Neb.



**Michelle R.
Albano**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Kansas, Lawrence, Kan. –
Political Science/Communication Studies; Lambda Pi
Eta Communications Honor Society; Golden Key
National Honor Society.
LAW COLLEGE ACTIVITIES: Women's Law Caucus
(auction co-chair); Big Brother/Big Sister Program;
Alliance for Holistic Law; Litigation Skills Track.
WORK EXPERIENCE: Law Clerk-U.S. Attorney's
Office, Lincoln, Neb.; The Resource Company, Omaha,
Neb.; Governor's Summer Internship Program, Topeka,
Kan.



**Karin E.
Anderson**

HOMETOWN: Fremont, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Communication Studies; Golden Key National Honors Society; Alpha Lambda Delta Honorary; Phi Eta Sigma Honorary.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); Silver Quill Award (outstanding student in Legal Research & Writing); Phi Alpha Delta International; SBA; Student-Faculty Honor Committee; Big Brother/Big Sister Program.
WORK EXPERIENCE: Summer Associate–Rembolt, Ludtke & Berger, Lincoln, Neb.



**Aliza
Anvari**

HOMETOWN: Port Republic, N.J.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Richard Stockton College of New Jersey, Pomona, N.J. – Biology; Don Smith Memorial Scholarship; Early Decision Scholarship; Edward J. Bloustein Scholarship.
LAW COLLEGE ACTIVITIES: NEBRASKA TRANSCRIPT (student editor); Big Brother/Big Sister Program; Delta Theta Phi; LSD/ABA; Multi-Cultural Legal Society; SBA; Women's Law Caucus; Client Counseling Competition (finalist); First-Year Client Counseling Competition; Henry M. Grether Moot Court Competition.
WORK EXPERIENCE: Support Clerk–University Medical Associates Professional Fees Office, Omaha, Neb.; News Feature Staff Writer–Gateway College Newspaper at UNO; Host/Producer of N.J. public access show called “YAKBACK.”



**Charlotte K.
Banister-Craig**

HOMETOWN: Burke, Va.
EXPECTED GRADUATION DATE: May, 2003
EDUCATION: University of Nebraska–Lincoln – Anthropology/Museum Studies; George Mason University – Anthropology/Applied Archaeology (with high distinction); Center for Great Plains Studies Research Grant; Champe-Weakly Fellowship; Nebraska Academy of Science (Anthropology Division chair); Golden Key Honor Society; Lambda Alpha Sociology/Anthropology Honor Society.
LAW COLLEGE ACTIVITIES: SBA (executive board secretary); Project Wishlist; Litigation Skills Program of Concentrated Study; Henry M. Grether Moot Court Competition (first place); First-Year Client Counseling Competition (finalist); Faculty-Student CLE Committee; Faculty-Student Library Committee.
WORK EXPERIENCE: Law Clerk–Atwood & Associates, Lincoln, Neb.; Law Clerk–Nebraska Department of Health & Human Services, Lincoln, Neb.



**James L.
Beckman**

HOMETOWN: Bellevue, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb. – English/Education; President's Scholarship; Founder's Scholarship; Men's Soccer (3 year captain); All-American (Soccer); NEA; Columnist and Beat-Writer for NWU School Newspaper.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW; NATA/ATLA (president); Litigation Skills Track; Civil Clinic.
WORK EXPERIENCE: Law Clerk–Lancaster County District Court Judges; Law Clerk–Knudsen, Berkheimer, Richardson & Endacott; Research Assistant–Professor Craig Lawson, University of Nebraska College of Law.



**Nichole S.
Bogen**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: December 2002
EDUCATION: Moody Bible Institute, Chicago, Ill. – International Ministries.
LAW COLLEGE ACTIVITIES: Henry M. Grether Moot Court Competition.
WORK EXPERIENCE: Law Clerk-Harding, Shultz & Downs, Lincoln, Neb.; Bankruptcy and Litigation Supervisor-Premier Auto Finance, Chicago, Ill.



**Christina C.
Boydston**

HOMETOWN: San Juan, P.R.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Ripon College, Ripon, Wis. – Art History.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program (chair); Delta Theta Phi (dean/vice dean); SBA; Women's Law Caucus; College of Law Ambassador.



**Justin J.
Brady**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Business Administration
LAW COLLEGE ACTIVITIES: LSD/ABA; SBA; Business Transactions Program of Concentrated Study.
WORK EXPERIENCE: Lobbyist Assistant-Radcliffe & Associates, Lincoln, Neb.; Intern-U.S. Senator Ben Nelson, Washington DC; Intern-Nebraska Senator Jon Bruning, Lincoln, Neb.; Legislative Page-Nebraska Unicameral, Lincoln, Neb.



**Krista L.
Brandt**

HOMETOWN: Falls City, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Psychology; University of Nebraska Regents Scholar; University Honors Program; George & Mary Haskell Scholarship; Golden Key National Honor Society; Psi Chi-Psychology Honor Society; College Republicans.
LAW COLLEGE ACTIVITIES: Henry J. Amen Scholar; Business Transactions Program of Concentrated Study; SBA; Phi Alpha Delta International.
WORK EXPERIENCE: Office Manager-Cedar Hollow Foods, Lincoln, Neb.



**Molly M.
Brummond**

HOMETOWN: Madison, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Communications Studies; Innocents Society; Nebraska Human Resources Institute; University Honors Program; Phi Mu Sorority (president); Chancellor’s Leadership Class (advisory board); Emerging Leaders Class (teaching assistant); Golden Key National Honor Society.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (chair); CLEP; Client Counseling Competition; Client Counseling Competition Board (co-chair); SBA.
WORK EXPERIENCE: Law Clerk-Baylor, Evnen, Curtiss, Gritit & Witt, Lincoln, Neb.; Law Clerk-Rembolt, Ludtke & Berger, Lincoln, Neb.



**Michaela S.
Buckbee**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Biological Sciences; Golden Key National Honor Society; Alpha Phi Sigma National Criminal Justice Honor Society; Alpha Lambda Delta National Honorary; Phi Eta Sigma National Honorary.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (event coordinator); Legal Research & Writing Problem Writer; Christian Legal Society (secretary); SBA; Women’s Law Caucus; Big Brother/Big Sister Program; Student-Faculty Curriculum Committee.
WORK EXPERIENCE: Summer Associate-Perry, Guthery, Haase & Gessford, Lincoln, Neb.; Summer Associate-Rembolt, Ludtke & Berger, Lincoln, Neb.



**Paul S.
Butler**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Creighton University, Omaha, Neb.- International Studies/History (cum laude); Fr. Linn Scholarship; Army ROTC Scholarship; DSR-TKA National Champion, Parliamentary Debate; Fr. Sitzmann-Maguire Speech & Debate Award; Phi-Alpha Theta (history honorary); AUSA Military History Award; Pershing Rifles Military Fraternity (president).
LAW COLLEGE ACTIVITIES: International Law Student Association (chief officer); Jessup International Moot Court Board (president); Jessup International Moot Court Intramural Competition (best brief); Big Brother/Big Sister Program; ABA/LSD; Student-Faculty Building Committee.
WORK EXPERIENCE: Law Clerk-U.S. Attorney’s Office, District of Nebraska; Research Assistant-Professor Brian Lepard, UNL College of Law; Contract Management Officer-561st Corps Support Group, U.S. Army Reserve.



