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The Nebraska Transcript

UNIVERSITY OF NEBRASKA

COLLEGE OF LAW

FALL/WINTER 2004-05

Vol. 38

No. 1



Client Counseling
Competition
2004 U.S. Champions

Dean's Message



Dear Alumni and Friends,

Each spring, I tell seniors about the impressive group of people they are about to join as alumni of the College. I thought those of you who are already alums might also enjoy being reminded of some of those who have walked these halls. There is some danger in this, of course, as there is far too little space on this page (or, indeed, in this magazine) to name all those who deserve mention. But with apologies to all those whom I fail to mention:

- In 1893, John J. Pershing graduated from the College of Law. Later, he became the supreme commander of the Allied Forces in Europe during World War I, one of the most powerful and well-known men of his age.
- In 1915, Robert G. Simmons graduated from the College of Law. Later, he served as chief justice of the Nebraska Supreme Court for 25 years.
- In 1929, Merle Jones graduated from the College of Law. Later, he became president of CBS Television.
- In 1931, J. Lee Rankin graduated from the College of Law. Later, he became solicitor general of the United States and argued *Brown v. Board of Education* and *Gideon v. Wainwright* before the Supreme Court.
- In 1940, Allan Frederick Smith graduated from the College of Law. Later, he became dean of the law school and president of the University of Michigan.
- In 1949, Richard S. Harnsberger graduated from the College of Law. Later, he became one of the nation's foremost experts on water law and a long-time and beloved faculty member at the College.
- In 1951, Theodore C. Sorensen graduated from the College of Law. Later, he became a high-level advisor to President John F. Kennedy, a best-selling author and a leading practitioner in New York City.
- In 1963, Clayton Yeutter graduated from the College of Law. Later, he became an ambassador and secretary of the United States Department of Agriculture.
- In 1970, Earl Benjamin Nelson graduated from the College of Law. Later, he was elected governor of the State of Nebraska and currently he is United States senator from Nebraska.
- In 1988, Samita Mehta graduated from the College of Law. Currently, she is based in Moscow as a vice president for Conoco International Petroleum Company. She was recently named one of 15 Women-of-Color Leaders to Watch by *Diversity & the Bar* magazine.
- In 1994, Jon Bruning graduated from the College of Law. Currently, he is the attorney general for the State of Nebraska.
- In 2000, Damon Barry graduated from the College of Law. Currently, he is senior counsel for CSG Systems, a major multinational company. He was named by *Ebony* magazine as one of the country's 30 outstanding Black lawyers.

To the graduating law students, I always say that this is only the beginning of the list. As I congratulate them on graduating, I say that in years long from now, a dean yet unborn will be compiling a list much like this – and the names of some of this year's graduates will be on it. That is true, of course, because one of the College's primary missions is preparing the leaders of tomorrow for rewarding lives of accomplishment and service.

Steven L. Willborn

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

The Nebraska Transcript

UNIVERSITY OF NEBRASKA COLLEGE OF LAW FALL/WINTER 2004 Vol. 38 No. 1

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U. S. Champs

Law College's Client Counseling Team of Kevin Corlew and Adam Pavelka Compete in International Competition in Scotland

The College of Law's client counseling team of Kevin Corlew, '05, and Adam Pavelka, '05, represented the United States in the International Client Counseling Competition in Glasgow, Scotland. The team earned the right to compete in the international competition by finishing ahead of all U.S. law school teams in the national competition, which was held at Stetson University Law School in St. Petersburg, Fla. "This was quite an achievement," said Professor Craig Lawson, who coached the team. "Kevin and Adam were the best team out of perhaps 1,500 to 2,000 teams – my very rough guesstimate – competing this year in the United States."

The Law College's team and a team from the University of Victoria in British Columbia, Canada, qualified for the competition's final round. Thus both schools knew before the final round that each would be going to the internationals representing their respective countries. The Canadian team won the final round, but the Law College's team, although officially the runner-up, was the United States champion.

Corlew and Pavelka were the first client counseling team from the Law College to compete in the international competition. The 1975 team of Bob Cannon, '76, and Susan Jacobs, '76, won the national competition, but that was before there was an international competition.

Corlew and Pavelka qualified for the nationals by winning the Law College's competition and the regional competition held at Creighton University School of Law in Omaha. The regional win was the seventh by a College of Law team in the last nine years.

What follows are Corlew's and Pavelka's reflections on their experiences:

Our journey to Scotland began when we were first-year law students. Trying just to keep our heads above water during our first year, we decided to add one more thing to our "stress list" and entered the First-Year Client Counseling Competition at the College of Law. We had little time to prepare and knew little about what we were supposed to do in an initial client interview, but with some luck, ended up with a respectable second place finish.

We then competed during our second year in the upperclass

competition. Each year, a particular field of law is chosen for the competition. Last year's competition involved neighbor law, a topic we both knew little about except through related topics we covered in Property and the real-life experiences we had faced through encounters with noisy neighbors. In January 2004, we competed against 11 teams at the College of Law, which was some of the stiffest competition we faced along the way. In fact, we attribute much of our success to the quality of our law school's competition coordinated by

Professors Alan Frank and Craig Lawson. These two professors have spent countless hours writing competition problems, coordinating judges and coaching teams. Their efforts have contributed greatly to the many successes of past client counseling teams at the Law College.

So what goes on during a client counseling competition? Basically, the two teammates role play as practicing attorneys. An actor plays the part of a prospective client visiting the attorneys' office for the first time. The limited knowledge that the attorneys

have of the client's troubles before meeting with the client has been gleaned from a one-sentence memorandum received a few days before the competition. Once the client arrives, the attorneys meet the client, try to make the client feel as comfortable as possible and then begin gathering facts about the client's situation.

After the fact-gathering phase, the attorneys explain the relevant law and develop a course of action based upon what they have discovered. After the client leaves the room, the attorneys break down the client's problem with more legal analysis, talk about strengths and weaknesses of the client's case, and then delegate duties between one another. This entire process (client interview and post-interview discussion) must be accomplished within forty-five minutes.

The competition is typically judged by two legal professionals and one human behavior specialist. The attorneys are judged for their ability to tackle not only the legal issues in each client interview, but also their ability to work with the unique personality of each client. (And we did encounter some unique personalities!) Now that that (arguably brief) description of the competition is over, we'll keep moving on down the road to Scotland.

After winning our local competition, we prepared for the regional competition. We studied neighbor law, which consists of about any dispute a person could think of involving a neighbor (e.g., complaints about noisy neighbors, dog attacks and smelly landfills). We also worked through practice problems developed by Professor Lawson. (Professor Frank is on the ABA Client Counseling Competition Committee that has the responsibility of running the competition and writing the problems. Thus he could not help us prepare for the national and regional competitions.) Furthermore, we met with Lincoln-area attorneys for "round-table" discussions regarding our upcoming regional problems. We got valuable insight on neighbor law and the art of counseling clients from local attorneys Pat Knapp, Corey

Stull, Kent Seacrest and Tom Keefe. In fact, the "difference-maker" in our close victory in the final round at regionals came from a tip we received from one such "round-table" discussion. We are extremely grateful to those "real" attorneys for sharing their time and insight with us.

The regional competition was held at Creighton University Law School in Omaha. We competed against two teams from each of the schools in our region, which included Creighton, Iowa, Drake, Wyoming and, of course, Nebraska. The other Nebraska team, consisting of 2Ls Tim Noerrlinger and Kati Novak, also performed exceptionally well and placed high in the regional competition.

After winning the regional competition, we prepared in similar fashion for the national competition as we had done for regionals – i.e., more research into the interesting world of neighbor law, practice interviews with problems developed by Professor Lawson and more "round-table" discussions with our Lincoln-area-attorney advisors.

The national competition was held at Stetson University's College of Law in St. Petersburg, Fla., on March 13th. Competitors at the national competition hailed from 15 law schools from across the United States and Canada. It was a taxing day of competition. We conducted three consecutive interviews in the morning and a very difficult final round interview. In the final round, the "client" was a married couple. We had not had more than one client in any of our previous rounds. It

was a struggle to get relevant facts and to get a complicated story straight from two people, each wanting to be the primary spokesperson.

We ended the day as the U.S. National Champion. The only team to place higher was a Canadian team from the University of Victoria, British Columbia. Since each country sends its highest-placing team to the international competition, both the Canadian team and our team had the opportunity to go to Scotland. As one can imagine, we



Kevin Curlew and Adam Pavelka, the U.S. Championship Client Counseling Competition team, stand in front of the Glasgow City Chambers in Glasgow, Scotland. The City Chambers was the site of the opening night reception and buffet at the 2004 Louis M. Brown International Client Counseling Competition.



Joining Pavelka and Corlew at the International Competition were faculty advisors Craig Lawson and Alan Frank.

were ecstatic! We celebrated that weekend by eating some terrific fresh seafood, attending a New York Yankees spring training game and touring historic Ybor City.

The 2004 Louis M. Brown International Client Counseling Competition (ICCC) was held March 29 to April 2, in Glasgow, Scotland. What an opportunity! We received the "ok" (and money) from Dean Willborn to go (thank you, Dean Willborn!) and prepared the same way that we had for the previous competition. Professor Lawson accompanied us to Scotland. Professor Frank also attended the competition as a U.S. delegate to the ICCC Committee. Competing in the ICCC were 12 teams representing Australia, Canada, England, Hong Kong, India, Ireland, New Zealand, Northern Ireland, Scotland, South Africa, Sri Lanka and the United States.

We had a remarkable time during the five-day event. The hosts from Scotland treated us and the other teams like royalty throughout our stay. The first night we arrived, we attended a gala affair in the ornate Glasgow City Chambers, where we ate great food and met the other international competitors.

Next, the entire international group was treated to two days worth of sight-seeing. Scotland is a beautiful country with a lot of history. The first day, we visited Edinburgh, the capital city, where we toured the Scottish version of the Supreme Court and observed a court session. The judges and attorneys still wear wigs in the courtroom. We also saw Edinburgh Castle, one of Scotland's most well-known

landmarks. Also on that first day of sightseeing, we had lunch at the headquarters of the Scottish equivalent of the ABA. On the second day of sight-seeing, we toured a whiskey (the pride of Scotland) distillery and took a boat cruise on Loch Lomond, the largest freshwater lake in the U.K. That evening, we were treated to another dinner, this one at Royal Faculty of Procurators.

Probably our favorite part of the trip was meeting and interacting with the people from all over the world. Because of the dinners, group events, sight-seeing tours and (of course) the competition, the international teams spent a lot of time together. We became friends as well as competitors.

On Thursday and Friday, the competition phase of the ICCC took place. Each team conducted three interviews over a span of two days. The problems were challenging, but we felt well prepared. The final round consisted of two teams. The two teams making it to the final round were Canada and New Zealand, with New Zealand winning.

After the competition, the ICCC closed with an incredible banquet. The banquet was kicked-off by a grand entrance of traditional Scottish bagpipes and drums playing Scottish anthems. The meal was a feast with plenty of food and drinks. It appeared that no expense was spared! Following dinner, a keynote address was given by a



The competitors from Australia, Canada, England, Hong Kong, India, Ireland, New Zealand, Northern Ireland, Scotland, South Africa, Sri Lanka and the United States gather at the International Client Counseling Competition's final banquet at the University of Strathclyde.

Award Honors Cannon's Memory, 1975 Triumph



Cannon



Jacobs

Like the College of Law's 2004 Client Counseling Competition team, the 1975 team of Robert Cannon, '76, and Susan Jacobs, '76, was the U.S. champion. Like the 1953-54 Moot Court team, it won in the College's first year in the competition.

The upcoming 30th anniversary of Cannon and Jacob's triumph will be celebrated with a touch of sadness, however. On October 14, 2002, Cannon passed away after a long battle with cancer. To honor his memory and the team's accomplishments, his widow, Kathy, has established the Robert A. Cannon and Susan Jacobs Client Counseling Competition Award. The award will recognize with a certificate and cash award each year's College of Law championship team. Appropriately, the U.S. champion 2004 team of Kevin Corlew and Adam Pavelka is the first recipient of the award.

"Bob always had fond memories of his experience in the Client Counseling Competition and was always appreciative of the practical education that his participation in the competition provided him," Kathy said. "It was his wish that the program continue to thrive, and it is our hope that this award will help support the program and its participants."



The finalists for the 1975 Client Counseling team were (left to right): Susan Jacobs, '76, June Wagoner, '76, Bob Cannon, '76, and Roberta Stick, '76. Jacobs and Cannon went on to win the Law College, Regional, and National Championships.

Scottish judge and the awards were distributed. Also, each country went to the front of the hall for recognition and made some remarks of appreciation to the other teams. We extended an invitation to the other teams to visit Nebraska someday (even though most of them had never heard of Nebraska! "Is that close to New York?" some asked.).

Finally, a memorable event occurred at the end of the banquet. The participants from each country had brought with them gifts representing some aspect of their country. These gifts were given to participants from other countries. We gave the other teams the following items: a U.S. \$1 bill folded into the shape of a ring by Professor Lawson (an Origami extraordinaire), a "Lincoln" penny and assorted College of Law memorabilia (e.g., coffee mugs, lapel pins, etc.). We also received many excellent gifts from the other teams.

The day after the competition, we (along with Professors Frank and Lawson and some other Americans

who helped with the competition) took a train to Stirling. There, we toured the amazing Stirling Castle, dating from the early 1500s, strolled through the quaint, historical town, and viewed the Wallace Monument (i.e., "Braveheart") from a distance.

Once we were on the airplane traveling back to the United States, reality hit us in the face – final exams were only a couple weeks away! Consequently, while everyone else was enjoying the in-flight movies, we had our casebooks cracked open trying to figure out Constitutional Law, Employment Law, Corporations and Wills & Trusts, and praying that professors Duncan, Willborn, Kalish or Lyons would not call on us in class the next day.

Overall, we are very grateful that we participated in the Client Counseling Competition, all the way from our school competition to the internationals. It was a once-in-a-lifetime opportunity that we will never forget. ■

Upset Victory

'Cinderella' Moot Court Team Looks Back Fondly At Law College's 1953 National Championship

BY MARY GARBACZ

Nothing brings out Nebraska pride like an upset victory.

And it's the stuff of legends when the feat isn't repeated for 50 years.

That was the case with the College of Law Moot Court Competition team of 1953 – referred to by some as “the Cinderella team” for its unexpected victory over Georgetown University in December, 1953, making the Law College team the national champions. In the 50 years since then, Law College teams have won in regional competitions 26 times, and two teams have placed second nationally, but none have won the national title.

The winning team was comprised of William H. Grant, '54, Ronald W. Hunter, '55, and Eleanor Knoll (now Swanson), '54, all of whom went on to have long careers practicing law in Nebraska.

“This was the first year Nebraska had entered the National Moot Court Competition, and we fully expected to be defeated in the first round in St. Louis,” said Hunter. And Georgetown was the overwhelming favorite to win the nationals in New York City, having been undefeated for three consecutive years. But neither happened.

“When the judges walked out [after the arguments in the finals], our team walked out of the room, too. We went over to the Georgetown team, and, with good Nebraska manners, we told them we had enjoyed meeting them, and we wished them well. They were hardly gracious!” said Knoll Swanson. As it turned out, when the competition's judges returned to the room, they announced that Nebraska had won the competition.

So, how did it all happen?

The team selection was serendipity. Grant was chosen for the team because he was a known public speaker and had won

a state moot court competition. Knoll Swanson was chosen because of her proficiency in public speaking – she had taught high school history for several years before entering law school. Hunter was chosen because of his research abilities.

“We had good chemistry,” Hunter said.

“Our talents fit well together,” Grant added.

Knoll Swanson remembers that they had to work hard, researching and practicing, for months before the competition. “We just hoped our professors would understand,” she said.

All three agree that their preparation was the key to their success. “It was a matter of research and imagination. The answer we won on was an idea that nobody else had; it rested on a remote case that we found.



U.S. Supreme Court Justice Tom Clark (right), a judge at the 1953 National Moot Court Competition in New York City, congratulates the competition's winning team from the College of Law – (left to right) Ronald W. Hunter, '55, Eleanor Knoll Swanson, '54 and William H. Grant, '54.

It was the case that made us stand out," Knoll Swanson said.

Hunter said the team kept researching until they found second and third sets of arguments; other teams apparently did not prepare as thoroughly. "I became

dissatisfied with our arguments, so we kept improving them. We met teams that used our original arguments; we just kept re-creating them," he said.

"I remember Hunter spending an inordinate amount of time in the library the summer before the competition.

Bill Grant 'Followed His Bliss' to Columbus

Bill Grant, '54, was the first student chosen for the College of Law's National Moot Court Competition team in 1953. He had already won a moot court competition at the state level and was known as a superb speaker.

Grant was selected by his teammates to be chairman of the team, and, with his teammates by his side, he accepted the national title in New York City on December 18, 1953.

"I always suspect that victory helped me get in to the U.S. Army JAG Corps," Grant said recently from his Columbus law office.

He said the thing he most enjoyed during competition was rebuttal. "I got the last word because it was fun to pick up the weaknesses of the other side!" He's philosophical about the national title, though. Title or not, "you still have all the work to do [on a case]; you can't rest on your laurels, because there's always someone who's ready to show you that you don't know what you're talking about."

Grant has practiced law in Columbus since he returned from the Army in 1958, where he was in the Judge Adjutant General (JAG) Corps. "The first half of the tour with the JAG Corps was spent settling claims against the United States," he said.

"The second half was trying general courts martial cases at Ft. Ord, Calif. Both were great experiences, as [JAG attorneys] were given a lot of responsibility quickly. It was 'sink or swim' in developing skills that would be used through the years of practicing law," he remembers.

When he returned from the Army, Grant joined the Columbus law firm of Walter, Albert & Leininger. That firm represented Behlen Manufacturing, a large company in Columbus, which has grown to be an international leader in livestock equipment; grain storage, drying and

handling systems; and building systems. "I began to do more and more of the law firm's work for Behlen, until it was about 75 percent of my practice," Grant said.

When the Behlen work slowed down due to a sale of the business, he began work for Lindsay Manufacturing, a company in Lindsay, Neb., which makes the internationally-marketed Zimmatic center pivot irrigation systems. "My practice specializes in representing small to medium-sized manufacturing companies," he said.

Grant has enjoyed practicing law in a smaller

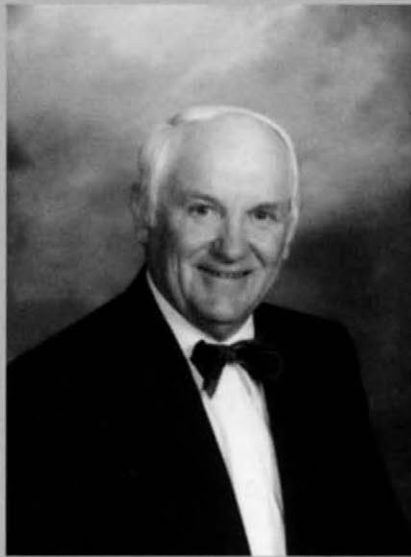
community. "The special attraction to a smaller city has been the opportunity to know my clients on a personal and social basis, as well as professionally. It also offers the benefits of a less-complicated life," he said.

"I have enjoyed the everyday contact with clients and doing the best I can with each one. That gives me satisfaction. And," he added, "as Joseph Campbell said, 'follow your bliss.'"

Grant's son, Clark Grant, '87, joined the law firm in Columbus in 1988, after clerking for Judge C. Thomas White for one year following his graduation from the College of Law. The other lawyers in the firm gradually retired, and the firm became Grant & Grant.

"I knew from the third grade on that I wanted to practice law. I never had any doubt that it was right for me. I was truly lucky in that regard," Grant said. And regardless of any national titles an attorney has won, the only thing that matters is how well the attorney has prepared for a client's case, he noted. While the National Moot Court Competition may have been one of the best-prepared cases he's argued, "We've never devised a substitute for preparation."

-Mary Garbacz



Hard Work Pays Off for Researcher Ronald Hunter

Being on the championship National Moot Court Competition team in 1953 meant a lot to longtime Omaha attorney Ronald W. Hunter, '55.

After all, he pointed out, "I was a less-than-stellar high school student, was on a junior college football team that never won a game, and I also had to overcome problems with stuttering and nervous twitches." However, the philosophy he adopted in college of outworking the competition paid off when the College of Law's team came home from New York City in 1953 with the national title.

In the process of researching and practicing for the competition, he remembers, he found that he did not have any problems with stuttering or twitches when arguing in court.

Hunter grew up in Belmond, Iowa, and first attended Waldorf Junior College in Forest City, Iowa, and then Wayne State Teacher's College in Wayne. "It was at Waldorf that a Professor Ornstein, a Spanish teacher, saw

some promise and asked me to help him write an article" for publication, Hunter remembers. "At that point, my whole life turned." The confidence that professor showed in him motivated Hunter to accomplish even more. Later, in law school, Hunter was appointed editor-in-chief of the NEBRASKA LAW REVIEW and graduated first in his class.

An avid researcher, Hunter is credited with finding the remote implied hearing argument the 1953 team used to win the title. Hunter still enjoys research, both in law and in history. "I still research every day," he said. He is the author of two books and is completing a third. And, he points out, if someone were to ask him what to do to prepare for a career in law, he'd say "learn how to write." With good writing, you'll create good, clear arguments, he said. "You start with facts, and you go from 'a' to 'b' to 'c' and so on. Everything follows logically. Whether you're writing a letter or a brief, it's craftsmanship."

Hunter has learned "not to be afraid of anything or

Some of the issues were obvious, but he pursued a couple that were not so obvious that became a great advantage to us. They were issues and approaches that others hadn't thought of. The other teams were caught unaware," Grant explained.

The team was to argue a hypothetical case in which a professor of political science had been fired, but was suing for pension rights. He had tenure with the private university where he was employed; his contract said he could be fired for misconduct, Hunter explained. The professor had taken the Fifth Amendment and refused to answer questions asked by a Congressional committee investigating communist infiltration into education.

"He had the right to a hearing in a public, but not a private, university," Hunter said. "I felt the words of the contract, in regard to misconduct, implied a hearing was required." After many hours in the law library, "late one night, I found a labor union case from the state of Washington in which the court found that a hearing was required. So, our team was able to use the implied hearing argument in the competition," he said. Hunter then found several more cases to support the implied hearing argument, but "this argument only worked if you were a respondent," he added.

Preparation for the competition took months. The team divided up responsibilities. Grant noted that "Ron's area of expertise was research, even though we all had our take on how to use it; Eleanor had been a teacher, so she was comfortable lecturing and was able to stand up to

questioning. My specialty was public speaking; plus, I was the winner of a state moot court competition, so that gave me experience," Grant said.

"We spent a lot of time together preparing oral arguments and honing them. We had several practices, which were open to other law students. The idea was to get comfortable with questions. The judges were professors and students," Grant said. "Our advisor was Professor Allen Axelrod; he was a laid-back sort of a guy..., always present without being intrusive. He made all of our arrangements and drove to the regionals [in St. Louis]."

The dean of the College of Law at that time, Edmund Belsheim, attended one of the practice sessions. He didn't think the team stood much of a chance of winning, Knoll Swanson remembers. "He supposedly went upstairs and told his colleagues, 'they don't have the chance of a snowball in hell,'" she chuckled.

When it came down to who was going to argue, Knoll Swanson and Grant were the main speakers. Knoll Swanson had had years of experience as a teacher and as a public speaker. Grant also had extensive public speaking experience, but "at that time, I had a problem with stuttering," Hunter said. But when the team decided Hunter should also be given the chance to speak, he realized he did not stutter at all when arguing.

The regional competition in St. Louis made Knoll Swanson realize she was a curiosity. There were only a few women attending law schools at that time – and only three at the Law College. "One of the judges said to me, 'I don't

anybody. It just comes down to hard work. Anytime you have a legal challenge, you just outwork the other person," he said.

"When the law is against you, you really have to know your facts in detail to avoid the unfavorable law. With hard work, you can overcome everything. You don't have to lose if you're willing to outwork the other guy or gal, and do a great service for your client at the same time," he added.

Hunter was in the Reserve Officer Training Corps (ROTC) program while at the University; when he graduated from law school, he entered the Army and was selected for the Counter Intelligence Corps (CIC). "They picked about 100 second lieutenants to be special agents in the CIC," Hunter said. They were taught interrogation and surveillance, among other things. "They taught the basic interrogatories – the who, what when, where, why and how. You explore every ounce of information. It's impossible to say 'yes' or 'no' to a question prefaced with a basic interrogatory," he added. "I have used this technique in law practice over and over in taking depositions."

Hunter was assigned to the San Francisco Bay area, and was in charge of personnel investigation. He also worked counterespionage cases. He said he even interviewed retired four-star Army General Jimmy Doolittle, an American pilot who led the first bombing raid on Tokyo in World War II.

When he finished his stint with the Army in 1958, Hunter joined a law firm in Des Moines, doing tax work, before he came to Omaha to practice.

His practice in Omaha has provided more than a little excitement over the years. One of his more publicized cases was the 1964 John Coleman case. Coleman, a real-estate investor from Chicago, was interested in building some townhouses in Omaha. Coleman came to Omaha with his architect to investigate possible locations for the townhouses. They found a suitable location, but then needed to have the property rezoned. In order to do that, Coleman had to request the zoning change before the city planning board, and then the city council. It was then that Coleman was asked to pay for favorable votes on the zoning change.



Hunter agreed to represent Coleman in this bribery case. "It was serendipity that John Coleman would happen to hire a former counter intelligence agent as his attorney," Hunter said. Hunter had the knowledge and experience in how to proceed.

"A solicitation of a bribe is very difficult to prove unless you have tapes," he said. "You have to follow the proper procedures." Hunter knew how to do that. "We went to the *Omaha World-Herald* for help," he said, and "we legally bugged a room at the Blackstone Hotel and recorded the conversations. After the tapings, I would then walk south of the Blackstone Hotel with the tapes in my briefcase. A retired FBI agent, Joe Thornton, hired by the *Omaha World-Herald*, would walk the other way. I passed the tapes to Joe, who then put them in a safety deposit box. Several of us listened to the tapes, made a transcript, then put them back in the safety deposit box. And, when Coleman had to write bribery checks, we obtained copies of the cancelled checks from the Omaha National Bank. We had the complete history of the bribes.

"On September 25, 1964, the full story hit the *World-Herald*," Hunter said, and it was huge.

Eventually, the mayor was indicted by a grand jury, and was later acquitted. Two members of the Omaha city council were indicted and convicted, and a member of the city planning board was indicted and pled no contest to a misdemeanor. A local real estate entrepreneur was indicted, convicted and went to prison. He was murdered some time after his release from prison.

"I was so afraid of what this case was going to do to my career," Hunter said. But it has turned out to be one of his most memorable cases.

Hunter has also been involved in civic activities in Omaha. Among other projects, he was instrumental in the founding of the Durham Western Heritage Museum. Mary McKinney, chairperson on the board of trustees of the museum, said in 1990 to a representative of Waldorf Junior College, "Ron Hunter built the museum, but above and beyond that, Ron was the visionary." As a part of the founding of the museum and assuring its survival, Hunter gave 1,200 speeches.

-Mary Garbacz

'Best Speaker' Swanson Never Afraid to Speak Up

"I am terribly pleased that I have completed 50 years of practicing law; I feel very satisfied and very lucky to have done it and to have had the support of the profession," said Omaha attorney Eleanor Knoll Swanson, '54. But her life in the law had a non-traditional beginning.

Eleanor Knoll had been a high school teacher, teaching American history and Latin in Wayne, Neb., and Sac City, Iowa, before deciding to attend law school. "I was tired of discovering America the first week of every school year," she said.

So, in January 1951, she went to the dean of the Teacher's College at the University of Nebraska, Frank Henzlik, and told him she had saved enough money to get a Ph.D. in administration. He told her she wouldn't be able to get a job when she was finished, as



usually like woman lawyers, but you argue like a man!" Knoll Swanson said she took it as a compliment.

After winning the regionals, "We started hitting the headlines in Omaha," Knoll Swanson said, "but then we had to consider how to fund the trip to New York." Axelrod approached the Lincoln Kiwanis Club, and the club agreed to fund the team's trip to New York." Knoll Swanson said, "My single room at the Biltmore Hotel in New York City was nine dollars a night!"

Hunter said a New York lawyer, Robert Benjamin, was the College of Law's team's sponsor. "I don't think he was too happy to be our sponsor," he said, "because nobody thought we would do too well." Benjamin was well-known as the attorney who represented Alger Hiss; he was still involved in the appeal at the time the Nebraska team was competing in New York. After the team's early success, Hunter remembers that Benjamin "was thrilled" to be the team's sponsor, and attended the final arguments.

"Ron and I argued in the semifinals; Bill and I argued in the finals. We had not yet heard anybody raise an argument that we had not considered," Knoll Swanson said. After the announcement came that the team had won, Knoll Swanson was given the award for best speaker. She said, "This was especially unusual since I was the first woman to be on a winning team. I was given a book as an award."

Looking back on it all now, what did that national title mean to each of these three attorneys?

Grant, who has practiced law in Columbus since he returned from the U.S. Army JAG Corps after law school,

said, "The main lesson was that we could compete as well as anybody; you don't refuse work because you feel unprepared for it. On the other hand, it would be easy to over-rely on that victory as something that would carry the day back home. You still have all the work to do; you can't rest on your laurels because there's always someone out there who's ready to show that you don't know what you're talking about. You soon realize that nobody really cares about that victory; they care about how you prepared for this challenge for your client."

Knoll Swanson, who has practiced law in Omaha for 50 years, said, "I think I got two jobs I wouldn't have gotten otherwise. But on the other hand, there was not a single law firm in Lincoln or Omaha who would talk to me about a job [after graduation] – the thing is, I wasn't even surprised. I was a woman, after all." She pointed out that things were different for women in the 1950s than they are now, and women expected to be treated differently and paid less – "that's just how it was."

Hunter said, "I learned not to be afraid of anything or anybody – that self-confidence is based on hard work. Anytime you have a legal challenge, you just outwork the other person. I also learned that it isn't the law school that creates the lawyer – not the Harvard or the Yale – it's the lawyer who creates himself or herself. You can get every bit as good an education at Nebraska as you can anywhere else."

About the winning team, Hunter added, "I had two of the finest partners I ever could have had." ■

those jobs were reserved for men. He advised her to get a Ph.D. in history, which she did not want to do.

"I then walked across campus to talk to Dean [Edmund] Belsheim," who was dean of the College of Law. She asked him if he thought she could make a living in the law, and he told her not to try to *practice* law because she'd starve, being a woman, but advised her to attend law school and then go into government. "Women were paid 10 percent less than men just because they were women. There was simply a different salary scale. I wasn't surprised at this; I knew this existed in our society," she said.

When she was on the winning National Moot Court Competition team in 1953, she received much acclaim for her abilities as a member of that team, and won an award as best speaker in the competition. "This was especially noteworthy since I was the first woman [to be on a winning team]," she said in a recent interview.

However, when it came time to find a job after graduation in the spring of 1954, the acclaim did not make much difference. "There was not a single law firm in Lincoln or Omaha who would talk to me about a job – the thing is, I wasn't even surprised. I was a *woman*," she said.

Finally, though, a law firm in New York came up to her and offered her a job. "We always keep a spot for a woman because we know they won't get drafted," she remembers being told. It was the era of the Korean war, she pointed out. But she didn't take that job.

"I got the offer to go to the Department of Justice in the Eisenhower administration," she said. "I was taken in as J. Lee Rankin's, '30, assistant for 10 months. He was in charge of the Office of Legal Counsel. They gave opinions to the White House. In the 1950s, they only had three lawyers in the White House itself; all the legal work was done in the Office of Legal Counsel." Knoll Swanson's work went to the White House under Rankin's name. She distinctly

remembers her instructions in that office – "Don't tell us what you think we want to know; tell us what the LAW is."

After her stint in D.C., Eleanor Knoll came home to Omaha and married Carl Swanson, whom she had met during her senior year in law school. And then the search for a place to practice began again.

"About three years after I arrived in Omaha, a friend of a friend invited me to come and do research for him. He paid me less than he paid his secretary. But I learned to practice law there," she said. "I worked there for two or three years. I created corporations, dissolved corporations ... but I never saw people!"

"I finally met a woman named Margaret Fisher, who started passing divorce cases to me. I was finally seeing people!" she said. "I was there for three years."

Then Eleanor and Carl adopted their daughter, but "I couldn't adopt if I had a job," she recalls. "So I walked out, thinking I was through practicing." But she wasn't.

"I quickly learned I couldn't practice any kind of law involving trial dates" because of babysitting problems, she said. While their daughter was young, "my practice shifted. I did a lot of wills, adoptions and income tax work.

"My law practice finally became estate planning for

the elderly," she said. "I became their only family, in some cases." Some of her clients gave huge bequests which have benefitted Omaha schools and organizations, she added.

As she looks back over her 50 years of practicing law, Knoll Swanson says "the best lawyers didn't ever treat me in any way but as an equal. The ordinary, or the not-too-successful lawyers were the ones who tried to take advantage of me because I was a woman.

"I've found that young women attorneys today fight back with anger; I have always found it better to just laugh about it. I always thought to myself, though, 'just wait till I meet you in court. You'll get yours.' And they did."

-Mary Garbacz

"I've found that young women attorneys today fight back with anger; I have always found it better to just laugh about it. I always thought to myself, though, 'just wait till I meet you in court. You'll get yours.' And they did."

