

AMICUS

UNIVERSITY OF COLORADO LAW SCHOOL

VOLUME XXV, NUMBER 2, FALL 2009

Corporate Counsel

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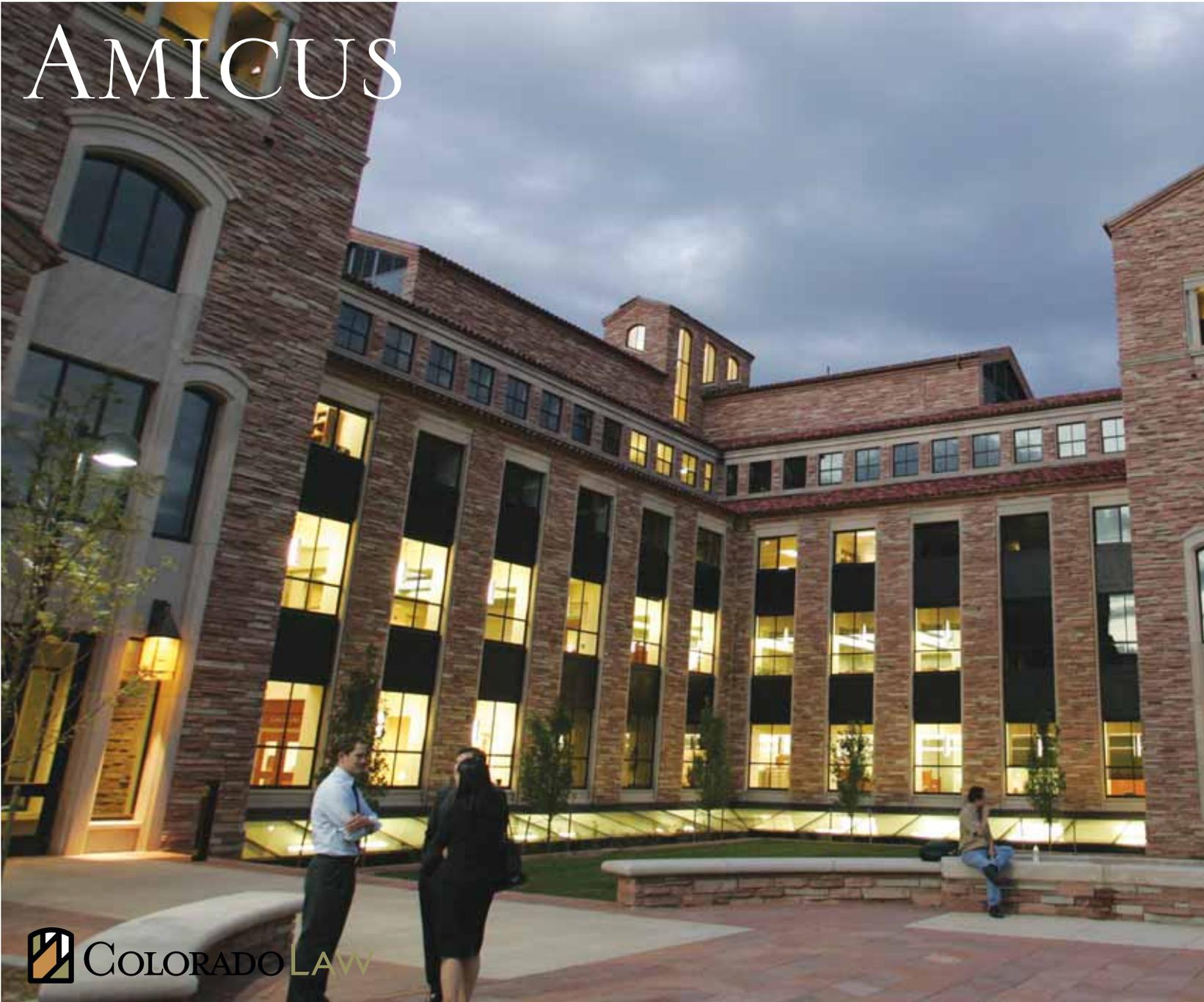
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COLORADO LAW

AMICUS



AMICUS is produced by the University of Colorado Law School in conjunction with University Communications.

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

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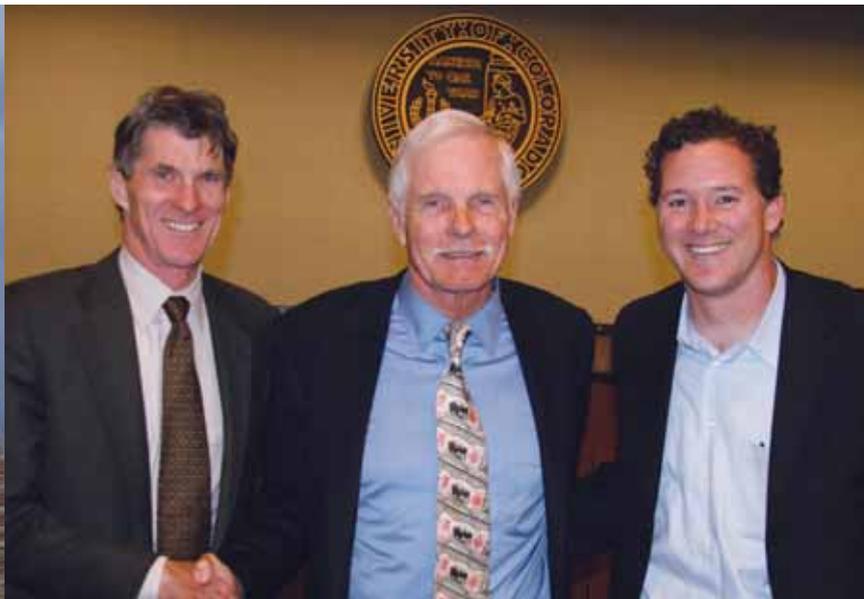
Project management: Kimberly Warner

Printing: D&K Printing, Inc., Boulder, CO

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*Richard Ball '69 and
Robert Showalter '64 at the
2009 Homecoming & Reunion
Weekend; their fathers—Conrad
Ball and Ward Showalter—
were both Class of 1930.*





FROM THE DEAN . 2

Representing Clients from Within

CORPORATE COUNSEL . 3

Alumni Working in Corporate Law

EDITORIALS . 16

Faculty: Changes in the Boardroom

Alumnus: A Call to Service within Corporate America

LAW SCHOOL NEWS . 18

How Does Colorado Law Compare?

New Programs

Student Activity

Conferences, Workshops, and Presentations

CONFERENCES, WORKSHOPS, PRESENTATIONS . 20

FACULTY HIGHLIGHTS . 22

New Faculty

Beyond the Classroom

New Memberships

Recently Published

Awards and Recognitions

HONOR ROLL . 25

ALUMNI NEWS . 30

Letters

Alumni Events

Class Actions

In Memoriam

CALENDAR . Back Cover





Representing Clients from Within

With the arrival of a new year, we look back on a rugged year financially in which the Colorado Law School not only survived but thrived. Our new 1L students are fabulous. We welcomed several accomplished new faculty. And the ABA Site Evaluation team confirmed our feeling that we are doing well in all the areas that matter in legal education. Our success in navigating uncharted financial waters is owed to the help of many. We lost another chunk of state funding, and now wear our belts tighter. But the ever-higher tuition paid by our fine students plus the generosity of donors saw us through. We are especially grateful to alumni, friends, faculty, and staff whose contributions are recognized in the Donor Honor Roll in this issue.

Also in this issue of *Amicus*, we continued our themes of highlighting alumni who have chosen particular career paths, celebrating the accomplishments of our many alumni who have found career satisfaction and contributed to society by serving as in-house attorneys.

A cardinal value of a law degree is its versatility. This fact is amply illustrated by the graduates who chose to become corporate counsel. The satisfactions and contributions vary in kind across the organizations where Colorado Law graduates serve. We have chosen six exemplary lawyers who illustrate this part of our profession. Dozens more are listed throughout the magazine, and many more function daily as corporate counsel throughout the country. Those who have since retired are many and illustrious—such as Larry DeMuth '53 who spent years at Mountain Bell and Myra Monfort Runyan '75 at the Monfort Company.

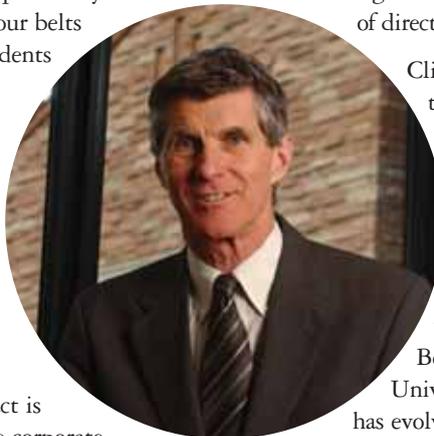
There are, to be sure, special rewards and relationships that corporate counsels enjoy. They tap the well of problem solving abilities that we hope is enriched by one's law school experience. They call on a fusion of legal and business judgment that is invaluable to their client organizations. And they can set ethical boundaries in ways that require heightened sensitivity.

One of the joys experienced by all attorneys is sharing the successes of their clients. When Marc Grayboyes '96 cheered the FDA's favorable ruling on his company Allos's new lymphoma drug, it was more than a legal milestone; it was the beginning of new rounds of work on everything from financial to marketing to further regulatory challenges. Indeed, some lawyers with the title of general counsel are principals in the businesses they advise. Jim Piccone '78 literally founded Resolute Energy, the oil and gas company where he is today president and general counsel.

The dual role of corporate counsel, intertwining crucial business decisions with providing legal guidance can make a career more exciting and diverse. As Susan Keesen '76 of CIBER points out, with a single client "everyone is attuned to the same goal." It is hard for outside counsel ever to have as intimate knowledge of "the business, the goals, and challenges" as does legal counsel inside.

Satisfying though it is to work for one client, John Howard '87, in his alumnus editorial column, cautions against the temptations of losing sight of ethical and legal constraints. In the long run, the client is served by having sobering advice before the business goes too far. Being the corporate conscience can be stressful, but has personal rewards for the counsel, creates a culture of ethical responsibility, and can save the company enormous costs of liability or loss.

Professor Mark Loewenstein, an expert on the complex Sarbanes-Oxley legislation, writes a faculty editorial on impending new requirements on companies in light of the blunders and lack of transparency that contributed to the disintegration of the financial industry. House counsel may face a new regulatory layer of responsibility, adding to their challenges as watchdogs and consciences of companies that they help to run as issues of director elections, executive compensation, and proxy voting.



Client relationships for house counsel cannot be stereotyped. They can range from legal departments of hundreds to a single general counsel, and Juan Otero '91 has experienced them all—seeing mergers that changed his job overnight. Changes like these are not unusual. Carol Yaley '80 manages what would be small law firm within Exxon, one of the world's largest corporations. She saw it grow from its merger with Mobil, where she was Corporate Secretary. When I visited Beverly Ledbetter '72 in a historic building at Brown University, she told me that while the nature of her work has evolved with the times, her 200-year old university has been remarkably stable during her 30 years with the institution. She has become a leader in the field of higher education law while guiding her own institution.

A great contribution of general counsels of companies is guiding the work of outside counsel—and hiring law firms. As such, lawyer becomes client, setting standards for performance and exploring new compensation arrangements. One important standard promoted by corporate counsel of many major corporations has been a requirement that their outside law firms hire ethnically and racially diverse attorneys. Together with Beto Juarez who was dean at DU's Sturm College of Law, I helped form the Dean's Diversity Council that led to the creation of a new non-profit organization, Colorado Campaign for Inclusive Excellence (CCIE).

Colorado's major law firms and public and private legal departments as well as members of the judiciary support CCIE. But corporate counsels have been pivotal in making the "business case" for diversity in the legal profession where companies, as clients, want law firms who can embrace the increasingly diverse culture of their organizations and customer base. Kathleen Nalty '85, Executive Director of CCIE said, "Corporate GCs from major Colorado-based companies have taken the lead in partnering with law firm leadership in Denver to create solutions to the diversity dilemma through CCIE's Retention Initiative."

We are proud of our alumni who are helping to lead organizations as in-house counsel. Not only does their leadership exemplify the versatility of lawyers as professionals, but they also bring the high standards of professionalism with them to their enterprises. As such they are leaders of the profession and society.

David H. Getches

Corporate Counsel

A photograph of a modern conference room. In the center is a long, light-colored wooden conference table. On either side of the table are several black leather office chairs with chrome armrests. The room has wood-paneled walls and a large window in the background that looks out onto a city building with many windows. The lighting is bright, suggesting daytime.

Six accomplished corporate attorneys reflect on their professional journeys as they navigate diverse legal and management challenges, and address the complexities of their respective industries. In this arena, as in so many others, University of Colorado Law School alumni are leading the way.

A legal role with a business perspective

Carole Yaley '80, Chief Attorney, ExxonMobil Global Services Company



A chance conversation at a job fair during Carole Yaley's second year at Colorado Law launched a career trajectory that propelled her into a top position with one of the world's largest oil and gas companies.

Today, Yaley is chief attorney for ExxonMobil Global Services Company (GSC) where she manages 20 attorneys in the United States and coordinates a network of more than 50 affiliate attorneys worldwide to

support GSC activities. She is also the lead lawyer for ExxonMobil's data privacy activities. She has been with ExxonMobil for 29 years and has been supporting GSC for the last four of those years.

Being at the epicenter of an oil and gas giant is potent stuff, but Yaley handles transactions and provides legal counsel with a confidence honed from thoroughly learning the business she has been a part of since 1980. As in-house counsel, Yaley looks at the legal issues of GSC's many functions through the prism of a business perspective.

"The way we add value as corporate counsel is to really know the business, the goals and challenges and how the business works, so that when a problem does arise, not only can we advise what the law provides, but we can use our knowledge of the business to come up with a creative solution," she said.

A corporate company under the umbrella of ExxonMobil Corporation, GSC handles several functions for its parent company and affiliates, such as procurement of the majority of goods and services used by the company; real estate and facilities; environmental remediation; and information technology that includes software, hardware, telephones, and handheld wireless mobile devices. GSC has a multi-billion dollar budget, with 22,000 staff in affiliates located in nearly 70 countries. Together, they manage 150 office buildings, process 20,000 payments per day, and administer 21,000 agreements for everything ranging from basic office supplies to sophisticated operating equipment and services to world-class, multi-billion dollar engineering and construction contracts. Every day, more than 4 million e-mails flow through ExxonMobil's computer system.

In a company the size and scope of GSC, Yaley must address a legion of legal issues, from antitrust, anticorruption, and anti-boycott laws, to commercial, real estate, and construction laws, and software and open source code licensing.

Because ExxonMobil has sites, vendors, and customers throughout the world, Yaley and her team of lawyers help to support the contingency plans that the company has put in place for delivering product, paying invoices,

and keeping work going in the event of a disaster. For instance, if a hurricane is bearing down on one of ExxonMobil's refineries, GSC arranges hotel accommodations for critical staff and prepositions as much food, water, and operating supplies in the area as possible to allow the refinery to return to normal operations as quickly as possible in order to try to avoid gasoline shortages in the affected area.

Last spring, when the H1N1 flu broke out in Buenos Aires and many ExxonMobil employees were home sick, a contingency plan ensured that tax payments were made on time and vendors' invoices were paid.

"The world relies on our energy," said Yaley. "With our global scale and the ability to move work around the globe, coupled with a lot of good hard work from everyone, we are able to minimize disruptions and ensure that we meet our commitments."

Not only business knowledge, but also relationships with people become crucial, too. She is, in essence, helping coordinate and run a specialized global law group that supports thousands of people around the world.

