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VALPO LAWYER

SPRING 2006



Charles Vaughan '57
with Ryan White in 1985

Alumni News from Valparaiso University School of Law



6 VALPO LAW TEAM IMPRESSED MEDIA IN TORINO

22 SURVIVING KATRINA

JOHN WHITFIELD '88 AND HIS FAMILY, WEATHERING THE STORM

Opening | Statement

“When we were able to speak face-to-face with media and various legal and Olympic figures in Torino, they were all impressed to see that Valpo has such a strong interest in advocating for athlete’s rights and that we had a team on-site to support that goal.”

—Christi Klein '06, a member of the
Sports Law Clinic team sent to Torino, Italy

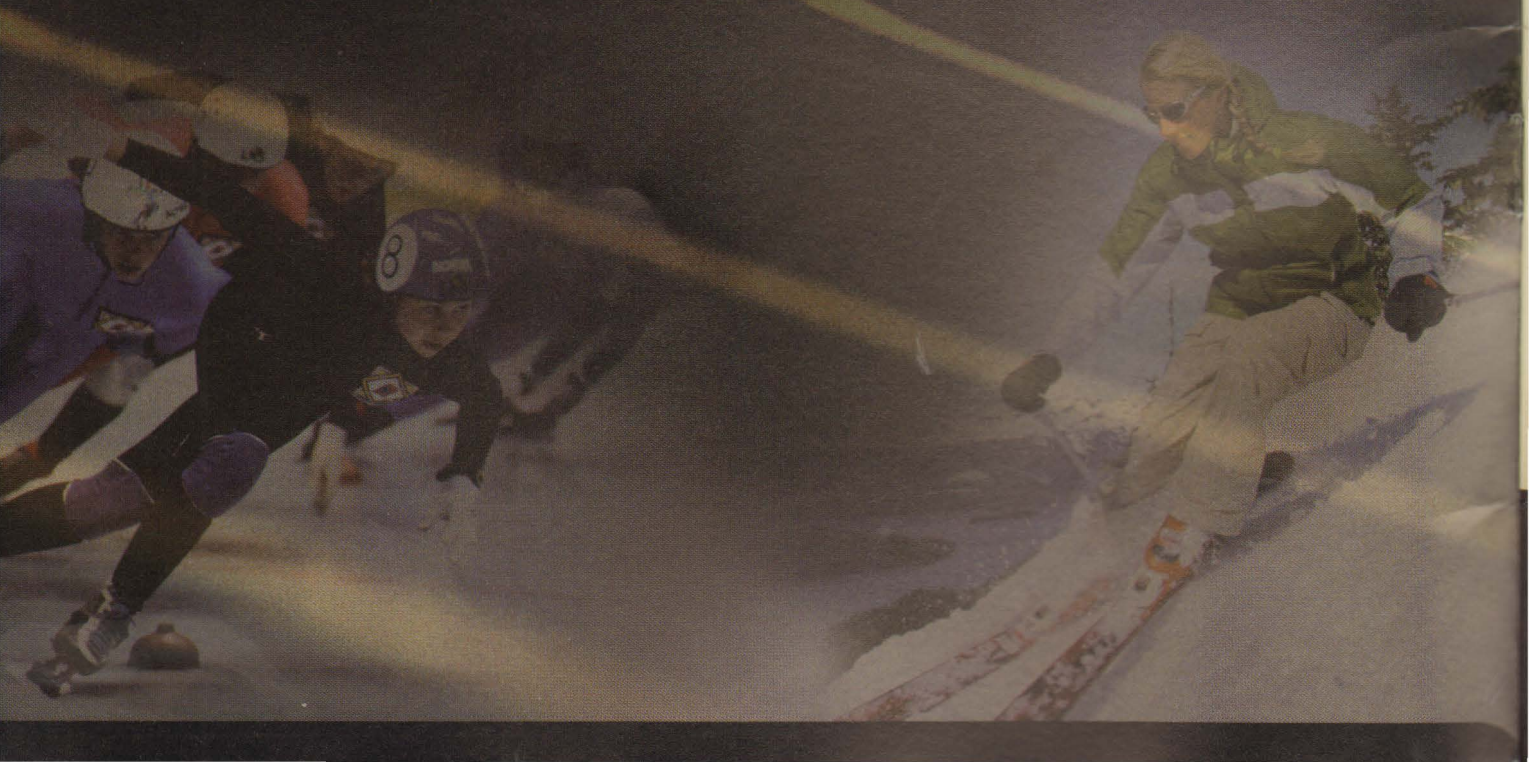


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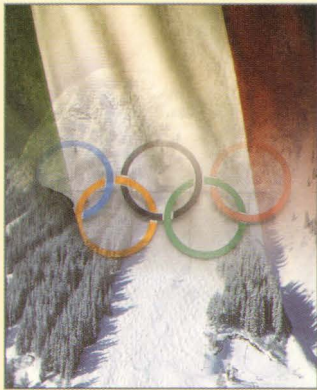


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20th Anniversary of the Ryan White Case

HOW THE VAUGHANS SHAPED THE THINKING OF A NATION THROUGH ONE SMALL-TOWN CASE

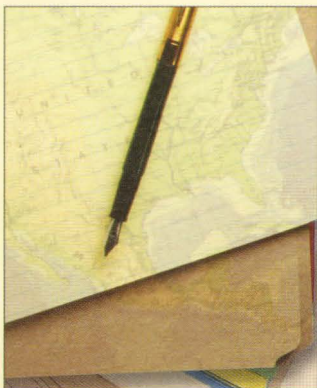
Were it not for Charles Vaughan Sr. '57 and his son Charlie '85 the world might not know the name Ryan White.



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VALPO SPORTS LAW TEAM IMPRESSED INTERNATIONAL MEDIA IN TORINO

Athletes who would have found themselves embroiled in a dispute during the Winter Olympics had a place to turn, as a legal team from Valpo's Sports Law Clinic was on site.



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**THE LAW CLINIC
"CHANGING THE WORLD'S AXIS,
ONE CLIENT AT A TIME"**

20th Anniversary of the Ryan White Case

How the Vaughans shaped the thinking of
a nation through one small-town case

By Kristin Jass Armstrong '86U

Charles Vaughan '57

Charlie Vaughan '85