-Eleanor Knoll Swanson



Schmoker Courtyard Dedicated With Jazz, Flowers, Festivities

The Richard S. & Catherine Stuart Schmoker Courtyard was dedicated on May 7, 2004, a beautiful spring day. A covered walkway led to an open air tent in the Courtyard, a jazz band was playing and the flowers were blooming during the Courtyard's first event.

The Courtyard is a spacious walled garden north of the Law College, with a sculpture on loan from the Sheldon Art Gallery gracing the east wall, a flagstone area with tables and benches on the west edge and beautiful vegetation throughout. It will be a focal point for College events and a pleasant refuge for students and faculty for years to come.

Chancellor Harvey S. Perlman, '66, was the master of ceremonies for the program to thank Dick, '64, and Kit Schmoker for the donation that made the Courtyard possible. Terry Fairfield, president of the University of Nebraska Foundation, and Steven Willborn, dean of the Law College, also expressed their appreciation for this latest manifestation of their generosity. Eileen Bergt, the University's landscape architect, gave an interesting overview of the Courtyard's



Richard C. and Catherine Stuart Schmoker stand by the entranceway to the courtyard at the College of Law that bears their name.

vegetation and a verbal description of what it will look like when fully mature.

The Schmokers cut the ribbon that formally opened the Courtyard. Before doing so, they remarked how they do not usually promote bricks and mortar projects; they prefer to fund programs. They were convinced, however, that the Courtyard would greatly enhance the Law College's program by bringing fresh air and beauty to those who work and study there.

The Courtyard began its service to the College this fall when it hosted the first All-College Bocce Tournament. (Bocce is a yard game widely popular in France and Italy.) Undoubtedly, this will be only the first of many events over the coming decades when the Courtyard will serve as a gathering place for students, faculty and alumni. ■



Dick and Kit Schmoker prepare to cut the ribbon at the dedication of the Richard C. and Catherine Stuart Schmoker courtyard on May 7, 2004, while Terry Fairfield, president of the University of Nebraska Foundation, Chancellor Harvey Perlman and Dean Steve Willborn look on

Students Begin Legal Careers With Professionalism Orientation

An old and dear friend, Arnie Becker, comes to you and asks you to represent him in some problems he's having with the Internal Revenue Service. Arnie is plainly a nervous wreck and says that he needs both your friendship and professional expertise to support him through this difficult time. Becker is strapped for cash, and the IRS alleges he has understated his income, underpaid his taxes and failed to report and withhold employee taxes for several years. You put a lot of time and energy into negotiating liability questions with the IRS for Arnie, then work to set up some agreeable alternative solutions to the matter, including a payment schedule. Along the way, Arnie hasn't always been able to pay you on time or in full. The managing partner in your firm has been reviewing your billings and demands that you confront Arnie and require him to catch up on all the money he owes you, plus put down an advance on the work yet to be done on his behalf. If Arnie can't come through immediately, the managing partner will require you to withdraw from your representation of your friend. What do you do?

Does this look like a classroom hypothetical or perhaps a final exam question designed to tax the minds of soon-to-be graduated law students in a Legal Profession class. While it could be that, it actually was one of several problems presented to entering first-year students at the College of Law during a session called Orientation on Professionalism and Ethics that became part of the new students' orientation in 2003.

According to Associate Dean Glenda Pierce, the orientation was designed "to introduce the concepts of professionalism and ethics to the students as they begin their legal careers." The impetus to implement the program came from Jim Rembolt, '72, who, as president of the Nebraska State Bar Association, made professionalism the theme of his term of office. In his remarks that concluded the session, Rembolt said to the students, "You may be wondering, 'Why am I being subjected to a presentation on professionalism and ethics now? Don't I have three years? Can't this wait?'" It cannot wait, he added, because the students "are part of our profession TODAY.... Therefore, it is important that you commit yourself to the core values of our profession now, as you begin your law studies."

The session began with introductory remarks from Dean Steven Willborn and Judge William Jay Riley, '72, of the U.S. Eighth Circuit Court of Appeals. Willborn pointed out that Roscoe Pound, the renowned former dean at the Law College, defined professionalism as, "pursuing a learned art as a common calling in the spirit of public service." He contrasted Pound's definition with the recent definition by the American Bar Association that emphasized not only the lawyer's duty of public service, but also the lawyer's service to clients.

While no one, certainly not Pound, would think that the lawyer's duty to his or her client is not of great importance, Willborn pointed out that many believe that "the

current, prevailing ideology of total commitment to the client and his or her interests... is undermining the leavening effect of true professionalism, which is the lawyer's central obligation, not to clients, but to the common pursuit of the public good and justice."

In his remarks, Riley spoke of the exceptional contributions the legal profession has made to American society. "Despite our proud heritage," he added, "the law profession is sharply criticized by lay persons and lawyers alike for a serious decline in lawyer professionalism and the failure of too many lawyers to adhere to high standards of ethics and civility."

The students were then broken out into 15 groups to discuss the hypothetical problems. Each breakout group was facilitated by two judges, practitioners or law professors. Even though the groups had close to two hours to discuss the hypotheticals and eat a pizza lunch, most were only able to discuss a few of the problems, as each generated animated discussions.

When the sessions were over, many of the facilitators commended the students for the thoughtfulness of their discussions and the seriousness and earnestness of their participation. The students, too, were enthusiastic about the program. Wrote one student, "I feel more committed to the ethics and integrity of the profession." Said another, "It opened up issues I had not even considered." They were pleased by the participation of so many of the community's lawyers and judges and by the insightful advice and perspectives they offered.

While some students felt frustrated by the lack of easy answers to the hypotheticals (and thus were being oriented to law school in a different way), others appreciated the opportunity to examine their "gut instincts" and to contrast those with "the more developed intuitions of judges and experienced attorneys," and they began to see that "many conflicting answers may be equally right." ■

College of Law Hosts Conference On Water Law, Policy & Science

The University's first interdisciplinary Water Law, Policy and Science Conference, *Finding Solutions to Multi-Jurisdictional Water Conflicts*, was convened at the College of Law on March 4 and 5, 2004. Nearly 20 distinguished speakers came together to address sustainable water strategies, focusing on the role of science and economics in shaping water law and policy. Over 200 people attended the event, which was planned by professors Sandra Zellmer of the College of Law, Kyle Hoagland and Mike Jess from the School of Natural Resources and Sheri Fritz from Geoscience. Vice Chancellor Prem Paul and Dean Steve Willborn welcomed the crowd with opening remarks. The Rocky Mountain Mineral Law Foundation, the Nebraska Bar Association Section on Natural Resources and the Nebraska Water Conference provided support.

The conference will be an annual event, hosted in turn by different campus units from year to year, with a rotating theme.



WATER LAW, POLICY AND SCIENCE CONFERENCE

UNIVERSITY OF
Nebraska
Lincoln

successes of negotiating water agreements throughout western United States and the Middle East.

Keynote Speakers Provide Insights on Cutting Edge Issues

The stage was set by Sandra Postel, director of the Global Water Policy Project and author of *The Last Oasis*, who opened the conference with observations on national security and the value of water. Professor Joseph Sax of the University of California-Berkeley Boalt Hall School of Law delivered the Order of the Coif Distinguished Lecture on sustainable solutions to water crises, entitled *Looking Ahead: The Not-So-Dire Future of Western Water Law*, which served as the conference's keynote address. The impacts of groundwater pumping on stream flows and fisheries were described by Professor Robert Glennon of the University of Arizona College of Law, author of *Water Follies: Groundwater Pumping and the Fate of America's Fresh Water Resources*. Glennon gave vivid details from case studies in Minnesota, Arizona and the Ogallala aquifer in Texas. A Nebraska perspective was provided by Gov. Mike Johanns, who discussed water policy, legislation and litigation in the region.

Litigators, Ethicists and Economists Highlight Interdisciplinary Consensus-Building Efforts

The virtues of using alternative dispute resolution techniques for resolving water conflicts between private parties and federal, state and local governments were illustrated by attorney Jay Stein and consultant Mike Harty. Each discussed their experiences on the Platte and Republican rivers. Harty highlighted the difficulties of reaching consensus when it comes to scarce water resources: "People have a hard time talking honestly about water and limitations on water usage, because water is a deeply held core value." Betsy Rieke, area manager for the Bureau of Reclamation, and Charles Lawson, science and technology advisor for the U.S. Department of State, described the frustrations and

The fundamental nature of water as a public trust resource and as a legally protected property interest was addressed by Lincoln attorney LeRoy Sievers, '78. Sievers assessed Nebraska law related to both ground and surface water. Gregory Thomas, with the Natural Heritage Institute, analyzed the ramifications of Fifth Amendment takings claims over water restrictions, focusing on cases involving Tulare Lake, Calif.

Sustainable solutions can be reached through economic tools, such as water leasing and sales, according to law professor Janet Neuman of the Lewis and Clark Law School. Neuman manages a water trust in Oregon. She noted that transfers must be carefully designed to protect instream flows and aquatic communities. Economic expert Richard Howitt of the University of California at Davis agreed, and gave specific examples of incentives and obstacles to successful water marketing initiatives. Attorney Lawrence MacDonnell discussed his perspectives and experience with ground and surface water markets in

Colorado, while David Aiken, professor of Agricultural Economics at the University, helped place pertinent economic issues in context for Nebraskans.

Agency Director Says to Involve the Public and Scientists in Hard Decisions

When faced with difficult choices surrounding the science and public policy of river management on the Platte, Republican and Missouri Rivers, it is crucial to foster public discussion, said Roger Patterson, director of the Nebraska Department of Natural Resources. Patterson acknowledged that, "agencies don't know everything." Controversial issues such as the habitat needs of endangered species and the availability of quantities of water for sustainable human use have no readily apparent answer in either law or science.

Patterson put this discussion in context by recounting his work on the Platte River. In 1997 he was part of a task force that proposed a cooperative, multistate management program for the Platte to ensure long-term vitality of the river and its native fish and wildlife. Some affected parties came forward in protest, forcing the team to negotiate a compromise. According to Patterson, the lack of scientific consensus exacerbated the problem. In the end, he said, the debate frequently comes down to balancing the need for scientific certainty with the need to take action in a timely fashion, while assuring meaningful public input.



Nebraska Gov. Mike Johanns addresses the 2004 Water Law, Policy and Science Conference held at the College of Law.

Ed Peters, School of Natural Resources fisheries biologist at the University, built on Patterson's discussion of Platte River management. Last year, he said, the U.S. Department of Interior requested the National Academy of Sciences and its investigative arm, the National Research Council (NRC), to study the Platte River basin. Peters was a member of the NRC committee, which was charged with studying habitat requirements of threatened or endangered whooping cranes, interior least terns, piping plovers and pallid sturgeon, as well as the validity of in-stream flow recommendations for the river. Physical changes have significantly altered the river from its native form, he added, by affecting stream flows and water quality as well as streamside habitats. The 14 member NRC

committee included experts in ecology, engineering, hydrology, geomorphology, geography, endangered species law and policy, agriculture and economics. Outside experts have reviewed the committee report, which is expected to be published soon.

Like the Platte, the Missouri River has been mired in controversy for quite some time. Gerald Galloway, vice president of Enterprise Engineering Group, Titan Corporation, and former secretary for the International Joint Commission, participated in an NRC committee that studied the Missouri River. For more than 15 years, the U.S. Army Corps of Engineers has struggled to create a new set of rules for the operation of its six mainstream Missouri River dams. "The Missouri River ecosystem is in



Over 200 guests attended the conference from many different areas including law and environmental science.



Professor Robert Glennon of the University of Arizona College of Law talks about the impact of groundwater pumping on stream flows and fisheries.

trouble," Galloway said, adding that policymakers need to get stakeholders together to discuss the issues. Galloway described the NRC committee's 2002 report, which recommended a cooperative, adaptive management strategy.

Scientific teams, however, cannot themselves provide the definitive formula for sustainable water management. According to J.B. Ruhl, professor at the Florida State University College of Law, some researchers and decision-makers are over-selling scientific peer review as the ultimate solution to public policy debates. "Peer review can smother agencies with work," he cautioned. Ruhl explained that peer review is useful, but it is also expensive and time-consuming and proponents often fail to acknowledge that scientific data accounts for only part of a management formula; human needs and desires also influence judgments.

Professor John H. Davidson of the University of South Dakota School of Law, offered concluding remarks on the subject, saying that perhaps the most fruitful way to frame the role of science in water policy is as "a base from which to meet and talk." He added, "It is imperative to find ways for a more productive debate between science and government."

Publications and Additional Information

Additional information about the conference can be found at the Conference Website: <http://snr.unl.edu/waterconference2004/>. Conference proceedings are available for \$16.00, plus \$6.00 shipping and handling, by contacting Jacqueline Vogel, 402-472-7550 or jvogel@unlnotes.unl.edu. Law review articles written by conference speakers will be published in a symposium issue of the

NEBRASKA LAW REVIEW, dedicated to Professor Norm Thorson. ■

Photos taken by Brett Hampton, IANR.



Professor Sandi Zellmer, Professor Sheri Fritz of the Geosciences Department and Vice Chancellor for Research Prem Paul welcome Gov. Mike Johanns to the conference.

Which Way to True Justice?

Appropriate Dispute Resolution & ‘Adversarial Legalism’

BY BRETT DAE

On November 19, 2003, Judge Dorothy W. Nelson, senior circuit judge on the United States Court of Appeals for the Ninth Circuit and the College of Law’s Cline Williams jurist-in-residence, presented a speech at the Law College and shared with the audience her years of judicial experience.

Her speech, titled “Which Way to True Justice? Appropriate Dispute Resolution (ADR) and Adversarial Legalism,” focused on the use of ADR, in various facets of business and life. Judge Nelson brought with her a pedigree of legal accomplishments. Nelson was appointed to the bench by President Jimmy Carter in 1979. She was dean of the University of Southern California Law Center from 1957-1979 and has authored several books and articles about law reform.

Nelson began her speech by emphasizing that in many situations the courts are not the ideal venue for parties to protect their rights. She sees the U.S. legal system as lawyer-dominated instead of judge-dominated — that is, too often legal proceedings focus on the personalities and delay tactics of the lawyers, instead of the merits of the case. She also sees the current system as detrimental to society because the success of litigants too often hinges on the litigants’ personal wealth, and even when parties’ rights are vindicated in litigation, the results come after such a long time because the system operates much too slowly.

She offered several examples of the problems with what Professor Robert A. Kagan terms “adversary legalism.” These examples range from California’s “three strikes” criminal law system, which has resulted in a person being sentenced to 27 years in jail for stealing a pizza, to parties who litigated for years after a disaster in New Delhi, India, without yet receiving any money — certainly not the millions of dollars promised to them by American lawyers — despite the fact that most of them would have been satisfied with a \$500 annual annuity.

Also, when parties litigate over sexual harassment in

the workplace, the plaintiffs, even when they are successful in winning damages, are often unhappy because throughout the process the plaintiff really wanted an apology and a chance to tell her story — not a process that exposes the plaintiff’s private life through an inefficient and stressful process.

Nelson had a number of suggestions to improve the American system of justice. For instance, “a large range of criminal prosecutions could be referred to less formal, non-jury courts, with greatly reduced penalties, which could do away with sometimes extortive plea bargaining.”



On the civil side, Nelson suggested that social insurance could be extended for health and disability claims; the jurisdictions of more informal courts, like small claims courts, could be expanded; or, under some circumstances, a loser in a lawsuit might be required to pay the other side’s attorney’s fees.

Her primary remedy was the greater use of ADR, which she defined as appropriate dispute resolution. As many cases end up being settled, the major questions are not “for or against settlement,” but “when, how, and

under what circumstances should cases be settled.”

In many cases, Nelson pointed out, a binary win/loss approach produces solutions that do not serve the parties’ real interests. On the other hand, mediation can result in non-binary solutions that “may produce more justice and allow the parties to craft solutions with a greater variety of remedial possibilities.” This is the real purpose of ADR mechanisms, she said, not merely “permitting courts to unburden themselves of unwanted classes of cases.”

Nelson concluded by emphasizing that law schools need to produce more “justice-producing people.” She suggested that law schools, in the words of Derek Bok, former dean of Harvard Law School and president of Harvard University, need to “tap the human inclinations toward collaboration, rather than stirring our proclivities for competition and rivalry.” ■

Supreme Court Correspondent Explains Its 'Monumental Shift'

BY BRETT DAE

On September 15, 2003, the College of Law welcomed Linda Greenhouse, the United States Supreme Court beat writer for the *New York Times*. Greenhouse came to the Law College as part of an arrangement between the University, the *New York Times* and other newspapers to provide free newspapers to the University's students. Greenhouse, who attended Yale University and received her Masters in Studies of Law degree, won the Pulitzer Prize for Beat Reporting in 1998.

In her lecture, *What Got into the Court? What Happens Next?* Greenhouse shared what she considered to be monumental shifts and changes in the United States Supreme Court in the past year.

Greenhouse discussed what she considered to be the impetus behind the Court's landmark decisions in *Grutter v. Bollinger*, which dealt with university admissions standards, and *Lawrence v. Texas*, which "endorsed a constitutional framework for gay rights." She explained the two cases in the framework of two other equally important cases, *Brown v. Legal Foundation of Washington*, and *Nevada Department of Human Resources v. Hibbs*. *Brown* dealt with the Court's surprising endorsement of IOLTA — the interest-bearing escrow accounts lawyers for their clients' money pending disbursement. In a stunning decision, Justice Sandra Day O'Connor provided the swing vote necessary to uphold the IOLTA program and fend off those parties contending that the program was a "taking" under the Fifth Amendment.

The *Hibbs* case dealt with an important issue in the "federalism revolution" as the Court, in a 6-3 decision, rejected the states' immunity claim in a dispute over Congress' power under the Fourteenth Amendment to provide gender-focused remedies against the states under the Family and Medical Leave Act of 1993. It was, Greenhouse said, the first time the states had lost a major immunity case since the federalism revolution gathered steam in the early 1990's.



In describing *Brown* and *Hibbs*, Greenhouse enlightened the audience to the importance of amicus briefs and described how the different elements of society helped the Court fully grasp the impact of its decisions. For example, in the *Brown* case, the American Bar Association, the chief justices of the 50 states, the National League of Cities and attorney generals of 36 states all submitted briefs to the Court. In explaining the impact of these briefs, Greenhouse keyed in on how the briefs provided a "reality check" for the judicial system.

At stake in *Grutter* was the right of universities to consider affirmative action in the schools' rubric for admissions. The Court received briefs from those organizations that historically have been pro affirmative action. But, Greenhouse explained, even Fortune 500 companies wrote the Court to explain the importance of affirmative action in promoting a diverse workforce in the current global economy. In addition, a brief from retired military officers and superintendents of the military academies described affirmative action at the service academies as essential for maintaining the diverse officer corps needed to serve an integrated military. There were also many briefs against affirmative action—including one from the Bush Administration. Greenhouse explained that the Bush brief was so "internally inconsistent" and provided little explanation other than an endorsement of the "Texas 10-percent Plan" without explaining how that would apply to law school admissions that, ostensibly, the brief did more harm than good.

She also explained how the Court came to its decision in *Lawrence*. She explained that influential briefs helped the Court maintain a direction that would be seen as positive in both the eyes of the Justices, and the "world's eyes." The decision in *Lawrence* pitted age-old stereotypes against a legal evolution in the circuit courts. It was up to the Court to decide the direction in which it would proceed. ■

Graduation Honors

Highest Distinction

Erin M. O'Gara

High Distinction

David John August Bargaen

Laura Rebecca Hegge

R. Adam Hornung

Cynthia R. Lamm

Distinction

Thomas Campbell Anschutz

Stanton Nicholas Beeder

Carly Joy Beusch

Christopher Fredrick Blumenberg

Carrie Olivia Boyles

Tracey Leigh Buettner

Brian W. Dales

Shane Russell Deaver

Jennifer Rene'e Eklofe

Stephanie E. Frost

Johnna Lee Graff

Katherine Elizabeth Gregg

Clinton James Guthrie

Todd James Hepler

Sara Sayler Hertz

Heather Marie Holland

Amanda Jean Karr

Katherine Marie Merz

Russell Grant Metcalf

Stacey Lain Miller

Melissa Clare Mockelman

Robert Lewis Morris

Ann Maureen Mulligan

Kelly Hayes Orlando

Aaron Meyer Popelka

David Wayne Rasmussen

Aaron Lee Schnier

Timothy Scott Sieh

Julianne McHale Spatz

Rachel Ann Spicer

Katherine Jean Spohn

Jennifer Doreen Tricker

Anastasia Wagner

Karen Kay Weinhold

Cheryl Catherine Wolff

Order of the Coif

David John August Bargaen

Stanton Nicholas Beeder

Tracey Leigh Buettner

Stephanie E. Frost

Clinton James Guthrie

Laura Rebecca Hegge

R. Adam Hornung

Amanda Jean Karr

Cynthia R. Lamm

Erin M. O'Gara

Julianne McHale Spatz

Jennifer Doreen Tricker

Cheryl Catherine Wolff

Order of the Barristers

Jarrod Patrick Crouse

Todd James Hepler

Heather Marie Holland

Katherine Marie Merz

Russell Grant Metcalf

David John Proksel

Jess Benjamin Roberts

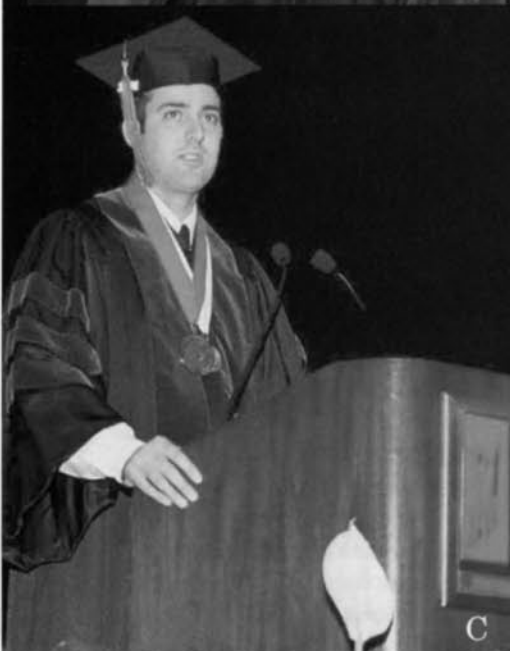
Rachel Ann Spicer

Kimberly Jo Van Deventer

Graduation 2004



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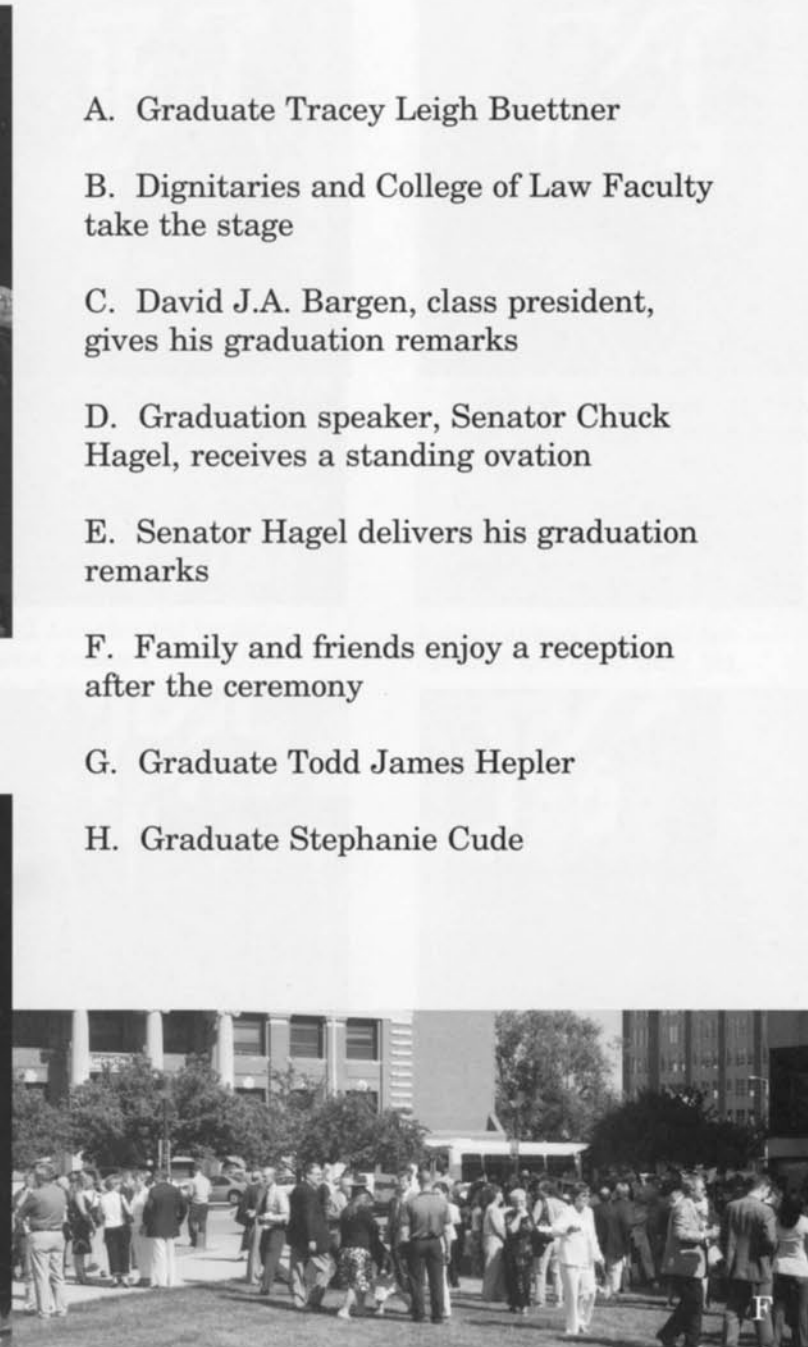
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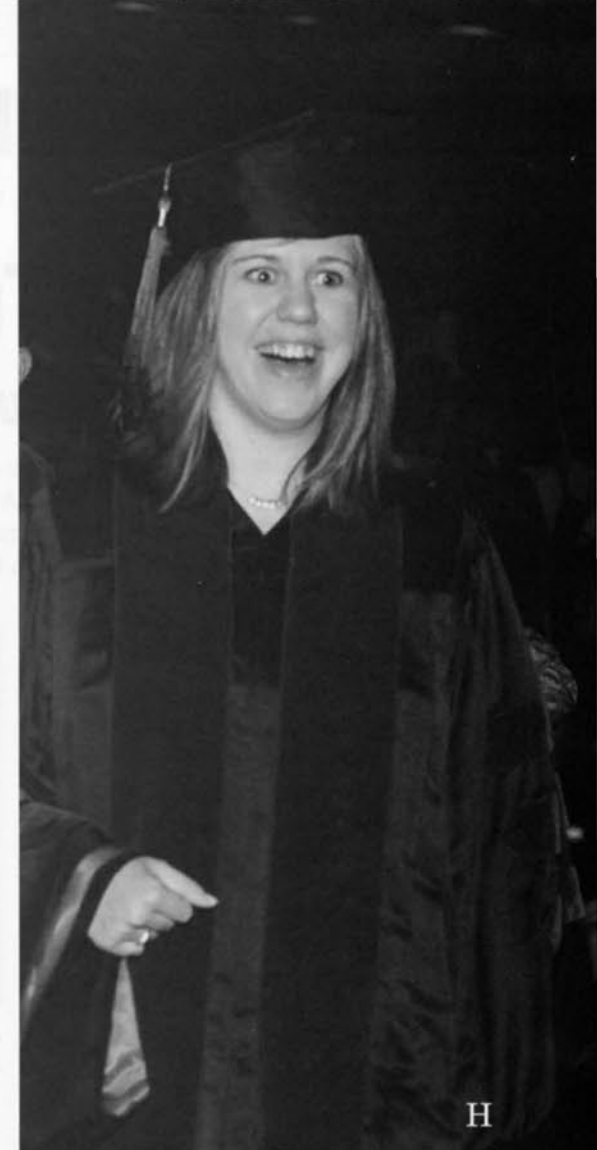
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A. Graduate Tracey Leigh Buettner

B. Dignitaries and College of Law Faculty take the stage

C. David J.A. Barga, class president, gives his graduation remarks

D. Graduation speaker, Senator Chuck Hagel, receives a standing ovation

E. Senator Hagel delivers his graduation remarks

F. Family and friends enjoy a reception after the ceremony

G. Graduate Todd James Hepler

H. Graduate Stephanie Cude

Family Tradition Ceremony

Thirteen Graduates, Family Members Honored

At its 2004 graduation, the College of Law continued its recent tradition of recognizing the significant contributions that family loyalty makes to the Law College. At the Family Traditions Ceremony prior to the graduation, 13 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.



Natalie Stone-Burns Hazen and her father, The Honorable Steven D. Burns, '73.



Nichole L. Gessford and her father, James B. Gessford, '75.



Rick W. Grady and his uncle, Gilbert D. Grady, '69.



Laura R. Hegge and her father, Dennis R. Hurley, '80.



Richard Adam Hornung and his sister, Heidi J. Hornung-Scherr, '95.



Erin M. O'Gara and her husband, Paul D. Heimann, '99, and her father, Robert M. O'Gara, '64.

GRADUATION 2004



David W. Rasmussen with his cousin, Danielle A. Curtiss, '01, his aunt, Susan L. Curtiss Warren, '78, his cousin, Bruce D. Curtiss, '76, and his cousin Alan H. Curtiss, '72.



Jonathan V. Rehm and his father, Rodney J. Rehm, '73.



Andrew D. Romatzke and his father, Dale A. Romatzke, '73.



Kerrie J. Snowden and her father, James A. Snowden, '72, and her uncle, Professor John R. Snowden, '71.



Julianne McHale Spatz, and her husband, John Colby Spatz, '00.



Jennifer D. Tricker, and her father-in-law, Edward H. Tricker, '73.



Karen K. Weinhold and her father, Willard C. Weinhold, '68.

In Brief



Ronald Sullivan

■ D.C. Public Defender Service Uses 'Imaginative Identification'

Ronald Sullivan, director of the Public Defender Service of the District of Columbia spoke at a celebration of Black History Month at the College of

Law on February 25, 2004.

His talk was sponsored by the Black Law Student Association. Gustavo Guitierrez, '04, served as a law clerk at the public defender's office in the summer of 2003.

Sullivan said his office had the reputation as the best public defender service in the country. This is because its personnel is well trained; the attorneys carry low caseloads of 25 to 30 cases, rather than the 200 cases for which

some public defenders are responsible; the attorneys are paid equivalent to what the U. S. attorney's lawyers are paid, rather than having low income cases being handed out to the lowest bidder as is the case in some localities;

and it has an adequate budget for experts.

How should the office use these resources or as Sullivan asked, "What makes a good public defender?" The key, he said is establishing a relationship with the your clients that employs "imaginative identification," a philosophy of client interaction that says that it is "okay to know your clients as individuals and to empathize with them," to see them as "one of us rather than one of them," and to regard them and their families as "fellow citizens whom you should take the time to know." That does not mean, he added, that you need to like them or approve of what they did.

■ Governments Send 'Mixed Message' about Gambling

Ronald J. Rychlak, professor and associate dean at The University of Mississippi School of Law, spoke to a Law College audience about a subject that hits close to home for many sports fans and Cornhusker fans — gambling and sports betting. Rychlak teaches



For the second straight year the College of Law hosted a four-week Pre-law Summer Institute in 2004. The Law College is one of eight law schools selected by the Law School Admission's Council to host the program. The institute attracted a diverse group of undergraduates who were considering applying to law schools and a few who would be beginning their first year of law school in the fall. Said Admissions Coordinator Denice Archer, "So far 59 students have participated in the two years the Institute has been held, eight of whom have enrolled in the Law College." Vernon Daniels, '83, a Douglas County juvenile court judge, was the keynote speaker at the institute's final banquet on July 9.

gaming law at Ole Miss and has contributed to legislation on the subject.

He spoke of the origins of gambling, lotteries, sports books and other facets of gaming that not only provide a pastime for sports fans, but also provides revenue for the local governments.

Rychlak explained that gambling, and the impetus behind it, has its recent origins in church bingo and with groups such as the Shriners. It also has its origins in riverboat gambling and para-mutual gambling such as horse racing.

But, the aspect of gambling with which most people have contact is through state lotteries. States that have prohibitions on traditional (Las Vegas-style) gambling overwhelmingly approve state lotteries that raise revenues for the government.

Rychlak explained that during the Revolutionary War many states held lotteries to enable them to pay for the costs of war and for soldier salaries. Additionally, he explained that many influential federalism cases involving gambling have shaped the law — this ranges from defining the scope of the Commerce Clause to making treaties with Indian tribes. Rychlak said current debates over gambling sometimes relate more to federalism than to the adverse affects of gambling so commonly suggested by politicians such as John McCain.

Rychlak then focused on the “mixed message” that people receive about gambling. He explained that regardless of one’s opinion on gambling, many governments are inconsistent about their position — on one side of the coin, many states limit casino activity to riverboats, but on the other side of the coin, bombard its citizens with ads for the state lotteries.

The best example of the “mixed message” is the practice of many states to run more ads for the state lotteries on the days that welfare checks are

■ Magazine Salutes College’s Unique Marketing

The College of Law’s unique approach to marketing itself within the law school world



rated a special mention in *The Green Bag*, a magazine that bills itself “an entertaining journal of the law,” which is published in cooperation with George Mason University School of Law.

Lamenting that “most law schools from coast to coast — in an inspiring demonstration of the independent thinking, solid empirical research, and respect for the reader that are hallmarks of modern legal scholarship — have in the past few years begun investing heavily in snazzy brochures” in order to impress the law school deans who are polled for the “reputation” component of the *U.S. News & World Report’s* law school rankings, it noted that “[o]ne school, at least, stands above the frenzy.”