"There's a lot of international travel and communications involved," said Yaley. "I know people in so many countries that I can travel about anywhere in the world and at least have the name of someone I could call if needed."

In an industry totally dependent on IT, securing data, protecting company information, and keeping hackers at bay are imperatives that require a complex system of safeguards. One of Yaley's long-term projects has been enhancing and developing a new approach to data privacy law compliance.

"There are myriads of different data privacy laws around the world," she said. "Because we operate on a global scale, it's challenging not to have one legal standard to follow. Imagine trying to coordinate laws in places as disparate as Malaysia, Angola, Argentina, Germany, and the United States."

Because GSC relentlessly focuses on cost containment, Yaley and her network of corporate attorneys constantly look for ways to make sure the law group is operating as efficiently and effectively as possible while still delivering value and high quality to their clients.

As if all of this were not enough, Yaley is also responsible for managing administrative activities, from the career development and salary planning of her employees to developing annual budgets and managing expenses for the department.

For those who may be considering an in-house position, Yaley advises that general corporate law is a good career for lawyers who like to have a certain degree of independence and who thrive in a challenging environment that requires flexibility and adaptability. "In a corporate situation, whether you are straight out of law school or come in as an experienced hire, you are expected to be a personal leader and be immediately responsible for clients," she said.

"The way we add value as corporate counsel is to really know the business, the goals and challenges."



In law school, Yaley was sure of one thing—the areas of law that she did not want to practice, such as criminal law or wills and trusts. Beyond knowing what she didn't want, Yaley wasn't sure what she did want, until she spoke to a Mobil Oil Corporation recruiter.

"I was completely fascinated with what I heard in that interview," she said. "Mobil Oil offered me a job as a summer associate between my second and third year. I had a tremendous time and decided corporate law was really where I wanted to go."

Colorado Law provided Yaley with a solid base of substantive knowledge in a variety of areas, such as UCC law, antitrust, business organizations, and similar commercial topics.

"The broad and different mix of classes I took outside of these areas also helped give me the competencies and confidence needed to quickly learn new areas of law," she said. "Second, law school enhanced my skills in critical thinking and drafting—two skills needed in virtually everything I am involved with and are a key to being a successful lawyer."

One of the highlights of Yaley's career was serving as the corporate secretary for Mobil Corporation when the company merged with Exxon in 1999. She worked with the board of directors and the internal directors to review the potential for a merger and then to approve it. When the merger was consummated, Yaley accompanied the chairmen of Exxon and Mobil to the New York Stock Exchange to ring the opening bell on the first day that ExxonMobil stock was traded.

"Being in the center of the merger between two of the largest companies in the world was one of the most amazing and exciting things I've worked on in my career," she said.

GC's at Large Engineering Companies

The engineering and manufacturing industries bring their own unique set of legal issues for Colorado Law alumni who have found homes in these national companies. **Michael Kramer '75** is vice president and deputy general counsel at Lockheed Martin Space Systems Company where he has worked for the past 28 years. He supervises five attorneys, manages the defense of litigation brought against the division, and deals with all legal problems arising within the company. **Len Garner '96** is senior corporate counsel at CH2M HILL and chief counsel to its Government Facilities and Infrastructure Business Group, providing legal service for all business group issues, including contract negotiation and disputes; claims and litigation; ethics and standards of conduct; and regulatory and compliance issues. **Michelle Rafik '00** is the general attorney for Ball Corporation where she practices employment law, manages litigation, and works on contracts. **Betsy Kohan '74** has worked at Nissan North America for 13 years and is now the senior counsel in its Legal Department's Transactional Group. She has closed three transactions exceeding \$1 billion in value and is currently working on a fourth. **Walter Bradley '63** worked as general counsel for 30 years at Dow Chemical Company before retiring.

Taking a cancer drug from bench to bedside

Marc Graboyes '96, Senior Vice President and General Counsel, Allos Therapeutics, Inc.



Marc Graboyes won't soon forget the events of September 2, 2009.

On that pivotal day, the Oncologic Drugs Advisory Committee (ODAC) of the U.S. Food and Drug Administration (FDA) recommended accelerated approval of FOLOTYN™ for the treatment of patients with relapsed or refractory peripheral T-cell lymphoma (PTCL). ODAC's approval helped pave the way for the FDA's approval of the novel anti-cancer therapy developed by Allos Therapeutics, Inc., where Graboyes is senior vice president and general counsel.

Graboyes guides the biopharmaceutical company through the vast regulatory landscape that governs the discovery, development, and commercialization of pharmaceutical products.

Graboyes and other members of the Allos management team attended the ODAC meeting in Washington, DC, where the FDA advisory panel debated whether to recommend approval of FOLOTYN for the treatment of the rare and aggressive form of lymphoma. FDA approval for a new oncology drug generally hinges on a favorable recommendation from ODAC, making it a crucial hurdle FOLOTYN had to clear before it could be brought to market.

Despite the strength of Allos's clinical data, the ODAC meeting was somewhat contentious with several panel members expressing concern about the approvability of a single-arm Phase 2 trial. The FDA typically requires a Phase 3 trial to demonstrate the safety and efficacy of a cancer drug, but agreed to accept Allos's new drug application on the basis of Phase 2 clinical data due to lack of other treatment alternatives and the high unmet medical need for patients with relapsed or refractory PTCL. The regulatory approval process takes many years and most drugs never reach the market, so the ODAC meeting represented an important milestone for Allos.

"There was incredible suspense as the ODAC panel voted whether to recommend FDA approval," said Graboyes. "I was sitting next to one of our board members and we were both sweating bullets. When the committee voted 10 to 4 in favor of approval, the entire room exhaled and then cheered loudly. It was one of the most memorable moments of my career."

Based in part on ODAC's recommendation, the FDA granted accelerated approval of FOLOTYN, making it the first and only drug approved in the United States for the treatment of relapsed or refractory PTCL. This rare form of lymphoma occurs in fewer than 9,900 patients annually in the United States and has a worse prognosis than most other types of lymphoma.

"Our mission is to extend and enhance human life," said Graboyes. "What we do is incredibly rewarding work. Even on the hard days, I keep in mind that we're here to help patients and that puts it all into perspective."

Allos is committed to the development and commercialization of innovative anti-cancer therapeutics. FOLOTYN is Allos' first cancer-fighting drug to successfully make it to market. Beyond PTCL, Allos is developing FOLOTYN for use as a single agent and in combination therapy regimens in a range of hematologic malignancies and solid tumors.

"The approval of FOLOTYN was a transformative event for Allos representing our first U.S. indication," Graboyes said. "We are now preparing for the commercial launch of FOLOTYN in January 2010, including the ongoing scale-up of our sales and marketing, medical affairs, and manufacturing operations. Not too many small or mid-cap biopharmaceutical companies obtain FDA approval and commercialize a newly approved cancer drug on their own. This is a unique opportunity and has been a tremendous learning experience for me."

Since 2004, Graboyes has served as general counsel at Allos, a public biopharmaceutical company founded in 1992. As general counsel,

Graboyes is head of the corporate legal department and is responsible for the legal affairs of the entire corporation. He provides legal counsel to the board of directors, chief executive officer, and other members of senior management in the areas of corporate governance, corporate finance and securities, intellectual property, compliance, and risk management. He also manages outside counsel and serves as the company's chief compliance officer.

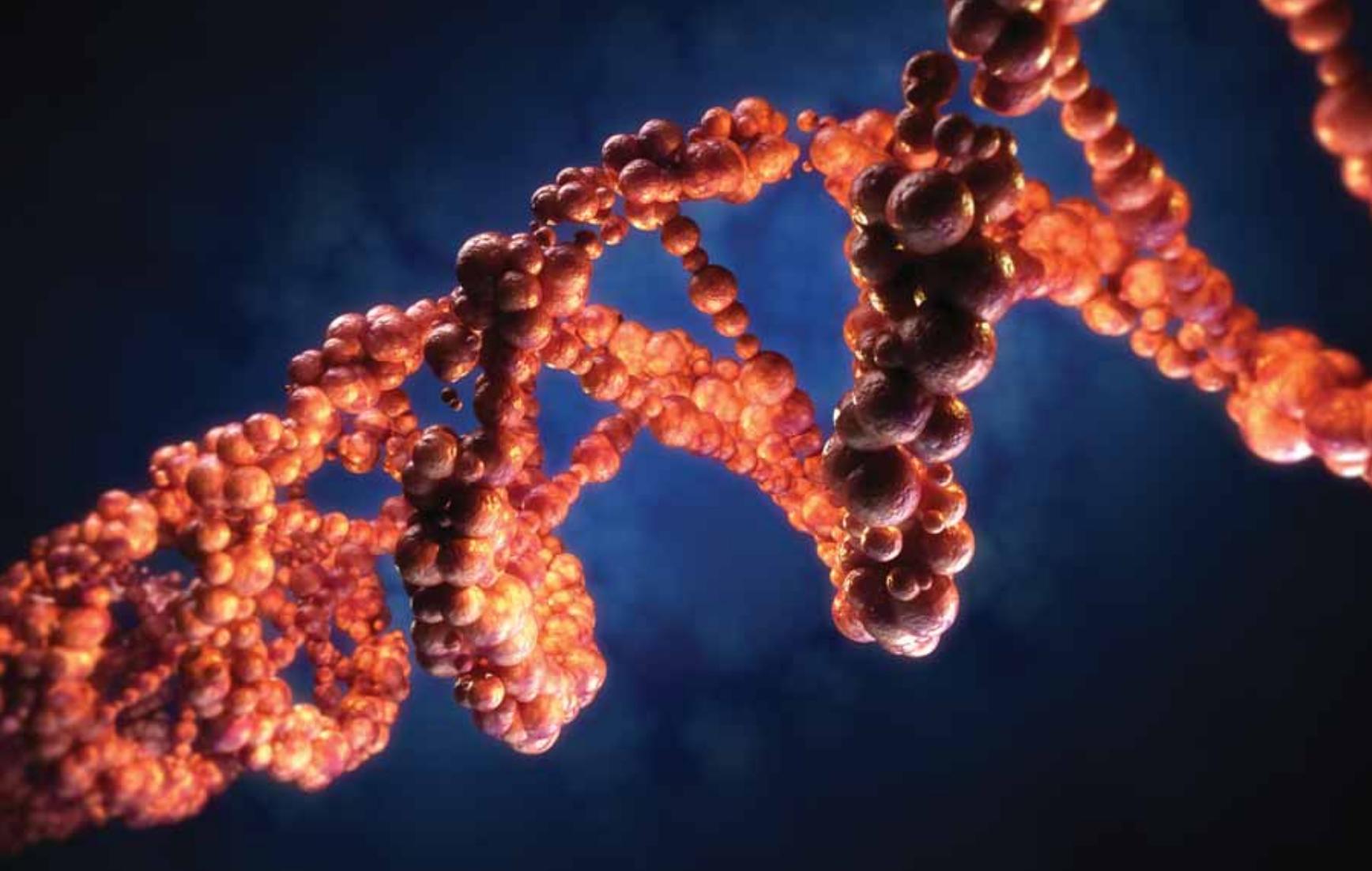
One of Graboyes's challenges will be to help the company build a compliance infrastructure to support commercial operations where previously none existed.

"You never really know if your drug is getting approved until you actually receive the FDA approval letter," he said. "As a result, you tend to gauge your spending based upon the achievement of key organizational milestones and approvals. No matter how much planning and preparation take place, the development and implementation of a comprehensive compliance program is a huge undertaking. All of a sudden you have to hit the ground running, going from zero to sixty in a hurry."

While at Colorado Law, Graboyes had set his career compass toward landing a position as general counsel in corporate and business law. He majored in entrepreneurship and small business management at CU-Boulder Leeds School of Business and focused his law school studies on business law.

After graduating from Colorado Law, Graboyes was hired by Arnold & Porter in Denver to work in the company's business practice. In late 1996, however, several states' attorney generals began suing tobacco firms to recoup billions of dollars in Medicaid costs for treating smoking-related illnesses. To his dismay, Graboyes learned that Arnold & Porter was lead

“Colorado Law prepared me to succeed as a lawyer and businessman.”



counsel for Philip Morris USA Inc., and he was reassigned to the Phillip Morris litigation defense team.

“They threw me into tobacco litigation, which was about the last thing in the world I wanted to do,” said Graboyes.

After leaving Arnold & Porter, Graboyes practiced corporate finance and securities law for several national law firms, including LeBoeuf, Lamb, Greene & MacRae, Perkins Cole, and Cooley Godward, where he focused his practice on advising emerging companies in the life sciences and technology industries.

Graboyes credits Colorado Law for providing him with a well-rounded education while allowing him to focus on business-related courses such as contracts, tax, and intellectual property.

“It also provided me with a diverse group of classmates, many of whom remain close friends and business associates,” he said. “Most importantly, Colorado Law prepared me to succeed as a lawyer and businessman by helping to instill a great work ethic and teaching me the value of ethics and integrity, which remain at the core of my responsibilities as a general counsel.”

Medicine and Healthcare Take Center Stage

Alumni working for medical, pharmaceutical, and healthcare companies are in the center of this leading national issue. **Margaret McNett '89** is vice president and general counsel at New Mexico Legal Department of Health Care Service Corp., which operates the BlueCross and BlueShield insurance plans in Illinois, Texas, New Mexico, and Oklahoma. She manages and coordinates legal services and is the practice group lead for labor and employment issues for the entire company. Since 2004, **Will Kushner '92** has been a consultant and outside general counsel at ZS Pharma, a biopharma company developing products to combat symptoms of kidney and liver disease. **Christine Pellizzari '94** has been general counsel for 11 years and is currently senior vice president, general counsel, and secretary at Aegerion Pharmaceuticals in New Jersey. **D. Jeffery Grimes '90** is vice president of legal affairs, general counsel, and secretary at Aradigm Corp., which develops hand-held pulmonary drug delivery systems. **David Harris '86** is managing associate general counsel at Anthem Blue Cross and Blue Shield in Colorado. **Anne Cox '90** is general counsel for COPIC Insurance Company and **Sarah Meshak '88** is the new general counsel for Boulder Community Hospital.

Openness to opportunity led to a well-designed career

Susan Keesen '76, Vice President and General Counsel for CIBER, Inc.



Susan Keesen gave little thought to being a lawyer in her early years. Over several years, however, the law profession became a recurring theme in her life and would pop up at unlikely times. While this “call” hovered in the back of her mind for quite awhile, her destiny, it seems, was to become a lawyer.

In high school, Keesen wanted to be an FBI agent, but at the time, one of the requirements for becoming an

agent was to have a law degree. She wasn't interested. While getting her undergraduate degree in history at Colorado State University, a professor recognized that Keesen's analytical mind and writing skills would serve her well as a lawyer and encouraged her to go to law school. Not ready yet.

“Years later, I finally did go to law school, but for a reason that was not altogether altruistic,” Keesen admitted. “I got divorced and needed to support myself. I saw a law degree as a means to an end. It would allow me to be independent. Once I got into Colorado Law, I liked it quite a bit.

“As I grew in my in-house positions over the years, I started to think being the general counsel for a corporation would be an interesting career move and I could bring a lot to such a position given my skills and experience,” she said.

Since 2002, Keesen has been providing CIBER, Inc., an international IT services and software implementation consulting company, with advice and counsel on legal matters that include securities, employment, corporate governance, real estate, consulting, commercial law, and intellectual property. Founded in 1974 and headquartered in Greenwood Village, Colorado, CIBER has 8,000 employees in 85 offices located in 18 countries on four continents. It has annual revenue of \$1.1 billion.

