

Fall 2009

The Nebraska Transcript, Fall 2009 Vol. 42 No. 1

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STUDENT DUO WINS INTERNATIONAL CLIENT COUNSELING COMPETITION



DEAN'S MESSAGE

I am excited to begin my 21st year here at the College of Law as interim dean. I began teaching at the Law College in 1989 after having practiced law and begun my first teaching job in Minneapolis, Minn. Minneapolis is also where I received my law degree from the University of Minnesota Law School, having served as managing editor of the *Minnesota Law Review* and graduating with honors. Although I am originally from Little Rock, Ark., I have lived most of my life in the Midwest. I attended college in Ohio and graduate school in Wisconsin before moving to Minneapolis.

My first job after graduating from law school was with the Faegre & Benson law firm. I had a great experience there and enjoyed the practice of law, but I love teaching even more. During my 20 years here at the Law College, I have been fortunate to be able to take my interests into the classroom by teaching Immigration Law, Civil Procedure, Administrative Law, Refugee and Asylum Law, Education Law and both U.S. and International Gender Issues. During that time, I have also written many articles, participated on many local and national committees, helped recruit top students and faculty, served as associate dean, and watched the careers of many students as they became top state and national leaders, as well as leaders in their local communities. I have seen some of my former students serve as president of the Nebraska State Bar Association, be elected attorney general, assume other important government positions and become partners in law firms and general counsels of major corporations. In my interactions with alumni in Nebraska and around the world, I have learned to appreciate the deep feelings and sense of commitment they have for the College of Law.

As this year progresses, with the aid of our outstanding faculty and staff, I will be assisting with the process of finding a new dean, hiring top faculty and continuing to recruit a diverse and excellent student body. The numerous accomplishments of Steve Willborn during his tenure as dean will help facilitate these goals. One of his accomplishments will be completed this year. The improvement of our facilities over the last decade will provide us with some of the best facilities in the country.

As Steve leaves the deanship, he leaves me with the opportunity to enhance the international opportunities for our students and faculty. In addition to the ongoing Cambridge, England, Study Abroad Program, we are pursuing the development of an exchange program with Xian Jiatong University in Xian, China. The Space and Telecommunications LLM program, which began under Dean Willborn's leadership, is also likely to bring in more international students to interact with our other students.

During this next year, I want to continue expanding on the excellence in education, job opportunities and value that is provided here at the College of Law, which has led to our selection by *The National Jurist* and *PreLaw* magazines as the number three law school on the 2009 list of Best Value law schools.



Anna W. Shavers

Interim Dean and Cline Williams Professor of Citizenship Law

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Alan Frank, Professor of Law
Sarah Gloden Carlson,
Assistant Dean of Admissions

Student Editor

Layout and Cover Photo

Alum Notes Editor

LL.M. Transcript Editor

Jennifer Pohlman, Class of 2010

Student Writer

Dan Hassing, Class of 2010

Photographer

Greg Nathan, University of
Nebraska

Troy Huffman, Huffman
Photography

THE NEBRASKA TRANSCRIPT

is published by

The University of Nebraska

College of Law

P.O. Box 830902

Lincoln, NE 68883-0902

Telephone: (402) 472-2161

<http://law.unl.edu>



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Client Counseling Team Wins National Championship, International Competition



International Client Counseling Competition winners Amy Bartels and Adam Bates show off their awards at a reception hosted for them at the Law College. Bartels and Bates are the first team representing the United States to win the International Competition since 1996.

Bring on the cake, ice cream and balloons! The 2009 College of Law Client Counseling team of Amy Bartels, '10, and Adam Bates, '10, won not only the National Client Counseling Competition, the third time a College of Law team has accomplished that feat, but also the Louis M. Brown International Client Counseling Competition. Bartels and Bates were the first Law College team to win the International Competition and the first team representing the United States to win

it since 1996. To the best of Dean Steve Willborn's recollection, the Client Counseling team was the first College of Law team to win an international championship of any kind.

The subject of this year's competition was Negligence and Related Torts. In the competition, teams of two attorneys conduct an initial interview with an actor playing the role of the client. Each interview a team conducts is different, and all the team knows prior to the interview is a one or two sentence memo from the firm's

"secretary," such as: "Dewy/Diana Clark has made an appointment to discuss a problem with a neighbor's dog. Mr./Ms. Clark is worried s/he may be sued." The interviews are judged by panels of attorneys and non-attorney counselors.

Bartels and Bates are natives of Lincoln who met in high school as part of Youth Leadership Lincoln. As first-year students, they decided to team together to enter the College's 1L Client Counseling Competition. "Adam and I felt that client counseling is an important skill that every

young lawyer needs to have. We thought that participating in the competition would be a fun way to work at those skills,” Bartels explained.

Their start was inauspicious; they were eliminated in the first round of the 1L competition. But they were far more successful when they came back the next year to compete in the College’s regular competition. But even though they finished with the best score after the preliminary round of three interviews, they finished second in the final round. The College of Law winning Client Counseling Competition team was Carrie Christensen, ’10, and Anna Doss, ’10.

Fortunately, it had already been arranged for the College to send two teams to the Regional Competition. To do so, the College competed outside of its normal region of Nebraska, Iowa, Minnesota and the Dakotas. In February, the two teams went to the region hosted by the University of Denver where they competed against teams from Colorado, Wyoming and California. While the Christensen/Doss team ran into some tough (and to some observers, unfair) judges to finish the three interview preliminary round just short of qualifying for the semi-final round, the Bartels/Bates team qualified for the semi-finals with the best score in the preliminaries. They won their head-to-head semi-final round and then the final round, beating teams from the University of Denver and Chapman University.

That victory qualified Bartels and Bates to participate in the National Finals Competition held at North Carolina Central University School of Law in Durham, N.C., in March. Competing were the winners of the 13 regional competitions and two second place finishers chosen at random. After the three preliminary rounds of interviews, Bartels and Bates had the fourth best score. They defeated Florida A & M in their semi-final round and bested Lewis & Clark and George Washington in the final round to become national champions. Other schools competing in the National Finals were Baylor, Benjamin N. Cardozo at Yeshiva University, Marquette, New England, Seattle, St. Louis University, Thomas M. Cooley, Miami, Missouri-Columbia, Missouri-Kansas City and Richmond.

The national champions were greeted at the Law College with a noon hour celebration complete with a cake honoring



Client Counseling Team coaches Alan Frank (far left) and Craig Lawson (far right), stand next to International Client Counseling Competition winners Adam Bates and Amy Bartels.

their victory. “Winning the National Competition was an incredible honor and, to be honest, quite shocking,” Bates said. “Never did I think we would ever make it so far. It was incredibly rewarding to win Nationals after putting in all the work we did. And now we get the chance to represent the United States at the International Competition.”

The Louis M. Brown International Client Counseling Competition was held at the William S. Boyd College of Law at the University of Nevada – Las Vegas in April. Bartels and Bates had the second best score after the first two preliminary rounds of interviews. In the semi-final round, the team beat duos representing India and Northern Ireland. In the final round, it bested teams from England/Wales and Russia, getting first place votes from all five international judges to win the competition. Other countries participating were Australia, Cambodia, Canada, Finland, Hong Kong, Ireland, Malaysia, New Zealand, Nigeria, Puerto Rico, Scotland, Sri Lanka, the Netherlands and the Ukraine.

“The International Competition was such an amazing experience getting to know law students from across the world,” said Bates. “Winning was something I don’t think either Amy or I ever expected. But it was neat to come home as world champions!”

The world champions came home to an ice cream social made all the more

festive by the 100 helium-filled balloons Willborn ordered for the occasion. Bartels said that she and Bates were extremely gratified by the “ton of support” they received from the school. “They really made us feel great about our accomplishments and gave us the support we needed to compete at the next level.”

They were particularly grateful for the help of their coaches – professors Alan Frank and Craig Lawson. “We started from scratch,” Bartels said, “but we refined our skills with coaching. We both had the instinct for it, but none of the formal training. We were able to use what we were already good at, and then hone our skills.” For each competition, Frank and Lawson wrote role plays to match the two sentence memos, found law students and others to play the clients, and watched and critiqued the competitors as they conducted practice interviews.

In Willborn’s view, “Alan Frank and Craig Lawson have run one of the best Client Counseling programs in the country for many years now. The team’s accomplishments are quite a testament to our students, the coaches and the Client Counseling program.”

Something else that Bartels and Bates found extremely helpful in preparing for the regional, national and international competitions were lunches that Frank and Lawson set up with practicing attorneys prior to each competition. At these lunches, each problem was discussed to try to

ascertain what the situation the client was bringing to the office might be, and the attorneys offered tips and general advice on client counseling. Attorneys assisting at the lunches included Joe Bachmann, '91, Tony Brock, '94, Dan Friedman, Kathleen Neary, '92, Joel Nelson, '97, Jeanette Stull, '97, and Peter Wegman, '81.

The lunches and practices helped the team deal with what Bartels describes as the competitions' biggest challenge – "the unexpected. You have only one or two sentences to work with, and then you have to give your client great legal advice, all while making sure he/she wants to hire you."

To Frank and Lawson, the primary reasons for the team's success were Bartels' and Bates' natural abilities – their teamwork, their great instincts and their openness to suggestions. "When they heard a client's problem," Lawson said, "they had

this sixth sense for what other questions to ask and what other facts might be important."

It is hardly surprising that Bartels and Bates have no regrets about the time and effort they put into the competition. "My expectations were far exceeded. Looking at where I am now and where I was when I started the competition, it's just incredible," said Bates. "It is hard to put into words how much better an attorney I feel I will be as a result of this competition. I developed the ability to empathize with other individuals and to think on my feet. I also developed a great appreciation for the practical solutions that can be used in resolving a client's disputes. I also think I developed a great sense of confidence in my abilities, which ultimately may be the biggest thing I take from this."

Bartels added, "Competing in the

Client Counseling Competition has been one of the most beneficial and enlightening things I have done in law school. I would recommend it to any law student because it teaches a skill that will be extremely valuable to any future lawyer."

In the 35 years that the College of Law has participated in the Client Counseling Competition, it has won three national championships (two in this decade), and 11 regional championships. In addition to its three national championships, it has finished second twice and third twice in the National Competition.

Prior national winners were Susan Jacobs, '76, and the late Bob Cannon, '76, in 1975 (before there was an international competition) and in 2004, Kevin Corlew, '05, and Adam Pavelka, '05, who represented the United States at the International Competition in Scotland.



Adam Bates and Amy Bartels compete in the final round of the International Client Counseling Competition in Las Vegas, Nev. Bates and Bartels won the competition by interviewing and counseling mock clients on issues of Negligence and Related Torts.

College of Law Career Services Office: Class of 2008 Employment Statistics

By Tasha Everman
Assistant Dean and
Director of Career Services

In 2008, the Career Services Office once again conducted an annual survey to track employment among our most recent graduates. This survey attempts to track the type of employment secured, geographical location and salary ranges for the class. We are happy to report that despite our current economic downturn, our graduates continue to enjoy an employment rate higher than the national average. A full 93 percent of the 122 graduates reported they were either employed (105), enrolled in a full-time degree program (7) or were not seeking employment (1). Of those employed, 66 percent remained in Nebraska. Washington, D.C., became home to the largest number of 2008 graduates after Nebraska with 10 of the 2008 graduates now calling it home. Here are a few more details:

Employment Breakdown

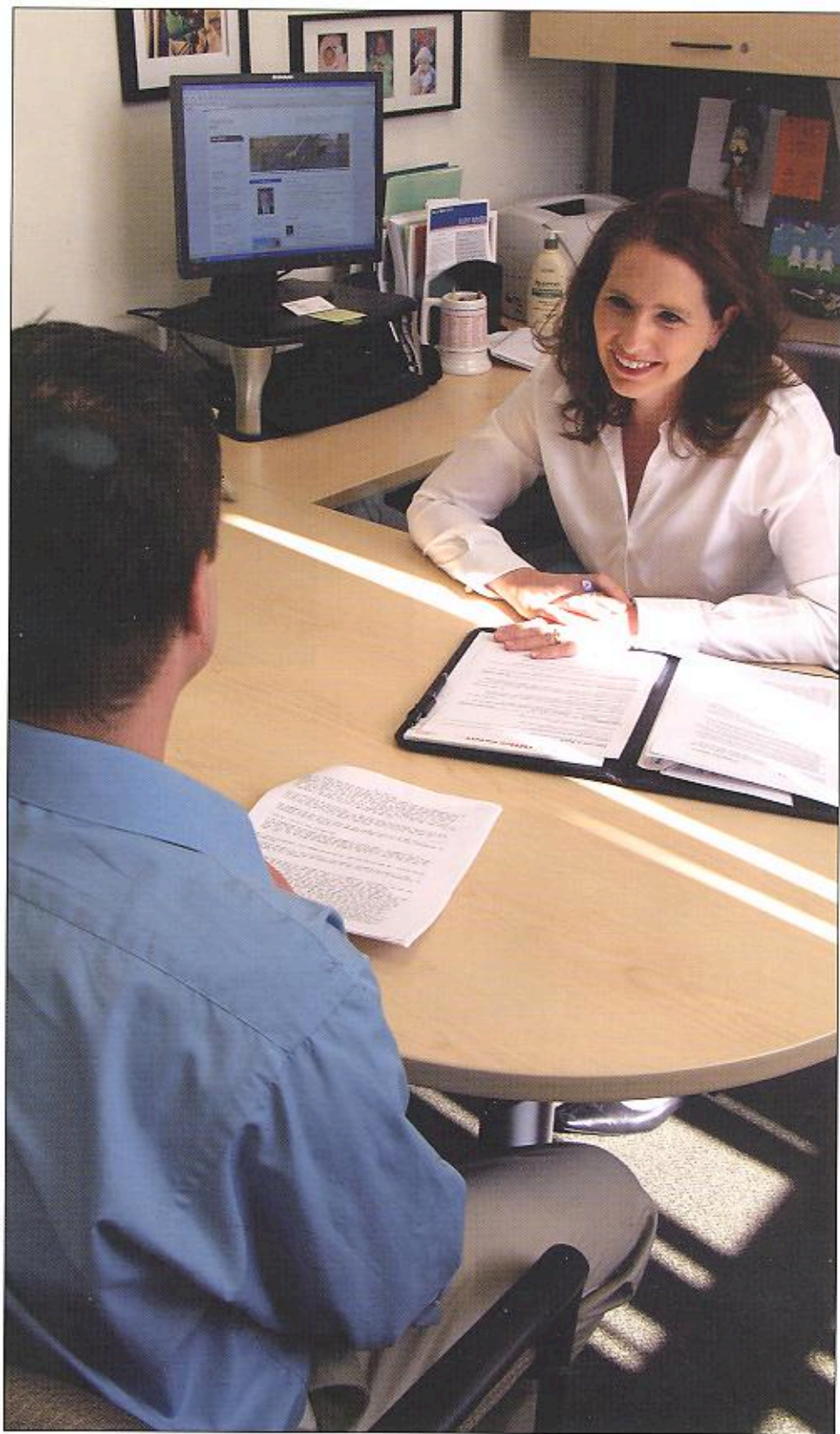
Private Practice.....	41%
Business or Corporate Legal Dept.	15%
Public Interest / Non-Profit Org.	4%
Academic.....	4%
Government.....	36%
• Judicial clerkship ... (11)	
• Federal..... (8)	
• State/Provincial (7)	
• Local (9)	
• Military (3)	
• Other (0)	

Contact the CSO

Phone: (402) 472-5130

E-mail: lawcareer@unl.edu

Website: law.unl.edu/career



Dean Tasha Everman visits with Shannon Palmer, '09, about post-graduation career options. Everman provides soon-to-be graduates with advice and assistance regarding their employment.

