

We welcome your letters about *UVA Lawyer* or other matters related to the Law School and may, with your permission, publish all or a portion of them. Please send them to Cathy L. Eberly, editor, at 580 Massie Road, Charlottesville, VA, 22903, by fax to 434-296-4838, or by e-mail to lawalum@virginia.edu.

Dear Ms. Eberly:

I read with great interest the dialogue on your “Inbox” page in the Fall 2001 issue of *UVA Lawyer* between fellow alum David Vance and Professor Doug Leslie regarding the coverage and content of Professor Leslie’s CaseFile Method of teaching some courses at the Law School. First, I believe it to be a wonderful sign of the academic and intellectual vitality of the Law School, and the magazine, to allow a dialogue on a method of teaching that clearly has at least one detractor. By allowing that dialogue to take place on the pages of our alumni magazine, those of us who are no longer in Charlottesville can continue to see the vibrancy of the intellectual debate that makes up our beloved alma mater.

Second, as for the content of that dialogue, I must not let the opportunity this letter provides slip by without commenting on the exchange of letters regarding the CaseFile method. While I applaud the magazine for printing the dialogue, I strongly disagree with the analysis of the CaseFile method that is written by Dr. Vance. I had the great fortune of taking Health Care Law from Professor Leslie in the first semester he taught the course using the new method. While different at first, it quickly became one of the greatest academic experiences of my Virginia career. Doug Leslie has created a legal teaching method that values academic discourse over simple memorization. Especially in courses like Health Care, where real-life legal decisions are made on sometimes rapid timetables, the method that Doug Leslie

has created allowed me to get the benefit of the legal doctrine of the field, while also having far greater intellectual cross-dialogue within the class.

I disagree with Dr. Vance’s suggestion that the CaseFile method does not teach one how to analyze a case. In fact, it prepares one extremely well to analyze a real-life set of legal and factual circumstances that practitioners of the law face every day. It allows the development of real-life legal skills in a classroom setting that is moderated by someone who combined both legal doctrine and intellectual debate. Virginia’s broad amount of classes allows one to take both traditional case method courses and CaseFile method courses. This broad spectrum of courses allows one to be better prepared to face the legal community with the skills that are required today.

Not only did I not feel “sold out” (Dr. Vance’s words), I felt far better prepared to practice. Doug Leslie’s method of teaching—allowing students to discuss case facts and the law surrounding them while providing helpful guidance through the material—is exactly the structure of clerkships and good law firms: experienced legal minds guiding the learning process. I am a better lawyer today because I studied under Doug Leslie.

Congratulations again to the magazine for being willing to allow this dialogue. Another reason why Virginia is the number one law school in the nation.

Sincerely,
Bill Baroni '98

Class Notes

Send Us Your News

It's never been easier to tell us the important things that happen in your life! We welcome e-mail submissions for inclusion in *Class Notes*. **Online**, send them to www.law.virginia.edu/alumni; **E-mail** them to lawalum@virginia.edu, **mail** them to *UVA Lawyer*, University of Virginia School of Law, 580 Massie Road, Charlottesville, VA 22903; or **fax** them to 434/296-4838. Please send your submissions by October 1, 2002 for inclusion in the fall issue.

1940

In addition to **Joseph N. Myers's** cruise along the Mexican Riviera, he took another through the Caribbean, including the Panama Canal, over the holidays. The retired judge lives in Indianapolis, IN.

1942

Carrington Williams is a Civil War buff who serves on the boards of trustees of the Civil War Preservation Trust and the Shenandoah Valley Battlefields Foundation. He also serves on the board of the Smithsonian's National Air and Space Museum. Although retired from law practice with McGuireWoods LLP, he continues to frequent his Tysons Corner, VA, office.

1946

Morton B. Spero writes that after fifty-five years and four months, he retired on November 1, 2001, from the practice of law. He lives in Petersburg, VA.

1948

Howell Cobb has senior status as a U.S. district judge for the Eastern District of Texas, but he writes that his "caseload has not decreased because the Senate has not confirmed my successor." When his successor is confirmed, Cobb will decrease his case load by one-third.

Howard E. DeMuth, Jr., took "a very enjoyable" trip to Nantucket Island and to Tanglewood for a concert. "We took our family of twenty-two to Capon Springs, WV, for an old-style vacation," writes DeMuth, who lives in Baltimore, MD.

1950

A. Obie Stewart exhibits his sense of humor by writing that he is "getting older and more forgetful every day." He is retired from practicing law with Gunster, Yoakley & Stewart, PA and lives in West Palm Beach, FL.

1952

J. Lyndal Hagemeyer describes 2000 as a banner year during which he celebrated the birth of his sixth grandchild, took a trip to Switzerland, and completed a book, *An Abundance of Luck*, a recollection of a World War II infantry replacement. He lives in Lakeside Marblehead, OH.

Warren I. Titus writes that his firm, Payne, Wood & Littlejohn, in Melville, NY, merged with Farrell Fritz on June 1, 2001. He continues as counsel to the new firm, Farrell Fritz.

1957

M. Scott Brodie is a major general in the North Carolina State Guard. He is retiring as senior

vice-president in Bank of America's Private Banking Department in Charlotte, NC, but says he will probably continue his financial career as a member of a small group of investment advisors in Charlotte.

1958

Jim Atkin and his wife Dottie have retired to Charlottesville from San Francisco, where Jim was a partner with Pillsbury Madison & Sutro LLP (now Pillsbury Winthrop LLP). The couple hopes to hear from friends at jimatkin@adelphia.net.

Oscar "Mike" Gottscho writes that the memory of his late Law School classmate, **Garret Schenck**, was honored through the establishment of the Garret Schenck Mentor's Chair at Deerfield Academy in Massachusetts, where Schenck attended prep school. Funded by one of Schenck's Deerfield classmates, the chair has been awarded to Lawrence M. Boyle, master swimming coach, longtime teacher, and dorm master at Deerfield, who knew Schenck as a student.

1962

Cecil D. Quillen, Jr., and Ogden Webster are co-authors of a study, "Continuing Patent Applications and Performance of the U.S. Patent and Trademark Office," published in the August 2001 *Federal Circuit Bar Journal*. The study documents the patent office's lack of rigor in granting patents.

1964

C. R. "Bob" Zelnick writes that in addition to being "the proud papa of a current first-year [Virginia] law student, Dara," he has left ABC News, where he was an executive and correspondent for twenty-one years, to become a professor in the College of Communications at Boston University. He currently chairs the Department of Journalism. In February Zelnick traveled to Munich for the annual "Wehrkunde" Security Conference.

1965

Everette G. "Buddy" Allen, Jr., writes that he has "embarked on a new adventure." After thirty years with Hirschler Fleischer, A Professional Corporation, in Richmond, VA, including serving as chairman and senior partner, he has left the firm "on marvelously friendly terms" to form Allen & Allen with his son, E. G. Allen III. Because of alliances with larger firms, Allen writes that he expects the new firm to represent ably large clients and handle complex matters, particularly litigation. He writes: "You *can* teach an old dog new tricks."

Michael Engers Callaway of Bell and Associates, PC in Cleveland, TN, is a fellow of the American Bar Foundation. The fellows are a group of practicing lawyers, judges, and law teachers whose professional, public, and private careers have demonstrated outstanding dedication to the welfare of their communities and to the highest principles of the legal profession. Callaway is a member of the American College of Trial Lawyers, the Tennessee Defense Lawyers Association, the Tennessee Academy of Hospital Attorneys, the Tennessee Bar Foundation, and the International Association of Defense Counsel.

1966

Edgar F. "Hike" Heiskell III is of counsel to Michie, Hamlett, Lowry, Rasmussen and Tweel, PC in Charlottesville, VA. His litigation experience in sport utility vehicle rollover cases against Ford Motor Company is recognized in the recently released book by Carl T. Bogus, *Why Lawsuits Are Good for America*, (NYU Press, 2001). Heiskell is also a permanent member of the Fourth Circuit Judicial Conference.


Peter M. Kilcullen describes himself as "semi-retired," although he manages a solo legal practice in Alexandria, VA, where he can walk to work. After twenty-five years of operating Kilcullen, Wilson and Kilcullen, Chtd. in Washington, D.C., Kilcullen continues to focus on government contract law. "I look forward to a

New Year Brings Variety of Alumni Events

THE LAW SCHOOL KICKED OFF ANOTHER YEAR OF alumni events with a reception on January 3, 2002, for **New Orleans-area** alumni and alumni in law teaching who were in the Crescent City for the annual Association of American Law Schools conference.

In his first alumni event as dean, **John C. Jeffries, Jr. '73**, joined sixty alumni from the **Atlanta, GA**, area for the group's annual luncheon at the Four Seasons Hotel on January 24, 2002.

Later that day, Dean Jeffries traveled to **Birmingham, AL**, where twenty-five alumni and guests braved a driving rainstorm to meet him at a Summit Club reception sponsored by **Mike Denniston '89**.

More than seventy alumni and guests gathered in the atrium of **Richmond's** Old City Hall on February 21, 2001, for a reception sponsored by **C. Flippo Hicks '52**. Dean Jeffries introduced the assembled guests to the newly updated Virginia Loan Forgiveness Program. The program forgives some or all of the Law School loan debt incurred by graduates who enter public service legal positions or take private-sector positions in areas of Virginia traditionally underserved by lawyers. 



Reception co-host Penny Kyle '79 welcomes Lewis Powell III '78 to the Richmond event.



From left: Godfrey Pinn '98, Shannon Pierce '01, and Edward Parker '52 enjoy the Richmond alumni reception.

From left: reception co-host Julious Smith, Jr. '68, joins C. Grice McMullan, Jr. '67, and Malcolm Ritsch, Jr. '66, in the atrium of Richmond's Old City Hall.



recovering stock market,” he writes, “so that I can fully retire!”

Roy C. Young is president and CEO of Young, Van Assenderp, Varnadoe & Anderson, PA in Tallahassee, FL. He has served in this position for the past thirty-five years. He is also general counsel of the Florida Chamber of Commerce. Young sits on the boards of SunTrust North Florida, the Pepper Foundation, and the American and International Seniors Golf associations. He and his wife Rose Marie have two children and three grandchildren.

