

AMICUS

UNIVERSITY OF COLORADO LAW SCHOOL

VOLUME XXIII, NUMBER 2, FALL 2007

Law in the Public Interest

*Around the World,
Colorado Law Alumni
Are Serving the Greater Good*



COLORADO LAW
UNIVERSITY OF COLORADO LAW SCHOOL



COLORADO LAW

AMICUS is produced by the University of Colorado Law School in conjunction with the Office of Publications and Creative Services.

Electronic copies of AMICUS are available at www.colorado.edu/law/alumdev.

Inquiries regarding content contained herein may be addressed to:

Elisa Dalton
Director of Communications and Alumni Relations
Colorado Law School
401 UCB
Boulder, CO 80309
elisa.dalton@colorado.edu

Writing and editing: Jon Leslie, Elisa Dalton, Thomas Ley
Design and production: Mike Campbell
Photography: Casey A. Cass, Elisa Dalton, Larry Harwood
Project management: Kimberly Warner

The University of Colorado does not discriminate on the basis of race, color, national origin, sex, age, disability, creed, religion, sexual orientation, or veteran status in admission and access to, and treatment and employment in, its educational programs and activities.



Printed on recycled paper.

AMICUS

UNIVERSITY OF COLORADO LAW SCHOOL

VOLUME XXIII, NUMBER 2, FALL 2007

CONTENTS

From the Dean

Closing the Justice Gap 2

Law in the Public Interest

Around the World, Colorado Law Alumni
Are Serving the Greater Good 3

Faculty Editorial

Renaming Public Interest Law 12

Law School News

How Does Colorado Law Compare? 13

Emphasizing Public Service 14

American Indian Law Program Expands 16

Conferences, Workshops, and Presentations

Public Service Events 18

Building Dedications 19

Scholarly Events 21

Faculty Highlights

Serving the Public 25

Legislative Work 26

Faculty Accolades 27

Invitation to Alumni 29

Alumni News

Alumni Events 32

Class Actions 34

In Memoriam 37

Calendar

Back Cover



Closing the Justice Gap

Lawyers have power and influence in our society. We can have a lasting impact on humanity—through the outcome of our work and by furthering the rule of law. We constantly strive to improve the personal and material situations of our clients. We also use our time and talents to advance the public interest, representing poor and oppressed people, protecting the environment, and promoting health and welfare.

Particularly egregious is the need of poor people for legal services. The number of people in poverty grew nearly 6 percent in five years, and last year the American Bar Association reported that more than 43 million people now are poor enough to qualify for federally funded legal assistance. Meanwhile, the Legal Services Corporation—the federal entity charged with funding legal aid programs—prepared a report titled *Documenting the Justice Gap*. It found that half the people seeking help with their legal problems are turned away because the programs lack sufficient resources.

Not only the poor depend on the legal system for justice. Wrongfully convicted people languish in prisons. Racially discriminatory practices still offend our national culture. When unpopular opinion is repressed, it cries out for vindication in the courts. Abused and neglected children must count on the legal system to protect them. Physically disabled people see enforcement of the law as opening pathways through a world full of impediments. Citizens can organize to have an effective voice against governments and large economic interests, but they need lawyers. By coming under the umbrella of nonprofit organizations, individuals can “afford” attorneys who will work for low wages—and justice.

The legal problems the unrepresented or underserved have are even worse in the developing world. In this milieu, lawyers have the keys to opening doors of courts and becoming the guardians of the rule of law.

Who, then, are the lawyers who will close the justice gap?

Historically, many Colorado Law graduates have chosen careers in government agencies, legal aid organizations, and nonprofits. Moreover, many alumni who practice privately or go into business do pro bono work, volunteer, and lead in their communities. Yet it is challenging to perpetuate Colorado Law’s 115-year tradition because the justice gap is widening.

Economic forces add to the challenge. Career choices of law graduates are more limited as costs of legal education rise and they are burdened with large educational debts. Moreover, law firms are

businesses, focused on the “bottom line,” and thus less likely to encourage forsaking billable hours for pro bono work.

We aim to perpetuate the leadership of Colorado Law and its alumni in closing the justice gap. After all, building a sense of professional obligation to public service is part of our educational mission. We are making several efforts to equip and motivate our students’ and graduates’ commitment to public service.

Our Clinical Education Program is broader in scope, a better vehicle for skills education, and more effective at serving communities in need of legal services than ever before. Colorado created one of the first clinical programs in the nation almost 60 years ago. Today, under Professor Deborah Cantrell, we have nine clinics assisting real clients who are indigent or otherwise would not have access to legal services.

We have created a Loan Repayment Assistance Program that has paid five grants to debt-burdened students going into low-paying public service jobs. Aggressive student fundraising began the program, proceeds from last year’s Alumni Awards Banquet gave it a great boost, and a recent anonymous grant will allow it to expand.

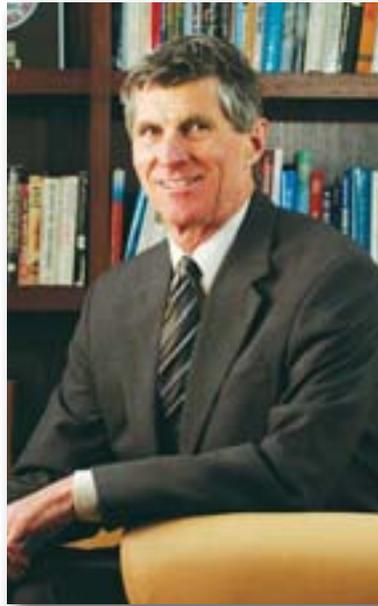
Our Career Development Office has committed Karen Trojanowski to guiding students who want to find careers in public service and supervising the work of students doing externships with nonprofits, public agencies, and other offices.

The Law School may adopt a rule requiring students to perform pro bono services before graduating. Students and faculty are discussing the kinds of services and number of hours that would be required and how to administer the program.

The spirit of service runs high in our student body. Last year, I was delighted to present individual students who had volunteered through our Lend-a-Law Student program and other projects with certificates recognizing more than 2,200 hours of pro bono work. We want to expand this spirit, and sustain it as graduates pursue their careers. In the end, we must ensure our students hear the advice stated in the “Sears Charge” reprinted on page 20, that “the test of your professional fitness will lie not in your title, but rather in your service to society . . .”.

The pages that follow profile only a few of the many Colorado Law alumni who have taken their power where it is needed and used it for the greater good. We have necessarily chosen from hundreds of our alumni whose lives have proved that ours is a noble profession. We chose these cameos to show the great diversity—and the great satisfactions—that comes of living the life of service.

David H. Getches





*Around the World,
Colorado Law Alumni Are
Serving the Greater Good*

“The pages that follow profile only a few of the many Colorado Law alumni who have taken their power where it is needed and used it for the greater good. We have necessarily chosen from hundreds of our alumni whose lives have proved that ours is a noble profession. We chose these cameos to show the great diversity—and the great satisfactions—that comes of living the life of service.”

INTERNATIONAL LAW

“In addition to representing victims of human rights or civil rights violations, attorneys can also play a strong advocacy role and work for political changes.”

Jean Garland ('82) *Senior Rule of Law/Human Rights Expert, U.S. Agency for International Development*





Jean Garland's public service work has evolved dramatically during the past 15 years—from an initial desire for a change of pace in her professional life to a career devoted to promoting human rights and the rule of law in locations across Europe and Latin America.

After 10 years in private practice as a commercial litigator in California, Garland began her public interest career in 1993 with a six-month temporary stint for the American Bar Association's Central and Eastern European Law Initiative (CEELI). In this role, she worked with the nascent Slovak Judges Association and other stakeholders to build a democratic justice system in newly formed Slovakia, an experience that led her to change course from private practice and pursue additional public service work focused on international development.



"Slovakia was a brand-new country then, and there was so much excitement connected to the change from a communist to a democratic regime," said Garland. "I did return to the practice of law after my six months was up, but by then the bug had bitten me and there was no turning back."

Garland took a role with the U.S. Agency for International Development (USAID) as a commercial law/rule of law advisor in Bratislava for two years before establishing and leading the central European office of the International Center for Not-for-Profit Law (ICNL) in Budapest, Hungary. There she also served as an adjunct professor in the legal studies department at Central European University for three years before becoming the legal director for the European Roma Rights Center (ERRC), an organization that monitors and defends the human rights of the Roma—commonly known as Gypsies—across Europe.

"The most aggravating and most satisfying work I did came when I served for the European Roma Rights Center. The Roma are the most marginalized and despised group in Europe. Most live in dire poverty, have little education, and suffer pervasive discrimination," said Garland. "At ERRC we filed numerous applications with the European Court of Human Rights against countries such as Bulgaria, Romania, the Czech Republic, Slovakia, Hungary, and Croatia, and even western European countries like France, the United Kingdom, Greece, and Italy. Many of the cases involved the deaths of Roma while in police custody, or at the hand of skinheads or mobs where state officials either failed to respond or responded inadequately. We won most of our cases, achieving not only moral victories but securing financial damages for our clients."

During this time, Garland also wrote an amicus brief in the landmark case *Nachova v. Bulgaria*, in which the European Court of Human Rights found for the first time a violation of Article 14 of the European Convention on Human Rights prohibiting discrimination based on race. She was also involved in litigating *D.H. v. Czech Republic*, another landmark ERRC-filed case involving the unnecessary placement of Roma students into "special schools" for the mentally retarded, which is currently on appeal before the European Court's Grand Chamber.

Garland returned to USAID in 2006 as a senior rule of law/human rights expert, where she provides technical assistance to field missions in Latin American and Caribbean countries designed to improve respect for human rights and strengthen the rule of law through reforms to the judicial sector, streamlining of criminal procedures, and human rights-based training programs.

"It's interesting. It's very interesting work. I like the human element, and I would say the satisfactions outweigh the frustrations," said Garland. "These are all things that will require time and continued effort to address, but ultimately I hope the lives and the security situation of the people in Latin America will be improved as a result of this assistance."

"Work in the public interest can be exciting, challenging, and rewarding," she said. "Even for people who are involved in completely private-sector undertakings or are in-house counsel or are part of major law firms, there's a lot you can do in the public interest. I think you can derive personal satisfaction, as well as do a lot of good."

Alumni Focus

Making a Difference as Colorado Public Servants

The ranks of Colorado Law School alumni include hundreds of talented individuals who have chosen public service careers in the state. Our alumni head nearly half of the regional public defender offices in the state of Colorado. They are also working for the public good as county attorneys, district attorneys, and in legal service offices throughout Colorado. Our public service can be seen in many forms, whether it's serving—like Bob Miller ('65) and Bill Leone ('81)—as U.S. Attorneys for Colorado, or accepting the challenges associated with Colorado politics—like Class of 2001 graduates Eric Rothaus (Deputy State Treasurer), Jon Anderson (Chief Counsel to Governor Owens), Craig Welling (Deputy Counsel to Governor Ritter), and Jason Dunn (Deputy Attorney General).

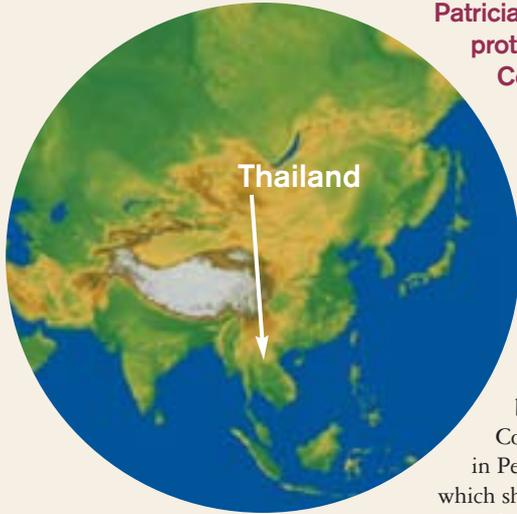
For more about Colorado Law alumni public service work, visit Class Actions on page 34.

ENVIRONMENTAL LAW

“When I got to Colorado Law, Professor Charles Wilkinson told us that environmental lawyers are the voice for all of those living and non-living things in our environment that cannot speak.”

Patricia Moore ('92) *Head, Regional Environmental Law Programme, World Conservation Union*





Patricia Moore's passion for environmental protection has led her from a University of Colorado research project in Peru, to Colorado Law School, to the Middle East, to Southeast Asia. Moore has dedicated her career to promoting sound environmental laws in countries around the world—and to creating the core groups of governmental authorities, legal professionals, and citizens necessary to implement them.

Moore's path to public interest environmental law began with her participation in the University of Colorado's Rio Abiseo National Park Research Project in Peru during the mid 1980s. During the project, which she coordinated, Moore became aware of the need to resolve conflicting claims in the land surrounding the park's buffer zone and enlisted the help of a group of young attorneys from Lima.

That group organized into the Peruvian Society for Environmental Law (SPDA), receiving its first contract from the project and preparing a report on the status of the surrounding land that laid the foundation for park authorities to work with communities and landowners surrounding the park. Her experience working with the attorneys ultimately led Moore to apply to Colorado Law School.

"It was more than five years until that initial contract with SPDA turned into my own application to law school," said Moore. "I saw how law could be used as a tool for conservation and sustainable development and slowly became convinced that I wanted to learn how to use that tool. When I submitted my law school application, I knew that I wanted to work in what I later learned is called 'technical assistance' and 'capacity building' in developing countries, rather than go into a conventional law practice in the United States."

One of Moore's primary motivations to become an attorney stemmed from her desire to decipher and reconcile the seemingly conflicting jargons of the various scientific disciplines, government interests, and local citizenry where environmental concerns were involved—to interpret and bring together different perspectives when they were not communicating effectively with each other. Since completing law school, she has worked overseas in a variety of environmental law roles, currently serving as head of the Regional Environmental Law Programme for the IUCN—The World Conservation Union in Thailand, a unit assisting Asian governments and their citizens with developing legal tools to support efforts to assure livelihood security and achieve the goal of poverty reduction in their countries.

She said that the biggest challenges of her work involve keeping up with developments in several legal systems at the same time, learning the individual nuances of the countries where IUCN works, and dealing with the sometimes slow pace of progress. Some of her most memorable accomplishments include large-scale projects involving the adoption and enforcement of new and updated environmental laws in developing countries, and navigating the unique cultural circumstances and risks associated with places such as Afghanistan, Pakistan, Viet Nam, and Thailand. Moore also relishes the smaller influences she has had on individuals she has encountered in the course of her work.

"One of the highlights for me has to be working with an early-career lawyer in a developing country, seeing her respond to comments on her work, pick up on them quickly, and improve her work product considerably," said Moore. "Also presenting her with opportunities and seeing her take advantage of them and win awards, gain confidence, and accept greater responsibility in doing so."

For Moore, being successful in public interest work involves maintaining a certain amount of balance in her professional life, something to which nearly every attorney can relate.

"We are all constantly struggling with the 'work vs. everything else in life' balance," she said. "If you're thinking of a career in public interest law, you probably have a strong idealistic streak, which can make it even more difficult to justify giving anything else priority over your work. Get used to the idea that you must do that and teach yourself early on how to do it. One-dimensional professionals have much less to offer than those who cultivate interests other than their work."



Alumni Focus

Advocating for the Environment

Like many of their fellow alumni, Gregory A. Thomas ('71), Steve Sinton ('72), and David Douglas ('75) are putting their legal training to use as advocates for the environment—both here in the United States and around the world. Thomas serves as President of the Natural Heritage Institute, a San Francisco-based nonprofit natural resource conservation organization that works to promote improvements in how public and private entities manage the earth's natural resources. Sinton was instrumental in founding the California Rangeland Trust, a nonprofit organization that does conservation easements on cattle ranches and has protected over 175,000 acres in less than a decade. Douglas has spent 20 years as President of Waterlines, an organization dedicated to increasing safe, affordable, and sustainable water supplies and sanitation around the world. Roger Flynn ('91) founded and directs Western Mining Action Project, enforcing environmental laws against mine operators.