Dean Steven L. Willborn of the College of Law “takes a different approach to marketing” the magazine noted. It reproduced the simple two-page letter Willborn sent to law colleges deans in September 2003, which it contrasted to the “full-color, die-cut, coated-stock, perfect-bound gusher of paper” produced by many other law schools. The letter began, “I make one grudging, low-cost accommodation to *U.S. News and World Report* every year, which is to write you this letter to help you make a more informed decision about Nebraska.”

The magazine asked Willborn about the costs of the College’s marketing program. He replied:

On costs, my rough estimate is as follows:

- 1) *Time to write. The marginal cost would be about 15 minutes because the letter, with only a few changes, is a copy of the annual letter I sent to alumni asking for money. That letter probably took a couple hours to write, so the average cost would be a bit higher....*
- 2) *Mailing costs. I mailed it to 186 Deans. ... I would estimate the paper, postage, and printing costs to be roughly one dollar per letter.*
- 3) *Other costs. The marginal cost of secretarial time was approximately zero. (I made her do it during what would otherwise have been her coffee break. Just kidding.) The time for marketing consultants was exactly zero.*

The magazine concluded, “Will Dean Willborn’s approach move Nebraska ahead of Chicago and Michigan at *U.S. News*? We don’t know. But we like his chutzpah.”

issued. The same politicians who criticize the ill effects of gambling also capitalize on citizens’ vices by increasing their exposure to gambling for the state’s benefit.

In concluding his speech, Rychlak intimated that while one cannot

escape the ethical and moral issues associated with gambling, other issues such as the effect of new technologies that make gambling easier (be it video poker machines that allow ATM access or Internet sports betting) also make the issues of federalism, and the



Dr. Robert P. George, who spoke at the Law College on "Human Cloning and Embryo Research," is introduced by Christian Legal Society president, Kevin Corlew, '05.

federal government's efforts to "get a piece of the pie," all the more interesting.

-Brett Daee

■ Council Member Opposes Use of Embryos for Medical Research

Dr. Robert P. George, a member of the President's Council on Bioethics, spoke at the College of Law on March 25, 2004, on "Human Cloning and Embryo Research: Ethical and Political Issues." George is McCormick professor of jurisprudence at Princeton University and director of the James Madison Program in American Ideals and Institutions. His speech was sponsored by the Christian Legal Society and the Nebraska Coalition for Ethical Research.

George reported that while the President's Council was unanimous in its opposition to cloning for the purpose of creating babies, it was split on the issue of cloning for medical research.

A ten-member majority favored a four year moratorium on cloning, but seven of those favored a ban on all cloning while three wanted further debate on the issue. The seven council members who opposed the moratorium were even more fractured. Some believed that the destruction of

embryos, while useful, was still regretful and that they should not be sacrificed lightly. Others believed that an embryo had no more standing than a sperm or an egg.

It was clear that George's vote was with those who favored a permanent ban. "An embryo is not potential life," he said. "It is human life with potential." It is not different in kind from other humans, he argued.

A human embryo is one stage in human development, just like a fetus, infant, adolescent or an adult. "All of us were once embryos," he said. "We were then, as we are now, worthy of respect and protection."

If we were to deny an embryo full respect because it is not immediately able to reason, reflect or

make decisions, we would be saying that some human entities do not deserve respect, he continued. "Basic rights belong to all humans."

"Because humans are intrinsically valuable, they must be intrinsically valuable at the time they came into being." This is true, he said, even though an embryo is very tiny, even though it does not look like a human being and even though it has not yet developed a brain and has no consciousness or awareness.

■ Feinburg, 9/11 Victim Compensation Fund Master, Calls Tragedy 'Unprecedented'

The stories he has heard are "horrifying and tragic; some are beyond belief." And he greatly underestimated the amount of work involved. Yet Kenneth Feinberg told an audience at an October 17, 2003, lecture at the College of Law entitled "An Unprecedented Response to an Unprecedented Tragedy" that he considered his unpaid role as special master of the federal Sept. 11 Victims Compensation Fund to be "the greatest public service I have ever performed."



Kenneth Feinberg, special master of the 9/11 Victims Compensation Fund, speaks at the Law College about issues concerning the fund.

Feinberg was selected to oversee the fund by Attorney General John Ashcroft on the recommendation of Nebraska Sen. Chuck Hagel. One of the nation's leading experts in mediation and alternative dispute resolution, Feinberg, who has taught at a number of prominent law schools, has served as special master in such cases as Agent Orange, asbestos personal injury litigation and Dalkon Shield. He was also one of three arbitrators selected to determine the fair market value of the Zapruder film of the Kennedy assassination and was one of two arbitrators selected to determine the allocation of legal fees in the Holocaust slave labor litigation.

Congress created the fund as part of a larger law designed to bail out airlines and limit the liability of various entities in 9/11 lawsuits. Any party who elects to receive compensation from the fund gives up his or her right to sue. Feinberg said that the statute that created the fund allowed the families of people killed or those people physically injured by the attack, who were in the immediate vicinity of the attack and who received medical treatment within 72 hours of the attack, to receive compensation.

The statute also laid out the formula that determines the amount

the victims are to receive. First, Feinberg said, the economic loss to the victim must be considered. So the family of a high salaried executive who was killed in the collapse of the World Trade Center towers would receive considerably more than the widow of the firefighter who tried to save him. The special master is then to add compensation for non-economic loss like pain and suffering and emotional distress.

The statute also required the master to deduct collateral sources of income such as life insurance, pensions and workers' compensation. After computing all of this, Feinberg was allowed to exercise his discretion to make sure justice was done. At the time of his lecture, Feinberg said the median award was 1.3 million dollars. The highest award was 7.6 million to a burn victim and the lowest \$500 for a broken finger.

One of the issues the statute failed to address, Feinberg explained, was who in a deceased victim's family should be compensated – the spouse, the fiancé, the parents, the same sex partner? Where possible, Feinberg looked to the state law of the victim's domicile. But in most cases in which there were competing claims, Feinberg

said he was able to fashion a compromise acceptable to everybody.

Another concern was that the statute did not compensate victims of other acts of terrorism like the Oklahoma City bombing or the first World Trade Center attack. As unfair as that might appear, Feinberg felt that the Sept. 11 attack was such a horrific event that it could fairly be singled out.

"By far the biggest difficulty," he said, was meeting with thousands of families of victims. Doing so helped him to corroborate the nature and extent of the grief they suffered, but in hearing their stories, "you soon realize that you are not immune" to their pain.

■ Truth and Reconciliation Commission 'Essential To South African Nation Building'

On April 6, 2004, Penelope E. Andrews, a professor at the City University of New York School of Law, addressed the College of Law community on "The South African Experience of Racial Reconciliation and Reparations: Lessons and Pitfalls." Andrews earned her B.A. and LL.B. degrees from the University of Natal in Durban, South Africa, and an LL.M.

■ 2004 Moot Court Team Wins Regional Competition; Holland 'Best Oral Advocate'

The College of Law's National Moot Court Team won the regional competition held at Creighton University School of Law on November 21-22, 2003. The team of Jarrod Crouse, Heather Holland and Rachel Spicer went on to compete in the national competition in New York City in February. In the regionals, Holland won the American College of Trial Lawyers silver bowl as the best

oral advocate in the competition's final round, and the team's brief received the second highest score in the regional competition.

The Law College was also represented in the competition by the team of Cyndi Lamm, Russell Metcalf and David Proksel.

At the national competition, Crouse and Holland defeated Minnesota in the first preliminary round, and Spicer and Holland bested Drake in the oral argument but lost overall because Drake had the second place brief in the national competition. South Texas won the competition with Minnesota finishing second.

The 2003-2004 competition focused on two legal issues involving trademark infringement and the First Amendment.



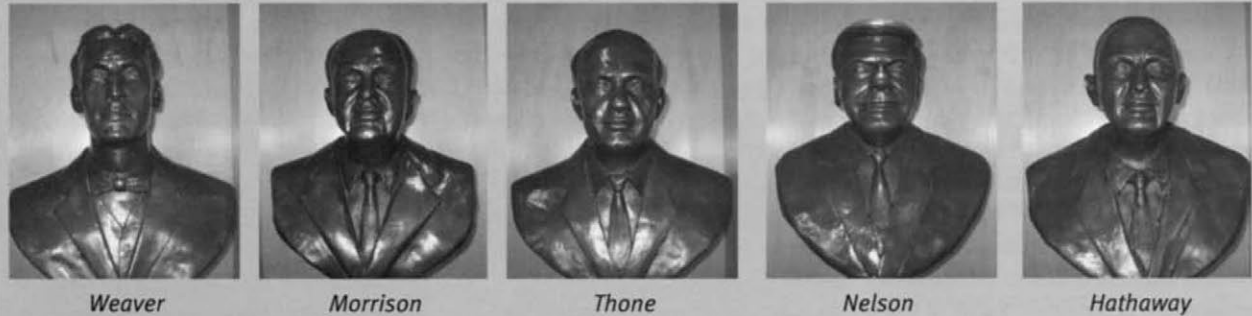
Crouse



Holland



Spicer



The busts of former Nebraska governors Arthur J. Weaver, 1896, Frank Morrison, '31, Charles Thone, '50, and E. Benjamin Nelson, '70, and of former Wyoming governor Stanley Hathaway, '50, all College of Law alumni, were delivered to the College this summer. However, the busts, sculpted by Nebraska artist Fred Hoppe, had a somewhat precarious journey before they were safely installed in the College's Governors Room. According to the Associated Press, the busts and a life-sized sculpture of a firefighter were being hauled in a pickup truck. Three of the governors' sculptures were wrapped in clear plastic and secured by seatbelts. Several people driving on the same highway outside of Baker City, Ore., mistook the sculptures for bodies and called the police. When the police discovered that they were sculptures, "we all had a good laugh," the driver said. It seems governors, even bronze ones, lead exciting lives.

from Columbia Law School in New York.

She spoke ten years after the first South African democratic election. This was a proper time, she said, to reflect on South Africa's experiment even though it was not yet time to fully evaluate it.

The South African constitution left open the question of what to do about the past and about apartheid. It was feared that extensive war crime trials would hinder the development of the country's emerging democracy.

The Truth and Reconciliation Commission was a compromise. Even though apartheid was deemed a crime against humanity under international law by the United Nations, the TRC looked at its crimes as individual acts of gross violations of human rights.

The aim of the TRC was to be victim-centered. It was, Andrews said, "designed to allow victims to tell their stories unencumbered by legal mechanisms" such as cross examina-

tion. The choice of TRC chair, Bishop Desmond Tutu, "infused an especially Christian sentiment and attitude of forgiveness."

Andrews explained that the TRC established three committees: The Committee of Human Rights Violations, which decided which applicants were victims; the Amnesty Committee, which granted amnesty to applicants who disclosed fully the details of their acts that were committed for political purposes; and the Reparations Committee, which explored methods and mechanisms for reparations.

One especially controversial aspect of the commission's work was that it considered violations by the liberation movement as well as those of the security establishment.

Andrews believed that, on the whole, the TRC's work was "essential to the South African project of reconciliation and nation building." The process, she said, enabled the TRC

"to steer the country from a culture of repression toward one of accountability." It also gave the victims of gross human rights violations the opportunity to be heard and compensated, and it allowed the stories of the victims and the testimony of perpetrators to become an official part of South African history.

"Are South Africans reconciled?" Andrews asked. One piece of evidence that the process is not yet over was the lawsuit filed in the federal court in New York by Khulumani, a South African nongovernmental organization, against several corporations and banks for investing in South Africa during the apartheid years, in effect aiding and abetting the apartheid government.

Moreover, South Africa today is "an extraordinary unequal society." True reconciliation will not happen, she concluded, until people have hope for the future. "Democracy is being held hostage by poverty."

U.S. Supreme Court Cites Kirst In Confrontation Clause Case

A law review article written by College of Law's Roger Kirst, the Henry M. Grether Professor of Law and the recipient of the 2004 Alumni Council's Distinguished Faculty Award, was recently cited by the United States Supreme Court. Clearly the Court has gained insight by reading Kirst's scholarship. At the same time, Kirst has learned a lot about the Court by being able to read the heretofore private files of some of its justices.

Kirst's article, "Appellate Court Answers to the Confrontation Questions in *Lilly v. Virginia*," 53 *Syracuse Law Review* 87 (2003), was cited in Justice Antonin Scalia's majority opinion in *Crawford v. Washington*, 541 U.S. 36 (2004). *Crawford* dealt with the question of whether admitting a statement given to police by the wife and alleged accomplice of the accused would violate the Sixth Amendment's Confrontation Clause that declares "the accused shall enjoy the right ... to be confronted with the witnesses against him."

The Court had little difficulty in deciding that, under the facts, the admission of the wife's statement violated the Confrontation Clause. That was true as well in the *Lilly* case decided five years previously. What the Court has had trouble with, according to Kirst, is articulating an overall

organization or structure of its Confrontation Clause jurisprudence that lower courts would find useful and understandable.

When the Court decided *Lilly*, the justices "were at a point where they hoped they could adopt some broader theory that would give more guidance to other courts and maybe give the Court itself more guidance," Kirst explained. In *Lilly*, he went on, "they published five different opinions, each of which went off in different directions suggesting how hypothetical cases should be decided. It was clear after reading the opinions that the Court would be looking for guidance about what the next step should be."

It was to help give the Court that guidance that led Kirst to write his article. He tracked all of the post-*Lilly* decisions starting in June 1999 to see what the state and federal courts were doing with the Supreme Court's theories. "I wanted to see whether they were getting any useful guidance from what the Court had said, see what they were doing with that guidance and see what kinds of cases the courts were having the most trouble with." After 2 1/2 years of tracking, he had compiled 100 cases. He found that there were some issues on which there was a fair amount of consistency and others about which the

courts were uncertain and inconsistent. By the time the article was ready for publication, Kirst had compiled another year of cases, which he was able to slide into a postscript.

Kirst's article was cited in a party's brief and in amicus briefs in *Crawford* to show, he said, among other things, "that there was disagreement among the lower courts about what the Supreme Court opinions meant, that lower courts were reading Supreme Court opinions in ways that might not be consistent with what the Court thought it had established, and that courts were using the language of the Supreme Court but not



necessarily following the spirit or the principles the Court was announcing.”

Scalia’s opinion cited Kirst’s data. The Court also took advantage of the fact that the article assembled in one place a snapshot of how the Supreme Court’s theory was working. Thus the article achieved one of Kirst’s purposes – getting “an honest accounting of what was happening” by looking at 3 1/2 years of experience in the courts. The Court concluded that the lower courts were not interpreting the Supreme Court’s doctrine correctly and that perhaps the time had come to rethink that doctrine.

Scalia used the *Crawford* opinion “to support a theory he had been espousing for about 12 years,” said Kirst. All testimonial evidence, such as interrogations by police, has to be subject to cross examination no matter how reliable it might be thought to be. Everything else – non testimonial statements – were outside the scope of the Sixth Amendment. While all but two of the justices joined in Scalia’s opinion, Kirst said it is not clear whether the majority was simply signing on to the narrow result of the case rather than fully supporting the broad theory that Scalia espoused.

Scalia’s approach in *Crawford* was meant to replace the theory that Justice Blackmun had articulated in *Ohio v. Roberts*, 448 U.S. 56 (1980). In *Roberts*, Blackmun said that a statement of someone who was not present at trial could only be used if the prosecutor showed that the person was unavailable for trial. Even then, it could only be used if it fell within a firmly rooted hearsay exception or if it had particularized guarantees of trustworthiness. “One of the things I was looking for in my article,” Kirst explained, “was whether the lower courts had come up with a workable list that would make sense out of what Justice Blackmun had suggested. And my conclusion was that they hadn’t. There were no consistent patterns. The clearest thing coming out of what the lower courts had done was that it was a mishmash.”

Like Scalia, Blackmun was trying to come up with “a single elegant theory” by which cases could be decided. *Roberts* resembles *Crawford* in another way – it was a case that could be easily decided on its facts, but included a “plug-in section” in which Blackmun articulated his theory. But Blackmun, explained Kirst, “did not use his own theory in disposing of the case and did not use his own categories in analyzing the case. Normally you’d expect that the opinion would set out the theory and then apply the theory.”

It was in trying to unravel the mysteries of the *Roberts* opinion that led Kirst to the justices’ papers. Historically

the justices’ files have been destroyed. But after Justice Marshall opened up his papers for unrestrained use after he died, other justices started to go in that direction. Kirst learned that Justice Powell’s papers were available for scholarly use at Washington & Lee University and was able to read Powell’s file on *Roberts*. Justice Blackmun had given his papers to the Library of Congress with an embargo on them for five years after his death.

The release of Blackmun’s papers in March 2004 drew extensive media coverage because of his role in the abortion cases among others. “I was scheduled to be there a week later,” Kirst recalled. “One week after the release, all was quiet; everybody was gone. The reading room was peaceful, and I was interested in things no one else cared about.”



Kirst was never able to solve the mystery of where the language that Blackmun used in *Roberts* came from. But his search through the justices’ files brought about other insights. “One of the things I’ve seen so far going through the files,” he said, “is that the justices really do communicate about the case – the facts of the case, the theories of the opinion, the implications. It is like reading a transcript of a seminar discussing the issues. You get a good sense of how the court worked as an institution.”

He was also struck by the differences in the ways that justices communicated with each other. While many of the internal memoranda read like court opinions, others, like one he saw written by Justice Rehnquist, “are positively chatty.”

We have not heard the last from Kirst about the Confrontation Clause. “The topic I am working on now,” he reported, “is what else can be said about confrontation now that Justice Scalia has sketched out a new way of looking at it.” ■

Journey from Public Defender to Law Librarian

Just One of Pearlman's Many Odysseys

“I had the opportunity to do much of what I wanted to do after I graduated from law school. I had tried cases, had won cases and had argued in front of the Missouri Court of Appeals. I had done the exciting 80-hour-work-week thing, and I wanted to spend more time with my family without giving up the law. I wanted to get into areas of the law that I wasn't able to get into.”

For those reasons, Stefanie Pearlman left her career as a practitioner to begin her training as a law librarian – training that led to her current job as assistant professor and reference librarian at the College of Law.

That journey was not the only odyssey in Pearlman's life. She grew up in a peripatetic family, living in eight states in the Midwest and on the east coast. While a senior at Hofstra University, from which she graduated in 1992 with a degree in Social Science, her class took a six week bus trip visiting historical sites across the United States. That is how she came to be a leading character in a book about the journey, *The Majic Bus: An American Odyssey*, written by her professor, Douglas Brinkley, a historian who would later write biographies of Jimmy Carter and John Kerry, among others.

Law school was next. At Washington University School of Law in St. Louis, she co-founded the Sports & Entertainment Law Society and was on the moot court

team that won the school's best brief competition. But where she really excelled was in trial advocacy classes and in her internship with the St. Louis County public defender.

That led to a job with the Carutherville, Mo., public defender after she graduated from law school in 1995. Soon she was trying felony cases. In her first, she achieved an acquittal for a man charged with first degree assault (attempting to kill or cause serious physical injury). Before long she was the district defender in charge of the Carutherville office. After a brief time as a part time prosecutor while she was in private practice doing primarily family law, she returned to public defender work in the St. Louis and Kansas City areas.

After her decision to make a career change, she attended library school at the University of Arizona. Pearlman's responsibilities as a law librarian are not as stressful as those in her previous role as a litigator, and she is less burdened by tiresome tasks like waiting for a case to be called. But, she stresses, the job is just as challenging and rewarding. “I get to work in a positive environment with people who do high quality work.” Her research tasks are plentiful and varied. “I work with professors, students and pro se litigants who come to the library looking for help. I might work in family law, tax law and administrative law in the same afternoon,” she said.

Pearlman's experience in moot court and her interest in animal welfare issues provided her with the unique opportunity to accompany the Law College's team to the National Animal Advocacy Competition at Harvard University when the team's advising professor was unable to attend. Her experience there left her impressed with how talented and hardworking the Law College's students are.

She saw many more students last fall when for the first time she was one of the legal research instructors in the first-year Legal Research and Writing Program. She conducted labs on case research for all the first-year students. It is experiences such as these, Pearlman said, that “make me confident I made the right decision by going to library school and coming to the College of Law.” ■



Law Librarian Stefanie Pearlman assists a customer at the reference desk.

Steve Spitz Returns for Semester To Teach, 'Stir Things Up'

Lincoln, Neb., is not usually on the route between Columbia and Charleston, S.C., but for Steve Spitz, '74, and his wife Wendy, the side trip to the city and state where Steve "got a driver's license, a license to practice law and a marriage license" during the three years he was at the College of Law was well worth it. Spitz, who had just retired from 25 years on the faculty of the University of South Carolina School of Law in Columbia and who is beginning a new career at the new Charleston School of Law, spent the Spring 2004 semester as a visiting professor at his alma mater.

When he arrived, Spitz faced the challenging task of teaching the entire six-hour Property class in one semester. It worked out well, however, because "the students were very, very ready to work and fun to work with. It was an extremely pleasant experience."

One thing Spitz had to get used to was being a colleague of some of his former professors. "It was very odd to sit in the faculty lounge," he said. "I couldn't break the habit; I would still call them 'professor.'" The students were all different, of course, but there were still connections with his classmates. During his first class, he called on a student with a familiar name. When he asked the student if she had anyone in her family who was a lawyer, she said, "Yes, my dad's a lawyer." It turned out to be Kirk Blecha, one of Spitz's classmates and one of many Law College grads that the Spitzes were able to renew acquaintances with while in Nebraska.

Even though many of the faces have changed, Spitz's feelings toward the Law College have not. "It was a very good school 30 years ago, and it's an extremely good school today," he said. "It's been a real pleasure to walk through life and when people say, 'Where did you go to law school?' to respond, 'I went to Nebraska.' That surprises some people on the East coast. They'll say, 'Are you from Nebraska?' and I'll say, 'No, I'm from Syracuse, New York.'"

It happened because when Spitz applied to a number of law schools three years after graduating from the

University of Pennsylvania, "Nebraska was kind enough to write back and say they would accept me and give me a little money. I didn't know exactly where Nebraska was, but I was delighted to take the money and go there."

He had what he describes as "a marvelous three years" at the Law College. He made lifelong friends including his wife, who also came from Syracuse — Syracuse, Neb., that is. His enjoyment of law school and his success as a student led to Professor Bob Works telling him

about an opportunity to teach Legal Research and Writing at the University of Indiana. While the teaching fellowships were usually for one year, Spitz stayed for two. After two years of practice with an Omaha law firm, he returned to law teaching at South Carolina.

As his expertise in property law grew, Spitz was asked to mediate property cases, and he imparted his enthusiasm for mediation to his students. After hearing him talk about mediation in his property class, a group of Law College first-year students

began a Mediation Club. The club is but one example, said Dean Steve Willborn, "of how well Steve related to the students and how he tended to stir things up around here."

Now Spitz is beginning another career at Charleston, a private law school and only the second law school in the state. As a new school, it is unaccredited, but he feels that this hurdle will be easily overcome. "I'm joining a distinguished group of people, and I'm very optimistic about how this is all going to work out."

He invites anyone from Nebraska who is out his way to come and visit. "You'll have no trouble finding my office," he added. "Just look for the Nebraska paraphernalia. I'm a BIG Nebraska football fan." He is a South Carolina Gamecock fan, too. When the two schools played at Columbia in 1983, his students asked who he was going to root for. "The truth is," he said, "that while I sat on the Gamecock side because that's where my tickets were, I was, on that day, once again a Cornhusker." ■



New Strategies for Economic Empowerment: *Expanding the Community Reinvestment Act to the Financial Services Industry*

BY CATHERINE LEE WILSON
ASSOCIATE PROFESSOR OF LAW

In keeping with a new College of Law tradition, the College celebrated Professor Catherine Wilson's granting of tenure and promotion to associate professor of law by inviting her to give a lecture based on an aspect of her research. This article is a version of that lecture, which Wilson delivered on October 10, 2002.

Thank you very much for being here today. I appreciate Dean Willborn's arranging for this opportunity to present an aspect of my research with you today.

I want to take a moment at the outset to thank the many individuals, including Dean Willborn and members of the faculty, for your support during the tenure process. I am honored to have my parents, Freddie and Audrey Lee, in attendance this afternoon. They have provided untold hours of support in recent years. I rarely have the opportunity to publicly acknowledge them. They seem to really enjoy being grandparents to eight grandchildren—ages 2 to 20-something. Other family members could not be here today, but I want to thank each for their support in a variety of ways, most notably, through lots of long distance telephone calls!

As a family, we frequently talk about the many strengths my grandmother, Jennie Catherine Brooks, exhibited during her life. One of her experiences in particular, provides a fitting introduction to my comments this afternoon. Frequently, Grandma told us the story of

how she came to own a home in Hastings, Neb. A friend mailed her a postcard telling her of a new home in

Hastings urging her to consider purchasing the house. Well, it was 1948, and although the family understands the obstacles she faced, I'm proud to say that she eventually purchased that home.

For many American families, home ownership has long been the initial step to obtaining financial stability which leads to a more secure retirement and more flexibility in making life decisions. Today, I will talk about federal legislation, the Community Reinvestment Act, which has helped many low and moderate income families and minorities become homeowners. The Community Reinvestment Act—which I will refer to as the CRA—was enacted in 1977. As Ellen Seidman, former director of the Office of Thrift Supervision, noted:

"The massive improvement in mainstream depository institution credit extension to low and moderate income communities and individuals with respect to home mortgage lending over the past ten years has been one of



the greatest successes of the American financial system.”

My comments today will not address concerns about the appropriateness of the CRA as social policy. Rather, from what I gather from several focus group discussions across the country about the CRA, most agree that the CRA should be a permanent aspect of financial institution regulation and a driving force building and rebuilding communities and lives.

Instead, as Federal banking agencies are reviewing the CRA’s regulations, we address whether the current statutory language and structure will enable the law to remain a vital tool to ensure that the credit needs of low and moderate income individuals and areas in our communities are met. On the 25th anniversary of the CRA this past Spring (March 2002), Harvard’s Joint Center for Housing Studies released a report: (1) recommending the expansion of the assessment areas, which are defined as the “community” for each institution reviewed and (2) calling for the expansion of the CRA to include independent mortgage brokers and other nonbank lenders. Clearly, with the changes within the financial industry, it is time to evaluate and modify this legislation.

My comments this afternoon will give you an overview of the Community Reinvestment Act—telling you how it operates today. I will also share with you how GLBA (my banking law students recognize that everything in banking law has a wonderful acronym, FIRREA, HMDA, etc.), enacted in 2000 as the Financial Modernization Act, weakened the effectiveness of the CRA. I will focus some of my comments today on the reasons for expanding CRA to include not only banks but also other types of financial service providers, including mortgage bankers, insurance companies, broker/dealers and investment companies. Expanding the CRA to non-bank financial organizations within the financial industry is necessary and appropriate to ensure access to economic development for the LMI individuals and areas. I will conclude with just a few ways to effectively include these other financial service providers in a post-GLBA era in a manner consistent with an economic empowerment paradigm to provide a new strategy to impact LMI and minority communities.

I. Overview of the Community Reinvestment Act of 1977

The Community Reinvestment Act of 1977 established an affirmative obligation for federally insured depository institutions by requiring federal agencies to “encourage” the depository institutions “to help meet the credit needs of the local communities ... consistent with the safe and sound operation of such institutions.” The CRA was enacted in response to public outcries about “redlining,” a practice of refusing to loan to certain low income communities. In addition, it is clear that Congress was concerned about the disenfranchisement of inner cities in the United States. Beyond these objectives, Congress did

not elaborate on the justifications for the CRA.

Despite the lack of a strong enforcement provision in the legislation, regulatory efforts to strengthen the CRA, first in 1989 and again in 1990, to require public disclosure of CRA examination ratings, helped to focus the attention of depository institutions on the goals of the CRA. Still, however, there was a significant focus on process rather than performance. Regulators focused on the steps the banks were taking to identify needs in their communities rather than the actual loans made in the community. Revisions to the CRA regulations in 1995, creating performance-based criteria for the CRA examinations, made the CRA a significant tool in the redevelopment of LMI and minority communities.

The three-prong test devised in 1995 is still used by regulators to evaluate an institution’s CRA performance. This three-prong test requires the responsible supervisory agency to assess the institution’s performance based on its lending, service and investment activities. The goal of the three-prong test is to ensure that the depository institution is helping to meet the credit needs of its community in a dynamic way.

The lending test, weighed most heavily in the analysis, focuses on the actual lending by the institution. The institution’s home mortgage, small business, small farm, consumer loans and community development loans are analyzed based on their number, amount, geographic distribution and borrower characteristics. In evaluating this test, banking regulators also consider the institution’s use of innovative loan products and flexible underwriting criteria. The second test used in a CRA evaluation is the investment test. The investment test examines the institution’s efforts to serve its community through qualified investments in a variety of different forms, including investments, deposits, membership shares and in-kind contributions. For example, a qualified investment would include a grant to a Community Development Financial Institution (“CDFI”) or a grant to a non-profit organization serving community development needs, such as homeownership counseling. The last component of the CRA examination, the service test, seeks to measure the depository institution’s service in the community it serves. A key component of this test is the location of the institution’s retail banking facilities throughout the assessment area.

The federal regulators determine a composite CRA rating for each institution using a four-point scale, rating overall CRA performance as: (1) Outstanding, (2) Satisfactory, (3) Needs to Improve or (4) Substantial Noncompliance. In addition, a written evaluation is prepared at the time of each institution’s annual evaluation. The CRA rating and a public portion of the written evaluation must be disclosed to the public, but the agency also has an opportunity to address specific concerns

in the private portion of the evaluation.

The CRA directs banking regulators to evaluate a depository institution's record of meeting the credit needs of its entire community, including LMI neighborhoods, and to "take a depository institution's CRA record into account in its evaluation of any application by the institution for a deposit facility." This means that federal agencies must take into account an institution's CRA performance when considering any application to charter a national bank or savings association; to relocate a home or branch office; to merge with, to acquire shares in or assets of a depository institution; or to open or close a new branch office. Federal banking regulators may not issue any directives against a depository institution with a poor CRA performance.

Rather, regulators may cite an institution's CRA performance as a justification for denying an institution's expansion application. The opportunity for members of the public to provide opinions on a depository institution's CRA performance to the federal banking agencies when they evaluate applications has been viewed as critical to the success of the CRA. Community groups have impacted the application process with strong protests, and in some instances, depository institutions have negotiated CRA commitments in advance of an announced expansion to reduce or eliminate negative publicity from community groups.

During the CRA's 25-year history, banking regulators have slowly strengthened their regulations. These actions, along with other events, have begun to change the activities of depository institutions which are subject to the CRA. Extending the CRA to other financial service providers, which are full participants in markets historically dominated by banks and thrifts, will create the same incentives for community reinvestment.

Due to the short amount of time I have today, I want to give a brief statistical overview concerning the success of the CRA. The U.S. Department of Treasury ("Treasury")



Professor Catherine Wilson's parents, Freddie and Audrey Lee, were in attendance at her tenure lecture.

issued two reports about the CRA: a Baseline Report in April 2000 and a final report in March 2001. In its Baseline Report, Treasury noted that the CRA helped to increase the number of loans to LMI individuals and areas. Between 1993 and 1998, the total amount of mortgage loans to LMI borrowers increased from \$75 billion in 1993 to \$135 billion in 1998. For the six year period, CRA lenders and their affiliates made \$467 billion in mortgage loans to LMI borrowers and areas. The Treasury reported that CRA lenders and their affiliates increased the number of loans made to LMI borrowers and areas by 39 percent between 1993 and 1998, while lending to other borrowers increased by only 17 percent. The report also shows that mortgage loans to minority LMI borrowers or to minorities in LMI areas exceeded the growth of loans to white borrowers, with loans by CRA-lenders to African-American borrowers increasing by 76 percent during the six year period, compared with a 32 percent increase for white borrowers. Treasury's Report acknowledges that a variety of factors led to the increased loans by CRA-covered banks and affiliates.

During the study period, the economy in the United States expanded, mortgage interest rates were low and home mortgage disclosure rules were strengthened. Treasury, nevertheless, concludes that the CRA has contributed to the increase in lending to LMI borrowers and areas by CRA-covered lenders.

II. How the Gramm-Leach-Bliley Financial Modernization Act Changes the CRA

Gramm-Leach-Bliley Financial Modernization Act (GLBA) states: "Nothing in this Act shall be construed to repeal any provision of the Community Reinvestment Act." Nevertheless, GLBA contains several provisions which may weaken the advances of the past 25 years in at least four ways. I will highlight just one of my concerns about GLBA's impact on the CRA this afternoon.

This concern relates to the fact that there are fewer opportunities for an institution's CRA rating to positively impact expansion plans. Under GLBA, a bank holding company may elect to become a financial holding company by certifying to the Board of Governors of the Federal Reserve that each of its depository institution subsidiaries is "well-capitalized," "well-managed" and has been rated "satisfactory" or better in the evaluation required by the CRA. A financial holding company may engage in an expanded scope of activities either *de novo* or by acquisition. The expanded scope includes all activities that are "financial in nature," such as underwriting and dealing

in securities; administering a pension fund; advising, administering, distributing and sponsoring a mutual fund; underwriting and selling insurance; and merchant banking activities. GLBA also permits the financial holding company to engage in any activity that is complementary or incidental to those that are financial in nature. Significantly, GLBA changes the notice provisions for engaging in these activities by permitting the financial holding company to provide after-the-fact notice of a new activity. Accordingly, community groups will no longer have a formal opportunity to comment on or object to proposed activities on the basis of the "public benefits."