Were it not for Charles Vaughan Sr. '57 and his son Charlie '85 the world might not know the name Ryan White. Sir Elton John would certainly not have sung at his funeral nor would the United States Congress have enacted a Comprehensive AIDS Resources Emergency (CARE) Act in his name. But thanks to the Vaughan's successful representation of the AIDS stricken Indiana teenager, not only was White able to go to school with his classmates, but the entire nation had its preconceptions about the disease dramatically altered.

When Ryan and his mother, Jeanne, arrived in the Vaughan's office in the winter of 1985, Charles says neither he nor his son were experts on what was then a disease shrouded in mystery: AIDS. What they did know was that the 11-year-old should not have to attend class from his bedroom – the option Ryan's school proposed as a way to keep him away from his classmates. School officials were concerned that Ryan was contagious and believed a phone hook-up to the classroom was the solution.

At the time, the Vaughans were litigating a case for another young person with AIDS, Amy Sloan, who like Ryan, was a hemophiliac and had contracted

the deadly disease via a blood transfusion with tainted blood (Sloan, however, was suing the hospital over the bad blood). Their experience with Sloan had prompted Jeanne's visit. "I told her the situation wasn't good," Charles says, "but I also said I wasn't interested. I thought she ought to talk to the principal and superintendent to solve the problem."

But Jeanne said school officials told her they knew she was a single mother without the money to fight the decision so there was nothing she could do about it. "Well, as soon as she said that, I said we would take her case," Vaughan recalls with a smile. "I thought 'we'll go after them'. Of course I had no idea what we were getting into!"