For more about Colorado Law alumni practicing environmental law, visit Class Actions on page 34.

PRO BONO

“Guantanamo Bay is as much about fighting and preventing terrorism as it is about the system of checks and balances in our government. It’s as much about detaining men who potentially, according to the government, pose a threat to the United States as it is about the extent of presidential power.”

J. Wells Dixon ('99), *Attorney, Center for Constitutional Rights*





J. Wells Dixon never expected his legal career to put him directly at odds with the President of the United States—or for it to take him to a U.S. military prison in Guantanamo Bay, Cuba. While working as a white-collar criminal defense and securities lawyer for Kramer Levin Naftalis & Frankel LLP in New York City in 2004, he learned of the *Rasul v. Bush* Supreme Court decision providing foreign nationals in Guantanamo Bay the right to petition for writs of habeas corpus. Soon afterward, he decided to get involved.



“The work I was doing was similar to the Guantanamo work in that it involved the use of federal power—that is, the relationship between the federal government and individuals in the United States, so initially my interest was somewhat academic,”

said Dixon. “How the U.S. government chose to treat the men in Guantanamo, and in particular the denial of basic due process rights for these men, struck me as something that was not lawful and just not morally right—something that was frankly, in my opinion, un-American.”



The *Rasul* decision led a number of Guantanamo detainees to seek representation, which led Dixon and a few colleagues to pursue pro bono work through the Center for Constitutional Rights (CCR), a nonprofit legal and educational organization that represents the vast majority of detainees. Within a year, he was spending about half of his time working with detainees, until in the summer of 2006 he accepted a full-time role as a CCR attorney.

“I initially became involved in the Guantanamo litigation as a matter of principle. I thought it was very important for these men, regardless of what they were accused of doing, to have basic due process rights and basic fundamental human rights,” said Dixon. “And I still believe that as a matter of principle, but I will tell you, having traveled to the base now several times and having met with a number of detainees, it has become much more personal for me. Now there’s a face, there’s a name, there’s a story that goes along with each of the men I meet.”

According to Dixon, there are currently about 340 prisoners in Guantanamo, and nearly 800 detainees have been held since the prison opened in 2002. Dixon represents detainees from all over the world—including Afghanistan, Algeria, China, Somalia, and Yemen, among others. One of his clients, Majid Khan, was captured by the CIA in Pakistan in 2003 and is one of the government’s 14 “high-value” detainees—even though Khan has U.S. political asylum, went to high school in Baltimore, and has family who are U.S. citizens and still live there. Dixon and another CCR attorney are negotiating for access to Khan, who the government has not allowed them to meet for reasons of national security.

“Initially, when the Guantanamo litigation started, we were told by the U.S. government that the men who were detained in Guantanamo were the worst of the worst. I think it was Donald Rumsfeld who said in 2002 that these were the best-trained, most vicious killers on the face of the earth. The Chairman of the Joint Chiefs at the time, General Myers, said that these are people who would chew through the hydraulic lines in an airplane to bring it down,” said Dixon. “And what we discovered when we started traveling to Guantanamo was, in fact, that these men were not the worst of the worst, that many of these men had done absolutely nothing wrong. And most of the clients who I represent were sold to the United States for bounties. They weren’t captured on the battlefield; they weren’t captured by U.S. forces in Afghanistan; they were captured by bounty hunters who sold them to the United States for \$5,000 apiece.”

Dixon believes that the question of whether Guantanamo detainees are entitled to fundamental Constitutional rights involves larger questions about the extent of habeas corpus and the reach of the U.S. Constitution outside the sovereignty of the United States, questions that involve the limits of presidential power in the fight against terrorism and the federal government’s system of checks and balances.

“No one in the United States is above the rule of law, and that provides a context for the sort of work we’re doing,” said Dixon. “As a lawyer, you have the unique ability to argue these issues in court. I never thought when I was a law student in Colorado I was going to be arguing the precedential value of cases such as *Marbury v. Madison*. I never thought I was going to be arguing the reach of habeas corpus in 17th-century England, and that I would be doing so in the context of cases that ultimately will decide what the power of the President is versus the power of the Congress versus the power of the U.S. courts. As a lawyer, I have a unique ability to do that.”

“It’s very humbling,” he said. “As much as we believe that the men in Guantanamo are entitled to fundamental due process, and as much as we’ve been arguing for those rights in federal courts on their behalf, we don’t take lightly challenges to the President of the United States during a time of war. But the President has attempted to set himself above the rule of law, has attempted to expand his own power at the expense of the U.S. courts and at the expense of the Congress. So it is our obligation as lawyers, as members of the bar, and frankly, as citizens, to challenge that.”

Alumni Focus

Engaging in Pro Bono Work

Both inside the United States and abroad, Colorado Law alumni volunteer their time and expertise in support of a variety of pro bono causes. Phillis Morgan ('88) is currently working in Africa through NGOabroad—a humanitarian organization that matches a volunteer’s skills to international needs—to advise, advocate, and assist poor people in a new legal aid clinic. Closer to home, Seth Murphy ('97) and Frederick Sprouse ('85) were honored this year with the 2007 Rebekah A. McBride Pro Bono Attorney of the Year Award for demonstrating the highest level of volunteer service to their communities as Northwest Colorado Legal Services Project attorneys.

For more about Colorado Law alumni engaged in pro bono work, visit Class Actions on page 34.

NONPROFIT

“From my point of view, we’re not trying to tackle every problem in the world. We’re trying to tackle those problems unique to Colorado and on a day-to-day basis make people’s lives in this state better on a variety of levels.”

William J. Hybl ('67), *Chairman and Chief Executive Officer, El Pomar Foundation*





For nearly four decades, Bill Hybl has built a remarkable career as an attorney, businessman, executive, and statesman. During this time, he has served in prestigious national roles as Special Counsel to President Ronald Reagan, President of the U.S. Olympic Committee, and U.S. Representative to the General Assembly of the United Nations, among others. He has also served in influential Colorado roles, including as an Assistant District Attorney and a member of the Colorado House of Representatives. For the past 34 years, however, he has spent most of his time working in support of Colorado communities as Chairman and Chief Executive Officer of the El Pomar Foundation.



Founded in 1937, El Pomar is one of the largest and oldest foundations in the Rocky Mountain West, managing assets totaling \$550 million. Hybl has devoted the bulk of his life's work to leading the foundation's efforts to promote the current and future well-being of the people of Colorado. He started at El Pomar in 1973.

"My interest in public interest work evolved," said Hybl. "I was involved with various volunteer things early on, including the Legal Aid Society at the University of Colorado Law School, but even more important was the volunteer work I did after law school when I was in the Army. I taught at the University of Asmara in Asmara, Ethiopia, which is now Eritrea, and it was there I had a chance to see there is real satisfaction as you reach out to help others and see how they increase their knowledge or abilities."

Hybl began with the idea of a public interest career in politics, but switched gears as he became aware of what nonprofits could do to make a practical difference in people's lives. While practicing in the Colorado Fourth Judicial District Attorney's Office, he saw the opportunities that existed for public interest work and ultimately decided to join El Pomar.

"I think like every other political science major you sometimes think you're the one that's on the way to Congress, and I did spend a term in the state legislature from 1972 to 1973. While I enjoyed that, I think that working at El Pomar and being involved in the nonprofit sector certainly has given me an opportunity to do as much or maybe more than I could have as an elected representative," said Hybl. "So for 34 years I have basically done the same thing, and my board has been good enough to allow me to engage in other nonprofit activities."

Hybl says his work with El Pomar has had a lasting influence in Colorado through the impact of efforts like El Pomar's Community Stewardship Programs—with more than 150 participants in the El Pomar Fellowship program for recent college graduates, 143 high schools involved in the El Pomar Youth in Community Service program, and approximately \$400,000 annually disbursed in Awards for Excellence to outstanding state nonprofit organizations. He is most proud, however, of El Pomar's successful support of the Peak Vista Community Health Centers in El Paso and Teller Counties.

"We wanted a place that not only was well-staffed and effective in what it did, but that also provided an opportunity for patients to visit a doctor or health care professional with dignity. Now it has nurseries for children and offers the sort of environment that is welcoming even to those without health insurance."

According to Hybl, El Pomar's biggest challenge right now involves supporting Colorado's rural areas, which do not have the same level of health care, educational opportunities, or human services as their Front Range counterparts.

"In the past four years we have really made a concerted effort to find innovative ways to reach out to those communities," he said, "so that we can not only make grants but ensure that we are providing the support in the most effective ways possible—not just determining their needs from afar."

Hybl's lifelong dedication to public service has extended to his son, Kyle, a Colorado Law alumnus ('96) who in 2006 was elected from Congressional District Five to the University of Colorado Board of Regents. The elder Hybl says that while there are certainly challenges for those who wish to pursue public interest law, there are also great rewards associated with the work.

"One challenge is the compensation. In public interest law generally, not always, but generally, you will not be compensated at the same level as attorneys working in corporate law. Secondly, you're apt to run into resistance from other lawyers or people in the community to the things you are doing, because for every action there is going to be a reaction. And the third thing isn't as much a challenge as it is a reward for accepting the challenges that do go along with public interest work. You can't overlook the real satisfaction that comes with making a difference."

Alumni Focus

Doing Good in the Nonprofit Sector

From taking leadership roles in nonprofit organizations to choosing public interest jobs straight out of law school, many of our alumni have made nonprofit work a central part of their legal careers. Betty Norwind ('71) is one of many Colorado Law alumni leading nonprofit organizations, serving as Executive Director of the Harriett Buhai Center for Family Law in Los Angeles, California, while Bob Hill ('70) and Myra Monfort Runyon ('75) each have leveraged their successful legal careers to establish significant nonprofit foundations in their communities. Recent graduates Jami Vigil ('02) and Gina Bata ('06), recipients of Loan Repayment Assistance Program (LRAP) grants, have chosen nonprofit careers, as has Joe Rosenblum ('06), who recently became the first-ever in-house counsel for Thistle Community Housing in Boulder, Colorado.

For more about Colorado Law alumni engaged in nonprofit work, visit Class Actions on page 34.



Renaming Public Interest Law

FACULTY EDITORIAL BY DEBORAH CANTRELL,
DIRECTOR OF CLINICAL PROGRAMS & ASSOCIATE PROFESSOR OF LAW

In this issue of *Amicus*, we highlight law in the public interest, presuming our readers have some common understanding of what we mean by the phrase “public interest law.” But are we right about that presumption? Public interest law does not have firm borders as do many other substantive areas of the law such as torts or securities regulation, and what constitutes “public interest law” is often contested.

The phrase “public interest law” is relatively new to the legal profession, emerging sometime after the 1960s when the federal government first provided funding to legal services nonprofits as part of President Johnson’s “War on Poverty.” Before the 60s there were charitable legal aid societies in some urban areas, created and supported by local bar associations, which provided free legal services to selected poor people in the community. Legal aid work was considered largesse, and donors had much sway in determining who among the poor would receive services. The legal aid model was not a first-come-first-served model, but a normative one in which some poor “deserved” assistance and others did not.

Federal funding changed that dynamic as it provided sufficient money to create a nationwide system of anti-poverty legal services offices, covering individuals in urban and rural communities across the United States and instituting a regional system of “backup centers” charged with assessing and remedying systemic issues affecting the poor. As a result, the legal aid model transformed into a model that aspired to assist as many poor people as possible. Further, with the backup centers, individual cases offered the potential for recognizing systemic issues that suggested reform (i.e., the individual client whose welfare benefits had been improperly terminated could get not only relief for herself, but could become the named class plaintiff in a class action lawsuit against the welfare department). While legal services lawyers were not able to help every poor person who came to their offices, they did not sort clients into those who deserved service and those who did not. Instead, legal services programs assessed community legal needs and determined which kinds of cases to take based on the community’s stated priorities.

Federally funded legal services offices were staffed by full-time poverty lawyers who provided services without charge to clients. The moniker “public interest lawyer” was coined to distinguish lawyers who worked at nonprofits from those who worked in for-profit settings (and who might engage in some pro bono cases).

Along with federal funding, nonprofit legal services programs received foundation funding. In particular, grants from the Ford Foundation helped build the National Legal Aid & Defender Program, the Mexican-American Legal Defense & Education Fund, and the Native American Rights Fund. The funding agendas of the Ford Foundation and the federal Office of Economic Opportunity (which disbursed legal services money) were crafted by people committed to the ideas of civil rights and government responsibility, and who were focused on bettering the lives of the poor, underserved, or underrepresented. Legal services lawyers pursued casework consistent with those agendas, and as the phrases “public interest law” and “public interest lawyering” gained traction, they became synonymous with advocacy for the poor and underserved, guided by liberal traditions.

During the 1970s and onward, the label “public interest law” continued to resonate a left-leaning tone, but the fieldwork of nonprofit legal advocacy underwent a shift. Conservative advocates, noting the successes of liberal



public interest law organizations, began to build their own nonprofit advocacy shops. Organizations such as the Washington Legal Foundation and Mountain States Legal Foundation started work aimed at limiting the role of government in the market, and the Institute for Justice crafted an agenda to fortify the rights of private property holders. In describing their advocacy work, conservative organizations asserted that they were engaged in public interest law. They were doing their legal work for free, just like liberal public interest law programs, and they were often challenging government action in a way that asserted the interest of “the public” to the same extent as liberal nonprofits.

The possibility that public interest law organizations could be on opposite sides of the same legal battle (as was the case when conservative organizations challenged the legality of state

interest-on-lawyers-trust-account (IOLTA) programs and liberal organizations defended such programs) highlights the unhelpful ambiguity of the phrase “public interest law.” Who counts as the public? At what time and for how long? Who decides what is in the public interest, and what role may ideology play in that decision? Austin Sarat and Stuart Scheingold have suggested a new name for public interest lawyers—cause lawyers—and I find that name useful. “Cause lawyering” escapes ideological history. Neither the left nor the right has a lock on causes, so the phrase “cause lawyering” can apply equally to liberal or conservative work.

Cause lawyering also signals that this particular kind of lawyer is multiply focused. The lawyer understands herself to be part of a social movement—a cause—whose goals she believes in and seeks to achieve. The lawyer also understands herself to be a specially trained advocate who is a part of the legal profession. Thus, the lawyer has unwavering obligations under the Rules of Professional Conduct, but has additional commitments to the cause in which she is in service. For example, a cause lawyer who is committed to the workers’ rights movement understands that grassroots organizing is a key component of the cause. Thus, the workers’ group might determine an advocacy agenda even if the agenda is contrary to the lawyer’s advice. The workers’ rights attorney is committed to the organizing process, as well as to the legal agenda. The shift to the phrase “cause lawyering” makes clear that the lawyer holds herself accountable to a particular social agenda, that she speaks not for some undetermined “public,” but for a particular group advocating for a particular position. I believe such transparency helps the legal profession move away from an unhelpful debate over what constitutes the “public interest” and toward a consideration of the more important questions: How may lawyers engage in social movement work in ways that are consistent with ethical responsibilities? Does the current structure of legal ethics accommodate cause lawyering given cause lawyers’ dual commitment to cause and to client? Already there is a rich and ongoing debate over how a cause lawyer should sort competing obligations. Does one obligation always trump the other, or is the question invariably a contextual one?

I am mindful, however, that the phrase “cause lawyering” has prompted much discussion among legal scholars and advocates and is not without its own challenges. There are unresolved arguments about what work is cause lawyering and what is not. For example, some scholars argue that a legal services lawyer who only represents individual clients is not a cause lawyer, while other scholars argue the lawyer is. But even in those arguments, the phrase helpfully works to reframe the question as one of identifying types of commitments as opposed to one of defining “public interest.”



How Does Colorado Law Compare?

Tuition is Low for Colorado Residents

As we reported in the last issue of *Amicus*, tuition at law schools for both in-state and out-of-state residents recently has increased dramatically. These charts show that Colorado Law still provides a significant cost advantage for Colorado residents.