**Thomas M.
Conrad**

HOMETOWN: Columbus, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln– Political Science; University of Nebraska at Oxford Program.
LAW COLLEGE ACTIVITIES: CLEP (vice president); SBA; Business Transactions Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Johnson & Mock, Omaha Neb.



**Kristin A.
Crone**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Boston College, Chestnut Hill, Mass. – English (magna cum laude); College of Arts and Sciences Honors Program; Order of the Cross & Crown; Golden Key National Honor Society; Swim Team; Big East Academic All-American (swimming).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); CALI Excellence for the Future Awards in Contracts, Legal Research and Writing, Wills and Trusts; Regents' Scholar; Student Ambassadors; SBA.
WORK EXPERIENCE: Law Clerk-Fraser, Stryker, Meusey, Olson, Boyer & Bloch, Omaha, Neb; Consultant, Community Health Division-Professional Research Consultants, Inc., Omaha, Neb.



**Jonathon D.
Crosby**

HOMETOWN: Ralston, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Doane College, Crete Neb. – Political Science / Psychology; Intercollegiate Baseball, All Conference Honors; N.I.A.C. Conference Pitcher of the Year.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; Phi Alpha Delta International; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Lancaster County Attorney's Office, Lincoln, Neb.; Law Clerk-Attorney General's Office, Lincoln, Neb.; Intern-Gov. Mike Johann's Office, Lincoln, Neb.



**Andee G.
Cummins**

HOMETOWN: Waco, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska-Lincoln – English/Political Science (with highest distinction); Phi Beta Kappa; Regents Scholar; Honors Program; Donald Walters Miller Scholarship; Marian Othmer Schultz Scholarship; Carl Oscar & Hilde Johnson Scholarship; University Judicial and Appeals Boards; College of Arts & Sciences Student Advisory Board (vice president); Panhellenic Association; Alpha Xi Delta Fraternity (membership vice president).
LAW COLLEGE ACTIVITIES: Regents Scholar; Faculty-Student Curriculum Committee; Phi Alpha Delta International (executive officer); CLEP.
WORK EXPERIENCE: Law Clerk-Lancaster County District Court, Lincoln, Neb.; Law Clerk-Woods & Aitken, Lincoln, Neb.; Legislative Intern-Senator J. Robert Kerrey, Washington, D.C.



**Judd M.
Davis**

HOMETOWN: South Sioux City, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska-Lincoln – Environmental Studies; UNL Certificate of High Scholarship; UNL David Scholarship; Holling Memorial Scholarship; Luther Drake Scholarship; Neb. Soil & Water Conservation Foundation Scholarship; MidAmerican Energy Scholarship; Water Quality Scholarship; Jerry R. Dunagan Scholarship.
LAW COLLEGE ACTIVITIES: CALI Excellence for the Future Awards in Criminal Law, Legal Profession, and Evidence; Business Transactions Program of Concentrated Study; Phi Alpha Delta International (justice); Big Brother/Big Sister Program; First-Year Orientation Leader.
WORK EXPERIENCE: Law Clerk-Scudder Law, Lincoln, Neb.; Law Clerk-Lefler Law Office, Lincoln, Neb.; Hazardous Materials Technician-University of Nebraska-Lincoln.



**Cary C.
Deeter**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Finance; Kappa Kappa Gamma Sorority.
LAW COLLEGE ACTIVITIES: LSD/ABA; SBA; Women’s Law Caucus; Cambridge Study Abroad Program.
WORK EXPERIENCE: Law Clerk-Morrow, Poppe, Otte, Watermeier & Phillips, Lincoln, Neb.



**Joshua L.
Eickmeier**

HOMETOWN: Seward, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – News-Editorial Journalism/Political Science; Joint Degree Program – J.D./M.A. Degree in Political Science; Alpha Eta Sigma National Honor Society; Golden Key National Honor Society; Kappa Tau Alpha Journalism Honor Society.
LAW COLLEGE ACTIVITIES: SBA; First-Year Client Counseling Competition.
WORK EXPERIENCE: Law Clerk-Lancaster County District Court, Lincoln, Neb.; Press Officer Intern-U.S. Senator Bob Kerrey, Washington, D.C.



**Brandy L.
Elliss**

HOMETOWN: Mancos, Colo.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Mesa State College, Grand Junction, Colo. – Psychology/Counseling (magna cum laude); Presidential Scholarship; President’s List.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Women’s Law Caucus; SBA; LSD/ABA; Scholarship for New Nebraskans.
WORK EXPERIENCE: Law Clerk-Lancaster County Attorney’s Office, Lincoln, Neb.



**Jonathan E.
Friesen**

HOMETOWN: Loup City, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln - History.
LAW COLLEGE ACTIVITIES: VITA.
WORK EXPERIENCE: Judicial Clerk-Nebraska District Court, Lancaster County; Summer Associate-Ward & Smith, P.A., New Bern, N.C.; Law Clerk-Sandman & Rosefielde-Keller, Raleigh, N.C.; Regional Account Manager-AIM Healthcare, Franklin, Tenn.; Service Manager-Murphy Family Farms, Rose Hill, N.C.



**Ryan R.
Fuller**

HOMETOWN: Crete, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Doane College, Crete, Neb. – History (magna cum laude); Doane Scholar; Rossman Prize for History; Phi Eta Sigma National Honorary; Cardinal Key National Honorary; Cross Country (academic All-American); Delta Kappa Pi Fraternity.
LAW COLLEGE ACTIVITIES: CLEP; SBA.



**Sara A.
Gossman**

HOMETOWN: Rapid City, S.D.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Southwest State University, Marshall, Minn. – Biology/Chemistry (magna cum laude); Science and Math Scholarship; Continuing Student Scholarship; SAACS Chemistry Club (president); Adopt-A-Highway; Biology Club; Research presentations at American Chemical Society Annual Conference.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; First-Year Orientation Leader; LSD/ABA; Phi Alpha Delta International; SBA; Project Wishlist; Scholarship for New Nebraskans; College of Law Ambassador; Third-Year Class SBA Representative; Client Counseling Competition; Henry M. Grether Moot Court Competition; CALI Excellence for the Future Award in International Trade Law.
WORK EXPERIENCE: Legislative Research Clerk-Health & Human Services Committee, Lincoln, Neb.



**Matthew G.
Graff**

HOMETOWN: Holstein, Iowa
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Iowa, Iowa City, Iowa – History (with honors); University of Iowa Tuition Scholarship.
LAW COLLEGE ACTIVITIES: National Moot Court Team; Allen Moot Court Competition (first place); Kenneth L. Noah Memorial Award (best brief, Allen Moot Court Competition); Outstanding Oral Advocate – Allen Moot Court Competition; LSD/ABA.
WORK EXPERIENCE: Law Clerk-Lancaster County Public Defender's Office, Lincoln, Neb.



**Jerrod M.
Gregg**

HOMETOWN: Oshkosh, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Environmental Studies; Regents Scholarship, Deans List.
LAW COLLEGE ACTIVITIES: SBA; LSD/ABA; Business Transactions Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Nebraska Department of Insurance, Lincoln, Neb.