The case seemed straightforward to Charles. Home-bound instruction appeared to violate Ryan's rights under the Education For All Handicapped Children Act of 1975 (part of the 1973 Rehabilitation Act), and the Constitution's Due Process and Equal Protection Clauses. At its core, Vaughan felt the case was really about fear and ill-education. The parents of Ryan's classmates simply didn't understand how AIDS could be transmitted and, therefore, that the risk to their children – in the classrooms or hallways with Ryan – was virtually non-existent.

While Charles prepared to go to court, Charlie was building what was then probably the nation's most comprehensive private collection of AIDS information. Remember – this was 1985, long before a topic could be "Googled" for reams of information. Furthermore, at that time, AIDS was viewed as a problem of the homosexual community and the general population knew precious little about the disease. Charles remembers fighting to get the Centers for Disease Control to even take his phone calls.

What Charles thought would be a relatively quick case dragged out for more than eight months because Ryan was initially compelled to work through an elaborate, federally mandated

4-tiered administrative process. The process was supposed to determine the appropriate educational placement for handicapped children and had originally been established as a precursor for states to receive federal funding for such students. Charles notes that after Ryan's case, no other child with AIDS was compelled to exhaust those administrative remedies to get back into the classroom, but as the trailblazer, that was his lot.

The Vaughans worked through tier after tier of conferences and hearings to no avail. In fact, it seemed the parents of Ryan's classmates were more determined than ever to keep him out of the classroom. And the atmosphere in Kokomo, the small town in which the Whites lived, was deteriorating. Charles recalls local radio stations openly gossiping about Ryan and his mother and newspapers running inflammatory articles.

"Things had gotten really ugly and one day Jeanne came in and said, 'I don't think I can take this anymore. I think I just want to quit,'" Charles says. "I looked at Ryan and asked what he wanted to do. Ryan said he didn't want to quit. So I looked at Jeanne and said, 'Well, I represent Ryan.' I am still amazed

by Ryan's spirit. To think that he had the fight to keep going when his mother wanted to quit – that's something."

Initially, things did not swing Ryan's way. The four-tier administrative process kept him out of the classroom for months, a fact Charles predicted though his concern was waved off by the judge overseeing the case. When they finally reached the fourth tier, the hearing examiner agreed that Ryan should be allowed to attend classes. The Indiana State Board of Special Education Appeals also sounded its agreement but then added an unprecedented fifth tier to the process.

In this new fifth tier, the Howard County Health Officer had to grant his permission for Ryan to return to school. In February 1986, Dr. Adler, the County Health Officer, gave his consent and Ryan rejoined his classmates at last. But after one day back in school, a group of parents filed another lawsuit citing two antiquated Indiana Communicable Disease statutes. A state court issued the requested injunction and Ryan was back home again.

Charles remembers the scene in the courtroom after the injunction was issued. "The parents were all cheering. I looked across the aisle and said, 'I hope you feel proud of yourselves. Grown adults cheering at a 14-year old boy. I hope you sleep well at night.' I was really teed at the ruling."

The setback was temporary, however. Vaughan applied for and got a change of venue for the next hearing. He appealed the injunction before Clinton County Circuit Court Judge O'Neill and on April 10, 1986, Justice O'Neill dissolved the previous ruling. Further, the court ordered the Vaughans be paid the \$12,000 bond posted by the plaintiffs – the only compensation the firm ever received for the thousands of hours it invested in the case.

“JEANNE SAID SCHOOL OFFICIALS TOLD HER THEY KNEW SHE WAS A SINGLE MOTHER WITHOUT THE MONEY TO FIGHT THE DECISION SO THERE WAS NOTHING SHE COULD DO ABOUT IT. WELL, AS SOON AS SHE SAID THAT, I SAID WE WOULD TAKE HER CASE. I THOUGHT 'WE'LL GO AFTER THEM. OF COURSE I HAD NO IDEA WHAT WE WERE GETTING INTO!'”