1967

Gerald L. Baliles is a winner of the Virginia Bar Association’s (VBA) Distinguished Service Award, which recognizes exceptional service to the bar and the public at large. The award is considered the association’s highest honor and is presented periodically to deserving recipients. A former governor of Virginia, Baliles is a former member of the VBA Executive Committee, former chair of the Committee on Special Issues of National and State Importance, and a current member of the Business Law, Transportation Law, and Environment, Natural Resources, and Energy Law Sections. He is a partner at Hunton & Williams, where his practice focuses on aviation, trade, and transportation law.

Gerald E. McDowell lives in Chatham on Cape Cod, MA, where he moved after retiring in April 2001 after thirty-four years with the U.S. Department of Justice.

1968

Robert L. Brown is in his eleventh year as a justice on the Arkansas Supreme Court. He lives in Little Rock.

S. Brooke Taylor is treasurer of the Washington State Bar Association board of governors. He chairs the Budget and Audit Committee, which oversees the annual budget of nearly \$14 million.

In addition to serving as a Clallam County Superior Court commissioner, Taylor is also a partner at Platt Irwin Taylor, with offices in Port Angeles, Port Townsend, and Sequim. His practice focuses on plaintiffs’ personal injury, civil litigation, estate planning, and probate matters. He is also a past president of the Clallam County Bar Association, director of the Clallam-Jefferson Public Defender Board, a member of the City and County Jail Commission, and coordinator and instructor of the Port Angeles People’s Law School. A former Clallam County prosecuting attorney, he was named the county’s “Citizen of the Year” in 1999.

1969

Gilbert K. Davis is chairman of the board for YorktownUniversity.com and chairman of the Center for Law and Accountability. He is also a senior partner in Davis & Associates, LLC in Fairfax, VA.

William R. DeLorenzo is a judge on the Superior Court of New Jersey. He lives in Saddle River.

1970

S. Martin Tell, Jr., is serving his second fourteen-year term as U.S. bankruptcy judge for the District of Columbia. He was appointed by the U.S. Court of Appeals for the District of Columbia Circuit.

1971

William P. Boswell is chairman of the North American Energy Standards Board (NAESB). A public-private partnership with the U.S. Department of Energy, NAESB sets commercial market standards and model business practices for the natural gas and electricity industries in the United States, Canada, and Mexico. In 2001 Boswell chaired the Gas Industry Standards Board, which he helped transform into the more broadly based energy entity. He is a partner in McGuireWoods LLP in Pittsburgh, PA.

Thomas H. Bottini and his wife **Cynthia Bottini '73** write that their son, John, is a first-year student at the Law School this year. The Bottini family lives in St. Louis, MO, where Thomas chairs the International Department of Armstrong Teasdale, LLP.

Rebecca S. Bromley is a district judge in the Fourth Judicial District serving El Paso and Teller counties in Texas. An El Paso County court judge since 1985, Bromley is a former district court referee.



Ivan H. Rich is counsel to Stites & Harbison PLLC in Lexington, KY. His practice focuses on labor and employment matters.

1972



Steven M. Edwards is chair of the New York State Bar Association's 587-member Antitrust Section. The group publishes material related to antitrust law; sponsors conferences, seminars, and institutes; monitors legislation; conducts studies; and contributes to policy in the field. Edwards is a partner in Hogan & Hartson LLP in New York, where his practice focuses on commercial litigation.

Barry J. Levin and his partner are owners of Beringer & Company, which they formed after their former business was sold to First Union Corporation in 2000. Beringer & Company provides strategic consulting, investment banking, and independent investment advisory services to family businesses, middle-market companies, families, and individuals. In April 2001 Levin and his partner formed Crowe Financial Advisors LLC with Crowe Chizek and Company LLP, the nation's eighth largest

accounting firm, to provide independent investment advisory services to clients, other businesses, individuals, families, and foundations.

Robert Sugarman is a member of the College of Labor and Employment Lawyers. In 2001 he was in the first group of lawyers certified by the Florida State Bar in labor and employment law. He practices with Sugarman & Susskind PA in Miami.

Roland Vaughan continues to enjoy retirement. In addition to taking classes at George Mason University and attending several Elderhostel programs on the West Coast, the retired administrative judge for the Social Security Administration writes that he is "looking forward to our thirtieth reunion." He lives in Annandale, VA.

1973

Cynthia Bottini and her husband **John Bottini '71** write that their son, John, is a first-year student at the Law School this year.



Charles S. Robb is a member of the board of trustees of the MITRE Corporation, a non-profit national technology resource that provides systems engineering, research and development, and information technology support to the U.S. government. MITRE has principal locations in Bedford, MA, and McLean, VA. Currently a member of the faculty at George Mason University, Robb is a former U.S. senator, governor of Virginia, and member of the firm Hunton & Williams.

Robert Strand's daughter, Megan, is now in her second year in U.Va.'s College of Arts and Sciences. Strand's Law School classmate and fellow Honolulu, HI, resident, **J. Stephan Street**, and his wife Barbara, who received her Ph.D. from the University, have a daughter, Elyssa,

currently in her first year at U.Va. Strand describes the girls as “two Hawaiians enjoying Mr. Jefferson’s University—but not too sure about the cold weather.”

1974

Warren C. Herlong and **John S. Morris III** are serving again as co-chairs of the Condemnation, Zoning, and Land Use Committee of the Litigation Section of the American Bar Association. Herlong is a partner in Helmsing, Leach, Herlong, Newman & Rouse, PC in Mobile, AL. Morris is president of Beale, Balfour, Davidson & Etherington, PC in Richmond, VA.

Stephen C. Price is president of the George C. Marshall Center in Leesburg, VA. The center owns General Marshall’s historic home, Dodona Manor, and is engaged in its restoration. The project has received grants from the Commonwealth of Virginia and the U.S. and German governments and will be completed in time for a formal dedication in 2005. Price practices with McCandlish & Lillard, a Professional Corporation.

Frank A. Thomas III is president-elect of the Virginia Bar Association (VBA). He is a former chair of the VBA Wills, Trusts, and Estates Section and a past chair of the Virginia State Bar Trusts and Estates Section. A current member of the Taxation Section and a fellow of the American College of Trust and Estate Counsel, he is a partner at Shackelford, Thomas & Gregg, PLC in Orange, VA.

1975

Christine Swent Byrd writes that she continues to enjoy her trial and arbitration practice as a partner at Irell & Manella LLP in Los Angeles, CA. In 2000 she tried three large cases and served as an arbitrator in another. She serves on the board of directors of the American Arbitration Association with Law School classmate **John Charles Thomas**.

Arthur T. Vanderbilt II is a fellow of the American Bar Foundation. The fellows are a group of practicing lawyers, judges, and law teachers whose professional, public, and private careers have demonstrated outstanding dedication to the welfare of their communities and to the highest principles of the legal profession. In addition to serving as a member of the New Jersey Supreme Court District Ethics Committee and the New Jersey Supreme Court Advisory Committee on Professional Ethics, Vanderbilt is a recipient of the Scribes Award of the American Society of Writers on Legal Subjects and a member of the New Jersey Literary Hall of Fame. He works at Carella, Byrne, Bain, Gilfillan, Cecchi, Stewart & Olstein, A Professional Corporation, in Roseland, NJ.

John E. Wetsel, Jr., is a judicial representative on the board of governors for the Virginia Bar Association. He is a judge on the Circuit Court in Winchester.

Tom Woodall is in the second year of a six-year term as an associate justice on the Alabama Supreme Court. Previously a circuit judge, he lives in Birmingham.

1976



Peter E. Broadbent, Jr., is serving another five-year term as a member of the Library Board, the state agency that oversees the Library of Virginia. Chairman of the Business

Law Department and the Intellectual Property Group at Christian & Barton, LLP in Richmond, VA, Broadbent focuses on intellectual property law, particularly electronic media and Internet law.

Alan S. Gold is serving a second three-year term on the Supreme Court of Pennsylvania’s Committee on Rules of Evidence. A principal at Gold, Butkovitz & Robins, PC of Elkins Park,

Alumna's Foundation Honors Civil Rights Activist

WHEN MARIA SMITH '83 WAS ASKED TO PORTRAY Ida B. Wells during a celebration in Cleveland, OH, marking the anniversary of women's suffrage, she was embarrassed. She didn't know much at all about the civil rights activist, journalist, and suffragist. But after reading up on Wells, Smith found it easy to admire the courageous black woman who spoke out at the turn of the twentieth century against racial and gender discrimination and the practice of lynching. "Wells represented everything I want to be," she said.

Smith decided to pay tribute to Wells as she fulfilled a personal dream. In 1999 she and her husband created a private foundation to provide small grants to grassroots organizations in Cuyahoga County, OH. The Ida B. Wells Foundation supports groups whose work focuses on nonviolence training, education, neighborhood economic development, employment issues, empowerment and advocacy for the homeless and the mentally ill, international solidarity, and the provision of legal research and representation to impoverished and marginalized individuals or groups. Funded with small gifts, the foundation started making grants in 2000.

Smith has been committed to public service ever since she came to Charlottesville in 1980 on the recommendation of Cornelia Kelly, a woman for whom she worked as a personal assistant in Jefferson City, MO. (Mrs. Kelly's granddaughter is Kate Kelly '02.) "I had no idea how or where to go to law school," Smith said. "With encouragement from Cornelia, who had become my dearest friend, I pursued a place at Virginia, where I wound up on the wait list." Smith then decided to participate in a program sponsored by the Council on Legal Educational Opportunities (CLEO) to help economically and culturally disadvantaged students attend law school. Founded in 1968, the program is currently funded by the American Bar Association, the Association of American Law Schools, the National Bar Association, and the Law School Admissions Council. Smith graduated at the top of her CLEO class and was encouraged by Cornelia



Ida B. Wells


Kelly to call the Law School and find out if her successful performance would persuade the admissions staff to move her from the wait list.