'For this relief, much, thanks' — William Shakespeare, Hamlet

On October 24, 2009, the five renovated restrooms at the College of Law – three on the main floor and two in the student lounge area were officially opened. The renovation project was spearheaded by the Hon. Laurie Smith Camp and the Class of 1977. Their inspiration came from the spring 1975 “liberation” of a previous men’s restroom and the conversion of it into a women’s restroom due to the lack of adequate women’s restrooms in a building planned when there were few women law students.



The Hon. Laurie Smith Camp and Dean Steven Willborn cut the ribbon on the new restrooms. Below and to the right are photos of the new renovations. Photos by Greg Nathan, University of Nebraska.





Memo Writer Found!

In the Winter 2008 issue of THE NEBRASKA TRANSCRIPT that announced the restroom restoration project, a fabricated 1986 memo, purportedly by Dean Harvey Perlman, imposing a restroom users' fee was reprinted, as well as a reply memo by the real Dean Perlman. The first memo reportedly came from an anonymous student. Not any more, at least not since Dean Steve Willborn received the following e-mail:

Ah, memories. The article on the fake Perlman restroom fee memo says "a clever student, who remains anonymous after all these years."

As one of the participants, I appreciate the 'clever' part, but as to anonymous? Since I am not practicing law and subject to the Bar investigating this incident, I feel safe in disclosing that the idea and most of the text for the memo came from Paul Wood, class of 1987. Paul and I, along with Mike Munro, were the editors of the infamous "Collateral Attack" underground... newspaper is such a strong word.

As the one who posted the memo, I must correct the record. It went up not in the restroom, but in the locked display case outside the dean's office. I used a ruse of needing to post something for the Moot Court Board in order to get the key to the case. (The staff never fell for that again).

The way Harvey responded does great credit to him. Rather than come after the culprits, he fought back by being funnier, at least in the end.

Sincerely,
Craig Kenworthy
Class of 1987

Law Library Tales and Tables

By **Richard A. Leiter**
Professor of Law
Director of the Schmid Law Library

Last October, I had the privilege of leading a delegation of law librarians on a 10-day professional visit to Beijing and Shanghai, China. The goal of the trip was to get acquainted with Chinese law libraries, legal bibliography and China's legal system.

The visit was arranged and facilitated by the People to People International Citizen Ambassadors Program headquartered in Spokane, Wash. As stated in their Web site, ptpi.org: "The purpose of People to People International is to enhance international understanding and friendship through educational, cultural and humanitarian activities involving the exchange of ideas and experiences directly among peoples of different countries and diverse cultures."

In the end, we brought away two important lessons. First, we found that despite our differences, law librarians in both countries have much in common, and we were all anxious to learn from one another. Second, we found that China was much bigger in person than we could have ever imagined. Just as it would be naive to think that a foreigner can visit the United States for a week and learn about our legal system and system of legal bibliography, so it is for a visitor from the U.S. to China.

Having said that, we learned a great deal during our trip, and any reader with an interest in China must go and see it.

Western Legal Materials vs. Chinese Legal Materials

One of the most profound things that we learned from our counterparts was that, even though China is an ancient country, it is a very young republic. In fact, modern Chinese trace the beginning of modern China back to the founding of the People's Republic in 1949. This means that this ancient country has a relevant political and legal history of just 60 years. I say "relevant" because in the

context of a practicing lawyer, little of what occurred prior to 1949 matters. In fact, since that time until 1982 when the most recent constitution was passed, China has had several constitutions, each of which represented false starts and radical

comprised of 200 years of cases, statutes and regulations comprising millions of judicial, executive and legislative materials, theirs is only a fraction of the size. Second, China's legal and political system is much more centralized and controlled, making the amount of material much more streamlined and intentional. Most of the Chinese lawyers and librarians we encountered were amazed at the volume of our legal materials and had a hard time relating to the challenges we face with respect to collecting and providing access to them for our patrons. In contrast,



Top photo: Professor Leiter meets with the director of the Peking University School of Law Library.
Bottom photo: Genealogy Reading Room inside of the Shanghai Public Library.

foundational changes in its legal systems. For all practical purposes, a modern lawyer need not look past 1982 for legal materials.

The fact that China's modern legal system is only about 30 years old presents some very interesting differences from ours. First, while our legal system is

Chinese librarians find it relatively easy to handle the volume of their legal materials; the challenge that they face is obtaining it in the first place.

One of the most important issues today facing law librarians in the U.S. is the migration of primary legal materials



The Beijing skyline at sunrise photographed by Professor Richard Leiter on his trip to China.

from print to digital formats. It is not so much a question of losing a traditional format and dealing with a new format as it is dealing with issues of preservation and archiving materials for future scholars and lawyers. We in the West have a rich history of legal materials that have been printed and distributed in a physical format that, with care, can stand on our shelves for eons. Digital formats are, by nature, extremely ephemeral and depend on many variables that we are only now beginning to understand. Chinese librarians and publishers are, for the most part, starting out in a digital world and have not yet had to think about preservation in the way that we have in the West. We found that major online law publishers in China are so busy with new content that they haven't yet given much attention to creating a system for preserving historical materials and were surprised by our questions about preservation.

The delegation marveled at the whole system. China's recent political and economic reforms have created a need for

consistency and systematic creation and distribution of legal materials. The pace of legal developments is rapid and reminiscent of the reforms of the New Deal Era, but without the history. Also, it does not yet appear that the Chinese government has developed a system similar to our federal depository program that makes its laws widely available to Chinese citizens. It's not that they are trying to keep the materials from them, but the system is not yet in place to distribute them in a systematic manner. It will be interesting to watch how the legal system develops in the next decade to see how the government and judicial publishing industries adapt to the changing demands of the legal profession.

The Return

One of the great blessings of travel is the perspective it gives us about our own homes. After 11 days on the road, it was wonderful to return home, but I found myself filled with a sense of longing for more. China was new to me, and certainly different. But after such a brief time there,

it was all too clear that I had only barely scratched the surface of the mystery and culture of modern China.

As a law librarian, I was able to form an instant bond with Chinese law librarians. Despite the distances of culture and geography, the librarians we met faced the same challenges we did: collection development in the digital age, space utilization and optimization and distribution of services. A quick look at the program of any modern law library professional meeting program is testimony that we in the West don't have all the answers to these challenges, but we are clearly interested in discussing them and searching for solutions. Our Chinese counterparts are no less concerned and can offer us a unique perspective on these issues.

FACULTY NEWS

Where are they now?



Tom Hazen: From Husker to Tar Heel

Tom Hazen never lived off the island of Manhattan until he moved to Lincoln. “That was a real culture shock. My mom never got used to the fact that it was Nebraska, not Kansas. She’d always ask me how things were in Kansas,” he said. After six years on the faculty of the College of Law, from 1974 to 1980, Professor Hazen would move again – to the University of North Carolina School of Law in Chapel Hill, but he has

fond memories of his days in Lincoln.

Hazen remembers getting a call from former Assistant Dean Don Shaneyfelt inviting him to interview. “The first thing I did was get a map,” he recalled, “because, being from New York, I knew Nebraska was somewhere between Chicago and Denver, but I wasn’t sure quite where.” Despite a harrowing tour in Shaneyfelt’s small airplane, Hazen enjoyed his visit. “I really liked the faculty. The people at

Columbia [where Hazen went to law school] were really positive about Nebraska. So when I got the offer, I decided to try it to see if I liked it, and I loved it!”

Joining the faculty at the same time were professors Peter Hoffman, Roger Kirst and Josephine Potuto. They were all about the same age and became good friends. The entire faculty at the Law College was “closely knit,” which is what he particularly liked about being here. “What

I miss the most is the life in the faculty lounge. The faculty lounge was really unique,” he recalled. “There were a lot of characters.” One of those “characters” was Professor Wally Rudolph. “In my first year at the Law College – we were still in the old building – I’d go to lunch everyday in the faculty lounge. Apparently midway through the year, Rudolph went up to Larry Berger and said, ‘Did we hire that guy?’ Come on now, I was there every day!”

Hazen was impressed by the students, as well. He remembers them as hard working and actively engaged in the classroom. At the Law College, he taught Torts, Corporations and Securities Regulation. He also assisted Professor Alan Frank and Janet Krause of the University’s Counseling Center with the Client Interviewing and Counseling class. “I loved doing that; it was exciting,” he said. “It was a lot of work and a lot more teaching than a regular course, but it was good to deal more with practical skills and to interact with students outside of the traditional classroom.”

It was hard to leave Lincoln, but his prestige was on the rise and he began receiving calls from a number of law schools. Finally, the allure of a warmer climate and the opportunity to move back East where his 18-month-old son could be closer to his grandparents won out.

At North Carolina, he switched from teaching Torts to teaching Contracts, but the needs of the business curriculum eventually led him to confine his teaching to courses like Business Associations (partnership and corporate law) and Securities Regulation. “Business Associations is my favorite course to teach because it’s the biggest challenge,” he said. “The students come in hating it. I like to think that by the end of the course I get a number of students who are surprised they enjoyed it.”

Another one of Hazen’s responsibilities is advising the law review. That makes sense because he has always been a prolific writer, turning out dozens of law review articles. In recent years, he has turned his attention more toward books. “Once you start to do books,” he remarked, “you kind of get married to them. So I’m not doing as

many law review articles. I haven’t done a major one in three or four years.”

Hazen’s books include: a seven-volume treatise on the law of securities regulation, plus a one-volume student edition. He is co-author of a three-volume treatise on corporate law, as well as a one-volume

in stock fraud cases, including one on which the movie *Boiler Room* was based.

One notable difference in moving from Lincoln to Chapel Hill is that while Nebraska is a football state, North Carolina is a basketball state. His passion for Tar Heel basketball is exemplified by his

‘The people at Columbia were really positive about Nebraska. So when I got the offer, I decided to try it to see if I liked it, and I loved it!’

student edition; a two-volume treatise on broker-dealer law and a three-volume treatise on derivatives regulation. In addition, Hazen has written books for student and classroom use, including a casebook on securities regulation and a casebook on broker-dealer law. He is co-author of a casebook on business organizations, a casebook on corporate finance and a casebook on mergers and acquisitions.

As an expert on derivatives, Hazen has had his share of questions about the recent economic collapse. “I don’t think anybody saw the magnitude of what was coming,” he said. “But I and others saw these unregulated derivatives as an accident waiting to happen.” His expertise has also been called on as an expert witness

comments about his older son who has both a bachelor’s degree and a Ph.D. in marine biology from arch rival Duke University. “My older son and I are really close except when it comes to basketball. Two or three days a year, we don’t speak to each other.”

But things are changing. Hazen sees North Carolina as on the verge of becoming a major football power. Perhaps that belief is intensified by the fact that his younger son is a recruited walk-on linebacker for the program. His future interest in the team’s and his son’s fortunes can be seen by the fact that he recently changed offices from one overlooking the field hockey area to a smaller one overlooking the football practice field.

Lenich receives praise, recognition for 'Nebraska Civil Procedure' treatise

"Dear Professor Lenich:

I am writing to compliment you on your authorship of . . . 'Nebraska Civil Procedure.' I have had a number of occasions to use this book. I find your text understandable, your research exhaustive, your analysis sound, and your insights invaluable. . . . [I]t is a landmark publication that will benefit generations of lawyers to come."

This letter from Thomas A. Grennan of Gross & Welch in Omaha exemplifies the praise that the first volume of Professor John Lenich's two volume treatise on Nebraska civil procedure, published by Thomson-West, has received. Other examples are not hard to find. Along with his outstanding teaching and his work on modernizing Nebraska civil procedure law, the treatise was a prime reason why Lenich received both the Nebraska State Bar Association's Award of Special Merit and the College of Law Alumni Council's Distinguished Faculty Award in 2008.

The treatise's beginnings lie in the 2002 decision to change Nebraska's pleading rules from code pleading to notice pleading. The legislature authorized the Supreme Court to promulgate rules of practice and pleading. Lenich assisted Professor Roger Kirst in drafting the new rules and conducted sessions across the state to educate lawyers about them.