The impact of GLBA's streamlined provisions was apparent in Citigroup's acquisition of Associates First Capital Corporation in late 2000. Many community groups opposed the purchase and wrote comments to the Federal Reserve noting the absence of any public comment period for such mergers, as well as the new limits on the ability of bank regulators to object to the acquisition of a non-bank entity by a financial holding company. This difference was noted in an October 20, 2000, letter by OCC Comptroller John Hawke to Rep. Maxine Waters about the role of the OCC in Citigroup's recent application to acquire Associates Corporation, a company facing numerous predatory lending complaints. Comptroller Hawke noted in his letter that under GLBA a qualifying financial holding company can acquire companies without prior approval of the Federal Reserve. Mr. Hawke observed in his letter that,

in contrast, under the old law a public benefits review would be conducted under Section 4(c)(8) of the Bank Holding Company Act which would have been an avenue for CRA considerations.

While GLBA does not provide a public comment period, it does provide that if a financial holding company is engaged in activities that are "financial-in-nature" at the time when it is not well-capitalized or well-managed, or a bank subsidiary receives less than a satisfactory rating, the Board may impose limitations on the conduct or activities of the financial holding company or an affiliate including, after notice and an opportunity to correct the deficiency, an order requiring the financial holding company to "divest control of any depository institution subsidiary or cease activities that are not closely related to banking."

The congressional debate related to GLBA raised issues about the impact of this financial reform. Supporters of the financial reform package promised that increased competition will result from the new legislation and will benefit consumers. However, as financial holding companies grow to mammoth proportions, community advocates question the commitment



Professor Wilson, her parents and Professor Susan Poser chat at the reception following Wilson's tenure lecture.

of financial holding companies to meet the financial needs of LMI individuals and areas in our communities. When it bestowed this coveted right to conduct all financial services under one umbrella, Congress failed to ensure that newly authorized mega-financial institutions would have an incentive to provide access to services, credit and capital in LMI and minority areas. This is why we need a CRA Modernization Act.

III. Reasons for Expanding the CRA to All Financial Institutions

Today's financial services industry is dramatically different from the industry which existed 25 years ago when the CRA was enacted. The number of players has increased and sophisticated products and transactions have been aided by the wealth of information available through advances in technology. Despite all of the improvements, however, fairness and access to capital issues, issues which prompted passage of the CRA 25 years ago, remain in all aspects of the financial services industry. Historically, we have viewed depository institutions as "special" and thus properly subject to CRA regulation because of their unique ability to provide transaction services and checking accounts, along with service as financial intermediaries. However, other financial service providers have joined banks and thrifts in the financial services industry and the market share they have attained. Today, due to the limited time, I want to highlight these changes in the financial marketplace as one of the key reasons for expanding the CRA to all financial institutions. This justification focuses on the similarities and interdependence of the activities of bank and non-bank financial service providers.

Financial intermediaries are institutions which take money from a variety of sources, pool the funds and invest them in a variety of ventures. Banks, mutual funds, insurance companies, pension funds and finance companies all serve as financial intermediaries in today's markets. Since the passage of the CRA, there has been a tremendous shift of financial assets among financial service providers. Financial assets traditionally held by banks and thrifts have moved to non-CRA covered entities. Between 1970 and 1995, the total assets held by depository institutions grew; however, the percentage of total assets held in depository banks shrank from 60 to 31.3 percent.

By 1995, insurance companies, pension plans and investment companies together held over 52 percent of the assets held by financial institutions. This asset shift reduces the share of funds which are available for CRA purposes.

Advances in the types of investment vehicles available to institutions and the public explains some of the movement of financial assets away from banks and thrifts. Whole-life insurance policies and annuities are touted by insurance agents and securities firms as alternative savings vehicles. The rise in household investments in mutual funds may be attributed to changes in retirement benefits offered by employers. Americans have moved their savings from commercial banks to other financial institutions, which pool these resources and provide capital to the housing and business communities. The ability to receive higher returns on many of these alternative savings strategies in recent years also contributes the

reasons for shifting the assets away from traditional banking products.

Clearly, these changes and other characteristics mentioned in my article, have created a financial industry in which each type of financial service institution works in competition and in concert to facilitate access to credit. The

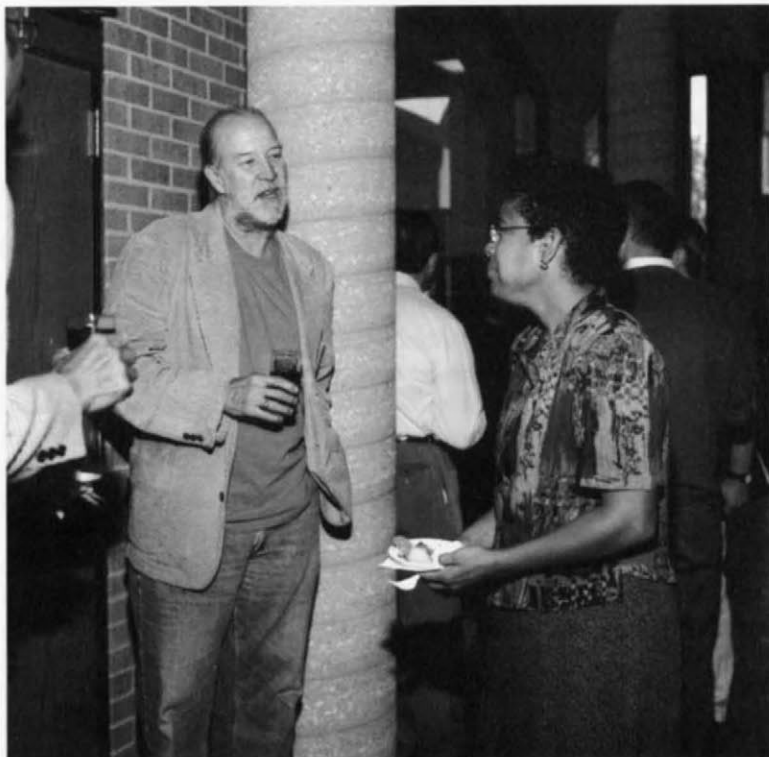
When it bestowed this coveted right to conduct all financial services under one umbrella, Congress failed to ensure that newly authorized mega-financial institutions would have an incentive to provide access to services, credit and capital in LMI and minority areas. This is why we need a CRA Modernization Act.

interrelationship exists in both prime and subprime markets. Since the barriers among these institutions have virtually disappeared, the CRA obligation to encourage access to credit for all communities, including LMI areas, should be expanded to all participants.

IV. Amending the Community Reinvestment Act

Change may be the only constant in financial services.¹

Changes in the financial industry since the enactment of the CRA require Congress to reexamine the scope of the statute. The goals of the Community Reinvestment Act, fairness in access to credit and economic empowerment, are vital to the stability and growth of urban and rural communities. Because the policy underlying the CRA is sound, Congress should consider whether there are more effective mechanisms to serve these CRA policies. Several proposals should be considered. First, the CRA should be broadened to include bank loan affiliates, mortgage lenders, insurers and securities underwriters. Second, the definition of the term "community" should be revisited in light of technological development. Finally, the CRA



Professor John Snowden chats with Professor Wilson at the reception.

process should be reopened to participation by community groups. These elements are essential in that any proposals for the CRA in the new financial services environment must seek to ensure that LMI borrowers and areas are given the tools to build an economic base for their communities. Due to our limited time today, let me give a brief overview of two possible improvements: (1) expanding the scope of CRA-covered institutions, and (2) revising the concept of "community."

An important first step to restructuring the CRA is to enlarge the pool of CRA-covered institutions to include bank loan affiliates, finance companies, mortgage lenders, insurers and securities underwriters. Each of these institutions would be subject to CRA examinations on at least an annual basis and awarded a CRA rating. Failure to maintain a satisfactory rating would require the regulator to impose limitations on the activities of the institution. Additionally, a safe-harbor provision could be created to identify the types of activities that would be acceptable for community development purposes. This would help to eliminate discrepancies which may arise in the administration of the CRA as the number of federal regulators administering the law grows. Fundamentally, by funneling these resources to communities, either directly or through community development banks, communities, armed with superior knowledge of the types of projects which are need to create a solid economic base,

will be better able to address the reinvestment needs for LMI and minority areas.

The other modification I want to discuss today is the meaning of "community." When the CRA was passed in the 1970s, Congress was concerned about the movement of funds out of communities and wanted to insure that funds were reinvested in communities providing the deposits. Congress, however, did not state how a community, or assessment area should be identified. When promulgating the regulations, the agencies attempted to capture their objective by requiring that depository institutions direct their CRA initiative to a defined assessment area. Since then, significant advances in technology have dramatically changed communication styles. The emergence of electronic banking allows households to obtain financial services from depository institutions located in distant places. The regulators must consider the proper assessment area for CRA examinations as community groups have consistently voiced concerns and applied pressure for change.

V. Conclusion

The goals of the CRA are essential to improving the economic opportunities in the majority of American communities. Placing an affirmative obligation on additional financial service providers to identify and support the financial needs of a community leads to significant benefits in the overall health of a community. The efforts of the dwindling number of depository institutions should be applauded. However, significant work remains in creating an economic environment that is beneficial to the development of LMI borrowers and communities. Expanding the CRA to bank loan affiliates, mortgage lenders, insurers and securities underwriters would place an affirmative duty on other institutions to participate in community reinvestment efforts. However, to avoid eliminating the gains that have been made due to the CRA and to ensure the viability of the statute in a changed marketplace, the statute should be re-tooled. Hopefully, it will not take six decades to resolve this issue which is vital to America's new communities.

¹*Color And Money*, Gregory P. Squires and Sally O'Connor, at 180.

Faculty Notes



C. Steven Bradford
Earl Dunlap
Distinguished
Professor of Law

■ Prof. Steve Bradford spoke at the annual meeting of the Center for Computer-Assisted

Legal Instruction (CALI) on "Why Every Law Professor Should Author a CALI Lesson." His article, "Does Size Matter? An Economic Analysis of Small Business Exemptions for Regulation," was published at 8 *Journal of Small and Emerging Business Law* 1, and his article, "The Gettysburg Address as Written by Law Students Taking an Exam," was included in *Amicus Humoriae: An Anthology of Legal Humor* published by Carolina Academic Press.



Richard F. Duncan
Sherman S.
Welpton Jr.
Professor of Law

■ Prof. Rick Duncan taught at an international continuing legal education program

on religious liberty in Cancun, Mexico. He also conducted a colloquium on Free Exercise for first-year law students from across the country at the Blackstone Fellowship in Phoenix. His forthcoming article, "Free Exercise and Individualized Exemptions: Herein of Smith, Sherbert, Hogwarts and Religious Liberty" will be published in the *NEBRASKA LAW REVIEW* in May 2005. Duncan was on sabbatical during the Fall semester living on the Virginia outer banks and keeping busy on research and teaching projects at Regent Law School. Duncan was awarded the Maurice & Dorothy Hevelone Research Chair for the 2004-2005 academic year.



Alan H. Frank
Professor of Law

■ Prof. Alan Frank represented the American Bar Association Law School Division's Competitions

Committee at the International Client Counseling Competition in Glasgow, Scotland. This year he is chair of the Client Counseling Competition Subcommittee.



Martin R. Gardner
Steinhart Founda-
tion Professor of
Law

■ Prof. Marty Gardner has completed work on the 4th edition of his casebook,

Crimes and Punishment, to be published by Lexis/Nexis.



John M. Gradwohl
Judge Harry A.
Spencer Professor
of Law

■ Prof. John Gradwohl taught a summer session course on Com-

parative Arbitration Law at Cambridge University, England. The College of Law is part of a consortium of Downing College of Cambridge University, the University of Arkansas-Fayetteville Leflar Law Center, the University of Mississippi School of Law and the University of Tennessee College of Law that conducts an annual six-week summer session at Cambridge.



Professor Richard S.
Harnsberger
Cline Williams-Flavel
A. Wright Professor
of Law Emeritus

■ Prof. Dick Harnsberger was selected to be included in *Who's Who in America*, a

bibliographical directory of high contributors across the country that was first published in 1988 and has chronicled the lives of individuals from every significant field of endeavor.



Alicia B. Henderson
Associate Clinical
Professor of Law

■ Prof. Alicia Henderson taught Trial Advocacy at the National College of District Attorneys Association in South

Carolina to new prosecutors from across the country. She also taught a course on Courtroom Testimony to the new recruits for the Lincoln and University Police Departments and the Lancaster County Sheriff's Office. She was a planning committee member and a presenter for a day-long conference for the leadership of the University's Greek houses concerning liability and alcohol abuse and was a member of the Nebraska High School Mock Trial Competition's Case Committee, which developed the 2004-2005 high school mock criminal homicide trial.



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

■ Prof. Rich Leiter published "Reflections on the Art of Mentoring," 14 *Trends in Law*

Library Management and Technology 3. He also finished the 5th edition of his *National Survey of State Laws*, which

will be published by the Gale Group. Leiter consulted with Liberty University to help it build the law library for its new law school in Lynchburg, Va.



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

■ Prof. Bill Lyons taught a course in comparative wills, trusts and estate law at the University of Limerick in

Ireland in the summer of 2004. He updated the "Financially Troubled Partnerships" chapter in volume 1A of *Collier on Bankruptcy*. He also assisted in the preparation of amendments to the Nebraska Uniform Trust Code addressing various technical and substantive issues, including whether a spendthrift provision is a "material purpose" of a trust, the effect of incapacity of a settlor, and the retroactive application of "rules of construction" and "presumptions," and he testified before Nebraska Legislature in support of proposed amendments. Lyons gave a presentation entitled "Legal Entities – What's Right for Your

Business" at the Heartland Small Business Conference in Lincoln, and he reported on developments in bankruptcy taxation at the ABA Section on Taxation meeting in Washington, D.C.



Colleen E. Medill
Associate Professor of Law

■ Prof. Colleen Medill joined the College of Law from the University of Tennessee College of Law. Her casebook,

Introduction to Employee Benefits Law: Policy and Practice, was published by West Group. She also published a chapter entitled "Enron and the Pension System," in *Enron: Corporate Fiascos and Legal Implications* published by Foundation Press. Medill attended the Conversation on Coverage, a national policy forum held in Washington, D.C., that was sponsored by the Pension Rights Center. The purpose of the forum was to invite a select group of national employee benefits experts in various fields and disciplines to critique proposals for legislation to expand the scope of pension plan coverage.



Susan Poser
Associate Professor of Law

■ Prof. Susan Poser was awarded tenure by the University and promoted to associate professor of law. She also

received the Law College Distinguished Teacher Award for 2003. She was made a faculty member of the Women's Study Program and was appointed to the UNL Chancellor's Commission on the Status of Women and the University-wide Equity Council. Poser was the reporter for and a member of the Model Rules Subcommittee of the Ethics Committee of the Nebraska State Bar Association, which reviewed and proposed for adoption in Nebraska the Model Rules of Professional Conduct. Poser published "Main Street Multidisciplinary Practice Firms: Laboratories for the Future," 36 *Michigan Journal of Law Reform* 95 and "What's a Judge to Do? Remediating the Remedy in Institutional Reform Litigation: Book Review of *Democracy by Decree* by Ross Sandler and David Schoenbrod," to be published in the *Michigan Law Review*. During

A Letter from Joanna

Joanna Rogers, who served as secretary to the dean and as business manager at the College of Law for 17 years, retired in the spring of 2004. Her replacement is Pam Gandara. Upon leaving, Joanna wrote this letter to the Law College community. Some time after writing this letter, Joanna accepted a part-time position with the Civil Clinic.

My love affair with the Law College actually started back in 1960 when I was in my sophomore year of Teacher's College getting a degree in Business Teacher Education. I signed up for a class in Business Law that was taught by Ed Perry, '55. That class opened windows and started new thought processes. Had I been born a generation later, it would have inspired me to enroll at the College of Law.

Instead, my brother [Charles Rogers, '62] was the one to go to law school, followed by my future husband. So rather than becoming a law student, I became a member of Law Wives, a group that certainly would be politically incorrect in today's climate. With no teaching opportunities

in Lincoln when I received my B.S. degree, I became a church secretary; and in 1963, earned my PHTS degree (Putting Hubby Through School) from the Law College. It was a framed certificate almost as fancy as the J.D. my husband received.

The political climate was strong in our home, and we were soon involved in local politics. We became active in the county Democratic Party during the period Norman Krivosha, '58, was the county president. I was a delegate to the state convention, an officer in the county organization and president of the Women's Club. Then I was asked to serve as secretary to gubernatorial candidate, J. James Exon. At the time, I had two small children and we had a

wonderful time riding in the campaign bus all over the state of Nebraska. Jim lifted my son on his shoulders and took my daughter by the hand while Pat [Exon] and I walked beside them in a local parade.

In 1986, after my children were grown, I started working at the University in the Horticulture Department. Less than a year later, I was hired by Harvey Perlman, '66, at the Law College to carry on a tradition of service started by Ruth Rakestraw and Lucille Rolfes. Dean Nancy Rapoport later elevated the position to business manager.

Throughout my 17 years at the Law College, I have met many wonderful students, faculty and staff. A lot of the past employees, as well as the current staff, have become long-term friends. Mari Crispin and I attended Teacher's College together many years ago. I have also made some lifelong friends among the alumni. I will never forget my first day when Mary Elliston, '89, came into my office to introduce herself. That was my first student relationship and set the tone for all those to follow.

So many of the law professors have become good friends whom I have relied on for help and advice. My special thanks go to past deans Harvey Perlman and Nancy Rapoport, past Interim Dean Rob Denicola and current Dean Steve Willborn for making my job so pleasant. I have had the opportunity to meet prominent speakers and visiting faculty and to have a close working relationship with the adjunct lawyers and judges who teach law classes while practicing in the community.

When I went back to classes to earn my Master's Degree in Educational Administration, I learned how difficult it is to balance a post-graduate life with school. For



Joanna with her husband, Rob, her daughter-in-law, Tanya and her son, Tim.

that reason, I especially admire the law students who take on a very big commitment while remaining sociable, responsible and usually maintaining a good sense of humor. When asked what I will miss most about the Law College, there's no question in my mind – it's the students. I will remember you all, past and present, and hope that I can continue relationships with those who are close and with the Law College Community as a whole. With a son, a brother and a nephew who are all attorneys, I'll never be too far away from the field.

My husband, Robert Krohn, and I plan to do a lot of traveling, but we will always welcome hearing from any of you by phone or e-mail.

Best wishes to all,

Joanna Rogers
Bobkrok@aol.com

the spring 2004 semester, Poser was a visiting professor at Boalt Hall Law School at the University of California, Berkeley, where she taught Torts.

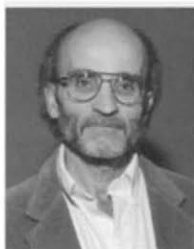


Kevin L. Ruser
Clinical Professor of Law

■ Prof. Kevin Ruser served as a presenter on family-based immigrant visas at the Immigration and Naturalization Law

and Procedure Seminar presented by Nebraska Continuing Legal Education

in Omaha; a trainer on legal issues in assisted living at the Assisted Living Management Course presented by the Nebraska Assisted Living Association in Hastings; and a trainer on legal issues in long-term care at the 36 Hour Social Services Course presented by the Nebraska Health Care Association in Lincoln.



Robert F. Schopp
Robert J. Kutak
Professor of Law and Psychology

■ Prof. Bob Schopp has published:
■ "Tarasaurus Rex:

A Standard of Care That Could Not Adopt" in *Psychology, Public Policy and the Law*;

■ "Evaluating Sex Offenders under Sexually Violent Predator Laws: How Might Mental Health Professionals Conceptualize the Notion of Volitional Impairment?" in *Aggression and Violent Behavior*;

■ "Dangerous, Risk Assessment, and Capital Sentencing" in *Psychology, Public Policy, and Law*; and
■ the entry on "Joel Feinberg" in the *Dictionary on Modern American Philosophy*.

Schopp has also served as a:
■ presenter on "Competence to Proceed in the Criminal Process" to a conference

on Capacity to Consent to Treatment or Research at the University of Southern California Law School in Los Angeles, Calif.;

- commentator on "Entrapment" at the Pacific Division of the American Philosophical Association in Pasadena, Calif.; and

- presenter on "Examining the Relationship between Risk Assessment and Determination of Dangerousness in the Context of Capital Sentencing" to the American Psychology-Law Society in Laramie, Wyo.



Anna Williams Shavers
Associate Professor of Law

- Prof. Anna Shavers joined legal educators representing more than 45 countries and all of the world's legal

systems in Hawaii to hammer out a "global curriculum" for law schools. Shavers was among more than 130 legal scholars gathered at the invitation of the

Association of American Law Schools. The conference marked the first time legal educators met to consider how best to educate lawyers of the practice of law across international borders.



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

- Dean Steve Willborn presented a paper on "The Lawyers View of the Statistical

Expert" at the Joint Statistical Meeting held in Toronto, Ontario.



Sandra Zellmer
Associate Professor of Law

- Prof. Sandi Zellmer joined the College of Law faculty after a year as a visiting professor. She was formerly a faculty

member at the University of Toledo College of Law. She has written "A New Corps of Discovery for Missouri River Management" to be published in the NEBRASKA LAW REVIEW and "A Preservation Paradox: Political Prestidigitiation and an Enduring Resource of Wildness" in *Environmental Law*.



Schwab New Dean at Cornell

Stewart J. Schwab, who was the Harvey and Susan Perlman Distinguished Visiting Professor of Law at the College of Law in the spring 2003 semester, was named Alan R. Tessler Dean at Cornell Law School.

Alumni Council Awards Honor Distinguished Achievements

The College of Law Alumni Council presented four Distinguished Achievement Awards at a dinner at the Lincoln Country Club in May 2004. 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 The Honorable D. Nick Caporale, '57. The award was presented by Deryl Hamann, '58.



Chancellor Harvey Perlman, '66, presented the Outstanding Service Award to the children of Harold W. Kauffman, '34.



The Distinguished Faculty Award was presented by The Honorable John V. Hendry, '74, to Professor Roger Kirst.



Professor Craig Lawson presented the Woods & Aitken Outstanding Student Award to David J. A. Barga, '04.

A Goodbye Letter to the Law College's Alumni and Friends

After five years of service as the College of Law's director of development where he helped spearhead the eight million dollar building expansion and renovation project, Tony Dworak resigned to become vice president of development for Columbus Community Hospital in his hometown of Columbus, Neb. Before he left, he wrote this goodbye letter to the Law College's alumni and friends.

In the fall of 1999, I was working as the development consultant for the Tourism Division of the Nebraska Department of Economic Development. I had been there for four years, and it allowed me to travel all over the state and meet some of the hardest working and most inspiring folks you'll ever see – people dedicated to preserving a threatened way of life by diversifying their agricultural operations in bold and creative ways, including tourism.

I came to the Nebraska Tourism Division straight out of UNL, where I had recently completed a master's degree. I can remember telling tourism director Peggy Briggs during my interview for the job that I had absolutely no experience in tourism other than the fact that I liked vacations. This did not seem to bother Peggy, as she hired me the next day.

After four years at the Nebraska Tourism Division, the University of Nebraska Foundation offered me the position of director of development for the College of Law. I can remember confessing to then UNF development director Clarey Castner during my interview that I had no experience whatsoever with law schools. Clarey responded that the important thing was to understand the link between a strong public law school and the well-being of our state.

From there, it did not take long for me to discover that I had struck "career gold." I had five great years traveling the state and the country, getting to know and work with so many people who have excelled in so many different ways. I learned that a law degree from the College of Law holds its own against any law degree in any part of the country. I also learned that College of Law graduates have played, and continue to play, a very large role in the leadership of this state, and the nation, and that this leadership is not only in the fields of law and politics, but in virtually every other form of enterprise one can imagine. In short, the College of Law is a great cause to represent because it is a great cause. Period.

This is why it was not easy for me to just "up and leave" when I was offered the job of vice president for development at the Columbus Community Hospital in my hometown of Columbus. However, it seemed like a good move for my family, the timing was right and, of course, I know absolutely nothing about hospitals.

In my opinion, the highest and best use of this final column of mine would have been to write something individually about each and every one of the outstanding Law College alumni I have met over the past five years. Obviously, time and space won't allow for that here. But please allow me to say one last "thank you" to each and every one of you who helped transform this institution over the past five years. It has been my pleasure to assist you in your efforts to keep the College of Law at the very top of its game, and I know you will continue to exhibit your trademark generosity, loyalty and winning spirit for years to come.

Please do not hesitate to look me up at the hospital the next time you find yourself in Columbus (whether you are in need of our services or not). And from my family to yours, may God bless you and all your future endeavors.

Tony Dworak



Juvenile Judge

After Years of Service on the Court, Nuernberger's Focus on Children Continues

Judge Wilfred W. Nuernberger, '52, survived the Great Depression, served in the Navy, was a partner in a Lincoln law firm, presided as Lancaster County juvenile judge for 33 years, was appointed to national committees and received prestigious national awards, and battles daily against multiple sclerosis. Most importantly, even in retirement, he continues to do what he loves best – teaching and helping children.

Nuernberger was born in 1927 and grew up in Creighton, Neb. Growing up during the Depression was not easy, and his family's life was complicated by difficult situations. Nuernberger's younger brother contracted spinal meningitis and lost his hearing when he was four years old. His father, a plumber and well driller, had difficulty finding work and was seriously injured when his car went off the road and a post, which was intended to keep cars on the road, went through his face and out his back.

Nuernberger did not perceive himself as worse off than others, however. "Times were bad for everybody," he recalled. And by doing odd jobs like shoveling snow, he was able to earn some money and help his family.

When World War II began, his father worked in various parts of the country building camps for prisoners of war. That meant that when Nuernberger was in the ninth grade, he attended four different schools.

After graduating from high school, he joined the Navy. While training to fight fires at Great Lakes Naval Station, he contracted scarlet fever. Luckily he was sent to an airbase near Kearney where he was treated with penicillin, a drug that was not readily available at the time.

Near the conclusion of Nuernberger's training as a radar technician, the war ended. While he could have re-enlisted and been sent to Bikini, where the military continued to test the atom bomb, he thought it best to continue his civilian education.

His first year of college was spent at Kearney State where he was a member of the debate team. When his debate coach was offered a job at Doane College, he recruited Nuernberger and Robert Zimmerman, '52, to go to Doane with him. It was at Doane that he met his wife Marian, whom he married in 1950.

When they graduated, Nuernberger and Zimmerman

decided they could best make use of the skills they learned in debate by attending law school. Nuernberger was a successful student and qualified for the law review, but even though Marian supported the family by teaching school, he needed to find work as well. Coincidentally a friend of his, Don Kanzler, '52, quit his job at the law firm of Perry & Perry so he could join the law review and recommended that Nuernberger replace him.

He remembers his years at the College of Law as being "absolutely fabulous." Not so fabulous, however, was an incident that occurred in his third year. A professor called him into his office and stated that three exam papers, including Nuernberger's, were missing and asked him whether he

had taken the test. Nuernberger assured the professor that he had sat for the exam and offered to take it over or take a new test. The professor, upon reflection, realized that he had read Nuernberger's exam and that it was quite good, so he passed him in the course.

After practicing law with the firm of Perry, Perry & Nuernberger for six years, the president of the Lincoln Bar Association encouraged Nuernberger to become a candidate for the position of judge of the newly created separate juvenile court. Shortly after he was elected, Nuernberger was approached by Dr. Richard Gilford, chair of the social work department, whose father was a juvenile judge in another state. The two of them took a number of trips around the country studying juvenile court systems and detention facilities.

Nuernberger loved working with youth. When



possible, he used local resources to help children with their problems. The hardest cases for him were the ones where he had to send a child to the training schools at Kearney or Geneva. Recognized as one of the nation's outstanding juvenile judges, Nuernberger gives much of the credit to his staff, including chief probation officer Bill Janike.

The judge's concern for children extended far beyond the courtroom. He often rose early on Saturday mornings to take some of the youths he worked with fishing or ice skating. Some of those whom he helped sent him Christmas cards and a number returned to his courtroom so that he could officiate at their weddings.

His growing reputation led to his tenure on a number of national committees. He was chair of the Juvenile Delinquency Task Force for the National Advisory Commission on Criminal Justice Standards and Goals and served on the IJA-ABA Joint Commission on Juvenile Justice Standards that produced 25 volumes of recommendations for the improvement of the juvenile justice system.

While he enjoyed meeting judges and others from around the country, he did not always agree with them. He dissented on a number of the IJA-ABA standards. For instance, he believed that the commission's standards for intervention in child abuse and neglect cases were too restrictive. "The result," he wrote, "is that children are left unprotected except in the most severe cases of physical abuse."

He also objected to the standards' initial recommendation to decriminalize so called victimless crimes, such as the possession or use of marijuana, alcohol, or obscene or pornographic materials. Not only would this deprive juvenile courts of the chance to direct a young life in a more productive direction, Nuernberger felt, but it was impractical – the public was not likely to approve of such a recommendation. In its final report, the commission reversed its stand and adopted Nuernberger's view.

Whether they agreed with him or not, Nuernberger's colleagues held him in high esteem. In 1982, he was awarded the Franklin N. Flaschner Award presented by the National Conference of Special Court Judges of the American Bar Association to "the outstanding judge in the United States on a trial court with special and limited

jurisdiction."

For 25 years, Nuernberger taught Business Law at the University's College of Business Administration. He loved teaching so much that when he became a judge he taught without remuneration because he believed it would be unconstitutional for him to be paid for both a judicial and administrative job, a position confirmed years later by the Nebraska Supreme Court.

He retired from the bench in 1993, but he did not stop mentoring and teaching young people. Marian and he

volunteer at Elliott School, an ethnically diverse Lincoln elementary school where their daughter, DeAnn Currin, is principal. Several times a week, children at a variety of ability levels read to "Grandpa Bill" and, after they do so for a period of time, "they get to play something that's worthwhile – like chess." Strategy games and puzzles, Nuernberger believes, strengthen children's cognitive skills and help them understand the importance of thinking before acting.

"In many respects," Nuernberger told the *Lincoln Journal Star*, his work at Elliott and in the courtroom involve the same skill – "getting [the children] to accomplish what they have the ability to accomplish. If you can find the way, anything can be corrected."

He is particularly fond of one second grader who won at chess the first time they played. ("You know, he doesn't let

anybody beat him," Marian told the *TRANSCRIPT*.) In April, the student wrote an essay entitled, "Grandpa Bill and I." She printed: "I love reading with Grandpa Bill. He is a sweet man. He is very calm and loves children. When he could be doing something else or buying coffee he listens to children read. He smells like fresh peaches. Yesterday we were playing chess. I moved very fast. Grandpa Bill was moving very slowly because he wants to concentrate. No one won. Grandpa Bill's voice is very deep and soft. He always makes me feel happy."

Her descriptive and sincere words echo what so many of Lincoln's youths have said or have wanted to say over the years – "Thank you, Judge Nuernberger!" ■



Judge Bill Nuernberger plays chess with a student at Elliott School.

Blakeman Finds Similarities In Football Officiating, Law

Rules spell out what is proper and what is prohibited. The challenge is to use good judgment in applying those rules to events as they unfold.

That is how Clete Blakeman, '91, describes the similarities between the two aspects of his professional life – practicing law in Omaha and officiating football in the Big XII athletic conference.

Both aspects are undergoing changes. On July 4, 2004, Blakeman opened up a solo practice after practicing law with the same Omaha law firm since 1990. “This year I turned 40,” he explained, “and being my own boss and being able to guide the future of my law practice had great appeal to me.”

Blakeman’s practice focuses primarily on civil litigation with emphasis on personal injury and wrongful death. He also handles domestic law and business litigation matters. While he is not necessarily ruling out any area of practice – except perhaps criminal law – in his new venture, he finds representing injured plaintiffs to be particularly rewarding. In helping these clients with their legal, financial and medical needs, Blakeman is able to build a special relationship with them that is often lacking in business or defense work.

Blakeman has a special relationship with football, as well, having quarterbacked for Nebraska in the mid-1980s after an all-state career at Norfolk High. As a first-year law student, he missed being part of the game and began officiating high school games with his dad. He has just finished his 17th year as an official. In addition to Friday evening high school games, he has officiated Saturday afternoons at small colleges in Nebraska and Iowa. Four years ago, he was assigned to officiate his first Big XII game. This fall was his third full season as a Big XII football official.

The Big XII Conference requires its officials to be at the game site by early evening on the Friday before a game. So the time requirements for officiating mesh well with his law practice. As with his law career, being successful as an official requires hard work, Blakeman said. “People don’t understand how much work officiating requires. I will usually review my game film on Sunday evenings after returning home from a game. Then, throughout the week before my next game, I spend some time each day studying rules or watching film from other games. I put a lot of time and effort in during the fall, but preparation is the key. Working a great game is the prize.”

As a head linesman, Blakeman straddles the line of scrimmage and rules on player alignment until the ball is snapped. He is responsible for determining forward progress on each play; overseeing the chain gang; making the final decision as to what down it is; and helping with penalties such as encroachment, pass interference and intentional grounding. He needs to be mentally prepared for each play, anticipating what play will be called and being ready to slide downfield as the runner advances or if a pass is thrown. The NFL has monitored its officials and found that they run approximately 6 ½ miles per game. “Game day is challenging, mentally and physically. During the game, I have to keep constant focus on the field, my sideline, the coaches and the players. My next play begins when the last play ends,” Blakeman said. “From being on the field an hour before the game until the game ends, the crew of officials really don’t get any time off their feet except for about seven minutes at halftime.”