According to Jerry Stokes, the Law School's senior assistant dean for admissions and financial aid, Smith's CLEO results were so strong that he quickly invited her to join the class of 1983. "Maria was bright, energized, and fully engaged with the other students at the Law School," he recalled. "She performed to the maximum of her ability at all times."

Smith's memories of her Law School classmates are fond ones. "So many of the people I met at Virginia were incredibly kind and generous," she said. But she did not follow the majority of her classmates into law firm practice. After graduation she joined a lay ecumenical community in Cleveland, the Marianist Voluntary Service Community, sponsored by the Society of Mary, a Catholic religious order. Members of the community (which no longer exists) embraced a simple lifestyle,

“Through the foundation, my family and I can help others by supporting organizations working at the grassroots level to build solidarity in our community.”

lived communally, and performed public-service work. Through friends of the Marianist Community, she met and subsequently married Charles V. Hurst, pastor of a small Presbyterian church in the area. During the 1980s, Smith and her husband lived in Nicaragua, where they traveled in war zones documenting contra attacks on local civilians for the Witness for Peace organization. While working with the Mennonite Central Committee in Brazil, the couple had a son. They remained in Brazil for three years in an “occupation,” an area where landless people squat. Once back in Cleveland, Smith took a job with the Legal Aid Society of Cleveland, where she works today.

The limitations of what legal aid is allowed to do for the disenfranchised led Smith and her husband to create the Ida B. Wells Foundation. “People should be entitled to food, clothing, shelter, employment, and education. However, the legal rights that protect people’s basic needs are limited and subject to the political climate of the day. As a lawyer, I am often frustrated that I am not doing more to help my clients,” Smith commented. “But through the foundation, my family and I can help others by supporting organizations working at the grassroots level to build solidarity in our community.” 

Gold represents clients in commercial litigation of all types; insurance defense litigation, especially coverage litigation; employment litigation; and civil rights litigation.

Daniel J. Hoffheimer chairs the board of trustees of the Cincinnati Symphony Orchestra and is a member of the board of trustees of the Cincinnati Institute of Fine Arts. A partner at Taft, Stettinius & Hollister LLP, where his practice focuses on trusts and estates, probate, charitable, and nonprofit organization law, he writes that all of his activities are “a breeze compared with the challenges (and the rewards) of three teenage girls.”

1977

Amy B. Ginensky participated in a media law panel at the twenty-fifth annual conference sponsored by the National Association of Black-Owned Broadcasters, Inc. (NABOB) in Washington, D.C. NABOB was established to increase the number of African American telecommunications facility owners, and to improve the business climate in which they operate. Ginensky is vice-chair of the Litigation Department, co-chair of the Media Law Practice Group, and co-chair of the Pro Bono Committee at Dechert in Philadelphia, PA. Her practice focuses on First Amendment and media issues.

Roscoe C. Howard, Jr., is the U.S. attorney for the District of Columbia. He was nominated by President George W. Bush and confirmed by the U.S. Senate in September 2001. Howard was previously an associate professor of law at the University of Kansas.

John H. Murray is president and COO of Miles & Stockbridge PC, a general practice firm with eight offices in Maryland and Virginia. He lives in Easton, MD.

1978

Robert J. Barry is serving a two-year term as vice-chair of the Virginia Bar Association’s Labor

Relations and Employment Law Section after completing a term as secretary last year. He is a partner at Kaufman & Canoles, PC in Norfolk.



Christopher Scott D'Angelo is chairman of the Business Litigation Committee of the International Association of Defense Counsel (IADC). The IADC is the oldest international organization of

lawyers representing major corporations and insurers. D'Angelo is a former vice chairman of the International Committee of the Defense Research Institute, an association of lawyers and others concerned with the defense of civil actions. He was a featured speaker at the Hot Topics in Product Liability Seminar, presented by the Pennsylvania Bar Institute in December 2001. His talk was titled, "Restatement, Third, of Torts: Products Liability—An Overview of the Status of the Restatement in Pennsylvania." D'Angelo chairs the Products Liability Group and Toxic Torts Practice Group at Philadelphia, PA-based Montgomery, McCracken, Walker & Rhoads, LLP.

G. Edison Holland, Jr., is EVP and general counsel of the Southern Company in Atlanta, GA. He was previously CEO of Savannah Electric, one of the Southern Company's operating subsidiaries.

Laura Kuykendall is a partner in the Litigation Group of Vorys, Sater, Seymour and Pease LLP in Columbus, OH. She recently became an adjunct professor at Capital University Law School and a contributing author to the National Institute of Trial Advocacy's *Practice Commentaries-FRCP*.

Paul Schott Stevens, a partner in the Washington, D.C., office of the Dechert law firm, is the author of a report, "U.S. Armed Forces and Homeland Defense: The Legal Framework," for the Center for Strategic and International Studies. In the report, Stevens challenges the alleged inadequacy of the president's legal authority to prepare and respond to a major attack, and notes that the

Constitution virtually mandates the president's use of the military in response to a domestic emergency. Prior to becoming a partner in 1999, Stevens served in various senior posts at the White House and the Pentagon. In 1989 he was awarded the Department of Defense Medal for Distinguished Public Service, the department's highest civilian decoration.

Lyn Gammill Walker is a partner at Shipman & Goodwin LLP in Hartford, CT, where she works in the firm's Trusts and Estates Department. She previously practiced at Day, Berry & Howard LLP.

Andrew S. Wright is president of the Satellite Broadcasting and Communications Association of America (SBCA), the national trade organization representing all segments of the satellite industry. He is a former acting president and general counsel. Prior to joining the association, he was chief of staff and legislative counsel for Congressman Rick Boucher (D-VA). Wright lives and works in Alexandria, VA.

1979

Hugh F. Hill III serves on the emergency medicine faculty at the Johns Hopkins University. He recently managed the coverage group and served as deputy director of program integrity in the Center for Medicaid Services, formerly the Health Care Financing Administration.

David B. McCormack is a member of the City of Charleston Arts & History Commission. He also serves on the board of managers of the South Carolina Historical Society and is a former member of the South Carolina Archives and History Commission. As head of the Employment Practice Group at Buist, Moore, Smythe & McGee, PA in Charleston, McCormack is a certified employment and labor law specialist.

Ronald L. Saxton is a Republican candidate for governor of Oregon. Co-founder of Portland's

Ater Wynne LLP and chair of the firm since 1990, he works with emerging new businesses and companies in the manufacturing, energy, utility, and food processing industries. A former chair of the board of the Portland public schools, he and his wife Lynne have a son, Andy.

1980

Glenn Gundersen is the author of a chapter in a new book, *Intellectual Property Assets in Mergers and Acquisitions*, which examines the important roles intellectual property issues play in domestic and international mergers. He participated in an intellectual property law seminar on December 7, 2001, sponsored by the Philadelphia Volunteer Lawyers for the Arts. The presentation focused on parody and fair use under copyright, trademark, and right of publicity law. Gundersen chairs the Intellectual Property Group at Dechert in Philadelphia, PA.

1981

Ingrid Blackwelder Erwin is a member in the Greenville, SC, office of Nexsen Pruet Jacobs & Pollard, LLC. A certified specialist in labor and employment law, she was previously a partner at Ogletree, Deakins, Nash, Smoak, and Stewart, PC.

Stanley K. Joynes III is a member of the Greater Richmond Business Hall of Fame. He writes that he is the youngest laureate and the only member who is a practicing lawyer. Joynes is a partner at LeClair Ryan, A Professional Corporation, in Richmond, VA.

Jeffrey P. McCormack is counsel at Constellation Power Source, Inc., a merchant energy company headquartered in Baltimore, MD, which produces and trades electricity. He and his wife Karen welcomed their third child, Maura Kathleen, in June 2001.

Timothy J. O'Rourke is associate general counsel, litigation, for Cox Enterprises, Inc. Ranked thirty-fourth on the *Forbes* listing of the 500 largest

privately held companies in America, Cox has operating subsidiaries engaged in newspaper publishing, cable television and broadband Internet service distribution, television and radio broadcasting, wholesale motor vehicle auctions, and Internet city sites. O'Rourke practices in the company's Washington, D.C., office. He and wife **Marie O'Rourke** live in Falls Church, VA.

William R. Van Buren III is a member of the Virginia Bar Association (VBA) board of governors. A former chair of the VBA Young Lawyers Division and a current member of the Business Law and Health Law Sections, he is immediate past-president of the Virginia Law Foundation. Van Buren is a partner at Kaufman & Canoles in Norfolk.

1982

James P. Cooney III is winner of the National Legal Service Award from the National Coalition to Abolish the Death Penalty in recognition of his sixteen years of pro bono representation of persons charged with capital crimes in North Carolina. He also has been identified as a "Hero of Democracy" by the *Charlotte Observer* for his work on death penalty cases. A fellow in the American College of Trial Lawyers and a permanent member of the Fourth Circuit Judicial Conference, he is a partner in the Charlotte office of Womble Carlyle Sandridge & Rice. His practice focuses on catastrophic torts, criminal defense, and appellate litigation. Cooney and his wife Betsy live in Charlotte with their three daughters.

John K. Herbert III and his wife Beth write that they "increased the size of their house by four feet" when they welcomed twin boys, Kingston Huiskamp and Prescott Gillespie, on July 31, 2001. The boys join big sister, Vivian (3 1/2), in a very busy and fun household in Boston, MA.

James Lebovitz is currently serving a three-year term on the board of trustees of The Baldwin School, an independent college-preparatory day school for girls located in Bryn Mawr, PA. He

chairs the Business and Technology Group in Dechert's Philadelphia, PA, office.

Jo-Ann McNally Muir is a graduate of the Virginia Department of Education's Career Switcher Program. After taking classes during the summer of 2001, she received her license to teach high school social studies, chemistry, and biology. Muir is now teaching psychology and chemistry at Mount Vernon High School in Fairfax County, VA. She writes that her goal is to "teach government next year so I can put my law and congressional background to use."