When *The Nebraska Lawyer* magazine decided to run a piece on the new rules, Lenich was contacted by North Platte lawyer James Bocott, '97. While Lenich told Bocott that he would be happy to write the piece, he had one concern – there was too much to cover in just one article. So he offered to write three.

"Those articles," Lenich said, "seem to have gotten more attention and been read more widely than or as much as the law review articles I had written. And it struck me, there was no civil procedure treatise at the state level." Coincidentally, West was



LENICH

looking for someone to write on Nebraska civil procedure. Lenich submitted a draft chapter; obviously West liked it because Lenich signed a contract to produce two volumes. The first volume would be on getting the lawsuit filed – jurisdiction, statutes of limitations, pleading and interlocutory remedies. The second volume would focus on litigating the case – discovery, trial orders and post-trial motions.

Lenich told West that it would take him four years to wrap up the project. "I had no sense of what was really involved," he recalled. "I figured that I knew this stuff. But when you actually sit down to write, you realize how many things you don't know about, or you know just enough to be dangerous."

It took four years to do the first volume.

That was because Lenich wasn't satisfied to just do a cursory treatment. He took each area apart in detail and included more citations than is usual for a state practice manual because he thought that is what would be most useful to the practicing bar. "Then, as you get into this stuff, there are all these little twists and turns that you didn't anticipate. Or you read cases and you say, 'What are they really trying to do here?'"

Luckily, West had decided to publish one volume at a time. The sense of accomplishment from holding the first volume in his hands, Lenich said, was all the incentive he needed to get going on the second. In addition to working on Volume II, Lenich needs to update the first volume each year with pocket parts. By the time Volume II is done, Lenich figures that

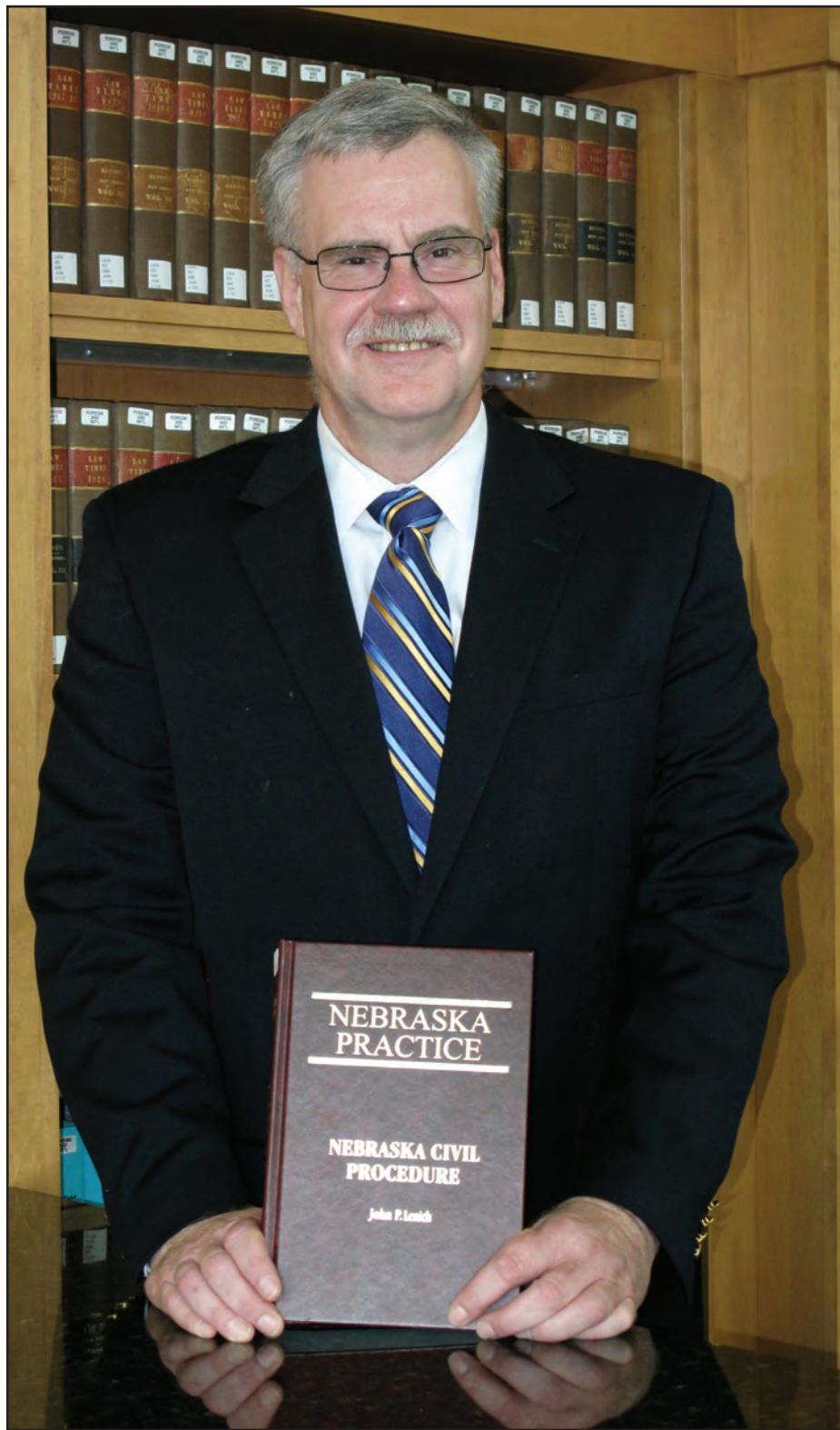
Volume I will need to be revamped. “So I think I’ve gotten some lifetime work here.” In fact, Lenich anticipates that there will be a third volume covering declaratory relief and other topics that he will be unable to fit into the first two volumes.

As the Nebraska pleading rules are based on the federal rules, Lenich liberally cites federal cases in the treatise. But there are topics, like statutes of limitations, that are almost exclusively Nebraska practice. Moreover, there are a number of issues at the federal level where the federal courts are in disagreement about how best to interpret the rules. In those instances, Lenich is not bashful about saying, “Here’s how I think the Nebraska courts should approach it.” For instance, he explains why, in his opinion, Nebraska courts should not follow those federal courts that require a defendant to include factual allegations when pleading affirmative defenses under Rule 8(d).

Lenich believes that working on the treatise has made him more knowledgeable in the classroom. For instance, his work on statutes of limitations made him realize that he needed to include more about that subject in his Civil Procedure course. The cross-pollination has worked the other way, too. In his first pocket part, he included two major additions that were prompted by questions from students.

Lenich loves teaching the first year Civil Procedure course. Unlike other first year classes, students have rarely had any experience with it. “It is fun to help students understand how the system works and that it’s really not as arcane as it might seem,” he said. Long ago he stopped using cases as his primary teaching tool. Instead he uses hypotheticals and writing projects. “I try to build a hypothetical that’s a little funny, using characters from pop culture, that I structure so that it turns out differently than the case. I try to explain to them that there is more to being a lawyer than knowing the rules; you have to think strategically – what options are in the best interest of your client.”

In addition to Civil Procedure, Lenich teaches Antitrust, Appellate Advocacy and Remedies. A native of Chicago, Lenich received his law degree from Northwestern



University School of Law. He came to the College of Law after practicing with O’Melveny & Myers in Los Angeles.

“I enjoyed practicing law,” Lenich said, “But I enjoy working with students even more. I’m lucky to have such a great job.”

FACULTY NEWS

Shavers, Denicola will hold interim leadership posts until dean is selected

Anna W. Shavers, Cline Williams Professor of Citizenship Law, has accepted appointment as interim dean of the College of Law. The appointment was announced by Barbara Couture, senior vice chancellor for academic affairs.

Additionally, Robert Denicola, Margaret R. Larson Professor of Intellectual Property Law, will serve as interim associate dean of the College. Shavers had been associate dean since August 2008.

Both appointments were effective Aug. 17. Shavers will replace Steven Willborn, who has been dean since 2001. Willborn announced in fall 2008 his intention to return to the law faculty. Shavers said she does not intend to seek the position on a permanent basis.

"I'm thrilled to be in a position to help the Law College keep moving forward while we search for a dean," Shavers said. "Steve accomplished so much during his tenure, and I wanted to be sure the school stays on an even keel and continues to progress." She said she agreed to the position because activities she engaged in as associate dean are interesting and compelling, including improving technologies for teaching, particularly technologies associated with the College's space law program, and reviewing the College's curriculum.

Couture said she expects the search for a permanent dean to begin anew in the fall. Law faculty have been asked to think about and suggest potential candidates, she said.

Shavers joined the Law College faculty in 1989. She received her bachelor's degree from Central State University in Wilberforce, Ohio, and her master's in business from the University of Wisconsin-Madison. She received her juris doctor (cum laude) from the University of Minnesota where she served as managing editor of the Minnesota Law Review. She was admitted to the Minnesota Bar in 1979

and the Nebraska Bar in 1989.

Shavers teaches Administrative Law, Immigration Law, Gender Issues and Civil Procedure. She is faculty co-adviser to the Multi-Cultural Legal Society and the Black Law Students Association. She is a board member of the Midwestern People of Color Legal Scholarship Conference Inc.; liaison for the American Bar Association Administrative Law Section to the ABA Commission on Immigration; and publication chair and secretary of the ABA Administrative Law Section. She is a frequent national and international presenter on immigration and administrative law issues.

Denicola joined the Law College faculty in 1976. He received a bachelor's degree from Princeton University in 1971 and a

juris doctor from Harvard Law School in 1974. He also received a master of laws from Harvard in 1976. Denicola worked with a Boston law firm before coming to Nebraska. He has also been a visiting professor at Cornell

University and the University of Alabama, and was acting dean of the Law College from 1994-96. He teaches courses in Contracts, Copyright and Unfair Competition. He has written a casebook



SHAVERS



DENICOLA

on copyright law published by Foundation Press and was the co-reporter for the American Law Institute's Restatement of the Law of Unfair Competition.

Civil Clinic assistant Deanna Lubken has been awarded the 2008 Award of Appreciation by the Nebraska State Bar Association. The award is presented annually to an individual or organization that improves the public's understanding of the law and the legal profession. Lubken has volunteered hundreds of hours of work as a member of the Forms Subcommittee of the Nebraska Supreme Court's Implementation Subcommittee on Pro Se Litigation.

Lubken became involved with the subcommittee at the invitation of civil clinic director Kevin Ruser, '79, who was a subcommittee member. Soon Lubken was also a member of the subcommittee and was doing most of the editing of the pro se divorce forms, as well as assisting in drafting a number of them. The forms developed by the subcommittee are posted

Lubken given 2008 Award of Appreciation by Nebraska State Bar for volunteer work

in the Self-Help area of the Nebraska Supreme Court's website.

"My first thought when I heard that I was receiving this award was, 'Why me?' Because a lot of the committee members worked as hard as I did on developing these forms," Lubken said. "But I was also thrilled that Kevin and Dean Willborn had thought to nominate me." She was also thrilled at the award banquet when subcommittee member Judge Teresa Luther, '76, presented her with a scrapbook filled with photos of the subcommittee meetings and letters of support and congratulations for her nomination.

The award also recognizes Lubken's career devoted to serving the public in the area of legal services. As a legal assistant with Western Nebraska Legal Services in Grand Island (now a part of Legal Aid of Nebraska) she taught people how to do their own divorces, a job that included developing forms and

teaching people how to use them. Another part of her responsibilities was handling Social Security cases. Because you do not have to be an attorney to be represent people in front of the Social Security Administration, she served as an advocate on behalf of individuals pursuing disability and public assistance benefits appeals.

She first met Ruser when he was an attorney with Legal Services in Grand Island. Although he soon transferred to the Scottsbluff office, they kept in touch because they did the same kind of work. Those contacts continued after Ruser arrived at the Law College. When she told Ruser that her husband had been offered a new job and that they would be moving to Lincoln, Ruser told her that his secretary of ten years was going to be leaving and urged her to apply for the job.

Lubken has been with the civil clinic since 1998. In addition to providing general administrative support, she assists law students in drafting and editing pleadings and teaches them how to use child support calculation software. With Ruser she co-authored the *Nebraska Chapter 7 Consumer Bankruptcy Manual* published in 2006.

Another one of her duties is compiling the Lancaster County Alimony Report that is part of the Lincoln Bar Association newsletter. The report, an idea of former civil clinic director Peter Hoffman, collects and reports data on alimony awards in order to assist attorneys predict what an alimony award might look like in their cases.



LUBKEN

FACULTYNOTES

Brian H. Bornstein

Professor of Psychology and Law

Oxford University Press will publish *God in the Courtroom: Psychological and Legal Perspectives* by Professor Brian Bornstein and JD/Ph.D. Monica Miller, '02. Along with Professor Richard L. Wiener, Professor Robert F. Schopp and Dean Steven L. Willborn, Bornstein has edited two books, *Civil Juries and Civil Justice: Psychological and Legal Perspectives* and *Mental Disorder and Criminal Law: Responsibility, Punishment and Competence*, both published by Springer.

C. Steven Bradford

Earl Dunlap Distinguished Professor of Law

Professor Steve Bradford published the second edition of his accounting book, *Basic Accounting Principles for Lawyers*. He has created a digital securities supplement, *Securities Law Statutes and Regulations*, which will be available nationwide. Bradford has been named treasurer of the Center for Computer-Assisted Legal Instruction (CALI) and made a presentation on developing CALI lessons to the CALI Criminal Procedure Fellows at the 2008 meeting of the American Association of Law Schools.

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

Professor Rick Duncan has published a "white paper" on the Nebraska Supreme Court for the Federalist Society. The paper, entitled "Umpires Not Activists: The Recent Jurisprudence of the Nebraska Supreme Court," concludes that the people of Nebraska "have a court we can be proud of, a court that is committed (most of the

time) to judicial restraint and a jurisprudence of originalism." The white paper can be accessed online at http://www.fed-soc.org/doclib/20090319_NebraskaWPMarch2009.pdf

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

In April and May 2009, Professor Bill Lyons taught in the International Tax LL.M. program run by the International Tax Center of the University of Leiden in Holland. In the Fall 2009 semester, he will be visiting the University of Miami Law School to do a trial run on the Bankruptcy Taxation textbook he wrote with Professor Frances Hill of Miami.