Our Tuition Options Committee has been evaluating the situation and deciding on financial arrangements that are equitable and the best strategy for continued growth. Is our goal to make the Law School financially self-sufficient? How do we best target financial aid? Should we strive to equalize costs for resident and nonresident students? What are realistic financial aid goals in relation to peer schools?

Graph A shows the cost of three years of law school for a Colorado resident, including tuition, fees, and living expenses. Numbers take into account those states that, like Colorado, allow students to establish residency after their first year. Graph B shows the costs that law schools are charging their resident and nonresident students for the 2007–08 academic year.

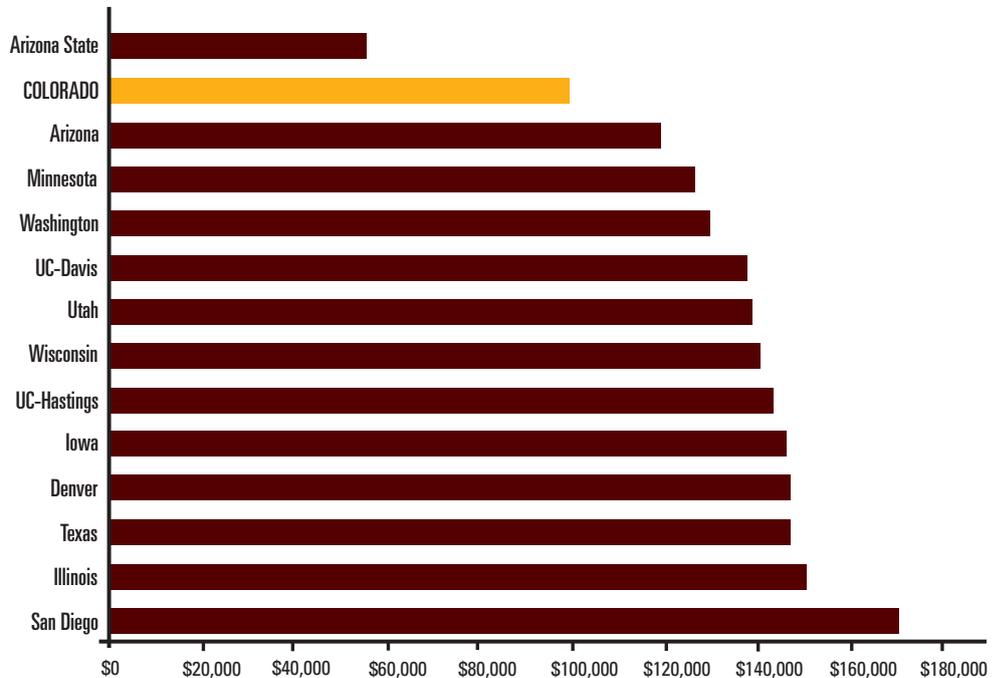


Assistant Dean Lorenzo Trujillo (left) with Dean David Getches and Hispanic law students.

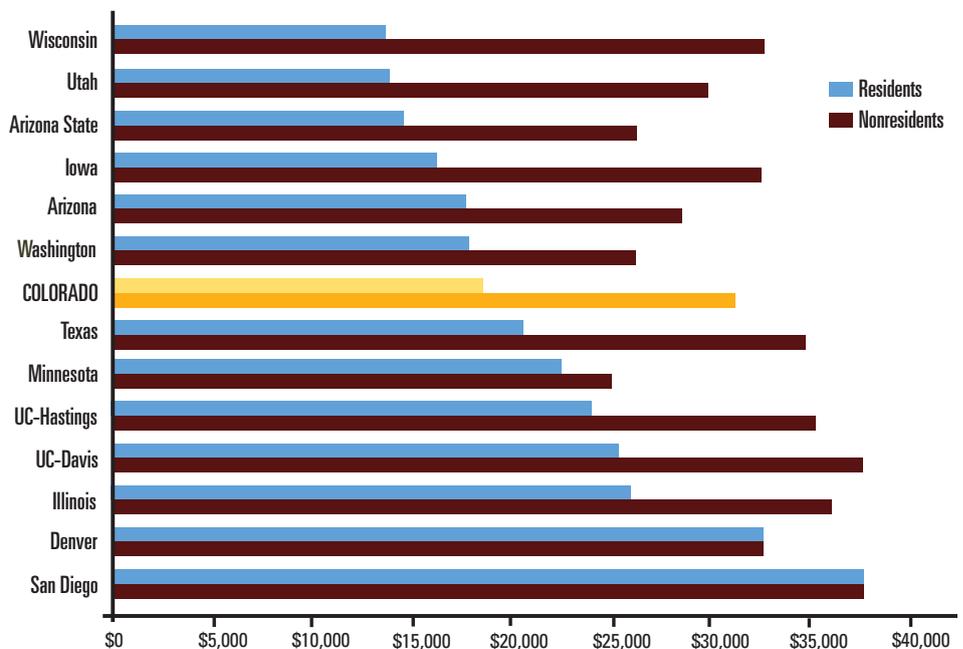
16th Best Law School for Hispanics

In their September issue, *Hispanic Business Magazine* ranked the University of Colorado Law School as the 16th Best Law School for Hispanics. The national magazine took into account a school's academic excellence, enrollment by U.S. citizens, faculty, student services, and retention rates. Currently, we have 40 Hispanic students, which represent 7.8 percent of the student body. Nine Hispanic law students graduated in 2006. The students also have an active and supportive Latino Law Students Association. In comparison, Hispanics made up 6.1 percent of the total national law school enrollment in 2006–07. According to the 2000 U.S. Census, total minority representation among lawyers is about 9.7 percent, with Hispanics representing only 3.3 percent.

A. Total Law School Costs for CO Residents



B. Law School Tuition & Fees for 2007-08 School Year



Emphasizing Public Service

Pros and Cons of a Student Pro Bono Requirement

Colorado Law's Public Interest Task Force—faculty members, administrators, and students—was charged with identifying ways that the school can educate students about their professional obligation to engage in public service work. The group examined what other law schools are doing to develop a public service commitment in their students. About 35 schools today require students to complete 25 to 50 hours of pro bono work in order to graduate. Other institutions are considering such a requirement. Colorado Law is looking at this as one option.



Model Rule of Professional Conduct 6.1, adopted by most states, calls for voluntary pro bono commitment by attorneys. No states mandate public service and only a handful of states have either a reporting requirement or a requirement that attorneys actually provide pro bono representation. Colorado is asking firms to commit voluntarily to 50 hours per year, per attorney. The non-mandatory system is justified by concerns important to the practicing bar—that private practitioners who depend on low-income clients will be adversely affected, that small private practitioners may not have the means to take on mandatory pro bono work, and that pro bono obligations may create ethical conflicts in the representation of paying clients. Some objectors also express concern that it is not appropriate to mandate conduct that should come from a spirit of volunteerism, and that practitioners obligated to do pro bono work will provide poor service to their non-paying clients.

An American Association of Law Schools Pro Bono Project report notes that law schools do not share the concerns that complicate public service requirements for the practicing bar. Moreover, law schools regularly impose various requirements on students for their educational value.

A public service graduation requirement is not without controversy. Administering such a requirement taxes institutional resources. It also adds to the workload of already busy students. However, the educational value of such a requirement must not be underestimated. It instills in students a sense of obligation and satisfaction in representing underserved clients and gives students an opportunity to engage in practical learning. Yet, the question remains whether volunteering should be mandated.

The Law School is assessing what public service incentives and programs would best serve the students' interests and the needs of the community while perpetuating Colorado Law's tradition of public service.

Please send your views on this question to Professor Melissa Hart at melissa.bart@colorado.edu.

Career Services Provides Public Interest Guidance

Since 2006, Karen Trojanowski ('04) has been the associate director within Colorado Law's Office of Career Development, assisting law students in pursuing externships and careers in the public interest and government sector. She works with students and alumni on finding and funding such opportunities during school and after graduation. The office has published a 2007–08 *Public Interest Handbook and Directory*, containing information about preparing for a public interest career, Colorado Law public interest and clinical offerings, scholarships and fellowships, and websites for searching for opportunities worldwide. The directory lists public interest employers that hire externs, volunteers, and graduates such as the judiciary, nonprofits, and government employers.

During the fall term, the office helped the Public Interest Student Association organize career panels during Public Interest Week. Assistant Dean Veronica Paricio took law students to the Equal Justice Works Conference & Career Fair in Washington, DC, and Colorado Law again co-hosted the Rocky Mountain Public Interest & Government Career Fair with the University of Denver College of Law.

Alumni interested in helping future alumni secure public interest work can contact Karen Trojanowski at karent@colorado.edu.

Lend-A-Law-Student Program

Colorado Law's Lend-A-Law-Student Program matches law students with pro bono legal opportunities. For more than a decade, the program has assisted Colorado attorneys doing pro bono or reduced-fee work by pairing them with volunteer law students eager to contribute to their community. Students regularly report that the pro bono work they do through the program is one of the most important elements of their law school experience.

Student volunteer opportunities include working with The Center's Legal Initiatives Project, the We the People Competition at Northglenn High School, El Comite, the Rocky Mountain Immigrant Advocacy Network, the Colorado Lawyers Committee Hate Violence Task Force, and the Peak to Peak mock trial team. In addition, law students have volunteered with organizations such as Boulder County Legal Services, Metro Volunteer Lawyers, Boulder Safehouse, the CU Restorative Justice Program, and Colorado Legal Services. They have taken on projects ranging from coaching mock trial competitions and other law-related outreach efforts in high schools to providing assistance for immigrants seeking legal admission to the United States to volunteering with magistrates and judges. Projects range from a few hours to several months.

Attorneys in need of law student assistance can contact Professor Melissa Hart (melissa.bart@colorado.edu), Professor Ann England (ann.england@colorado.edu), or student coordinator Jessie Polini (jessica.polini@colorado.edu).

Civil Liberties Litigation Seminar Focuses on Public Interest Lawyering

Professor Emily Calhoun's civil liberties litigation seminar focuses on the history and practice of public interest lawyering. The goal is to help students acquire skills and analytical approaches that will equip them to participate in the public interest practice. Students are researching a variety of issues, including wage theft in the day-labor sector, human trafficking, and the use of taser units by police departments. They study how public interest organizations like the NAACP have pursued institutional and social change through the judicial system, the elements of a successful public interest litigation effort, the role of pro bono attorneys, alternatives to litigation, and the professional obligations of public interest lawyers.

Public Comment Project for Natural Resources Law

The Natural Resources Law Center (NRLC) has begun a project with the Environmental Law Society called the "Public Comment Project."

Under Professor Mark Squillace, students develop and submit comments on important policy issues relating to natural resources law. Currently, they are working on comments on national forest planning. The NRLC and the Environmental Law Society hope to offer an alternative planning framework to the U.S. Forest Service that will attempt to minimize the burdens of planning on the Service but allow critical land use choices to be made during the planning process and would assure meaningful public participation in the development plans.

This follows a March 2007 federal district court decision in California that struck down the U.S. Forest Service's 2005 land use planning rules for nearly 200 million acres of public lands under Service control. The agency had failed to analyze the environmental impacts of the proposed rules as required by the National Environmental Policy Act (NEPA). The Service claimed that the planning process had become too cumbersome and is far too prescriptive to allow the Service to do its job efficiently.

Deans' Diversity Council: Increasing Diversity in the Legal Profession

The Deans' Diversity Council is a joint effort of the deans of the University of Colorado and University of Denver law schools and the Front Range legal community to promote diversity in hiring, retention, and advancement of lawyers in corporations and law firms.

Formed by Deans Getches and José R. (Beto) Juárez (DU Sturm College of Law), this initiative involves the commitment and active support of the managing partners of nearly all of Denver's most prominent firms, members of the state and federal judiciary, the U.S. Attorney for the State of Colorado, and the Colorado Attorney General.

In response to stagnant employment rates of minority attorneys in private law firms since 1999, over 100 *Fortune 500* corporations signed the "Call to Action," requiring law firms to increase their efforts to recruit and retain diverse attorneys or risk losing the signatory corporations as clients. As a result, the demand for diverse law students and lawyers in the private sector has risen, but the number of law school minority applications is in decline and attrition among minority attorneys at private law firms is accelerating.

The council's vision statement asserts a concrete goal:

By the year 2016, all Denver metro law firms and corporate legal departments will have successfully developed and implemented initiatives that create cultures of inclusion where attorneys of all backgrounds succeed without regard to gender, race, religion, national origin, disability, or sexual orientation.

In partnership with the Colorado Pledge to Diversity, the council conducted the first comprehensive demographic and ethnographic survey of the Colorado legal profession to provide the baseline data against which the council will measure its future initiatives. Then, in September, the council, in conjunction with Colorado and Denver Bar Associations' Diversity in the Legal Profession Committee, hosted the



The members of the Colorado Law Deans' Diversity Council.

Rocky Mountain Diversity Legal Summit—the first Colorado-based national diversity legal summit.

The council's core strategy group recognized a need to centralize the council's diversity efforts and thus incorporated a new nonprofit, Colorado Campaign for Inclusive Excellence, an initiative dedicated to improving diversity in the Colorado legal community.

Law School Honored for Commitment to Diversity

The University of Colorado Law School was honored on September 15 for its commitment to diversity. Associate Dean Dayna Matthew was presented with the award by Minority Access, Inc., which partnered with the U.S. Department of Health and Human Services and the National Institutes of Health to recognize the Law School for Dean Matthew's work in "Improving Health and Prosperity by Increasing Diversity and Reducing Disparities."



American Indian Law Program Expands

Colorado Law's new American Indian Law Program now provides students with comprehensive opportunities to acquire specialized knowledge of American Indian law through curriculum, the American Indian Law Certificate Program, the American Indian Law Clinic, the National Tribal Court Law Clerks Program, research on federal and tribal Indian law issues, externships, the Native American Law Students Association, conferences and events, expert faculty, affiliated organizations, and community outreach.

American Indian Law Certificate

The new American Indian Law Certificate recognizes completion of a concentrated course of study in the legal issues facing America's native peoples. Requirements include at least 95 credit hours (89 are required for the JD) and at least 18 of the 95 credit hours in designated Indian law and related courses. Numerous students and alumni have worked with Indian Law Clinic Director Jill Tompkins on the certificate initiative, which was three years in the making: Dena Ivey ('06) (Yupik), Elizabeth McCormack ('06) (Yurok), Bonnie Sarkar ('07), Crista Echo-Hawk ('07), Maria Aparicio ('08) (Southern Ute), and Emily Howell ('08). Dean David Getches and Professors Charles Wilkinson, Rick Collins, and Sarah Krakoff also worked on the certificate's development.

National Tribal Law Clerk Program

Federal and state judicial systems have enjoyed long-established law clerk programs where law students or recent graduates assist judges and justices with legal research, writing, and other court-related tasks. These clerkships are often highly competitive and prized by law students. The new National Tribal Law Clerk Program (NTLCP)—designed to expand these types of clerkship to more than 300 tribal courts formally established by American Indian tribes and Alaskan Native villages in the United States—matches tribal court judges and justices with law students who will provide them with valuable legal research and writing assistance.

This is a collaborative project of the National American Indian Court Judges Association, Colorado Law's American Indian Law Program, and the National Native American Indian Law Students Association. Through an \$8,000 seed grant from CU's Institute for Ethical and Civic Engagement and the work of several volunteers, the NTLCP will provide a national database for clerkship opportunities with tribal courts. Learn more at www.triballawclerkships.org.