**Glynda O.
Gullickson**

HOMETOWN: Newell, S.D.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Chadron State College, Chadron, Neb. – Social Work (summa cum laude); Outstanding Social Sciences Student of the Year.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; Big Brother/Big Sister Program; CLEP; First-Year Orientation Leader; LSD/ABA; SBA; Henry M. Grether Moot Court Competition (semi-finalist); Scholarship for New Nebraskans.
WORK EXPERIENCE: Law Clerk-Blackwell, Sanders, Peper, Martin, Omaha, Neb.



**Nathan J.
Gurnsey**

HOMETOWN: Bassett, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Pensacola Christian College, Pensacola, Fla. – Business Administration (summa cum laude); Academic Honors Scholarship; Faculty Academic Award.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; Legal Research & Writing Problem Writer; Business Transactions Program of Concentrated Study; SBA; Regents Law Scholarship; Eastman Memorial Scholarship.
WORK EXPERIENCE: Law Clerk-Woods & Aitken, Lincoln, Neb.; Law Clerk-Lancaster County Attorney's Office, Lincoln, Neb.



**Christopher C.
Halbert**

HOMETOWN: Falls City, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Grinnell College, Grinnell, Iowa – Political Science/Russian and Eastern European Studies.
LAW COLLEGE ACTIVITIES: International Law Society; LSD/ABA; International Moot Court Competition; Jagiellonian University, Cracow, Poland–International Business & Trade Law Program; Humboldt University, Berlin, Germany–Program on Cross-Cultural Dispute Resolution.
WORK EXPERIENCE: Law Clerk-Halbert & Dunn, Falls City, Neb.; Intern-Vinson & Elkins, Washington, D.C.; Intern-U.S. Congressman Doug Bereuter, Washington, D.C.; Intern-U.S. Senator Chuck Hagel, Washington, D.C.



**Casey A.
Hillman**

HOMETOWN: Portland, Ore.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: George Fox University, Newberg, Ore. – Psychology (magna cum laude); Duke Honors Scholarship; Elizabeth Carey Minas Honors Scholarship; Psi Chi, George Fox University Chapter; Excellence in Research Award.
LAW COLLEGE ACTIVITIES: Christian Legal Society; CLEP (secretary/treasurer); LSD/ABA; SBA; Big Brother/Big Sister Program.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Lincoln, Neb.



**Lisa M.
Hinrichsen**

HOMETOWN: South Sioux City, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska at Kearney – Biology; University of South Dakota, Vermillion, S.D. – Masters Degree in Biology; Regent's Scholar; Hall Council President; Residence Hall Association (treasurer); National Residence Hall Honorary Member; Student Court Justice; University Honors Program (vice president); Circle K; Graduate Teaching Assistant.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; First-Year Orientation Leader; LSD/ABA; SBA; College of Law Ambassador; Litigation Skills Program of Concentrated Study; Client Counseling Competition; Allen Moot Court Competition; Student-Faculty Curriculum Committee.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Criminal Prosecution Division, Lincoln, Neb.



**Kelly R.
Hoffschneider**

HOMETOWN: Waco, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska-Lincoln – Business Administration/Education; Innocents Society; Omicron Delta Kappa; Golden Key National Honor Society; ASUN (1st vice president); Alpha Tau Omega Fraternity.
LAW COLLEGE ACTIVITIES: SBA; Second-Year Class President; Third-Year Class President; Project Wishlist (chair); Business Transactions Program of Concentrated Study; Phi Alpha Delta International; Republican Law Student Association.
WORK EXPERIENCE: Law Clerk-Mattson, Ricketts, Davies, Stewart & Calkins, Lincoln, Neb; Law Clerk-State of Nebraska Department of Banking and Finance, Lincoln, Neb.



**T. Charles
James**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Northern Michigan University, Marquette, Mich. – Criminal Justice/Political Science (magna cum laude); Golden Key National Honors Society; Alpha Phi Sigma Criminal Justice Honors Society.
LAW COLLEGE ACTIVITIES: Robert Van Pelt American Inn of Court; SBA; LSD/ABA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Nebraska Office of the Attorney General, Lincoln, Neb.



**Eric C.
Johnson**

HOMETOWN: Vermillion, S.D.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Augustana College, Sioux Falls, S.D. – English (summa cum laude); Augustana Regents Scholarship; Carlson English Scholarship; Augustana Honor Society; Blue Key National Honor Society.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; Fraser-Stryker Scholar; CALI Excellence for the Future Award in Evidence; Big Brother/Big Sister Program; Equal Justice Society; CLEP; Nebraska Fund for Clerkships in the Public Interest.
WORK EXPERIENCE: Law Clerk-Voices for Children in Nebraska, Omaha, Neb.; Climb High Program Teacher-Anne Sullivan Elementary School, Sioux Falls, S.D.



**John C.
Jorgensen**

HOMETOWN: Storm Lake, Iowa
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Buena Vista University, Storm Lake, Iowa – Psychology/Political Science.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board.
WORK EXPERIENCE: Law Clerk-Lancaster County Public Defender's Office, Lincoln, Neb.



**Sharon E.
Joseph**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Sociology.
LAW COLLEGE ACTIVITIES: ATLA (vice chair); Big Brother/Big Sister Program; LSD/ABA; Alliance for Holistic Law.



**Brody L.
Keisel**

HOMETOWN: Manti, Utah
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Brigham Young University, Provo, Utah – Political Science.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; LSD/ABA; SBA; College of Law Ambassador; Business Transactions Program of Concentrated Study; Student-Faculty CLE Committee.
WORK EXPERIENCE: Law Clerk-Duval, Hansen, Witt & Morley, Pleasant Grove, Utah; Law Clerk-Ascione & Heideman, Provo, Utah; Research Assistant-Silicone Desert Project, Brigham Young University, Provo, Utah; Research Assistant-Professor Byron Daynes, Brigham Young University, Provo, Utah.



**Thomas O.
Kelley**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Creighton University, Omaha, Neb. – Economics/Political Science (summa cum laude); University of Nebraska–Lincoln – Masters of Business Administration.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (research editor); National Moot Court Team; Theodore C. Sorensen Fellowship; Henry M. Grether Moot Court Competition (first place & Outstanding Oral Advocate); Allen Moot Court Competition (semi-finalist); Regents' Scholar; CALI Excellence for the Future Awards in Criminal Law I & Legal Process.
WORK EXPERIENCE: Law Clerk-McGrath, North, Mullin & Kratz, Omaha, Neb.; Research Assistant-Board of Governors of the Federal Reserve System, Washington, D.C.



**Donald J.
Kleine**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Kansas, Lawrence, Kan. – Business Administration (with distinction).
LAW COLLEGE ACTIVITIES: LSD/ABA; Phi Alpha Delta; SBA.
WORK EXPERIENCE: Law Clerk-Douglas County Attorney's Office, Omaha, Neb; Law Clerk- Gaines, Pansing & Hogan Law Firm, Omaha, Neb; Systems Analyst-Koch Industries, Wichita, Kan.; Consultant-Koch Gateway Pipeline, Houston, Tex.