1983

James D. Griffin is a fellow of the American College of Trial Lawyers. He practices business and commercial litigation as a partner at Blackwell Sanders Peper Martin LLP in Overland Park, KS.

William A. Peterson married Konnie T. Hall on January 28, 2001. The couple lives in Baltimore, MD.

Neil Rose is one of *Virginia Business* magazine's "Legal Elite." Elected vice chair of the Virginia Beach, VA, School Board in July 2001, Rose is a partner at Wolcott, Rivers, Wheary, Basnight & Kelly, PC.

Irwin M. Shur, vice-president and division general counsel for Invensys Automation Systems, is also product group president in the Special Components Group. In this new role, he has responsibility for five companies within the division whose sales total \$110 million. Shur, his wife Kathie and children, Olivia and Isaac, live in Milwaukee, WI.

Gregory T. St. Ours is a member of the board of governors of the Virginia Bar Association (VBA). He is a past chair of the VBA Health Law Section and a current member of the Construction & Public Contracts Law Section. Under his leadership as president of the Harrisonburg-Rockingham Bar Association, the organization

was awarded the American Bar Association's prestigious Harrison Tweed Award for its pro bono program operated in conjunction with Blue Ridge Legal Services. St. Ours is a former member of the Conference of Local Bar Associations' Executive Committee. He is a partner at Wharton Aldhizer & Weaver PLC in Harrisonburg, VA.

1984

Keith Barritt has been married to Margarita Cuadra since 1987. The couple lives in Alexandria, VA, with sons, Alex (10) and David (8). Barritt is a trademark lawyer with Fish & Richardson PC in Washington, D.C.

1985

Anna M. Graves is a partner in the Los Angeles office of Pillsbury Winthrop LLP, where she is a member of the Corporate Securities and Finance Group and practices in the areas of corporate finance, mergers and acquisitions, and corporate restructurings, with a focus on restaurant and entertainment clients. Graves and her husband Hugh MacDhubhain have two children, Alex (5) and Brennan (2).

William A. Maher and his wife Kathy announce the birth of their third child and second daughter, Lindsey Kathryn, on August 3, 2001. The family lives in Colts Neck, NJ. Maher works for Wollmuth Maher & Deutsch LLP in New York.

James U. Troup is a partner in the Washington, D.C., office of McGuireWoods LLP, where he leads the telecommunications and media practice in the Corporate Services Department. Troup was previously with Arter & Hadden LLP.

Christopher J. Winton is the author of an article, "The Death Tax is Not Dead," published in the winter 2001 issue of *The West Virginia Executive*. He continues to practice tax, corporate, and civil litigation law with Ray, Winton & Kelley PLLC in Charleston, WV, where he resides with his wife

Ann Johnston Winton, a 1982 graduate of U.Va.'s College of Arts and Sciences, and their children, Alex and Corrie.

1986

William W. Eigner is a member of San Diego's Energy & Reliability Council and the San Diego Telecom Council's Public Policy Committee. He is a partner at Procopio, Cory, Hargreaves & Savitch LLP.

Mark J. Klaiber is vice-president, general counsel, and secretary of Grove Worldwide, Inc. Based in Shady Grove, PA, the company is a leader in the design, manufacture, and marketing of mobile hydraulic cranes, truck-mounted hydraulic cranes, and aerial work platforms.

Randall W. Nichols is president-elect of the Alabama chapter of the American Academy of Matrimonial Lawyers. His firm has changed its name to Massey, Stotser & Nichols, PC. It maintains offices in Birmingham and Atlanta.

Cameron Quinn writes that she achieved her goal for 2001 and did not wind up "as infamous as Katherine Harris" (of the Florida presidential election recount). In fact, the secretary of the Virginia State Board of Elections, appointed by former Governor **James S. Gilmore III '77**, found time to take her first one-week vacation in three years. She writes that she visited southern Germany and the Czech Republic "for pre-Christmas shopping and snow."

1987

William Denny is recognized as one of Delaware's top lawyers in the October 2001 issue of *Delaware Today* magazine. A partner in Potter Anderson & Corroon LLP, he is described in the article as "the country's leading legal expert on electronic commerce." He helped draft and enact Delaware's Uniform Electronic Transactions Act, which legalized electronic records and signatures. Denny and his wife Outi are the parents of five

children, including their first daughter, Annika, who was born on October 24, 2001.

Jeffrey and Brooke Dickerson report that Jeff is executive vice-president of Bell South International, where he is in charge of corporate and business development in Latin America. Brooke captained her tennis team to a city championship in Atlanta, GA, where the couple resides.

Thomas F. Walls is vice-president of McGuireWoods Consulting LLC in the firm's Federal Public Affairs Group in Washington, D.C. He previously served as legislative director in the office of U.S. Senator Russell D. Feingold and spent eleven years on Capitol Hill as a senior staffer with expertise in appropriations, telecommunications, judiciary, and foreign relations matters. A former practicing attorney, he has experience representing large corporate clients in commercial litigation matters. Walls and his family live in Arlington, VA.

1988

Mark B. Holton is a litigation partner in the New York office of Gibson, Dunn & Crutcher LLP, where his practice includes securities, information technology, and reinsurance litigation. He was previously a partner in Corroero Fishman Haygood Phelps Weiss Walmsley & Casteix in New Orleans, LA.

1989

Tim Burgett is on an eighteen-month assignment in Johannesburg, South Africa, for World Vision International, a nonprofit relief and development agency. As senior legal counsel for World Vision, Burgett focuses on legal and board development support for the organization's offices throughout Africa. He, his wife Beverly, and the couple's four children, Katherine, Nathan, Aaron, and Rachel, will return to Los Angeles at the conclusion of their assignment.

Preston Burton: Representing the Notorious

by Mark F. Bernstein '89

FOR MOST LAWYERS, THE JOURNALISTIC

highpoint of their career might be a mention in the *Supreme Court Reporter* or a profile in a national bar magazine. For **Preston Burton '89**, it just might be having his photograph in the *National Enquirer*. True, Burton wasn't really the target of the photo that graced supermarket checkout lines around the country three years ago, though he can be seen at the wheel of his car fleeing a pack of photographers. The paparazzi were after his client sitting in the passenger seat, a woman who was at the time the world's most notorious girlfriend: Monica Lewinsky.

"My mother loves it," Burton joked about his notoriety. "She's kept a scrapbook."

Burton's office near Dupont Circle in Washington, D.C., contains a few reminders of that case. A photo of Lewinsky, Burton, and Burton's partner, veteran criminal defense attorney Plato Cacheris, hangs on the wall. An effusively inscribed copy of Lewinsky's memoirs sets on his shelf alongside some other books about the impeachment investigation that mention him by name.

Lewinsky, however, is hardly Burton's only high-profile client. He and Cacheris have also represented spies Aldrich Ames and Robert Hansen, and were retained by Ana Belen Montes, an analyst for the Defense Intelligence Agency accused of passing secrets to Cuba.

To judge from his background, one might have expected Burton to spend his career at the prosecution table rather than on the defense side. Both his father and grandfather were prosecutors in West Virginia, where he grew up. After graduating *magna cum laude* from Duke, Burton entered Virginia expecting to follow in their footsteps.

"If the title had the word 'criminal' in it, I took it," he said, summarizing his Law School course selection technique. Outside the classroom, Burton was a stalwart in the Libel Show, treating audiences to a dead-on impersonation of Professor Larry Walker. After graduation, he clerked for the Hon.



Preston Burton

Boyce F. Martin '63 on the Sixth Circuit Court of Appeals in Louisville, KY, along with classmate Jeff Abbey.

Burton had planned to join a firm with Robert Bennett, later Bill Clinton's lawyer during the Lewinsky affair, but learned midway through his clerkship that Bennett was leaving to join a larger firm. Burton flew to Washington to meet with some of Bennett's new partners and sought advice from Cacheris, for whom he had worked during his second summer. Cacheris made Burton an offer and he accepted—a decision he now regards as "the best I've ever made."

After four years in private practice that included the Ames spy case and a representation in the BCCI banking investigation that frequently took him to the Middle East, Burton joined the U.S. attorney's office. It was a far cry from front-page espionage cases, though, as Burton split his time between the appellate division and trying assaults and homicides. In his final year with the Justice

Department, he successfully prosecuted the head of the Washington taxicab bureau for bribery.

It was a fortuitous piece of timing that Burton returned to Cacheris's office in 1998 shortly before Lewinsky decided to change lawyers.

"Plato came into my office and said, 'We've just gotten a call from Lewinsky. What do you think about representing her?'" Burton recalled. "I said, 'Are you kidding?'" Over the next several weeks, Cacheris and Burton were able to negotiate a proffer of testimony that spared their client from prosecution.

"In a sense, it was just another case," Burton said, trying to explain his role. "It was political, but its significance was dwarfed by all the things I had to get done."

One of the things he had to get done was meet Lewinsky at her Watergate apartment and pick up the infamous stained dress, which he then turned over to the independent counsel's office. The paparazzi were waiting, and Burton had his tabloid cameo. In this most public of cases, though, Burton says he and Cacheris made clear to investigators that the firm did not want to know the results of DNA tests on the dress until they were officially announced, in order that press leaks could not be blamed on them.

Burton also helped defend Lewinsky's deposition before the House impeachment managers at the Mayflower Hotel—in the presidential suite, ironically enough. Numerous commentators afterwards remarked how well prepared she was to testify, much to the frustration of the House managers, whose increasingly speculative questions drew at least one testy objection from Burton.

Looking back, Burton assesses the case's significance gingerly. "This was not a matter that should have made its way into the criminal justice system," he says. "Do I think President Clinton lied? Yes. But if lying in a civil deposition is the standard, you're going to have to prosecute someone in every

"Do I think President Clinton lied? Yes. But if lying in a civil deposition is the standard, you're going to have to prosecute someone in every civil case because one of the parties is almost always lying."

civil case because one of the parties is almost always lying."

That sort of pressure-cooker representation also influenced his opinion of lawyers who talk to the media. "I think it's important for lawyers to know when to say, 'I can't comment' or 'I'll do my talking in court,'" he said.