American Indian Law Clinic Wins in Colorado Court of Appeals

The American Indian Law Clinic has been litigating a stepparent adoption case for four years that was heard in September by the Colorado Court of Appeals. It involves a critical question of whether Colorado should adopt the Existing Indian Family Exception that would bar the application of the Indian Child Welfare Act (ICWA) to certain cases where the Indian parents or Indian child are not culturally close to their tribe. The clinic argued against adopting this doctrine and against application of this doctrine to the facts of their case. The clinic won on all issues of the main appeal, thus rendering moot the question of the cross-appeal. In the published decision, the Court of Appeals affirmed the trial court's order dismissing the adoption petition based on the failure to comply with ICWA, and rejected the Existing Indian Family Exception, finding the ICWA constitutional. The clinic's client, the child's mother, will retain her parental rights and will now be entitled to a hearing on her request for parenting time with her son.

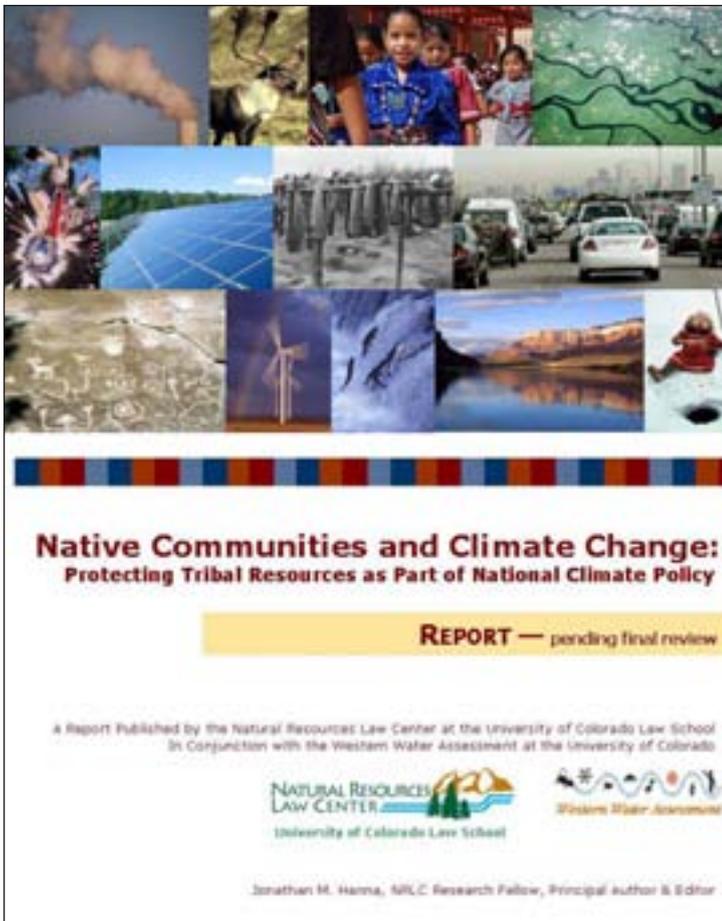
Handling the case were several student attorneys (some are now Colorado Law alumni): Maggie Wetmore ('05), Julia Morgenthau ('06), Bonnie Sarkar ('07), Lauren Templeton ('06), Celene Sheppard ('08), and Ann Rhodes ('07). The student attorneys litigated the case under the supervision of Clinical Professor of Law and Director of the Clinic Jill Tompkins, along with Padraic McCoy and Sarah Malstair on behalf of the Fort Peck Tribes, Faegre & Benson, and Holland & Hart's team on behalf of the amici (the Colorado Indian Bar Association, the Southern Ute Tribe, and the Ute Mountain Ute Tribe) lead by Jennifer Weddle and Anthony Navarro.

American Indian Law Clinic Table



The American Indian Law Clinic and artist, Larry Desjarlais (Turtle Mountain Chippewa), created a design for a beautiful table in the Law School's Kiva conference room. The symbols in the table design represent varied tribal groups involved in the clinic's work: the

Southern Ute Tribe and the Ute Mountain Tribe. The turtle is for the Northern Arapahoe, the buffalo symbolizes the plains tribes as well as CU's own heritage, the bear is the sacred symbol of the Ute Tribes, and the salmon represents the Northwest, Northeast, and Native Alaska tribes. Steve Hillard ('76) and Council Tree Communications generously provided funding for naming the clinic space and for acquiring the table.



Climate Change Impacts Native Peoples

Native Communities and Climate Change: Protecting Tribal Resources as Part of National Climate Policy is a 2007 report of the Law School's Natural Resources Law Center and funded by the Turner Foundation. It examines the impact that global warming will have on native communities in the coming decades and offers recommendations to Congress and federal agencies to deal with these changes. The center sent the report to the U.S. Congress and numerous U.S. agencies and American Indian tribes.

"Rising sea levels, melting tundra, coastal flooding, warmer streams, and severe drought are just a few of the calamities facing native communities in North America as global warming gains a foothold," said Jonathan Hanna, the Center's Research Fellow and principal author of the report. "While climate change will affect everyone, it will affect some disproportionately and Native American communities are among the most vulnerable to a changing climate. The unfortunate irony is that the traditional lifestyles historically followed by tribes and continued to a large extent today contribute very little to the climate change problem." Read the report at www.colorado.edu/law/centers/nrlc/pubs.htm.

Clinic Student Advocate Saves Infant

On a recent home visit to a Juvenile and Family Law Clinic client, student attorney advocate Celeste Rangel ('08) went beyond her duties as guardian ad litem for a newborn baby boy. In asking questions about the child's biological family, she discovered that a sibling living with the father was in dire straits. After seeing cell phone pictures of the child's condition, Rangel initiated court action, protecting the child and providing the family with services. The children are now together, safe and sound, and the parents are receiving the drug treatment they need.

The clinic is part of the Law School's Juvenile and Family Law Program, which introduced a **certificate program** this fall for the growing number of students intending to practice in the area. This certificate will help prepare students for a career in this field and will signal students' interest and expertise to employers. The first two students will receive the certificate in May 2008.

Schaden Donation Will Double Student Participation in Moot Court Competitions

Richard Schaden has made a generous gift to the Law School to support additional student teams to participate in trial and Appellate Court competitions. This is an outstanding experience for any student interested in being a litigator. Many more students will now have the opportunity to participate thanks to Schaden's support.



Schaden graduated from the University of Detroit with a degree in aeronautical engineering and went on to attend graduate school at Wichita State. He began as a flight test engineer with Boeing Aircraft Company and continued as a project engineer of jet engines with Continental Aviation and Engineering Corporation. He continued with his education, and received a JD from the University of Detroit School of Law. He is considered one of the

preeminent aviation attorneys and is known around the world for successful litigation on behalf of the victims in some of the most serious aviation disasters. He is the senior partner of Schaden, Katzman, Lampert and McClune of Broomfield, Colorado. He has been invited on numerous occasions to sit on plaintiff steering committees for large multi-district litigations involving aviation disasters. He maintains current licenses to practice law in Colorado, Michigan, and Illinois; a current license as an air transport jet pilot; is Coast Guard-rated to sail 100-tonnage vessels; and loves to sail as much as time allows. In addition, he is active as an officer and director of Quizno's and Cervantes Capital, LLC.



CONFERENCES, WORKSHOPS, AND PRESENTATIONS

Public Service Events

Entrepreneurial Law Clinic Helps Hispanic Entrepreneurs

Every two months, Colorado Law's Entrepreneurial Law Clinic makes presentations to Latino entrepreneurs through Cultura Business Communications, which provides training and consulting focusing on Latino business with the goal of bridging understanding between American and Hispanic business cultures. Presentations have been made to prospective Denver entrepreneurs on topics such as intellectual property and how to select and form a legal entity when starting a business. Assistant Clinical Professor Brad Bernthal ('01), who leads the clinic, was joined by Marta Jucha ('08); Jon Sargent ('06) of Boulder's Frasca, Joiner, Goodman and Greenstein; and Rita Sanzgiri ('06) of Faegre & Benson. Cultura's classes are split into English and Spanish-speaking sections. Jucha, who previously practiced as an attorney in Mexico, provided language assistance that enabled Bernthal and Sargent to deliver their presentations to both sections.

In addition to its work with Cultura, the clinic has also made presentations to Micro Business Development, a business development entity in Denver, the BARD Center for Entrepreneurship (part of the CU at Denver Business School), and the Boulder-based TechStars program.

Youth and the Judicial System

In November, the Juvenile and Family Law Program teamed up with several other state leaders—Mile High United Way, the State Court Administrator's Office, the Office of the Child's Representative, and the National Association of Counsel for Children—to host a strategic planning workshop on implementing a new state law that requires courts to consult with youth in an age-appropriate manner concerning proposed permanency plans. The workshop developed a plan for implementing the new law. Participants included youth who have recently aged out, judges and magistrates, legislators, county attorneys, guardians ad litem, respondent parent's counsel, service providers, and Court Appointed Special Advocate volunteers.

In 2008, students participating in the program will compete in the National Child Welfare and Adoption Moot Court Competition in Columbus, Ohio. Also, during Child Abuse Prevention Month (April 2008), law students will conduct mock child welfare trials at CU and DU. For the trials, students will train community professionals such as emergency room doctors, child psychiatrists, and others on how to be expert witnesses in child welfare cases.

Pro Bono Volunteer Awards

For the past two years, Colorado Law has recognized students for pro bono and other volunteer work for the community. Last April, the Second Annual Pro Bono Awards Recognition Ceremony honored law students for contributing more than 2,200 hours during the academic year. Colorado Supreme Court Justice Alex Martinez talked at the ceremony about the importance of doing pro bono work and public service and his own life of public service and its rewards. He also encouraged the students to do public interest work because not only is



Assistant Clinical Professor Brad Bernthal (right) with Entrepreneurial Law Clinic student Marta Jucha.

it their ethical obligation, but it is also personally rewarding. Students who donated 100 hours or more included Brandon Karpen ('08) and Michelle Albert ('08), who volunteered with judges; Sarah Quicksall ('07), who worked for Colorado Legal Services and Denver Metro Volunteer Lawyers; Challon Winer ('07) who volunteered for an IRS Volunteer Income Tax Assistance program; Albana Alla ('08), who worked with Immigrant Legal Center of Boulder County; Christian Gardner-Wood ('07) who served as coach for the Regis Jesuit High School Mock Trial Team; and Michael Levy ('08), who volunteered with the ACLU.



Colorado Supreme Court Justice Alex Martinez (left) at the Second Annual Pro Bono Awards Recognition Ceremony.



Student Bar Association Invites Mayor Hickenlooper and Karen Mathis to Speak

Colorado Law's Student Bar Association (SBA) invited Denver Mayor John Hickenlooper in October to speak to law students on homelessness issues that affect Denver and Colorado. His *Ten-Year Plan to End Chronic Homelessness* is addressing many of the root causes of homelessness in Denver and his newly created Commission on Homelessness is developing and implementing a 10-year

plan to end homelessness in the city. As part of National Homeless Month, Colorado Law students organized a canned food drive and sent 525 cans to the Boulder Shelter and Attention Homes. In fact, some professors eliminated the Socratic teaching method in their classes for one day in exchange for all their students donating cans.

Denver CLE Events

Colorado Law offered numerous CLE events this year in Denver to make programs accessible to alumni and friends.

"Wetlands Regulation after *Rapanos*" kicked off the new CLE series sponsored by the Natural Resources Law Center (NRLC) in May. Speakers at this Denver event included Wayne Forman ('84) and Michelle Kales of Brownstein Hyatt Farber Schreck, and NRLC's Mark Squillace.

"The Bar and The Press: Ethical Consideration in High-Publicity Cases," also in May, was presented by Clinical Professor Patrick Furman ('80) and hosted by Faegre & Benson. The presentation included a brief history of high-profile cases, the rise of the Court TV phenomenon, and the ethical and professional obligations of lawyers who are involved in, or wish to comment on, high-profile cases.

"The Future of User Generated Content" was co-sponsored by Colorado Law's Silicon Flatirons, the Cable Center, and the Communications Technology Professionals in October. The evening conference at the Cable Center analyzed the growing trends related to user-generated content and asked the questions: What new technologies are emerging? How they will transform traditional media and usage patterns? What business models will emerge to turn this phenomenon into profitable ventures? What legal issues will arise in connection with this phenomenon?

"New Model Rules of Professional Conduct for 2008" was presented at the 3rd Annual Loan Repayment Assistance Program (LRAP) Benefit in October at the Wells Fargo Center. The speaker was Philip Robert James from the Colorado Bar Association's Ethics

Committee and chair of the call-in Hot-Line subcommittee. Proceeds went to support LRAP.

"Public Safety, New Technologies, and the Future of Emergency Response" was co-sponsored by Silicon Flatirons and UC Denver's School of Public Affairs at their school in November. The conference looked at the future of emergency response and evaluated how new technologies can be adopted to enable first responders to operate more effectively. They evaluated the state of the E-911 system, using as a starting point the analysis offered by Dale Hatfield in a widely praised report commissioned by the FCC.

Building Dedications



Commemorative Brick Patio Celebration

In the Gilbert Goldstein Plaza at the front entrance of the new Wolf Law Building is an area of more than 400 commemorative bricks with inscriptions from alumni, faculty, staff, and friends of the Law School (see photo above). The brick patio includes a large grill donated by the Class of 1999. The project began with the Class of 2006 as an effort to raise funds for the building and continued with classes ever since. Some bricks also have been purchased to honor those who have passed including Daniel Barash ('02), some by parents in their children's name, and some with quotes about the legal profession.

For a limited time, anyone may purchase a brick to leave a truly lasting impression on anyone who passes through Colorado Law School. Contact marilyn.moses@cufund.org.



Arraj Reading Room Dedication

Alumni and former law clerks of the late U.S. District Court Judge Alfred A. Arraj ('28) remembered the judge and celebrated the July opening of the beautiful Judge Alfred A. Arraj Reading Room within the William A. Wise Law Library. Arraj served as an Army Air Corpsman, County Attorney of Baca County, City Attorney for Springfield and Walsh, Deputy District Attorney in the Fifteenth Judicial District, District Judge for the Fifteenth Judicial District, president of the Southeast Colorado Bar, senior vice president of the Colorado Bar Association, and president of the Colorado State District Judges' Association. In 1957, President Dwight Eisenhower appointed Arraj to the U.S. District Court for the District of Colorado, and from 1959 to 1976, he was Chief Judge of the court. He was the longest-serving federal district court judge in Colorado history, sitting 35 years until his death in 1992 at age 86. Arraj received CU's Norlin Award for Distinguished Achievement, the highest award presented to CU alumni, and the William Lee Knous Award, the highest alumni award presented by Colorado Law. CU-Boulder also conferred upon him an honorary LLD degree.

Breitenstein Classroom Dedication



In October, many family and friends, including law clerks, celebrated the dedication of the Jean S. Breitenstein Classroom in the Wolf Law Building and the completion of the campaign to raise \$150,000 to name a space in his honor. Judge Breitenstein ('24) served as Assistant State Attorney General, U.S. District Court Judge; U.S. Court of Appeals Judge for the 10th Circuit nominated by President Eisenhower (senior status in 1970); President of Colorado Bar Association; and Army World

War I veteran. Many Colorado Law alumni served as the Judge's law clerks and raised most of the funds for the space. Principal in the effort were James McCotter ('69), Pete Wall ('63), Sandy MacDougall ('62), Howard Fine, and Stephen Klein. Other attendees included the judge's son, Peter Breitenstein; daughter, Eleanore Wilfley; Eleanore's sons, Michael ('69) and John; Vicki Mandell-King ('75); William Nelson; Lynn Guissinger ('83); Gary Greer ('64); Wesley Howard; and Art Biddle ('68).