Though it has now been twenty years since father and son first entered the courtroom on behalf of Ryan, the legal fight that transpired still gets them both talking in excited tones. Charles, who is fond of colorful phrases, has a bag-full for the judges he argued in front of and most especially for the school officials and parents who kept Ryan out of the classroom.

Both Vaughans credit the media – national and international – with helping them win the case for Ryan. “Without the press I don’t think we would have held court dates,” Charles says. “But since everyone was being watched they had to stay on track. It still took forever but without the media I think we still might be litigating the case!”

The firm dedicated a conference room in its office for the press and Charlie says work was completed a day ahead of the proceedings so reporters could be briefed. “I blocked my schedule from noon to 1 p.m. daily for interviews,” recalls Charles. “I’d do a phone interview with someone from England, then another with a reporter in South America – we even used interpreters! But you know, we couldn’t have bought that type of coverage. The press was very quick to be educated [about AIDS] and we needed their help.”

The case got so big that eventually all of the firm’s other work was put aside (it was the number one newsprint article in 1985 and 1986). “We got continuances from all the courts because the judges knew we just couldn’t be there. Everybody was really great. For nine months the White case was all we did,” Charlie says. “I applied for and took the bar in 1985 and was sworn in on June 9th. That very afternoon we started work with Ryan and it didn’t stop for me ‘til two years later. We

went back and forth from federal to state court – it was an adventure like no other.”

“Now I look back on it and think ‘how did we do that?’ I remember lying in bed and getting a late-night call from an Australian talk show! That’s the kind of drama we were in.” The drama was, in fact, so great that a 1988 made-for-TV movie was made about the case. The famed actor George C. Scott played the elder Vaughan, and both Charles and Charlie had small parts in the film.

Two decades after the ruling, what do they see as its legacy? Charles believes the case had a tremendous impact on the law dealing with persons with AIDS. “This single case ended classroom discrimination against children with the disease,” he says. “Can you think of another case with that type of national repercussion? Ryan effectively ended the ability of a school system to keep kids with AIDS out of classrooms. That is huge.”

Charlie recalls Ryan’s tremendous strength. “That kid never gave up. I remember his pure ‘stay the course’ courage. Through the taunting, the vicious radio programming he was exposed to day after day, not to mention the daily fight just to get up and go on with life – it took a lot for someone to endure all that. He did it as well or better than anyone his age could have.”

Though Ryan lost his battle with AIDS, dying in April 1990, Charlie thinks he left a lasting legacy that cannot be underestimated. “Through Ryan’s courage and honesty he helped a nation understand what AIDS is – and is not – and how people do and don’t get it. One boy did all of that.”

One boy and two very important friends: Charles Vaughan Sr. and Charles Vaughan Jr.

A TIMELINE OF KEY EVENTS IN RYAN’S LIFE

1971

Dec. 6: Ryan Wayne White born to Jeanne and Hubert White in Kokomo, IN.

Dec. 12: Ryan diagnosed with severe hemophilia. Doctors prescribe soon-to-be-approved Factor 8, a new “miracle” treatment for hemophilia.

1984

Dec. 17: Ryan diagnosed with full-blown AIDS. T-Cell count 25. At some point, Ryan had been infected with HIV, the virus that causes AIDS, by a tainted batch of Factor 8.

1985

June 30: Western School Corp. Superintendent James O. Smith denies Ryan admission to Western Middle School in Kokomo.

August 8: Whites’ file suit in U.S. District Court in Indianapolis seeking to get Ryan admitted to school.

August 12: Parents of Kokomo school children sign 117 claim forms threatening a civil suit if Ryan is allowed to enter school.

August 15: About 50 teachers vote to support decision to keep Ryan out of school.

August 16: U.S. District Judge James E. Noland says the court cannot accept the case until Ryan’s attorney exhausts administrative appeals.

August 17: Ryan’s attorney files appeal of Smith’s decision.