One case about which Burton will say little is the Hansen spy case which, like the Ames case, broke on a President's Day weekend when Burton happened to be in the office. Although he won't discuss specifics, Burton does say that he was prepared to contest the capital charges against Hansen on their merits. At their client's request, however, he and Cacheris negotiated a plea agreement and Hansen is now serving a life sentence.

Win or lose, Burton says, the pressure to find new clients is perhaps even greater for a criminal defense attorney than for an attorney in civil practice—for obvious reasons.

"We don't get a lot of repeat business," he explained. 🏠

After practicing law for seven years, Mark Bernstein has been a full-time writer the last five. He wrote about the last big Philadelphia mob trial for The New Republic and recently published his third book, Football: The Ivy League Origins of an American Obsession (University of Pennsylvania Press). He also draws a comic strip about lawyers which runs weekly in the New York Law Journal and San Francisco Recorder.



Diana Edensword Conway '90 hosted a baby shower for **William Tenpas**, newborn son of **Ron Tenpas** and **Katie Dunn Tenpas**, in Potomac, MD, in August 2001. Partygoers included several members of the class of 1990 and their families. From left: Diana Conway with **Will** and **Alexandra**; **Scott Lenz '89** and **Elizabeth Halas Lenz '90** with **Joey**, **Tommy**, and **Ricky**; **Dan Renberg '90**; **Ron Tenpas** with **Nathaniel**; **Kristen Allen**; **Katie Dunn Tenpas** and baby **Will**; **Mark Allen '90** and children; and Stanford graduate **Reneé Dunn** and son.



Theodore H. Eliopoulos is deputy treasurer of the state of California. In this position he oversees the cash management, investment, and information technology divisions of the State

Treasurer's Office, serves as executive secretary of the Local Advisory Investment Board, and represents the treasurer on several boards. Eliopoulos is the former president of Actium Development. He and his family live in Auburn, CA.

Jeffrey Wheeler is posted in Lusaka, Zambia, as the International Labour Organization's chief technical adviser for their Strengthening Labor Administration in Southern Africa Program. He works in Zambia, Malawi, Lesotho, and Botswana.

Richard E. Wilbourn III and two other lawyers have formed Wilbourn & Rogers LLP in Jackson, MS, where Wilbourn handles real estate and litigation matters. Previously employed in the office of the Mississippi attorney general, Wilbourn and his wife Victoria welcomed a new daughter, **Sophia**, on September 27, 2001.

1990

Charles Caldwell and his wife announce the birth of a daughter, **Sophie Elizabeth**, on July 29, 2000. The family lives in Houston, TX, where Caldwell works at **Vinson & Elkins LLP**.

Philip S. McSween and his wife **Belinda** have two children: **Jake**, born in October 1999, and **Luke**, born in August 2001. The family lives in Nashville, TN, where McSween practices with **Baker, Donelson, Bearman & Caldwell**.

Edward C. Wilson, Jr., and his wife **Anita** write that they traveled with daughters, **Kathleen** (5) and **Olivia** (2), to France and England to celebrate their tenth wedding anniversary. A partner in **Hogan & Hartson LLP**, Wilson and his family live in Arlington, VA.

1991

George P. Braxton II is vice-president of academic relations at **Brightline Media**, an integrated marketing firm specializing in institutions of higher education. He is a former dean for admissions at **The Catholic University of America's Columbus School of Law**.



Todd P. Graves and his wife **Tracy** are pleased to announce the birth of their third child, **Joseph Peterson**, on October 15, 2000. Joseph joins **Katie** (5) and **Hank** (3). Graves was appointed U.S. attorney for the Western District of Missouri (Kansas City) by President **George W. Bush**.

Ethan Knowlden writes that after ten years of practicing law in Dallas, TX, he "made a big change" and in 2000 moved to San Francisco to join the Law Department of **Chiron Corporation**, a biotech company. He and his wife **Amy** live in Berkeley, where they celebrated the birth of son, **Cole**, in April 2001. According to Knowlden, Cole is "way too fast to keep up with, but a delight to be around."

William Shutkin's book, *The Land That Could Be: Environmentalism and Democracy in the Twenty-First Century* (MIT Press), is the winner of the 2001 Best Book Award for Ecology and Politics from the American Political Science Association. Shutkin serves as president of the Cambridge, MA-based environmental organization, New Ecology, teaches environmental law and policy in the Department of Urban Studies and Planning at MIT, and serves as an adjunct professor at Boston College Law School. He and his wife Sally Handy live in Cambridge with their children, Olivia and Shepard.

Mark Smith is now with Sherrard & Roe, PLC, in Nashville, TN. He is a former partner at Strasburger & Price, LLP in Dallas, TX, where he was part of the trial team that successfully defended Texas hospitals in lawsuits brought by former psychiatric patients. *The National Law Journal* called one of the defense verdicts the nation's "biggest defense win" in 1999. Smith and his wife Suzanne have two daughters, Claire (2) and Ellie (1).

1992



Andrew K. Fletcher is a partner in Pepper Hamilton LLP's Philadelphia, PA, office, where his practice focuses on complex commercial litigation, with particular emphasis on intellectual property disputes. Prior to joining Pepper Hamilton, he was senior vice-president and associate general counsel at Netgov.com, a provider of Internet-based products and services for courts and local governments. Fletcher and his wife now have four children: Sarah (10), who was born in Charlottesville; Emily (7); Charlie (4); and Margaret Jane, born April 3, 2001.

James F. Lang is a partner at Calfee, Halter & Griswold LLP in Cleveland, OH. A business litigator, Lang also has experience in information technology, public utilities, and municipal law.

Neil MacBride is chief counsel and staff director for the U.S. Senate Judiciary Committee's Subcommittee on Crime and Drugs chaired by U.S. Senator Joseph R. Biden, Jr. MacBride was formerly assistant U.S. attorney for the District of Columbia, where he prosecuted homicide and narcotics cases. He, his wife Chris, and son, Duncan (3), welcomed a daughter, Charlotte Elizabeth, to their family in October 2001.

Theodore A. Mathas is a member of New York Life Insurance Company's Executive Management Committee. He became senior vice-president and chief operating officer of the company's U.S. life and annuity business last year. Mathas has been with New York Life since 1995 in a variety of roles, most recently as chief operating officer for the career agency distribution system. He, his wife Keryn, and the couple's daughter, Julia (20 months), live in Rye, NY.

Michael C. Wu is executive director of operations and corporate services for Teleglobe USA, Inc., a subsidiary of Bell Canada Enterprises, Inc. Previously based in the corporation's Reston, VA, office, he now works in the firm's Asia-Pacific headquarters in Hong Kong.

1993

Since their marriage on April 1, 2000, **Robert Grotch Cole** and **Susan Tamarkin Cole '94** have another reason to celebrate. Their daughter, Rachael Samantha, was born May 20, 2001. The family lives in New York City, where Rob practices corporate law at Winston & Strawn.

David Creagan is a partner in the Philadelphia, PA, office of Harkins Cunningham. His practice focuses on complex commercial litigation, particularly antitrust, securities, and intellectual property matters.

Ivy Wafford Duke received her Master of Laws in Securities and Financial Regulation from Georgetown University Law Center in May 2001. Currently employed as associate general counsel at

Calvert Group, Ltd., a Bethesda, MD-based investment management firm focused on socially responsible investing, she also serves as vice-chair of the Walter N. Ridley Scholarship Fund for U.Va. Duke and her husband Robey live in Silver Spring.

D. Reed Freeman, Jr., is a partner at Collier Shannon & Scott, PLLC in Washington, D.C. He also serves as an adjunct professor at George Mason University School of Law, where he teaches the course, Electronic Commerce: Regulation of Advertising.

Rebecca Goodell-Donahue is a vice-president at Integrity Interactive, a leading provider of Internet-delivered compliance and business ethics training courses. She and her husband **Daniel Donahue '94** live in Pacific Palisades, CA.

Mary Anne Walser is director of professional development at Powell, Goldstein, Frazer & Murphy LLP in Atlanta, GA. She is responsible for recruiting, training, evaluating, and retaining lawyers in the firm's three offices.

1994

Robert A. Angle is working at Troutman Sanders Mays & Valentine LLP in Richmond, VA. He previously clerked for the Honorable James C. Cacheris, district judge for the U.S. District Court for the Eastern District of Virginia. His practice focuses on complex litigation and intellectual property litigation.

Lorie Almon Bompey is a partner at Seyfarth Shaw's Manhattan office, where she practices labor and employment law. Her husband **Mitch Bompey** is in-house counsel for Morgan Stanley.

Since their marriage on April 1, 2000, **Susan Tamarkin Cole** and **Robert Groth Cole '93** have another important reason to celebrate. They announce the birth of their daughter, Rachael Samantha, on May 20, 2001. The Cole family lives in New York City, where Susan is associate counsel at New York Life Insurance Company.



J. C. "Chap" Petersen '94 is pictured here with his three-year-old daughter, Eva Emmeline, making his victory speech last November in Tysons Corner, VA, after winning a seat in the Virginia House of Delegates as a Democrat representing Fairfax County.

Cyane B. Crump is a winner of the Virginia Bar Association (VBA) Young Lawyers Division's Emerson G. Spies Award, which recognizes enthusiasm, loyalty, and dedication to the organization. She co-chairs the VBA Young Lawyers Division Pro Bono Hotline Committee for Central Virginia, which trains and provides lawyer volunteers to assist the staff of the Central Virginia Legal Aid Society. Crump is an associate at Hunton & Williams, where she practices finance and corporate law.

Eduardo E. Drake and his wife Teri announce the arrival of twins, Elaina Ann and Carson Thomas, born seven minutes apart on January 28, 2002. The happy family lives in Minneapolis, MN, where Drake is a partner in the intellectual property firm Schwegman, Lundberg, Woessner & Kluth, PA.

Lisa Fontenot was married to George William Repple in November 2001 in New Orleans, LA. She is a corporate lawyer in the San Francisco office of Gibson, Dunn & Crutcher LLP.