Assistant Dean Trujillo ('93), Governor Bill Ritter ('81), Dean Getches, and CU Regent Michael Carrigan ('94)

Commencement 2007

The first class to graduate from the Wolf Law Building included 151 graduates. Colorado Law recognized the Honorary Order of the Coif Recipient, Felix L. Sparks ('48). Keynote Speaker Governor Bill Ritter ('81) recounted his career and encounters with many Colorado Law graduates, professing that their legal education would compare to any in the country. He urged students to follow their passion (not just the money), to understand that a legal education prepares them for paths other than practicing law, and to serve with honor because a good reputation is everything. And, as tradition, Dean Getches read the Charge by Dean Emeritus Don Sears (Dean, 1968–73):

The Sears Charge

You have now received the Juris Doctor degree. Please do not take undue pride in this title, for in the final analysis, the test of your professional fitness will lie not in your title, but rather in your service to society and in the extent to which you combine professional skills with humane concern, legal learning with intense integrity, and great energy with high ideals. What kind of lawyer you will be depends in large part on the kind of person you are. I hope you may continue to grow and that, in the years to come, you will live the most challenging life of all: the life of the mind, the life of service. To you all, we wish great success in your chosen profession.

Scholarly Events



John and Cynthia Schultz with Bruce Kramer

Announcing the Schultz Lectureship in Oil and Gas, Energy, or Natural Resources

The Schultz Lectureship Fund was created this year by the generosity of John H. ('53) and Cynthia H. Schultz to support a lecture each year by scholars in the fields of oil and gas, energy, or natural resources law. The inaugural speaker was Bruce Kramer, who spoke in October on "Split Estates: A New Equilibrium between Surface and Mineral Owners." Kramer is the Maddox Professor of Law at Texas Tech University School of Law and the co-author of a four-volume treatise titled *The Law of Pooling and Unitization* and a casebook titled *Cases and Materials on Oil and Gas Law*. He is a trustee of the Rocky Mountain Mineral Law Foundation and the Energy and Mineral Law Foundation and chair of the Advisory Board of the Institute of Local Government of the Center of American and International Law.

"The Future of Natural Resources Law & Policy"

The Law School's Natural Resources Law Center celebrated its 25th anniversary during its annual summer conference, "The Future of Natural Resources Law & Policy." The study of natural resources law and policy has often appeared to be an integration of disparate disciplines. Water resources, forestry, mineral development, and grazing laws have evolved differently, and distinct sets of laws and policies have been created within the disciplines. Policies for land-use planning and impact assessment have transformed resource management decisions. New scientific approaches have altered resource management implementation. The conference explored these and other developments and identified and described the common themes that bind natural resources law and policy. Speakers presented case studies of concrete problems to illustrate the nature of the legal and policy issues in order for attendees to better understand the complexity of these issues. The Center will publish *The Evolution of Natural Resources Law and Policy*, which will include speakers' contributions.



Labor & Employment Law

In September, Colorado Law and the DU Sturm College of Law jointly hosted a "Colloquium on Current Scholarship in Labor and Employment Law." More than 60 labor and employment law scholars from around the country made presentations on diverse topics in both private and public law, introducing ideas from economics, psychology, and other social sciences. Professor Melissa Hart, one of the event's organizers, presented "Retaliatory Litigation Tactics: The Chilling Effects of After-Acquired Evidence." In addition, Professor Jonathan Fineman presented "The Inevitable Demise of the Implied Employment Contract" and Professor Scott Moss presented "O Brave New World That Has Such Creatures Evidence: An Economic Analysis of Courts' Misguided Rules on Discovery of Digital Evidence." Several papers from the 2007 colloquium will be selected for publication in volume 79 of the *University of Colorado Law Review*.

Property Law

At a time when housing is at the center of so many community efforts to respond to individuals and families in crisis and at the same time dominating headlines around the world, Colorado Law has hosted two property law events. The first annual "Property Works in Progress Conference" was hosted in conjunction with the Widener Law School in June. Conference organizers, Professor Nestor Davidson of Colorado Law (at center below) and Professor Ben Barros of Widener Law School, provided a new forum for 33 property scholars to share cutting-edge works and engage in conversations about early-stage ideas and broader themes. Then in October, the "Affordable Housing and Public/Private Partnerships: The Intersection of Housing, Property, and Real Estate" workshop—co-sponsored by the Syracuse University College of Law Center on Property, Citizenship, and Social Entrepreneurism—engaged scholars on important topics in affordable housing such as transactional lawyering in affordable housing deals, HOPE VI, predatory lending and homeownership, domestic violence, and senior housing.



Professors Robin Paul Malloy (Syracuse University College of Law), Nestor Davidson (Colorado Law), and Michael Diamond (Georgetown Law)



Chemerinsky Reveals Secret Dockets in “The Assault on the Press” Lecture

In the 50th Annual John R. Coen Lecture in April, Erwin Chemerinsky, Duke University’s Alston & Bird Professor of Law and Political Science, spoke about an unprecedented assault on the First Amendment’s freedom of the press, which he blames on the war on terrorism and the Bush administration. Most surprising was his discovery of more than 400 secret hearings

that do not appear on the court dockets in the District of Columbia district court. When asked why this information had not been covered in the press, Chemerinsky replied that it is difficult to report on something in which there is no listing or record. Other unprecedented secrecy can be found in immigration proceedings, closed hearings, and details about detainees. Listen to the lecture at www.colorado.edu/law/media/chem_lecture/chem_lecture.htm.

Equality and the Religion Clauses

University Columbia Law School Professor Kent Greenawalt, a nationally celebrated scholar on law and religion, presented a lecture in November based on his many scholarly works, including his recent book *Religion and the Constitution: Volume I: Free Exercise of Religion*. The lecture was sponsored by Colorado Law’s Byron R. White Center for the Study of American Constitutional Law and the CU Political Science Department’s Keller Center for the First Amendment.

Professor Wilkinson Takes Students into the Field

Adapted from Two Peoples, One Land, by Anne Keala Kelly



In Spring 2007, Colorado Law Professor Charles Wilkinson took his Advanced Natural Resource Law Seminar students to the state of Washington for candid meetings with policy makers, native leaders, corporate representatives, the first head of the EPA William Ruckelshaus, and Governor Christine Gregoire. The journey took them from upscale offices in Seattle, into parts of Indian Country, and through the rainforests of the Olympic Peninsula where a former timber town suffered dramatic economic decline after the 1991 Spotted Owl ruling. It was a trip equal in scope to the overwhelming breadth of issues the students researched for 10 weeks before they went there.

Wilkinson, who began leading the spring-trip seminars when he was still teaching at the University of Oregon in 1987, has since sojourned with more than 200 students at different legal epicenters of struggle over natural resources throughout the West. “Seeing where the water diversion is, seeing the sacred sites, the forest or the mine or the timber cut... students can expand on the big important cases of natural resource law with the added depth of being there and meeting the people involved,” he said during a post-trip interview.

That tactile experience of visiting the watersheds and then the offices of people who are reshaping the future of the watersheds revealed more about the workings of politics, government, and law in eight days than can possibly be conveyed in a classroom.

Envisioning Energy: Perspectives on Our Sustainable Energy Future

More than 220 people attended Colorado Law’s Center for Energy and Environmental Security’s (CEES, formerly EESI)



“Envisioning Energy” event in June. Speakers discussed the passage of numerous bills designed to put Colorado on the right track for achieving a sustainable energy future to a standing-room-only crowd. They addressed what sustainable energy progress had been made and the difficulties that lie ahead for Colorado and the world. Speakers included Colorado House Majority Leader Alice Madden, Executive Director of the Colorado Department of Public Health & Environment Jim Martin, Director of the Governor’s Energy Office Tom Plant, and British Consul in Denver Kevin Lynch.

In 2004, only 3 percent of energy came from renewable sources such as hydropower, wood, solar, wind, geothermal, and waste materials. The rest of the energy was derived from coal and natural gas. In the last general election, Colorado voters passed Amendment 37, which calls for 10 percent of the state’s electricity to come from renewable sources by 2015. “Colorado can emerge as an economic powerhouse in this field, and this past legislative session was a solid step in that direction. But we also need to make sure that Colorado is a leader in taking advantage of all the opportunities that are coming onto the scene—at state, national, and even international levels. The speakers helped us understand how to do that,” said Dr. Lakshman Guruswamy, CEES Director and Professor of Law.

Colorado Law Hosts U.S. Court of Federal Claims Conference

The U.S. Court of Federal Claims held its 20th Judicial Conference, “Claims Against the Sovereign,” in October at the Law School. Chief Judge Edward J. Damich and 23 other active federal court judges from Washington, DC, participated in moot courts and simulated court proceedings. There were also presenters and attendees from government, academia, nonprofits, and law firms. Topics included tribal claims, private property, water, and patents. At the session “Water, Water Everywhere and Every Drop to Sue,” Nancie Marzulla (’83) of Marzulla Law in Washington, DC, and Bennett Raley (’83) of Trout, Raley, Montañó, Witwer & Freeman in Denver served on the panel. Professor Charles Wilkinson gave a presentation on the future of Indian nations and the federal government at the “Tribal Claims Against the United States” session. And, Terry Petrie (’82) of the U.S. Department of Justice’s Natural Resources Section provided an attorney sanctions hearing with a technology demonstration.



Rothgerber Moot Court Participants: Lopez, Martin, Adams, Casebolt, Eid, Dubofsky, Piechota, Williams, and Melamed

56th Rothgerber Moot Court Competition Final Arguments

Every April, students on Colorado Law's two national teams face off in the Rothgerber Moot Court Competition. This year, Justice Alison Eid, former Justice Jean Dubofsky, and Judge James Casebolt ('75) judged the arguments. The teams argued *Dom L. Door (Petitioner) v. United States (Respondent)*, which is before the U.S. Supreme Court. The Court certified the following questions:

- Does the Fourth Amendment permit police officers during a stop based on reasonable suspicion to request consent to search a suspect after the initial purpose of the stop is completed?
- Does the Fifth Amendment require that Miranda warnings include an express reference to the right to consult with an attorney during an interrogation?

Jonathon P. Martin received the Austin W. Scott Best Oralists Award; the Petitioner's team of Gabe Lopez, Roni Melamed, and Chuck Piechota received the Best Team Award; and the Respondent's team of Marnie Adams, JP Martin, and Brad Williams were on the Runner-up Team—all from the Class of 2007.



Professor Gabrielle Stafford is Director of the Moot Court Programs.

Students Place 1st and 2nd at National Moot Court Competition

For the first time in memorable history, both Colorado Law School teams of third-year students made it to the final round of the Region XI New York City Bar National Moot Court Competition in Las Vegas this November. The unprecedented face-off between the two Colorado teams was a remarkable sight, as both sides wowed the judges with their command of the law and ability to parry difficult questions. The Respondent's team of Abe Alexander, Grant Sullivan, and Mike Wautlet won the entire regional competition by a razor-thin margin and will advance to the national round in New York in January. The Petitioner's team of Courtney Kramer, Cash Parker, and Patrick Thiessen was the second-place team. The Best Oralists Award for the competition went to Wautlet, who argued both the Petitioner's and Respondent's sides of a difficult preemption issue. The Second Place Oralists Award went to Parker, who argued the Petitioner's and Respondent's sides of an equally difficult Second Amendment issue. In addition, as a testament to their prodigious writing talents, the Petitioner's team won the Second Place Brief Award, and the Respondent's team won the Third Place Brief Award. Director of the Moot Court Programs, Professor Gabrielle Stafford, coached the teams with the assistance of John Poor.



FACULTY HIGHLIGHTS

Welcoming New Professors and Scholars

New Appointments

Deborah J. Cantrell, Director of Clinical Programs and Associate Professor of Law, comes to Colorado Law from Yale Law School where she taught ethics and public interest law and co-supervised a legal ethics clinic.

Helen L. Norton, Associate Professor of Law, specializes in constitutional law, torts, and employment law and most recently taught at the University of Maryland School of Law.

Scott A. Moss, Associate Professor of Law, taught at Marquette Law School for three years and is teaching constitutional law, law and economics, and employment law.

Derek H. Kiernan-Johnson, Legal Writing Instructor, has been practicing education law at Caplan and Earnest LLC in Boulder and edited the firm's quarterly *Colorado School Law Reporter*.

Visiting Professors

Robin D. Barnes, an international speaker on democracy, free speech, privacy, and human rights, is Professor of Law and the Director of Street Law Cooperative at the University of Connecticut. She is teaching constitutional law, wills and trusts, and advanced constitutional law seminars on the First Amendment and equal protection.

Mark J. Fenster, who is teaching property and administrative law, taught at the University of Florida Frederic Levin College of Law for the past six years.

Hannah R. Garry, who comes directly from her position at the International Court of Justice at The Hague, is teaching International Human Rights: Crime and Punishment.

Distinguished Visiting Scholars

Martha A. Fineman, the Robert W. Woodruff Professor of Law at Emory University School of Law, is a leading authority on family law and feminist jurisprudence. She is lecturing and co-teaching a seminar in feminist legal theory and participating in a scholarly conference on the subject.

Harry Reicher, is teaching an innovative new short course titled Law and The Holocaust, which he teaches at the University of Pennsylvania Law School and around the world.

Scholars in Residence

Julie Cassidy, an Associate Professor at Deakin University School of Law in Australia, is in residence at Colorado Law to complete research on aboriginal water rights.

Jonathan W. Fineman is spending his second year at Colorado Law as a Research Fellow, teaching and writing in the areas of American and comparative employment and labor law.

Judge Maurice B. Foley, the first African-American appointed to the U.S. Tax Court, returned to teach at Colorado Law for his second summer in 2007 as a Faculty-in-Residence-Summer-Term (FIRST) scholar teaching Federal Tax Politics.

Armando Guevara Gil, a Professor at the Pontificia Universidad Católica del Perú teaching the sociology and anthropology of law, conducted research and writings in the areas of Peruvian agrarian property and water rights.

Donald G. Kempf, Jr. joined Colorado Law for the 2006 and 2007 summers as an adjunct professor teaching Government Regulation of Business.

Alesandra Mignolli, an expert of international and European law, returned to Colorado Law as a Fulbright Scholar researching federalism in the United States and the European Union.

Serving the Public

Building Houses in Mongolia

Kathryn Mutz, Research Associate in the Natural Resources Law Center, recently returned from leading a Habitat for Humanity building trip to Mongolia (pictured below). She uses some of her free time to help Habitat for Humanity International in their worldwide effort to eliminate poverty housing, leading teams of 10 to 15 volunteers on Global Village trips to a variety of countries. The teams spend several days helping local families build adequate, affordable houses that the families then buy with no-interest loans from the local Habitat affiliate. In addition to Mongolia, Mutz has made recent trips to Poland, Portugal, and Kyrgyzstan, and will be going to Vietnam in 2008.



Consumer Empowerment and Dispute Resolution for Adolescents

Associate Professor Amy Schmitz has received a grant to develop a consumer empowerment seminar for spring 2008 that would connect Colorado Law students and faculty with civic involvement at Heritage House, a nonprofit adolescent group home sponsored by Boulder County Department of Social Services in Louisville, Colorado. Through this service-learning seminar, law students will explore contracting, consumer protection, and dispute resolution issues from legal, theoretical, and policy perspectives. They will then utilize this knowledge and understanding to plan and present a four-to-six week series of "life skills" workshops focused on consumer empowerment and dispute resolution issues for the women at Heritage House. The seminar has great potential to become a self-sustaining program fostering responsible citizenship and ethical inquiry. The grant is from the Institute for Ethical and Civic Engagement, which promotes the development of new academic offerings that incorporate ethical inquiry and civic engagement wherever and whenever appropriate.



Alternative Dispute Resolution, Negotiation, and Collaborative Law

Professor Scott Peppet, who is an expert on alternative dispute resolution and legal negotiation, conducted a training session for the Goodwill's mentoring program this past summer. The program brings together professionals who mentor at-risk children and teenagers throughout the Denver area and provides these mentors with training opportunities. The session focused on managing difficult conversations by improving

communication and negotiation skills. After talking with some of the mentors, Professor Peppet conveyed a sense of awe at their skills and dedication. "These are truly compassionate people who work every day to make a difference. They are expert negotiators, and it was a pleasure to have a chance to talk with them for a few hours about their experiences."