Colleen E. Medill Warren R. Wise Professor of Law

Professor Colleen Medill's empirical study of former participants in the Nebraska Public Employees Retirement System, "The Retirement Distribution Decision Ten Years Later: Results From an Empirical Study," was published in volume 16 of *The Elder Law Journal*. She is currently writing the third edition of her casebook, *Introduction to Employee Benefits Law: Policy and Practice*, and a one-volume treatise entitled *Principles of Employee Benefits Law*. Both books will be published in 2010 by West Law School Publishing. In January, Medill joined the Executive Committee of the Section on Women in Legal Education, sponsored by the Association of American Law Schools. Her projects as an Executive Committee member involve establishing a web-based mentoring network for section members and

developing programs for professional growth and development.

Richard E. Moberly Associate Professor of Law

Professor Richard Moberly was awarded tenure and promoted to associate professor of law.

Josephine R. Potuto Richard M. Larson Professor of Constitutional Law

Professor Jo Potuto is the chair of the Division 1A Association of Faculty Athletics Representatives. She has also been appointed to a UNL interdisciplinary committee on human trafficking. The committee is organizing a Fall 2009 program, "Human Trafficking: What We Know, What We Need to Know, and How We Go From Here," which will bring together both academicians and those practicing in the field. One of the goals of the committee is to create a Center of Human Trafficking at UNL. The committee met with representatives of the State Department and Department of Justice in Washington, D.C. in March.

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

Professor Bob Schopp was the primary editor and wrote the introduction and two chapters for the book *Mental Disorder and*



Criminal Law, a volume from the Program of Excellence Symposium held by the Law/ Psychology Program in May 2007. He was also one of two primary presenters at the DeVos Medical Ethics Colloquy, "The Mental Health Challenge: Treating Patients & Protecting Society."

Anthony B. Schutz
Assistant Professor of Law

Professor Anthony Schutz is publishing "Corporate Farming Laws and Discriminatory Effects under the Dormant Commerce Clause" in the *NEBRASKA LAW REVIEW* (volume 88, issue 1) and "Corporate Farming Laws in a Post-Jones World" in the *Drake Journal of Agricultural Law* (Spring 2009). His annual update on Uniform Commercial Code Article 7 appears in *The Business Lawyer*. The University of Nebraska Press (Bison Books) will be publishing the second edition of the book Schutz wrote with Peter Longo, '83, *The Nebraska Constitution*. Schutz has also lectured on water, environmental and agricultural issues at the following conferences: 2008 Annual Meeting of the American Agricultural Law Association; the UNL Water Center's 2009 Water Law, Policy and Science Program; the 2009 CLE International Nebraska Water Law Conference and the 2009 Annual Meeting of the Law and Society Association.

Brian D. Striman
Professor of Law Library and Head of Technical Services Schmid Law Library

Professor Brian Striman has agreed to chair the Mid-America Association of Law Libraries (MAALL) Digitization and Regional



Retention Coordination Committee, whose charge is to investigate, survey and compile results of the digitization efforts, purchase digitized versions of traditional print resources, and work to retain print legal resources within the 19 MAALL libraries, with members from academic, court and law firm libraries in Arkansas, Illinois, Iowa, Kansas, Missouri, Nebraska, North Dakota, Oklahoma and South Dakota. Striman and Professor Stefanie Pearlman have submitted a proposal for an education program, "Show Me Something Special: A Look at Special Collections, Special Services & Special Resources in MAALL Libraries," for the 2009 MAALL Annual Meeting in Columbia, Mo. The conference theme is "Show Me the Past/ Imagine the Future."

Frans von der Dunk
Harvey and Susan Perlman Alumni/ Othmer Professor of Space Law

Dr. Frans von der Dunk organized the conference, "Near-Earth Objects: Risks, Responses and Opportunities - Legal Aspects," hosted by the College of Law in conjunction with the Association of Space Explorers with co-sponsorship of the Secure World Foundation and supported by the American Branch of the International Law Association. He advised the first College of Law team to participate in the Manfred Lachs International Space Law Moot Court Competition. Von der Dunk will present a paper on the legal aspects of the recent collision in outer space of a U.S. and Russian satellite at a conference in Daejeon, Korea, in October. He is also editing a book on the national authorization of private space activities with a special emphasis on Europe.



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

Dean Steve Willborn published in the *NEBRASKA LAW REVIEW*'s new online endeavor, the *NEBRASKA LAW REVIEW BULLETIN*, a piece entitled "Pick and Nebraska Employment Law: Interpreting Contracts and Good Faith," lawreview.unl.edu/?=328. As one of Nebraska's commissioners to the Uniform Law Commission, Willborn was appointed to the Study Committee for the Mental Health Advance Directives Act. He was also appointed to a two-year term as chair of the Legal & Finance Committee of the Law School Admission Council. As chair, Willborn will be a member of the council's Board of Trustees.



Sandra B. Zellmer
Law Alumni Professor of Law

Professor Sandi Zellmer published two articles in 2009: "Preemption by Stealth" in the *Houston Law Review* on judicial construction of federal savings clauses regarding state tort liability and state regulation, and "Why Resilience May Not Always be a Good Thing: Lessons in Ecosystem Restoration," with Lance Gunderson of Emory, on river restoration law and ecology. She also contributed a book chapter on instream flow laws for the International Instream Flow Council's Integrated Approaches to Riverine Resource Stewardship. Zellmer testified before the state legislature's natural resources committee on instream flow protection. She recently began research on the legal and ethical dimensions of assisted migration of species threatened by climate change.



Gless' 'History of Nebraska Law' combines his occupation, avocation

When he graduated from the University of Nebraska in 1971, Alan Gless, '75, had an argument with himself about where to continue his education. Would he go to law school or to graduate school to study history? Law school won, and Gless enrolled at the College of Law. As a result of that decision, Gless has served the people of Nebraska as a county and district court judge for almost 30 years. However, history, especially legal history, continued to be a major area of interest. As a result of that interest, the people of Nebraska have been presented with *The History of Nebraska Law*, edited by Alan G. Gless.

Gless' book is part of the Ohio University Press Series on Law, Society and Politics in the Midwest. According to the series' editor Professor Paul Finkelman, who is now at Albany Law School, the series is designed to shed light on the "distinct and important" history of the Midwest that has too often been overlooked.

Gless said that he had no difficulty pursuing his interest in legal history while serving on the bench. "Working with the law, you are always working with history. You can't escape it. The more you have to research cases, the more history you have to dig out."

Gless has written numerous law review articles that contain a heavy dose of history, such as "Self-Incrimination Privilege Development in Nineteenth Century Federal Courts: Questions of Procedure, Privilege, Production, Immunity & Compulsion," 45 *American Journal of Legal History* 391 (2001) and "A Simple Country Judge's Musings on the Use of History by Trial Lawyers," 7 *Green Bag 2d* 233 (2004). Gless has also been a member of a legal historians' listserv headquartered at Michigan State University.

It was through the listserv that Gless



GLESS

met Finkelman, who eventually asked Gless to serve as editor for the Nebraska volume. After conferring with, among others, then Nebraska Supreme Court Chief Justice John V. Hendry, '74, who wrote the book's Forward, and College of Law Professor Steve Kalish, who taught Legal History and encouraged Gless to accept the invitation, he agreed.

The first decisions that Gless had to make were what topics to include in the volume and who were the appropriate people to write on those topics. A glance at the Table of Contents shows the exemplary way in which these decisions were made.

The history opens with an exploration by Thomas C. Cox, assistant professor of history at Sam Houston State University, of the Kansas-Nebraska Act, Nebraska statehood and its first two constitutions. Gless' chapter on the origin and evolution of Nebraska's criminal codes follows. Mark R. Ellis, associate professor of history at

the University of Nebraska at Kearney, contributed a chapter on the career of Nebraska Supreme Court Justice Francis Hamer, a pioneer lawyer and jurist instrumental in the development of Nebraska's early water law. Ellis' thesis is that Hamer's 48 year career "reveals much about how young and enterprising Midwestern lawyers migrated to Nebraska and built successful law firms in pioneer communities" and "how a Great Plains state struggled as its population expanded and its economy was transformed from a frontier crop exchange into a modern agricultural state."

As one would expect, agricultural issues played a large role in the development of Nebraska law. Professor Anthony B. Schutz, '03, of the Law College contributed a chapter on land use law and livestock production; Gless and Peter J. Longo, '83, professor of political science at UNK, co-authored a chapter on Nebraska water law;

and Professor J. David Aiken of the UNI Department of Agricultural Economics explored the legislative and judicial responses to agricultural financial crises, particularly moratoria on foreclosures and farm credit mediation.

Two of Nebraska's unique legal institutions – its unicameral legislature and Commission of Industrial Relations – are covered in chapters by James W. Hewitt, '56, adjunct professor of history at Nebraska Wesleyan University, and College of Law Professor John M. Gradwohl, '53, respectively, and UNI's first in the nation and pre-eminent Law and Psychology Program is described in a chapter by Brain H. Bornstein, MLS '01, and Richard L. Wiener, MLS '89, program faculty members, and Evelyn M. Maeder, a student in the program.

Appropriately, the law's interaction with Nebraska's native population is featured prominently. Mark R. Scherer, associate professor of history at the University of Nebraska at Omaha, contributed an overview of the legal history of eastern Nebraska Native American tribes; Charles E. Wright, '58, depicts what Gless calls in the book's introduction "one of the rare bright spots in our nation's nineteenth-century treatment of Native Americans," the trial of Standing Bear; and Warren K. Urbom, senior U. S. District Court judge, and Tim A. Garrison, associate professor of history at Portland State University, describe the Wounded Knee trials over which Urbom presided.

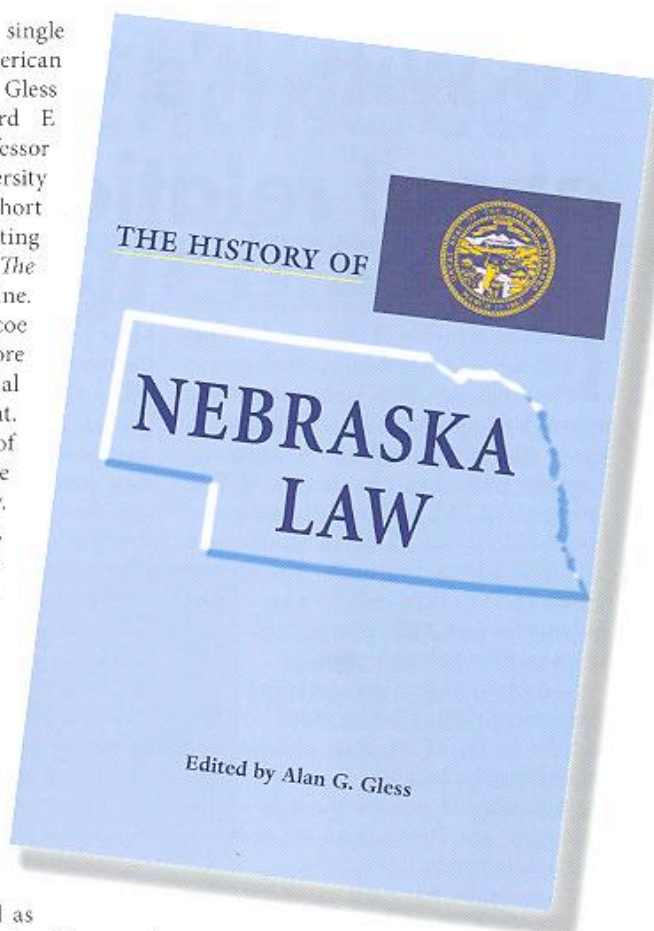
The volume concludes with Susan L. Strong's depiction of the first women of Nebraska law; an examination by William G. Ross, professor of law at Cumberland School of Law, of *Meyer v. Nebraska*, perhaps the best-known case to originate in Nebraska, which, as Gless describes, has "changed the course of American constitutional doctrine and has become one of the cornerstones of civil liberties law;" and a chapter on former College of Law dean and pre-eminent legal philosopher Roscoe Pound.

That last chapter almost didn't happen. When the rest of the book was near completion, Finkelman and Gless realized that there was no chapter on Roscoe Pound,

"arguably Nebraska's single greatest contribution to American legal history." Luckily Gless remembered that Richard E. Shugrue, '62, retired professor of law at Creighton University Law School, had written a short biography of Pound depicting his life in Lincoln for *The Nebraska Lawyer* magazine. "But a worthwhile Roscoe Pound chapter required more than a short partial biography," Gless thought. "So I set out on the task of recruiting someone to write on Pound's legal philosophy. That I ended up researching, mastering and writing on Pound's jurisprudence myself reveals the degree of success in that recruiting effort."

As jurisprudence has been one of his favorite areas of study since law school, Gless approached the process with relish. He prepared by reading the major Pound biographies as well as much of what Pound had written, and Pound wrote a lot, in part because "every time he spoke, it got published." The result was a chapter that combines Shugrue's short biography with Gless' overview of Pound's accomplishments, focusing in particular on Pound's theory of interests, "a bedrock feature of his philosophy and probably its most lasting contribution to American law."

Each chapter was edited by Gless and the publisher's copy-edit division. In addition, Gless recruited two reviewers per chapter who had expertise in the chapter's subject. The reviewers' comments were sent to Gless who then worked with the authors to revise their pieces to meet the reviewers critiques. These reviewers, Gless said, "remain anonymous to everyone but the publisher and me." Except for two reviewers whom Gless had to recruit himself, the reviewers who worked on his chapters remain anonymous to him.