Keesen is vice president and general counsel and manages a law department with two attorneys, a paralegal, and a legal assistant, as well as outside counsel. The department provides more than \$1 million in legal services annually.

“A general counsel is truly a generalist,” she said. “You have to have knowledge a mile wide and an inch deep. You have to be on top of the issues that will impact your company and develop depth in new subjects when necessary.”

As in-house counsel, Keesen has been an integral part of the management, client, and legal teams. She has been directly involved in the decision-making processes of her client companies and has fostered teamwork with her legal colleagues. These hands-on relationships create enjoyable team dynamics and are a source of deep satisfaction for her.

“Often in a corporation, the law department is looked at as getting in the way and holding up projects, so I've worked on not doing that my entire career,” she said. “I love the one-client concept where everyone is attuned to the same goal. It's such fun to have someone come into your office seeking advice and you work out an issue in a way that will keep the company protected but still achieve your client's goal.”

After graduating from law school, Keesen held a variety of positions with the U.S. Securities and Exchange Commission, including branch chief and special assistant U.S. attorney for the District of Arizona. She conducted and supervised investigations and litigation under the federal securities laws.

“When I was assisting in the prosecution of a criminal case in Arizona, it was exciting, but I wouldn't have wanted to do trial work long term,” she said. “Every night during the trial I dreamt the jury came in with a verdict against us. The jury came back with a guilty verdict on 21 counts of mail wire fraud.”

“You have to be on top of the issues that will impact your company.”

Prior to joining CIBER, Keesen worked for AT&T Broadband, MediaOne Group, and US West (now Qwest), where she provided commercial law and telecommunications legal advice and, at one point, administered the law department.

One of her main responsibilities at CIBER is keeping her company in compliance with ever-changing laws. An increasing amount of Keesen's time is focused on dealing with issues of data breach and enhancing data security.

“Perhaps as a result of the economic downturn, what we're seeing quite often now are customers trying push their enterprise risk off onto us,” she said. “We're willing to accept responsibility for the work we're doing for customers, but not for their enterprise liability. You don't push that risk off onto a contractor.”

Since the role of in-house counsel is to be proactive, company attorneys attend to all regulatory compliance, licensing and trademark issues, and the contractual needs of the company, whereas outside counsel are typically hired in reaction to a problem. A broad set of skills coupled with a keen understanding of the company's business strategy are required of a general counsel.

“Almost any background will work for coming into a corporate practice,” said Keesen, “but you should have enough experience to be able to hit the ground running.”

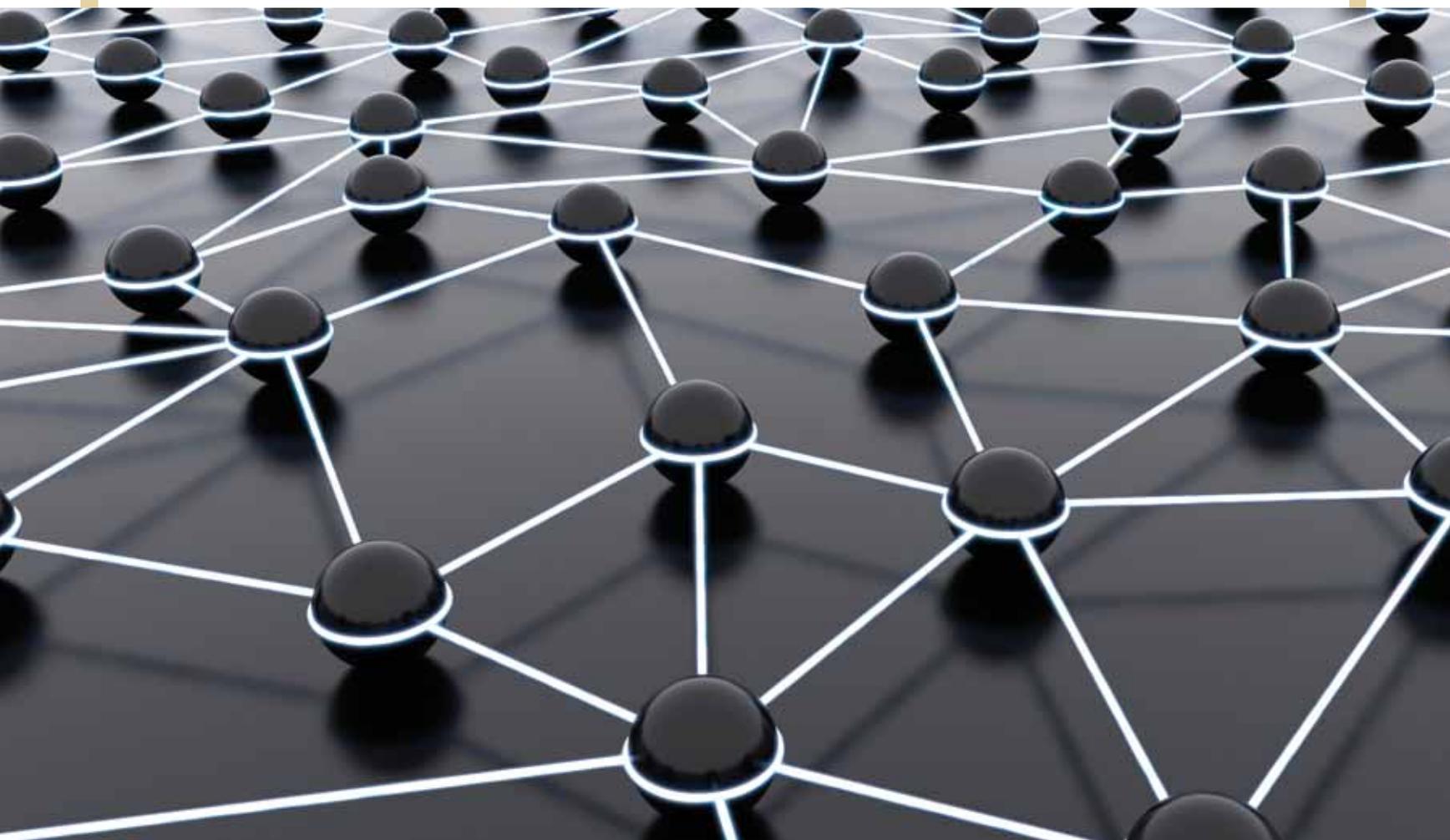
“The best thing Colorado Law does in training you for a career in law is to teach you the way to look at legal issues, to see the big picture, and all the permutations of a problem, which allows you to formulate an answer for a client that takes as much as possible into consideration,” she said. “You may not come out of law school knowing everything about the law—there is just too much—but you do know how to find the answers.”

It may have taken Keesen awhile to get to the start line, but she is definitely running now.

Technology and Telecommunications Provide a Dynamic Environment

Many alumni are providing counsel to technology and telecommunication companies around the world. **Sonny Cave '85** has spent 15 years in the semiconductor industry and is senior vice president, general counsel, chief compliance and ethics officer, and secretary at ON Semiconductor. He manages legal affairs throughout Europe and the Asia-Pacific region where most of the company's employees and operations are located. For six years, **Joyce Hansen Jenkins '85** has worked as assistant general counsel for Intrado and its parent, West Corp., serving as employment and litigation counsel. In Arizona, **Margaret Tezak '89** is assistant general counsel at Corpedia Corp., focusing on software licensing contracts for this ethics and compliance training software company. **John Morgan '96** is associate general counsel at Amazon.com in Washington and **Eugene Kim '98** is senior patent counsel at eBay in California. **Stephen Young '96** is Sr. director of business and legal affairs at Photobucket. He is

also vice president of the Denver Civil Service Commission and a past Law Alumni Board Chair. **Tammy Campbell '92** is senior compliance counsel for Harland Financial Solutions, a major provider of financial services software and solutions. **Drew Arena '73** is vice president and associate general counsel at Verizon Communications in Virginia. More than half a dozen alumni work at Sun Microsystems, including **Dale Boland '82**, **Aaron Brodsky '95**, **Julie DeCecco '98**, **Rachel Eichenbaum '03**, **Brian Mullin '92**, **Marc Walters '95**, and **William Mooz '85** who serves on the law school's Silicon Flatiron Center Board. And at least a dozen alumni are working at Qwest, including **David Aschkinasi '76**, **Gina Casias '95**, **Andrew Creighton '96**, **Jane Frey '83**, **Andrew Holleman '96**, **Robert Joga '95**, **Kim Laakso '93**, **Mark Nolan '95**, **Meshach Rhoades '04**, **Jacquelyn Ruppel '00**, and **Christine Searls '91**.



Colorado Law Distinguished Alumni Awards for Corporate Counsel

1982 Laurence W. DeMuth Jr., '53
1983 Beverly E. Ledbetter '72
1984 Christina Bearman '76
1985 James A. Cotton '70
1986 Theodore E. Woods '73
1987 R. Timothy Robberson '52
1988 Robert H. Asher '50

1989 James R. McCotter '69
1990 David R. Hansen '66
1991 Clark E. Weaver '69
1994 Myra H. Monfort '75
1995 Richard B. Von Wald '68
1997 Florence J. Phillips '84
2009 Britt D. Banks '88

In pursuit of a smarter grid

Juan Otero '91, General Counsel and Corporate Secretary, Trilliant Inc.



Change has been a consistent thread running through Juan Otero's career, weaving a vivid pattern of experiences and growth. Rather than trying to avoid change and its attendant discomfort, Otero actively seeks it out.

"Change has been a theme throughout my career," he said. "As uncomfortable as change may be, it always brings opportunity and growth. When I start to feel too comfortable,

I know it's time to move on."

Otero is general counsel and corporate secretary for Trilliant Inc., a smart-grid company headquartered in Redwood City, California, that provides utilities with services enabling advance metering, demand response, and electric grid management programs. Using wireless networking technology and software, a smart grid allows utilities to efficiently meet consumer's electric power demands in such a way as to save energy, reduce cost, and increase reliability. Trilliant has implemented more than one million two-way, intelligent communication devices to its customers and continues to expand both domestically and internationally.

Otero oversees the company's legal and government affairs, which includes corporate development, securities, and strategic partnerships. He draws upon his legal background in litigation, labor law, and international transactions.

"I enjoy being in full control of what I'm doing, of my own destiny, ultimately accountable and responsible," he said.

As a student at Colorado Law, Otero had planned to specialize in labor law. After graduating from law school, he went to work for Kelly, Stanfield & O'Donnell where he was a labor and employment attorney. When the law firm dissolved a year and a half later, he decided to meet the challenge of taking the California bar exam and then practiced as an employment litigator both with a major firm as well as with the state of California. Three years later, Otero began to feel restless and started looking for a new career challenge.

"That was during the exciting dot-com era and I felt like I was missing out on something," he said.

He went to Hitachi Data Systems to manage commercial contracts and the Latin America business unit for the data storage company and stepped into the epicenter of the tech revolution.

"The buzz was incredible," he said. "We were doing deals with major customers, partnering with industry leaders like Hewlett-Packard, Brocade, and others. The cool thing about working in Silicon Valley is that then, as

now, you feel that nothing is impossible and you're only limited by your own ambition and imagination."

Two years later Otero was recruited by Compaq Computer Corporation to be the business counsel for Tandem Computers, which had been acquired by Compaq. When Compaq and Hewlett-Packard Company merged in 2002, once again Otero was in the midst of change.

"When I joined Compaq, it was a \$40 billion company with 60 lawyers worldwide, which was a small number of lawyers for a company that size," he said. "After the merger, there were 400 lawyers in the company. I decided I did not want to be one of many lawyers at a company."

Otero ventured out in search of a new experience and landed with Stratex Networks, a small public company based in San Jose, California, where he was the only lawyer on staff. During his seven years there, Otero guided the company through numerous strategic transactions, as well as a merger with a division of Harris Corporation, which then became Harris Stratex Networks.

"There is no single path to become an in-house corporate counsel."

"Going to Stratex Networks was a good move for me," he said. "Stratex afforded me the opportunity for the first time to go at it 'solo.' The most satisfying aspect was the eventual acceptance into the company's inner circle and being involved in very strategic decisions that have shaped that company, for better or worse, and which continues today."

Two years after the merger, in 2007, Otero left Harris Stratex Networks to join Trilliant.

"When I came on board at Trilliant, I was coming into a private start-up company with a track record, not a garage business or a mom-and-pop shop," he said. "As general counsel, I provide legal and business advice based on my past experience and things I've seen first-hand. As a former litigator, I can advise my executives about possible consequences and suggest solutions. I can tell them, 'If you do this, here is what likely could happen. If you get sued, these are the consequences in terms of the case as well as the peripheral impact on you, the cost to the company, and the resources needed to see it through. But if you take this alternative course of action, here is how you minimize legal exposure while achieving your business objectives.' Litigators see legal issues as black and white, but in the business world, they're never just black or white," he said.

A significant part of Otero's job has required international travel and he has put together business transactions in such far-flung locales as Nigeria, Ghana, Kenya, South America, and Saudi Arabia. Some of the countries where he travels are not high on his list of ideal vacation destinations, but he enjoys the experiences nonetheless. He recalled traveling with one of his former CEO's through Nigeria accompanied at all times by armed guards carrying M16 rifles. Otero enjoys the challenge of navigating through foreign cultures and differing points of view in conducting business.



"I like conducting business in the Middle East," said Otero, whose undergraduate degree was in international relations from the University of California at Davis. "It's more relationship-based than the black letter law that we have in the United States and other western countries. Usually, documenting the agreement is a mere formality. The key is to have credibility and mutual respect on both sides of the table."

Colorado Law taught Otero how to be a critical thinker and to analyze facts and situations in a logical and objective way.

"Along the way I also learned from my dear friend and mentor, Emeritus Professor Bill Rentfro, that not everything is indeed black and white, or that lawyers merely mechanically apply rules to fact patterns, but that one must be objective yet practical with a touch of compassion," he said.

Otero's advice for lawyers considering a career as an in-house counsel is to pursue what interests them.

"There is no single path to become an in-house corporate counsel," he said. "I know some lawyers who have done it right out of law school, but if I were hiring, I would look for someone with prior practical experience. Early on in my career I thought I was going to be the best employment litigator around."

"I never had any inkling that I would end up in the corporate world, but I'm sure glad I did," he said. "Sometimes things that are out of your control force you to see the great opportunity hidden there. With every challenge, there is opportunity."

Real Estate, Retail, and Recreation

Many of our alumni have found exciting in-house counsel work with various commercial companies around the world, large and small. **Larry Farin '73** has worked as corporate counsel for 35 years and is currently the rate and regulatory counsel for Stewart Title Guaranty Company, and serves on the Title Standards Committee of the Colorado Bar Association. **Nancy (Fogle) Dempsey '98** is special counsel with RE/MAX International, where, since 2003, she focuses on trademark protection in the United States and Canada. **Sara Bayko '99** works at Exclusive Resorts as the vice president and associate general counsel, handling complex domestic and international real estate acquisitions, financing, development, operations, and dispositions for the luxury destination club with real estate assets in 35 locations around the world. **Ella Namaksy '96** is the recent corporate counsel for Accor North America, a leading operator and franchisor of economy hotels. **Michael Keenan '03**, corporate counsel at Vail Resorts Management Company, says, "The nature of the business translates into a lot of energy and excitement that makes his job challenging and fun." **John Held '72** is senior vice president and corporate legal counsel at LGC Management, which controls real estate endeavors for the Burt Automotive LGC Network of automobile dealerships. **Ike Krasniewicz '95** joined Gap in 2004 and is now its senior corporate counsel for Real Estate Law. **Michael McGawn '00** is general counsel with Chipotle Mexican Grill, **Sara Hoverstock '04** is corporate counsel for the Boulder-based Crocs Inc., and **Linda McConnon '87** is vice president and assistant general counsel for Corporate Express (recently acquired by Staples) in Broomfield, Colorado.