Peppet also presented a cutting-edge talk, "The Ethics of Collaborative Law," at the William S. Boyd School of Law's Saltman Center for Conflict Resolution in September. Collaborative law has been developed and led by groups of lawyers who are discontented with the adversarial practice of law. In February 2007, the Colorado Bar Association's ethics committee found "the Colorado Rules of Professional Conduct prohibit a lawyer from participating in collaborative law so long as a contractual obligation exists between the lawyer and the opposing party whereby the lawyer agrees to terminate the representation of the client."

Norton Steuben Serves as Boulder Housing Counselor

Nicholas Rosenbaum Professor Emeritus Norton Steuben has been volunteering as a member of the Boulder Housing Counselors (BHC), sponsored by the Boulder County Housing Authority. Counselors provide classes for persons who plan to be homeowners in the near future, particularly those persons intending to acquire affordable housing. Professor Steuben presents the taxes and insurance parts of these courses in addition to providing legal support and counseling on foreclosure issues. In addition to the BHC activities, Professor Steuben is a member of the Community Advisory Panel to Roche, Colorado, and a director of the Aging Services Foundation of Boulder County.

Legislative Work



Professor Norton Testifies in Favor of Employment Non-Discrimination Act

This summer, Senate Judiciary Committee Chairman Patrick Leahy invited Associate Professor Helen Norton to testify before the Committee on the Department of Justice's record in enforcing current job discrimination laws. Then, Chairman of the U.S. House Subcommittee on Health, Education, Labor and Pensions George Miller invited her in September to offer her views as an employment discrimination expert

on the pending Employment Non-Discrimination Act, which would prohibit job discrimination based on sexual orientation. Norton was one of the experts to discuss the pros and cons for the bill and to offer her views as an expert in employment discrimination law on how this bill both tracks and departs from existing antidiscrimination law and how it might be expected to work in practice.

Professor Weiser Co-Chairs Governor's Innovation Council

Professor Phil Weiser was selected to serve as co-chair of Colorado's first Innovation Council to spur advances in Colorado's technology sector by expanding and growing opportunities for the 3,800 high-tech businesses and 175,000 IT/software employees in this state. Governor Bill Ritter issued an "Improving State Information Technology Management" executive order in May and the council is one part of this new comprehensive high-tech initiative to consolidate and reform state government's fractured information technology operations. The Innovation Council will bring together 34 Colorado leaders from large, small, urban, and rural technology businesses, as well as leaders in the venture capital, government, academic, and nonprofit sectors.

As Executive Director of Colorado Law's Silicon Flatirons Program and Associate Dean for Research, Professor Weiser is an expert on telecommunications law. In a recent Podcast, he talks about the impact of the new Federal Communications Commission wireless rules that are part of an upcoming auction of the valuable UHF spectrum once used for analog television broadcasting. Wireless service providers who bid on the spectrum must now agree to "unlock" their services so that consumers can pick any smart phone or other wireless device and load any software on it. Consumers currently are limited to what the wireless carrier wants them to use. View the podcast at www.colorado.edu/news/podcasts/cgi-bin/play.cgi?file=fcc-wireless.mp3.

AltLaw.org: Free Searchable Database of U.S. Court Decisions



Aiming to make federal case law fast and easy to search, more accessible to the public—and free—Columbia Law School's Timothy Wu and Stuart Sierra and Colorado Law's Professor Paul Ohm launched a new website, **AltLaw.org**,

which has the potential to dramatically change the national landscape of case law resources. AltLaw provides the first free, full-text searchable database of Supreme Court and federal appellate case reports for attorneys, legal scholars, and the public. It contains nearly 170,000 decisions dating back to the early 1990s and the database will grow over time.

"This is what we call the 'law commons' part of the design," Ohm said. "The touchstone of AltLaw is openness, and this means that not only will users be able to search cases at AltLaw, but they'll also be able to make copies of all of the cases in our database to reuse or remix in any way that they'd like. This is all public domain material, and we're repackaging it into a more useful, flexible, powerful form."

Faculty Books & Articles

Colorado Law faculty published more than 160 books and articles in 2006 and 2007. Scholarly pieces covering the area of public interest law include:

Aaronson, Norman F., "Public Interest Service at the University of Colorado School of Law," *Colorado Lawyer*, January 2007, at 55.

Bintliff, Barbara, *Public Services in Law Libraries: Evolution and Innovation in the 21st Century* (Hawthorn Press 2007); printed simultaneously in *Legal Reference Services Quarterly*, Spring/Summer 2007, at 1 (editor with Lee Peoples).

Cantrell, Deborah, "Sensational Reports: The Ethical Duty of Cause Lawyers to be Competent in Public Advocacy," 29 *Hamline Law Review* (forthcoming 2007).

Nagel, Robert F., "Judicial Power and Cultural Damage: Lessons from America," in *Public Interest Litigation: New Zealand Experience in International Perspective* 101 (Rick Bigwood ed., LexisNexis 2006).

Davidson, Nestor, "Rights as a Functional Guide for Service Provision in Homeless Advocacy," 26 *Saint Louis University Public Law Review* 45 (2007).

Davidson, Nestor, "Commentary, 'Housing First' for the Chronically Homeless: Challenges of a New Service Model," 15 *Journal of Affordable Housing & Community Development Law* 125 (2006).

Faculty Accolades



Lorenzo Trujillo receives the Clifford Calhoun Public Service Award.

Assistant Dean Trujillo Named Latino Lawyer of the Year

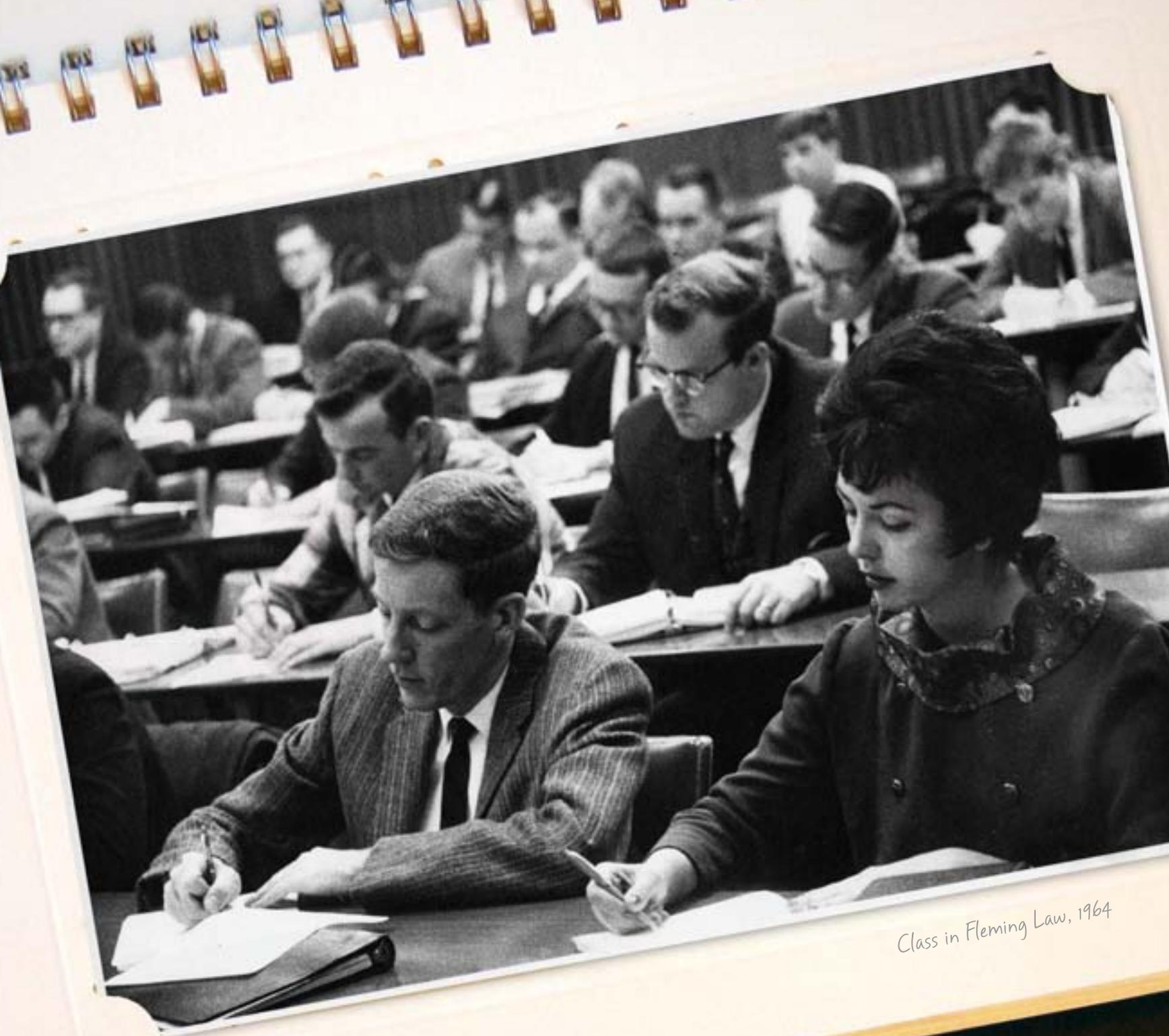
The Hispanic National Bar Association (HNBA) named Assistant Dean Lorenzo Trujillo ('93) as the 2007 Latino Lawyer of the Year. He was nominated by the 2000 recipient Judge Gilbert M. Roman, who said, "Lorenzo's advocacy for Latinos is well documented in Colorado." His numerous positions in the past few years have included the HNBA General Counsel, HNBA Regional President, and the Colorado Hispanic Bar Association President. In addition, Trujillo has taught Spanish for Family Law Practice at Colorado Law, which provides Spanish-speaking students with vocabulary, legal-drafting skills, and a working knowledge of Spanish to enable them to serve Hispanic families. He co-authored a brief that convinced the American Bar Association to change their diversity language for accrediting law schools from "efforts" to diversity to "commitment that is demonstrated by concrete action." In addition to this great honor, the CU Hispanic Alumni Association presented Dean Trujillo the 2007 Leadership Award at Homecoming Reunion. The Board of Directors stated that he demonstrated by example his commitment to higher education. And, Trujillo was presented the 10th Annual Clifford Calhoun Public Service Award by Colorado Law this past May.

Professor Schmitz and David Blower Win Sandgrund Award

Last year, the Sandgrund Award for Best Consumer Rights Work was created with an endowment from Colorado Law alumnus Ron Sandgrund ('82). The expectation is that we will make one cash award each year, however this year we were able to make two awards. This year's faculty winner is Professor Amy Schmitz for her article, "Mobile-Home Mania? Protecting Procedurally Fair Arbitration in a Consumer Microcosm," 20 *Ohio State Journal on Dispute Resolution* 291 (2005). The student award goes to recent graduate David Blower ('07) for his piece titled "Colorado HB 1061 and Advocating for an End of Caveat Emptor in Residential Leases," 78 *University of Colorado Law Review* 101 (2007).

Faculty Receive Awards and Distinctions from Legal Library Community

- Professor Barbara Bintliff is among the group of authors contributing to the two-volume work, *Prestatehood Legal Materials: A Fifty-State Research Guide, Including New York City and the District of Columbia*, which is the 2007 recipient of the Joseph L. Andrews Bibliographical Award of the American Association of Law Libraries (AALL). Professor Bintliff wrote the Colorado chapter, "Colorado Prestatehood Legal Resources: Sixteenth Century to 1876."
- Professor Bintliff and Georgia Briscoe received the 2007 Spectrum Article of the Year Award from the AALL for their work, "The Ethics of Electronic Record Sharing." The article asks the reader to ponder whether it is ethically acceptable for a librarian to find and utilize electronic entries from another library's online catalog without first seeking permission. Bintliff and Briscoe propose that the profession create an electronic records sharing policy in order to resolve any ethical ambiguities currently being encountered.
- Catalog Librarian Karen Selden was elected president of the Colorado Association of Law Libraries (CoALL) for the 2007–08 term.
- Reference Librarian Alicia Brillon was one of three first place winners of William S. Hein & Co.'s Website Description Contest to create an informational webpage that described the HeinOnline product.



Class in Fleming Law, 1964

**NOTHING COMES EASY.
EXCEPT YOUR DECISION TO GIVE BACK.**

Consider leaving a legacy with a bequest to Colorado Law. A bequest for scholarships or for program or faculty support will prompt future generations to be grateful.

To explore options, contact Julie Levine, Director of Development, at (303) 735-6196 or julie.levine@cufund.org.



UNIVERSITY OF COLORADO
FOUNDATION

INVITATION TO ALUMNI

You are invited...

...to join a growing number of generous annual contributors who support the Dean's Fund for Excellence at \$1,500 and above and to become more engaged with your fellow alumni and in the life of the school.

Beginning this year, we will recognize and involve annual fund donors starting at the \$1,500 level by recognizing them in the fall *Amicus* each year, sending an exclusive mid-year report from the dean, and inviting them to special events.

Colorado Law welcomes greater alumni participation in yearly contributions to the Dean's Fund for Excellence. The fund provides flexibility for the dean to direct support each year to the areas needing it most. Funds have been used for student scholarships, faculty fellowships, programmatic support, and alumni gatherings.

In assessing a school's excellence for the law school rankings, *U.S. News & World Report* and others consider alumni participation in annual fund giving to be an important measure of a school's standing. We need an increased commitment from our alumni base to continue our rise in the law school rankings.

Please join us. We need your help. We want to welcome you to these special alumni gatherings and into closer alliance with the Dean and the school. Please join this effort now by completing and returning the form in the envelope in the center of *Amicus*.

Dean's Cabinet

(\$5,000 and up)

Recognition in Fall *Amicus*
Dean's Mid-Year Report
Denver Spring/Summer Lunch
Homecoming Breakfast
Dinner with the Dean

Dean's Circle

(\$2,500-4,999)

Recognition in Fall *Amicus*
Dean's Mid-Year Report
Denver Spring/Summer Lunch
Homecoming Breakfast

Dean's Club

(\$1,500-2,499)

Recognition in Fall *Amicus*
Dean's Mid-Year Report
Denver Spring/Summer Lunch



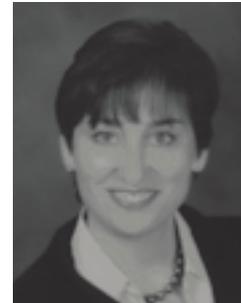
"Colorado Law continually demonstrates that it is an institution clearly deserving of our ongoing support. I know others realize this as well: regular donations contribute to the value of current students' education and, at the same time, enhance the worth of the degrees of all alumni."

-Eric Elliff, Class of 1987



"I give annually to Colorado Law as I so well remember when I was a law student and Professor Al Menard told me about my scholarship. He urged me not to treat it just as a gift, but also as a loan to be someday repaid with 'interest,' implying that the 'interest' would be a function of my ability to help future law students."

-Tom Brown, Class of 1964



"As the state's funding to the university has diminished over the last several years, I have felt more of a responsibility to contribute to the Law School on an annual basis to help replace that source of revenue."

**-Denise (McClelland) Frau,
Class of 1988**



Letter from Law Alumni Board Chair



Dear Alumni:

It is my pleasure to serve as the 2007–08 Chair of the Law Alumni Board (LAB) for Colorado Law. During my tenure on LAB, I have met alumni and other individuals who are dedicated to the Law School. Their contributions have been inspiring and diverse. They have spoken at Law School events, given time to mentor students, organized events for alumni, and donated large sums of money. Each of these individuals is passionate about Colorado Law and its contributions to

the legal community. Please join them in supporting our school.

Colorado Law needs your support. You can assist with a mock interview, speak on a panel, teach a CLE course, and, of course, serve on the LAB. If you are interested in these or other opportunities, please contact Elisa Dalton, the Director of Communications and Alumni Relations, or me. I am confident that your time will be rewarding.