David Haddock left his job in February 2001 and traveled around the world for four months, visiting New Zealand, Australia, Bali, Thailand, Cambodia, Vietnam, Nepal, Greece, Spain, Italy, Switzerland, and Turkey. After working on his

father's farm for two months, he drove 14,000 miles in two-and-one-half months to visit and camp in fifteen U.S. national parks. He writes that he receives "immense job satisfaction in traveling, although it is not very lucrative."

Tamar Stanley Snyder is a partner with Baker Botts LLP, where she practices tax law in the Washington, D.C., office.

Jeff Stern was married in September 2001 to Amy Wong, a nurse practitioner employed by Gouverneur Hospital in New York City. Law School graduates who attended the ceremony in Woodstock, NY, included Stern's classmates **Greg Dow** and **Mitch** and **Lorie Bompey**.

Matt Ward is a member of the city council of Charles Town, WV, where he also serves as chair of the Harpers Ferry Conservancy, a nonprofit land trust organization. Ward practices law with Spiegel & McDiarmid in Washington, D.C., where he provides legal and government affairs services on environmental and community development matters to local government clients. He lives with his wife Jennifer and the couple's five children: Zachary (8), Samuel (7), Chloe (5), Luke (2), and Joshua (1), in Charles Town.

N. Scott Warman writes that he has "moved from sunny Florida to wintry Chicago, where I take great delight in tormenting abusive employers and vindicating the rights of the working class." Previously employed by Sugarman & Susskind in Miami, Warman currently practices labor law at Jacobs, Burns.



Glenn Weiner is a partner at Klehr, Harrison, Harvey, Branzburg & Ellers LLP in Philadelphia, PA. He concentrates his practice on commercial litigation, with an emphasis on appellate litigation.

1995

Gregory A. Ashe and his wife Jordana are pleased to welcome their second child, Jeremy Aaron, born on September 9, 2001. Jeremy joins Hannah (2). Ashe works for the Federal Trade Commission's Bureau of Consumer Protection.

Andrea L. Bailey married Gordon M. Macgill on November 11, 2001, in Richmond, VA. The new Mrs. Macgill is associated with Wright, Robinson, Osthimer & Tatum in Richmond, where her practice focuses on professional liability defense litigation and other types of commercial litigation.

Rob Bell represents the Charlottesville area in the Virginia House of Delegates. He was elected in November 2001. The former assistant commonwealth's attorney in Orange, VA, writes that he appreciates the help of so many of his classmates with his election bid, especially **Anthony Picarello** and **Jeff Mayes**, "who actually came down on weekends and knocked on doors." He looks forward to working with **Bill Janis '99**, who also was elected.

Jan I. Berlage works in the Baltimore, MD, Trial Department of Ballard Spahr Andrews & Ingersoll, LLP.

Jason Moyers married Kendall Harris in Roanoke, VA, on September 29, 2001. **Victor S. "Dinny" Skaff '96** was a member of the wedding party. Law School alumni who attended the ceremony include **J. R. "Rudy" Austin '67** and **Tom Miller '85** and Moyers's classmates **Eric Monday**, **Cliff Mentrup**, and **Dave Meyers**. The couple lives in Roanoke, where Moyers is a partner at Gentry Locke Rakes & Moore, LLP.

1996

Regan Safier and her husband Duane Smith are pleased to welcome the birth of their daughter, Jolie Safier Smith, in March 2001. The family resides in Philadelphia, PA, where Safier practices medical malpractice defense.

Sister-Brother Legal Team Fights to Protect Sikhs

By Brenda Sandberg

THE DAY AFTER THE SEPTEMBER 11 TERRORIST

attacks, a Sikh-American software engineer was pulled off a train in Rhode Island, handcuffed, and arrested.

The police ultimately charged him with concealing a weapon: a four-inch ceremonial sword, called a kirpan, which orthodox Sikh men wear as part of their religion.

“As a lawyer I was horrified by this and as a Sikh I was horrified,” said Harmeet Dhillon '93, a senior litigation associate at Cooley Godward. “This could have happened to any of our brothers, fathers, or husbands.” A few days after the Rhode Island incident, the Sikh Communications Council was founded by Harmeet, her brother, Mandeep, and several Silicon Valley executives. The group provides legal advice to the Sikh community and strives to educate the public about the Sikh culture.

There was “a dire need after September 11 to educate the Sikh community and try to protect them from rampant misinformation and attacks, primarily against those who wear turbans,” said Mandeep Dhillon '00, a second-year associate at Latham & Watkins. In fact, the day the council was formed a Sikh gas station owner in Arizona was killed in what police say was a hate crime.

The council has already made an impact. It convinced the attorney general of Rhode Island to drop charges against the Sikh software engineer. It also met with U.S. Transportation Secretary Norman Mineta, who subsequently issued airport security guidelines prohibiting personnel from searching people based on their appearance or requiring men to remove their turbans without probable cause.

“Mineta was interned himself during World War II so he was extremely sensitive to people being singled out because of their national origin,” Harmeet said.

Despite Mineta's new guidelines, however, Sikhs have continued to face discrimination, the council said. A cousin of the Dhillons—who was at JFK International Airport on her way to her honeymoon—objected when her new husband was



PHOTO: SHELLEY EADIES

Mandeep Dhillon '00 and his sister, Harmeet Dhillon '93.

ordered by British Airways security personnel to remove his turban. The security team then forced the woman to partially disrobe.

In a separate incident—but involving the same wedding—a friend of the family, who is also a family court judge in New York state, was stopped by Southwest Airlines personnel. When he refused to remove his turban, he was prevented from boarding the plane.

Ordering men to remove their turbans is “like asking a woman to take off her bra,” Harmeet said. She said the Sikh religion requires men to wear turbans and also prohibits the cutting of body hair.

Harmeet said the great majority of people wearing turbans in the United States are Sikhs, and she has long fought for their right to do so. During her career she has handled several pro bono cases against major corporations who barred employees from wearing turbans.

Born in India, Harmeet immigrated with her family to the United Kingdom at the age of two. Her family later moved to the United States, settling in a small town in North Carolina. Growing up there was a challenge, Harmeet said, recalling a sign posted on Highway 95 proclaiming, “The KKK welcomes you to Smithfield, NC.”


After obtaining her J.D. and prior to joining Cooley in 2000, Harmeet had stints at New York's Sidley & Austin and Shearman & Sterling. While in law school she worked with the Center for Individual Rights in Washington, D.C., and the Civil Division of the U.S. Department of Justice.

Mandeep followed his sister to the University, obtaining an MBA in addition to his law degree. While an undergraduate, he founded a non-profit group, the Sikh Leadership Retreat, to help first- and second-generation Sikhs develop leadership skills. He joined Latham a year and a half ago after completing law school.

The two say their colleagues have been very supportive. More than a dozen attorneys at Cooley helped put together a series of memos on legal rights for the Sikh community. And Latham is representing the Sikh Communications Council pro bono. The firm is also advising a Sikh client in an employment discrimination case in which, Mandeep reports, a local security company declined to hire the individual because he wears a kirpan.

In addition to the legal work, the Sikh Communications Council is working to eliminate discrimination through education. In October the group held a press conference with California Lieutenant Governor Cruz Bustamante, who pledged to send educational materials to schools.

The council also has called for the resignation of Louisiana Rep. John Cooksey after he ran ads advocating racial profiling. The campaign followed his comment that “anyone with a diaper on their heads” meets the profile of a possible terrorist.

“The thing that concerns me the most is that hate crimes continue,” Harmeet said, noting that a San Mateo cab driver’s house was recently firebombed and a Sikh woman in San Diego was stabbed. “That’s happening here in California on a regular basis.” 

This article is reprinted with permission from the January 14, 2002 edition of The Recorder Copyright 2002 NLP IP Company. All rights reserved. Further duplication without permission is prohibited. The Recorder is a daily legal newspaper serving Northern California. For more information please call 800-244-5399 or visit www.therecorder.com.

Izac Ben-Shmuel and Abby Shatanof were married in February 2002. Ben-Shmuel is president and CEO of Swiss Watch International (SWI), a brand name watch distributor in Florida. SWI was named to *Inc.* magazine’s “Inc 500” list, which rates America’s 500 fastest growing privately held companies. The company realized 610% revenue growth over the past five years.

Mark Vacha and his wife Kristina announce the birth of a son, Luke Emil Schoof, on August 6, 2001. The family lives in New York, where Vacha is an associate with Sidley Austin Brown & Wood.

1997

Gregory S. Feder recently delivered a Webcast presentation on financial privacy for his firm’s client, Oracle. The presentation highlighted obligations related to nonpublic personal information that the Gramm-Leach-Bliley Act imposes on financial institutions and companies that do business with them. Feder is an associate whose practice focuses on financial services and electronic commerce at Mayer, Brown, Rowe & Maw in Washington, D.C. The new firm is the merger of Mayer, Brown & Platt and the London firm, Rowe & Maw.

Barry Golden and Rhoni Morganstern were married on September 2, 2001. Law School classmate **Glenn Saks** served as best man. The couple lives in Dallas, TX, where Golden is an associate at Gardere Wynne Sewell LLP.

Jamie Schneider Leary and her husband Brendan announce the birth of their first child, Katherine Proffitt Leary, in the fall of 2000. Leary is an associate in the ERISA/Employee Benefits Department of Goodwin Procter LLP in Boston, MA.

Deborah Pell is an in-house lawyer with Bechtel Power Corporation, one of the world’s largest engineering and construction firms. She works in

the Frederick, MD, office, performing corporate transactional work. "I am looking forward to the change" from litigation, she writes.

Glenn Saks works in the Restructuring and Bankruptcy Group in the Miami, FL, office of White & Case.

Daniel J. Smith and **Linda Way-Smith** announce the birth of their daughter, Nora Jillian, in October 2001. Smith is an associate at Woods Rogers & Hazelgrove in Charlottesville.

Elisa D. Stinchcum married M. Randolph Carlson II in May 2001. Prior to her marriage, Stinchcum left Huff, Poole & Mahoney, A Professional Corporation, to accept an appointment as legal counsel to the Norfolk, VA, sheriff's office. Carlson is a judge for the Norfolk Juvenile and Domestic Relations District Court.