Finding a calling in higher education

Beverly E. Ledbetter '72, Vice President and General Counsel, Brown University



Beverly Ledbetter has been providing legal counsel and expertise to institutions of higher learning for 35 years. Thirty of those years have been with Brown University, which was founded in 1764, the seventh oldest university in the United States and the first college in the nation to accept students regardless of religious affiliations.

Brown is a fitting place for Ledbetter, who is regarded as an expert in

the field of higher education law and who lectures frequently on higher education issues pertaining to civil rights, employment law, and federal regulatory compliance.

“Because of the transitions and dynamics of education, you face some of the same challenges again and again, but they come in fresh packaging,” said Ledbetter.

If not for a chance encounter in front of the Colorado Law School bulletin board, Ledbetter might have taken a different path. Mildred “Millie” Danielson, dean’s office assistant, had placed an announcement for an opening for legal counsel at the University of Oklahoma within the glass enclosure. Several students applied for the position and had received personalized rejection letters written by OU’s chief counsel. The letters were so well written, personal, and thoughtful that one might not have realized that they were nevertheless rejections. Several of the students who received them posted them on the bulletin board next to the OU job opening.

“One evening when I was with a small group standing at the bulletin board chuckling about the latest rejection letter, Millie suggested that I apply for the job,” said Ledbetter. “I said to her, ‘You don’t need another rejection letter to post.’ She suggested that my background—adjunct teaching at the university—might make a difference. I thought about it and applied. Less than a week later, I received a letter inviting me to OU for an interview. Millie posted my letter. It sparked a lot of laughs as well as some nice ‘way to go’ comments from my classmates. CU had a foot in the door at OU.”

Ledbetter got the job as legal counsel for the University of Oklahoma and became an adjunct professor at the University of Oklahoma’s College of Law and also with the Center for Higher Education, College of Education. Five years later she was recruited by Brown University.

Brown is a private, Ivy League university in Providence, Rhode Island, with a medical school, more than 8,000 students, 675 full-time faculty, and nearly 4,000 employees. Ledbetter oversees a 10-person (five lawyers)

legal department. More than 90 percent of their advising function is performed in-house. For some specialized legal areas, she employs outside counsel.

Ledbetter compares her position at Brown as a cross between corporate in-house counsel and municipal counsel. In addition to the complex problems that corporate counsel face, a university is a residential community providing an array of services much like a municipality. Both the university and the municipality have residents, employees, a learned workforce, and a skilled workforce. Outside political interests constantly attempt to, in a way, influence the university.

“The legal issues are diverse,” she said. “With the exception of criminal law, I can’t think of any legal area we don’t address as higher ed lawyers. It’s a complex world.”

“*At a university, you’re part of something lofty and magnificent.*”

Federal regulations affecting higher education are becoming increasingly complex, pervasive, and significant to college general counsel, encompassing research and intellectual property issues, global transactions, environmental safety and privacy, as well as traditional issues of employment and student welfare. Among the watchdogs are the U.S. Department of Labor, the Office of Civil Rights, the Department of Education, the Environmental Protection Agency, Homeland Security, and the Internal Revenue Service with a myriad of guidelines relating to the university’s tax-exempt status.

“I particularly credit Colorado Law with sparking my interest in the vast federal regulatory environment,” Ledbetter said. “The law school had just started several focused seminars on civil rights issues and navigating through the federal regulations were a component part of our study. Our study was focused. It was specific and it was happening in real time. I will always be grateful for the first-class education I received at Colorado Law.”

Universities have become more complex in their structure and business operations, and the distinction between the academic world and the corporate sector has become less clear, says Ledbetter. Even anti-trust, Sarbanes-Oxley, and executive compensation issues have come to campuses.

“In the last 20 years, more and more regulations have guided how we construct and administer our policies,” she said.

Ledbetter predicts that higher education will undergo a significant transition in the next five to 10 years. Accountability will take on new meaning. So many governmental resources are being put into higher education at the federal and state levels that she believes government and taxpayers are more insistent than ever that there be concrete results associated with higher education, more than just a better educated population.

“I think this is particularly fallout from the economic crisis,” she said.



Photo Courtesy of Brown University

“Whether it’s an individual, federal, or state government who invested thousands of dollars in a student’s education, they are asking what that investment produced. Will that student be able to get a job after graduation and make a meaningful contribution to the fabric of American society?”

She predicts questions of accountability will be loudly vocalized in the near future but that universities and colleges, at all levels, are preparing themselves to answer the call.

“A concern will be raised about whether we have spent enough attention on educating the U.S. population for the jobs that we need,” she said.

“Have universities aligned their education and job training? If a state puts \$80,000 toward a student’s four-year education, does the state deserve to know whether the investment was worth it? Should the public expect something in return for its investment that represents a positive contribution to our nation, to our state, to our community?”

A noted lecturer on issues of higher education, her interactive and engaging style allows her to clearly present complex concepts and ideas. Ledbetter’s list of professional activities and outside interests is long and varied. She is on the faculty of the management development program at Harvard University and has been an adjunct professor at Harvard.

“If you want appreciation, you’d better get a dog,” Ledbetter joked. “At a university, you’re part of something lofty and magnificent, something that is enduring and perpetual. In many ways, that’s better than a public citation or a significant financial reward.”

Broad Legal Topics in Higher Education

Alumni working as counsel for institutions of higher education provide advice to a broad spectrum of legal issues. **James Parrish '74** is general counsel for the University of Alaska. **Sarah Pritchard '93** is associate general counsel at the National Center for Atmospheric Research and University Corporation for Atmospheric Research, focusing most recently on export law compliance, intellectual property protection, and technology transfer. **Art Mon Lee '93** works as associate general counsel for Arizona State University, **Stanley Ereckson Jr. '74** is corporate counsel for Regis University, and **Amy Parsons '99** is deputy general counsel at Colorado State University. **Karyn Hardy '98**, **Melissa Martin '94**, **Annalissa Philbin '00**, and **Elvira Strehlen-Henson '89** all work for University Counsel here at the University of Colorado.

Looking for oil in familiar places

James Piccone '78, President and General Counsel, Resolute Energy Corporation



What better way to decide what direction to head after law school than to pursue what truly gets you excited? That's the approach Jim Piccone took when he encountered the excitement of Denver's energy boom in the late 1970s.

Despite the tough times the oil and gas industry is currently experiencing, he is still committed to this career path. Piccone is president and general counsel of Resolute Energy

Corporation, a company he helped found in 2004.

"The excitement of the oil and gas industry during those boom days was fascinating and exhilarating," he said. "Searching for oil is like a treasure hunt and it attracts a lot of interesting characters. At Resolute, we started by buying existing production and now we are improving that. It is a bit more of an engineering and geologic puzzle than a treasure hunt, but exciting nonetheless."

In his senior year at Colorado Law, Piccone was offered a position as a securities lawyer with what was then called Kutak, Rock & Huie, a large national municipal bond firm. In the time between Piccone's interview and the day he walked in the door at KR&H in 1978, the firm had merged with the Denver-based oil and gas specialty firm Moran, Reidy and Voorhees.

This was during the heady days of the fossil fuel boom, when the price of oil soared from \$4 a barrel in 1970 to almost \$50 a barrel by 1980. Such a dramatic surge in price sparked a worldwide hunt for black gold. Denver in particular experienced a lot of action in the industry at this time, which prompted KR&H to acquire an oil and gas firm. Piccone was assigned to work with Jim Voorhees, who had extensive experience in the legal elements of oil and gas exploration, acquisition, development, and production in the United States and overseas.

"He handed me a two-foot stack of oil and gas title abstracts and said, 'Let me tell you about drilling title opinions. That's what you're going to be doing,'" said Piccone. "Jim was my mentor from that day on. He is still an inspiration."

KR&H hired two associates in 1978. Piccone was sent to the newly formed oil and gas department, while the other associate went to the firm's municipal bond department. About a year later, the two associates were talking about their respective assignments. During the course of their conversation, they learned that the firm had mixed up their original requests. When the mistake was discovered, the managing partner offered to switch them—Piccone could go to the municipal bond department and the other associate could go to oil and gas.

"We looked at each other and decided that since we both liked what we were doing, we'd stay where we were," Piccone said. "The firm's mistake became my opportunity."

In 1980, the KR&H oil and gas group found a new home at Davis, Graham & Stubbs. By 1980, Piccone was a partner there and stayed until 1995 when he moved over to HS Resources, a public company listed on the New York Stock Exchange. In 2001, HS Resources was acquired by Kerr McGee for \$1.8 billion, which meant Piccone and the senior HS Resources executives were out of a job. Piccone then went to Aspect Energy, a private oil and gas company, as executive vice president and general counsel.

In 2004, Piccone and six other partners founded Resolute Energy Corporation to acquire and develop large oil and gas properties. Resolute recently went public through a reverse merger transaction and is now a public company listed on the New York Stock Exchange with a market cap of \$550 million.

Resolute does some exploration and will be doing more, but the business thus far has been based on acquiring large, stable, long-lived oil assets that produce cash flow. The company has acquired a major producing property in southeastern Utah, partly on Navajo Nation land, and another significant property in Wyoming.

Resolute is restoring and improving those properties by applying technology, capital, expertise, and a lot of labor to inject some life into old, tired wells whose production has declined.

And by replacing the equipment and old pipes—some are 60 years old—the life of mature oil fields is extended and the environmental impacts of the operations are reduced.

"We buy oil fields that are clunking along with ancient deteriorating equipment, bring them back to new condition and apply secondary and tertiary recovery techniques to get much more resource out the same wells," he said.

Few can dispute that the world is in the midst of a sea change in terms of energy use. Piccone agrees that the world must move away from dependence on fossil fuels. The energy infrastructure is so massive, however, that it makes such an undertaking a daunting task for the coming decades.

"I think we need to make the investment to keep the world alive," said Piccone. "One of the methods to get away from crude oil dependence is to use natural gas. It's much better for the environment, plus we have a huge supply of it in this country—enough to fuel a transition over the next 20 years to an economy where transportation is fueled by some new technology."

While the extraction process is costly, time-consuming, and risky, the current economic climate is compounding those challenges by making it difficult for companies to thrive.

"Searching for oil is like a treasure hunt."



“The oil and gas business is a hard business. It’s the most capital intensive industry on the planet,” said Piccone. “Oil went from \$140 a barrel in July 2008 to about \$34 a barrel in January 2009. We’re still a small company and that kind of swing caused us some issues, but we were fortunate because we have an amazing team of talented and intelligent people.”

Piccone credits Colorado Law for developing creative and critical thinking.

“Law school throws mental curves at the student every day and establishes in the student the confidence that they can work through any problem, no matter how foreign to their comfort zone,” he said.

“The basic business of oil and gas depends on geology and engineering, neither of which I have in my background, but I feel comfortable helping lead an integrated team of technical and business experts,” he said. “Of course, given where my career has led, I could have used a degree in geology and an MBA.”

As he looks ahead, Piccone sees exciting times.

“Wearing two hats was easy when we started the business and had no assets and basically no business,” he said. “We did a number of transactions and the company grew quite rapidly over the last five years and we recently went public. So the two hats have grown bigger. I’m at the point where I should put one of those hats down so I can focus on being president.”

Seeking Natural Resources and Energy

With a long tradition in natural resources law, generations of Colorado Law alumni have been counseling companies involved in valuable global resources. **Jan Steiert '78** is senior vice president, general counsel, and corporate secretary of privately held Electrum USA, the U.S.-based service company to its parent, Electrum Ltd., and its parent’s world-wide subsidiaries, which are engaged in gold exploration in North and South America, Eastern Europe, Africa, Central Asia, and Southeast Asia. Steiert, who is this year’s Law Alumni Board Chair-Elect, provides advice and recommendations with respect to project acquisitions and divestitures, contract negotiation, legal and regulatory compliance, employment matters, and corporate policies. **William Buck '83** joined Mobil Corporation in 1981 as a part-time law clerk and by 2007 he was assistant chief attorney of ExxonMobil’s Production Company, responsible for legal support for ExxonMobil’s North and South American Upstream Operations. **Jane Gardner '84** is manager and counsel for the worldwide environmental remediation program for Corporate Environmental Programs at General Electric Company in Connecticut. **Michael Richards '86** is vice president, general counsel, and secretary for DCP Midstream Partners where he has worked since 2000. The Partnership gathers, treats, processes, transports, and markets natural gas and natural gas liquids and is a leading wholesale distributor of propane. **Paula Connelly '76** is managing attorney for Xcel Energy Service. **Shawn Carolan '86**, **Arnoldo Medina '96**, and **Andrew Morrison '03** are legal counsels for Shell Oil Company in Houston, Texas. **Sharon Thomas '86** is vice president and secretary and **Malik Duncan '00** is corporate counsel for Newmont Mining Corp., a producer of gold and copper.



Changes in the Boardroom

BY MARK LOEWENSTEIN, MONFORT PROFESSOR OF COMMERCIAL LAW

The financial crisis of 2008-09 has motivated the stock exchanges, SEC, and Congress to consider new initiatives in the regulation of corporate governance. Depending on how many of these initiatives actually come into fruition, the corporate boardroom could be a quite different place in 2010 than it was in 2007. In fact, changes already made, together with what is likely to come, will mark the most significant reforms since the passage of the securities laws in the 1930s. These changes affect director elections, executive compensation, and proxy statement disclosures.

Director Elections

The first significant change is the recent adoption of New York Stock Exchange Rule 452, which will eliminate the ability of brokers who hold stock in “street name” for their customers to vote those shares in uncontested elections. This new rule, effective January 1, 2010, will make it increasingly difficult for public companies to get their directors elected, as many so-called “retail shareholders” tend not to vote in director elections. The impact will be greatest among the smaller companies, where there are fewer institutional shareholders (who generally do vote). Boards will have to develop new strategies to “get out the vote” and assure continuity in the boardroom.

An idea that has been kicking around for several years is to give shareholders access to the company’s proxy statement to nominate candidates for the board. Currently, shareholders wishing to solicit proxies for a candidate have to prepare, file, and distribute their own proxy statements. The expense involved has deterred them from doing so. Believing that a more vigorous corporate democracy would benefit shareholders, the SEC has proposed allowing shareholders who own a given percent of the company’s stock the right to nominate candidates for the board and include those nominees in the company’s proxy statement. While the SEC deferred final consideration until 2010, some new rule is very likely.

Should the SEC falter, Congress stands in the wings. The “Shareholder Empowerment Act of 2009,” would allow shareholders who own at least 1 percent of the company’s outstanding stock to nominate less than a majority of the directors to be elected.

Executive Compensation

Although the executive compensation practices of companies under the Troubled Asset Relief Program (TARP) have received a great deal of press of late, significant changes are brewing for non-TARP companies as well. The bill would require companies to give shareholders a “say on pay”—a non-binding advisory vote on executive pay packages. The underlying theory seems to be that a negative vote would shame the board into restructuring the pay package. Rep. Frank’s bill would also require compensation committees to meet new standards of independence and would impose rules to limit incentives to take excessive risk.



On a parallel track to Rep. Frank’s bill is one introduced in the Senate by Senators Levin and McCain, entitled “Ending Excessive Corporate Deductions for Stock Options Act.” The intent of this bill seems to be the elimination of stock options for executives, as companies would be required to recognize an expense for options granted, but would not be able to take a tax deduction for that expense if, together with other compensation, the amount would exceed \$1 million. Not too long ago, Congress took just the opposite tack, allowing deductions for any “performance” based compensation (including stock options). That law had the effect of dramatically increasing the number of stock options granted—a move at least some in Congress now apparently regret.