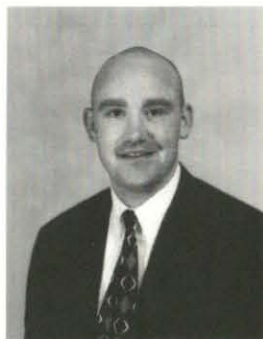
**Sonya K.
Koperski**

HOMETOWN: Dannebrog, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska at Kearney – Business Administration Comprehensive, emphasis in Accounting (cum laude); University of Nebraska-Lincoln – Masters of Business Administration, emphasis in Agribusiness; UNK Cooperative Scholarship; Sigma Beta Delta; Phi Beta Lambda; Phi Eta Sigma; Accounting Society; AEAC/Agribusiness; UNL FFA Alumni; MBA Student Association; Graduate Assistantship-MBA Agribusiness Program.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta International (vice justice); Republican Law Student Association (vice president); VITA; Big Brother/Big Sister Program; Business Transactions Program of Concentrated Study; SBA.
WORK EXPERIENCE: Law Clerk-Nebraska Department of Insurance, Lincoln, Neb.



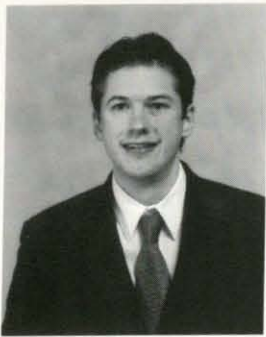
**James R.
Korth**

HOMETOWN: Hastings, Neb.
EXPECTED GRADUATION DATE: May 2003.
EDUCATION: Hastings College, Hastings, Neb. – Literature (with distinction); Sigma Tau Delta Honor Society; Football.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta International; CLEP; SBA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Adams County Attorney, Hastings, Neb.



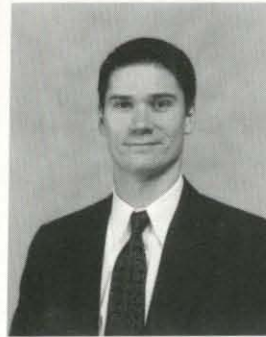
**William D.
Lamme**

HOMETOWN: Fremont, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Midland Lutheran College, Fremont, Neb. – Business Administration (cum laude); Blue Key Honor Society; Academic All-American (football); Central Missouri State University, Warrenburg, Mo. – Construction Management (cum laude); Sigma Lambda Chi (construction honor society).
LAW COLLEGE ACTIVITIES: Federalist Society; Gustav L. Cobb Scholarship.
WORK EXPERIENCE: Law Clerk-Peter Kiewit & Sons Inc., Omaha, Neb.; Law Clerk-Watt, Tieder, Hoffar & Fitzgerald, Irvine, Calif.



**Timothy C.
Langan**

HOMETOWN: Omaha, Neb
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Kansas, Lawrence, Kan. – Business.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta International; SBA.



**Jeremy P.
Lavene**

HOMETOWN: Bertrand, Neb.
EXPECTED GRADUATION DATE: December 2002
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb. – Biopsychology; Nebraska Wesleyan Presidents Scholarship.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; Federalist Society; LSD/ABA; Nebraska Fund for Clerkships in the Public Interest; NEBRASKA LAW REVIEW; SBA.
WORK EXPERIENCE: Law Clerk-Knudsen, Berkheimer, Richardson & Endacott, Lincoln, Neb.; Law Clerk-Dept. of Health and Human Services, Lincoln, Neb.



**Sunah K.
Lee**

HOMETOWN: Seoul, Korea
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Yonsei University, Seoul, Korea – Computer Science; Yonsei Scholarship (top 15%); University of Pittsburgh, Pittsburgh, Pa. – MS in Computer Science.
LAW COLLEGE ACTIVITIES: Delta Theta Phi; Multi-Cultural Legal Society.
WORK EXPERIENCE: General Manager-Arinc Korea, Newport Beach, Calif.; Supervisory Researcher-Korea Telecom. Lab, Seoul, Korea; Instructor-Yonsei University, Seoul Korea; Teaching Assistant-Computer Science Dept. University of Pittsburgh, Pittsburgh, Pa.



**John J.
Liesveld**

HOMETOWN: Lincoln, Neb
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Northwestern College, Orange City Iowa – Political Science (cum laude); Norman Vincent Peale Scholar; Northwestern College Outstanding Political Science Student; *Beacon* Newspaper (editor-in-chief).
LAW COLLEGE ACTIVITIES: G. Robert Muchemore Scholar; Equal Justice Society; First-Year Orientation Leader; LSD/ABA; Nebraska Fund for Clerkships in the Public Interest; SBA.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Criminal Appeals Division, Lincoln, Neb.



**Kyle J.
Long**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Psychology.
LAW COLLEGE ACTIVITIES: LSD/ABA; National Moot Court Team; Allen Moot Court Competition (first place); Kenneth L. Noah Memorial Award (best brief, Allen Moot Court Competition).
WORK EXPERIENCE: Law Clerk-Brumbaugh & Quandahl, P.C., Omaha, Neb.



**Karyn E.
Luke**

HOMETOWN: Honolulu, Hawaii
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Baylor University, Waco, Texas – Asian Studies/Sociology; Outstanding Sociology Undergraduate; Baylor Interdisciplinary Core; Alpha Kappa Delta Phi Sorority (charter class); Scholarship for New Nebraskans.
LAW COLLEGE ACTIVITIES: International Moot Court Competition (first place); Jessup International Moot Court Team; Multi-Cultural Legal Society (president); Midlands Black Law Students Association (secretary); College of Law Ambassador; Delta Theta Phi; Equal Justice Society; Student-Faculty Student Awards & Assistance Committee.
WORK EXPERIENCE: NAPIL/VISTA Summer Legal Corp Fellowship-Asian Pacific American Legal Center of Southern California (Immigrant Welfare Project), Los Angeles, Calif.



**Kendra J.
Mattoon**

HOMETOWN: Sidney, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb. – Political Science (with highest distinction); Phi Kappa Phi; Cardinal Key National Honor Society; Order of Omega; Willard Sorority (president); Panhellenic Council (president); Nebraska Wesleyan President of the Year; Nebraska Wesleyan University Ambassador.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (managing editor); Gross & Welch Award (First-Year Best Brief); Fraser-Stryker Scholar; Edwin D. Beech Memorial Scholar; CALI Excellence for the Future Award in Torts; Big Brother/ Big Sister Program.
WORK EXPERIENCE: Summer Associate-Polsinelli, Shalton & Welte, Kansas City, Mo.; Summer Associate-Cline, Williams, Wright, Johnson & Oldfather, Lincoln, Neb.



**Ingolf D.
Maurstad**

HOMETOWN: Beatrice, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Business Administration; Golden Key National Honor Society; College of Business Administration Student Advisory Board; Delta Tau Delta Fraternity; Army ROTC Scholarship Winner; UNL Army ROTC.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta International (membership coordinator); Republican Law Student Association; Project Wishlist; SBA; Student-Faculty Curriculum Committee.
WORK EXPERIENCE: Law Clerk-Criminal/Civil Division, Nebraska Attorney General's Office, Lincoln, Neb.; Assistant to Lobbyist-Kissel/E&S Associates, Lincoln, Neb.



**Bradley D.
McAuliff**

HOMETOWN: Hastings, Neb.

EXPECTED GRADUATION DATE: May 2003

EDUCATION: Creighton University, Omaha, Neb. – Psychology/Speech Communication (magna cum laude); Florida International University, Miami, Fla. – Masters Degree in Psychology, Doctorate in Psychology; Leo R. Kennedy Award; Outstanding Psychology Undergraduate Award; American Psychology-Law Society Dissertation Award (first place).