August 26: Classes begin at Western Middle School; Ryan is linked by a telephone hookup.

Sept. 18: Ryan first pictured in USA Today “Newsmakers.”

Sept. 30: Ryan on cover of Picture Week.

Nov. 1: Indiana Department of Education rules Ryan should be allowed to go to school when he is not intensely sick.

Nov. 2: Ryan is discharged from Riley Hospital after a six-and-one-half-week stay with a respiratory infection.

Dec. 17: Western school board votes 7-0 to appeal ruling of Indiana Department of Education that Ryan should be allowed to return to school.

1986

Feb. 1: Ryan travels to Rome to appear on Italian television show Italia Sera.

Feb. 6: Indiana Department of Education appeals board rules there is nothing to prevent Ryan from attending class if he is cleared by Howard County health officer.

Feb. 13: Dr. Alan Adler, Howard County health officer, examines Ryan and certifies him fit to attend class.

Feb. 21: Ryan returns to school for the first time in 14 months, but 151 of 360 students stay home and seven transfer to other schools.

Judge Alan Brubaker grants a restraining order in the afternoon to Concerned Citizens to keep Ryan out of school based on a 1949 Indiana Law that requires parents of children with a communicable disease to keep them at home.



Feb. 25: Judge Alan Brubaker orders Concerned Citizens and Parents of Western School to pay \$12,000 bond for damages to defendants, including legal fees, if the temporary injunction is later rescinded.

Ryan's attorney Charles Vaughan files a motion for change of venue from Howard Circuit Court. The venue was changed to Clinton Circuit Court Judge Jack R. O'Neill.

April 9: Attorneys argue Whites' case before Judge O'Neill.

April 10: Judge O'Neill dissolves restraining order—Ryan immediately returns to School—27 students are taken home.

April 11: Ryan spends second full day in school in more than a year instead of making appearances on Good Morning America and The Tonight Show.

April 19: Greg Louganis presents Ryan with his gold medal for the U.S. Diving Indoor Championship Platform title.

April 29: Ryan co-hosts American Foundation for AIDS Research's first major fund-raiser benefit with Elizabeth Taylor and Calvin Klein in New York at New York Convention Center's Crystal Palace. Appears on Good Morning America.

August 21: Howard County Health Department examines Ryan and declares him fit to attend school.

August 25: Ryan begins eighth grade at Western Middle School.

Sept. 29: Elton John flies White family to L.A. on his jet and they attend Elton's concert at Oakland Coliseum Arena and Pacific Amphitheater. The White family goes with Elton to Disneyland.

1987

Feb. 6: Ryan speaks at AIDS in the Heartland Conference in Indianapolis. Jeanne, Ryan, and Andrea appear on the cover of USA Today.

May 15: White family moves to Cicero, IN.

July: Ryan starts taking AZT.

August 3: Ryan appears on the cover of People magazine in an article entitled "Breaking America's Hearts."

August 11: Greg Louganis presents Ryan the gold medal he won in the 3 meter springboard at the Pan American Games.

August 31: Ryan begins his freshman year at Hamilton Heights High School without protest. Appears on the front page of USA Today.

Sept.: Athletes for Kids trip to California. Party for Ryan and family at Linda Otto's house (producer of upcoming television movie *The Ryan White Story*). Guests include Judith Light, Lucus Haas, Greg Louganis, Bruce Willis, Demi Moore, Alyssa Milano, Charlie Sheen, Lorna Luft, Loni Anderson, Marcus Allen, and Howie Long.

1988

March: Ryan on cover of The Saturday Evening Post.

March 3: Ryan testifies before President's Commission on AIDS and appears on ABC's Nightline with Ted Koppel and CNN.

March 24: Ryan speaks at Boys Town Omaha, Nebraska and visits Strategic Air Command Headquarters at Offutt Air Force Base. Children's Square USA gives Ryan the "Courageous Determination Award".

March 25: Ryan appears on the cover of Junior Scholastic.