The preparation, intensity and instinct that one needs to be a successful official are not unlike the attributes that a successful litigator needs, Blakeman noted. Judgment is important, too. “Sometimes a rule may be violated,” Blakeman said, “but the success or failure of the play was not really affected by the action of the violating player. Holding or illegal use of hands are good examples of rules that are technical in nature but need to be enforced with good judgment.” Just as in law, fine distinctions need to be made. Blakeman explained, “Being a football official correlates well with the practice of law. In the courtroom, I am an advocate. On the field, I am somewhat like a police officer (determining if a player has violated a rule), somewhat like a prosecutor (charging the player with the violation) and somewhat like a sentencing judge (enforcing the penalty against the player or team).”

The National Football League may be in Blakeman’s future. Last year he was asked to officiate games in the spring for the NFL Europe League. The assignment gave him the opportunity to work in Germany and Scotland, as well as spending some time in London. “It was good quality football,” he said, “better than I expected.” NFL Europe gives reserve NFL players an opportunity to develop their skills, and it also serves as a good training ground for officials. Blakeman hopes to be invited back for the next NFL season, and, should the opportunity present itself, he would be interested in working in the NFL.



Head Linesman Clete Blakeman (far right) lines up with the rest of the game officials at Texas A & M's Kyle Field.

But for the moment, Blakeman has enjoyed his 10-game Big XII season. The experience of standing on the field in places like Texas A & M, where Blakeman officiated the Texas/Texas A & M game last year, with its beautiful stadium, well maintained field and 90,000 cadets and other fans chanting and yelling can be overwhelming. While the atmosphere at Nebraska's Memorial Stadium can be just as awesome, to avoid the appearance of bias, Blakeman is not assigned to work Husker games.

He remains a fan though. Although the recent changes in the Cornhusker coaching staff were painful for Blakeman because a number of his friends lost their jobs, he is excited about the future of Nebraska football. This spring, he officiated several Nebraska practices and also worked the spring game. He came away impressed with

what he observed. "The players have responded with a great attitude, and the coaches are positive and coaching on every play. I think they have assembled a phenomenal group of coaches on that staff and that the results will come." ■

AlumNotes

1940

■ **Samuel M. Kirbens, '42**, was an honors student at Saddleback College in Mission Viejo, Calif. His term essay, "Alfred Korbzybski and Jean Baudrillard," was presented at a seminar at the University of California, Irvine on March 11, 2004.

■ **Charles Thone, '49**, was a delegate to the Republican National Convention in New York City.

1950

■ **Duane Acklie, '55**, and his wife Phyllis were selected as the 2004 Founders Day Honorees by the Wyuka Historical Foundation. He also was a delegate to the Republican National Convention in New York City.

■ **Frank Balderson, '55**, Scottsbluff, is serving as a volunteer for Senior Health Insurance Information Program (SHIIP). This program helps people get understandable information about Medicare health insurance programs and Medicare prescription drug benefits. He also is raising funds to establish a veteran's cemetery in Alliance.

■ **Kenneth P. Weiner, '59**, is serving as a consultant to the Omaha Bar Association.

1960

■ **Jerome Hoffman, '65**, Elton B. Stephens Professor Emeritus at the University of Alabama School of Law in Tuscaloosa, Ala., was awarded a National Alumni Association's Outstanding Commitment to Teaching Award (OCTA), the university's highest commendation for teaching. Hoffman has retired from the faculty but continues to teach part time.

■ **Steven K. Christensen, '64**, Hilo, Hawaii, was appointed to serve as a

member of the Office of Elections by the president of the Hawaii Senate.



■ **Hal Daub, '66**, was inducted into the Omaha Business Hall of Fame on April 20, 2004. Daub has also accepted the position of president and CEO of the American Health Care Association and the National Center for Assisted Living. Daub currently serves as chairman of the independent, bipartisan Social Security Advisory Board, a position he was appointed to by President George W. Bush. Daub continues as of counsel with Blackwell Sanders Peper Martin. He was a delegate to the Republican National Convention in New York City.

■ **William Howland, '67**, Lincoln, longtime assistant attorney general, has accepted a post as general counsel for the State Accountability and Disclosure Commission. The nine-member panel, commonly called the sunshine commission, administers and enforces Nebraska's campaign finance laws, lobbying laws and conflict-of-interest laws.

■ **Nancy Stara, '67**, director of the University of Nebraska School of Accountancy and the Deloitte & Touche professor of accountancy, who joined the faculty in 1985, retired in May 2004. She served as the associate dean of the college and associate vice chancellor for academic affairs. She was instrumental in establishing the E.J. Faulkner Writing Lab and has received many teaching awards including the 2003 Nebraska CPAs Educator of the Year. She also received a distinguished faculty award from the University.

■ **William E. Sauser, '68**, has joined the Frederick, Md., office of Miles & Stockbridge as a principal. He has 30

years of experience with the firm in estate planning and probate.

■ **John K. Boyer, '69**, was named Citizen of the Year by the Mid-America Council of the Boy Scouts of America. He has served as a member of the board of trustees for the council, supporting the program through fundraising and the coordination of donated legal services to the BSA. He is also the recipient of the Distinguished Eagle Scout Award, an honor given only 25 years after a person has achieved Eagle Scout rank, recognizing his continued commitment and service. Boyer is a partner in the Omaha law firm of Fraser Stryker.

■ **Michael L. Jeffrey, '69**, Lincoln, received designations of CFP (Certified Financial Planner) and AIFA (Accredited Investment Fiduciary Auditor) from the Center for Fiduciary Studies at the Graduate Business School at the University of Pittsburgh. Jeffrey is with Jeffrey, Hahn, Hemmerling & Zimmerman.

■ **Jon M. Morrison, '69**, is city administrator for Gering.

1970

■ **Curt Bromm, '70**, first elected to the Nebraska State Legislature in 1992, and reelected in 1996 and 2000, concluded his service in April 2004.

■ **Howard F. Hahn, '70**, is a partner at Blackwell Sanders Peper Martin in Omaha. Hahn joins the firm's corporate department and will practice primarily in the areas of healthcare, real estate and taxation.

■ **Ben Nelson, '70**, U.S. Senator from Nebraska, was a delegate to the Democratic National Convention in Boston, Mass.

■ **Brian Pingel, '70**, formerly with Pingel & Templer, is now with Brown, Winick, Graves, Fross, Baskerville & Schoenebaum in West Des Moines, Iowa.

De Mott Finds Immigration Law Satisfying

When **Joe De Mott, '76**, graduated from the College of Law, he was looking for a practice specialty that would give him a sense of satisfaction.

He found it. Immigration law.

There's quite a demand for his services in the San Antonio, Texas, area, where he settled with his wife, Kathy in 1976. So much demand that his practice has grown to two offices: five attorneys in one, two in the other. He earned his certification in immigration law in 1981.

"It's a rewarding area of law. All law is noble, but immigrants are looking for a better life. For generations, they are grateful if their family is able to come here and live the American dream," De Mott said. "It's emotionally and spiritually satisfying to be able to help these people out. The fact that clients remember you from one generation to the next and think enough of you to ask you to fix papers for them" is a great feeling of accomplishment. Word spreads quickly in the immigrant community about who would be a good person to help them and who isn't going to take advantage of them, he added.

About 70 percent of his firm's clients are from Mexico, but the other 30 percent come from many other countries. "We have all kinds of clients," he explained. "For example, we have specialty cooks from India and computer system analysts from China, who want to have legal residence in the U.S. Another example: a corporation from Italy buys a subsidiary in the U.S. and wants to transfer people to that subsidiary. The company doesn't necessarily need to immigrate the employees, but wants to get temporary work status for them. However, some decide to move forward to citizenship," he said.

"We offer a full range of services. For example, a client is married and wants to immigrate his wife from Lebanon. Another client might be a woman from China who wants to have more than one child – which is against the law in China – and is going to suffer persecution there if she has more than one child. So she wants political asylum in the U.S. Perhaps another client has been arrested for domestic violence and wants me to fight his case with the immigration judge so he won't be deported." De Mott also noted that "we once even immigrated a sheep herder from Mexico to tend sheep in Texas."

De Mott said he has been speaking Spanish a good part of every day for many years. "It's almost a necessity in this area," and said he believes it has helped him to gain the trust of his clients. He served with the Army in Germany before attending law school, and he realized then that he enjoyed learning languages and had some ability in that area. When he moved to San Antonio, he took classes to learn Spanish.

De Mott earned his undergraduate degree from the University of Texas at Austin. His wife was from Texas, so when law school graduation time approached, De Mott subscribed to the San Antonio newspaper and, after reading stories in the paper, decided that practicing immigration law in San Antonio would be a good career. He graduated in December, 1975, and by February 1976 they had moved to San Antonio. By that time, daughter Eileen had been born; son John was born in 1981 (Eileen married Lincolnite Lance Curtright, a 2001 graduate of the College of Law; Lance joined the De Mott law firm right after graduation. Lance and Eileen have a daughter, Elizabeth, who was born January 21, 2004.)

De Mott's first job in the San Antonio area was with Bexar County Legal Aid, where he worked for four years providing free legal services to indigent clients. During that time, he did some immigration work. Since then, restrictions have been placed on offering immigration services through that government-funded agency. After the years with Legal Aid, he went into private practice and gradually limited his practice to immigration law.

When asked if he has had any disappointments in his career, De Mott said "I'm disappointed in the United States Congress and in the immigration law that's gotten so strict. There's no logic to it. A false claim of U.S. citizenship, for example, forever bars people from coming to this country; it's causing separation of families. I think it's hard-hearted. These people are hard-working, industrious. Immigrants have been a big part of making this country what it is today."

- Mary Garbacz



Joe De Mott and his granddaughter, Elizabeth "Liza" Curtright.

■ **William F. Abell, '72**, is with Smith Barney, a member of Citigroup, in Colorado Springs, Colo., serving as a financial consultant. Abell's areas of practice include retirement planning, focusing on pre- and post-retirement needs.

■ **Michael Hroch, '72**, is with Hanson, Hroch & Kuntz in Crete.

■ **David Landis, '72**, was presented the MENtors and Allies Award by the YWCA of Lincoln.

■ **Tom Monaghan, '72**, former U.S. attorney, was selected by the United Nations to serve as the director of justice for Kosovo. His responsibilities include creating the courts, selecting the prosecutors, operating the prisons and doing whatever else is necessary to establish a modern legal system in the Balkan province. His time in Kosovo will last approximately two years in order to establish a court and prosecutorial system and to turn prisons over to Kosovars rather than to an international team of workers who operate them now.

■ **Ken Backemeyer, '73**, senior vice president and trust office in the student loan trust department at Union Bank in Lincoln, was honored for 30 years of service.

■ **Patrick William Border, '73**, Honolulu, Hawaii, was named by Governor Linda Lingle to the Circuit Court of the First Judicial Circuit. Border has been an attorney with Cronin, Fried, Sekiya, Kekina & Fairbanks since 1984. He also served as a mediator and arbitrator for parties involved in divorce, real estate transactions, civil right claims and lawsuits, as well as various business disputes.

■ **Solicitor General J. Kirk Brown, '73**, and Nebraska Attorney General Jon Bruning, '94, co-authored "Ring Mandates Jury Consideration of Aggravators, but What about the Rest? The Case for Judicial Consideration of Mitigators and Judicial Sentencing," in a symposium on "Capital Concerns: The

Death Penalty in Nebraska" published in 15 *Stanford Law & Policy Review* 343.

■ **Dennis Burnett, '73**, is vice president of export controls and licensing for EADS North America located in Washington, D.C. Burnett has responsibility for the full scope of legal matters related to export controls. EADS North America is the U.S. holding company for EADS, second largest aerospace and defense company in the world. Since 1984, Burnett has served as an outside legal consultant to EAD and to its predecessor companies. In addition to EADS, he has also served as legal advisor to Sea Launch, Lockheed Martin Intersputnik, EarthWatch, General Dynamics and the China Orient Satellite Corporation. He also was an advisor to and part of the negotiating team of the Russian Space Agency for NASA's first procurement of Russian hardware for the International Space Station.

■ **Richard Wegener, '73**, contributed the following sections to the ALI-ABA Course Study Product Distribution and Marketing: "The Road to Sensibility — Nonprice Vertical Restraints 1963-2003," "Dual Distribution: Historical Tensions to Cyber Encroachment," "Ethical Issues in the Practice of Product Distribution and Marketing Law: Destruction of Evidence and Secret Recordings," "Termination and Refusal to Deal - The Antitrust and Contractual Framework," "M&A Distribution Issues" and "Promotion Law Primer." Wegener, a partner at Fredrikson & Bryon in Minneapolis, Minn., practices in the areas of antitrust and trade regulation.

■ **David K. Karnes, '74**, is a member of the national board of trustees for Father Flanagan's Girls and Boys Town.

■ **Steve Achelpohl, '75**, Omaha, was a delegate to the Democratic National Convention in Boston, Mass.

■ **Warren Arganbright, '76**, Valentine, is chairperson for the Nebraska Environmental Trust Board for 2004. He currently serves as the Thomas

county attorney, and previously served as the Cherry county attorney. He has also previously worked with the Nebraska Legislature's Fiscal Analyst office in Lincoln. Arganbright has ranching interests in Nebraska and has been active in a wide variety of conversation groups, including the Niobrara Council.

■ **Glenn A. Clark, '76**, is the Logan county attorney. He is also serving as Blaine county attorney and deputy Custer county attorney and is in private practice in Broken Bow.

■ **Steve Reisdorff, '76**, Crete, received a commission as an admiral in the Great Navy of the State of Nebraska. Reisdorff, who was awarded his admiralship from Gov. Mike Johanns, retired this year as a colonel in the Nebraska Army National Guard Judge Advocate General's Office after almost 35 years of military service. He continues to serve as deputy Saline county attorney and city attorney for Crete and Hallam.

■ **Greg Sloma, '76**, is executive vice president and chief financial officer with SpeedNet Services in Omaha.

■ **Richard Vierk, '76**, is a board member of the United Way of Lincoln and Lancaster County. He is with Deloitte & Touche.

■ **Terry Wittler, '77**, is treasurer of the Lincoln Bar Association for 2004-2005.

■ **Charles Brewster, '78**, has joined Anderson, Klein, Swan & Brewster in Holdrege. His primary areas of practice include litigation, criminal law, personal injury and domestic relations. Brewster is a member of the Nebraska Crime Commission and the Nebraska Coalition for Juvenile Justice and is an honorary fellow of the Nebraska State Bar Association.

■ **Gary Rex, '78**, left in January for Haiti for his first tour of duty with the U.S. Foreign Service.

■ **Barbara W. Schaefer, '78**, senior vice president of human resources, will

assume the additional duties of corporate secretary for Union Pacific in Omaha.

■ **Matt Hanson, '79**, is a senior partner with Hanson, Hroch & Kuntz in Crete.

■ **Terrill A. Hyde, '79**, co-authored "The Use of Partnerships and LLCs in

Structuring Consolidated Groups" in the Practising Law Institute's course *Tax Strategies for Corporate Acquisitions, Dispositions, Spin-Offs, Joint Ventures, Financings, Reorganizations & Restructurings 2003*. Hyde is a partner in the Washington, D.C., office of Wilmer, Cutler & Pickering.

■ **Thomas W. Lipps, '79**, Algona, Iowa, was named to the Iowa Academy of Trial Lawyers. Formed in 1962, membership is considered one of the highest honors in the profession and is limited to 250 members.

■ **Paula Metcalf, '79**, has established Paula Metcalf Law in Lincoln and will continue to practice in business and

Huston's Military Experience Now Aids Golfers



He dropped out of graduate school at Stanford to train as an Air Force fighter pilot. He studied law at the College of Law during the day while he flew jets at night for the Air National Guard. He would later fly F-16's in Bosnia in night combat missions designed to break up the enemy's supply chains. It was not surprising then when **Chad Huston, '82**, used his pilot, engineering and law training to invent and patent a global positioning satellite (GPS) system – but for golf courses?

Actually, the system that Huston and a colleague at Schlumberger, Ltd. devised was originally designed for a military application – improving the debriefing of fighter pilots by using GPS to help account for the plane's position at any given moment instead of the time-consuming method that was currently in use. When they could not convince the military to adopt their idea, they came up with a very different use for the technology – helping golfers know the distance between themselves and the pin or from themselves and various water hazards and bunkers. Knowing these distances allows the golfer to select the appropriate club and formulate a hole management plan. Their system is far more accurate than the yardage books or primitive electronic systems that were being used.

Huston and his partner formed Optimal Recreation Solutions in Austin, Texas, to commercialize the technology, which is now manufactured by five companies under Optimal's license and used at over 600 golf courses. Huston helped to found two of the companies, Uplink Corp. and ProShot Golf.

In the midst of this, Huston has maintained his "eclectic" legal career. He has been a partner with several Austin law firms – he currently is with Conley Rose – specializing in intellectual property, and he advises high tech companies on technical issues. He speaks frequently on such issues as intellectual property financing, licensing, alliance agreements, joint ventures and pooling and leasing patents.

Huston believes his education at the College of Law trained him well for his business-oriented career. He particularly remembers one day when he was called on at random in Professor Larry Berger's Corporate Tax class and asked to discuss the business consequences of an arcane IRS Code provision. "Surprisingly," he recalled, "I knew all of the issues because his example was one my father [Broken Bow attorney Todd C. Huston, '52] had consulted with Berger on. He was quite surprised when he looked at my name about 15 minutes into the conversation." Huston has two brothers who are also Law College graduates – Dave, '78, and Tom, '86.

Although retired from the Air Force, Huston continues to utilize his military experience even off the golf course. He recalls going into a meeting with four opposing attorneys who threatened dire consequences if he did not agree with their position. Having been shot at over Bosnia and having piloted planes that have caught fire and malfunctioned, he finds such attempts to intimidate him "laughable." His experiences have also made him a better business leader. As he explained to the Austin Business Journal, "Leadership in civilian life is just like the military – it's all about how you relate to people."

His hobbies reflect his Air Force background as well. He has built a single propeller Starduster biplane and is building a competition Pitts biplane. "What is most enjoyable and important to me," he said, "is the creation of things – whether it's building a plane or helping build a company. I don't expect to give up either anytime soon."

estate planning, probate, corporate and ERISA areas.

■ **Vince Powers, '79**, Lincoln, was elected Nebraska's national committeeman at the Democratic Party's state convention.

1 9 8 0

■ **Terry Uhling, '80**, was named senior vice president, corporate secretary and general counsel of J.R. Simplot Co. Uhling, who joined Simplot in 1989 as an assistant general counsel assigned to the company's AgriBusiness Group, will continue to be responsible for corporate environmental, security, regulatory and health and safety affairs in addition to his duties as general counsel. Uhling, whose office is at Simplot corporate headquarters in Boise, Idaho, was appointed in 1996 by Gov. Phil Batt to serve on the Idaho Water Resource Board and currently is vice chairman.

■ **Robert Copple, '81**, Phoenix, Ariz., of counsel with Lewis & Roca, was appointed to the Center for Public Resources Institute's Panel of Neutrals.

■ **Charles W. Sorenson Jr., '81**, Boston, Mass., has been named associate dean for the New England School of Law. Sorenson joined the New England faculty in 1991. He has taught Civil Procedure, Comparative Civil Rights Enforcement, Federal Courts and The Law and Ethics of Lawyering. He has supervised the law school's judicial internship program, which he created in 1992, and the summer abroad program in Galway, Ireland.

■ **Chris Abboud, '82**, was a delegate to the Republican National Convention in New York City.

■ **Steven D. Boyd, '82**, is now with Atofina Chemicals, Inc. in Philadelphia, Pa., in their legal department.

■ **Max Kelch, '82**, Nebraska City, Otoe county attorney, was named attorney of the year at the Local Emergency Planning Conference in June.

Law College 'Slickers' Meet Yearly To Round Up, Wrestle Down Calves

There are many ways in which law school friends and classmates are able to spend time together. There are bar meetings, CLE lectures, civic events, class reunions, dinner parties, golf outings, Husker football games, and, of course, business deals, negotiations, mediations and courtroom confrontations. Four College of Law grads have an especially unique way of getting together – in early May, **Mark Christensen, '84**, **K.C. Engdahl, '84**, **John Hewitt, '85**, and **Paul Kippley, '84**, gather at the Christensen family ranch north of Lodgepole to wrestle down and brand calves.

Wrestling cattle is hard work that demands a lot of manpower, so Christensen started inviting his classmates to help while an undergraduate at Doane College. When he moved on to law school, his law school buddies were invited as well, including Engdahl, Hewitt and Kippley, all of whom clerked with Christensen at the public defender's office in Lincoln.

What began in 1982 has become an annual tradition. Using horses and pickups, the men round up the cows and calves, sort the calves out into holding pens and run the calves through chutes, where two men wrestle them down. Once they are down, they are branded with a hot iron and vaccinated and the bulls are castrated.

When they first went to the ranch, the four were single. Now they are married and have children, so the outing has become a family affair. Everyone who is old enough pitches in. The older boys are able to help with some of the physically demanding chores which, according to Christensen, "is a good thing; we're getting old."

He added that the four classmates used to "hit the bars and stay out late into the night" while at the ranch, but "not any more." After a day of wrestling with cattle, they are too tired. Now in the afternoon, everyone goes to the beautiful canyons near Oshkosh and hikes.

The four friends are not the only Law College alums who have had the experience of rounding up cattle at the Christensen ranch. Others who have helped out in recent years include Vic Covalt, '81, Jim Hewitt, '56, and Fred Kauffman, '64. Whoever is there, Kippley said, "is made to feel like family" by the Christensens – Dean and Dixie. Sadly, Dixie passed away last year.

Ranch work was a new experience for Engdahl, Hewitt and Kippley when they first began. Even though there were times that, as Christensen put it, "the calves got the best of the guys," they kept at it. "We got hooked on it," said Kippley. "It was a *City Slickers* kind of thing."

■ **The Honorable Vernon Daniels, '83**, Omaha, spoke at the Law College for Diversity Law Day and gave the keynote address at the College's Summer 2004 Pre-Law Institute Honors Banquet. Daniels is a judge with the Douglas County Separate Juvenile Court.

■ **Patricia Falk, '83**, received the 2003-2004 Cleveland State University Distinguished Faculty Public Service Award.

■ **Herbert E. Cihak, '84**, has been named director of the Robert A. and Vivian Young Law Library at the University of Arkansas in Fayetteville. Cihak was formerly associate vice chancellor for library and information technology at the Louisiana State University Law Center. Cihak was director of the law library and associate professor of law at the University of Kentucky from 1994-1997. He then worked as chief information officer and

professor of law at that school from 1997 to 2001. From 1988 to 1994, he was at the University of Mississippi as head of public services. He took the position of director of its law library and assistant professor of law in 1991.

■**Pat Knapp, '84**, is senior staff attorney at Nebraska Appleseed Center for Law in the Public Interest. She was an instructor in the Law College's Civil Clinical Law Program and is an adjunct professor teaching trial advocacy.



■**John H. Schumacher, '84**, Detroit, Mich., was appointed as a federal administrative law judge for the Social Security administration. He has retired from the U.S. Air Force JAG Corps.

■**Rhonda Vetrovsky, '84**, is the city attorney for McCook.

■**John C. Hewitt, '85**, Omaha, has become a partner with Cline, Williams, Wright, Johnson & Oldfather in Lincoln. Hewitt's practice emphasis is

in labor, employment, mediation and arbitration.

■**John Massey, '85**, Scottsbluff, and his wife Megan were honored recently by the University of Nebraska Panhandle Alumni Chapter for their dedication to the University and its alumni work.

■**Mark Mullet, '85**, an attorney and CPA, is vice president for government relations for Verizon in Washington, D.C.

■**Kim Robak, '85**, has been elected to the boards of the Nebraska Humanities Council, the Nebraska Foundation for

Life Threw Curveballs to Credit Advisors' Hohman

This article originally appeared in the May 21, 2004 edition of the Midlands Business Journal. It is used with their permission. The article was one of a series of profiles featuring Midlands Business Journal 40 Under 40 award winners – entrepreneurs, business owners, managers and professional men and women under 40 years of age. The 2003 awards were co-sponsored by Gateway Community Bank, Stinson Morrison Hecker law firm and Right Management Consultants.

Sam Hohman, '92, CEO of Credit Advisors Foundation, had many twists in her life before circumstances led her back to her family's company. Born in Omaha and a graduate of Duchesne Academy, Hohman initially wanted to pursue a career in the international licensing of women's apparel items.

"I was interested in business and law, but I have a creative side with fashion design," she said. "I had decided to go into biomedical engineering, but my parents gave me a choice as a senior – go to engineering school or travel through Asia with them. I chose Asia."

Hohman was violently allergic to the drugs she was given to prevent malaria and spent three weeks in the hospital upon her return from Asia.

"My liver had basically quit and I lost my skin and hair," she said. "I was told I'd lose my hair and teeth, although I didn't end up losing any teeth. It was traumatic to a 17-year old."

"Everything hurts when you lose that many layers of skin, and I was so sensitive. It made me ask what I really



wanted to do with my life. At the last second, I changed my mind and went to study fashion design at the International Academy of Design in Chicago.

"I knew in the back of my head that I had to get it out of my system and move on."

Hohman pursued a business degree at Loyola University and was living in Europe after graduation when she got a call from her brother.

"I had done an exchange program with Loyola Rome Center and had decided to stay awhile," she said. "My brother called and said he was going to law school."

"He said, 'Come with me and have fun. So I came back to the U.S. and went to law school at the University of Nebraska with my

brother. I ended up meeting my husband there."

Hohman didn't stop there. She moved to Arizona and lived with her other brother while getting an MBA from Arizona State University.

"I knew if I stopped going to school, I wouldn't go back," she said, "so I got through all of it and got married."

the Humanities and the Lincoln Community Foundation.

■ **Gregory M. Shoemaker, '86**, is a partner with the Pensacola, Fla., law firm of Schofield, Wade, Roane & Shoemaker. Shoemaker concentrates in general civil trial litigation, including insurance defense and civil litigation. He also serves as lieutenant colonel in the Marine Corps Reserve and recently returned to the firm after being recalled to active duty for a year.

■ **J.L. Spray, '86**, was a delegate to the Republican National Convention in New York City.

■ **Janet Schwab Gurwitch, '87**, received the Anita Gregg Award from the Knoxville Community Coalition on Family Violence. The award, presented annually, is given in memory of Anita Gregg to someone in the community who demonstrates leadership and commitment to ending family violence. Gurwitch is an assistant district attorney in Knox County, Tenn., prosecuting domestic violence cases. She was active in the coalition's predecessor organization, the Domestic Violence Taskforce, and in 1996 was one of the founders of the coalition.

■ **Mark Quandahl, '87**, appointed to the Nebraska State Legislature in January 1999 and elected in 2000, concluded his service in April 2004. He was a delegate to the Republican National Convention in New York City.

■ **Melanie Whittamore-Mantzios, '88**, is associated with the firm Wolfe, Snowden, Hurd, Luers & Ahl, of Lincoln. Mantzios' practice includes the areas of employment, commercial and general insurance defense litigation and railroad defense litigation.

■ **Michael O. Hendrickson, '89**, Pittsburg, Mo., is special assistant

In the meantime, Hohman's parents had started Credit Advisors Inc. in Omaha. After graduating from ASU, Hohman went to work for the holding company for a year and a half.

"My parents, Frank and Rosemary Skrupa, backed away from the business very quickly and quasi-retired," she said. "They were a great balance for each other and very smart businesspeople who taught me lessons on different levels."

"I worked for the company for five years. I left to try other things and fell into a human resources career. I tend to fall into things a lot."

Hohman had been doing mediations and arbitrations on the side, which led to being hired by Ameritrade to develop an employee relations and internal alternative dispute resolution process.

"Shortly after, they reorganized HR and put me as director of HR," Hohman said. "Ameritrade was great, and while I was there I was contacted by giftcertificates.com."

"They wanted me as vice president of HR, which presented the same challenges as Ameritrade but at a smaller, younger level. I left Ameritrade to explore the opportunity."

"HR is an interesting area and addictive in the sense that you love it when you're in it. However, I wanted a more total business outlook."

During the years Hohman was away from Credit Advisors, there was a big switch in the company. Credit Advisors became a vendor for the industry, while the foundation it started became a public foundation and outlet for helping consumers get out of debt.

"The foundation needed a regular day-to-day operations manager," Hohman said. "They brought me on to run the foundation side and my brother, Carl Skrupa, runs Credit Advisors Inc."

"My life has thrown me curves and everything has taken some twists. Now I get to work closely with my

family, yet have a business independent from their company."

"My brother, Frank Skrupa, '92, owns a bankruptcy practice in Omaha, so it's funny how we all did our own thing and came back here to roost. It's great to have a resource between my parents and brothers. It's so great to have close siblings to turn to when you want an honest opinion."

Hohman and her 35 employees provide financial education and get counseling to consumers. The programs offered are 45 years old and are used nationwide and in Canada.

"One of the areas we're excelling in is focusing on the cultural needs of people," Hohman said. "We service Spanish clients correctly and appropriately with bilingual counselors and Spanish forms, advertising and Web site."

"You can't just pay lip service to it. You have to fully address it so clients trust and understand everything you're doing. We speak four or five languages here, and it's helped us to grow and find a niche in the industry."

Many of the problems Credit Advisors Foundation sees are based on financial illiteracy, Hohman said.

"It used to be that people got into financial trouble because of a particular issue, whether it was a divorce, illness or job loss," she said. "Now it's a case of people borrowing way beyond their capacity to pay it back or manage it."

"We speak to high schools, colleges, civic groups, companies and health fairs about financial issues. It's amazing what people don't realize. Most of our clients have some college education; it's just that these issues are never taught."

Hohman is on the advisory boards of the Better Business Bureau and the American Association of Debt Management Organizations. She is a member of the UNL Law Alumni Association and president of the Junior League of Omaha.

She is married to David Hohman and has three sons, Harrison, 6, Hudson, 4, and Henry, 10 months.

-Stephanie Critser
Midlands Business Journal

United States attorney for the Western District of Missouri. Hendrickson was most recently a special prosecutor with the Missouri Attorney General's office.

■ **Sandra L. Mulhair, '89**, retired from the Oklahoma Army National Guard after 21 years of service. Mulhair served as a JAG officer in the United States Navy. After one tour, she transferred to the Naval Reserves until she was hand selected by Brigadier General Tom Walker to serve as his deputy staff judge advocate for the 45th Infantry Brigade, Okla. Army National Guard. Major Mulhair finished her career as the command staff advocate for the 45th Field Artillery Brigade. In 2003, she was mobilized for Operation Enduring Freedom. She retires with numerous awards and citations.

■ **Andrew Sobotka, '89**, Richardson, Texas, received a Special Commendation Award from the United States Department of Justice Tax Division in recognition for his successful defense of the United States and several Internal Revenue Service employees in a lawsuit that lasted over ten years.

1990

■ **Krista L. Kester, '90**, is a partner with the Lincoln law firm of Woods & Aitken. Her practice encompasses commercial litigation, construction law, appellate practice and general corporate law.

■ **Michael C. Pallesen, '91**, has joined Cline, Williams, Wright, Johnson & Oldfather in Omaha. Pallesen practices corporate, business, intellectual property and securities law.

■ **Riko Bishop, '92**, is secretary of the Lincoln Bar Association for 2004-2005.

■ **James Dake, '92**, Fremont, was a delegate to the Democratic National Convention in Boston, Mass.

■ **Amy G. Jacobsen, '92**, is president of the Lincoln Bar Association for 2004-2005.

■ **Chip Maxwell, '92**, elected to the Nebraska State Legislature in 2000, concluded his service in April 2004.

■ **Andrew S. Pollock, '92**, is vice president of the Lincoln Bar Association for 2004-2005.

■ **John Bergmeyer, '93**, Lincoln, president of the University of Nebraska College of Business Administration's advisory board was named the college's distinguished alumnus. Bergmeyer is with Harding, Shultz & Downs.

■ **William G. Garbina, '93**, is principal and shareholder at the law firm of Lieben, Whitted, Houghton, Slowiaczek & Cavanagh in Omaha. Garbina focuses his practice on commercial litigation.

■ **Bruce Smith, '93**, is a member of the Board of Trustees of the Lincoln Bar Association.

■ **Nebraska Attorney General Jon Bruning, '94**, and Solicitor General J. Kirk Brown, '73, co-authored "Ring Mandates Jury Consideration of Aggravators, but What about the Rest? The Case for Judicial Consideration of Mitigators and Judicial Sentencing," in a symposium on "Capital Concerns: The Death Penalty in Nebraska" published in 15 *Stanford Law & Policy Review* 343. Bruning is also part of a partnership that has bought a controlling interest in a Davenport, Iowa, bank. Bruning was a delegate to the Republican National Convention in New York City.

■ **Christopher R. Heinrich, '94**, is a shareholder in the Lincoln office of Harding, Shultz & Downs. His practice areas include commercial law, estate planning, real estate and litigation.

■ **Jennifer A. Huxoll, '94**, is associated with the Lincoln Law firm of Anderson, Creager & Wittstruck. Huxoll practices in the areas of domestic relations, juvenile law, civil litigation and criminal defense.



■ **Paul Ladehoff, '94**, has been named director of campus mediation at the University of Missouri-Columbia and training coordinator for

the Center for the Study of Dispute Resolution at the University of Missouri-Columbia School of Law. Ladehoff was formerly the associate director of The Mediation Center in Lincoln.