Proxy Disclosure

While the stock exchanges have tinkered with voting, the SEC has focused in increasing the information that shareholders receive. In a recently proposed rule, the SEC would require more extensive disclosure about the experience, qualifications, attributes, and skills that qualify director-nominees to serve on the board and the committees on which they sit. The underlying idea here may be to weed out “figurehead” directors, who add little to the boardroom.

Similarly, SEC would require new disclosures regarding the leadership structure of the board. Many corporate governance experts believe that companies would be best served if the CEO did not also act as chair of the board. While the SEC probably lacks the authority to mandate that, it has proposed that companies that do not have an independent board chair explain why that is a good idea for the company. A bill introduced by Senator Shumer, the “Shareholder Bill of Rights Act of 2009,” would direct the SEC to adopt rules mandating that all public companies have an independent board chair.

The SEC proposal would also address the compensation crisis by requiring additional disclosures regarding compensation committees, compensation practices and the relationship between risk and compensation. All of these proposals—and others that cannot be covered in this short article—may have the effect of pushing companies to revise their governance practices.

Conclusion

The public is rightfully worried that Corporate America has gone off track and that poor corporate governance practices are at least partially at fault for the financial crisis that has gripped the country. As with past crises, Congress and the SEC have responded. Only time will tell whether the solutions they are developing are the right ones.



A Call to Service within Corporate America

BY JOHN V. HOWARD JR. '87, EXECUTIVE VICE PRESIDENT AND CHIEF LEGAL OFFICER, WORLDCOLOR

It is an exciting time to be an American. We have a President who has issued a call to service that echoes the era when Americans of all creeds and colors rose up and gave new vitality to the concepts of due process and equal protection. A time that we now appreciate was a non-partisan moment when, in Martin Luther King's words, all Americans, "black men and white men, Jews and Gentiles, Protestants and Catholics" rose above their past to create a more perfect union.

And what ails us today? In short, the mechanism we use to create our national wealth is too often challenged by the age-old sins of fraud and deceit. Whether we discuss Enron, AIG, Madoff, or all the other scandals, the core issue was the failure of basic ethical conduct. Ethical conduct may be required by law, but more importantly it is the obviously decent thing to do.

Congress has passed a host of complex legislative initiatives such as the Sarbanes-Oxley Act. Various types of more mind-numbing legislation are on the horizon. Perhaps they will save the banking industry the way Sarbanes-Oxley saved the auditing industry, but will they change behavior? Would the executives at Enron really have changed their fundamentally fraudulent behavior because of an act of Congress?

What is needed is not more legislation to say yet again, you cannot lie, you cannot commit perjury, and you cannot steal just because you think you will not be caught. What is needed within Corporate America is a legion of people who at the moment of the lie call it what it is and shine the light of truth upon it.

I am not advocating for a Chief Ethics Officer or some top down imposed theoretical solution. We have enough required committees and reports in existing legislation. What we need is for all of us within Corporate America to put our careers on the line, to get up every day, and insist our clients do the right thing. And we as in-house lawyers have a special role to play. If you cannot accept that, you should not represent corporate clients in house.

As a young general counsel, I was staunchly resistant to calls for me to be an ethical monitor. I was no Atticus Finch; I had my own flaws to monitor. But with time I saw the work that my staff did everyday was the grunt work of making money without exploiting clients, workers, vendors, and the community.

When a woman is raped on the job, or a child is exploited in pornography on company email, or race riot occurs in a plant, or a chemical is leaked into the air or water, or someone is murdered on company business, or a financial fraud is discovered, we the in-house lawyers are there. What we say and do often makes the difference in who is a victim and who is falsely accused. How we react, how insistent we are about process, how contemplative we are in the midst of panic, how willing we are to admit



our own early errors in thought as the facts develop—these are ways the in-house department prevents Enron, AIG, Madoff, and all the frauds that have so damaged the average American.

In some ways, it is easier to consider public interest, government, or other lawyers as the heirs to the civil rights movement. But the damage to our country in the last two decades is basically corporate. Even the errors in intelligence before the Iraq invasion echo the failings of Lehman and AIG. Starting from a desired goal, then working backward to find facts to justify the goal is as flawed in an invasion decision as it was in Chairman Greenspan's analysis that financial institutions would not act against their shareholder interests regarding risk.

Too often, the in-house department of a major corporation was absent without leave or corrupted by the forces it has a duty to detect and resist. All Colorado lawyers take the same oath at admission. They are bound by the same obligations to "use my knowledge of the law for the betterment of society and the improvement of the legal system; I will never reject, from any consideration personal to myself, the cause of the defenseless or oppressed."

What we need in this country is not more laws against fraud. What we need is less fraud. And the best way to prevent fraud is for the people who work in corporations to crush it. Make no mistake, your career will be on the line and you may get fired or suffer retaliation. And it may happen not once in a single dramatic crucible moment, but many times in the routine of your days. The in-house practice cannot be all about stock options and bonuses. In fact, you may be tempted to "reject, from . . . considerations personal to [yourself], the cause of the defenseless or oppressed," as the price of option grants and bonuses. But if we are to earn the right to call ourselves the heirs of our forefathers in the law, then we as in-house lawyers have to take their battle into the heart of our time's challenge. That fight is inside Corporate America and this generation's marchers have to wage the fight everyday within its boardrooms, offices, plants, and warehouses.

John V. Howard, Jr. is a seasoned executive with more than 22 years of experience working with global technology, manufacturing, and media businesses. He held a number of senior positions at Vertis, Inc., including Chief Legal Officer and Secretary and Senior Vice President and General Manager Digital Solutions Group. He also has served as Global Intellectual Property Counsel at Andersen Worldwide and Senior Counsel at Quark, Inc., a leading desktop publishing software firm.



How Does Colorado Law Compare?

Class of 2012

Measured by selectivity statistics, Colorado Law is among the 20 most competitive law schools in the United States. This year we received a record 3,078 applications for the Class of 2012! Above all, Colorado Law prides itself in the leadership, character, and diversity of its students who come from more than 100 colleges in nearly every state, bringing qualities, experience, and backgrounds that enrich the learning environment. This year's 1L class includes:

166	Students
52%	Women
29%	Racially/Ethnically Diverse
24	Median Age (range 20-48)
17	Graduate Degrees
94	Undergraduate Schools
29	States
51%	Colorado Residents
23%	Acceptance Rate
16	Transfer students in Fall 2009
520	Colorado Law Student Body



At this year's new student orientation, students took the Colorado Attorney Oath of Admission, presented by U.S. Federal Court Judge Christine Arguello.

94% Bar Passage Rate

Congratulations to Colorado Law graduates who passed the Colorado bar exam for the first time this July, achieving a 94% passage rate, compared with the state average of 89%. Our alumni's passage rate places Colorado Law amongst the top 25 schools in the nation for bar passage.

ABA Accreditation

The ABA Site Visit Evaluation Report was positive and the team reported, "The University of Colorado Law School has a highly productive faculty, a thoughtful set of administrators, a strong student body, a beautiful and functional facility, a fine library—though with some fiscal shortfalls—and a dedicated staff."

10,000 Public Service Hours

Since the Public Service Pledge Program started in September 2008, Colorado Law students have reported more than 10,000 law-related public service hours. Of the 146 students who have signed the pledge to complete at least 50 volunteer hours, 48 have fulfilled the pledge. Several students have surpassed the minimum requirement, including 3L Erica Baasten with more than 500 hours and 2L Ariel DeFazio with 480 hours.

25% Selected for Judicial Clerkships

Colorado Law graduates, 25.4% of the Class of 2008, landed more judicial clerkships than most other law schools, based on 2008 data from the National Association for Legal Career Professionals.

Class of 2008 Clerkship Percentage Compared with Other Top Law Schools

41 Yale	12 Iowa
25 Colorado	12 Northwestern University
23 Stanford	11 Columbia
19 Harvard	10 Denver
18 Arizona	10 North Carolina
18 Washington	9 UC-Berkeley
17 Georgia	9 Wake Forest
17 Minnesota	8 New York University
17 University of Pennsylvania	6 Illinois
16 Duke	6 UC-Hastings
14 University of Michigan	5 UC-Davis
14 University of Virginia	5 Wisconsin
13 University of Chicago	

Data derived from the larger percentage of graduates who report themselves as employed 9 months after graduation.

New Programs

LLM Degrees

Colorado Law is excited to announce the development of three new full-time, one-year Master of Laws (LL.M.) degree programs, pending approval of the University of Colorado Board of Regents. Visit www.colorado.edu/law/llm for more details.

- **LL.M. in Entrepreneurial Law** is the only one of its kind and provides expertise needed to expand an attorney's practice to serve emerging companies as outside or in-house counsel. Courses focus upon critical aspects of transactional practice such as intellectual property, securities, deals and general corporate law, legal negotiation, and venture capital.
- **LL.M. in Information Technology & Intellectual Property Law** provides the full range of transactional practice in areas such as copyright, patent, trademark, telecommunications, information privacy, computer law, intellectual property theory and practice, and quantitative methods and the law.
- **LL.M. in Natural Resources Law** provides advance study, research, experiential learning, and extracurricular and networking opportunities for attorneys who want in-depth knowledge of America's natural resources legal issues and doctrine.

Piloting Cutting-Edge MindManager Software

Colorado Law School is the pilot site for MindJet's MindManager advanced mind mapping software, placing the law school on the cutting edge of both technology and legal education. MindManager boosts productivity, effectiveness, and efficiency by helping the user to create mind maps—a graphical diagram showing the relationships between thoughts by visually connecting ideas and information. Every student,

faculty, and staff member has been given a free copy, a significant gift valued at \$179 per license. The software helps students arrange and connect class information into a multi-dimensional space, helps staff organizing projects and keeping track of emails and documents, and helps faculty as a teaching tool. Professor Paul Ohm uses MindManager as a visual learning tool during his lectures, and he and Professor Derek Kiernan-Johnson were instrumental in attracting MindJet to Colorado Law.

Three Fellowships

MillerCoors (Cornell Boggs and Al Timothy) provided generous funding of the MillerCoors Center for Energy and Environmental Studies Research Fellowship and the MillerCoors Byron R. White Center for Constitutional Law Research Fellowship. Kennedy Childs & Fogg (Mark A. Fogg '79 and John Mann '86) provided generous funding of the Kennedy Childs & Fogg Research Fellowship to explore the developing law of jurisdiction related to Internet transactions.

Student Activity

Trial and Moot Court Wins

Colorado Law's mock trial team won the 19th Annual Cathy Bennett National Criminal Trial Competition at the National Association of Criminal Defense Lawyers Meeting in November in Portland, Oregon. The team, coached by Brian Domingues of the Jefferson County DA's office and Professor Ann England, included 3Ls Katharine Decker, Marissa McGarrah, Michael Nicoud, and Jason Slothouber. Eleven other teams were invited to compete and Colorado Law won the championship round as the defense. Michael Nicoud also won for Best Oralist.

Two Colorado Law teams, coached by Professor Gabrielle Stafford and Luke Van Arsdale, competed recently in Arizona in the regional round of the National Moot Court Competition. 3Ls Ryan Day, Katie Kramer, and Ben Schler advanced to the finals and will be representing Colorado Law at the final round of the National Moot Court Competition in New York in February. 3Ls Hillary Cohn Aizenman, Kevin McAdam, and Rachel Mentz took the Best Brief Award, losing only to Arizona State, the competition champion.

Colorado PUC Looks to Recent Grad for Privacy Considerations

During his last year at Colorado Law, Elias Quinn '09 completed a paper for Professor Paul Ohm's Information Privacy Seminar on privacy considerations implicated by smart grid technologies. A smart grid is a power grid managed by specialized computer programs that collect data from consumers to deliver electricity from suppliers efficiently. Quinn's research showed how information gathered through these technologies could be used to gather intimate details of a consumer's daily life and potentially invade their privacy, concluding that current regulations need to address this new privacy threat.

After Quinn further developed his research with Professor Brad Bernthal in the Samuelson-Glushko Technology Law & Policy Clinic, he met with the Colorado Public Utility Commission (PUC) and shared his conclusions about smart grid policy issues—supporting technology innovations while protecting consumer privacy. The Colorado PUC used his paper as the framing document to open an investigatory docket addressing the privacy consequences of smart grid deployment. Read his paper at www.dora.state.co.us/puc/DocketsDecisions/DocketFilings/09I-593EG/09I-593EG_Spring2009Report-SmartGridPrivacy.pdf.

Students Recognized at Boulder Pro Bono Awards

At this year's Boulder County Legal Services Annual Pro Bono Luncheon, 11 Colorado Law clinic students were recognized for their work on family law cases in Boulder County: Kevin Allen, James Francel, Garen Gervy, Leanne Hamilton, Frank Haug, Jessica Kaplan, Mackenzie Morganand, Michael Nicoud, Megan Nishikawa, Vivian Vassall, and Wunpenn Zaborek. The Civil Practice Clinics put in almost 800 hours of pro bono time in 2008-09 to Boulder County Legal Services.



Running for Office

Steven Harvey '10 is running for the Democratic seat in the Colorado House of Representatives District 28 in Littleton. Harvey said, "There is only one thing on which we should never compromise, and that is that we steadfastly remain reasonable people of good will doing the very best we can." Harvey left a high school teaching position to come to Colorado Law on a full merit scholarship with every intention of being involved in public policy formation.

Dan Pabon '05 is running for the Colorado House of Representatives seat in House District 4. Pabon says, "When the next legislature sits down to reform TABOR and the state budget, I want to make sure North Denver has a seat at the table." Currently, Pabon is an attorney at Holland and Hart in Denver where he focuses on green building development.

2L Places Second in ABA Writing Competition

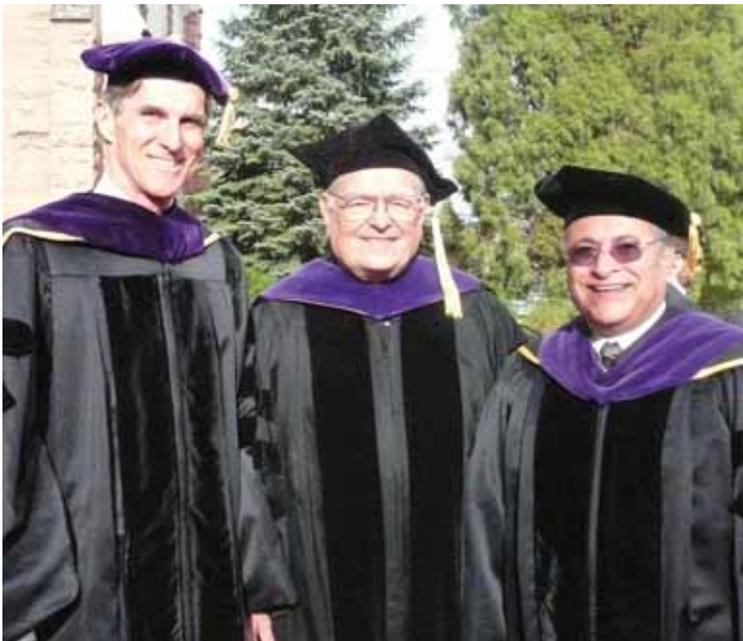
Catherine Ruhland '10 was the second place winner of the 2008-09 American Bar Association Tort Trial & Insurance Practice Section's Law Student Writing Competition for her submission, "Judicial Redundancy and Pre-Emptying Tort Claims with Federal Regulation." Ruhland received \$500 cash and a mention in the Section's magazine, *The Brief*. Read her paper at www.abanet.org/tips/lawstudent/RuhlandWritingCompetitionSubmission2.pdf.