LAW COLLEGE ACTIVITIES: Credit Advisors Foundation Award (outstanding civil clinic student); CALI Excellence for the Future Award in Civil Clinical Practice, Topics in Law & Psychology, and Client Interviewing & Counseling; Co-author: *Children, Social Science, and the Law*; “Juror Decision-Making in the 21st Century: Confronting Science and Technology in Court;” “The Effects of Peer Review and Evidence Quality on Judge Evaluations of Psychological Science: Are Judges Effective Gate-Keepers?”

WORK EXPERIENCE: Postdoctoral Research Associate-Department of Psychology, University of Nebraska-Lincoln; Law Clerk-General Counsel, University of Nebraska.



**Timothy J.
McCarty**

HOMETOWN: Lexington, Neb.

EXPECTED GRADUATION DATE: May 2003

EDUCATION: University of Nebraska at Kearney – Business Administration/Finance; UNK Chancellor’s Scholarship.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Christian Legal Society (treasurer); Republican Law Students Association; CLEP; Business Transactions Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk- Friedman Law Offices; Research Assistant-Professor Richard Leiter, University of Nebraska College of Law.



**Martin C.
Melang**

HOMETOWN: Lincoln, Neb.

EXPECTED GRADUATION DATE: May 2003

EDUCATION: Saint Olaf College, Northfield, Minn. – Political Science/Psychology; Curriculum and Educational Policies Committee; International Studies (vice president); St. Olaf Chapel Choir; Lutheran Leadership Award; St. Olaf Scholarship.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Equal Justice Society (vice president); LSD/ABA; Nebraska Fund for Clerkships in the Public Interest; SBA; CLEP.

WORK EXPERIENCE: Law Clerk-Nebraska Attorney General’s Office, Civil Litigation Section/ Civil Rights Section Lincoln, Neb.



**Michelle M.
Mitchell**

HOMETOWN: Grand Island, Neb.

EXPECTED GRADUATION DATE: May 2003

EDUCATION: University of Nebraska at Kearney, University of Nebraska-Lincoln – Criminal Justice (cum laude).

WORK EXPERIENCE: United States Pretrial Services, Lancaster County Public Defender’s Office, Lincoln, Neb.



**Matthew M.
Munderloh**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Creighton University, Omaha, Neb. – International Studies (summa cum laude); *Missouri Valley Journal of Social Science and Philosophy* (assistant editor); Dean's Honors Citations; Pi Sigma Alpha; Delta Phi Alpha; Phi Alpha Theta.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); CALI Excellence for the Future Award in Pretrial Litigation; Litigation Skills Program of Concentrated Study; ATLA; LSD/ABA; SBA.
WORK EXPERIENCE: Summer Associate-Fitzgerald, Schorr, Barmettler & Brennan, Omaha, Neb.; Summer Associate-Abrahams, Kaslow & Cassman, Omaha, Neb.



**Kristy R.
Mundt**

HOMETOWN: Alliance, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Lincoln at Kearney – Criminal Justice (magna cum laude).
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (Allen Moot Court Competition coordinator); Big Brother/Big Sister Program; CLEP; Project Wishlist; SBA; LSD/ABA.
WORK EXPERIENCE: Law Clerk-Lancaster County Attorney's Office, Lincoln, Neb.



**Danielle M.
Nantkes**

HOMETOWN: Seward, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska-Lincoln – Political Science.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP (president); Equal Justice Society (president); First-Year Orientation Leader; LSD/ABA; Nebraska Fund for Clerkships in the Public Interest; SBA; Women's Law Caucus; Litigation Skills Program of Concentrated Study; Allen Moot Court Competition (finalist); Henry M. Grether Moot Court Competition (finalist); National Moot Court Team.
WORK EXPERIENCE: Law Clerk-Nebraska Appleseed Center for Law in the Public Interest, Lincoln, Neb.



**Melissa S.
Oles**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Johns Hopkins University, Baltimore, Md. – Cognitive Science.
LAW COLLEGE ACTIVITIES: Equal Justice Society (vice president); First-Year Orientation Leader; LSD/ABA; Nebraska Fund for Clerkships in the Public Interest (president); SBA; Second-Year Class SBA Representative; Third-Year Class SBA Representative; Project Wishlist; Bar/Bri Representative; Christian Legal Society; College of Law Ambassador.
WORK EXPERIENCE: Law Clerk-Department of Health and Human Services, Lincoln, Neb.; Public Interest Coordinator-University of Nebraska College of Law; Research Assistant-Professor Richard Duncan, University of Nebraska College of Law; Community Services Associate-Region V Services, Lincoln, Neb.



**Cheri S.
Olinger**

HOMETOWN: Pierre, S.D.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Psychology (with high distinction); Phi Beta Kappa Honor Society; University Honors Program; Nebraska at Oxford Program; ASUN Student Court (justice); Phi Alpha Delta Pre-Law Fraternity (president); Kappa Delta Sorority (secretary).
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; Scholarship for New Nebraskans; ASUN Student Court (chief justice); Client Counseling Competition Board (co-chair), Faculty-Student Appointments Committee; CLEP; SBA.
WORK EXPERIENCE: Law Clerk-Davenport, Evans, Hurwitz & Smith, Sioux Falls, S.D.; Law Clerk-Bartle & Geier, Lincoln, Neb.; Law Clerk-Attorney General's Office, Consumer Division, Lincoln, Neb.; Law Clerk-Attorney General's Office, Division of Criminal Investigation, Pierre, S.D.



**Amy A.
Osberg**

HOMETOWN: Grand Island, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Psychology (honors); David Scholarship for Academic Excellence; National Merit Commended Student; Louis & Mable Gerdes Scholarship; UNL Honors Thesis; Marjorie Stover Award for Creative Writing; Golden Key National Honor Society; Psi Chi, Psychology Honorary; Delta Gamma Sorority; Improving Children's Life Chances; Aide to the Blind.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); CALI Excellence for the Future Award in Law & Literature and Immigration Law; Robert G. Simmons Law Practice Award (first place); G. Robert Muchemore Scholar; College of Law Ambassador; CLEP; Phi Alpha Delta International (treasurer); Women's Law Caucus; SBA.
WORK EXPERIENCE: Summer Associate-Locke, Liddell & Sapp, Dallas, Texas; Summer Associate-Jackson Walker, Dallas, Texas; Law Clerk-Lancaster County District Court, Lincoln, Neb.



**Zachary W.
Peterson**

HOMETOWN: Aberdeen, S.D.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Creighton University, Omaha, Neb. – Accounting (cum laude); Father Labaj Scholarship; Dean's Leadership Scholarship; James A. & Helen Hughes Herbert Scholarship; Beta Alpha Psi Honorary Accounting Fraternity; Sigma Alpha Epsilon Fraternity.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (Grether Moot Court Competition problem editor); SBA; Business Transactions Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Vince Valentino-Angle, Murphy, Valentino & Campbell, York, Neb.



**Shawn M.
Petri**

HOMETOWN: Raymond, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb. – Political Science/Communication.
LAW COLLEGE ACTIVITIES: Christian Legal Society; Litigation Skills Program of Concentrated Study; National Moot Court Team; Allen Moot Court Competition (semi-finalist); Henry M. Grether Moot Court Competition
WORK EXPERIENCE: Law Clerk-Anderson, Creager & Wittstruck, Lincoln, Neb.