■ **Scott A. Meyerson, '94**, is of counsel with the law firm of Stinson Morrison Hecker in its Omaha office. Meyerson practices in the general business division focusing on corporate, real estate, closely-held businesses, mergers and acquisitions, leasing and commercial lending law.

■ **John B. Morrow, '94**, is a partner with Erickson & Sederstrom of Omaha. Morrow, a former Marine Corps officer with service in the Judge Advocate General Corps., is practicing in the firm's litigation department.

■ **Michelle Owens, '94**, Omaha, is first vice president for legislative issues management with Mutual of Omaha.



■ **Haywood "Woody" E. White, '94**, was appointed by Governor Mike Easley to serve out a legislative term in North

Carolina's State Senate. In November, he was narrowly defeated when he ran to retain his seat. White is an attorney with Lineberry, White, Hearne & Ballantine in Wilmington, N.C.

■ **Rachel A. Daugherty, '95**, is shareholder in the Grand Island firm of Lauritsen, Brownell, Brostrom, Stehlik, Myers & Daugherty. A former clerk for the Court of Appeals and deputy Hall county attorney, Daugherty practices in

the areas of criminal law, domestic relations and civil litigation.

■ **Scott Hazelrigg, '95**, is executive director and president of the Strategic Air and Space Museum's board of trustees. He was included in the 2003 "40 under 40" list in the Midlands Business Journal, honoring Omaha entrepreneurs, business owners, managers and professionals.

■ **John J. Jolley, Jr., '95**, is a partner in the Omaha law office of Kutak Rock. Jolley practices in bankruptcy litigation and real estate finance.

■ **Julie Neuroth Hogg, '95**, is a trust officer with Union Bank & Trust Co. in Lincoln. She was awarded the certified trust and financial adviser certification designation from the Institute of Certified Bankers.

■ **John F. Nownes III, '95**, has established the Law Office of John Nownes in Omaha. In addition to practicing in the employee benefits area, Nownes provides legal services to small businesses and individuals.

■ **Mike Scarpello, '95** has been named Douglas county election manager. He formerly was deputy election commissioner.

■ **Teresa Truksa Skretta, '95**, is associated with the Lincoln Law firm of Anderson, Creager & Wittstruck. She practices in the areas of domestic relations, juvenile law, civil litigation and criminal defense.

■ **Christine Abraham, '96**, was married June 12, 2004, to Mark Weddleton.

■ **Michaëlle L. Baumert, '96**, is a senior associate with Blackwell Sanders Peper Martin in Omaha. Baumert joins the firm's labor and employment department.

■ **Robert E. Caldwell, '96**, Lincoln, has been appointed to a three-year term on the board of directors of Federal Home Bank of Topeka, a bank that serves as a source of credit for community financial institutions in Colorado, Kansas, Nebraska and Oklahoma. Caldwell

currently chairs the Nebraska Bar Association Corporate Counsel Section and the Government Affairs Committee of the National Gases and Welding Supply Association. Caldwell serves as general counsel for Linweld, Inc.

■ **Timothy K. Dolan, '96**, Omaha, has become a partner with Blackwell Sanders Peper Martin in its litigation department. He practices in the areas of appellate litigation, business and commercial litigation and labor and employment.

■ **Karen Haase, '96**, is a shareholder in the Lincoln office of Harding, Shultz & Downs. Her practice is focused primarily in the areas of education law and labor and employment.

■ **David Tarvin, '96**, started a practice in Tekamah in addition to his practice in Bellevue.

■ **Nicole B. Theophilus, '96**, is a partner at Blackwell Sanders Peper Martin in Omaha. Theophilus joined the labor and employment department at Blackwell in 1999 as an associate.

■ **Aimee J. Haley, '97**, Omaha, is a partner in the law firm of Fullenkamp, Doyle & Jobeun. Haley practices primarily in the area of real estate and business law in both litigation and transactional settings.

■ **Troy Johnson, '97**, was recognized by the trade publication Library Journal, which gave him one of its "Movers & Shakers" awards. Johnson was cited for launching an international online book club for librarians. About 300 librarians in five nations participate in the book-of-the-month discussions and vote on what to read as a group. Johnson is electronic services-reference librarian at Creighton University School of Law in Omaha. He also teaches legal research to first-year law students.

■ **Matthew D. Maser, '97**, is a shareholder of Koley Jessen P.C., Omaha. Maser practices in the areas of mergers, acquisitions and divestitures, as well as banking, finance, and general business law.

■ **Rachel E. Smith, '97**, and Matthew Lee Campbell, Lincoln, were married May 1, 2004, at the Nebraska Court of Appeals Courtroom in the Nebraska State Capitol Building.

■ **Jason W. Hayes, '98**, Lincoln, is legal counsel to the Nebraska Retirement Systems Committee of the Nebraska Legislature chaired by Senator Elaine Stuhr. Hayes also was elected to serve as a director of the Lower Platte South Natural Resources District.

■ **Michael F. Polk, '98**, joined Adams & Sullivan in Papillion. He practices in the area of business litigation.

■ **Robert A. Sanford, '98**, accepted a position with the Nebraska Domestic Violence/Sexual Assault Coalition.

■ **RoseMarie Horvath, '99**, Omaha, spoke at the Law College for Diversity Law Day.

■ **Troy S. Kirk, '99**, is an associate with Rembolt Ludtke in Lincoln. Kirk served as judicial clerk to the Honorable John F. Wright of the Nebraska Supreme Court from 2002-2003. Kirk's practice areas include entities formation and governance, employment law and commercial transactions.

■ **George Martin, '99**, is an associate with the Omaha firm of Spencer, Fane, Britt, Browne & Tate. Martin's practice focuses on employment and workers' compensation litigation, business immigration and human resource training and management.

■ **Angela Melton, '99**, Lincoln, is an attorney with the Nebraska Public Service Commission.

2000

■ **Pamela J. Bourne, '00**, is an associate with the Omaha firm of Spencer, Fane, Britt, Browne & Tate. Bourne specializes in labor and employment issues, defending unfair labor practice charges, employment litigation and human resources training. Bourne is

Captain Craig Strong, Now in Iraq, Receives General MacArthur Award



U.S. Army National Guard Capt. Craig W. Strong receives the prestigious General Douglas MacArthur leadership award, a 15- pound bust of MacArthur, from Army Chief of Staff Peter Schoomaker during a Pentagon ceremony.

-Photo by Rich Lamance

During the now historic speech to the 1962 graduating class of West Point cadets, Gen. Douglas MacArthur inspired the graduates with the words "duty, honor, country." More than 40 years later, those words have an equally inspiring meaning to a College of Law alumnus.

U.S. Army National Guard Capt. **Craig W. Strong, '00**, was one of only 25 officers from throughout the active Army, reserves and national guard to receive the prestigious General Douglas MacArthur leadership award during a recent Pentagon ceremony. The leadership awards showcased the top company grade officers within the Army who showed the ability to motivate others, understand fellow soldiers and inspire teamwork and commitment in others.

"I never settle for mediocrity," reflected Strong. "I keep pushing myself and my soldiers to work outside a normal comfort zone, with continued focus on self improvement."

Strong is a medical company commander with the 313th Medical Company, headquartered in Lincoln. "I am the commander of a ground ambulance company that is tasked with theater-level medical evacuation. I am full-time active with the National Guard, working as the state's deputy surgeon, charged with ensuring the medical readiness and training of soldiers of the Nebraska Army National Guard." Strong and his unit were deployed to Iraq in October.

Even though officers in the 21st Century face new concerns on a fast-paced, technological battlefield, many of the challenges Gen. MacArthur faced more than half a century ago also face soldiers today. Strong's advice to new officers entering the Army is not dramatically different from those given to the 1962 West Point class.

"Young officers should take advantage of every opportunity to learn something new, and accept challenges as 'solutions waiting to happen,'" said Strong. "The high operational tempo and working environment will require greater flexibility from our future soldiers and leaders."

a lecturer on a variety of topics including discrimination and harassment, Americans with Disabilities Act, Family and Medical Leave Act and workplace investigations.

■ **Grace Honeywell, '00**, has opened a practice in Wausa.



■ **Kate Jones, '00**, Omaha, has been selected to serve as a law clerk to the Honorable William Jay Riley, '72, United States Court of Appeals for the Eighth

Circuit. Prior to clerking for Judge Riley, Jones was a law clerk to the Honorable Linda R. Reade, United States District Court for the Northern District of Iowa.

■ **Justin Kuntz, '00**, is with Hanson, Hroch & Kuntz in Crete.

■ **Tiffany Wasserburger, '00**, Scotts Bluff deputy county attorney, will represent the Panhandle on the Nebraska Sexual Assault Task Force.

■ **Jon Braaten, '01**, is a member of the Board of Trustees of the Lincoln Bar Association.

■ **Thomas E. Jeffers, '01**, is an associate with the Lincoln law firm Crosby Guenzel.

■ **Rubina S. Khaleel, '01**, is an associate with the Omaha law firm of Engles, Ketcham, Olson & Keith.

■ **Justin Lavene, '01**, is part of a new section in the Nebraska Attorney General's office that specializes in agriculture, environment and natural resources issues.

■ **Jonas I. Longoria, '01**, has joined Chaloupka, Holyoke, Hofmeister, Snyder & Chaloupka, of Scottsbluff. Longoria will focus on the general practice of the law with an emphasis on workers compensation.

■ **Ashlee Waring, '01**, is an assistant Nebraska attorney general in the civil litigation section.

■ **Glen Th. Parks, '01**, is an associate with Remboldt Ludtke in Lincoln. Parks served as judicial clerk to the Honorable John M. Gerrard of the Nebraska Supreme Court from 2002-2003. Parks' practice areas include employment law, intellectual property and commercial litigation.

■ **Charles A. Smith, '01**, is associated with Baird, Holm, McEachen, Pedersen, Hamann, & Strasheim law firm in Omaha. Smith is a member of the firm's estate planning, probate and tax section as well as the labor, employment and employee benefits section.

■ **David M. Wear, '01**, Omaha, is an associate with Cassem, Tiemey, Adams, Gotch & Douglas. Wear previously served as a law clerk to Nebraska Supreme Court Justice Michael McCormack and as a deputy Douglas county attorney.

■ **Michelle Paxton, '02**, and Lance Schupbach were married April 16, 2004, in City Park, New Orleans, La. The couple lives in Omaha.

■ **Nathan S. Schoen, '02**, is an associate with Cutler & Donahue in Sioux Falls, S.D.

■ **Cassandra V. Stajduhar, '02**, has joined the Lincoln law firm of Hoppe & Harner. She specializes in elder law and civil litigation.

■ **Brent Wolzen, '02**, Lincoln, has opened the Wolzen Law Office. Wolzen handles matters relating to international and immigration needs of businesses and individuals.

■ **Sharon Joseph, '03**, Norfolk, is a domestic violence attorney with Bright Horizons, which provides full wrap around services to victims of domestic violence and sexual assault. Joseph serves victims in Madison, Knox, Pierce, Antelope, Stanton, Boyd and Holt counties.

■ **Kyle Long, '03**, has joined Pahlke, Smith, Snyder, Petit & Eubanks in Omaha. His practice focuses on product liability, personal injury, wrongful death and FELA railroad litigation.

■ **Matt Molsen, '03**, is deputy attorney for Hall County. He handles misdemeanor criminal cases.

■ **Danielle Nantkes, '03**, Lincoln, was a delegate to the Democratic National Convention in Boston, Mass.

■ **Cheri Olinger, '03**, and Josh Raymond were married September 27, 2003, at First Lutheran Church in Sioux Falls, S.D. Olinger is a law clerk with the law firm of Woods, Fuller, Shultz & Smith in Sioux Falls.

■ **Glynda Rahn, '03**, is with Kutak Rock in Omaha with the finance department.

■ **Neligh N. Smith, '03**, is an associate with the Kelley, Scritsmier & Byrne law firm in North Platte. Smith practices in all areas of general civil litigation, including banking, creditors' rights, bankruptcy and education.

■ **Nancy Vogel, '03**, Omaha, is a workforce consultant with Avantas, a subsidiary of Alegant Health, which provides staffing support to health systems.

■ **Jason Wietjes, '03**, is with Hill Gilstrap in Arlington, Texas.

■ **David J.A. Bargaen, '04**, is serving as a judicial clerk for the Honorable C. Arlen Beam of the United States Court of Appeals for the Eighth Circuit.

In Memoriam

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

1930

■ **Henry Keller, Jr., '36**, former agency vice president for State Farm Insurance Companies, died July 20, 2004, in Pleasanton, Calif., at the age of 91, following a brief illness. He had a 37-year career with State Farm where he was instrumental in the development of one of the largest and most organized training programs for career agents in the insurance industry. Upon his retirement, Keller and his wife

moved to Sarasota, Fla., where he lived for over 27 years before moving to California in May.

■ **Harry Louis Rudolph, '36**, Oklahoma City, Okla., passed away June 15, 2004, at the age of 93. He worked as an executive with subsidiaries of Cities Service Company beginning in Joplin, Mo. He was vice president of Republic Light Heat & Power Company in Buffalo, N.Y., until he transferred to Cities Service Gas Company in Oklahoma City in 1958. He became director

of the Rates & Certificates Department of Cities Service Gas and later was named a member of its board of directors. He retired after almost 40 years of service in 1972.

■ **Flavel Allen Wright, '36**, died quietly at his home on September 30, 2004, at the age of 91. Upon graduation from the Law College, he joined the Lincoln firm of Hall, Cline & Williams, now Cline, Williams, Wright, Johnson & Oldfather where he practiced law until his retirement in 1983. In 1943, Wright

volunteered for service in the U.S. Navy and served in World War II as a communications officer aboard the U.S.S. Bunker Hill in the Pacific. He was on board in 1945 when two kamikaze attacks severely damaged the ship, killing 346 men. Wright had a long and distinguished legal career. He was president of the Nebraska Bar Association and a founder and first president of the Nebraska Bar Foundation. He was inducted into the American College of Trial Lawyers and served on the organization's Board of Regents. He was a member of the American College of Probate Counsel and the American



Law Institute. He received an Honorary Doctor of Law from the University and the UNL Alumni Association

Distinguished Service Award in 1979. Wright was instrumental in shaping Nebraska's "Merit Plan" for the appointment of judges and in reforming Nebraska's medical malpractice system, which has served as a model for the nation. He was honored by the Nebraska Medical Association for distinguished efforts in support of public health in Nebraska. In 1994, he received the Nebraska Bar Foundation's most prestigious Foundation Award for exemplary service. The Flavel Allen Wright Chair was established at the College of Law and, on the occasion of his 91st birthday, his son, attorney Bill Wright, established a fund in his honor at the Nebraska State Bar Foundation to encourage education of the state's youth on the Constitution and Bill of Rights.

■**Ernest "Bud" Arnold, '37**, founder of Sedgwick, Detert, Moran & Arnold in San Francisco, Calif., died January 14, 2004, after a yearlong bout with lymphoma. He was 90. His firm specializes in product liability litigation. After law school, Arnold went to work

under Wallace Sedgwick, who at the time was head of claims at the General Accident Insurance Co. In 1942, Arnold joined the U.S. Navy and served four years during World War II as an intelligence officer. His service took him behind enemy lines in central China, where he delivered documents to Allied forces. Arnold was managing partner of the firm for several years. Though he retired in 1988, he continued to visit the firm regularly and maintained an office at the time of his death.

■**Anne Carstens, '38**, died January 3, 2004, in Des Moines, Iowa, at the age of 88. She and her husband Fred Carstens opened a law practice in Beatrice in 1940. From 1956-1966, she served as the Beatrice city attorney and had served at one time as chair of the Municipal Law Section of the Nebraska State Bar Association. She was active in the civic community and was committed to the Adult Literacy Program.

1940

■**Ralph H. Gillan, '41**, Lincoln, died May 1, 2004. Gillan was a lawyer with the Nebraska Attorney General's Office.

■**John Peters, '47**, Council Bluffs, Iowa, died June 14, 2004, at the age of 81. Peters served in World War II and was wounded in the Battle of the Bulge at Saarbrücken, Germany. He was a member of the University of Nebraska football team that went to the 1941 Rose Bowl. He joined the law practice of his grandfather, John J. Hess, now known as Peters Law Firm. Peters served as city prosecutor for Council Bluffs. He served on the Pottawattamie County Mental Health Commission and was a past president of the YMCA Board, the United Fund, the Christian Home Board and the Mercy Hospital Advisory Board. Peters was past president of Sertoma International and also the state governor for the organization. He was also on the Boy Scout Leadership Committee. He was a former chairman of the Republican

Party and voted Council Bluffs' "Boss of the Year" in 1977. He was a member of the Board of Governors of the Iowa State Bar Association and past president of the Pottawattamie County Bar Association.

■**Maurice D. Dingwell, '48**, Omaha, died April 27, 2004, at the age of 81 following a brief battle with cancer. Dingwell was a World War II veteran member of the Hump Pilots Association. He served as an attorney with Mutual of Omaha Special Services Group and as the vice chair of the Senior Lawyers Section of the Nebraska State Bar Association.

■**William H. Tewell, '49**, passed away July 4, 2004, in Eau Claire, Wis., at the age of 82. He served in the Navy during World War II in the South Pacific. Tewell was a Rhodes Scholar at Queens College in Oxford England, specializing in Islamic Law. Until his retirement, he worked as a lawyer for Aramco in Dhahran, Saudi Arabia.

1950

■**William H. Norton, '51**, retired district judge, died December 4, 2003, in Lincoln at the age of 77 after suffering a head injury from a fall. An Osceola resident nearly his entire life, Norton was chairman of the Nebraska Power Review Board and was active in the Osceola Chamber of Commerce. Norton also served as the Polk county attorney and Osceola city attorney and was attorney for the Nebraska Rural Electric Association. Judge Norton officially retired in 1991.

■**La Von E. Billings, '57**, Red Oak, Iowa, died April 13, 2004, at the age of 74. Billings opened Billings Law Office in Red Oak in 1959.

■**Eugene L. Wohlner, '57**, died November 15, 2003, in Omaha, at the age of 71. Wohlner was past president of the Burbank, Calif., Bar Association and Californians for Nebraska. He practiced in the Los Angeles area for 37 years.

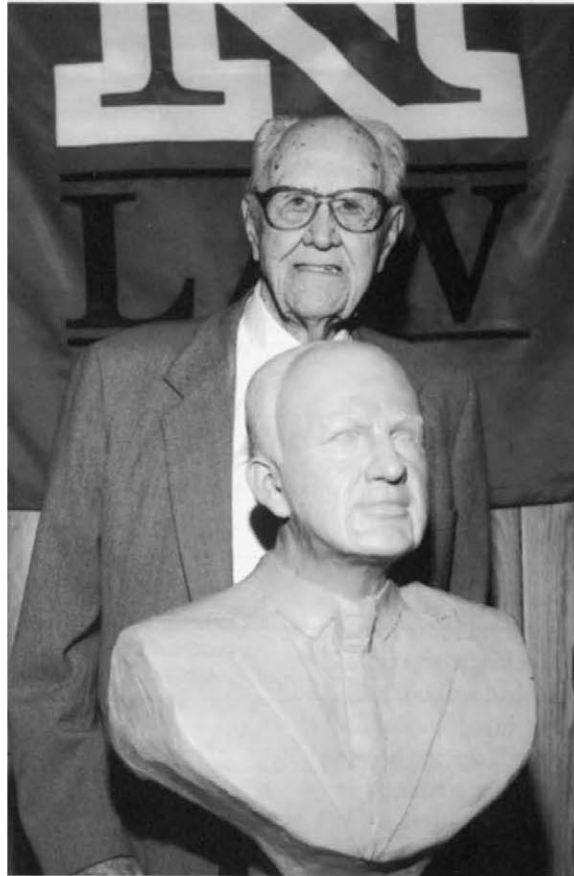
Remembering Frank Morrison

BY CHARLES PALLESEN '62

Governor Frank B. Morrison, Sr., '31, died April 19, 2004, at the age of 98. His good friend, Chuck Pallesen, wrote this tribute to him.

Vintage wines and great cheeses improve with age. So too it can be said of Model T's and Frank B. Morrison. With a distinguished legal career in Stockville, McCook and Lincoln, he was in his mid-50's when he was elected for the first of his three terms as governor of Nebraska. Populist at heart, he lost three times as many elections as he won. But he persisted! He bypassed a federal judgeship appointment, but never realized his highest political ambition, the United States Senate. He would have been a senator of whom Nebraskans and the nation would have been proud. Governor Morrison was a big man who walked with long strides, made long speeches and had big ideas.

Born in Colorado, reared and educated in Kansas with an undergraduate degree from Kansas State and legally trained in Nebraska with a



Governor Morrison stands behind his bust at the dedication of the Governors Room on February 22, 2003.

law degree from the College of Law, he had a quick answer to the outcome of any K-State vs. Nebraska contest: "My alma mater won!"

People will differ as to his great achievements. He ushered in the merit plan for the selection of state judges, laid out the Nebraska interstate, was the father of Nebraska tourism and was an author and a poet. He dined with presidents and prime ministers, was an outspoken critic of the wars of the last half century, demonstrated against capital punishment and led efforts to "ban the bomb." He was comfortable with and sought the advice of farmers, ranchers, union workers and business leaders alike.

President John F. Kennedy once called him and prefaced the discussion with an inquiry as to how a certain northeast Nebraska highway project Morrison

1960

■ **Earl D. Ahlschwede, '64**, Grand Island, died May 15, 2004, at the age of 63. Ahlschwede served as the York assistant city attorney, administrative assistant to the director of the Nebraska Department of Agriculture, Beatrice city attorney, Grand Island city attorney and Grand Island city manager. He was also a member of the Mayer, Burns, Ahlschwede & Koenig Law Firm in Grand Island.

1970

■ **Mark J. Behm, '76**, died April, 19, 2004, at the age of 49 after a two-year battle with cancer. Behm was Cedar County attorney from 1977-1994. He had a private practice in Wausa until 1997 and was with Monson, Behm & Carlson in Randolph until shortly before his death. In 1980, Behm was a Reagan delegate to the Republican National Convention. In recent years, he was president of Out Front Properties, Inc.



Governor Morrison says a few words at the Governors Room dedication.

Nebraska did not recognize its trails west and Kearney, which he termed “the epicenter of the greatest peacetime migration in the history of mankind.” Those who have toured the facility from all 50 states and many foreign countries uniformly praise his outstanding achievement, which was designed by officials of the Disney companies.

The governor’s last official visit to the College of Law was February 22, 2003, at which time the Governors Room was dedicated. A visit by law students, attorneys and others to that room will highlight how important Governor Morrison and the four other College of Law graduates who became governors have been to this University, the law and the State of Nebraska.

Previously mentioned were his poetic skills (free verse!) And here is an example:

Valentine’s Day 2001

To Maxine Elizabeth Hepp Morrison

Because ice on the street prevented my acquiring the Valentine Walgreens had for you does not mean that I had ice in my heart. In fact just the opposite is true. If I could transfer the warmth in my heart to this ice on the street it would melt in a second. If this were possible even my worn out knees would not prevent my delivery of this token of my love for you. Even though Dr. Heiser says I have outlived my knees, my heart still beats for you.

When the rest of old Frank catches up with his knees please remember there once lived a kid from Wild Cat Creek who joyfully lost his independence on July 4, 1935, in a village called Stockville, Nebraska. That day must never die. When unconsciousness becomes the fate of us all and this earth returns to dust again there is something that will never die. That is my love for you.

The Kid from Wild Cat Creek, Old Frank

Governor Morrison’s last will was a delight. It was one page long and concluded:

Life for us has been a rewarding adventure and much of that has been due to our relationship with our children, grandchildren and great-grandchildren, whom we trust will carry on that zest for improving life on this planet which we inherited from our parents.

Frank Brenner Morrison, Sr. is entitled to rest in peace!

had been pushing was proceeding, much to the governor’s pleasure. He hosted President Lyndon Johnson in Nebraska at a meeting with a large Nebraska federal contractor and newspaper mogul, at which time Johnson asked that the newspaper not endorse his Republican opponent, Senator Barry Goldwater, in the 1964 presidential race. The paper did remain neutral, and Johnson carried the state, the only other time a Democrat has prevailed in Nebraska since 1936. Morrison called the conversation “raw politics.”

Morrison mused at the fact that he had an hour long meeting with Prime Minister Indira Gandhi in New Delhi, not because he was then a special envoy to India, but because she wanted to meet his spouse, Maxine, who was running for Congress.

His attraction to both law and politics should come as no surprise as McCook has spawned four governors and two United States senators. Frontier and Red Willow counties found the voices of some of Nebraska’s legal giants in their courtrooms, including Judge E.B. Perry, Judge Robert Van Pelt and Senator Carl Curtis. Morrison heard both William Jennings Bryan and Clarence Darrow speak. Small wonder, a young Morrison became enamored with law and politics!

Morrison was one of the three former governors who were College of Law graduates in attendance for the College’s centennial class commencement in 1991, the other two being Governor Charles Thone and Governor Ben Nelson. All gave worthy addresses, but the one line that best describes Governor Morrison was his about the then just concluded Iraqi War I. He stated, “They say that this was a ‘safe’ war. They are not counting the 100,000 Iraqi citizens killed, all without due process of law!”

The loves of his life were his family, the law, politics and, in his ninth decade, the Archway! Since his days as governor, he had felt that there was unfinished business at hand if

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. If you'd like, you can now update your information on the internet at the following link:

<http://law.unl.edu/alumni.html>

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: _____

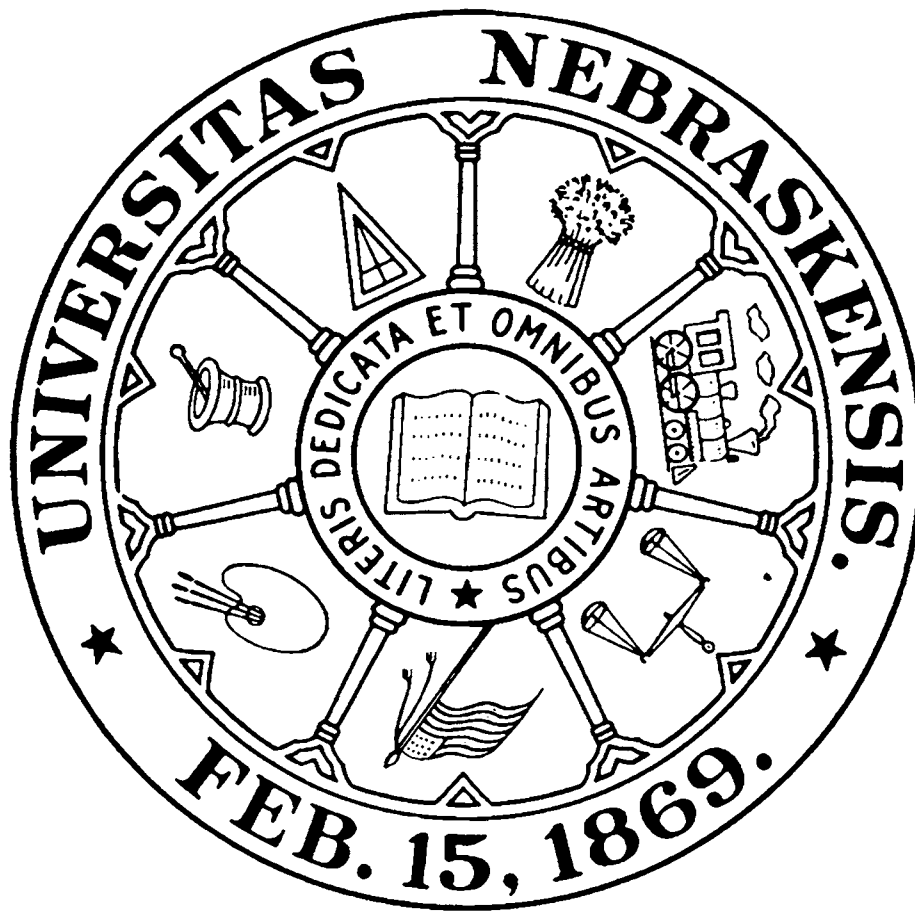
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Mail or fax to: Alumni Development Office
UNL College of Law
P.O. Box 830902
Lincoln, NE 68583-0902
Fax: (402) 472-2148

The Senior Transcript

UNIVERSITY OF NEBRASKA COLLEGE OF LAW



Graduating Class of 2005



**Owen E.
Adams**

HOMETOWN: Gulf Breeze, Fla.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Southern Mississippi, Hattiesburg, Miss. – Master's Degree in History.
University of West Florida, Pensacola, Fla. – Political Science (cum laude); Phi Kappa Phi Honor Society.
LAW COLLEGE ACTIVITIES: Federalist Society; CALI Excellence for the Future Award in Advanced Legal Research and Negotiations.
WORK EXPERIENCE: Operations Manager-Aramark Servicemaster Management Services, Downers Grove, Ill.; English Teacher-Bonn, Germany.



**Julie L.
Agena**

HOMETOWN: Lincoln, Neb
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Kansas, Lawrence, Kan. – Psychology.
LAW COLLEGE ACTIVITIES: Women's Law Caucus.
WORK EXPERIENCE: Law Clerk-Lancaster County Attorney, Lincoln, Neb.



**Casey L.
Andersen**

HOMETOWN: Avoca, Iowa
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Creighton University, Omaha, Neb. – Exercise Science (summa cum laude); Alpha Sigma Nu Jesuit Honor Society Member; Creighton Honors Student; Delta Zeta Sorority (scholarship chair); EXCEL Program.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; SBA; Women's Law Caucus; CALI Excellence for the Future Award in Torts; Yale C. Holland Memorial Scholar; Harold & Helen Felton Scholar; Kelso Morgan Scholar; Phillip Robinson Memorial Scholar.
WORK EXPERIENCE: Summer Associate-Fraser Stryker, Omaha, Neb.; Law Clerk-City Attorney's Office, Lincoln, Neb.



**Lindsay B.
Birch**

HOMETOWN: Olathe, Kan.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Creighton University, Omaha, Neb. – International Business/Management Information Systems (magna cum laude); Union Pacific Presidential Scholarship; National Collegiate Scholar; Theta Phi Alpha National Sorority.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; Phi Alpha Delta International; SBA; Women's Law Caucus; Project Wishlist; Scholarship for New Nebraskans; Winthrop & Frances Lane Scholar; Student-Faculty Lectureship Committee.
WORK EXPERIENCE: Legal Intern-United States Attorney's Office, Tampa, Fla.; Law Clerk-Keating, O'Gara, Davis & Nedved, Lincoln, Neb.

Senior Transcript



**Jami L.
Birkel**

HOMETOWN: Columbus, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney – English (cum laude); Philosophy Scholarship; Outstanding Senior for English Award; Outstanding Senior for Philosophy Award; Sigma Tau Delta; *Carillon* (editor).
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Delta Theta Phi (treasurer); LSD/ABA; SBA; Women's Law Caucus; Litigation Skills Program of Concentrated Study; Dean Henry H. Foster Memorial Scholar.
WORK EXPERIENCE: Law Clerk-Berry, Kelley & Reiman, Lincoln, Neb.; Paralegal-Platte County Attorney's Office, Columbus, Neb.



**Timothy G.
Bottum**

HOMETOWN: Tulare, S.D.
EXPECTED GRADUATION DATE: December 2004
EDUCATION: South Dakota State University, Brookings, S.D. – Political Science (with highest honors).
LAW COLLEGE ACTIVITIES: SBA, Scholarship for New Nebraskans.
WORK EXPERIENCE: Law Clerk-Lancaster District Court; Committee Reporter-Kissel & Associates.



**Stephanie K.
Brawley**

HOMETOWN: Richmond, Ind.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Wittenberg University, Springfield, Ohio – Sociology (cum laude); Alpha Lambda Delta Honor Sorority; Sigma Kappa Sorority (president, standards board council member); Wittenberg University Community Service Scholarship.
LAW COLLEGE ACTIVITIES: LSD/ABA; SBA; Scholarship for New Nebraskans.
WORK EXPERIENCE: Intern-District of Columbia Office of the Corporation Counsel, Employee and Labor Relations Division, Washington, D.C.



**Shannon
Brennan**

HOMETOWN: Grand Island, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Spanish/English (with highest distinction); Universidad Complutense de Madrid, Madrid, Spain: Phi Beta Kappa; Honors Program Graduate; Superior Scholar Award; Honors Thesis; David Scholarship; Honors Program Scholarship.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Equal Justice Society; First-Year Orientation Leader; Multi-Cultural Legal Society; Women's Law Caucus; Allies & Advocates for GLBT Equality (president); Allen Moot Court Competition; Henry M. Grether Moot Court Competition; Alfred J. Luebs Memorial Scholar.
WORK EXPERIENCE: Clerk-Nebraska Appleseed, Lincoln, Neb.; Research Assistant- Professor Sandra Zellmer, University of Nebraska College of Law; Summer Law Clerk-Leininger, Smith, Johnson, Baack, Placzek, Steele & Allen, Grand Island, Neb.; Administrative Assistant-Atlantis Partners, Denver, Colo.



**Justin J.
Buresh**

HOMETOWN: Valparaiso, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb. – Business Administration (with highest distinction); Delta Mu Delta; Blue Key Honorary Fraternity; Wall Street Journal Award; Verizon Academic All-American; Football.
LAW COLLEGE ACTIVITIES: Christian Legal Society.