As Gless approaches the 35th anniversary of his law school graduation, his decision to attend the College of Law appears to have worked out splendidly. He became a judge, something he aspired to as a first-year law student. "I knew I could contribute more to society in the position of deciding the case rather than asking someone to decide it for me," he recalled. "It's an intellectual challenge that allows you to teach young lawyers without being a member of the academy. You teach them in the real world, and they get to see how the things you're trying to teach them work." He also became an historian and prolific author in some measure due to his legal education. "Law school," he said, "taught me about the importance of going in depth, as far in depth and for long as you have to. My undergraduate education didn't make me a student; law school made me a student."

To Witt, it's all about relationships

In his career, Lincoln native Fred T. Witt, '79, has earned a J.D. degree from the College of Law and an LL.M. degree in Tax from New York University, served as a clerk for a judge on the U.S. Tax Court, practiced law with law firms in Dallas and Phoenix, worked for the accounting firm Deloitte Tax LLP and written numerous books and articles. However, according to Witt, who returned to the Law College and the Business College in November as part of Masters Week 2008, what the practice of law is really about is relationships.

"I look at it as the blessing of friendships," he explained. "What they've added to my life and the quality of my practice have been immeasurable because I couldn't have done it alone. I needed the help of the professors, the friends and the mentors, and I am better for it."

Among Witt's mentors at the Law College were tax professors David Ludtke and John Gradwohl. He remembers "how much they supported me and gave me lessons I didn't want to learn, but needed to learn, about effective legal writing and effective document preparation and client representation. It was hard on me, but that hardness prepared me for the difficulties of New York University and allowed me to excel." Another Law College mentor is Professor Bill Lyons. Lyons was not on the faculty when Witt was a student, but Ludtke introduced the two who have developed "a fast friendship."

Witt has other vivid memories of his days as a law student in Lincoln. As he admired today's remodeled "first class facility," he recalled walking up to the newly constructed Law College building with his application. "I walked on planks over the mud. All there was on East Campus were cow fields and the dairy store."

He fondly recalled the day in Professor Tom Hazen's Torts class, when Hazen

conspired with a group of students to play a joke on the rest of the class. The topic for the day was the infamous *Palsgraf* case. When Hazen called on Witt's classmate LeAnn Wallace, '79, she said that she wasn't prepared but offered to sing rather than recite. Hazen said that was a great idea. She went to the front of the room, strapped on a guitar and was joined by Witt and four other students who sang "The Ballad of Mrs. Palsgraf." He still remembers part of the chorus: "Oh, proximate cause, How you've messed up our laws."

After receiving his LL.M. at NYU, Witt clerked for Judge Irene F. Scott on the Tax Court. Judicial clerking is "a once-in-a-lifetime experience" that Witt encourages current law students to pursue. "You get a chance to learn how a judge thinks, how cases are prepared and presented and how decisions are written. And you gain a new friend and mentor who becomes invaluable for the rest of your career."

Following his clerkship and a number of years practicing with law firms, Witt joined Deloitte Tax in Phoenix as a "lawyer accountant." While a law degree is not a prerequisite for the job, Witt explained that lawyers have a way of thinking, processing and analyzing facts and working through issues that are invaluable. While he doesn't go to court or draft documents like lawyers in a law practice do, he is actively involved in business and tax planning and tax advice. In addition, he has written over 25 articles including an article co-authored with Lyons in the *Virginia Law Review*, as well as co-authoring two tax management portfolios and co-authoring a book with Lyons, *Collier on Bankruptcy Taxation*.

Witt views accounting firms as a good employment choice for lawyers. He explained that accounting firms have very



WITT

large tax practices and, unlike the situation at many law firms where it may only be an ancillary service, tax lies at the heart of what accounting firms do.

Witt shared this viewpoint and many others with students as part of Masters Week. According to Witt, "Masters Week is a way for the University to recognize outstanding alumni who have been out for a number of years practicing their craft or building their company or pursuing their dreams. You get to come back and share your wisdom and knowledge and practical experiences with students in your particular field."

He came away from the experience impressed with the Law College's current crop of students. Today's students "are much better prepared to become practicing lawyers after they pass the bar. They speak clearly, they speak with confidence. It's clear they have self-esteem and balance in their lives." He credits this to the energy and excitement he sees at the College and a curriculum that prepares the students for the future. "We have a great College of Law, a gem here in Lincoln, Nebraska," he concluded. "I am forever indebted to the professors and the College for giving me my start."

Ron Hunter: Changed Omaha through history

By Jennifer Pohlman

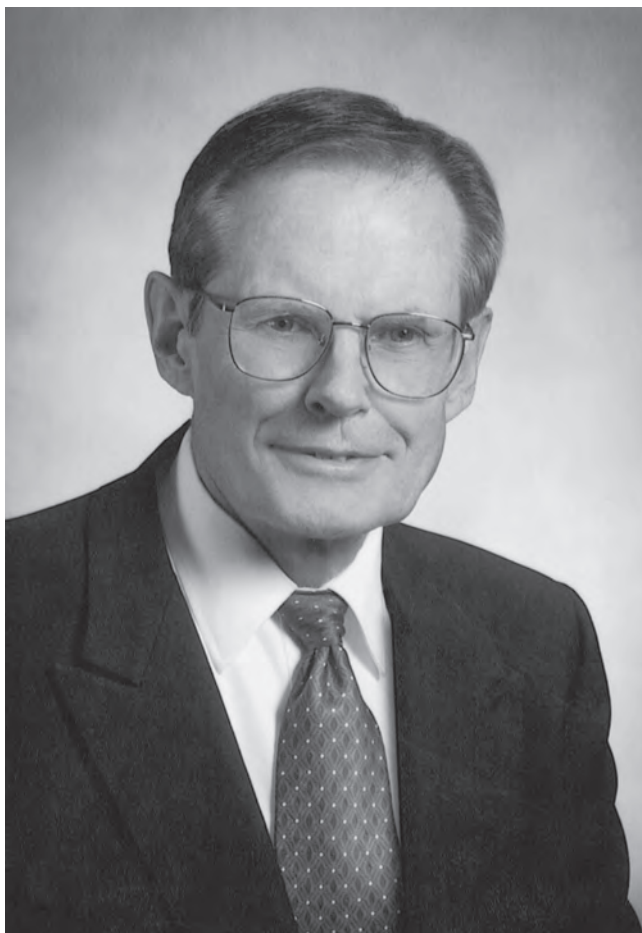
Ron Hunter didn't set out to become a historian. Actually, he just wanted to get off of the farm.

After saving up \$500 from his summer job as a farm laborer, Hunter enrolled at the then Wayne State Teachers College, paying just 50 cents per credit hour to attend. Following his graduation from Wayne State, Hunter began pursuing his law degree at the College of Law on a scholarship, graduating in 1955. During his time at the Law College, Hunter was a member of Nebraska's National Moot Court Competition team, 1953 national champions, in addition to working as editor-in-chief of the NEBRASKA LAW REVIEW.

By 1957, Hunter was working in a Des Moines, Iowa, tax law firm, but found himself spending his spare time cultivating an interest in history – particularly his own family's.

He set out to write a book at that time, exploring the history of his family through Virginia, Kentucky, Indiana and Iowa, from before the Revolutionary War through the 20th Century. Hunter attributed this interest in his family's history to reading a letter his grandfather showed him as a little boy. It was written to his great-grandparents from one of their sons just one day before he was killed in battle. From that day forward, Hunter said he was hooked on history.

In a 1975 article in the *Northwestern Sun*, Hunter recalled his feelings about reading the letter for the first time, saying, "That fascinated me. I've always been more interested in the sidelights of history than in the usual stuff you get in the history



books. Most histories just concentrate on the great political events. I'm fascinated by the unknown little things – people and places."

In 1961, Hunter moved to Omaha to work for Swanson Enterprises; by 1964, he had set up his own practice. Though the demands of his legal career forced him to stop writing and researching his ancestors, his historical interests began to shift to Omaha-area landmarks, particularly the steamboat era along the Missouri River. By the 1970s, Hunter began working on creating a Heritage Trail, which linked 15 historic spots along the river bluff.

Hunter was eventually able to parlay his passion for history to nine terms as president of the Western Heritage Society in Omaha, during which he transformed the abandoned Union Station into the Durham Museum. There was long talk of demolishing Union Station, but under Hunter's leadership, the Western Heritage Society was able to persuade city and Union Pacific leaders to donate the building for public use as a museum. In 1975, Omaha's first public museum opened to a crowd of over 3,000, thanks to pioneering efforts by Hunter.

Today, 34 years after the Durham Museum opened its doors, it is home to a number of exhibits valued at over \$2 million, and has raised over \$6 million for renovation and expansion. Mary McKinney, chairperson of the Board of Trustees for the museum, knows that none of this would be

here if not for Hunter.

"Ron Hunter built the museum, but above and beyond that, Ron Hunter was the visionary."

Daughter helps to preserve Perry Fuller legacy



Perry and Leslie Fuller

Leslie Fuller said what drove her father's career as a trial lawyer was his passionate belief that justice could actually be obtained by distinguishing the truth from fiction, and by being rigorously honest, no matter

what. "He was a lawyer of the old school who believed the law was a public service, and he was extremely careful to make sure that the truth was told, and that justice was accomplished," she said. "He was passionate on behalf of his clients and while insisting

that success had to be based on fastidious integrity, he would go to amazing lengths for them, which is why so many of them became his friends."

In 2007 Leslie lost her father and the College of Law lost one of its distinguished

alumnus members after Perry L. Fuller, Class of 1949, died of complications from heart surgery. Mr. Fuller, an esteemed legal educator and prominent civic leader for more than 40 years, was a nationally renowned Chicago trial attorney who passed on his legal expertise to scores of others.

“He was an icon of the Chicago legal scene,” said Julian Campbell, a longtime Chicago colleague who was among the hundreds of younger attorneys whom Fuller personally mentored. “Everybody who was anybody knew and respected him. He was a traditional ‘class act,’ who set the standards the rest of us hoped we could live up to.”

Fuller served as an aviator in the Marines during World War II before beginning his professional career as a financial director of the Chicago Crime Commission. He then joined and eventually became a named partner of Hinshaw & Culbertson LLP (a/k/a Hinshaw, Culbertson, Moelmann, Hoban & Fuller), where he was mentored by founding partner Joseph Hinshaw. Perry “paid it forward” as he later trained and mentored hundreds of other attorneys during his 40 year career with Hinshaw & Culbertson. This was accomplished through his launching of Saturday morning trial skills seminars for junior associates that later became known as “Hinkey U.” These evolved into his pioneering seminars and trial clinics at the University of Chicago Law School, still a benchmark program in legal education nationwide.

Fuller argued cases before, among others, the United States Supreme Court and the Illinois Supreme Court, litigating everything from personal injury lawsuits to anti-trust cases. He handled many high-profile cases, including litigation that followed the 1981 collapse of a hotel skyway in Kansas City that left 113 dead and nearly 200 injured, and an infamous Oklahoma case involving an oil lease scheme that included well-known victims, including Barbara Streisand and comedian Jack Benny. He also defended the manager of the band Credence Clearwater Revival in the mysterious disappearance of millions of dollars owed to the rock group



– information that came out during the Watergate hearings. He also handled cases for the City of Chicago, the Chicago Police Department, and the Chicago Fire Fighters Union, as well as the Chicago Cubs and the Chicago White Sox.

After his death, Fuller’s only child, Leslie Ann Fuller, wanted to honor her father and his passion for providing others with superb and effective trial skills training, the same skills that served him so well during his illustrious career. This

ALUMNEWS



inspired her to make a generous gift to the College of Law in order to establish the Perry Fuller Trials Skills Fund. The fund will not only commemorate the professional career and accomplished life of Perry Fuller, but it will also provide ongoing funding for intensive trial training to students who are participating in the College of Law's trial advocacy program.

The Perry Fuller Trial Skills Fund will allow the trial advocacy program to implement an annual lecture and demonstration of Fuller's particular kind of trial practice, with special attention not just to his professional skills, but to his professional ethics for which he was widely and equally known. The lecture and demonstration will be known as the Perry Fuller Trial Skills Seminars and will be led by visiting attorneys who either practiced with or trained under Fuller, or by other

admired and nationally recognized trial attorneys.

Additionally, the fund will provide resources for the Perry Fuller Trial Skills Section, which will incorporate Perry Fuller trial skills and intensive trial training for a select group of the top law students within the trial advocacy course. The section will be taught by a very distinguished and high profile practitioner and will be the capstone experience for students who have already demonstrated a strong commitment to trial practice.

The impact of Leslie Ann Fuller's generosity will be seen for years to come. Students who participate in this training will develop and enhance trials skills and ethical practices that will serve them well beyond their years at the College of Law.

"My father was an amazing man. And an amazingly ethical man. He was so

scrupulous that – for instance, when I was a little kid, he refused to let me take home a tennis ball I'd found in the street – just because it might have belonged to someone else. With all the lawyer jokes these days, it's hard for many of us to imagine that this kind of person would rise to such heights in a profession known for cutting ethical corners. That's why establishing such a program as this is so important – to show young layers that they can soar to the greatest heights on the wings of skill and honesty. Perhaps this is exactly the right time for 'old school lawyers,' like my father, to make a comeback – lawyers who care more about serving justice, and their clients, than racking up billable hours. But to succeed honestly, you have to have the skills to back you up, especially when the other side may not share your ethical determination. That is what this program is for.

"A prominent lawyer, Joseph Camarra, recently told me that Perry Fuller was, and I quote, 'Simply the most amazing trial lawyer I've ever seen.' When Perry tried a case, he said, 'Everyone knew with absolute certainty who was in control of that courtroom. It was Perry. It was always Perry. He taught us things that I'm still hoping I will be able to perfect, decades later.'

"As my father would add, I imagine, 'Nuf said. Let's get to work.'"