May 30: Ryan featured in a People cover story entitled "Amazing Grace."

June 1: Ryan receives his first car, a Chevrolet Cavalier, donated by the Indiana Independent Auto Dealers Association.

July 4-7: Ryan speaks before 8,400 teachers at the National Education Association convention in New Orleans.

July 8: Athletes and Entertainers for Kids present "For The Love Of Children." In L.A. Elton John performs and brings Ryan and Jason Robertson on stage. Ryan sits on piano with Elton. Charlie Sheen and Marlee Matlin were the co-hosts.

August 18: Filming begins in North Carolina on *The Ryan White Story*.

Sept. 24: Ryan receives James K. Pauley Humanitarian Award from Hemophilia of Indiana Inc.

November: Ryan joins the cast of Cheers on location.

November 16: Screening of *The Ryan White Story* in L.A. Rob Lowe attends with the White family.

November 28: Ryan appears on the Phil Donahue Show. Audience is all kids.

1989

January: Ryan is on cover of USA Weekend.

January 16: ABC airs *The Ryan White Story*. Lukas Haas plays Ryan, Judith Light plays Jeanne, Nicki Cox plays Andrea, George C. Scott plays Ryan's attorney, Charles Vaughan Sr., and Sara Jessica Parker plays Laura Creitch, Ryan's nurse.

April 10: Surgeon General Koop honors the White family and the Ray family.

June: Ryan receives a new Ford Mustang from Michael Jackson.

July 4: Ryan is Grand Marshal of the Fourth of July parade in Cicero.

Fall: Ryan on cover of a special issue of LIFE, The 80's.

Dec. 1: Ryan featured in national campaign by Indiana State Board of Health to teenagers and others about the risk of AIDS.

1990

February: Ryan inducted in the Mickey Mouse Club Hall of Fame and presented with "The Mickey Award" for children who make a difference.

March 26: Ryan co-hosts, with Ronald and Nancy Reagan, an Oscar Party in L.A. sponsored by Athletes and Entertainers for Kids.

March 29: Ryan is hospitalized with a respiratory infection.

April 2: Ryan in critical condition and on life-support system. Ryan's family, Elton John and Phil Donahue are by his side.

April 3: President George H.W. Bush plants a White House elm in Indianapolis and dedicates it to Ryan.

April 5: Ryan's pre-taped interview airs on Prime Time Live.

April 7: Elton John dedicates "A Candle in the Wind" to Ryan at Farm Aid IV in the Hoosier Dome and 45,000 people sing along, candles in hand.

April 8: On Palm Sunday at 7:11 am, Ryan, age 18, dies at Riley Hospital for Children in Indianapolis.

April 11: Ryan's funeral at the Second Presbyterian Church in Indianapolis (pallbearers include Elton John, Phil Donahue, Howie Long, Tommy Hale, Leo Joseph). Friend and pastor Ray Probasco gives the eulogy. More than 1,500 family and friends attend, with hundreds standing outside in the rain. The funeral was carried live by CNN, CBS, NBC, and ABC.

August 18: President George H.W. Bush signs the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act.

Sept. 8: Ryan receives the "Norman Vincent Peale Award For Positive Thinking."

1991

Jan. 11: Ryan receives NAACP Image Award on national TV. Jeanne accepts award for Ryan. Greg Louganis attends with Jeanne.

Jan. 13: Ryan named Indianapolis Star "Man of the Year."

Jan 14: Jeanne White named Indianapolis Star "Woman of the Year."

March 28: Phil Donahue launches book tour for *Ryan White: My Own Story*.

May 6: Bob Hope posthumously awards Ryan the "Elmo Zumwalt III Award of Courage."

May 25: State Of Indiana awards Ryan an honorary high school diploma.

1995

Sept: Ryan chosen to be in the Kids Hall of Fame sponsored by Pizza Hut and National Geographic World. \$10,000 presented to Ryan White Foundation.