**Ryan D.
Caldwell**

HOMETOWN: Yuba City, Calif.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney – Public Administration/History: Delta Tau Delta International Fraternity (president, new member educator, historian, Delt of the year, executive of the year, administrator of the year); Mortar Board National Senior Honor Society; Order of Omega National Greek Honor Society; Phi Alpha Theta National History Honor Society (president, secretary); Tau Mu Sigma National Fraternity Leadership Honor Society (national director); William Nester Leadership Award; ASUNK Election Commissioner; Student Alumni Foundation; Interfraternity Council (director of academics, director of new member education); Greeks Advocating Mature Management of Alcohol; History Club (president); Locke and Key Society; The Herd; Dr. Kent Gardner Order of Omega Scholarship; Northern Californians for Nebraska Scholarship; Kershner Scholar.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; Phi Alpha Delta International Law Fraternity (president); SBA.
WORK EXPERIENCE: Mediation Aid-Nebraska Department of Agriculture, Lincoln, Neb.; Administrative Assistant-City of Kearney, Kearney, Neb.



**Jennifer E.
Cantrell**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Barnard College of Columbia University, New York, N.Y. – History (cum laude).



**Bren H.
Chambers**

HOMETOWN: Treynor, Iowa
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Doane College, Lincoln, Neb. – Masters Degree in Management. Nebraska Wesleyan University, Lincoln, Neb. – Biopsychology: Trustee's Scholarship; NCAA Post-Graduate Scholarship (football); Academic All-American (track); Verizon Academic All-District (football).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (articles editor); Christian Legal Society (treasurer); Gross & Welch Award (first-year best brief); CALI Excellence for the Future Award in Property, Civil Procedure and Accounting for Lawyers; Yale C. Holland Memorial Scholar; Robert K. Andersen Memorial Scholar; William C. Holt Scholar.
WORK EXPERIENCE: Law Clerk-Cline, Williams, Wright, Johnson & Oldfather, Lincoln, Neb.



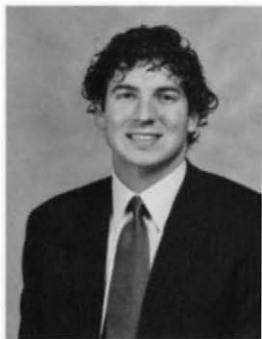
**Suellen
Chavet**

HOMETOWN: Osmond, Neb.
EXPECTED GRADUATION DATE: August 2005
EDUCATION: University of Nebraska-Lincoln – Psychology; Regents Scholar; Honors Program Scholar; Adkins Scholarship; Nebraska Top Scholars; Elmer Rhoden Merit Scholar; D. and F. Wolf Scholarship; Peter Kiewit DS Award.
LAW COLLEGE ACTIVITIES: Dean Henry Foster Memorial Scholarship; Eastman Memorial Scholarship; Big Brother/Big Sister Program; Equal Justice Society; Multi-Cultural Legal Society; SBA; Women's Law Caucus; Student Animal Legal Defense Fund.



**David V.
Chipman**

HOMETOWN: Curtis, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Embry-Riddle Aeronautical University, Minot, N.D. – Master of Business Administration in Aviation (with distinction). Nebraska Wesleyan University, Lincoln, Neb. – Physics.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); CLEP; Big Brother/Big Sister Program; SBA.
WORK EXPERIENCE: Law Clerk-U.S. Air Force, Offutt AFB, Neb.; Missile Combat Crew Commander/Instructor-U.S. Air Force, Minot AFB, N.D.



**Scott K.
Cool**

HOMETOWN: Centerville, Iowa
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Drake University, Des Moines, Iowa – Political Science/History (magna cum laude); Phi Beta Kappa.
LAW COLLEGE ACTIVITIES: Elmer J. Jackson Scholarship; Allen Moot Court Board; Henry M. Grether Moot Court Competition (co-coordinator); College of Law Ambassador; CLEP; Robert Van Pelt American Inn of Court.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Lincoln Neb.; Summer Associate-Fraser Stryker Law Firm, Omaha, Neb.



**Kevin R.
Corlew**

HOMETOWN: North Platte, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Columbia College, Chicago, Ill. – Liberal Arts (with honors).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor, published casenote); Client Counseling Competition (first place); National Client Counseling Team (U.S. champion); International Client Counseling Competition; First-Year Client Counseling Competition (finalist); Allen Moot Court Competition (first place); Kenneth L. Noah Memorial Award (best brief, Allen Moot Court Competition); National Trial Team; G. Robert Muchemore Scholar; CALI Excellence for the Future Award in Pretrial Litigation, Constitutional Law II and Legislation Seminar; George L. DeLacy Memorial Award for Excellence in Constitutional Law; Christian Legal Society (president); Multi-Cultural Legal Society (treasurer); Republican Law Student Association (president); Inns of Court.
WORK EXPERIENCE: Law Clerk-Fraser Stryker, Omaha, Neb.; Blackstone Fellow-Alliance Defense Fund, Phoenix, Ariz.; Family First, Lincoln, Neb.



**Megan E.
Coulter**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: College of Saint Mary, Omaha, Neb. –
Paralegal Studies/Business (summa cum laude);
Paralegal Club (social chair); Cross Country Team;
Outstanding Student in Business Division; Academic
Scholarship.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister
Program; First-Year Orientation Leader; LSD/ABA; Phi
Alpha Delta Law Fraternity; SBA; Student Animal
Legal Defense Fund (vice president); Client Counseling
Competition; Allen Moot Court Competition; Henry M.
Grether Moot Court Competition (semi-finalist).
WORK EXPERIENCE: Law Clerk-Berlowitz, Rouse &
Ohs, Lincoln, Neb.; Victim Advocate Intern-Douglas
County Victim's Assistant Unit, Omaha, Neb.



**Adrian A.
David**

HOMETOWN: West Vancouver, B.C., Canada.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Arizona – Ecology and
Evolutionary Biology/Sociology; Athletic
Scholarship for Platform and Springboard Diving.
LAW COLLEGE ACTIVITIES: LSD/ABA..
WORK EXPERIENCE: Law Clerk-Vincent M.
Powers & Associates, Lincoln, Neb.



**Jason
Davis**

HOMETOWN: Lincoln, Neb
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln –
History/Sociology; Golden Key National Honor
Society.
LAW COLLEGE ACTIVITIES: Equal Justice
Society; LSD/ABA.
WORK EXPERIENCE: Volunteer-ACLU Nebraska,
Lincoln, Neb.



**David V.
Drew**

HOMETOWN: Blair, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln –
Finance.
LAW COLLEGE ACTIVITIES: Project Wishlist; Gross
& Welsh Award (best first-year brief).
WORK EXPERIENCE: Law Clerk-Gregory P. Drew,
Blair, Neb.; Legal Aide-Nebraska Department of
Banking & Finance, Lincoln, Neb.

Senior Transcript



**Patrick M.
Driver**

HOMETOWN: Kearney, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney
– General Studies.
LAW COLLEGE ACTIVITIES: Litigation Skills
Program of Concentrated Study; First-Year
Orientation Leader; Big Brother/Big Sister
Program; Client Counseling Competition; Henry
M. Grether Moot Court Competition.
WORK EXPERIENCE: Law Clerk-Polsky,
Shiffermiller & Coe, Lincoln, Neb.; Law Clerk-
Buffalo County Attorney's Office, Kearney, Neb.;
Law Clerk-Buffalo County Clerk of the District
Court, Kearney, Neb.



**Libby K.
Elder**

HOMETOWN: Fairbury, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney
– Political Science (summa cum laude); Regent's
Scholarship; Phi Eta Sigma National Honor
Society.
LAW COLLEGE ACTIVITIES: Delta Theta Phi
(bailiff); SBA; Women's Law Caucus; Henry M.
Grether Moot Court Competition.
WORK EXPERIENCE: Research Assistant-Dean
Steven Willborn, University of Nebraska College
of Law; Legislative Intern-Kissel/E & S Associates,
Lincoln, Neb.



**Ryan H.
Esplin**

HOMETOWN: Cedar City, Utah
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Southern Utah University, Cedar City,
Utah – History (summa cum laude); Phi Alpha Theta
History Honor Society; Alpha Chi National Honor
Society; Academic Award for Outstanding Student in
Social Science (nominee).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW;
CALI Excellence for the Future Award in Appellate
Advocacy; College of Law Ambassador; Winthrop &
Frances Lane Scholar; SBA; LSD/ABA.
WORK EXPERIENCE: Law Clerk-Lancaster County
Public Defender, Lincoln, Neb.; LEXISNEXIS Student
Associate-LEXISNEXIS Corporation.



**Renee A.
Eveland**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Truman State University, Kirksville, Mo. –
English (summa cum laude); English Student of the Year.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court
Board; Allen Moot Court Competition (semi-finalist);
CALI Excellence for the Future Award in Contracts;
SBA; Phi Alpha Delta International; Project Wishlist;
Dean Henry H. Foster Memorial Scholar.
WORK EXPERIENCE: Sales Manager-Buchroeder's
Jewelers, Columbia, Mo.; Law Clerk-Friedman Law
Offices, Lincoln, Neb.; Summer Associate-Shughart,
Thomson & Kilroy, Kansas City, Mo.



**Justin
Firestone**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln –
M.A. in Classics. University of Nebraska-Lincoln –
Latin.
WORK EXPERIENCE: Law Clerk-Woods &
Aitken, Lincoln, Neb.; Summer Intern-Electronic
Frontier Foundation, San Francisco, Calif.



**Katie A.
Fougeron**

HOMETOWN: Milford, Neb.
EXPECTED GRAD DATE: May 2005
EDUCATION: University of Nebraska at Kearney
– Spanish/Social Work (summa cum laude); Omaha
World Herald/Kearney Hub Scholar; Peter Kiewit
Foundation Scholar; Honors Program.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW
REVIEW (executive editor); Regents' Scholar;
Women's Law Caucus (treasurer); CLEP; Allies and
Advocates for GLBT Equality; SBA.
WORK EXPERIENCE: Summer Associate-Kutak
Rock, Omaha, Neb.; Law Clerk-Nebraska Depart-
ment of Health & Human Services, Lincoln, Neb.



**Jeremy P.
Gerch**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Bellarmine University, Louisville,
Ky. – Mathematics (Actuarial Science emphasis)/
Business Administration: Golf Team (academic all-
conference, scholar-athlete of the year).
LAW COLLEGE ACTIVITIES: Nebraska Moot
Court Board.
WORK: Law Clerk-Criminal Appellate Division,
Nebraska Attorney General's Office, Lincoln, Neb.



**Sean M.
Gleason**

HOMETOWN: Scottsdale, Ariz.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Northern Arizona University, Flagstaff, Ariz. –
Philosophy (cum laude). California State University-Dominguez
Hills, Carson, Calif. – M.A. in Humanities.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program;
CLEP; Litigation Skills Program of Concentrated Study; Client
Counseling Competition; Henry M. Grether Moot Court Competi-
tion; CALI Excellence for the Future Award in Civil Procedure.
WORK EXPERIENCE: Summer Legal Intern-U.S. Marine Corps,
Yuma, Ariz.; Summer Legal Intern-U.S. Marine Corps, Washing-
ton, D.C.; Recruitment Advertising Office-U.S. Marine Corps, San
Diego, Calif; JROTC Program Coordinator-U.S. Marine Corps,
San Diego, Calif; Battery Executive Officer-U.S. Marine Corps,
Oceanside, Calif; Regimental Motor Transportation Officer-U.S.
Marine Corps, Oceanside, Calif.



**Stacie A.
Goding**

HOMETOWN: Cairo, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Hastings College, Hastings, Neb. – Political Science (with high distinction)/History (with distinction): Bronco Award Winner; Alpha Chi Scholastic Honor Society (president); Omicron Delta Kappa Leadership Honor Society (vice president of selections); Omicron Delta Kappa Circle Leader of the Year; Artist Lecture Series Symposium Committee (co-chair); Student Alumni Ambassadors (president); Student Judiciary Council; President's Scholarship; Holyoke-McKeag Scholarship; McKelvie Scholarship; Alpha Omega Sorority.

LAW COLLEGE ACTIVITIES: Women's Law Caucus (secretary); Delta Theta Phi (secretary); SBA; LSD/ABA; Big Brother/Big Sister Program; Client Counseling Competition Board; Client Counseling Competition; Litigation Skills Program of Concentrated Study; Winthrop & Frances Lane Scholar.

WORK EXPERIENCE: Law Clerk-Whelan & Scherr, Hastings, Neb.; Law Clerk-Bartle & Geier, Lincoln, Neb.; Operations Manager-Crossroads Center, Hastings, Neb.; Legislative Intern-Office of Senator Bob Kerrey, Washington, D.C.



**Elizabeth L.
Graham**

HOMETOWN: Lincoln, Neb.

EXPECTED GRADUATION DATE: December 2004

EDUCATION: University of Nebraska at Omaha – Public Administration: Golden Key National Honor Society; College of Public Affairs and Community Service Student Senator; University Honors Program.

LAW COLLEGE ACTIVITIES: SBA; Dean H. & Floreen G. Eastman Scholar.

WORK EXPERIENCE: Legal Intern-Tulsa County Public Defender Juvenile Bureau, Tulsa, Okla.



**Mitchel L.
Greenwall**

HOMETOWN: Stromsburg, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: North Park University, Chicago, Ill. – Biology: Beta Beta Beta National Biology Honor Society; Student Association Senior Senator; Student Representative to the Faculty Sub-Committee on Academic Standing; Presidential Scholarship.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Christian Legal Society; LSD/ABA; Phi Alpha Delta International; SBA; Litigation Skills Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk-Nebraska Advocacy Services, Lincoln, Neb.; Operations Manager-ARAMARK-ServiceMaster Management Services at the Chicago Christian Industrial League, Chicago, Ill.



**Jennifer
Grosz**

HOMETOWN: Bismarck, N.D.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: North Dakota State University, Fargo, N.D. – History: North Dakota Scholar Scholarship.

LAW COLLEGE ACTIVITIES: Student Animal Legal Defense Fund; Business Transactions Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk-Basin Electric Power Cooperative, Bismarck, N.D.; Law Clerk-Nebraska Commission on Public Advocacy, Lincoln, Neb.



**Raina M.
Gulbrandson**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Omaha, – Masters in Social Work. University of Nebraska-Lincoln – Family Sciences: Phi Upsilon Omicron Honor Society (officer); Otto & Gladys Bouman Heart and Soul Scholarship.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Equal Justice Society; First-Year Orientation Leader; Multi-Cultural Legal Society; College of Law Ambassador; Henry M. Grether Moot Court Competition.
WORK EXPERIENCE: Intern-Nebraska Health & Human Services System, Lincoln, Neb; Legislative Intern-Kissel/E & S Associates, Lincoln, Neb; Policy Intern-Voices for Children in Nebraska, Omaha, Neb.; Law Clerk-Nebraska Legal Services, Lincoln, Neb.



**Jessica S.
Harder**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Colorado State University, Fort Collins, Colo. – Journalism/Political Science (cum laude; honors scholar graduate): Honors Scholarship; Phi Beta Kappa; Pi Beta Phi Sorority (executive board); **Rocky Mountain Collegian** (reporter, editor).
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; SBA; Phi Alpha Delta; Women's Law Caucus; National Animal Advocacy Moot Court Competition.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General Criminal Appeals Section & Agriculture Environment & Natural Resources Section, Lincoln, Neb.; Legal Internship-Nebraska Department of Natural Resources, Lincoln, Neb.



**Jerry M.
Harre**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Master of Professional Accountancy. University of Nebraska-Lincoln – Accounting/Business Administration (with distinction): Golden Key National Honor Society; J & M Schleiger Scholar; Lincoln Management Society Scholar; R. Parker & M. Eastwood Scholar; Beta Alpha Psi (vice president).
LAW COLLEGE ACTIVITIES: G. Robert Muchemore Scholar, VITA, LSD/ABA, SBA.
WORK EXPERIENCE: Law Clerk-Nebraska Department of Health & Human Services, Lincoln, Neb.; Assistant Government Counsel-Joint Law Center, Marine Corps Air Station, Yuma, Ariz.



**Justin R.
Herrmann**

HOMETOWN: Kearney, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Business Administration (with highest distinction): William Holt Scholarship for Academic Achievement; Mockett Memorial Scholarship for Academic Achievement.
LAW COLLEGE ACTIVITIES: ATLA; NATA; LSD/ABA; SBA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Jacobsen, Orr, Nelson, Wright & Lindstrom, Kearney, Neb.



**Matthew C.
Herstein**

HOMETOWN: Ann Arbor, Mich.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Michigan, Ann Arbor, Mich. – History (honors): Golden Key Award.

LAW COLLEGE ACTIVITIES: CALI Excellence for the Future Award in Legal Process; Scholarship for New Nebraskans; Winthrop & Frances Lane Scholar; Jacob Warren Cohen Scholar; Samuel Hopkins Sedgwick Scholar; Vantine A. James Scholar; Nebraska Moot Court Board; SBA; Allen Moot Court Competition; Faculty-Student Building Committee.

WORK EXPERIENCE: Summer Associate-Sloane & Walsh, Boston, Mass.; Summer Intern-Federal District Court, Detroit, Mich.



**Todd C.
Hiestand**

HOMETOWN: Lincoln, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: MidAmerica Nazarene University, Olathe, Kan. – Business Psychology (summa cum laude); Chapman Scholarship; Phi Delta Lambda Honor Society.

LAW COLLEGE ACTIVITIES: National Moot Court Team; Harry M. Grether Moot Court Competition (finalist); Nebraska Moot Court Board; Allen Moot Court Competition; CALI Excellence for the Future Award in Evidence and Contracts; Delta Theta Phi; SBA.

WORK EXPERIENCE: Legal Clerk-Wright Law Office, Lincoln, Neb.



**Jared W.
Hill**

HOMETOWN: Cambridge, Iowa

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Iowa State University, Ames, Iowa – Marketing: Cy-Squad, The SALT Company Leadership Team.

LAW COLLEGE ACTIVITIES: First-Year Class President; Second-Year Class President; Student Bar Association; Big Brother/Big Sister Program; Project Wishlist (chair); Litigation Skills Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk-Dowding Law Office, Lincoln, Neb.; Law Clerk-Hastings & Gartin, Ames, Iowa.



**Ellen N.
Hollcroft**

HOMETOWN: Lincoln, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Master of Business Administration. University of Nebraska-Lincoln – Biological Sciences: Graduate Scholarship.

LAW COLLEGE ACTIVITIES: Client Counseling Competition Board; VITA; Project Wishlist; Business Transactions Program of Concentrated Study.

WORK EXPERIENCE: Clerk-Dowd, Dowd & Howard, Omaha Neb.; Pharmaceutical Analyst and Legal Assistant-Novartis Consumer Health, Lincoln Neb.



**Jaime L.
Hopp**

HOMETOWN: Columbus, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Psychology; Golden Key National Honor Society.

LAW COLLEGE ACTIVITIES: ATLA; Big Brother/Big Sister Program; CLEP; Phi Alpha Delta International; SBA; Women's Law Caucus; Project Wishlist; Litigation Skills Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Civil Rights/Inmate Litigation Division, Lincoln, Neb; Law Clerk-Seward County Attorney's Office, Seward, Neb; Intern-Platte County Public Defender's Office, Columbus, Neb.



**Jason R.
Humke**

HOMETOWN: Dubuque, Iowa

EXPECTED GRADUATION DATE: May, 2005

EDUCATION: University of Northern Iowa, Cedar Falls, Iowa – Communication Studies/History (summa cum laude); Dean's List; Bartlett-Freeland Debate Award; Academic Achievement Award; UNI Debate Scholar; Debate Team; Interpreter's Theatre; Omicron Delta Kappa National Honor Society; Golden Key National Honor Society; Northern Iowa Student Government.

LAW COLLEGE ACTIVITIES: National Moot Court Team; NEBRASKA LAW REVIEW; ATLA; Big Brother/Big Sister Program; Legal Research and Writing Problem Writer; Allies and Advocates for GLBT Issues; SBA; Nebraska Moot Court Board; Litigation Skills Program of Concentrated Study; Winthrop & Frances Lane Scholar; CALI Excellence for the Future Awards in Arbitration, Criminal Procedure, Criminal Law and Civil Rights Litigation.

WORK EXPERIENCE: Legal Intern-Pierson, Fitchett, Hunzeker, Blake & Katt, Lincoln, Neb.; Legal Intern-ACLU Nebraska, Lincoln, Neb.



**Colleen E.
Johnson**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of San Diego, San Diego, Calif. – Communications/Computer Science (magna cum laude); Trustee Scholarship; Student Government (senior class senator); Award for Outstanding Achievement in Computer Science; Student Alumni Association.

LAW COLLEGE ACTIVITIES: SBA; Project Wishlist.

WORK EXPERIENCE: Law Clerk-Lincoln City Attorney's Office, Lincoln, Neb.



**Heidi
Karr Sleper**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Political Science.

LAW COLLEGE ACTIVITIES: NATA/ATLA; SBA; Women's Law Caucus; Litigation Skills Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk-Keating, O'Gara, Davis & Nedved, Lincoln, Neb.; Paralegal-Killmer & Lane, Denver, Colo.



**Nicole
Kavan**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – History.

LAW COLLEGE ACTIVITIES: CLEP; Litigation Skills Program of Concentrated Study.

WORK EXPERIENCE: Legal Intern-Colorado Public Defender's Office, Denver, Colo.



**Sarah E.
Kelling**

HOMETOWN: Roca, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Spanish (expected 2005). Study Abroad, University of Salamanca, Salamanca, Spain. University of Nebraska-Lincoln – International Business: Mortar Board; Study Abroad, University of Oxford, Mansfield College, Oxford, England.

LAW COLLEGE ACTIVITIES: Litigation Skills Program of Concentrated Study; Robert Van Pelt American Inn of Court; Multi-Cultural Legal Society; SBA; Women's Law Caucus; Project Wishlist; Allen Moot Court Competition.

WORK EXPERIENCE: Research Assistant-Professor Alicia Henderson, University of Nebraska College of Law.



**Dustin J.
Kessler**

HOMETOWN: Humphrey, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Business: Pi Kappa Alpha Fraternity (founding father); William N. Wasson Student Leadership Award; Intramural Staff Assistant.

LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; CALI Excellence for the Future Award in Estate Planning; Big Brother/Big Sister Program; Phi Alpha Delta International; SBA.

WORK EXPERIENCE: Law Clerk-Fitzgerald, Schorr, Barmettler & Brennan, Omaha, Neb.; Law Clerk-Wolfe, Snowden, Hurd, Luers & Ahl, Lincoln, Neb.



**Keith M.
Kollasch**

HOMETOWN: Whittemore, Iowa

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Geography.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; SBA.

WORK EXPERIENCE: Law Clerk-Gregory Greder, Attorney at Law, Lincoln, Neb.; Water Resources Technician-North Platte Natural Resources District, Gering, Neb.



**Indhira A.
LaPuma**

HOMETOWN: Papillion, Neb.

EXPECTED GRADUATION DATE: May, 2005

EDUCATION: Grinnell College, Grinnell, Iowa – Physics.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Delta Theta Phi; LSD/ABA; Multi-Cultural Legal Society (secretary).

WORK EXPERIENCE: Summer Associate - McGrath, North, Mullin & Kratz, Omaha, Neb.



**Charles A.
Larson**

HOMETOWN: Harrisburg, S.D.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Southwest Minnesota State University, Marshall, Minn. – Public Administration/History (summa cum laude); Pre-Law Club; Judicial Board (executive vice president); Wrestling Club (vice president); Academic All-American; University Honors Program; Distinguished Student Award; Maynard F. Brass History Scholarship; Political Science Award; Political Science Club; History Club; Public Administration Club.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; CLEP; LSD/ABA; SBA; Project Wishlist; CALI Excellence for the Future Award in Individual Income Tax; William M. Holt Scholar; John H. Binning Scholar; Severa-Baumfalk Scholar; Leslie & Helen Noble Memorial Scholar.

WORK EXPERIENCE: Legal Intern-Davenport, Evans, Hurwitz & Smith, Sioux Falls, S.D.; Legal Intern-Lockwood Law Office, Sioux Falls, S.D.



**John J.
Levy**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Kansas, Lawrence, Kan. – Spanish/Latin American Studies (with distinction and honors); Johns Hopkins Research Stipend; First CLAS-College of Liberal Arts & Sciences; University of Kansas Honors Program; Presidential Leadership Award & Scholarship; KU Geographical Scholar; University of Kansas Undergraduate Research Award; Jackson Volunteer Scholarship; Mount Oread Scholar; KU Running Club.

LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; CALI Excellence for the Future Award in Torts; Fraser-Stryker Scholar; SBA.

WORK EXPERIENCE: Law Clerk-Blackwell, Sanders, Peper, & Martin, Omaha, Neb.; Law Clerk-Baylor, Evnen, Curtiss, Grimit & Witt, Lincoln, Neb.; Law Clerk-Berens & Tate, Omaha, Neb.; Substitute Teacher & Assistant Dean-Mount Michael Benedictine High School, Elkhorn, Neb.



**Alexis L.
Lewis**

HOMETOWN: Culbertson, Neb.

EXPECTED GRADUATION DATE: December 2005

EDUCATION: University of Nebraska-Lincoln, Lincoln, Neb. – J.D./Masters of Business Administration (expected December 2005). University of Nebraska-Lincoln – Finance (with distinction); Distinguished Scholar Award; LeRossignol Scholar; Golden Key National Honor Society; Beta Gamma Sigma (business honorary); Delta Delta Delta Sorority; Alpha Kappa Psi; Pre-Law Club; Student Impact Team.

LAW COLLEGE ACTIVITIES: First-Year Orientation Leader; LSD/ABA; Phi Alpha Delta International; SBA; College of Law Ambassador; Client Counseling Competition.

WORK EXPERIENCE: Legal Aide-Nebraska Department of Banking & Finance, Lincoln, Neb.; Law Clerk-Angle, Murphy, Valentino & Campbell, York, Neb.; Credit Analyst-World's Foremost Bank, Lincoln, Neb.



**Sarah A.
Lewis**

HOMETOWN: Tahlequah, Okla.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Creighton University, Omaha, Neb. – English/Theology.
LAW COLLEGE ACTIVITIES: CLEP; SBA; Equal Justice Society (vice president of events); Student Animal Legal Defense Fund; Project Wishlist.



**Jon M.
Lien**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Civil Engineering; Canfield Scholarship; Sigma Alpha Epsilon Fraternity.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta International; SBA; Third-Year Class SBA Representative.
WORK EXPERIENCE: Project Engineer-Dewberry-Goodkind, Inc., Boston, Mass.



**Sarah (Duey)
Lierman**

HOMETOWN: Scottsbluff, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Journalism (with distinction); Mortar Board; J. William Fulbright Scholar (Germany); Kappa Kappa Gamma.
LAW COLLEGE ACTIVITIES: Equal Justice Society; Nebraska Fund for Clerkships in the Public Interest; Phi Alpha Delta International; Student Animal Legal Defense Fund; National Animal Moot Court Competition.
WORK EXPERIENCE: Law Clerk-Conservation Alliance of the Great Plains, Lincoln, Neb.; Law Clerk-U.S. Senator Benjamin E. Nelson, Lincoln, Neb.; Marketing Manager-FARO Technologies, Lake Mary, Fla.; Marketing Communications Manager-YTONG Florida, Haines City, Fla.



**Shon T.
Lieske**

HOMETOWN: Minden, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney – Political Science; Pi Kappa Alpha Fraternity (vice president); Student Body Vice President; Speaker of the Senate; Senator; Locke & Key Society (vice president); Order of Omega Honor Fraternity; Alpha Kappa Upsilon Iota Honor Fraternity; GAMMA Organization; Campus Crusade for Christ; Governor Johanns' Young Republican's Re-election Committee (research assistant).
LAW COLLEGE ACTIVITIES: SBA; Phi Alpha Delta Fraternity (PAD) (recruitment chair); Law School Republicans; Project Wishlist; Christian Legal Society; TeamMates Mentoring Program.
WORK EXPERIENCE: Staff Assistant-Senator Chuck Hagel, Washington, D.C.; Admissions Counselor-University of Nebraska at Kearney, Kearney, Neb.; Law Clerk-Shively Law Offices, Lincoln, Neb.



**Ronee K.
Long**

HOMETOWN: Elkhorn, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: College of Saint Mary, Omaha, Neb. – Paralegal Studies (summa cum laude); Student Senate; Student Body President; Outstanding Baccalaureate Graduate - Business Division; Spirit of Saint Mary Award; Graduate Speaker (nominee).

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; LSD/ABA; Phi Alpha Delta International; SBA.

WORK EXPERIENCE: Law Clerk-Koerber Law Office, Elkhorn, Neb.



**Marisol
Lopez**

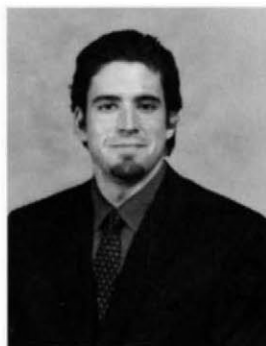
HOMETOWN: Dallas, Texas

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Texas at Austin, Austin, Texas – Psychology; Chicano Culture Committee.

LAW COLLEGE ACTIVITIES: Multi-Cultural Legal Society; Law College Diversity Recruitment.

WORK EXPERIENCE: Law Clerk-Law Office of Stan Cohen, Lincoln, Neb.



**Ross
Luzum**

HOMETOWN: Broken Bow, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Peru State College, Peru, Neb. – Social Science (with highest distinction); Phi Alpha Theta National Honor Society; Board of Trustees Scholar.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Phi Alpha Delta International; SBA; Litigation Skills Program of Concentrated Study; Dean Henry H. Foster Memorial Scholar; Robert Van Pelt American Inn of Court.

WORK EXPERIENCE: Law Clerk-Lancaster County Attorney's Office, Lincoln, Neb.



**Natalie M.
Mackiel**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Indiana University, Bloomington, Ind. – Business Management/International Studies/Journalism; Indiana University Faculty Scholarship; Indiana University Dean's List; University Honors Program; Alpha Kappa Psi Professional Fraternity (membership chairperson); Kelley School of Business Ambassador (program co-director).

LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); Dean H. & Floreen G. Eastman Scholar; Allen Moot Court Competition (semi-finalist); LSD/ABA; SBA; Big Brother/Big Sister Program; First-Year Orientation Leader; College of Law Ambassador.

WORK EXPERIENCE: Summer Associate-Kutak Rock, Omaha, Neb.



**Brandy R.
Mannschreck**

HOMETOWN: Syracuse, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Cornell College, Mount Vernon, Iowa – International Business/English: Delta Phi Delta Social & Service Group (public relations chair, most valuable member of the year, co-director of pledging); Richard & Laurine Kimmel Full Academic Scholarship; Residence Hall Association (house representative).

LAW COLLEGE ACTIVITIES: Individualized Program of Concentrated Study in Family Law; Nebraska Fund for Clerkships in the Public Interest (grant recipient); SBA; Phi Alpha Delta International; Client Counseling Competition.

WORK EXPERIENCE: Guardian Ad Litem Intern-Court Appointed Special Advocates (CASA), York, Neb.; Law Clerk-Angle, Murphy, Valentino & Campbell, York, Neb.



**Stephanie A.
Mattoon**

HOMETOWN: Sidney, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Texas Christian University, Fort Worth, Texas – Marketing (magna cum laude): TCU Chancellor's Scholarship; National Merit Finalist; Mortar Board Senior Honor Society; Order of Omega Greek Honor Society; Alpha Lambda Delta National Honor Society; Beta Gamma Sigma Business Honor Society; Golden Key Honor Society; Kappa Alpha Theta National Sorority (president, member of the year); Senior Greek Woman of the Year; Up 'Til Dawn (executive board); Emerging Leaders Facilitator.

LAW COLLEGE ACTIVITIES: ATLA; NEBRASKA LAW REVIEW; National Moot Court Team; Allen Moot Court Competition (finalist); Outstanding Oral Advocate-Allen Moot Court Competition; Henry M. Grether Moot Court Competition (first place); Outstanding Oral Advocate-Henry M. Grether Moot Court Competition; CALI Excellence for the Future Award in Torts and Corporations; Robert R. Veach Scholar.

WORK EXPERIENCE: Summer Associate-Baird, Holm, McEachen, Pedersen, Hamann & Strasheim, Omaha, Neb.



**Molly A.
Mazour**

HOMETOWN: North Platte, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Sociology: Emerging Leaders; Golden Key Honor Society; Superior Scholar; Langford Scholarship; James States Memorial Scholarship; Ostdiek Endowment Fund Scholarship.

LAW COLLEGE ACTIVITIES: Client Counseling Competition Board; First-Year Orientation Leader; LSD/ABA; Phi Alpha Delta International; SBA; College of Law Ambassador; Litigation Skills Program of Concentrated Study; Client Counseling Competition; CALI Excellence for the Future Award in Individual Income Tax; Dean Henry H. Foster Memorial Scholarship; G. Robert Muchemore Scholar; Harold & Helen Felton Scholar; Dean H. & Floreen G. Eastman Scholar.

WORK EXPERIENCE: Law Clerk-Baylor, Evnen, Curtiss, Gritmit & Witt, Lincoln, Neb.; Law Clerk-Hoppe & Harner, Lincoln, Neb.



**Eryn
McConnell**

HOMETOWN: Loup City, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Communication Studies: Innocents Society; Chancellor's Senior Honorary; Board of Regents Scholar; Honors Program; Emerging Leaders; Chancellor's Leadership Class (advisory board); Lambda Pi Eta Honorary; University of Nebraska Leadership Team; Students Working Actively Together (S.W.A.T.) Volunteerism Team; Outstanding Volunteer Award.

LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program (co-chair); Christian Legal Society; Delta Theta Phi (president); LSD/ABA; SBA; Women's Law Caucus (auction co-chair); Mediation Club; Henry M. Grether Moot Court Competition.