Every year LAB hosts two events: the presentation of the William Lee Knous Award and the Colorado Law Alumni Award Banquet. This year, we presented the William Lee Knous Award, the Law School's highest honor, to Judge William P. DeMoulin at Homecoming on September 29. The ceremony was well attended and Judge DeMoulin is well deserving.

LAB hosts the Colorado Law Alumni Award Banquet each March. The proceeds from the upcoming 2008 Banquet will go to the much-needed Alumni Scholarship Fund and we will honor Governor Bill Ritter ('81), the Honorable Steven Pelican ('71), and Neil King ('56). If you would like to nominate an individual for this prestigious award, please contact me.

I hope that you will find time to give back to Colorado Law.

Sincerely,

Kara Veitch, '00
LAB Chair 2007–08
kveitch@ir-law.com

2007–08 Law Alumni Board of Directors

The Law Alumni Board is typically comprised of 28 Colorado Law graduates. The members promote the best interests of the Law School by stimulating interest in, building loyalty for, and increasing support for the Law School among its alumni and students, and assisting the Law School in serving the needs of alumni, students, faculty, the legal profession, and the public at large. The board also nominates the winners of the Law School's Distinguished Achievement Awards and the winner of the Knous Award, the Law School's highest alumni honor. Each board member serves a four-year term. Alumni wishing to serve on the LAB to volunteer for other alumni opportunities should contact Elisa Dalton, Director of Communications and Alumni Relations.

Kara Veitch '00
LAB Chair 2007–08
Isaacson Rosenbaum, P.C.

Hon. David Archuleta '89
20th Judicial District Court of
Colorado

James J. Arndt '89
Frie, Arndt & Danborn, PC.

Hon. Ken Barnhill '53

Thomas G. Brown '64
Dufford & Brown

Anne Castle '81
Holland & Hart

Todd A. Fredrickson '91
Otten, Johnson, Robinson, Neff &
Ragonetti P.C.

H. Patrick Furman '80
University of Colorado Law School

Steven J. Goodhue '62
Goodhue & Pearl

John L. Hay '64
Gust Rosenfeld

Alan F. Heath '68
Owner Managed Business Institute

Vance O. Knapp '94
Rothgerber Johnson & Lyons LLP

Robert W. Lawrence '83
Davis Graham & Stubbs

Malcolm (Sandy) E. MacDougall '62
MacDougall, Woldridge & Worley, P.C.

Michael S. McCarthy '75
Faegre & Benson LLP

Brian D. Meegan '97
Ireland, Stapleton, Pryor &
Pascoe, P.C.

Peggy Montano '80
Trout Witwer & Freeman, P.C.

Daphne O'Connor '94
Arnold & Porter LLP

Eric S. Rothaus '01
State Treasury

Kristin F. Rozansky '94
State Personnel Board

Steven E. Segal '89
Greenberg Traurig

Mariana Shulstad '66
Legal Consultant

Jan N. Steiert '78
Holme Roberts & Owen LLP

Laura M. Sturges '05
Gibson, Dunn & Crutcher

Andrew Sultan '99
Jacobs Chase Frick Kleinkopf &
Kelly LLC

Lawrence W. Treece '67
Sherman & Howard LLC

John Wittemyer '65
Moses, Wittemyer,
Harrison & Woodruff

Letter from Director of Alumni Relations



Dear Alumni:

CONNECTING WITH OUR ALUMNI... With more than 6,500 alumni worldwide, we depend on the engagement of our alumni to further our mission. Colorado Law's Alumni Relations Office serves as your lifelong connection to alumni services, events, programs, and volunteer opportunities.

Law School graduates remain involved with the school through the alumni network, career development, continuing legal education opportunities, service to the Law School, and events including reunions

and regional gatherings. Our efforts are guided under the leadership of the Law Alumni Board.

What Services Does Colorado Law Provide Alumni?

- Connects you with alumni in your area
- Provides you with networking opportunities
- Delivers access to job postings, career counseling, and career transitions
- Hosts CLE events
- Assists with requests and needs, such as obtaining a transcript, obtaining a new diploma, looking for a lost classmate, etc.
- Hosts Alumni Events: Spring Banquet, Fall Reunion/Homecoming, 50-year Commencement ceremony, and regional events (We have held recent events in Grand Junction, Colorado Springs, Seattle, Honolulu, San Francisco, New York, and Washington D.C.)
- Produces *Amicus* magazine (semi-annual) and *Colorado Law Points* eNewsletter (quarterly)

How Can I Stay Connected?

- Keep your contact information up-to-date (e-mail, address, employment, name changes)
- Let us know about your professional achievements and personal milestones—submit Class Actions for the *Amicus*
- Read *Amicus*, published twice a year in print and online
- Subscribe to the *Colorado Law Points* eNewsletter, a quarterly e-newsletter containing the latest news and events from the Law School
- Contact a classmate with whom you've lost contact. Visit our online alumni directory to find alumni
- Attend Colorado Law events, including your class reunions. In 2008, we're excited to invite back classes that end in "3" or "8"
- Keep in touch with professors—send them information about current issues you face in practice

How Can I Help?

Alumni Relations

- Volunteer on your class reunion committee or serve as a class agent working to increase Law School Fund participation
- Help coordinate regional alumni gatherings
- Host an event—events come in all shapes and sizes
- Serve as a member of the Law Alumni Board or steering committee for a Law School center or program

Development

- Participate in the Colorado Law Annual Fund
- Take advantage of your firm's or employer's matching gifts program
- Donate to a scholarship fund, the Dean's Fund for Excellence, a space in the Wolf Law Building, or one of our centers, programs, or clinics
- Include Colorado Law School in your will—learn more about planned giving

Students

- Become a guest lecturer in a classroom, at a student-presented conference, or at a lunch seminar
- Subscribe or submit an article to the *University of Colorado Law Review*, the *Journal of Telecommunications and High Technology Law*, or the *Colorado Journal of International Environmental Law and Policy*
- Connect our student organizations to the community
- Serve as the point of contact for students looking at specific job fields and locations

Career Development

- Hire a Colorado Law student or alumnus
- Assist a fellow alumnus looking to relocate
- Refer a client matter to a fellow alumnus
- Encourage your employer to interview on campus
- Post a job opening
- Mentor a law student
- Participate in Colorado Law Career Symposia
- Invite a recent graduate to lunch
- Speak to current students about the area of law you practice

Admissions

- Call a Colorado Law admitted student or top prospect
- Recommend a top student to the Office of Admissions—encourage potential applicants to visit the campus

We welcome input from all our alumni. Help us improve our connection with you. Stay connected!

Elisa Dalton
Director of Communications and Alumni Relations
303-492-3124
elisa.dalton@colorado.edu

ALUMNI EVENTS



The 50-Year Law School Alumni Reunion (Class of 1957) in May was attended by alumni Richard Bratton, Kermit Darkey, Nicholas Makris, Don Mitchell, Don Revelle, Sonny Sullivan, and Marvin Woolf.



The 2007 CU vs. DU Law Alumni Golf Tournament: “Battle for the Barrister’s Boot” took place in June at the beautiful Pinehurst Golf Club in Denver; the event was great fun and we had beautiful weather. Proceeds go to Colorado Law’s Alumni Scholarship Fund.

Pictured above are Melissa Hubbard ('83) and Judge Stephen Briggs ('75). Pictured on the right are Andrew Sultan ('99), Ann Frick ('78), Mark Sullivan, and Robert Detrick of Jacob Chase.





2007 Reunion / Homecoming in September was fabulous. Judge David M. Ebel presented the Ethics CLE, Judge William P. DeMoulin ('60) was presented the William Lee Knous Award, the weather was perfect for the free barbeque picnic, and CU won against Oklahoma, the best homecoming game in memory.



Class Actions

Class Actions is an update on the personal and professional news of Colorado Law alumni. Please submit your news and photographs to Office of Alumni Relations, University of Colorado Law School, 401 UCB, Boulder, CO 80309.



'62
Peter Dietze was awarded the 2007 Ron Porter Award of Merit by the Boulder County Bar Association on June 7, 2007.

'64

John L. Hay was named again in The Best Lawyers in America® 2008. He was also named by Southwest Super Lawyers magazine as one of the top attorneys in Arizona for 2007. In addition, he is a new member of the Law Alumni Board.

'69

Mark Leonard, a shareholder at Brownstein Hyatt and Farber, was named president of Operation Walk Denver's board of directors.

'70

Edward Haffey was honored at the Missouri Western State University' Alumni Association Homecoming on October 12, 2007. He received a Distinguished Alumni Award.

James Scarboro has been named the vice chair of judicial effectiveness on the Colorado Judicial Institute.

'71

Sonny Flowers became the Boulder County Bar Association President on June 7.

John McMullen plans to step down as a 2nd Judicial District judge this year, a position he has held since August 1983. McMullen will do some traveling and then apply for the court's senior judge program, which will allow him to hear cases 60 days a year.

'73

Bonnie Schriener was deployed along with her rescue dog, Delta, with Colorado Task Force I Urban Search and Rescue to help search for survivors at the Greensburg, Kansas tornado site.

'74

David Eisner, Chief Public Defender for Grand Junction, retired after 28 years as a defense attorney. He will be opening a private practice.

Lynn Karowsky, Weld County Judge, announced his retirement on October 1, 2007. He held his position for 11 years and was awarded the Judicial Excellence Award by the Colorado Judicial Institute last year.

'75

Steven Briggs has been appointed as a new board member at the Colorado Judicial Institute.

Gregory Kanan of Rothberger Johnson & Lyons LLP has been elected to the American College of Trial Lawyers.

'76

Pamela P. Stokes recently retired from teaching Business Law at Texas A&M University Corpus Christi. She looks forward to spending her time sailing, painting, kayaking, and gardening.

'77

Sylvia A. Manzanares recently retired from her position as an El Paso County judge in the 4th Judicial District.

'78

Steven Chavez has been appointed by Governor Bill Ritter as the director of the Colorado Civil Rights Division, the agency that enforces the state's anti-discrimination laws in employment and housing and public accommodation for the disabled. His top concern is the debate over illegal immigration.

Martin A. Gonzales was recently appointed to the position of District Court Judge in the 12th Judicial District by Governor Bill Ritter. Gonzales had been an Alamosa County judge, a position he held since 2001.

Jim Lohead was appointed by Governor Bill Ritter to serve as an attorney and non-voting ex-officio member on the South Platte River Basin Task Force. Lohead has experience representing several major Colorado water users during his career.

Jan N. Steiert has been elected to serve on the board of trustees of the National Multiple Sclerosis Society, Colorado Chapter. Currently Steiert counsels clients on natural resource and energy law issues within the United States and internationally.

'79

Mark Fogg will officially become president of the Denver Bar Association on July 1, 2008. Mark was also recently appointed to the board of the Colorado Judicial Institute.

Terry Hart was recently appointed to fill a vacancy on the Chemical Demilitarization Citizens Advisory Commission by Governor Bill Ritter. Hart also serves on the Pueblo Depot Activity Development Authority.

Thomas Sullivan Rice of Senter Goldfarb & Rice, L.L.C. in Denver has been selected for inclusion in the 25th anniversary edition of The Best Lawyers in America in the specialty of Municipal Law.

Douglas Walker was recently appointed by Governor Bill Ritter to the district court bench of the 22nd Judicial District. Walker had served as a magistrate for the 22nd and 6th Judicial Districts since 1997.

Star Waring has formed Waring & Fiflis emphasizing immigration, real estate, and water law and state court receiverships.

'80

Jan Harris was recently added to Holland and Hart's Denver firm as a partner in the oil and gas practice group. Harris has 26 years of legal experience in oil and gas matters.

'81

Anne Castle was appointed by Governor Ritter to serve as an attorney and non-voting ex-officio member on the South Platte River Basin Task Force. Castle is currently a partner at the Denver law firm Holland and Hart.

Sharon Illsey was recently appointed to the Kenai District judgeship in Alaska. Illsey has been practicing law for 20 years and has been an Alaska resident for 12 years.

Karen Steinhauer was named regional board chair-elect for the Mountain States Regional Office and Anti-Defamation League.

'82

Stan Garnett has announced his candidacy for the 2008 Boulder District Attorney position on July 5, 2007. Garnett is currently a partner at Brownstein, Hyatt, Farber & Schreck.

Donna Schmalberger was appointed by Governor Bill Ritter to serve as a Denver District Juvenile Court judge. Schmalberger has served as an assistant county attorney since 1997.

'84

Arlene Dykstra was recently named as Denver's interim city attorney. Dykstra was previously one of five section chiefs in the city attorney's office, and was then promoted to a deputy position by the now-resigned Larry Manzanares.

'85

Jane Ebisch has formed Ebisch & McVey focusing in the areas of estate planning, probate and trust administration, elder law, appeals, employment law, and civil litigation.

Roxanne Jensen has joined Gibson Arnold & Associates as the director of lateral partners & law firm mergers.

Lucille Gonzales Meis has been married more than 29 years, and her daughter, who was two years old when she started law school, now has three sons. She was appointed to the Senior Executive Service in the federal government in 2004 and is currently a Regional Chief Counsel in San Francisco. She says, "I am actively involved in my parish community. My hobbies are quilting and stenciling. I am blessed."

Marsha Piccone was introduced as one of the new American Bar Foundation Fellows on June 1, 2007.

Frederick V. Sprouse has volunteered with Colorado Legal Services since 1992 and recently received the Rebekah A. McBride Pro Bono Attorney of the Year Award for 2007. Sprouse consistently goes above the call of duty for his clients and often advocates for clients with mental or emotional instabilities.

'87

Ben M. Ochoa was named to the board of USLAW Network, which is a national organization of 61 independent law firms in 45 states.

Kathleen Tafoya has been selected to serve as a new magistrate on the U.S. District Court for Colorado. Tafoya has been a prosecutor in the U.S. Attorney's Office in Denver since 1990 and currently handles drug crimes.

'88

Thomas M. Harris, Jr. was sworn in as an 11th circuit judge in Logan County on July 16, 2007. Harris was selected from among 14 candidates, and is filling a position that his great grandfather once held.

Otto Hilbert has been appointed to the board at the Colorado Judicial Institute.

Sara Welch was recently appointed by Kansas Governor Kathleen Sebelius to the position of District Court Judge of Johnson County. Welch has two decades of litigation experience and spent eight years serving in law enforcement.

'89



Elsa Martinez Tenreiro, of Pepe J. Mendez & Associates was recently named president of the 8,119-member Denver Bar Association.

During her time as president of the Bar Association Elsa plans to reach out to diverse lawyers and work on incorporating more civics into classrooms throughout the state.

'91

Gregory Sopkin the former chairman of the Colorado Public Utilities Commission has joined the global law firm Squire, Sanders & Dempsey L.L.P. where he will help launch a regional energy practice.

Peter Waack was promoted in August from Executive Business Director to General Manager of The Daily Orange, Syracuse University's daily newspaper.

'92



Anne Harmon is an Associate at the Bailey Law Group, which was recognized by the *Washingtonian* magazine as one of the "Great Places to Work" in the Washington DC metro area.

Michael D. Plachy, of Rothberger Johnson & Lyons has been appointed by Gov. Ritter to the 18th Judicial District Nominating Commission.

Megan Hoffman Rhyne and her husband, Mike Parker, welcomed their first child, a boy, on March 13, 2007: Dellinger Michael Parker.

'94

David Alan Gosser's eight-year-old son, Tommy, just entered his third brave year battling cancer (Ewing's Sarcoma). Interested Buffs can visit caringbridge.org and search for [tommygosser](http://tommygosser.com) (no spaces) to learn more. Motivated well wishers can contact curesearch.org to join the advocacy network to pass the Conquer Childhood Cancer Act of 2007. David and his wife, Dr. Linda Manning, teach at Christopher Newport University in Virginia. Their other son, Mark, just turned five and is doing well. They all miss the Flatirons tremendously. Go Buffs!