For more information about this fund or to make a donation please contact the University of Nebraska Foundation:

Angie Hohensee
(402) 458-1192
ahohensee@nufoundation.org

Ben Zitek
(402) 458-1241
bzitek@nufoundation.org

ALUMNOTES

1940s

• **Charles Thone, '49**, received the Public Service Award from the Nebraska State Bar Foundation. The award is given to a lawyer who has been, or is, in the employ of local, state or federal government for outstanding service in the performance of duty. He is also the co-author of the Nebraska chapter of *Lobbying, PACs and Campaign Finance: 50 State Handbook* published by West. He is senior principal in the Lincoln and Omaha offices of Erickson & Sederstrom. Thone was governor of Nebraska from 1979 to 1983.

1950s

• **Deryl F. Hamann, '58**, was inducted into the Omaha Business Hall of Fame. He is a partner in the Baird Holm Law Firm.

1960s

• **Richard E. Shugrue, '62**, professor emeritus at Creighton University School of Law, now lives in Prescott Valley, Ariz.

• **Larry D. Bird, '67**, is a partner in the Albion law firm Bird & Wright.

• **William D. Sutter, '67**, is associated with Svehla Law Offices in York and Aurora in an of counsel capacity. His practice areas include litigation, probate and estate planning and family law.

• **Kevin Colleran, '68**, was posthumously awarded the 2008 President's Professionalism Award by the Nebraska State Bar Association. The award recognizes exemplary conduct in the recipient's association with the public, colleagues and the legal community. Colleran was a long-time trial attorney with Cline, Williams, Wright, Johnson & Oldfather in Lincoln

and was a member of the American College of Trial Lawyers.

• **Robert O. Hippe, '68**, has joined the Scottsbluff office of the Robert Pahlke Law Group. Hippe served as district judge in the 12th Judicial District for 30 years.

• **Kent A. Schroeder, '68**, has been elected chairperson of the University of Nebraska Board of Regents. Schroeder is a partner with Ross, Schroeder & George in Kearney.

• **Patrick G. Rogers '69**, Norfolk, has retired as district judge from the 7th Judicial District after eight years on the district court bench. In the fall of 2008, Rogers was awarded the Nebraska Supreme Court's highest honor, the Distinguished Judge for Improvement of the Judicial System, for his willingness to assist the court system when needed.

1970s

• **Marilyn Hutchinson, '71**, was the 2008 recipient of the Outstanding Contributor to Women in the Law Award presented by the Women and the Law Section of the Nebraska State Bar Association. The award recognizes the lifelong accomplishments of an individual who has directly contributed to the active integration and participation of women in the Nebraska system of justice. Hutchinson served as an assistant attorney general in Nebraska's Department of Justice for more than 30 years.

• **Richard G. Kopf, '72**, wrote a blog that was included in *Green Bag's* list of outstanding legal writing from 2008 under the miscellany category. The blog, "The Top Ten Things I learned From *Apprendi*, *Blakely*, *Booker*, *Rita*, *Kimbrough*, and *Gall*, *Ohio State Journal of Criminal Law: Amici View from the Field* (January 2008), at <http://osjcl.blogspot.com>, is reproduced in *The Green Bag Almanac & Reader 2009*.

Kopf is United States District Court judge for the District of Nebraska.

• **John V. Hendry, '74**, was presented with the 2008 George H. Turner Award by the Nebraska State Bar Association. The award recognizes an individual for service to the Bar and Bench through unusual effort dedicated to furthering public understanding of the legal system, the administration of justice and confidence in the legal system. Hendry was recognized for his service as the chief justice of the Nebraska Supreme Court. He is currently city attorney for the City of Lincoln.

• **Paul W. Korslund, '74**, Beatrice, a Nebraska District Court judge, received the Distinguished Judge for Service to the Community Award from the Nebraska Supreme Court. He was recognized for being the first trial court judge in the state to preside over a televised jury trial.

• **Steven E. Achelpohl, '75**, was inducted into the International Academy of Trial Lawyers. The academy, which recognizes superior skills in trial and appellate advocacy, limits membership to 500 fellows from the United States. He also was elected to the board of the Nebraska Humanities Council. Achelpohl practices in Omaha.

• **William G. Blake, '75**, a partner at Baylor, Evnen, Curtiss, Gruit & Witt in Lincoln, has been selected for membership in the Owner's Counsel of America, composed of the most experienced eminent domain lawyers in the country. Membership is limited to one lawyer per state.

• **Kathryn M. Braeman, '75**, formerly an administrative judge for the Defense Office of Hearing and Appeals, is now a life



ALUMNOTES

coach, having completed 18 months of training to become a certified professional co-active coach (CPCC). A co-active coach does not provide an answer to clients' concerns but rather engages the clients in a dialogue to explore new horizons and strategies for more balance in life. While she continues to live in Washington, D.C., she often coaches by telephone, so she has clients from across the United States and around the world. Her Web site is www.thekatalystconnection.com.

- **Robert M. Hillis, '75**, has been elected president of the Nebraska State Bar Association. Hillis is a member of Yost, Schafersman, Lamme, Hillis, Mitchell & Schulz in Fremont.

- **Bruce W. "Biff" Warren, '75**, has received the 2009 John Marshall Award for Public Service from the Boulder County (Colorado) Bar Association at the Boulder County Legal Services Annual Luncheon. Warren is in private practice with Warren, Carlson & Moore in Niwot, Colo., and is managing editor of the *Left Hand Valley Courier*, a monthly community newspaper.

- **George D. Watson, '75**, professor of Justice Studies at Chadron State College, has received The Founder's Award presented by the School of Criminology and Criminal Justice at the University of Nebraska at Omaha. He was cited for his contribution to international education and to the London Studies Program, a partnership between UNO and Chadron State. Watson has also been appointed to serve on the development committee for the criminal justice test that is administered by the Educational Testing Service.

- **Robert F. Bartle, '76**, has been elected president-elect designate of the Nebraska State Bar Association. Bartle is a partner in the law firm of Bartle & Geier in Lincoln and teaches Advanced Trial Advocacy at the College of Law.

- **Kent R. Davy, '77**, editor of the *North County Times* in California, has been

named editor of the year for daily newspapers by the suburban Newspapers of America, a non-profit professional trade association.

- **Barbara Schaefer, '78**, was featured in the *Midlands Business Journal* as a Greater Omaha Area Woman of Distinction. Schaefer is the senior vice president of human resources for Union Pacific in Omaha.

- **Christie Schwartzkoph Schroff, '78**, has opened the law firm Schwartzkopf Schroff & Holmquist in Lincoln.

1980s

- **Marie Ashe, '80**, a professor of law at Suffolk University Law School in Boston, spoke at the Second Biennial Conference of the Canadian Initiative in Law, Culture & the Humanities at Carleton University in Ottawa, presenting a paper titled "Women Question(s) for Law & Religion: A Post-Pluralism Project." She also presented "Re-Reading *Reynolds*: Notes for the Post-Pluralism Project" at the annual meeting of the Association of the Study of Law, Culture and the Humanities in Berkeley, Calif.

- **Paul R. Elofson, '80**, has joined the Omaha law firm Fitzgerald, Schorr, Barmettler & Brennan as a member of the Litigation Group. Elofson has experience in civil, commercial and employment litigation and mediation.

- **Gerald J. Lavelle, '80**, has been appointed by New Mexico Governor Bill Richardson to the 2nd Judicial District Court in Albuquerque. Prior to his appointment, Lavelle was a domestic violence commissioner for the court.

- **Kim Robak, '80**, has been elected president of the Nebraska Humanities Council.

- **James L. Young, '81**, was elected president of the board of directors of the Minnesota Inventors Hall of Fame. The Minnesota Inventors Hall of Fame honors those Minnesota inventors who have made significant contributions to society through their inventive efforts. Young continues to practice intellectual property law at the Minneapolis law firm of Westman, Champlin & Kelly.

- **Robert A. Laughlin, '82**, was re-elected to the board of directors of the National Organization of Veterans Advocates (NOVA), a non-profit organization dedicated to representing disabled veterans and their dependents who are seeking VA benefits. Laughlin, who maintains a private practice in Omaha, has presented on VA law at NOVA and NOSSCR seminars across the country.

- **Donald L. Schense '82**, retired from the Nebraska Air National Guard after 25 years of service as the senior judge advocate assigned to Joint Force Headquarters for the state of Nebraska. He has a law office in Bellevue.

- **Patrick J. Barrett, '83**, has joined Fraser Stryker in Omaha as a shareholder and director. He practices in the firm's Labor and Employment Group.

- **David E. Copple, '83**, was named by Gov. Dave Heineman to serve as a member of the Nebraska Highway Commission. Copple is with Copple, Rockey & McKeever in Norfolk.

- **Stephen S. Gealy, '83**, has become a fellow of the American College of Trial Lawyers. He is a partner with the Lincoln law firm Baylor, Evnen, Curtiss, Grimit & Witt.

- **David G. Hartmann, '83**, has joined Yost, Schafersman, Lamme, Hillis, Mitchell & Schulz in Fremont. His practice emphasis is in corporate, commercial and business law; insurance and surety; construction law; wills and estates and litigation.

• **S.J. Lee, '83**, has joined the Anchorage, Alaska, law firm Mendel & Associates, where she focuses on family law and appellate practice services. She has practiced in Alaska since 1987.

• **Tami Buntgen, '84**, Minnetonka, Minn., has been named vice president and assistant general counsel of Carlson Wagonlit Travel.

• **Scott L. Gesell, '84**, Evergreen, Colo., has left American Residential Communities (ARC), where he served as executive vice president and general counsel, to enter the private practice of law.

• **Susan Tast, '86**, was one of 12 alumni from the University of Nebraska at Omaha College of Public Affairs and Community Service to receive alumni awards. Tast is a staff attorney for the Lancaster County Public Defender's Office and is a member of the Lancaster County District Court Drug Court team.

• **Patrick Carraher, '87**, has been named managing attorney of the Lincoln office of Legal Aid of Nebraska.

• **Michelle J. Oldham, '87**, has joined Seiler & Parker of Hastings as an associate, where her litigation practice focuses on family and juvenile law and criminal defense. She served as deputy Hall County attorney for 17 years.

• **James Overcash, '87**, a partner at Woods & Aitken in Lincoln, has been named by the United States Department of Justice Office for United States Trustees, a Chapter 12 standing trustee for Nebraska.

• **Amy Peck, '87**, of the Peck Law Firm in Omaha, has been elected to the board of governors for the American Immigration Lawyers Association. She received the group's President's Award for worksite enforcement.

• **Bradley J. White, '87**, has been elected chair-elect of the Nebraska State Bar Association House of Delegates. White

is a senior trust administrator with Wells Fargo Bank and maintains offices in Grand Island and Hastings.

• **James J. Orr, '88**, Valentine, has been appointed a county court judge for the 8th judicial district.

• **Melanie Whittamore-Mantzios, '88**, has been named a partner at the Lincoln law firm Wolfe, Snowden, Hurd, Luers & Ahl, where her practice emphasis is litigation involving insurance defense, personal injury and employment discrimination. She worked 15 years in the Nebraska Attorney General's Office practicing in a variety of areas.

• **Sally A. Rasmussen, '89**, has been named a partner by the Lincoln law firm Mattson, Ricketts, Davies, Stewart & Calkins. Her primary areas of practice include medical malpractice and professional licensure matters.

• **Joseph C. Vitek, '89**, has joined the Chicago firm Arnstein & Lehr as a partner in the Estate Planning & Probate Administration practice group. He is a member of the Chicago Estate Planning Counsel's membership committee.

1990s

• **Kathryn J. Derr, '90**, is the author of "Analyzing and Filing a Client's Chapter 7 Case," a chapter in *Chapter 7 Consumer Banking Strategies: Leading Lawyers on Communicating with Clients, Evaluating Alternatives, and Understanding the Current Consumer Bankruptcy Climate* published by Aspotore Books.

• **Michael J. Ourada, '90**, has joined Hamburg Medical Clinic. Dr. Ourada serves in the clinic's Hamburg, Iowa, and Tabor, Iowa, offices.

• **Mark A. Fahleson, '92**, was elected chair of the Nebraska Republican party.

Fahleson is a partner at Rembolt Ludtke in Lincoln.

• **James G. Kube, '92**, has been appointed to the district court bench for the 7th Judicial District. He was a partner and shareholder in the Stratton & Kube law office in Norfolk.

• **Chad Von Kampen, '92**, is a partner with Simmons, Perrine, Moyer & Bergman of Cedar Rapids, Iowa. The firm, created by the merger of two practices, is the third largest law firm in the state.

• **Phillip E. Pierce, '93**, has opened an office in Imperial. He also has an office in Ogallala and serves as Imperial city attorney. Pierce specializes in real estate, estate planning, probate and civil litigation.

• **Mark Roberts, '93**, is a partner with Simmons, Perrine, Moyer & Bergman of Cedar Rapids, Iowa. The firm, created by the merger of two practices, is the third largest law firm in the state.

• **Tammy K. Schendt, '93**, Broken Bow, Custer County attorney, was recognized by Lt. Gov. Rick Sheey for her service at the "Children Need Everyday Heroes" conference.

• **Christopher A. Vacanti, '93**, has opened Vacanti Shattuck, Attorneys in Omaha. The firm specializes in family law.

• **Amie C. Martinez, '94**, has been elected chair of the Nebraska State Bar Association House of Delegates. She has also been named a fellow in the American Academy of Matrimonial Lawyers (AAML). Martinez is a shareholder in the law firm of Anderson, Creager & Wittstruck in Lincoln and is chair of the Family Law Section of the NSBA.

• **Kelly T. Shattuck, '94**, has opened Vacanti Shattuck, Attorneys in Omaha. The firm specializes in family law.

ALUMNOTES

• **Ross A. Buntrock, '95**, has joined the Washington, D.C., office of Arent Fox as a partner. He focuses his practice on regulatory, litigation, privacy and transactional matters.

• **Heidi Hornung-Scherr, '95**, was featured in the *Lincoln Business Journal* as one of the 40 Under 40 award winners. Hornung-Scherr is a partner at Scudder Law Firm.

• **Anita L. Mayo, '95**, has joined Vacanti Shattuck, Attorneys in Omaha as an associate.