WORK EXPERIENCE: Assistant to General Counsel-Organic Crop Improvement Association (OCIA), International, Inc., Lincoln, Neb.



**Austin L.
McKillip**

HOMETOWN: Hayes Center, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Agricultural Economics/Public Policy (with highest distinction); Chancellor's Scholar; Mortar Board (president).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW; Christian Legal Society; Big Brother/Big Sister Program.
WORK EXPERIENCE: Law Clerk-Cline, Williams, Wright, Johnson & Oldfather, Lincoln, Neb.



**Joshua D.
McMahon**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Northwest Missouri State University, Maryville, Mo. – English (cum laude); Sigma Tau Delta; Kappa Delta Pi; MIAA Academic Conference Award-Cross Country; MIAA Academic Conference Award-Track & Field; Regents Scholarship.
LAW COLLEGE ACTIVITIES: Henry M. Grether Moot Court Competition (finalist); Big Brother/Big Sister Program; SBA; First-Year Client Counseling Competition; Environmental Law Society (president).
WORK EXPERIENCE: Law Clerk-Worker's Compensation Court, Lincoln, Neb.; Law Clerk-Nebraska Attorney General's Office, Agriculture, Environment and Natural Resources Section, Lincoln, Neb.



**Michelle L.
Moeller**

HOMETOWN: South Sioux City, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Hastings College, Hastings, Neb. – Psychology; Psi Chi Honor Society.
LAW COLLEGE ACTIVITIES: Equal Justice Society (executive board); Phi Alpha Delta International; SBA (first-year class representative, second-year class representative, executive vice president); Animal Legal Defense Fund (executive board); Litigation Skills Program of Concentrated Study; Client Counseling Competition.
WORK EXPERIENCE: Law Clerk-Stan Cohen Law Office, Lincoln, Neb.



**Kristin A.
Mohrman**

HOMETOWN: North Platte, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Kansas, Lawrence, Kan. – Latin American Studies/Spanish/Portuguese.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta; Women's Law Caucus; Big Brother/Big Sister Program.
WORK EXPERIENCE: Intern-The Hon. Frankie Moore, Nebraska Court of Appeals, Lincoln, Neb.; Law Clerk-Douglas County Public Defender, Omaha, Neb.



**Daniel L.
Money**

HOMETOWN: Franklin, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Wyoming, Laramie, Wyo. – Masters in Political Science: Political Science Graduate of the Year. University of Nebraska at Kearney – Political Science/History (summa cum laude): George Norris Scholarship; Haymaker Scholarship; Honors Scholarship; Dean's Scholarship; Phi Alpha Theta; History Club (president).
LAW COLLEGE ACTIVITIES: Client Counseling Competition Board; First-Year Client Counseling Competition; Client Counseling Competition; Phi Alpha Delta International; SBA; Project Wishlist.
WORK EXPERIENCE: Law Clerk-Nebraska Attorney General's Office, Lincoln, Neb; Intern-Senator Chuck Hagel, Washington, D.C.



**Sarah P.
Newell**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Psychology (with high distinction): Phi Beta Kappa; Golden Key National Honor Society; Psi Chi Psychology National Honor Society; Harry K. Wolfe Outstanding Senior in Psychology Award; Chancellor's Scholarship; University Student Judicial & Appeals Board.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (research editor, published case note); Equal Justice Society (vice-president for corporate relations, president); Delta Theta Phi (clerk of the roles); Big Brother/Big Sister Program; SBA; Ted Sorensen Fellow; G. Robert Muchemore Scholar; Anne Fees Lowe Memorial Scholar; Eastman Memorial Scholar; Edwin D. Beech Memorial Scholar; CALI Excellence for the Future Award in Constitutional Law I, Capital Punishment, and Health Care Finance Seminar.
WORK EXPERIENCE: Law Clerk-Lancaster County Public Defender's Office, Lincoln, Neb.; Legislative Aide-Senator Lowen Kruse, Lincoln, Neb.; Legislative Aide-Senator Ardyce Bohlke, Lincoln, Neb.; Aide-Senator LaVon Crosby, Lincoln, Neb.



**Timothy S.
Noerrlinger**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb. – History (with high distinction): Phi Alpha Theta History Honor Society (treasurer); NAIA Student Athlete.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Client Counseling Competition Board (co-chair); Equal Justice Society; CLEP; First-Year Orientation Leader; SBA; Litigation Skills Program of Concentrated Study; First-Year Client Counseling Competition (first place); Client Counseling Competition (finalist); Regional Client Counseling Team; G. Robert Muchemore Scholar.
WORK EXPERIENCE: Law Clerk-Nebraska State Patrol, Lincoln, Neb.; Law Clerk-American Civil Liberties Union, Lincoln, Neb.; Law Clerk-Johnson, Thompson & Williams, Omaha, Neb.; Intern-Lancaster County Planning Department, Lincoln, Neb.



**Katherine N.
Novak**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Northwest Missouri State University, Maryville, Mo. – Political Science/Speech Communications (cum laude): Alpha Chi Honor Society; Mortar Board Senior Honor Society; Sigma Sigma Sigma Sorority (various chairs); Greek Impact Representative; Greek Week (secretary); Pre-Law Society (president); Mock Trial (captain); Order of Omega Greek Honor Society; Student Ambassadors (vice president); Communications Honor Society; Peer Advisor.
LAW COLLEGE ACTIVITIES: Client Counseling Competition Board (co-chair); First-Year Orientation Leader; LSD/ABA; Client Counseling Competition (finalist); Regional Client Counseling Team; First-Year Client Counseling Competition (first place).
WORK EXPERIENCE: Research Assistant-Professor Craig Lawson, University of Nebraska College of Law; Legislative Monitor-Kissel/E&S Associates, Lincoln, Neb.



**Susanne S.
Novak**

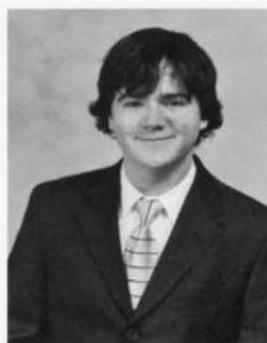
HOMETOWN: Blair, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Journalism (Advertising/Public Relations): Chancellor's Leadership Class Scholarship; McKlevie Public Service Scholarship; Citizen's Scholarship Foundation Scholarship; Rosa Peterson Memorial Scholarship; Kenneth Randall Memorial Scholarship; Omaha Federation of Advertising Scholarship; Public Relations Society of America Scholarship; Annette Carnahan Kubie Memorial Scholarship; Lester Walker Print Media Scholarship; Panhellenic New Member Scholarship; 2001 Nebraska Stroke Foundation Volunteer of the Year; Kappa Chapter of Chi Omega Sorority; College of Journalism Advisory Board; Nebraska Stroke Foundation Board of Directors.

LAW COLLEGE ACTIVITIES: Robert Van Pelt American Inn of Court; NEBRASKA TRANSCRIPT (student editor); Dean H. & Floreen G. Eastman Scholar; Big Brother/Big Sister Program; LSD/ABA; SBA; First-Year Client Counseling Competition.

WORK EXPERIENCE: Law Clerk-Douglas County Attorney; Omaha, Neb.; Law Clerk-Anderson, Creager & Wittstruck; Lincoln, Neb.



**Justin H.
Oberst**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Creighton University, Omaha, Neb. – History/Political Science (cum laude): Carl Reinert Scholarship; Skutt Mutual of Omaha Scholarship.

LAW COLLEGE ACTIVITIES: Hymen Rosenberg Memorial Scholar; Eastman Memorial Scholarship; CALI Excellence for the Future Award in Constitutional Law.

WORK EXPERIENCE: Law Clerk-Sarpy County Attorney's Office, Sarpy County, Neb.



**Gretchen S.
Obrist**

HOMETOWN: Lincoln, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Women's Studies (with distinction); Regents Scholar; Study Abroad: Deutsch in Deutschland; *Plains Song Review* (finalist-best work); UNL College of Arts & Sciences Student Leadership Award.

LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (editor-in-chief); Theodore Sorensen Fellow; Regents Scholarship; CALI Excellence for the Future Award in Criminal Responsibility in Anglo-American History and Family Law; Multi-Cultural Legal Society; Equal Justice Society; Allies & Advocates for GLBT Equality; Women's Law Caucus; Big Brother/Big Sister Program; Delta Theta Phi.

WORK EXPERIENCE: Law Clerk-Lancaster County Public Defender, Lincoln, Neb.; Law Clerk-Nebraska Domestic Violence Sexual Assault Coalition, Lincoln, Neb.; Intake & Outreach Coordinator-Nebraska Appleseed Center for Law in the Public Interest, Lincoln, Neb.



**Nicole
O'Keefe**

HOMETOWN: Omaha, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Biology: Kappa Kappa Gamma National Sorority; Standards Committee.

LAW COLLEGE ACTIVITIES: Delta Theta Phi; Women's Law Caucus; LSD/ABA; SBA.

WORK EXPERIENCE: Law Clerk-Bartle & Geier, Lincoln, Neb.; Summer Associate-Koley Jessen, Omaha, Neb.; Business Services Liaison-Xerox, Honolulu, Hawaii; Sales Associate-Private Wealth Management-Morgan Stanley, San Francisco, Calif.; Sales Associate-Pacific Pulmonary Services, San Francisco, Calif.



**David L.
Olson, II**

HOMETOWN: Bellevue, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Marketing. Drake University, Des Moines, Iowa – Business Administration: Athletic Scholarships; Men's Varsity Cross Country (captain); Men's Varsity Track & Field (captain); Big XII Conference All-Academic First Team.

LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); Robert Van Pelt American Inn of Court; Litigation Skills Program of Concentrated Study; John M. Gradwohl-Nebraska Council of School Attorneys Scholar.

WORK EXPERIENCE: Summer Associate-Harding, Shultz & Downs, Lincoln, Neb.; Summer Associate-Woods & Aitken, Lincoln, Neb.; Claims Specialist-State Farm Insurance, Fire & Casualty Company, Lincoln, Neb.



**Amy L.
Parker**

HOMETOWN: Kearney, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska at Kearney – Psychology/Criminal Justice (summa cum laude); Dean's Academic Excellence Award; G. Robert Muchemore Scholar; Chancellor's Scholar; Psychology Club; American Psychological Association; Psi Chi.

LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board; Legal Research & Writing Problem Writer; SBA; Big Brother/Big Sister Program; Dean Henry Foster Memorial Scholar; Eastman Memorial Law Scholar; John H. Keriakedes Scholar.

WORK EXPERIENCE: Law Clerk-Morrow, Poppe, Otte, Watermeier & Phillips, Lincoln, Neb.



**Adam D.
Pavelka**

HOMETOWN: Blue Hill, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Agribusiness (with highest distinction); Regents Scholar; Nebraska State FFA Association (president); Alpha Gamma Sigma Fraternity (president); Governor's Task Force on Agriculture & Natural Resource Education; Nebraska Human Resources Institute (project co-chair).

LAW COLLEGE ACTIVITIES: International Client Counseling Competition Team; Client Counseling Competition (first place); National Client Counseling Team (U.S. Champ); First-Year Client Counseling Competition (finalist); Big Brother/Big Sister Program; Christian Legal Society; First-Year Orientation Leader; Phi Alpha Delta International; SBA; VITA; Project Wishlist; G. Robert Muchemore Scholar.

WORK EXPERIENCE: Summer Associate-Seiler & Parker, Hastings, Neb.; Law Clerk-Harding, Shultz & Downs, Lincoln, Neb.; Summer Associate-Rembolt, Ludtke & Berger, Lincoln, Neb.



**Amanda A.
Petersen**

HOMETOWN: Syracuse, Neb.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: Creighton University, Omaha, Neb. – Accounting (summa cum laude); Beta Gamma Sigma National Honor Society (president); Beta Alpha Psi National Accounting Honor Society (vice-president); Intra-Residence Hall Government; Creighton University Presidential Scholarship; Creighton University School of Business Accounting Scholarship.

LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW; G. Robert Muchemore Scholar; College of Law Ambassador; Client Counseling Competition; SBA; Phi Alpha Delta International.

WORK EXPERIENCE: Law Clerk-Baylor, Evnen, Curtiss, Gritmit & Witt, Lincoln, Neb.



**Natalie E.
Quick**

HOMETOWN: Valentine, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Finance; Regents' Scholarship; Chancellor's Top Scholar Award; Distinguished Scholar Award; Ronald Harris Study Abroad Scholarship; Alpha Chi Omega Sorority; Golden Key National Honor Society; Phi Eta Sigma Honor Society; Alpha Lambda Delta Honor Society; University of Nebraska Student Foundation (vice-president); University of Nebraska Leadership Team.
LAW COLLEGE ACTIVITIES: Eastman Memorial Law Scholarship; Donald T. Meier Law Scholarship; University Tuition Assistance Law Scholarship; LSD/ABA; SBA; Phi Alpha Delta International.
WORK EXPERIENCE: Law Clerk-Wright Law Office, Lincoln, Neb.



**Lee M.
Rankin**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Omaha – Accounting; Regents Scholarship.
LAW COLLEGE ACTIVITIES: Business Transactions Program of Concentrated Study; Big Brother/Big Sister Program; SBA; LSD/ABA (representative, liaison to section of taxation); Phi Alpha Delta International; VITA (student director).
WORK EXPERIENCE: Law Clerk-Willson & Pechacek, Council Bluffs, Iowa; Law Clerk-Nebraska Public Service Commission, Lincoln, Neb.



**Rayann L.
Ravignan**

HOMETOWN: Grand Rapids, Mich.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – J.D./M.A. Degree in Political Science (expected May 2005). Grand Valley State University; Allendale, Mich. – Criminal Justice (cum laude); Alpha Phi Sigma Honor Society.
LAW COLLEGE ACTIVITIES: Litigation Skills Program of Concentrated Study; Nebraska Moot Court Board; American Inns of Court; National Trial Team; Allen Moot Court Competition; Henry M. Grether Moot Court Competition; Big Brother/Big Sister Program; Delta Theta Phi (vice dean); First-Year Orientation Leader; LSD/ABA; Legal Research & Writing Problem Writer; SBA; Women's Law Caucus; College of Law Ambassador; Client Counseling Competition.
WORK EXPERIENCE: Law Clerk-Lancaster County District Court, Lincoln, Neb.; Corporate Law Assistant-Varnum, Ridding, Schmidt & Howlett, Grand Rapids, Mich.



**Alisa M.
Rosales**

HOMETOWN: Ralston, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Latin American Studies/Spanish. Fundacion Ortega y Gasset, Toledo, Spain: Golden Key Honor Society; Davis Scholarship; David Scholarship; McMenamin Scholarship; Teale Scholarship; Chancellor's Leadership Class Scholarship; Latinos United in Pursuit of Academic Excellence (founding member; secretary); Peers Encouraging Responsible Sexuality at UNL.
LAW COLLEGE ACTIVITIES: Multi-Cultural Legal Society (president); LSD/ABA (school representative, 8th Circuit lt. gov. of diversity); National Animal Advocacy Moot Court Competition; National Latina/o Law Student Association; Hispanic National Bar Association; Equal Justice Society (treasurer); College of Law Ambassador; Litigation Skills Program of Concentrated Study; Weill Scholar; Eastman Scholar; Gradwohl Diversity Law Scholar; Chancellor's Commission on the Status of Women.
WORK EXPERIENCE: Law Clerk-Nebraska Commission on Public Advocacy; Law Clerk-Nebraska Attorney General's Office.



**Betsy S.
Seeba**

HOMETOWN: Cook, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Nebraska Wesleyan University, Lincoln, Neb.— Psychology: Nebraska Wesleyan Ambassador; Orientation Leader; Student Government Representative; Track & Field Letter Winner; Nebraska Wesleyan 4 Year Recognition Scholarship.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Black Law Students Association; First-Year Orientation Leader; Allies & Advocates for GLBT Issues; Litigation Skills Program of Concentrated Study; John M. Gradwohl-Nebraska Council of School Attorneys Scholar.
WORK EXPERIENCE: Law Clerk-Nestor & Mercure, Tecumseh, Neb.; Runner-Harding, Shultz & Downs, Lincoln, Neb.



**Regina L.
Shields**

HOMETOWN: McCook, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney – Criminal Justice/Psychology (cum laude): Student Court Justice; Campus Habitat for Humanity Program (president); Criminal Justice Club; Residence Hall Student Activities Representative; Honors Program; Campus Lutheran-Student Outreach Worker; Natural & Social Science College Dean's Award; Chancellor's Scholar.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program (chair); Delta Theta Phi (master of ritual); Equal Justice Society; Legal Options Club (president); Women's Law Caucus; Mediation Club; Student Animal Legal Defense Fund (executive board); Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Police Officer, Beatrice, Neb.



**John L.
Selzer**

HOMETOWN: Scottsbluff, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Business Administration (with highest distinction): Chancellor's Scholar; Beta Gamma Sigma International Honour Society; University of Nebraska Transfer Regents Scholarship.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (Grether Moot Court problem editor); Big Brother/Big Sister Program; Legal Research & Writing Problem Writer; Mediation Club; SBA; Robert R. Veach Scholar.
WORK EXPERIENCE: Law Clerk-Harding, Shultz & Downs, Lincoln, Neb



**Matthew L.
Shiffermiller**

HOMETOWN: Omaha, Neb.
EDUCATION: University of Nebraska-Lincoln – Business Management.
LAW COLLEGE ACTIVITIES: Phi Alpha Delta; LSD/ABA; SBA; First-Year Class SBA Representative; Allen Moot Court Competition; Business Transactions Program of Concentrated Study.
WORK EXPERIENCE: Law Clerk-Polsky, Shiffermiller & Coe, Lincoln, Neb.; Law Clerk - Shiffermiller Law Firm, Lincoln, Neb.



**Micah I.
Shirts**

HOMETOWN: West Jordan, Utah
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Brigham Young University, Provo, Utah – History
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (vice president, secretary); Christian Legal Society; LSD/ABA; Legal Research & Writing Problem Writer; SBA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Research Assistant-Professor Martin Gardner, University of Nebraska College of Law; Office Assistant-Dean's Office, University of Nebraska College of Law; Law Clerk-Nebraska Public Service Commission, Lincoln, Neb.; Law Clerk-Lancaster County Attorney's Office, Lincoln, Neb.



**Amy R.
Skalka**

HOMETOWN: Deweese, Neb.
EXPECTED GRADUATION DATE: December 2004
EDUCATION: University of Nebraska at Kearney – Masters Degree in Community Counseling (expected May 2005); Chi Sigma Iota (chair). Hastings College, Hastings, Neb. – Psychology/Human Services Administration (summa cum laude); Pi Gamma Mu Honorary; Alpha Chi Academic Honorary; Psi Chi Psychology Honorary.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Phi Alpha Delta International (fundraising committee co-chair); SBA; Project Wishlist; Client Counseling Competition.
WORK EXPERIENCE: Law Clerk-Seiler & Parker, Hastings, Neb.



**Daniel R.
Slaughter**

HOMETOWN: Ogallala, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Journalism: Beta Theta Pi Fraternity (executive committee); Golden Key Honor Society; Political Science Lab Proctor; Beta Theta Pi Triad Scholarship.
LAW COLLEGE ACTIVITIES: LSD/ABA; Phi Alpha Delta International; SBA; Third-Year Class SBA Representative; Henry M. Grether Moot Court Competition (semi-finalist); Dean H. & Floreen G. Eastman Scholar, Richard M. Van Steenberg Memorial Scholar.
WORK EXPERIENCE: Law Clerk-Wolfe, Snowden, Hurd, Luers & Ahl, Lincoln, Neb.; Research/Legal Intern-Adams Bank & Trust, Ogallala, Neb.



**Cathy R.
Sorensen**

HOMETOWN: Grand Island, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney – Criminal Justice/Political Science (cum laude); Chancellors Scholarship; Student Court Justice; Evertt L. Randall Hall President; Campus Connection Liaison; Honors Program.
LAW COLLEGE ACTIVITIES: Dean H. & Floreen G. Eastman Scholar; William M. Marshall, Jr. Memorial Scholar; Big Brother/Big Sister Program; Phi Alpha Delta International (treasurer); SBA; LSD/ABA.
WORK EXPERIENCE: Legal Intern-Federal Public Defenders Office, Omaha, Neb.

Senior Transcript



**Robin L.
Spady**

HOMETOWN: Imperial, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: San Jose State University, San Jose, Calif. – Psychology/Behavioral Science (summa cum laude); President's List; Golden Key National Honor Society; Professor's Assistant.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; LSD/ABA; SBA; Women's Law Caucus; Litigation Skills Program of Concentrated Study; Dean H. & Floreen G. Eastman Scholar; Robert R. Veach Scholar; Regents' Scholar.
WORK EXPERIENCE: Law Clerk-Mattson, Ricketts, Davies, Stewart & Calkins, Lincoln, Neb.; Law Clerk,-Nebraska Attorney General's Office, Civil Litigation Dept., Lincoln, Neb.; Research Assistant-San Mateo County Mental Health Services, San Mateo, Calif.; Crisis Counselor-The Support Network for Battered Women, Mountain View, Calif.



**Rana K.
Stender**

HOMETOWN: Massena, Iowa
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Northern Iowa, Cedar Falls, Iowa – Political Science (magna cum laude); Golden Key National Honor Society; University Christian Fellowship.
LAW COLLEGE ACTIVITIES: Student Animal Legal Defense Fund; Women's Law Caucus; SBA.



**Tara A.
Stingley**

HOMETOWN: Stuart, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Criminal Justice (summa cum laude); Regents' Scholar; Honors Program; Mortar Board; Golden Key National Honor Society; Mock Trial Team; Pre-Law Club (vice-president); Habitat for Humanity; Criminal Justice Student Association (president); Alpha Phi Sigma Criminal Justice Honor Society; ASUN (senator).
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (managing editor); National Moot Court Team; Allen Moot Court Competition (winner and best brief); Silver Quill Award; CALI Award in Legal Profession; SBA (executive secretary); Phi Alpha Delta Law Fraternity (fundraising chair); Big Brother/Big Sister Program; Project Wishlist.
WORK EXPERIENCE: Summer Associate-Cline, Williams, Wright, Johnson & Oldfather, Lincoln, Neb.; Law Clerk-Lancaster County Attorney's Office, Lincoln, Neb.



**Jason R.
Sutton**

HOMETOWN: Watertown, S.D.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: South Dakota State University, Brookings, S.D. – Business Economics (with highest honors); Alpha Lambda Delta Honor Society (vice-president); Economics Club (public relations director); Residence Hall Association Leadership Committee; Golden Key Honor Society; Herman Lerdahl Memorial Scholarship; Gabriel Lundy Memorial Scholarship; SDSU Economics Department College of Arts and Sciences Outstanding Senior.
LAW COLLEGE ACTIVITIES: NEBRASKA LAW REVIEW (executive editor); Big Brother/Big Sister Program; First-Year Orientation Leader; CLEP; LSD/ABA; SBA; Client Counseling Competition; CALI Excellence for the Future Award in Property I, Criminal Law, Criminal Procedure, Evidence, Individual Income Tax, Real Estate Transactions and Corporations; West Publishing Award for Outstanding Academic Achievement.
WORK EXPERIENCE: Summer Associate-Woods & Aitken, Lincoln, Neb.; Research Assistant-Professor Susan Poser, University of Nebraska College of Law.



**Lucas L.
Swartzendruber**

HOMETOWN: Shickley, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Kearney
– Political Science/Business Administration
(summa cum laude): Honors Program.
LAW COLLEGE ACTIVITIES: Big Brother/Big
Sister Program.
WORK EXPERIENCE: Law Clerk-Nebraska
Attorney General, Lincoln, Neb.; Mediation Aide-
Nebraska Department of Agriculture, Lincoln,
Neb.



**Anastasia M.
Trout**

HOMETOWN: Lincoln, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Vassar College, Poughkeepsie, N.Y.
– Psychology.
LAW COLLEGE ACTIVITIES: Women's Law
Caucus; Mediation Club.
WORK EXPERIENCE: Law Clerk-Lancaster
County District Court, Lincoln, Neb.



**Casey W.
Tyler**

HOMETOWN: Emerson, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln –
Business Administration/Marketing: Honors Program;
University Distinguished Scholar; Governor's
Recognition Award.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister
Program; LSD/ABA; SBA; Litigation Skills Program of
Concentrated Study; Client Counseling Competition;
Dean Henry H. Foster Memorial Scholar; Study Abroad.
WORK EXPERIENCE: Law Clerk-Jeffery, Hahn,
Hemmerling & Zimmerman, Lincoln, Neb.; Research
Assistant-Professor Matt Schaeffer, University of
Nebraska College of Law.



**Erin M.
Urbom**

HOMETOWN: Arapahoe, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Nebraska Wesleyan University,
Lincoln, Neb. – Business Administration/Finance:
Presidential Scholarship; Undergraduate Major
Mentor.
LAW COLLEGE ACTIVITIES: Big Brother/Big
Sister Program; Animal Legal Defense Fund;
First-Year Orientation Leader; LSD/SBA.
WORK EXPERIENCE: Law Clerk-McFarland &
Siglar, Lincoln, Neb.

Senior Transcript



**Justin R.
Vondrak**

HOMETOWN: South Sioux City, Neb.
EXPECTED GRADUATION DATE: May, 2005
EDUCATION: University of Nebraska-Lincoln – Finance: Alpha Kappa Psi Business Fraternity; Golden Key National Honor Society; David Breslowe Memorial Scholarship; Doris K Sauter Memorial Scholarship; Ralph and Marjorie Beermann Scholarship.
LAW COLLEGE ACTIVITIES: Client Counseling Competition; SBA; LSD/ABA; Litigation Skills Program of Concentrated Study.
WORK EXPERIENCE: Legal Intern-Lefler Law Offices, Lincoln, Neb.



**Travis L.
Wampler**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska at Omaha – History: Pi Gamma Mu Social Sciences Honorary Society; Golden Key National Honor Society.
LAW COLLEGE ACTIVITIES: Winthrop & Frances Lane Scholar; Litigation Skills Program of Concentrated Study; Phi Alpha Delta International.
WORK EXPERIENCE: Law Clerk-Pierson, Fitchett, Hunzeker, Blake & Katt, Lincoln, Neb.; Law Clerk-Douglas County Public Defender, Omaha, Neb.



**James B.
Ward**

HOMETOWN: Valentine, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Construction Management: Chi Phi Fraternity (house manager, treasurer); Association of General Contractors; MECA; College Republicans.
LAW COLLEGE ACTIVITIES: LSD/ABA; Phi Alpha Delta International; SBA; Third-Year Class Vice-President; Republican Law Student Association.
WORK EXPERIENCE: Clerk-Eric A. Scott Law Office/Cherry County Attorney, Valentine, Neb.; Reserve Deputy-Washington County Sheriff's Office, Blair, Neb.; Project Manager/Estimator-Eriksen Construction Co., Blair, Neb.



**Benjamin M.
Wegener**

HOMETOWN: Humphrey, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln – Business Administration/Economics: Alpha Tau Omega Fraternity (worthy sentinel, philanthropy chair & risk management committee); University of Nebraska-Lincoln Student Impact Team; Finance Club; Big Brother/Big Sister; Habitat For Humanity; Family & Community Education Scholarship Recipient.
LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (event coordinator); Legal Research & Writing Problem Writer; Phi Alpha Delta International; Student Bar Association.
WORK EXPERIENCE: Law Clerk-Hoppe & Harner Law Office, Lincoln, Neb.; Law Clerk-Angle, Murphy, Valentino & Campbell, York, Neb.



**Morgan A. R.
White**

HOMETOWN: Lincoln, Neb
EXPECTED GRADUATION DATE: May 2005
EDUCATION: University of Nebraska-Lincoln and Omaha – Criminal Justice (cum laude); Alpha Phi Sigma Criminal Justice Honor Society.
LAW COLLEGE ACTIVITIES: Litigation Skills Program of Concentrated Study; SBA; Third-Year Class President; Second-Year Class Vice-President; First-Year Class Vice-President; CLEP (co-coordinator); Women's Law Caucus; Student-Faculty Curriculum Committee; Big Brother/Big Sister Program; Black Law Students Association; Equal Justice Society; First-Year Orientation Leader; Allies and Advocates for GLBT Equality; Multi-cultural Legal Society.
WORK EXPERIENCE: Law Clerk-Lancaster County Public Defender's Office, Lincoln, Neb.



**Amy K.
Wiebelhaus**

HOMETOWN: Neligh, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Wayne State College, Wayne, Neb. – Sociology/Criminal Justice (with honors); Alpha Lambda Delta Honor Society (secretary); Criminal Justice Association (secretary, president); Alpha Phi Sigma; Xi Xi Xi Chapter; Criminal Justice Honor Society; Sociological Association (vice president); Student Activities Board (secretary); Rugby (co-captain); Board of Trustees Scholar; Homecoming Queen candidate; Intramural Sports.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Phi Alpha Delta International; SBA; Women's Law Caucus; TeamMates Mentoring Program; Litigation Skills Program of Concentrated Study; Dean H. & Floreen G. Eastman Scholar.
WORK EXPERIENCE: Law Clerk-Berlowitz, Rouse & Ohs, Lincoln, Neb.



**Odies H.
Williams, IV**

HOMETOWN: Omaha, Neb.
EXPECTED GRADUATION DATE: May 2005
EDUCATION: Purdue University, West Lafayette, Ind. – Industrial Management/MIS; Kappa Alpha Psi Fraternity (president).
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Black Law Students Association (vice president); Multi-Cultural Legal Society; Business Transactions Program of Concentrated Study.
WORK EXPERIENCE: Research Assistant-Professor Catherine Wilson, University of Nebraska College of Law; Law Clerk-Nebraska Advocacy Services, Lincoln, Neb.; Computer Technician- University of Nebraska College of Law; Resident Assistant-Summer Pre-Law Institute, University of Nebraska College of Law.



**Tyler
Wirick**

HOMETOWN: Ogden, Utah
EXPECTED GRADUATION DATE: May, 2005
EDUCATION: Weber State University, Ogden, Utah – Microbiology (honor awards for grade point average); AED Pre-Professional Honor Society; American Society for Microbiology; Weber State University Personality of the Year Award Nominee.
LAW COLLEGE ACTIVITIES: Big Brother/Big Sister Program; Black Law Students Association; First-Year Orientation Leader; Litigation Skills Program of Concentrated Study; SBA; Environmental Law Society (vice president).
WORK EXPERIENCE: Extern-Nebraska Dept. of Natural Resources, Lincoln, Neb.; Law Clerk-Angle, Murphy, Valentino & Campbell, York, Neb.; Environmental Chemist-Weber Basin Water Conservancy District, Layton, Utah; Environmental Laboratory Certification Officer, Utah Department of Health, Salt Lake City, Utah.

Senior Transcript



**Heather A.
Zadina**

HOMETOWN: Cheyenne, Wyo.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of Nebraska-Lincoln – Animal Science: (with distinction): Honors Convocation; Excellence in French Award; Gamma Sigma Delta National Agricultural Honor Society; Phi Beta Kappa National Honor Society; Golden Key National Honor Society; Glen & Ester Foner Scholarship; UNL Rodeo Scholarship; Scholarship for New Nebraskans.

LAW COLLEGE ACTIVITIES: SBA; CALI Excellence for the Future Award in Legal Control of Discrimination; Martin N. Erck Memorial Scholarship.

WORK EXPERIENCE: Legal Intern-American Civil Liberties Union, Lincoln, Neb.



**David V.
Zygielbaum**

HOMETOWN: La Verne, Calif.

EXPECTED GRADUATION DATE: May 2005

EDUCATION: University of California, San Diego, La Jolla, Calif. – Political Science: Alpha Epsilon Pi National Fraternity (sergeant-at-arms; philanthropy chair; brotherhood chair); UCSD Interfraternity Council (vice president-personnel); Muir Organizing Board (chair); Muir Resident Advisor; Muir Theatre Troupe; Undergraduate Play Project; Muir Admit Day; Muir Welcome Day; Muir Orientation Leader; All-Campus Programming Council; Graduation Speaker.

LAW COLLEGE ACTIVITIES: Nebraska Moot Court Board (chair); SBA (executive president); Second-Year Class SBA Representative; National Moot Court Team; Allen Moot Court Competition (semi-finalist); Henry M. Grether Moot Court Competition; Client Counseling Competition (semi-finalist); CLEP (co-coordinator); First-Year Orientation Leader; Big Brother/Big Sister Program; LSD/ABA; Student-Faculty Classroom Committee; Student-Faculty Lounge Committee; Student-Faculty Student Awards & Assistance Committee; Litigation Skills Program of Concentrated Study.

WORK EXPERIENCE: Law Clerk-Lax & Stevens, Los Angeles, Calif.; Law Clerk-Juno Law Offices, Los Angeles, Calif.

Graduates Not Pictured:

Ryan Beach
John Bemis
Nathanael Berg
Nate Bouray
Dan Bright
Ryan Cesarek
John Cunningham

Scott Farmen
David Froscheiser
Lance Gritters
Raul Guerra
Jill Hamer
Laurie Hellbusch
Jeremy Hodson

Jessica Hyland
Andy Kafka
Gregory Lorincz
Brad Mallberg
Donald Mann
Rebecca Nelms
Megan Petersen

Stephanie Roberts
Eric Schulz
Kristin Tyler
Daniel Weber
Richard Weber
Steven Welch

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, 2004.
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.



The Nebraska Transcript
07 Law College
P.O. Box 830902
Lincoln, NE 68583-0902

COLLEGE OF LAW