**Jennifer S.
Pfingsten**

HOMETOWN: DeWitt, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Dana College, Blair, Neb. – English/
German/History (magna cum laude); Presidential
Scholar; Viking Scholar Athlete; Varsity Volleyball;
Alpha Mu Gamma Foreign Language Honor
Society.
LAW COLLEGE ACTIVITIES: Women’s Law
Caucus (auction co-chair, president); Delta Theta
Phi (bailiff); International Law Society; Legal
Options Club; Multi-Cultural Legal Society (treas-
urer); SBA; Big Brother/Big Sister Program; LSD/
ABA; International Moot Court Competition;
Client Counseling Competition; Faculty-Student
Lectureship Committee.



**David A.
Prange**

HOMETOWN: Madison, Wis.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Saint Olaf College, Northfield,
Minn. – Biology (magna cum laude); Phi Beta
Kappa; Beta Beta Beta.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW
(articles editor); Scholarship for New Nebraskans;
Wettling Memorial Scholarship; Ross McCollum
Scholarship.
WORK EXPERIENCE: C.A.R.E.E.R.S. Associate-
Oppenheimer Wolff & Donnelly, Minneapolis,
Minn.; Summer Associate-Fraser Stryker Meusey
Olson Boyer & Bloch, Omaha, Neb.; Consultant-
Accenture, Minneapolis, Minn.



**Scot M.
Ringenberg**

HOMETOWN: Elkhorn, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln –
Chemical Engineering; National Merit Scholarship;
Regents Scholarship; Engineering Department
Scholarship; Walmart Technology Scholarship;
University Honors Program; Chancellor’s
Leadership Class; Sigma Alpha Epsilon Fraternity;
American Institute of Chemical Engineers.
LAW COLLEGE ACTIVITIES: Big Brother/Big
Sister Program; Phi Alpha Delta International;
SBA.
WORK EXPERIENCE: Runner-McGrath, North,
Mullin & Kratz, Omaha, Neb.; Law Clerk-
Laughlin, Peterson & Lang, Omaha, Neb.



**Christopher J.
Roberts**

HOMETOWN: LeMars, Iowa
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln –
Advertising.
LAW COLLEGE ACTIVITIES: Big Brother/Big
Sister Program; CLEP; Phi Alpha Delta
International.
WORK EXPERIENCE: Law Clerk-Department of
Health and Human Services, Lincoln, Neb.



**Joann M.
Ross**

HOMETOWN: Florence, Ore.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Oregon, Eugene, Ore. – History/Psychology; Phi Eta Sigma; Alpha Lambda Delta.
LAW COLLEGE ACTIVITIES: CLEP; LSD/ABA; SBA; First-Year Client Counseling Competition; Client Counseling Competition; VITA; Equity in Nebraska; Big Brother/Big Sister Program.
WORK EXPERIENCE: Summer Extern-Oregon Supreme Court, Salem, Ore.; Law Clerk-Attorney General's Office, Lincoln, Neb.



**Joseph J.
Rupp**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Economics (with distinction).
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; LSD/ABA; SBA; Dean H. & Floreen G. Eastman Memorial Scholarship.
WORK EXPERIENCE: Law Clerk-Lincoln City Attorney's Office, Lincoln, Neb.



**Lisa A.
Schultz**

HOMETOWN: Murray, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Psychology.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Delta Theta Phi; LSD/ABA; SBA; Women's Law Caucus; Student-Faculty Lectureship Committee.
WORK EXPERIENCE: Legal Intern-Nebraska Chapter, American Civil Liberties Union, Lincoln, Neb.



**Anthony B.
Schutz**

HOMETOWN: Elwood, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska at Kearney – Criminal Justice (summa cum laude); UNK Outstanding Senior Award.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (editor-in-chief); ABA/LSD; SBA; Big Brother/Big Sister Program; CALI Excellence for the Future Awards in Contracts, Property, Civil Procedure, Torts, Criminal Law, Legal Process, Corporations, Individual Income Tax, Constitutional Law I.
WORK EXPERIENCE: Summer Associate-Cline, Williams, Wright, Johnson & Oldfather, Lincoln, Neb.



**Mandi J.
Schweitzer**

HOMETOWN: Cairo, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Criminal Justice; Wayne State College, Wayne, Neb. – Criminal Justice; Criminal Justice Association; Alpha Delta Lambda Freshman Honor Society; Wayne State College Ambassadors.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; LSD/ABA; Phi Alpha Delta International; SBA; Project Wishlist; Student-Faculty Student Awards & Assistance Committee.
WORK EXPERIENCE: Law Clerk-DeMars, Gordon, Olson, Shively & Zalewski, Lincoln, Neb.; Law Clerk-United States Attorney's Office, Lincoln, Neb.



**Ryan N.
Severson**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Iowa, Iowa City, Iowa – Psychology.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; LSD/ABA; SBA; Litigation Skills Program of Concentrated Study; First-Year Client Counseling Competition.
WORK EXPERIENCE: Law Clerk-Friedman Law Offices, Lincoln, Neb.



**Natalee J.
Skillman**

HOMETOWN: Papillion, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Creighton University, Omaha, Neb. – Atmospheric Science/Mathematics (Computer Science Emphasis) (magna cum laude); Fr. Carl Reinert Scholarship; Clare Booth Luce Women in Science Scholarship; Regents Law; Eastman Memorial Law.
LAW COLLEGE ACTIVITIES: SBA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Criminal Appellate Division, Lincoln, Neb.; Law Clerk-Atwood & Associates, Lincoln, Neb.



**Monica L.
Smith**

HOMETOWN: Idaho Falls, Idaho
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Carroll College, Helena, Mont. – Public Relations/Communication Studies (with high distinction); Presidential Scholarship; Forensics Scholarship; Delta Epsilon Sigma Honor Society (treasurer); Carroll Forensics Team (vice president of public relations).
LAW COLLEGE ACTIVITIES: Equal Justice Society; LSD/ABA; Nebraska Fund for Clerkships in the Public Interest; College of Law Ambassadors; CLEP; Client Counseling Competition (finalist); First-Year Client Counseling Competition (first place); National Moot Court Team; Allen Moot Court Competition (finalist); Henry M. Grether Moot Court Competition (finalist); Scholarship for New Nebraskans.
WORK EXPERIENCE: Legal Intern-Nebraska Health and Human Services Committee, Lincoln, Neb.; Legal Intern-Idaho Legal Aid, Idaho Falls, Idaho.



**Neleigh N.
Smith**

HOMETOWN: McCook, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Hastings College, Hastings, Neb. – Political Science/English (magna cum laude); Board of Trustees Honors Scholarship; Virginia Holyoke-McKeag Scholarship; Student Government (Administrative Affairs and Student Affairs representative); College Republicans (charter president); Alpha Omega Sorority (treasurer); Pi Gamma Mu Social Science Honorary; Sigma Tau Delta English Honorary; Omicron Delta Kappa Honorary; Alpha Chi Honorary.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; First-Year Orientation Leader; LSD/ABA; Phi Alpha Delta International (marshall); SBA (executive president); First-Year Class SBA Representative; Second-Year Class SBA Representative; College of Law Ambassador; Litigation Skills Program of Concentrated Study; Henry M. Grether Moot Court Competition (quarter finalist); Client Counseling Competition.
WORK EXPERIENCE: Law Clerk-Ross, Schroeder & Romatzke, Kearney, Neb.; Legal Aid-Shoemaker, Witt & Burns, Hastings, Neb.