Lori D. Thompson is a member of the Virginia Bar Association Young Lawyers Division Executive Committee. A former chair of the organization's DMV Project Committee in Roanoke, VA, she now is an associate at Gentry, Locke, Rakes & Moore, where she practices corporate, commercial, and bankruptcy law.

1998

Donald L. Bowman is associate general counsel for Westvaco Corporation in Covington, VA, where his duties include advising the Chemical Division, Paperboard Division, and Corporate Research Center on intellectual property issues. He previously practiced at Dickstein Shapiro Morin & Oshinsky.

Wesley Fields is the recipient of the 2002 Black Achievers in Business and Industry Award from the Southern Christian Leadership Conference of Greater Kansas City, MO, for outstanding achievement in business and significant contributions to the community. Fields is founder and president of Destination Kansas

City, an organization dedicated to attracting and retaining professionals of color. In addition to serving on the board of Genesis Charter School, the Benjamin Banneker Charter Academy of Technology, the Kansas City Chapter of the Southern Christian Leadership Conference, he is a chaplain for the progressive adult ministry at St. James United Methodist Church. Fields is a member at Bryan Cave LLP.

Michael Solecki and his wife Katherine announce the birth of a daughter, Rachel Annalise, on December 4, 2001. The couple lives in Westlake, OH.

Amy Williams-Derry and her husband Clark announce the birth of their daughter, Madeline Claire, on August 1, 2001. Williams-Derry is an associate at Hillis Clark Martin & Peterson, A Professional Service Corporation, in Seattle, WA, where her practice focuses on commercial litigation.

1999

Stephanie Brauner married Chip Chandler on May 13, 2000. Classmates **Louisa Long Stockman** and **Maria Whitehorn Votsch** were members of the wedding party, and **Kristi Singleton** and **Angela Bernardi** attended the ceremony.

Ben Hadley is senior manager of business affairs for GoTo.com in Pasadena, CA. He previously was an associate at Stradling Yocca Carlson & Rauth, A Professional Corporation, in Newport Beach, CA.

B. Matthew Hornor writes that after completing post-graduate work in intellectual property law at Tokyo University and working in a Japanese law firm, he now works at the San Diego law firm Gray Cary Ware & Freidenrich LLP, where he introduces his clients and their technology to Japan's leading technology companies.

Sali Qaragholi and Michael Rakower were married on September 6, 2001, in New York City. Classmates who attended the ceremony include Igor Fert, Bill Mann, Bart Epstein, and Bill Efron. The new Mrs. Rakower is a litigation associate at White & Case; Mr. Rakower is a corporate associate at Latham & Watkins. The couple works in New York.



Alix Rosenthal is the first female member of the San Francisco Elections Commission, charged with devising and executing strategies to correct irregularities in election administration. She is an associate in the Real Estate Department of Thelen Reid & Priest LLP.

2000

Robert D. Probasco is a member of the Tax Department in the Dallas, TX, office of Thompson & Knight LLP.

2001

Nathaniel W. Adams is an associate at Squire, Sanders & Dempsey LLP in Cleveland, OH, where his practice focuses on general litigation matters.

Kevin Koliner is an associate at Miller Nash LLP in Portland, OR. His practice focuses on litigation, arbitration, and mediation.

Justice E. Lindell is an employment litigator in the St. Paul, MN, office of Winthrop & Weinstine, PA. He also practices in the areas of Indian law, construction litigation, and general commercial litigation.

Amy W. Meyer is an associate at Hillis Clark Martin & Peterson, PS in Seattle, WA. Her practice emphasizes land use and business matters.

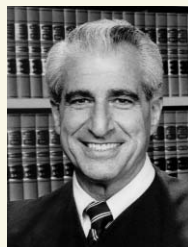
Lisa L. Pierce married Kenneth C. Laughon in a private ceremony on Hilton Head Island, SC, on August 4, 2001, in the presence of their families. Laughon is president and CEO of Carter Machinery Co., Inc., the Caterpillar dealer for Virginia and part of West Virginia. The couple enjoyed a wedding trip to northern Italy. The new Mrs. Laughon is clerking for the Honorable Cynthia D. Kinser of the Supreme Court of Virginia.

LL.M.

1982

Richard Mills sits by designation with various U.S. Courts of Appeal, including the fifth, sixth, eighth, tenth, eleventh, and federal circuits. As a retired major general, he attended the 2001 Congress of the Interallied Confederation of Reserve Officers in Madrid, Spain.

1986



Bob Gammage is a director in the Arlington, TX, firm, Hill Gilstrap Perkins & Trotter, A Professional Corporation, where he specializes in appellate work, arbitration, and general civil

litigation. He is a former member of the U.S. Congress and a former Texas Supreme Court justice.

1995

Cathy R. Silak and her husband Nick Miller write that they are proud that their daughter, Martha Miller, will be a member of U.Va.'s first-year class in the fall of 2002. Silak is a partner in the Boise, ID, firm Hawley Troxell Ennis & Hamley LLP, where her practice focuses on employment and labor law and mediation work.

In Memoriam

Charles G. Buck '26
Asheville, NC
June 26, 2001

Leo L. Haskell '26
Oakland, CA
June 4, 2001

James T. Robertson '33
Louisville, KY
September 3, 2001

William Rosenberger, Jr. '33
Lynchburg, VA
October 9, 2001

William P. Nottingham '34
Indianapolis, IN
June 5, 2001

Frank W. Olive '34
Summit, NJ
January 1, 2002

Jules F. Rosenbaum '35
Houston, TX
January 1, 2001

Henning Hilliard '40
Louisville, KY
September 24, 2001

Harold G. Potts '40
Berryville, VA
January 7, 2001

John M. Hamlet, Jr. '41
Charlottesville, VA
December 9, 2001

George M. Martin '41
Leesburg, VA
April 29, 2001

David B. Nicholson '42
Chevy Chase, MD
October 27, 2001

Armistead Peyton '42
Richmond, VA
December 14, 2001

Orbin F. Carter '44
Charlottesville, VA
December 18, 2001

Robert E. Moore '44
Dallas, TX
June 26, 2001

David B. Carper '45
Leesburg, WV
November 16, 2001

Robert C. Fitzgerald '46
Huddleston, VA
October 10, 2001

Charles T. Ross, Jr. '46
Melbourne Beach, FL
May 21, 2001

Thomas N. Downing '47
Newport News, VA
October 23, 2001

Monroe Leigh '47
Bethesda, MD
November 27, 2001

J. Dormer Cannon '48
Lakeville, CT
July 20, 2001

John C. Kenny '48
Richmond, VA
January 15, 2002

Richard F. McPherson '49
Staunton, VA
February 3, 2002

John M. Horlbeck '50
Mount Pleasant, SC
September 16, 2001

J. Jett McCormick '50
San Diego, CA
November 24, 2000

William W. Nickels '50
Waterford, VA
February 1, 2001

Aaron Bernard Bowles, Jr. '51
Manassas, VA
August 16, 2001

Paul J. Collins '51
Williamsburg, VA
November 9, 2001

Billy C. Brooks '52
Newport News, VA
February 21, 1999

Alexander Roy Mackay '53
Arlington, VA
October 20, 2001

Harris Hart II '54
Tazewell, VA
November 28, 2001

E. Philip Koltos '63
Burke, VA
October 23, 2001

Paul G. Wallach '72
Washington, D.C.
December 17, 2001

Stephen Moulton '57
Charlestown, MA
September 1, 2001

Meade Frierson III '66
Birmingham, AL
September 24, 2001

E. Andrews Grinstead III '74
Greenville, AL
February 28, 2001

Benjamin M. Belcher, Jr. '61
Southwest Harbor, ME
October 3, 2001

Mason M. Sproul '66
Staunton, VA
January 13, 2002

Michael J. Hoover '74
Eldersburg, MD
August 29, 2001

Robert L. Cox '62
Memphis, TN
September 10, 2001

Daniel L. Manson '68
Charlottesville, VA
January 5, 2001

J. Gary Lane '78
Virginia Beach, VA
January 17, 2002

John D. Cole III '63
West Palm Beach, FL
January 8, 2002

Howard C. Buschman III '69
New York, NY
January 12, 2002

Sara L. Gropen '91
Crozet, VA
December 19, 2001

William B. Cullimore '63
New Durham, NH
December 2, 1995

Dwight D. Darcy '70
Bronxville, NY
September 11, 2001

Jonathan A. Mednick '97
New York, NY
June 7, 2001



In Print

LAW SCHOOL ALUMNI HAVE WRITTEN AND PUBLISHED books on a wide variety of topics in recent months. If you have written a new book and want to tell us about it, please **mail** all pertinent information to Cathy L. Eberly, 580 Massie Road, Charlottesville, VA 22903; **fax** it to 434/296-4838; or **e-mail** it to lawalum@virginia.edu.

Fiction

The Ivory Tower

Scott Douglas Gerber '86
University Press of the South

Gerber's first novel is the story of Doug Cook, a former lawyer studying to become a college professor. Doug's life is turned upside down while he is writing his dissertation when a female student is found murdered in the middle of the night on a classroom floor. He is forced to risk everything in order to defend the person accused of the crime: a popular assistant professor who is married to his sister. The more Doug tries to help his brother-in-law, the more he comes to realize that the "ivory tower" of academe is only a myth. Author of two works of legal nonfiction and editor of *Seriatim: The Supreme Court Before John Marshall*, Gerber is a law professor at Ohio Northern University.

Nonfiction

Advertising Law Guide

D. Reed Freeman, Jr. '93, and Lewis Rose
Commerce Clearing House

This two-volume treatise, a survey of federal and state advertising law for practitioners and in-house counsel, includes hard copies of relevant statutes and administrative regulations.