• **Christy Abraham, '96**, received the Robert M. Spire Founders Service Award from ACLU Nebraska. The award is given to a person who has demonstrated a long-standing period of service to protecting civil liberties in Nebraska. Abraham is legislative counsel for the Unicameral Government, Military and Veteran Affairs Committee.

• **Mike Borders, '96**, has accepted the position of Custer County public defender. He also engages in the private practice of law.

• **Kevin Lytle, '96**, recently founded the firm of Lytle, Cartwright & Smith with two of his former Kutak Rock partners. The firm is a boutique real estate transaction/finance firm located in Scottsdale, Ariz.

• **Amy Miller, '96**, the legal director of ACLU Nebraska, was honored at the YWCA of Lincoln's annual Tribute to Women banquet for her work opposing racism and sexism.

• **Robert Schafer, '96**, was named to the Nebraska State Bar Association Executive Council. Schafer is a partner at Carlson & Schafer in Beatrice.

• **Jeffery B. Lapin, '97**, has opened Lapin Law Office in Lincoln. The office handles personal injury, insurance and Social Security disability claims.

• **Rob Phillips, '97**, has joined PA Consulting Group, a global management, systems and technology consulting firm, as legal counsel. He provides general corporate governance guidance as well as managing legal affairs in the Americas for the firm's Global Energy, IP & IT and Life Sciences and Healthcare practices. Phillips, who previously owned a legal consulting firm, works out of both the Washington, D.C., and Denver offices.

• **Shari Thieman Greene, '98**, has been named one of the recipients of the Florida Bar President's Pro Bono Service Award. She has done considerable pro bono work in conjunction with Legal Services of North Florida, Northwest Florida Legal Services and the Escambia Santa Rosa County Bar Association for whom she has instituted and operated an annual bilingual free legal clinic. She has also worked through her church's Operation Provide Assistance program. Greene is a managing member at the Gulf Breeze, Fla., law firm of Bordelon, Greene & Lynchard, where her practice is focused on real estate-related litigation.

• **Jacqueline M. Tessendorf, '98**, a partner with Tessendorf & Tessendorf in Columbus and chair of the NSBA Young Lawyers Section, spoke at the ABA's Annual Meeting in New York on "Top Tips for Young Lawyers." She was also recognized for her role as chair of the Tort Trial and Insurance Practices Section's Government Law Committee for her promotion of diversity and for achieving a greater participation of women.

• **Kristin L. Crawford, '99**, is the co-author of the Nebraska chapter of *Lobbying, PACs and Campaign Finance: 50 State Handbook* published by West. She is vice president for legislative services for Kissel/E&S Associates in Lincoln.

• **Shannon L. Doering, '99**, published "Tinkering with School Discipline in the Name of the First Amendment: Expelling a Teacher's Ability to Proactively Quell Disruptions Caused by Cyberbullies at the

Schoolhouse," 87 NEBRASKA LAW REVIEW 630. He is vice president and general counsel for NEBCO, Inc. in Lincoln.

• **Jennifer R. Gaughan, '99**, has been named director of litigation and advocacy in the Omaha office of Legal Aid of Nebraska.

• **Troy F. Meyerson, '99**, became a shareholder and director at Fraser Stryker in Omaha.

• **Timothy J. Tuttle, '99**, published "Three's a Crowd: Why Mandating Union Representation at Mediation of Federal Employees' Discrimination Complaints is Illegal and Contrary to Legislative Intent," 62 *Air Force Law Review* 127. Major Tuttle serves as the chief of the Administration Litigation Branch-East, Labor Law Support Center, Air Force Legal Operations Agency in Rosslyn, Va.

• **David O. Washington, MLS '99**, is working for the Obama administration as associate director of the White House Office of Public Engagement in charge of public-private partnerships. The OPE serves as the "front door" to the White House through which the public can interact with the administration and vice-versa. Dr. Washington's responsibilities focus primarily on being lead liaison to the business community, foundation/philanthropic community and the sports/entertainment industries as they relate to philanthropic/pro-social activities.

2000s

• **Todd C. Kinney, '00**, became a shareholder and director at Fraser Stryker in Omaha. His areas of practice include insurance defense and self-insured litigation, commercial litigation, appellate practice, federal court litigation, personal injury and products liability.

• **David J. Tarrell, '00**, has joined McGough Law in Omaha as an associate.

His practice focuses on criminal defense and general litigation.

- **Michael J. Flood, '01**, as re-elected to the Nebraska Legislature where he is speaker.

- **Kevin L. Griess, '01**, an assistant attorney general in the Agriculture, Environment and Natural Resources Section of the Nebraska Attorney General's Office, was selected as a fellow in the Nebraska LEAD (Leadership Education/Action Development Program).

- **Jason A. Ossian, '01**, has joined the law firm of Douglas, Kelly & Ost diek in Scottsbluff as a shareholder. He has prior experience in family law, juvenile law, criminal defense and civil litigation.

- **Timothy J. Thalken, '01**, became a shareholder and director at Fraser Stryker in Omaha. His areas of practice include insurance defense and self-insured litigation, commercial litigation, appellate practice and energy and natural resources.

- **Nichole S. Bogen, '02**, has been named a partner at the Lincoln law firm Wolfe, Snowden, Hurd, Luers & Ahl. Her practice is focused on railroad law, employment law and commercial litigation.

- **Julie Karavas, '02**, has joined Baylor Evnen in Lincoln. She works in the firm's commercial practice group, focusing on estate and business planning and entity formation. Karavas received her Masters of Laws in Taxation from Denver University.

- **Joseph J. Kehm, '02**, has joined the Omaha law firm Locher, Pavelka, Dostal, Braddy & Hammes as an associate.

- **Cathy Trent-Villim, '02**, has joined Lamson Duggan & Murray in Omaha as an associate. She previously worked as in-house counsel for Berkshire Hathaway Homestate Companies.

- **Christine Vanderfod, '02**, was featured in the *Lincoln Business Journal* as one of the 40 Under 40 award winners. Vanderfod is an attorney in Lincoln who worked on establishing the Amber Alert notification system.

- **Caroline M. Westerhold, '02**, has been named a partner by the Lincoln law firm Baylor, Evnen, Curtiss, Grit & Witt. She practices primarily in workers' compensation and employment law.

- **Kory D. George, '03**, has been elected a partner at the Lincoln law firm Woods & Aitken where he concentrates his practice in the areas of commercial law and commercial litigation. He is the co-author of *Nebraska Construction Law*.

- **Nathan J. Gurnsey, '03**, has been elected a partner at the Lincoln law firm Woods & Aitken where he concentrates his practice in the representation of financial institutions in commercial loan transactions and businesses in real estate matters.

- **Kelly R. Hoffschneider '03**, has been named partner by the Lincoln law firm Mattson, Ricketts, Davies, Stewart & Calkins. His areas of practice include agricultural law, estate and business planning, real estate and civil litigation.

- **Sonya K. Koperski, '03**, was included in the Grand Island Chamber of Commerce's "35 Under 35" young professionals group. She practices with Leininger, Smith, Johnson, Baack, Placzek & Allen.

- **Daniel G. Van Gorp, '03**, has been elected state's attorney for Jackson, County, S.D. He remains a partner at the Kemnitz Law Office in Kadoka, S.D.

- **Lema Bashir-Boulghassoul, '04**, is a trial attorney at the United States Department of Justice in Washington D.C., working in the Voting Section of the Civil Rights Division. The section enforces several voting rights statutes, including the

Voting Rights Act of 1965 and the Uniformed and Overseas Citizens Absentee Voting Act of 1986. She married Younes Boulghassoul on June 21, 2008, in Harrisburg, Pa.

- **Jarrod Crouse, '04**, has joined Baylor Evnen in Lincoln. His practice focuses on personal injury defense, real estate, contract and estate litigation. Previously, he practiced law in Scottsbluff.

- **Andrew Faltin, '04**, presented a workshop, "The Application of Student Development Theory in Legal Education: Using Undergraduate Learning Theories of Chickering, Reisser and Gamson to Develop Law Students," at the Institute of Law Teaching and Learning conference at Gonzaga School of Law. Faltin is director of Student Affairs at Marquette University Law School in Milwaukee, Wis.

- **Nicholas M. Froeschl, '04**, has become a shareholder of the Lincoln law firm Morrow, Poppe, Watermeier & Lonowski. His areas of practice include family law, criminal defense and business planning.

- **Adam R. Hornung, '04**, was elected to an at-large seat on the Lincoln City Council. He is with Scudder Law Firm.

- **Kimberly J. Lanham, '04**, has joined Janklow Law Firm in Sioux Falls, S.D., where she continues to practice civil litigation.

Lanham and her husband welcomed their second child, a daughter, Avery Jo Lanham, on February 17, 2009.

- **Shane Perkins, '04**, has joined the law firm of Whelan & Scherr in Hastings. Perkins worked in Washington, D.C., prior to moving to Hastings in 2007 to serve as deputy Adams County attorney.



ALUMNOTES

• **Julianne McHale Spatz, '04**, has been elected to membership in the Lincoln law firm Kinsey, Rowe, Becker & Kistler. She concentrates her practice in probate law and estate planning, guardianships, immigration, civil and business law.

• **Karen Weinhold, '04**, has become a principal and shareholder in the Omaha law firm Engles, Ketcham, Olson & Keith. Her practice focuses on insurance defense, insurance coverage and negligence cases.

• **Stacie Goding, '05**, has joined the law firm of Whelan & Scherr in Hastings. Previously Goding worked in private practice in Grand Island. Her practice focuses on wills, trusts and estate planning, business formation and planning, contracts, real estate and bankruptcy.

• **John M. Lein, '05**, married Natalie Quick on October 25, 2008, in Arvada, Colo. Lien is a real estate attorney with Sherman & Howard in Denver.

• **Alisa M. Rosales, '05**, is the associate director of Career Services at the DePaul University College of Law in Chicago. She most recently served as the assistant director for public interest at the University of Notre Dame Law School.

• **Tyler S. Wirick '05**, has joined Zarian, Midgley & Johnson, a law firm specializing in intellectual property, as an associate in its Boise, Idaho, office.

• **Sophia M. Alvarez, '06**, has joined Yeagley Swanson Murray in Kearney as an associate.

• **Jerod Trouba, '06**, was married to Sarah Pillen on Dec. 6 in Lincoln. Trouba is an attorney with Fankhauser, Nelsen & Werts in Nebraska City.

• **Heather B. Veik, '06**, has joined the Omaha office of Erickson Sederstrom as an associate with a practice in litigation.

• **Elise M. Woita White, '06**, was awarded the Citizen Meritorious Conduct Award by Lincoln Police Chief Tom Cassidy. The award recognized her extraordinary efforts in aiding an elderly woman who had been removed from the country against her will.

• **Matthew D. Baack, '07**, has joined Seiler & Parker of Hastings as an associate. His areas of practice are business and estate planning and real estate.

• **Jonathan R. Brandt, '07**, has joined the Carney Law Firm of Norfolk as an associate. His practice focuses on criminal defense, litigation and family law.

• **Joseph A. Kishiyama, '07**, has joined Chaloupka, Holyoke, Hofmeister, Snyder & Chaloupka in Scottsbluff as an associate. His practice focuses on estate and gift planning, estate and trust law, taxation, real estate and business law.

• **Nicole Seckman Jilek, '07**, has joined Abrahams, Kaslow & Cassman in Omaha as an associate, where she focuses her practice on litigation.

• **Jesse W. Weins, '07**, published "Employer Funding of Fertility Awareness Training: An Acceptable Alternative to Mandated Prescription Contraceptive Coverage in Employee Benefits," 12 *Michigan State University Journal of Medicine & Law* 321.

• **Darren S. Wright, '07**, is a partner in the Albion law firm Bird & Wright.

• **Joseph M. Aldrige, '08**, has joined Wolfe, Snowden, Hurd, Luers & Ahl in Lincoln as an associate.

• **Krista M. Carlson, '08**, has joined Wolfe, Snowden, Hurd, Luers & Ahl in Lincoln as an associate.

• **Nicholas N. Clatterbuck, '08**, has been named an associate in the Omaha law firm Kutak Rock in the corporate department.

• **Jeffrey Ens, '08**, has joined the Lieske Law Firm in Minden. His practice concentrates on criminal defense, divorce, probate, real estate, business organization and adoption.

• **Kristin M.V. Farwell, '08**, has joined Koley Jessen in Omaha as an associate. Her focuses are litigation and trial practice.

• **Ross Gardner, '08**, has joined Jackson Lewis (formerly Berens & Tate) in Omaha as an associate. His practice areas include HR policies and audits and litigation.

• **Erin Gerdes, '08**, has joined Woods & Aitken in Lincoln as an associate. Her practice areas include commercial litigation, construction law and labor and employment law.

• **Daniel J. Hill '08**, has joined Stinson, Morrison & Hecker in Omaha as a business litigation associate.

• **Brittani Lewitt, '08**, is a staff attorney with Legal Aid of Nebraska.

• **Natalie G. Nelson, '08**, has joined Dier, Osborn & Cox in Holdrege as an associate.

• **Joshua K. Norton, '08**, has joined Koley Jessen in Omaha as an associate. He is practicing within the business/general counsel and mergers and acquisitions practice groups.

• **Kelly J. Watson (Churchill), '08**, has joined Marks, Clare & Richards in Omaha as an associate. Watson practices in the areas of estate planning and probate, real estate law and corporate law.

IN MEMORIAM

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

1940s

- **F.M. “Jack” Parker, ’47**, died January 7, 2009, at age 88. He was awarded a Purple Heart and a Silver Star while serving in Europe during World War II. He practiced law in Kearney.

1950s

- **Robert J. Steininger, ’53**, died February 13, 2009, in Milwaukee, Wis., while recovering from heart surgery. He was 85 years old. Before enrolling at the College of Law, he taught school in a one-room school house. He served in the Army Infantry during World War II and fought in the Battle of the Bulge. He received a Masters in Law degree from Harvard University. He practiced as a corporate attorney for Bucyrus Erie and Meldinger & Associates in Milwaukee. In his later years, in private practice, Steininger was known a fierce defender of social justice who devoted his time to representing the underprivileged.