Mark Hamilton has joined Holland and Hart's Aspen office as of counsel. He represents a variety of local governments, landowners, developers, and homeowners associations on Colorado's Western Slope on matters concerning water rights and water quality, local government and municipal law, real estate and land use planning, and associated civil litigation.

Dana J. Nichols was recently appointed to the Weld County Court Bench by Governor Ritter. Nichols has been practicing law with the Greeley Regional Office as a Colorado state public defender since 2003.

Daphne O'Connor, a partner at Arnold and Porter LLP, has been named head of the firm's Denver office. She is the first female to hold that position. O'Connor also serves as a Colorado Law Alumni Board Member.

John Scipione joined Herrold Herrold & Co. as the head of their new Colorado office.

'95

Mark Honhart joined Fisher, Sweetbaum, Levin & Sands' litigation department.



'96

A number of '96 and '94 alumni gathered for the September Colorado/Arizona State game in Tempe, Arizona. The crew, from left to right: **Michael Martin '96, Greg Miller '96, Curtis Pettiford, Michael Savage '96, Lew Harstead '96, Aaron Foy '96,** and **Vance Knapp '94.**

John Thomas Bryan was selected as one of three finalists to fill a vacant judgeship in the 17th Judicial District. Bryan is a member of the University of Colorado Law Order of the Coif and is currently a magistrate in the 17th District.

Michael Gonzales was appointed by Governor Bill Ritter to serve as an Alamosa County Court judge. Since 2001, Gonzales has served as a deputy district attorney for the 12th Judicial District.

Michael R. Savage is a senior manager in the private client services group at Ernst & Young, LLP in Washington, DC. He lives in Georgetown. In his spare time, he does his part to support the DC punk scene.

Randy Shefman joined Hogan & Hartson as a senior associate. He was named as one of Colorado's "Top Up and Coming Attorneys" by Law Week Colorado.

John Scipione joined the Herrold Herrold & Co. as the head of their new Colorado office.

'97

Seth Murphy was recently awarded the Rebekah A. McBride Pro Bono Attorney of the Year Award for 2007. Seth has been a volunteer with Colorado Legal Services since 1998 and received this award due to his incredible diligence and dedication.

Kate Schroepfer was named by Patton Boggs as of counsel in the firm's Denver office. Ms. Schroepfer will work in the firm's corporate finance and mergers and acquisitions practice groups.

'98

David Gillian of Arnold & Porter, and the other members of the Homeless ID Task Force received a Community Contribution Award at the Colorado Lawyers Committee 28th Annual Awards Luncheon.

Thomas B. Romer recently joined the Denver-based law firm Brownstein Hyatt Farber Schreck. Romer, son of former Governor Roy Romer, will be joining the firm's corporate and securities group where he will focus on mergers, acquisitions, securities, finance, and business formation.

'99

Geoff Barry has joined Holland and Hart as of counsel in the business department focusing on technology transfer.

Sara Bayko was admitted as a partner to Johnson & Repucci. She practices in the areas of real estate, land use, and civil litigation.

Jonathan Wells Dixon was married to Louise Sclater on August 4, 2007. The couple met while working together in representing seven Muslims from Western China who were being held at Guantanamo Bay.

Scott Lee Jones has been living in Siloam Springs, Arkansas, since graduating and teaches at John Brown University. In 2002, he finished a master's degree in political science at the University of Arkansas, and is working on his doctoral dissertation (through the University of Swansea in Wales) exploring the political influence of Renaissance Venetian lawyers. He and his wife, Tasha, have two children: Aidan (five years) and Carys (19 months). He says "We can often be found in Venice, Italy, during the summer months, so if you're planning a trip to Italy, send me an e-mail (sjones@jbu.edu) and I'd be happy to help in any way I can."

Andrew Newell joined Solomon Pearl Blum Heymann & Stich as of counsel. He will continue his practice in the areas of telecommunications, transportation, administration law matters, and complex business transactions.

Andrew Sultan has joined the firm Jacobs Chase.

'00

William Caile joined the Denver law firm Holland and Hart as of counsel focusing on natural resource and water issues.

Adele Conover just "retired" from law and produced a feature film (The Mercy Man). He is living in Fort Lauderdale now. "Give him a shout at adele@adeleconover.com. GO BUFFS!"

Mike Rafik was awarded the 2007 Young Lawyer of the Year Award by the Boulder County Bar Association on June 7, 2007.

Jennifer Smith and her husband, **Dave**, moved to Glenwood Springs in May 2007, where Dave began working for Garfield & Hecht. Jennifer joined Leavenworth & Karp to head their immigration and naturalization practice.

Naomi Wyatt was recently appointed by Pennsylvania Governor Ed Rendell as Secretary of the Governor's Office of Administration. Wyatt has served the Pennsylvania commonwealth since 2006.

'02

Sandy Mullins is now the executive director of the Colorado Criminal Defense Bar. Previously Sandy has worked with the Rocky Mountain Immigration Advocacy Network and Sensible Colorado.

'04

Victoria (Tory) Bantz is director, co-owner, and chief financial officer of Faber Bantz PC, which is a six-attorney law firm that specializes in business, tax, estate planning, and private equity financing. She is a director and vice president of an investment group called The Chimera Group and recently she has become a director of The Chimera Foundation, a nonprofit organization working toward researching and developing successful treatments for prevalent medical problems such as cancer, childhood mood disorders, autoimmune diseases, and other chronic illnesses. www.faberbantz.com.

Trisha Culp has joined Burns Figa & Will as an associate focusing in the areas of environmental and water law.

Marci Fulton of Patton Boggs has been named the firm's 2006 Pro Bono Associate of the Year.

Livingston Keithley is an associate who loves his work in the litigation group at Kamlet



Shepherd & Reichert, LLP. Livingston met his match this past July with the arrival of his first son, Rajan Keithley. Rajan and wife, Sharlene, are doing fine, but Livingston seems to

prefer gut-wrenching depositions to having to change another diaper.

Lindsay Unruh and the other members of the Homeless ID Task Force received a Community Contribution Award at the Colorado Lawyers Committee 28th Annual Awards Luncheon.

'05

Tasha Power joined Murray Franke Greenhouse List & Lippitt as an associate

attorney emphasizing complex commercial litigation.

Hannah Wanebo has been added as an associate attorney to the firm Kamlet Shepherd & Reichert. Wanebo will work in the real estate and project finance group.

'06

Stanley Doida joined Berenbaum, Weinshienk & Eason as an associate attorney.

Margot Summers Edwards joined Holland & Hart in the business department, concentrating on tax and estate planning.

Josh Mack joined Goldman Robbins Nicholson in Durango as an associate.

David McDivitt joined the McDivitt Law Firm in Colorado Springs, started by his father, Mike McDivitt ('74).

'07

Ryan Kalamaya works for the District Attorney's office in Eagle County.

Jon Tenneson has been placed with the Palmer Land Trust as part of the Colorado Conservation Trusts' Future Conservation Leaders Fellowship Program.

In Memoriam

John T. Watson, '32, died September 7 in Santa Fe, New Mexico, at the age of 99, as one of our oldest living alumni. He was a longtime Santa Fe resident, avid hunter and fisherman, partner in the Wilson and Watson law firm, founding board member of the Historic Santa Fe Foundation, second-generation state Supreme Court justice (1969–71), World War II veteran, and retired colonel in the New Mexico National Guard.

Nicholas E. Darrow, '38, was a long-time attorney in Delta, Colorado.



Felix L. Sparks '48, died of pneumonia on September 24 in Denver at the age of 90. During his remarkable life and career, he was a WWII hero who helped liberate the Nazi concentration camp at Dachau, a Colorado Supreme Court Justice, director of the state water board for 20 years, a brigadier general in the Colorado Army National Guard (10 years as the commanding general), and married to Mary Frances Blair for 66 years. She survives him, along with sons Kirk and Scott and daughters Jeannie Whitehurst and Kim Pumroy, along with six grandchildren and seven great-grandchildren. At May 2007 Commencement, Colorado Law presented Sparks the Honorary Order of the Coif for his service and dedication to the legal profession.

Robert P. Davidson, '50, died on April 22, 2007, at the age of 86. He spent 26 years working with the Denver law firm Holland and Hart as an expert in mineral law. He was an active member, director, and past

president of the Colorado Mineral Law Association, and a member of the Board of Editors that wrote the American Law of Mining. Davidson was also a visiting lecturer at Colorado Law.

Richard P. Cullen, '52, died in Denver on April 26, 2007. Cullen was a World War II veteran and was his Law School class vice president. Cullen is survived by his son, Doug, and his daughter, Elizabeth.

Kenneth C. Groves, '60, passed away on February 18, 2007, at the age of 70. He practiced law in Denver for more than 40 years. His son, K.C. Groves ('91), said: "Ken loved the practice of law. He cared deeply about his clients. He was a formidable adversary. And to many, he was a mentor and a loyal friend."

Charles Matheson, '61, a former U.S. Bankruptcy Judge, died in his home on June 25, 2007, at the age of 71. He was editor of the *Colorado Law Review* and a member of the Order of the Coif. From 1961–86 he practiced law at the Denver firm Fairfield and Woods. In 1986, he was appointed as a judge to the U.S. Bankruptcy Court for Colorado, a position he held until 2001. During his career, he received Colorado Law's Alumni Award for Distinguished Achievement in the Judiciary, and the Denver Law Club Lifetime Achievement Award. He will be greatly missed.

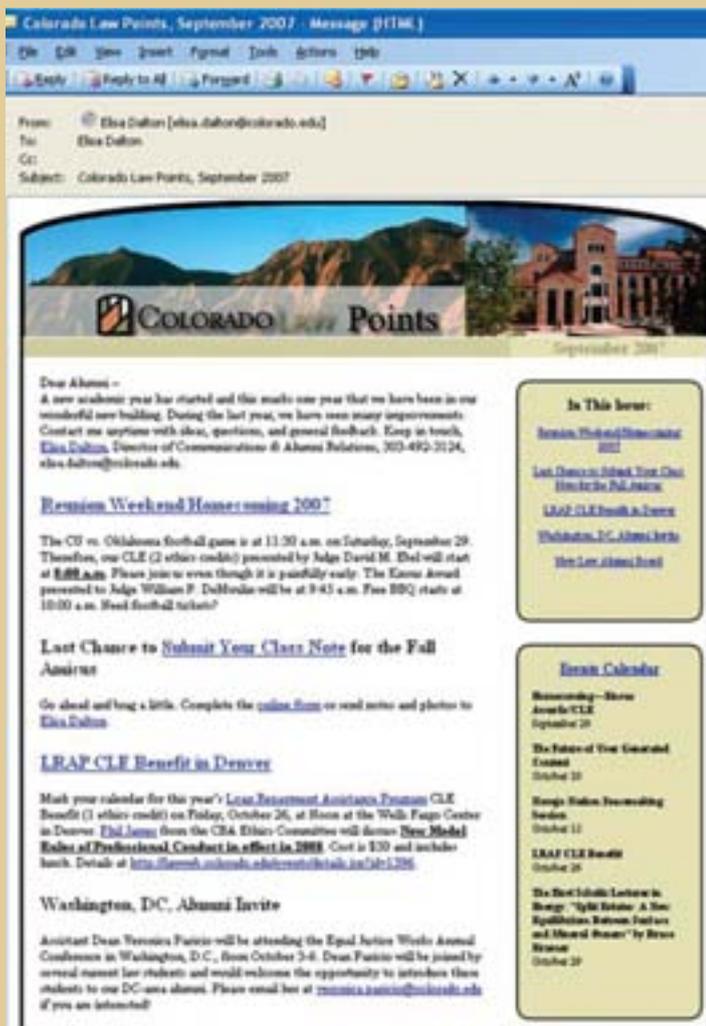
George Duff III, '68, recently passed away at the age of 64. He was president of the Federal Bar Association's Northern District of California. He is survived by his wife, Barbara, his sons, George and Gregory, his grandchildren, Kaley and Colin, and his mother, Katherine.

Bryan D. Shaha, '72, who died October 24, spent 16 years in the Colorado State Public Defender system where he tried six death penalty cases and none of the clients were executed. A memorial service will be held in Greeley in January. Gifts in Shaha's name may be made to Colorado Law to provide financial help to law students who follow in his footsteps toward a career in public service, or to Escuela de Guadalupe school in Denver.

David W. Denton, '75, died in February 2007 from brain cancer at the age of 57. In 1987, he was named the associate U.S. Attorney, the third-highest position in the office. He is survived by his wife, Reena, his son, David, Jr., his brother, Gordon, and his three sisters, Marge, Carol, and Phyllis.



Robert Ranger Rogers, '95, died at the age of 43 on September 23 in Cheyenne, surrounded by his family and friends, after three days in a coma due to cardiac arrest. Rob was a devoted Federal Public Defender and an enemy of any bullying authority. He had just won a hearing against the U.S. Fish and Wildlife regarding eagle taking for religious purposes by the Northern Arapahoe tribe. Rob was the brother of Lorna Rogers Burgess '80, the son of Ranger Rogers '37, and the grandson of Colorado Law School Dean James Grafton Rogers (1928–31, 1933–35). The Rogers name is iconic at Colorado Law. Contributions in Rob's memory may be sent to CU Foundation, Gift Processing, P.O. Box 17126, Denver, CO 80217 (reference Robert Ranger Rogers), or to Children of Detainees and Prisoners, Salvation Army, 601 East 20th St., Cheyenne, WY 82001-3803.



Colorado Law Points Quarterly Alumni eNewsletter

Colorado Law's Office of Alumni Relations sends out the *Colorado Law Points* eNewsletter to all our alumni quarterly. The eNewsletter includes announcements about events, deadlines, requests, and any timely information relevant to our alumni.

We need your e-mail address to send you the eNewsletter. Send your e-mail address using any of the four methods listed on the update form on the next page.

NOTE: Allow e-mails from elisa.dalton@colorado.edu to get through your e-mail filters. If your e-mail address changes, please let us know.

Hire Smart...

Colorado Law graduates have a 91 percent bar exam passage rate.

...smart lawyers, smart business decisions



Please fold along the dotted line.

Postage
Required



Office of Alumni Relations
University of Colorado Law School
401 UCB
Boulder, CO 80309-0401

Please fold along the dotted line.

Fold this side in second and tape edge.



Know a Potential Lawyer?

Colorado Law has a proud history and produces great lawyers. Our alumni have the best understanding of what qualities an individual must have to be successful in our law programs. Thus, we place a huge value on alumni referrals.

Do you know someone who would make a good addition to the Colorado Law student community? Tell interested undergraduates who impress you about the Law School and help continue our high standards. Give this referral certificate to a promising applicant and create a future alumus.



Alumni Referral

We are pleased to waive the \$65 application fee for the following applicant:

Applicant's Name

Alumnus's Name

Class Year

Alumnus's Address

Applicants must include this card with their application.



LAW SCHOOL CALENDAR

2008

- January 15** The Supreme Court: Highlights from the 2007 Term and What to Anticipate in 2008 (CLE in Colorado Springs)
- January 25** 15th Ira C. Rothgerber, Jr. Conference: Redistricting and Gerrymandering in Colorado (Colorado Capitol Building, Denver)
- February 10–11** Digital Broadband Migration: Information Policy for the New Administration (CLEs)
- March 7–8** Feminist Theory: Legal and Economic Vulnerability
- March 20** 27th Annual Law Alumni Awards Banquet (Denver)
- May 10** 2008 Commencement
- October 3–5** Alumni Reunion/Homecoming: Celebrating the Classes of 2003, 1998, 1993, 1988, 1983, 1978, 1973, 1968, 1963, 1958, 1953

For more event information, visit www.colorado.edu/law.

Colorado

University of Colorado at Boulder

Law School
401 UCB
Boulder, Colorado 80309

Nonprofit Org.
US Postage
PAID
Boulder, CO
Permit No. 257