Class of 2009 Graduates

After three years of intense study, the 161 members of the Colorado Law Class of 2009, the first class to spend all three years of law study at the Wolf Law Building, graduated with much celebration. After the traditional procession across the Boulder campus to Macky Auditorium, the faculty and administrators applauded the class as they entered the auditorium.

Keynote Speaker and Honorary Order of the Coif Recipient, Roy Romer '52, had three points of guidance for the graduates: 1) be lifelong learners, 2) your view of the truth is always partial; continue to listen especially to those who oppose you, and 3) understand that you can take jobs for either the ego satisfaction or for the importance of the task. Romer said, "I am indebted to this institution," and ended by telling the class, "You are in an exciting time and have the skill of the mind. There is joy in using the mind. It's what makes life exciting."



Colorado Law Summer Conferences Draw Scholars from Around the World

Colorado Law's seven Summer Conferences provided professors and practitioners the opportunity to share their scholarship and discuss current issues in their specific field of law.

- **The Martz Conference on Natural Resources Law and Policy.** The Natural Resources Law Center's Annual Summer Conference, hosted by Professor Mark Squillace, was focused on "Western Water Law, Policy, and Management: Ripples, Currents, and New Channels for Inquiry," and how the increasing demand for water is overwhelming the ability to manage change and accommodate the diversity of interests and values related to water resources.
- **Feld-Weiser One-on-One.** Professor Phil Weiser conducted a series of interviews with Brad Feld, a local venture capitalist, as part of Silicon Flatirons Center's Entrepreneurship Initiative. On the challenges and importance of finding life-work balance, Feld said, "Balance improves the quality/quantity of work that you can get done and he has become more effective at accomplishing stuff."
- **Emerging Family Law Scholars and Teachers Annual Conference.** Professor Clare Huntington helped organize the annual conference for emerging family law scholars and teachers to work on articles and book chapters and share teaching tips.
- **Junior Tax Scholars Conference.** Professors Miranda Fleischer and Victor Fleischer hosted this works-in-progress research conference for tax scholars to discuss international tax, executive compensation reform, and regulatory gamesmanship and tax planning.
- **Property Works in Progress Conference.** Professor Nestor Davidson organized this third annual conference for 50 leading property scholars to hear presentations and share insights.
- **Conference on Legal Information: Scholarship and Teaching.** Professor Barbara Bintliff organized the annual conference that focused on theoretical and practical aspects of legal research instruction, and how to integrate training in practical lawyering skills and professional ethics into the legal research teaching.
- **New Thinking in Climate Change Law and Policy Works-in-Progress Symposium.** This two-day workshop involved discussion on faculty draft papers about climate change and related issues. Professors Sarah Krakoff and William Boyd both presented papers.

Energy Justice 2009

Colorado Law's Center for Energy and Environmental Security (CEES) sponsored the 2009 Energy Justice Conference and Appropriate Technology Arcade in October. It explored the critical needs and energy access dilemmas of the energy-oppressed poor through long-term interdisciplinary action, information sharing, and deployment of appropriate sustainable energy technologies. It coordinated the identification, development, and broad-scale dissemination of appropriate sustainable energy technologies and adapted them for individual community use. Speakers included those working for UNIDO, the World Bank, UN Energy, U.S. Department of Agriculture, USAID, EPA, PCIA, Engineers Without Borders, Renewable Energy & Energy Efficiency Partnership, Rocky Mountain Institute, Lawrence Berkeley Lab, Oxford University, and Stockholm University.

Duke Energy President James Rogers on Energy Efficiency



John and Cynthia Schultz and James Rogers

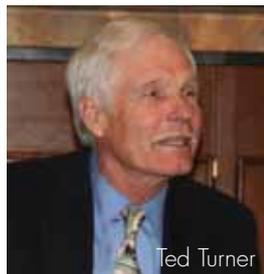
James E. Rogers, the CEO and President of Duke Energy, was the invited lecturer for the 2nd Annual Schultz Lectureship Series, funded by the generosity of John '53 and Cynthia Schultz. As newly re-elected CEO of the third largest emitter of carbon, Rogers strongly believes in a commitment to the environment. His lecture began with a hope that there will

be greater understanding about the way toward energy efficiency in the 21st century, which should include the use of solar, wind, and nuclear power. His solution encompasses affordability and reliability of electricity and energy efficiency. "It can be achieved by modernizing and decarbonizing the generational supply of electricity in our country while making communities more energy efficient." He is delighted about the U.S. House of Representatives passing the Waxman-Markey Bill that would incentivize companies to become more energy efficient by capping greenhouse gas emissions and putting a price on carbon.

Silicon Flatirons Center for Law, Technology, and Entrepreneurship

• **Entrepreneurs Unplugged** are monthly lectures offering opportunities to get involved in entrepreneurship, learn how successful start-ups are created, and network with others with technical backgrounds. This term's meetings have featured:

- Ted Turner, co-chairman of the Nuclear Threat Initiative; chairman of the Turner Foundation; chairman of the United Nations Foundation; partner in the Ted's Montana Grill restaurant chain; and chairman of Turner Enterprises. Silicon Flatirons present Turner with its inaugural Entrepreneurs for Good Prize



Ted Turner

- Nir Barkat, Mayor of Jerusalem
- David Cohen, Executive Director of Techstars
- Tim Enwall, President and Chief Operating Officer of Trendril
- Steve Halstedt, Co-Founder of Centennial Ventures
- Neil Robertson, Founder and CTO of Service Metrics

• **Telecommunications Regulation in Comparative Perspective Conference** addressed and examined how government policy should encourage the development of advanced infrastructure. Which strategies can best serve countries seeking to spur the deployment and adoption of advanced communications infrastructure?

- **The Rise of Broadband Video and the Future of Digital Media** examined the emerging video market place, discussing the opportunities for disruptive innovation, the nature of the changing business models, and the public policy responses. This was the first public address by the new FCC Commissioner Meredith Attwell Baker, the keynote speaker.

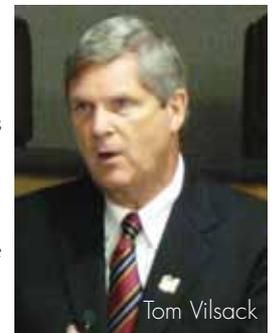


Meredith Attwell Baker

- **Digital Copyright and Innovation Online: A Little Dose of Optimism** was a lecture by Fred von Lohmann, Senior Staff Attorney at the Electronic Frontier Foundation. He discussed the emerging copyright rules and argued that Congress, the courts, and the marketplace have struck a successful balance in protecting copyright incentives, stimulating innovation, and encouraging private ordering in the marketplace.
- **Reforming Internet Privacy Law Conference** tackled Internet privacy protection, addressing when and how the government should be permitted to access private information about online activity. Representatives from two reform groups described the history, goals, and content of their proposals.
- **Institute for Regulatory Law & Economics** hosts a four-day intensive seminar each May at the Aspen Institute geared toward state regulators and staff, and distills the critical law and economics issues that arise in closely regulated network industries and presents them in a coherent fashion.

BioChar Conference in *The Economist*

More than 300 scientists, scholars, politicians, and student gathered at Colorado Law to discuss the virtues, manufacturing, and benefits of biochar during the North American Biochar 2009 Conference in August, hosted by CEES. Keynote speaker, U.S. Secretary of Agriculture Tom Vilsack, described biochar as the type of advancement in agriculture and energy that is in line with the President's vision. Recently, biochar—charcoal made from the slow, controlled burning of organic materials—has been touted as a new tool to attack the global warming problem.



Tom Vilsack

The conference was covered in an article in the August 27th edition of *The Economist*. Professor Lakshman Guruswamy was cited, suggesting an added benefit of biochar could be provided if farmers living in poor and developing countries were given access to the technology. Coordinating an effort to bring smaller, pyrolysing stoves to people in poorer countries could have several benefits at little cost.



New Faculty

Colorado Law welcomed five new faculty members this year, three for the new comprehensive international law curriculum, a clinical professor, and an American Indian law professor.

- **Kristen Carpenter**, an expert in property law and American Indian law, taught law for six years at University of Denver and Suffolk University law schools. She earned her JD at Harvard Law School before practicing at Hill Barlow, PC, in Boston.
- **Violeta Chapin** is teaching our Criminal Defense Clinic and was previously a public defender with the Washington, DC, office. She received her JD from New York University School of Law.
- **Justin Desautels-Stein** is teaching public international law and legal theory. He practiced for three years in the antitrust and competition group at Latham & Watkins in Washington, DC. He received his JD from the University of North Carolina at Chapel Hill School of Law, his LLM from Harvard Law School, and his MALD from The Fletcher School at Tufts University.
- **Alexia Brunet Marks** is teaching torts, national security, and international business and trade courses. She taught at Northwestern University School of Law as a Visiting Assistant Professor and was Special Counsel to the U.S. Department of Homeland Security. She received her JD from Northwestern University School of Law and her MS and PhD from Purdue University.
- **Anna Spain** is teaching public international law, international dispute settlement, human rights, and mediation. She taught at UCLA Law School, served as the Deputy Director of the UCLA Burke Center for International Law, and practiced as an attorney-adviser in the U.S. Department of State Office of the Legal Adviser. She received her JD from Harvard Law School.

Beyond the Classroom

Professor Ohm's Privacy Paper Receives Attention

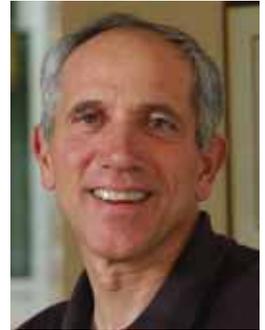
Professor Paul Ohm's most recent paper, "Broken Promises of Privacy: Responding to the Surprising Failure of Anonymization" has been downloaded nearly 4,000 times from the SSRN website, ranking it amongst the most 25 downloaded U.S. law papers. In his paper, Ohm argues that computer scientists have recently undermined our faith in the privacy-protecting power of anonymization, the name for techniques for protecting the privacy of individuals in large databases by deleting information like names and social security numbers. This article provides the tools to respond to the surprising failure of anonymization.



Professor Ohm also wrote a paper on privacy for the Office of the Privacy Commissioner of Canada, who invited leading international academics and professionals working in telecommunications, law, privacy, civil liberties, and computer science to help Canadians understand the impact of technology that underlies networked society. Ohm's essay, "The Greatest Threat to Privacy," discusses the many dangers of your Internet Service Provider, from reading your emails to spying on users. "Companies could pay to see what you look at on the web and use that information to place specific pop up adds on your screen."

Professor Squillace Testifies before Congress

Professor Mark Squillace testified in September before the House Resources Committee on two provisions of the Consolidated Land, Energy, and Aquatic Resources Act of 2009. The first would amend the Mineral Leasing Act of 1920 to give a federal coal lessee ownership of the embedded natural gas. In exchange, the lessee would be obligated to develop the methane rather than venting it into the atmosphere if it is feasible to do so. The venting of methane at underground coal mines poses a serious environment problem "because methane is a potent greenhouse gas—about 23 times stronger than CO₂."



He also testified in favor of a provision that would remove uranium from the General Mining Law of 1872 and place it under the Mineral Leasing Act. The uranium-leasing proposal is important because it would give the U.S. Department of the Interior discretion to decide where and how uranium development is going to occur. Many of these new claims are located on fragile lands on the Colorado Plateau.

Tribal Energy and Climate Change Adaptation

CU-Boulder Renewable and Sustainable Energy Institute recently awarded Professor Sarah Krakoff and CEES Research Fellow Julie Teel seed funding for a new project, the "American Indian Tribes, Climate Change, and Energy Law and Policy Analysis and Solutions." The project will develop culturally appropriate Tribal Energy Action and Climate Change Adaptation Plans in consultation with three American Indian tribes in the Southwest and tribal organizations. The project will assess the ecological, cultural, and legal impacts of climate change, recommend legal and policy measures to facilitate tribally appropriate adaptation to climate change, and analyze renewable energy and energy efficiency options, barriers, and solutions.

Three Outreach Grant Awards

CU-Boulder Outreach Committee awarded Colorado Law three grants for projects that extend faculty expertise beyond the classroom:

- The "Stopping the Loss of Tribal Children: Indian Child Welfare Act Community Training" project by Professor Jill Tompkins will fund clinic students to provide on-site training and foster home recruitment to the Northern Cheyenne Tribe of Montana.
- "In Fine Print" by Professor Amy Schmitz and Professor Cecilia J. Pang from CU's Department of Theatre and Dance will produce and distribute an educational video to provide Colorado consumers with tips for surviving scams and financial pitfalls.
- The "Caprivi Solar Light Project," an integral part of CEES' World Energy Justice Partnership, by Professor Lakshman Guruswamy will demonstrate the feasibility of a bottom-up approach to developing non-fossil fuel based energy resources for very poor communities using appropriate sustainable energy technologies like solar lights and cook stoves in the Caprivi region of Namibia.

New Memberships

Professor Spain Elected to Prestigious Council on Foreign Relations

Professor Anna Spain was elected to the Council on Foreign Relations, an accomplishment presented to a highly selective group of young scholars who demonstrate exemplary insight into international policy matters early in their academic careers. The Council is an independent, nonpartisan membership organization dedicated to being a resource for its members, government officials, business executives, journalists, educators and students, and other leaders and members of the community in order to help them better understand the world and the foreign policy choices facing the United States and other countries.



Professor Ohm Appointed to Two Prestigious Groups

Professor Paul Ohm was invited to join two prestigious technology working groups: the Center for Democracy & Technology (CDT) and the Future of Privacy Forum (FPF). The CDT is a non-profit public interest organization working to keep the Internet open, innovative, and free. It recently established an academic non-resident Fellows program in which Ohm is among the first of ten notable academics to be invited to participate. The FPF, a new Washington, DC-based think tank, focuses on data privacy practices. Ohm is joining an advisory board comprised of attorneys, scholars, and industry leaders.

Recently Published

Professor Davidson's Book on Affordable Housing

Professor Nestor Davidson's book, *Affordable Housing and Public-Private Partnerships*, co-edited by R. Malloy, focuses on the critical need for building affordable housing, and how best to understand and implement the joint work of public and private actors in housing. It considers the real estate aspects of affordable housing law and policy in a post-Katrina context.

Professor Bruff's Book Wins Milstein Award

This year's Colorado Law Jules Milstein Faculty Writing Award went to Professor Harold Bruff for his book, *Bad Advice: The President's Lawyers in the War on Terrorism*. The Award recognizes the best piece of faculty scholarship for the year and includes a cash stipend. Bruff's book examines the relationship between American presidents and their legal advisors, particularly in times of crisis.

Professor Squillace's Second Edition Textbook

Professor Mark Squillace along with J. Rasband and J. Salzman published the second edition of *Natural Resources Law and Policy*. The textbook focuses on the challenges of managing natural resources policy and examines all aspects of resource disputes, including economic, scientific, political, and ethical considerations.

Professor Mueller's Evidence Casebook

Professor Christopher Mueller's third edition of the textbook, *Evidence Practice Under the Rules*, with L. Kirkpatrick and C. Rose III, provides a comprehensive and easy-to-use guide to the Federal Rules of Evidence and their state counterparts. The textbook is a valuable tool for litigators with its practical, expert guidance on crucial issues.