- **Robert Skochdopole, ’54**, died March 1, 2009, at age 84 in Kansas City. Skochdopole served in the Navy in World War II and the Korean War. He was partner

at the now-dissolved firm of Kennedy, Holland, DeLacy & Svoboda, and moved on to a partner position at Lamson, Dugan & Murray in Omaha, from which he retired in 2005. Skochdopole argued a case before the U.S. Supreme Court in 1981. He moved to Kansas City from Omaha with his wife of 58 years in 2006.

- **Eleanor Knoll Swanson, ’54**, died February 17, 2009, at age 84. In 1953, Swanson was part of the only College of Law team to ever win the National Moot Court Competition. She was one of the first 100 women lawyers in Nebraska. She practiced family law from a home office and was the first woman to be appointed chair of the Family Law Committee of the Nebraska State Bar Association. She had a particular interest in adoption law.

- **Dean E. Hascall, ’58**, died November 16, 2008. After law school, Hascall served as legal counsel for the Hinky-Dinky grocery store chain before opening his own practice in Bellevue in 1966.

1960s

- **Robert Paul Chaloupka, ’68**, died February 19, 2009, at age 65, after a battle with cancer. After two years in the Army, he joined the Scottsbluff law firm headed by R.M. Van Steenberg. At the time of his death, the firm was known as Chaloupka,

Holyoke, Hofmeister, Snyder, Chaloupka & Longoria. He was president of the Nebraska Association of Trial Attorneys and a member of the International Association of Barristers and the American College of Trial Lawyers.

1970s

- **Regina “Gina” C. Dunning, ’76**, died December 24, 2008, at age 60. Dunning held several positions in state and local government, including director of social services, legal counsel for Health and Human Services Committee of the Nebraska Legislature, director of regulations and licensure for Health and Human Services, chief of staff for the mayor of Lincoln and director of the Lincoln/Lancaster Area Agency on Aging.

1990s

- **Aimee J. Haley, ’97**, died suddenly February 13, 2009, at the age of 38, in Omaha. Haley was a partner at the Omaha law firm of Fullenkamp, Doyle & Jobeun and was a Nebraska State Bar Association House of Delegates member. Haley was pregnant with a daughter to be named Gretchen who also passed away.



SAVE THE DATE!

COLLEGE OF LAW

2009 ALL SCHOOL REUNION

**With Special recognition for the classes of:
1949, 1959, 1969, 1979, 1984 & 1999**

Friday, September 25, 2009

All School Cocktail Reception & Open House
College of Law

Dinner for the Honored Classes
Country Club of Lincoln

Saturday, September 26, 2009

Football
Nebraska vs. Louisiana-Lafayette

Notes:

Hotels fill up fast! Book Early!

*We are compiling a tentative list of attendees,
so if you would like to attend,
please e-mail Sharon Braun at sbraun1@unl.edu*

*Questions? Contact Sharon at
(402) 472-8375 or sbraun1@unl.edu*

**If you would like to plan a dinner for your class, and you are not an honor year,
please contact Sharon for a list of your classmates.*

2008 HIGHLIGHTS



Left: Class of 1958 (Back Row): Deryl Hamann, John McElhaney, Charlie Wright, Dwain Jones and Donald Sampson. (Front Row): Sidney Sweet, E. Dean Hascall and William Dill; Above: Members of the Class of 1978 (L to R): Jane Nerison, Christie Schwartzkopf Schroff, and Gigi & Matt Dalton.

THE LL.M. TRANSCRIPT

THE
SPACE AND
TELECOM LAW LL.M.
CLASS OF

2009

LL.M. TRANSCRIPT

April Greene Apking



April Greene Apking was born and raised in New York State and has lived in Wisconsin, Maine, Ohio and Texas. She currently lives in Denver, Colo., with her husband, John Christopher, and son, Valyn. She received her A.S. in Business Administration from Finger Lakes Community College and her B.A. from William Smith College in Comparative Literature. She was a Phi Beta Kappa member, on the dean's

list and won several writing awards. Apking spent two summers engaged in Russian language studies at Middlebury College and did graduate studies at the University of Wisconsin-Madison in Slavic Languages and Literature. She received her J.D. from the University of Colorado School of Law. While in law school, Apking published her student note, "The Rush to Develop Space: The Role of Spacefaring Nations in Forging Environmental Standards for the Use of Celestial Bodies for Governmental

and Private Interests," in the *Colorado Journal of International Environmental Law and Policy*, for which she also was a notes and comments editor.

During law school, Apking was a member of the Philip C. Jessup International Law Moot Court Team and chaired her school's moot court board. She won the Legal Aid and Defender Award in her final year. Her legal experience includes two years as a student attorney in the Immigration Law Clinic at the University of Colorado; clerking for an immigration attorney while in school; practicing at a small immigration and consumer protection firm in Wheat Ridge, Colo.; and doing contract work for a small general practice firm in Denver. She also clerked for the Honorable José D.L. Márquez and the Honorable Nancy J. Lichtenstein of the Colorado Court of Appeals.

At the Space and Telecommunications Law LL.M. program, Apking was a member of the Law College's Manfred Lachs Space Law Moot Court Team. Her research project was space debris and the need for international and/or national regulation regimes. With the increase of satellite and other space traffic and the increasing potential for the creation of space debris, there are advantages and disadvantages to having both international and national regimes to not only control the creation of space debris, but also for fixing problems that arise from space debris.

Apking is interested in a career in international law. Her overarching goal is to work in the space field, emphasizing inter-governmental work, trade or regulatory compliance, wherever that may take her.

Vicki Ann Belleau

Vicki Ann Belleau is a native of Abrams, Wis. At the Space and Telecommunications Law LL.M. program, she was a member of the College of Law team that participated in the Manfred Lachs Space Law Moot Court Competition. Her research project was defending "cyberspace" and its impacts on international law and space law. Now that she has graduated from the program, Belleau will go to her next assignment with the United States Air Force.

A captain in the United States Air Force, Belleau received her commission through Direct Appointment in April 2002. Her first assignment as a judge advocate was to the legal office at Minot Air Force Base in North Dakota where she served as the chief of military justice and the chief of adverse actions. In June 2004, she was selected to become the area defense counsel at Minot AFB. She was responsible for managing the office and providing defense legal services for military personnel at Minot AFB and throughout the then Central Circuit. In September 2005, Belleau served as an appellate defense counsel representing Air Force members before the Air Force Court of Criminal Appeals, the United States Court of Appeals for the Armed Forces and the Supreme Court of the United States.

In 2001, Belleau obtained her Juris Doctorate at Howard Univer-

sity School of Law. During law school she was involved in DC Law Students In Court. She also was the co-captain of the Charles Hamilton Houston National Moot Court Team. She received her Bachelor of Arts from the University of Wisconsin-Madison, with a dual major in Behavioral Science and Law and Afro-American Studies. She also received a certificate in Criminal Justice. Belleau has always been active in community service activities. While in Lincoln, she volunteered her time at the Capital Humane Society.



Ashley Broin



Ashley Broin grew up in a military family, living all over the United States and overseas. She did her undergraduate studies at Utah State University, with a dual major in Law and Constitutional Studies and History. She attended law school at Creighton University School of Law.

She clerked for a general practice firm

in Omaha, Neb., during law school, while being involved in many law school organizations and serving as a member of the moot court and client counseling boards. She is the sales and marketing vice president for Purple Cane Road Root Beer, a small root beer company in Omaha. At the Space and Telecommunications Law LL.M. program, she researched space traffic — controlling and directing traffic in space. As space becomes more commercialized and congested, the need for an international standard or agreement establishing the “rules of the road” in space is necessary.

Broin is interested in staying in Omaha or going back east to the Washington D.C./ Northern Virginia area. She would like to work in the space field, as it is the last frontier as well as a dynamic field that is quickly developing domestically and internationally and which has the potential to change the world.

Julie Jiru

Julie Jiru grew up mostly in Florida and Texas. She is a graduate of the University of Texas at Austin where she earned a B.S. in Advertising—Creative Sequence. While there, she was a member of the UT Ballroom Dance Team and became a National Collegiate Ballroom Dance Champion in Tango. While attending South Texas College of Law in Houston, Texas, she graded on to her school’s law review in which she has been published twice—including a space law comment entitled “Star Wars and Space Malls: When the Paint Chips Off a Treaty’s Golden Handcuffs.” She earned the Fred A. Lange Memorial Award for Best Article on Real Property and gained legal experience through clerking for the Harris County Attorney’s Office, serving as a judicial clerk for the Honorable Jane Bland at the 281st Judicial District Court. She later clerked at the law firm Coats, Rose, Yale, Ryman & Lee. While studying abroad in Malta, she was able to travel through Italy and visit Greece. After graduating Summa Cum Laude, she became a judge advocate general in the United States Air Force.

While in the Air Force, Jiru prosecuted cases, served as a special assistant U.S. attorney and was the chief of military justice and claims at Brooks City-Base. She also served on a panel and presented a speech concerning military quarantine law for the Bioterrorism and the Law Conference held at St. Mary’s University School of Law. In her second assignment, she served as the area defense counsel for Incirlik Air Base in Turkey. While there, she assisted well over 100 clients stationed at air bases in Turkey, Germany, Italy and Spain, and troops deployed to Iraq, Saudi Arabia, Qatar and Afghanistan. She also traveled to Italy and Germany for court-martials. After her overseas tour, she became a government procurement

attorney for Combatant Commander Command and Control Intelligence, Surveillance, and Reconnaissance Systems at the Electronic Systems Center Headquarters at Hanscom Air Force Base. During this assignment, she independently analyzed multimillion dollar Department of Defense procurement contracts in the following areas: satellite, telescope and radar surveillance, intelligence and reconnaissance systems; information technology; and telecommunications.

At the Space and Telecommunications Law LL.M. program, Jiru’s thesis focused on changes to the laws, policies and company practices needed to strengthen the U.S. commercial space industry and increase its global competitiveness. She hopes to use her specialized degree and her military/procurement experience in a position working with space or telecommunications systems.



LL.M. TRANSCRIPT

Jeffrey Nosanov

Ever since his childhood in Los Angeles, Jeffrey Nosanov has dreamed of helping mankind further explore outer space. After the prize-winning flight by Scaled Composites in 2004, Nosanov decided to attend law school and pursue a career in Space Law. Although no formal education in Space Law existed at the time, he felt with great certainty that the world would someday recognize the need for space lawyers. While attending New York Law School, his hopes were validated when he learned of the College of Law's Space and Telecommunications Law LL.M. program.

For his thesis, Nosanov has compiled the history of ITAR (International Trade in Arms Regulations) and cataloged the current and historical obstacles to effective ITAR reform. He has immensely enjoyed the opportunity to expand his knowledge of Space Law and was pleased to discover a new-found interest in Telecommunications Law. Following graduation, Nosanov intends to pursue a career in consulting for the space and defense industries.

Nosanov received a B.A. degree in Environmental Analysis and De-

sign from the University of California-Irvine in 2004. He was awarded a New York City Public Interest Fellowship in 2007. His employment experience includes serving as a contract review intern for the City of New York; an employment law litigation intern at the Ottinger Law Firm; a corporate law intern at 4Frontiers, Inc.; a system administrator at Periconi, LLC and a GIS analyst for the City of Irvine, Calif.



Charles J. Stoltz



Charles J. Stolz is a 1984 graduate with Distinction from the University of Iowa College Of Law in Iowa City, Iowa. He was born and raised in Iowa. At the Space and Telecommunications Law LL.M. program, Stolz was active in the International Law Student's Association where he was a LL.M. represen-

tative to the association.

Stolz has worked in litigation throughout his career. He has presented approximately 180 cases to juries in both criminal and civil litigation. He also litigated many non-jury trials. He has also worked in banking and insurance law. Stolz became interested in the Space and Telecommunications Law LL.M. program after working for three years for a national company that specializes in services to cellular companies including siting, leasing and government permitting and environmental evaluation. He has worked with AT & T Mobility, T-Mobile, Cricket and General Dynamics.

Stolz hopes to work in the telecommunications industry as he finds the dynamic and fast-paced industry challenging. He believes the new information age will become even a larger part of all our lives.

For more information about the Space and Telecom Law LL.M. program at the University of Nebraska College of Law, go to <http://spaceandtelecomlaw.unl.edu>

Jessica S. Tok

Jessica S. Tok was raised in Nebraska but spent much of her childhood traveling both domestically and internationally to places such as Hong Kong, China, Malaysia, England and Costa Rica. She completed her undergraduate studies at the University of Nebraska-Lincoln in Biological Sciences, but decided that dredging lakes for algae was not entirely passion-inspiring. While attending the College of Law, she took an introductory Space Law class, which eventually led to her entering the Space and Telecommunications Law L.L.M program.

During law school, Tok enjoyed clerking for multiple government organizations such as the U.S. Army and the U.S. Air Force Judge Advocate General (JAG) Corps, where she worked with the administrative, criminal and claims departments. She also interned with U.S. District of Nebraska Judge Laurie Smith Camp, where she wrote diverse memoranda and participated in court. She has served as a research assistant for Dr. Frans von der Dunk. As part of an ongoing project between the College of Law and the Association of Space Explorers, Tok was the editor of “Asteroid Threats: A Call to Global Response,” a multilateral policy report currently under consideration by the United Nations. In that capacity, she has worked alongside a panel of high-level astronauts, ambassadors and academics.

Tok currently works for the U.S. Strategic Command (USSTRAT-

COM) in the Global Innovation and Research Center, where she is researching implementation and deployment of information & communication technologies in developing countries. For her thesis, she compared arms control laws between the U.S. and Europe, specifically focusing on ITAR and Wassenaar. Outside of school, Tok is on the executive board of several legal societies, and she participates in community organizations such as the University of Nebraska Alumni Foundation’s Cather Circle and other projects.