**Joshua A.
Spencer**

HOMETOWN: Albuquerque, N.M.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Southern Illinois University – Carbondale, Carbondale, Ill. – Political Science/Education (cum laude); 25 Most Distinguished Seniors at SIUC; SIUC Honors Program; Phi Sigma Kappa National Fraternity (president); SIUC Student Judicial Board (assistant justice); Kappa Delta Pi-Education National Honor Society; Pi Sigma Alpha Political Science National Honor Society; Phi Alpha Theta History National Honor Society; Golden Key National Honor Society; Saluki Volunteer Corp.
LAW COLLEGE ACTIVITIES: John M. Gradwohl/Nebraska Council of School Attorneys Scholar; International Law Society (vice president); Phi Alpha Delta International; LSD/ABA; Big Brother/Big Sister Program; College of Law Ambassador; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Graduate Assistant-University of Nebraska-Lincoln Teachers College, Lincoln, Neb.; Teacher-Carbondale Community High, Carbondale, Ill.



**James K.
Sprick**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Northwest Missouri State University, Maryville, Mo. — Finance/Economics (cum laude); Delta Sigma Phi; Omicron Delta Epsilon Economics Honorary (chapter president); Financial Management Association; Phi Sigma Tau Philosophy Honorary; Phi Eta Sigma Honorary; Regent's Scholarship.
LAW COLLEGE ACTIVITIES: Business Transactions Program of Concentrated Study; Phi Alpha Delta International; Federalist Society; Big Brother/Big Sister Program; Republican Law Student Association; SBA.
WORK EXPERIENCE: Law Clerk-Nebraska Department of Banking & Finance, Lincoln, Neb.; Cash Control Administrator-ConAgra, Inc., Omaha, Neb.; Treasury Analyst-ConAgra, Inc., Omaha, Neb.; Assistant Branch Manager-FirsTier Bank, Omaha, Neb.; Personal Banker-FirsTier Bank, Omaha, Neb.



**Tracy L.
Stoehr**

HOMETOWN: Papillion, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Northwest Missouri State University, Maryville, Mo. – Psychology/Sociology; Phi Mu; Cardinal Key National Honor Society; Psi Chi National Honor Society; Phi Eta Sigma National Honor Society; Pre-Law Society.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; SBA; Project Wishlist; Henry M. Grether Moot Court Competition.
WORK EXPERIENCE: Law Clerk-Baylor, Evnen, Curtiss, Grimitt & Witt, Lincoln, Neb.



**Jennifer M.
Swartz**

HOMETOWN: DeWitt, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska-Lincoln – Biochemistry (with highest distinction and university honors); Nebraska Regents Scholarship; Peter Kiewit Scholarship; Phi Beta Kappa; Golden Key National Honor Society.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); CALI Excellence for the Future Award in Unfair Competition; G. Robert Muchemore Scholar; Fraser-Stryker Scholar; College of Law Ambassador; Honor Court Committee (student member); Phi Alpha Delta International (clerk); CLEP; LSD/ABA; Big Brother/Big Sister Program.
WORK EXPERIENCE: Summer Associate-McDonnell Boehnen Hulbert & Berghoff, Chicago, Ill.; Law Clerk-Suiter & Associates, Omaha, Neb.



**Shawn M.
Sweley**

HOMETOWN: Grand Island, Neb.
EXPECTED GRADUATION DATE: December 2002
EDUCATION: University of Nebraska at Kearney – Business Administration; University of Nebraska at Kearney – Masters Degree in Business Administration; Board of Trustees Scholarship-Peru State College; Transfer Student Scholarship-University of Nebraska at Kearney.
LAW COLLEGE ACTIVITIES: Republican Law Student Association (treasurer); SBA.
WORK EXPERIENCE: Research Assistant-Professor John Snowden, University of Nebraska College of Law; Operations-United Nebraska Bank, Grand Island, Neb.



**Andrew P.
Thengvall**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska-Lincoln – Business; University of Nebraska-Lincoln – Dual Degree-Law/Masters of Business Administration.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (vice chair); Legal Research & Writing Problem Writer; CALI Excellence for the Future Award in Corporate Tax; Business Transactions Program of Concentrated Study; First-Year Orientation Leader; LSD/ABA.
WORK EXPERIENCE: Summer Associate-Foulston & Siefkin, Wichita, Kan.; Research Assistant-Professor Martin Gardner, University of Nebraska College of Law; Summer Clerk-Terry K. Barber, Attorney at Law.



**Jeffrey L.
Unger**

HOMETOWN: St. Louis, Mo.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska at Omaha – Interdisciplinary Studies.
LAW COLLEGE ACTIVITIES: ATLA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Brown & James, St. Louis, Mo.; Law Clerk-Nebraska Attorney General's Office, Lincoln, Neb.

Senior Transcript



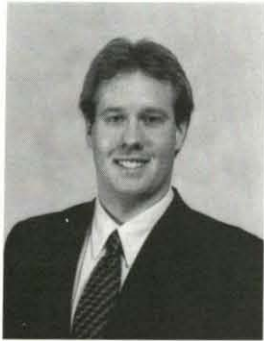
**Julie T.
Unger**

HOMETOWN: Omaha, Neb
EXPECTED GRADUATION DATE: May 2003
EDUCATION: College of St. Benedict, St. Joseph, Minn. – Government (summa cum laude); Presidential Scholarship; Arts Scholarship; ROTC.
LAW COLLEGE ACTIVITIES: SBA; G. Robert Muchemore Scholar.
WORK EXPERIENCE: Summer Associate-Brown & James, St. Louis, Mo.; Law Clerk- Nebraska Legal Services, Lincoln, Neb.; Law Clerk-Legal Services of Eastern Missouri, St. Louis, Mo.



**Kim
Upham**

HOMETOWN: Santa Cruz, Calif.
EXPECTED GRADUATION DATE: December 2002
EDUCATION: University of California at Berkeley – Mass Communications; University of Texas at Austin – Masters Degrees in Public Affairs and Rhetoric; Robert S. Strauss Fellowship; Dean's Scholar; Alumni Scholarship; LBJ School Student Recruitment Committee (founder, co-chair); Blood-Drive Coordinator; Big Game Committee (chair).
LAW COLLEGE ACTIVITIES: Intellectual Property Summer Institute-Franklin Pierce Law Center; Big Brother/Big Sister Program; Equal Justice Society; First-Year Orientation Leader; Women's Law Caucus; College of Law Ambassador; Allies and Advocates for GLBT Equality; First-Year Client Counseling Competition.
WORK EXPERIENCE: Policy Director-House Democratic Caucus, Oregon Legislature, Salem, Ore.; Assistant to Lobbyist-Kissel/E&S Associates, Lincoln, Neb; Law Clerk-New Hampshire Civil Liberties Union, Concord, N.H.; Research Assistant-Professor Stephen Kalish, University of Nebraska College of Law; Research Associate-Sarah Weddington, Austin, Texas; Communications Intern-Democratic National Committee, Washington, D.C.; Public Relations Specialist-Apple Computer, Inc., Cupertino, Cal.