1996

May 20: President Bill Clinton signs the Ryan White Reauthorization Act of 1996. Jeanne attends the signing ceremony.

Valpo Sports Law Team Impressed International Media

in Torino



Professor Mike Straubel
and Tony Calandro

Christi Klein and
Steve Starks



Athletes who would have found themselves embroiled in a dispute during the Winter Olympics had a place to turn, as a legal team from Valpo's Sports Law Clinic was on site.

Mike Straubel, Associate Professor of Law and Director of the clinic, said Valpo's four-person legal team (Straubel and three 3Ls) were prepared to provide Olympic athletes with better access to legal representation than has been available in previous games.

"Any dispute an athlete has during the games – from a doping case to someone challenging a competition decision – we were prepared to provide free legal assistance to that person," Straubel said. "Athletes were in Torino to compete; they simply were not equipped to mount an effective argument on their own if a dispute arises."

"Having someone able to offer free legal assistance is essential," Straubel said, "since few amateur athletes have the money to pay for legal representation. On top of that is the fact that competition disputes must be settled quickly."

In preparation for the games, students working in the clinic had been writing briefs based on prior decisions in each of the sports represented at the games.

The Valpo Lawyer asked the following questions to Professor Mike Straubel, 3L Christi Klein, 3L Steve Starks, and 3L Tony Calandro.

ONE OF THE MISSIONS OF THE VALPO SPORTS LAW CLINIC WAS TO PROVIDE OLYMPIC ATHLETES WITH BETTER ACCESS TO LEGAL REPRESENTATION THAN HAS BEEN AVAILABLE IN PREVIOUS GAMES. HOW DID YOU AND THE OTHERS MAKE YOURSELVES KNOWN TO THE ATHLETES AND THE COACHES?

PROFESSOR STRAUBEL: Letting the athletes know that we were there was and will always be a challenge. We let the Court for the Arbitration of Sport know that we were available to help anyone in need. The USOC ombudsman knew that we were there to help any Americans that needed help. Finally, when we heard about a potential problem, for example the Russian biathlete who failed a doping test, we let the head of the Russian delegation know that we were there to help.

CHRISTI: Even being around Torino in our Valpo jackets helped to raise recognition of our presence at the Games. Our media consultant, Tom Shaer, was also an integral part of our team in getting us into the Main Press Center where we were able to meet with different media representatives and spread the mission and vision of the clinic.

STEVE: We participated in interviews with a few newspapers and radio stations and were able to communicate with more media in a less formal setting through our access to the Media Centers.

// ANY DISPUTE AN ATHLETE HAS DURING THE GAMES – FROM A DOPING CASE TO SOMEONE CHALLENGING A COMPETITION DECISION – WE WERE PREPARED TO PROVIDE FREE LEGAL ASSISTANCE TO THAT PERSON. //

TONY: We also spent some time developing contacts within the media world. Some of those contacts, in some instances, were intrigued by our mission and ability to provide free legal services if called upon.

IS THERE A NEED TO SEND OUR LEGAL TEAMS TO FUTURE OLYMPIC GAMES?

PROFESSOR STRAUBEL: These games were free from many of the problems that have occurred in past games. A good thing for the athletes. But, the winter Olympics are much smaller than the summer Olympics and the athletes are generally well behaved. But the need is still there. If the last summer Olympics are a guide, Beijing will have its share of problems and thus work for us to do.

CHRISTI: Absolutely! I think since the Clinic is still in the early stages of its development, what we accomplished in Torino is only the start of a big and bright future for the Valpo Sports Law Clinic, the Law School, and the University. When we were able to speak face-to-face with media and various legal and Olympic figures in Torino, they were all impressed to see that Valpo has such a strong interest in advocating for athlete's rights that we had a team on-site to support that goal. They were interested in what we do and where we came from and found our story intriguing and our work enlightening.