Awards and Recognition

Professor Loewenstein Named Monfort Professor of Commercial Law

Dean Getches appointed Professor Mark Loewenstein as Colorado Law's Monfort Professor of Commercial Law. The appointment required a national reputation in commercial, corporate, securities or tax law. Loewenstein's expertise and reputation in the field of corporations and business associations is unmatched. Dean Getches said, "His history of influential scholarship is longstanding. In addition, Mark is a revered teacher. We are all honored to have him as a colleague." Loewenstein's recent articles on corporate governance and accountability have achieved considerable notice and citation, and he has continued to publish widely used teaching books (e.g., *Business Enterprises*, 2008; *Agency, Partnership and the LLC*, 2007).

Dean Getches Receives Clyde Martz Award

The Rocky Mountain Mineral Law Foundation awarded Dean Getches the Clyde O. Martz Award for Excellence in Teaching during the Foundation's 55th Annual Institute in San Francisco. Immediate Past President of the Foundation Craig Carver recognized Getches for his outstanding career in teaching natural resources law. Getches donated the \$2,500 prize to the Clyde Martz Endowment to support the Natural Resources Law Center.

Professor Schwartz's Paper Receives AALS Honorable Mention

Professor Andrew Schwartz's paper, "A 'Standard Clause Analysis' of the Frustration Doctrine and the Material Adverse Change Clause," received one of only two Honorable Mentions in the Association of American Law Schools 2010 Scholarly Papers Competition, one of the most prestigious in legal education with more than 100 submissions. He will present a summary of his paper at the AALS Annual Meeting in January.

Professor Marks Named Searle-Kauffman Fellow

Professor Alexia Brunet Marks has been selected by Northwestern Law's Searle Center on Law, Regulation, and Economic Growth in Chicago as one of 16 Searle-Kauffman Fellows on Law, Innovation and Growth. The Ewing Marion Kauffman Foundation is fostering research on the dynamic efficiency of laws and regulations that can spur economic growth. As a Fellow, Marks will attend three institutes focused on how insights from the articles can be extended to research on law and economic growth.



Challenging Times: An Update on Scholarship Funding

Students were rightly concerned when we faced early 2009 market downturns that eroded many scholarship endowments. Happily, we were able to address the problem. Many alumni and friends responded to special requests to bolster scholarship funding for 2009, and the Chancellor contributed to scholarships in danger of being awarded at significantly reduced levels. We also received an unanticipated bequest in the spring for more than \$100,000 directed to law scholarships. I then used a large portion of our unrestricted gift funds to make up the difference—and our students saw no decline in their scholarships!

New Scholarships in 2009. We were grateful to all who helped us with the great 2009 scholarship bailout. In addition, we greatly benefited from newly established scholarships awarded for the first time in 2009. Of them, these will continue for many years:

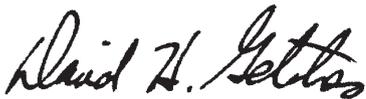
- The **El Pomar Foundation Scholarship** for a deserving student in good standing who is a Colorado resident
- The **Frances Green Sustainability Scholarship** for a student committed to working for sustainability or the problem of reversing climate change
- The **Jackson Lewis Scholarship** for students interested in labor and employment law
- The **Dick Knowlton Hank Brown Leadership Scholarship** for a promising student leader entering the Law School
- The **James R. McBride Scholarship** for an outstanding student interested in intellectual property law

Reunion and Graduating Class Gifts to Scholarships. In addition, in memory of their classmates or in honor of their reunion years, the Classes of 1959, 1969, 1974, 1978, 1984, 1987, 1988, 1994, 2004, and 2008 have contributed to newly established or already existing scholarship funds. As soon as new endowed scholarships reach the \$25,000 level, awards can be made to deserving students.

We are grateful too that some reunion classes have directed gifts to the Law Dean's Fund for Excellence, as I continue to direct most contributions to fund scholarships.

Match of gifts to the Law Dean's Fund continues through January 31, 2010. An anonymous alumnus will continue to match all new or increased gifts to the Dean's Fund up to a total of \$100,000! Please consider doubling your impact by making a contribution by January 31, 2010.

With best regards,



David H. Getches

"I am very thankful to receive scholarship support. It is an academic honor and a financial freedom. In addition, it has provided me the opportunity to meet and learn from Colorado Law alumni. I look forward to the day when I will be able to help young lawyers in a similar manner."

—**Stu Gillespie '10**



"My scholarship was invaluable in my mainly loan-financed education, but receiving a scholarship in the name of Colorado Law and its alumni made the gift much more personal. Attending a school that supports its students in many different ways—including financially—helped me feel at home in the law school community."

—**Angela Aibner '09**



Dean's Fund Giving Societies

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

"Throughout my three years at Colorado Law, scholarships not only relieved a financial burden, but they also allowed me to take on leadership positions and engage in the spirit of service that is so important to our legal community."

—**Hiwot Molla '09**



HONOR ROLL

University of Colorado Law School 2008–09 Contributors

We gratefully acknowledge contributions and new pledges given in Fiscal Year '09 (July 1, 2008 – June 30, 2009). (The full amount of a pledge commitment is recognized in the year the initial pledge is made. Therefore, payments made in FY '09 on pledges committed in prior years are not included in the listing below). All support is appreciated and essential in ensuring continued excellence at Colorado Law.

\$5,000,000

Schaden Family Fund

\$500,000

Green Fund

\$100,000 - \$499,999

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1959	29%
1942	25%
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1953	24%
1972	24%
1975	23%
1967	22%

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Letter from Law Alumni Board Chair



Dear Alumni,

This has been no ordinary year. The past 12 months have seen unprecedented challenges, and the practice of law is not immune from the economic winds any more than is the world of education. During October's homecoming and reunion activities—which were larger than ever before—I was privileged to meet many alumni, from the Class of '59 (one of the first classes to attend the "new" Fleming Law Building) to recent graduates of our current new Wolf Law Building as they reconnected with Colorado Law and each

other. I was struck by the variety of ways our alumni have used their education and are dealing with the current economic situation.

Recent alumni face a much tougher start to building their careers than many of us did upon graduation. Annual tuition at Colorado Law in 1984 was \$1,550; in 2009, only 25 years later, it is \$25,430. This, combined with a more difficult job market than has been seen in years, means we all need to step up to help our Colorado Law colleagues, whether they are long-time alumni or current students.

As a member of the Board for the past five years, I have seen the law school faculty grow, both in number and in reputation. Getting into Colorado Law is more competitive than ever before. We recently received a positive report from the ABA site visit, and next year, the law school is planning to offer three new Master of Laws (LL.M.) degrees, yet another example of broadening its educational reach.

The Board itself is hoping to broaden its impact and has begun an analysis of our mission and goals. How can we best serve the law school and our fellow alumni? How do we lasso alumni energy and creativity into action that continues a connection with Colorado Law? If you have thoughts on this, I would welcome your feedback at the email address below.

We look forward to another productive year. The Annual Alumni Banquet on March 11 may still feel distant, but the Board and the staff have already been working for months to make it the best yet. We hope to see you there as we present our Distinguished Alumni Awards and the Knous Award, the law school's highest honor.

Just as important, I encourage you to take advantage of opportunities to stay connected with Colorado Law. The Wolf Law Building is a spectacular facility that is constantly busy with seminars, national conferences, CLE's, and moot court competitions, all of which are made stronger and richer by your presence and participation.

Eric Rothaus '01
lawboardchair@colorado.edu

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

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SJG Enterprises

Hugh Gottschalk '79
Wheeler Trigg & Kennedy

Sarah Heck Griffin '84
Jones Day

John L. Hay '64
Gust Rosenfeld

Alan F. Heath '68
Owner Managed Business
Institute

Vance O. Knapp '94
Sherman & Howard

Robert W. Lawrence '83
Davis Graham & Stubbs

Michael S. McCarthy '75
Faegre & Benson LLP

Carolyn McIntosh '81
Patton Boggs

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

Anthony F. Prinster '66
Hoskin, Farina & Kampf

Meshach Rhoades '04
Qwest Communications

Kristin F. Rozansky '94
State Personnel Board

Michael R. Savage '96
U.S. Trust

Lance Sears '75
Sears & Swanson

Steven E. Segal '89
Segal Law, LLC

David S. Steefel '78
Husch Blackwell Sanders LLP

Laura M. Sturges '05
Gibson, Dunn & Crutcher

Andrew Sultan '99
Davis Graham & Stubbs

Kara Veitch '00
Isacson Rosenbaum, P.C.

John Wittemyer '65
Moses, Wittemyer, Harrison &
Woodruff

Letter from Director of Alumni Relations



Dear Alumni,

Rely on your lifetime connection to each other and Colorado Law.

The job market is tough, not only for our newest alumni, but for many of you. To survive, I know Colorado Law alumni, now 6,700 strong, are helping each other when and where they can. Here are ways that Colorado Law and you can help:

- Keep your email address updated to receive our alumni and career development emails
- Sign up for the Office of Career Development's (OCD) bi-monthly

BuffaLaw Jobs for Alumni Newsletter that includes jobs for experienced attorneys and alternative careers

- Let OCD know that you are searching for job opportunities
- Speak about your career and offer practical advice to students during OCD's noon programs
- If you learn of a job opening, send OCD an email ASAP so it can be posted
- Let OCD know if you will serve as a contact for students interested in your area of practice
- Ask us to connect you with fellow alumni in a geographic and practice areas
- Attend Colorado Law events for networking opportunities, including the monthly *Entrepreneurs Unplugged*, *Alumni Banquet*, and reunions
- Join Colorado Law's LinkedIn or Facebook sites and network with fellow alumni
- Refer client matters to a fellow alumni

The Office of Alumni Relations is committed to strengthening all our services and programs and serving you the best we can. This is the second year for our reunion program and Class Reunions were held all around Boulder during Homecoming, with many coming from across the country. And we have Event Chairs for the 2010 Reunions already—let me know if you would like to help with your reunion. It was also the second year for the Swearing-In Reception in October and we had a fabulous celebration for a class that accomplished a fabulous 94 percent bar passage. And, the quarterly alumni *Colorado LawPoints eNewsletter* has been very successful with more alumni receiving it, reading it, and responding to it with each issue. Please continue to contact us with ideas, suggestions, and updates.

Thank you and stay connected!

Elisa Dalton
303-492-3124
elisa.dalton@colorado.edu

Stay Connected!

Go to www.colorado.edu/law/alumdev to:

- Update your Contact Information
- Submit a Class Note
- Receive the *Alumni eNewsletter*
- Connect to LinkedIn and Facebook
- View alumni and CLE events
- Connect with volunteer opportunities
- See "Where in the world are our alumni?"
- Help identify our "Lost" alumni

Go to www.colorado.edu/law/careers to:

- Sign up for the *BuffaLaw Jobs Newsletter*
- View upcoming career events
- Contact the Office of Career Development at 303-492-8651 or lscareer@colorado.edu

2010 Alumni Directory

The University of Colorado Law School 2010 Alumni Directory will be available in book and CD versions by the end of 2010. The project, led by Harris Connect, will begin soon. Make sure your home and business information is up-to-date and complete.

Hire Smart...

Colorado Law graduates have a 94 percent bar exam passage rate.

...smart lawyers, smart business decisions

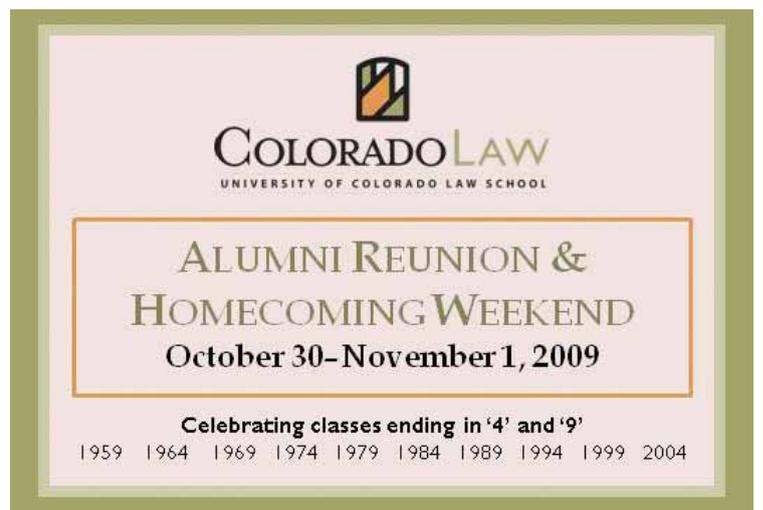


* July '09 Colorado Bar Exam First-timers

Homecoming Weekend

Colorado Law's Alumni Reunion & Homecoming Weekend kicked off October 30 with Wolf Law Building tours and lectures by Dean Getches and Professor Mimi Wesson, followed by the lively Jazz & Cocktail Reception. Many classes held their reunions around Boulder on Friday evening. The traditional ethics CLE early Saturday morning was presented by Professor Scott Peppet on "Counseling Family Enterprises: The Role of Lawyers and Mediators," and was followed by the pre-game

barbeque. This year, Colorado Law hosted a unique event on Sunday, the Colorado Shakespeare Festival's Hillmon Play Staged Reading of "Unquiet Grave," a play authored by Brent Jordheim '09, based on research by Professors Wesson and Dennis Van Gerven of Anthropology, and inspired by the 1892 Supreme Court case of *Mutual Life Insurance Co. v. Hillmon*.





Class of 2009 Swearing-In Reception

The Class of 2009 and their family and friends celebrated being sworn in to the Colorado Bar at The Corner Office Restaurant and Martini Bar in October. Dean Getches gave the address at this year's Admission Ceremony, building on the idea of integrity and keeping humility.

Washington, DC Alumni Reception

Michael Savage '96 and Dean Getches hosted a reception for Colorado Law alumni in the Washington, DC, area at U.S. Trust, Bank of America in November.





Class Actions

'61

Joe Blake was named as a finalist for Colorado State University's chancellor post by the CSU System Board.

'62

John Overholser joined Bradley Devitt & Haas as of counsel in their General Business Practice.

'67

Roger Klein retired as Chief Judge for the 19th Judicial Circuit after 14 years on the bench.

Morris Sandstead Jr. will retire as Judge in the Boulder County District Court.

'68

Douglas Foote was named of counsel at Sparkman Shaffer & Perlick.

'69

Hank Brown was named chairman of the Daniels Fund, which provides scholarship and grant money to students throughout Colorado, New Mexico, Utah, and Wyoming.

'72

Edward Nottingham opened his new practice, Edward Nottingham, LLC, in Denver.

'73

Michael Anderson has joined the law firm Huff & Leslie.

'75

Ann Allot is a recipient of this year's Catholic Lawyers Guild award.

Michael J. Kramer served (part time) as a Judge Advocate in the U.S. Air Force Reserve for 30 years, retiring as a Colonel in 2007. In his spare time, he studied philosophy at the University of Denver, and was granted a Master of Arts degree in Philosophy in 2008.

Blum Receives Sears Ethics Award

Gary Blum '71 was honored at the Public Justice Foundation's Annual Gala and Awards Dinner for his decades worth of work on the *Cook v. Rockwell International Corp.* He also received the CBA's 2009 Don W. Sears Ethics Award, seen here with **Lance Sears '75** and **Ken Barnhill '53**.



Karen Mathis is the new President



and chief executive officer of Big Brothers Big Sisters of America (headquarters in Philadelphia). She started in September after returning from her one-year assignment as the executive director for Central European and Eurasian Initiative Institute (CEELI) in the Czech Republic.

Brian McConaty has become the first Colorado member of the American Board of Trial Advocates to earn Diplomat status.

'76

Steven Sommers was named to the Big Brothers and Big Sisters of Colorado Board.