**Daniel G.
Van Gorp**

HOMETOWN: Pella, Iowa
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Iowa, Iowa City, Iowa – Psychology; Golden Key National Honor Society; Mock Trial.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Christian Legal Society (vice president); Client Counseling Competition Board; First-Year Orientation Leader; LSD/ABA; Phi Alpha Delta International (fundraiser); SBA; Third-Year Class Vice-President; Client Counseling Competition (finalist); First-Year Client Counseling Competition; Henry M. Grether Moot Court Competition (first place).
WORK EXPERIENCE: Law Clerk-Cannon Law Office, Lincoln, Neb.



**Nancy M.
Vogel**

EXPECTED GRADUATION DATE: May 2003
EDUCATION: College of St. Mary, Omaha, Neb. (magna cum laude); University of Nebraska-Lincoln – Executive MBA in Business Administration; Women of Influence.
LAW COLLEGE ACTIVITIES: Alliance for Holistic Law (chair).
WORK EXPERIENCE: Director of Catholic Health Initiatives Retirement Plan, Director of Accounting-Catholic Health Corporation, Omaha, Neb.



**Christopher G.
Waddle**

HOMETOWN: Sterling, Neb.
EXPECTED GRADUATION DATE: December 2002
EDUCATION: Peru State College, Peru, Neb. –
Social Science; Harold E. Willey Memorial
Scholarship; Alpha Chi; Phi Alpha Theta (president);
Student Senate (financial secretary).
LAW COLLEGE ACTIVITIES: LSD/ABA.
WORK EXPERIENCE: Accounting Associate-Wal-
Mart Associates, Inc., Lincoln, Neb.



**James A.
Warren**

HOMETOWN: Aurora, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln –
Accounting; Golden Key National Honor Society;
Alpha Tau Omega.
LAW COLLEGE ACTIVITIES: LSD/ABA; SBA;
Business Transactions Program of Concentrated
Study.
WORK EXPERIENCE: Law Clerk-Woods & Aitken,
Lincoln, Neb.; Law Clerk-United States Attorney's
Office, Lincoln, Neb.; Tax Intern-Labenz &
Associates, Lincoln, Neb.



**Andrew D.
Weeks**

HOMETOWN: Gibbon, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln –
Criminal Justice/Spanish.
LAW COLLEGE ACTIVITIES: Christian Legal
Society (president); SBA.
WORK EXPERIENCE: Law Clerk-Attorney
General's Office, Lincoln, Neb.



**Andrew P.
Wiese**

HOMETOWN: Flushing, N.Y.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln –
Finance.
LAW COLLEGE ACTIVITIES: Big Brother/Big
Sister Program; First-Year Orientation Leader;
SBA; Lund University Summer Abroad Program,
Sweden.
WORK EXPERIENCE: Law Clerk-Pfleger, Pfleger
& Thompson, New York, N.Y.



**Jason A.
Wietjes**

HOMETOWN: Gibbon, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Biochemistry.
LAW COLLEGE ACTIVITIES: CALI Excellence for the Future Award in Antitrust & Trade Regulation, Native American Law Seminar, Immigration Law; First-Year Orientation Leader; LSD/ABA; Phi Alpha Delta International (fundraiser); SBA; College of Law Ambassador.
WORK EXPERIENCE: Law Clerk-Suiter & Associates, Omaha, Neb.



**Angela L.
Williams**

HOMETOWN: Hastings, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: University of Nebraska–Lincoln – Psychology; University of Nebraska–Lincoln – Ph.D. in Psychology (expected May 2004).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW; SBA; CALI Excellence for the Future Award in Constitutional Law I, Mental Health Law.
WORK EXPERIENCE: Research Assistant-Center on Children, Families, and the Law, Lincoln, Neb.



**Rachel E.
Yamamoto**

HOMETOWN: Ralston, Neb.
EXPECTED GRADUATION DATE: May 2003
EDUCATION: Drake University, Des Moines, Iowa – Sociology (magna cum laude).
LAW COLLEGE ACTIVITIES: Allies & Advocates for GLBT Equality (treasurer); CLEP; Big Brother/Big Sister Program.
WORK EXPERIENCE: Law Clerk-Alfredo L. LoBianco, Lincoln, Neb.; Law Clerk-Nebraska Legal Services, Lincoln, Neb.

Graduates Not Pictured:

Carlos Alfaro	Tag Herbek
Matthew Ashmore	John Koch
Joshua Barber	Dror Lewy
Christopher Beltzer	Marguerite Martin
Wayne Bena	Matthew Molsen
Kelly Boswell	Joshua O'Connell
Gregory Brigham	Karen O'Hara
Jennifer Conner	Rachel Pyell
Patrick Dalen	Andrea Schaneman
Michael Fedorenko	Shane Siebert
Kory George	John Snow
Steven Heath	Eric Williams
Aaron Hendry	

The Graduates

The purpose of THE SENIOR TRANSCRIPT is to provide abbreviated resumes of this year's graduates.

The general policies of THE SENIOR TRANSCRIPT are as follows:

1. No dates are included, except for expected graduation date.
2. Undergraduate Dean's List information is not included.
3. All resumes are in standard format consisting of hometown, expected graduation date, education, Law College activities and work experience.
4. Information was current as of September 1, 2002.
5. Abbreviations include:

- ATLA - American Trial Lawyers' Association
- CLEP - Community Legal Education Project
- LSD/ABA - Law Student Division/American Bar Association
- NATA - Nebraska Association of Trial Attorneys
- NCLU - Nebraska Civil Liberties Union
- NRLS - Natural Resources Law Society
- SBA - Student Bar Association
- VITA - Voluntary Income Tax Assistance

The University of Nebraska-Lincoln does not discriminate in any of its employment practices or programs involving student participation.

Stay In Touch

We want to make sure we have the most current information on our alumni. Please take a few moments to complete this form and mail it back to us.

Current news about yourself, photos and clippings are always welcome. Materials will be used in future *AlumNotes* in THE NEBRASKA TRANSCRIPT.

(Please Print or Type)

Name: _____ Class Year: _____

Business Name/Title: _____

Business Address: _____

Business Phone: (____) _____ - _____ Fax: (____) _____ - _____ E-mail: _____

Practice Area: _____

Home Address: _____

Home Phone: (____) _____ - _____ Fax: (____) _____ - _____ E-mail: _____

News & Comments: _____

Please e-mail me the bi-annual College of Law e-mail newsletter. My e-mail address is listed above.

Mail or fax to: Alumni Development Office
UNL College of Law
P.O. Box 830902
Lincoln, NE 68583-0902
Fax: (402) 472-6795

Journal

We want to hear from you! Write your thoughts, feelings, and experiences in your journal. It's a safe space to express yourself and explore your inner world. You can write about anything that interests you, big or small. Your journal is your own secret place.

It's your time to shine!

Write your name at the top of each page. You can also write the date. This will help you track your progress and see how your thoughts change over time.

Start your journal today! It's a simple way to take control of your thoughts and feelings. You can write about your day, your dreams, your fears, and your hopes. Your journal is your own special place, and it's waiting for you to fill it with your words.



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