On Being A Trustee: A Practical Guide

Thomas L. Higginson, Jr. '76
Available from P.O. Box 477, The Plains, VA 20198

This book is a practical introduction to the responsibilities and activities of serving as a trustee of a private trust. It provides a comprehensive introduction to wills, trusts, stocks, bonds, partnerships, taxes, brokerage firms, investment advisors, and issues of managing investments. This indexed book is a valuable desktop reference for trustees and for those who are new to the task of managing their own investments. Author Higginson, who

recently retired from the practice of trusts and estates law with firms in Virginia and Washington, D.C., continues to be active as a trustee of private trusts.

Winning Florida: How the Bush Team Fought the Battle

Robert Zelnick '64

Hoover Press

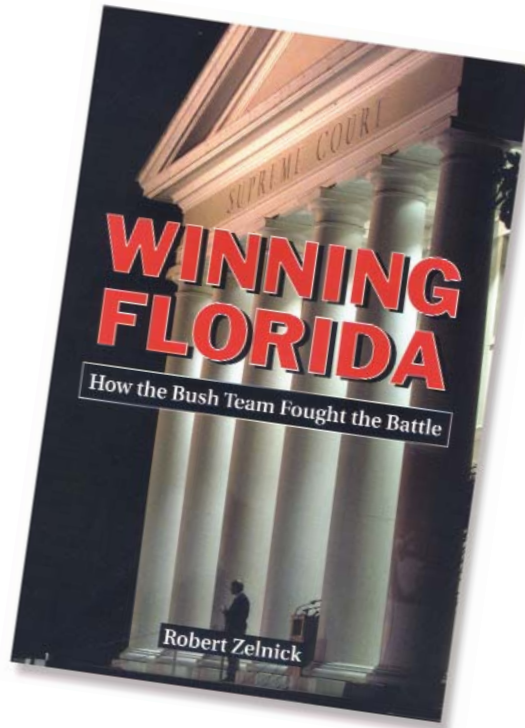
This book, the third by Zelnick, a former executive and correspondent with ABC News, describes the struggle in Florida to determine the winner of the 2000 presidential election, principally from the perspective of the lawyers for George W. Bush and political strategists led by James A. Baker. Zelnick questions decisions made by lawyers for both presidential candidates and examines the effects the decisions had on the election's ultimate outcome. John Fund of the *Wall Street Journal* says that Zelnick "expertly lay[s] out the legal maneuvering in both the Bush and Gore camp better than anyone else I've read." Zelnick is currently a professor in the College of Communications at Boston University.

Textbooks

Criminal Law & Procedure (4th edition)

John M. Scheb '84 LL.M. and John M. Scheb II
West Group

This textbook provides a comprehensive overview to criminal law and basic criminal



procedure and is used in many colleges, universities, technical and vocational schools, and paralegal programs. The book is written by a father-son team. The father is a graduate of the Law School's Judges Program who retired from the Florida Second District Court of Appeals and is currently a distinguished professional lecturer at Stetson University College of Law. His son is a professor of political science at the University of Tennessee-Knoxville.

Introduction to the American Legal System

John M. Scheb '84 LL.M. and John M. Scheb II
West Group

A new effort from the Scheb family writing team, this book, a survey of civil, criminal, and administrative law, is designed as an introductory text to be used in junior colleges and four-year schools for political science and government majors. 📖

Mortimer M. Caplin '40 is a founding partner at the Washington, D.C., law firm, Caplin & Drysdale, and a former commissioner of internal revenue who taught at the Law School for many years. Formerly chair of the Law School's Campaign Executive Committee, he is an honorary trustee of the Law School Foundation.

The State of Lawyering

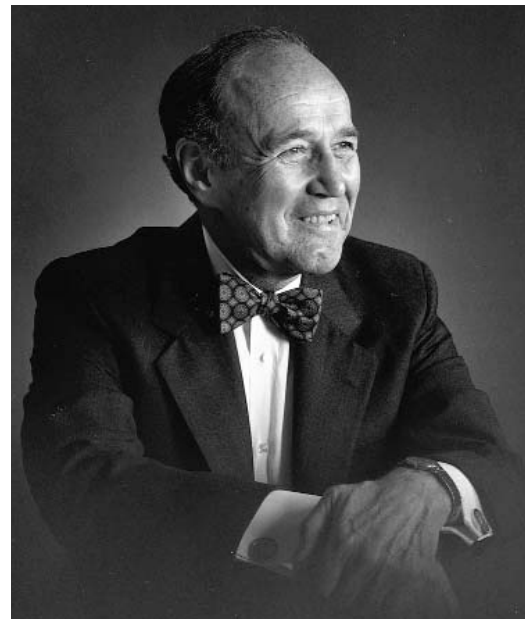
■ Mortimer M. Caplin '40

This is an excerpt from a speech delivered by Caplin, recipient of the 2001 Thomas Jefferson Foundation Medal in Law, on April 12, 2001, at the Law School. The entire speech is available on the Law School's Web site at www.law.virginia.edu.

TODAY THE ORGANIZED bar finds itself in the midst of a high degree of introspection and soul-searching on the status and welfare of the legal profession. Two current developments are the primary cause: ancillary business activities and multidisciplinary practice.

The first—"ancillary business activities" or "law-related services"—refers to the growing involvement of law firms in activities related to law practice, but not technically treated as the practice of law. Sometimes organized as separate businesses or as subsidiaries, these arrangements allow nonlawyers to own part or even control the enterprise, share profits, and join lawyers in providing these nonlegal services to "customers" who at times may also be the lawyers' clients.

Briskly advertised today are trust management and investment services; real estate investment and insurance; health care consulting; public relations and lobbying; translation and private investigations—one even touting a former FBI agent as the



Mortimer M. Caplin

principal in charge. The law firm of Bingham Dana has gone one step further, merging its money-management practice with an investment house, Legg Mason. The tune of the day seems to be: "We've got everything!"

Over the years, many objections had been raised in the American Bar Association House of Delegates. But, finally in 1994, after a series of flip-flops, the ABA amended its Model Rules of Professional Conduct (Rule 5.7) to allow

“law-related services,” so long as the lawyers took “reasonable measures” to make clear to customers—“purchasers” or “users”—that they were not receiving legal services nor were they getting any of the protections of the client-lawyer relationship. On the other hand, if a customer happens to be an existing client, the lawyers may find themselves still subject to all ethical requirements.

As can be seen, these activities tend to place law firms side-by-side with others in the commercial world—blurring the lines between law and business, with the public at times left uncertain about what lawyers really are.

Of even greater significance to the profession is the second development: “multidisciplinary practice” (MDP)—described as “the most important issue facing the legal profession in the past 100 years.”

Involved here is a sustained campaign to allow lawyers and nonlawyers to join in partnerships, provide mixed professional services, and share in the resulting fees. This is not ethically allowed today—at least not in the form of total business integration—for the ABA Model Rules, the template for state ethical rules, flatly prohibit lawyers from, (a) maintaining partnerships with nonlawyers where law practice is included, (b) sharing fees with nonlawyers, or (c) permitting nonlawyers to supervise or control their professional judgment (Model Rule 5.4.) These prohibitions are strongly defended as serving the best interests of the public and the profession, protecting the public against inadequate or improperly trained representation. Critics, in contrast, loudly cry that this is simply “economic protectionism.”

Nevertheless, intense efforts are in high gear today to change these ABA model rules, led primarily by the Big Five accounting firms—powerful organizations with tens of thousands of employees, offices around the world, and huge resources.

Ever on the alert to expand markets and attain larger market shares, these firms continue on the lookout for law associates, law

partners, and even entire law firms. They flatly maintain their lawyers—at least in the United States—rather than practicing law, are merely offering “consulting services,” outside the ambit of lawyers’ professional conduct rules or bar discipline. Yet the accounting firms’ ultimate aim is quite clear: to form dual-practice, “full service” partnerships, working as a team to provide “a seamless web of services” — accounting, consulting, law, you name it. One-stop-shopping, if you will, supplying all the products you need!

As can be seen, these activities tend to place law firms

side-by-side with others in the commercial world—blurring

the lines between law and business, with the public at times

left uncertain about what lawyers really are.

Not that the accountants are alone in this effort. Within the bar itself, there are parallel forces fully supporting the removal of ethical barriers. For them, the competitive and commercial advantages of such multifaceted marketing are obvious. Too late, they say, to resist the change: “The horse is out of the barn”; MDPs already exist, at home and abroad.

In sharp opposition is a large body of determined lawyers who back the existing bans. They regard our profession as unique, “indispensable to the functioning of civilized society,” and take special pride in being lawyers.

They harken back to our history, our traditions, our training—our special responsibilities relating to the proper functioning of the courts and government, upholding the rule of law, and our profession’s “spirit of public service.”

Will all this be eroded, watered down, if lawyers and law firms are combined in partnership with other professions?

What about the differences in our rules on

confidentiality and lawyer-client privilege, conflicts of interest, and client loyalty?

And what about “independence of professional judgment”? What happens when nonlawyer partners play leading roles in firm management and firm policy, and when at stake is the retention of wealthy clients?

What about “independence of professional judgment”? What happens when nonlawyer partners play leading roles in firm management and firm policy, and when at stake is the retention of wealthy clients?

In sum, all of these issues relate to core values—core principles, if you will—seen as marking the difference between being a member of the bar and a member of another profession: competence, independence of professional judgment, protection of confidential client information, loyalty to the

client through avoidance of conflicts of interest, and pro bono publico obligations—all reaffirmed recently in probing studies by the American Law Institute in its *Restatement of Law Governing Lawyers* and by the ABA Ethics 2000 Commission in its *Report on the Evaluation: The Model Rules of Professional Conduct*.

In this environment, and by resolution specifically upholding these core values, the ABA House of Delegates in July 2000 brought the MDP debate to an end—at least for the time being. By an overwhelming vote of nearly three to one, the delegates flatly rejected the recommended MDP paradigm along with the ethical changes proposed by its Commission on Multidisciplinary Practice.

But let us be clear: the MDP issue is not dead—not by a long shot. It has many supporters, and the ball is now in the state bars’ court. ABA ethics actions are only recommendations to the individual state bars, each being the arbiter on the rule in its own state, subject only to final approval by the state’s supreme court. 🏠