'77

Morris Hoffman was nominated by Senators Udall and Bennet for the U.S. District Court for Colorado judicial vacancies.

John Suthers went to Mexico to talk to a panel of U.S. and Mexican governors about the issue of border control. He was also recently elected Chairman of the Conference of Western Attorneys General.

'78

Andrew Hodgkin was recently hired as Rhode Island Governor Donald Carcieri's new chief of staff.

Stanley Pollack was honored at the last session of the Navajo Nation Council by Navajo Nation President **Joe Shirley** for his 23 years of dedicated work ensuring Navajo Nation water rights.



'81

Jeffrey Cowman joined the Denver law firm Ballard Spahr as a partner.

Kim McCullough joined the Denver law firm Ballard Spahr as a partner.

'82

Morgan Guenther sold his company and took the summer off to travel with his wife and newborn son.

Lael Montgomery was nominated by Senators Udall and Bennet for the U.S. District Court for Colorado judicial vacancies.

'83

Trip DeMuth was honored for his pro bono work on the Clarence Moses El case at the Colorado Lawyers

'84

Garrett Tuttle joined the Denver law firm Ballard Spahr as of counsel.

'85

Christopher Macaulay is chairman of the Colorado Supreme Court Board of Law Examiners, responsible for directing and administering the Colorado Bar Exam.

Kenneth Mills made partner at his



firm, Drenner & Golden Stuart Wolff, a commercial real estate boutique with offices in Austin and San Antonio. His family trekked Rocky Mountain National Park in June (L-R: Ken, Alison, Brita, Kelsey).

Kyle Usrey is the new president of LCC International University, a private liberal arts university in Lithuania.



'87

Eric Elliff moved to Husch Blackwell Sanders as a partner in its Denver office.

Cowden Tami is of counsel with Greenberg Traurig in Las Vegas, Nevada. She continues her lifelong love of writing by maintaining a blog, www.AppealingInNevada.com.

Thomas Mulvahill was appointed to the position of District Judge in the Boulder County District Court. Mr. Mulvahill is currently a partner at Chambers Dansky & Mulvahill.

'88

Suanne Dell is a recipient of this year's Colorado Catholic Lawyer's Guild award.

Lynne Hanson joined Ballard Spahr's Denver office as an of counsel.

'89

Margaret McNett was promoted to vice president and general counsel at Health Care Service Corporation.

Christie Phillips was appointed District Court Judge in Jefferson County by Governor Ritter.

'90

Lindsay Unruh was honored for her work with the Homeless ID Task Force at the Colorado Lawyers Committee's annual awards celebration.

'91

Richard Corbetta joined the law firm Dufford & Brown as a director.

K.C. Groves was elected as a member of the Colorado Judicial Institute.

Peter Waack, is a recipient of this year's



Central New York Community Foundation's Marsellus Sabbatical grant. The four-week grant will allow Pete to shadow a publication of equal size and attend training in the issues important to the changing newspaper industry.

'92

Tammy Campbell is a member of the Colorado Council of Advisors on Consumer Credit.

'93

Kelly Barlean plans to run for the CU Regent seat that will be vacated in 2010 by Tom Lucero.

Sarah Forsythe Pritchard was appointed to the UCAR Leadership Academy and just completed a two-year term serving as co-chair of the Boulder Bar's Intellectual Property Section.

'94

Vance Knapp moved to Sherman & Howard's Denver office as a member in the Labor & Employment practice.



Darrell Waas '79, Patricia Campbell '94, and Mikaela Rivera '02 started Waas Campbell Rivera, doing commercial litigation, eminent domain, and construction litigation.

'95

Mark Honhart has joined Gregory R. Giometti & Associates as an associate attorney.

Julia Knearl, half of a female folk-pop duo, recently released an album for the group, *Choosing June*.

'96

Emily Curray was named president of the International Network of Boutique Law Firms Denver Chapter.

C. Todd Drake joined the law firm Murphy & Decker as special counsel.

'97

Kristin Bronson was elected chair of the Colorado Real Estate Commission.

'98

Nancy L. Dempsey (Fogle), her husband **Brad Dempsey**, and **Kirstin L. Stoll-DeBell** authored a book published this year by the American Bar Association titled *Injunctive Relief: Temporary Restraining Orders and Preliminary Injunctions*. It is ranked as an ABA Bestseller.

Jennifer L. Evans joined Faegre & Benson's health care practice in Denver as special counsel.

Carin Kutcipal joined the Colorado BioScience Association Board.

'00

Elizabeth Beaver was named Employee of the Year of the Water Quality Control Division of the Colorado Department of Public Health and Environment.

Tony Sanny joined the Littleton firm of Swanson & Bratschun as an associate.

'01

Gwenda Broeren is working in the administration of the Veteran's Administration Illiana Health Care System in Danville, Illinois.

Darla Daniel, assistant vice-president and trust officer at Colorado State Bank and Trust, and adjunct professor at Colorado Law, is a guest on KHOW 630's weekly radio show, *The Caring Generation*.

Cory Gardner announced is seeking the Republican nomination for Congress in Colorado's 4th Congressional District.

Marisa Hudson-Arney joined Reilly Pozner as an associate.

'03

Jennifer Cohen joined Blackwell Sanders' Denver office as an associate in the Business Services Department.

Andrew Morrison is in-house counsel at Shell Oil Company and was appointed by the Mayor of Houston **Bill White** to serve as a part-time Municipal Court Judge.

Quannah Spencer, an enrolled Yakama tribal member, joined the Tribal Practice Group of **Williams Kastner** as of counsel in Seattle.



Jeff Town joined Folkestad Fazekas Barrick & Patoile as an associate in the areas of real estate, business, loans, and refinancing.

'04

Angela D. DeVine joined Silver & DeBoskey as an associate continuing in commercial litigation.

Tara Duh, associate at Lewis, Longman & Walker, has been elected to the Executive Council of the Environmental and Land Use Law Section of The Florida Bar at the Environmental and Land Use Law Annual Update.

Christine Garrison and her husband **Matt** had a baby boy, **Graham Michael Garrison**, on October 5.



Justen Miller joined Ruegsegger Simons Smith & Stern as an associate in Denver.

'05

Coulter M. Bump joined Harris, Karstaedt, Jamison & Powers in Englewood as an associate.

Lydia Holzman joined Stevens, Littman, Biddison, Tharp & Weinberg in Boulder as an associate.

Kelly Murphy was hired at the Boulder County District Attorney's Office.

Jeremy Peck joined Kutak Rock in the Litigation Practice Group in Denver.

'06

Christina Brown married **Eric Olson** on August 22 in Madison, Wisconsin.

Farrell Carfield has joined the Denver law firm Reilly Pozner as an associate.

Judd Choate was appointed as Colorado's new State Elections Director by Secretary of State **Bernie Buescher**.



Dena Ivey welcomed her son **Ethan Albert** to the world on March 6. Ethan has four Yup'ik names and one Cup'ik name...and six different families to accompany each of his names!

Andrew LaFontaine joined McConaughy & Sarkissian as an associate in the firm's Denver office.

'07

Harry Budisidharta joined Balaban & Claeson as a partner.

Siddhartha Rathod of the Colorado Public Defender's Office received the CBA 2009 Gary McPherson Outstanding Young Lawyer Award.

Celene Sheppard is working as associate general counsel for the Ute Mountain Ute Tribe in Towaoc, Colorado.

'08

Joseph Chen joined Sheridan Ross as an associate.

Elizabeth Merritt joined Miles & Peters as an associate.

Cash Parker joined Polsinelli Shughart's Denver office as an associate.



Celeste Rangel is working at the Boulder County District Attorney's Office.

'09

Leah Carlson was working for the Colorado Campaign for Inclusive Excellence (CCIE) after graduation, and is now working for **Holland & Hart** in its marketing department.

Alison Flint is working as a clerk with the Colorado Supreme Court Associate Justice **Gregory Hobbs**.

Emily C. Holmes joined Brownstein Hyatt Farber Schreck's litigation practice in Denver as an associate.

Matt Morrison joined Sherman & Howard's Labor & Employment practice as an associate in Denver.

Brian Wolf joined Sherman & Howard's Business practice as an associate in Denver.

In Memoriam

William Federici '41 passed away on September 9 at the age of 92. He served in the military, worked for the New Mexico Attorney General's office, practiced law in the private sector, and served as the New Mexico Supreme Court's Chief Justice.

Matt J. Kikel '47, who passed in November at the age of 88, was a former Pueblo County District Attorney and Chief Judge of the 10th Judicial District.

William "Bill" G. Waldeck '49 passed away May 20 at age 85 and was considered by colleagues to be the premier mining lawyer in the Western U.S. He served as a Naval Intelligence Officer, became a litigator in Montrose, Colorado, a sole practitioner in Grand Junction, and then a partner at Dufford, Waldeck, Milburn and Krohn.

Louis J. Stuart '50 passed away April 30. He served in the U.S. Air Force as a bombardier navigator and pilot during WWII.

Orrel A. Daniel '52, who passed on November 10 at 84, was an Adams County attorney formerly with a Brighton-based law firm **Daniel, McCain & Brown**.

(continued next page)

Class Actions

Byron "Buck" G. Thompson Jr. '55



passed away May 26 and is survived by his bride of 52 years, Margery, four children, and 10 grandchildren. He served in the U.S. Navy and practiced

law with his father at Bilby, Thompson, Shoenhair, and Warnock.

Howard Current '58 passed away on



September 2 at the age of 81. He practiced law for 50 years, holding many judicial positions: Longmont Municipal Judge and Justice of the Peace, City Prosecutor in

Longmont, Deputy Prosecutor in the Boulder County District Attorney's Office, and Boulder County District Court Judge.

Ronald C. Pass '63 passed away June



4 at the age of 73 in Cathedral City, California. He practiced law in the South Bay for more than 40 years and was a long-time

private pilot.

Gary Rosentrater '67 passed away unexpectedly on July 27 at the age of 67.

He practiced law in Denver from 1984-99. He was an accomplished corporate attorney who worked for Wells Fargo Bank.

Brian Knight '69 passed away in July

at age 65. He was a longtime resident of and prominent lawyer in Pueblo, Colorado. Mr. Knight is survived by his wife Beth, children Dough and Penny, and numerous grandchildren.

Gary Woods '70 passed away on July



16 at the age of 63. He was a partner of Isaacson, Rosenbaum, Woods and Levy for more than 35 years and served as general counsel to Castle

Pines Golf Club. He is survived by his wife Sandra and children Stephanie and Michael.

Moshe Luber '72 passed away on April

27 at 61 years old. He was an accomplished tax attorney, and a shareholder at Lohf Shaiman Jacobs Hyman & Feiger PC. He overcame paralysis and learned to walk again after suffering a spinal injury.

Wendy Feuer '87, who passed in October at the age of 50 of ovarian cancer, clerked for Alaska Supreme Court Justice Allen T. Compton, and worked for Perkins Coie and the Alaska Attorney General's Office. She is survived by her husband Jeffrey Rubin and children Nathaniel and Elias.

Kevin W. Daley '88 passed away on August 12 at the age of 52. He loved his job as an attorney at CU Legal Services and at CSU Legal Services where he was an advocate for the students. He is survived by his wife Anne Theriault.

Andy Fisher '90 died November 2. He is survived by his wife **Tammy Campbell '92** and their nine-year old son Jake. Contributions may be made to the CU Foundation for the benefit of the Colon Cancer Research Fund.

Eloise Braidwood, who passed October



21, worked at Colorado Law from 1953 to 1976 as a secretary, registrar, and assistant to many Deans. Eloise resided in New Mexico. Her

husband died last May and she is survived by her sister.

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 alum.



Alumni Referral

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

Applicant's Name

Alum Name

Class Year

Alum Address

Applicants must include this card with their application.

12/2009



When there's a will, there's a way.

dream big

Your will may be your way to nourish promising legal minds. Build the leaders of tomorrow who will solve problems, serve the community, and pursue justice.

make a difference

So dream big. Support your passion, make a real difference, and leave your imprint on the University of Colorado Law School (and, perhaps, your mark on the world) with a bequest.

support your passion

To find out how easy it is to make a gift through your will, obtain sample bequest language, or learn about other planned giving options, contact Marilyn Moses, Assistant Director of Development, at 303-492-1744 or marilyn.moses@cufund.org.

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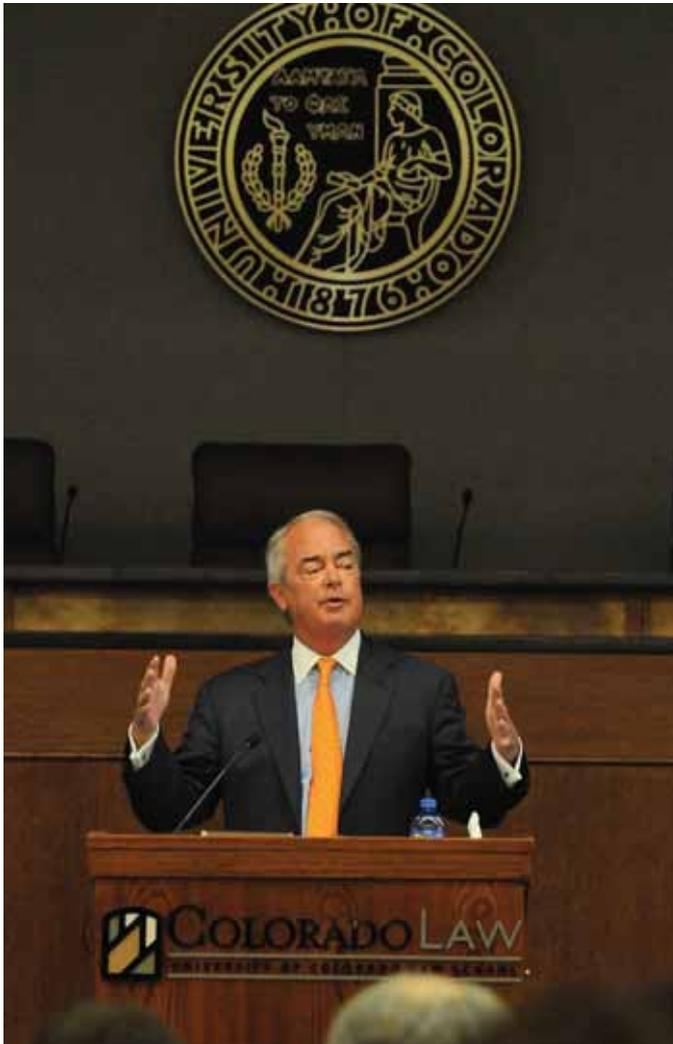
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Law School Calendar



2010

January 22

17th Ira C. Rothgerber, Jr. Conference: Government Speech (CLE)

January 29-30

The Next Great Generation of American Indian Law Judges (CLE)

January 31- February 1

The Digital Broadband Migration: Examining the Internet's Ecosystem (CLE)

February 26-28 and March 6-7

40-Hour Professional Mediation Training

March 11

29th Annual University of Colorado Law School Alumni Awards Banquet at the Hyatt Regency Denver, honoring:

- Gary M. Jackson '70 with the William Lee Knous Award
- Gilbert Goldstein '42 for Executive in Industry
- Melissa D. Hubbard '83 for Private Practice
- Senator Brandon C. Shaffer '01 for Recent Alumnus

March 15-18

CU Entrepreneurship Week & New Venture Challenge

May 7

Commencement

June 2-4

Natural Resource Law Center's Martz Summer Conference: The Past, Present, and Future of our Public Lands (CLE)

October 22-24

Homecoming & Reunion Weekend (CLE)