STEVE: This Olympics was a quiet one as far as case possibilities. However, the Games have historically possessed more legal issues. I'm quite positive that the Summer Games will lend more opportunities to case work. Additionally, sending a legal team to the Olympics is something that will still separate our law school from others, especially since I anticipate that other schools will try to mimic our endeavor and create sports law clinics of their own.

TONY: I believe the stage has been set for any future delegations from our Law School to be present at future Olympic Games. Our presence was well received and I think our expertise showed. Professor Straubel did an outstanding job of defining, clarifying and educating those that spoke with him or interviewed him. I sensed that our knowledge and expertise wasn't fully realized until some point later in the Games. I also believe that as the Sports Law Clinic continues its mission it will become well recognized not only for free legal services but for the depth of its resources by way of legal education and the extent of knowledge our team possess. I perceive there to be a point and time in the future where there won't be a question of whether the Valpo Law School should send a delegation to the Games, because the Olympic community will depend on our Law School's attendance.

**HOW DID YOU PREPARE FOR POSSIBLE DISPUTES?**

PROFESSOR STRAUBEL: We met weekly for two months before heading over to think through the possible problems and gather all of the recourses that we would need. For example, doping is a criminal offense in Italy (unlike the rest of the world). To prepare for representing an athlete facing a doping charge before an IOC disciplinary commission panel, we obtained the Italian law on doping and material on the Italian criminal system.

CHRISTI: I spent time over Christmas break researching Italian law and becoming familiar with the Italian Constitution as we became aware that doping in Italy also carried criminal consequences, so we had to be ready to deal with criminal proceedings as well. We also tried to familiarize ourselves with the various winter sports and the national governing bodies, regulations, and bylaws of each sport so that we had a strong foundation of knowledge to use for any athlete that may approach us for help.

STEVE: We basically improved our database and expanded our Olympic sports law research. Each Clinic member, in preparation for the Games, was assigned a sport for which they were to become an expert in any possible issues that could arise as it pertains to the individual sport. Additionally, the Clinic set a schedule of students who would stand by in Valparaiso for any questions that might need to be researched during the Olympics. Basically, the team formulated a system for which we would all be prepared if a case were to arise. Furthermore, while at the Games, we prepared each issue that did arise as if we were handling the case. That way, if asked by the media about the case we were able to answer knowledgeably.

TONY: We began by dividing the individual sports in the Winter Olympics, among all the students in our Sports Clinic. With each student being responsible for the rules, regulations and guidelines for each of the sports. As with any sporting event or sporting competition each of the individual sports have different rules and take on a different competitive flavor. With that as a backdrop the individual students became the expert in a particular sport, and would become the support for our legal team in Torino.

CAN YOU GIVE SOME EXAMPLES OF HOW VALPO LAW'S PROFILE WAS RAISED AS A RESULT OF OUR PRESENCE IN TORINO?

PROFESSOR STRAUBEL: We spoke with USA Today, NY Times, LA Times, San Jose Mercury News, Boston Globe, and the BBC. Also, by volunteering with the Court for the Arbitration of Sport, we got into the queue on an international level.

CHRISTI: Professor Straubel's great knowledge of International Sports Law was exhibited regularly in the amount of questions he answered for major media outlets, so I think we got the Valpo Law name out there in many forms. We met with a Court of Arbitration of Sport Arbitrator, Richard McClaren, and shared with him our mission as a clinic. We did great things to get ourselves recognized in the USA and internationally as well.

STEVE: Well, in addition to being the only Sports Law Clinic in the nation, we are now the only Pro Bono legal team of law students to have attended an Olympics in the nation. Several substantial relationships were formed by the Sports Law Clinic with some very prominent people in sports. Additionally, we expanded our preexisting relationships into those that will be more beneficial to the Clinic in the future and will likely yield cases once they arise. We are definitely on the Olympic map.

// TO PREPARE FOR REPRESENTING AN ATHLETE FACING A DOPING CHARGE BEFORE AN IOC DISCIPLINARY COMMISSION PANEL, WE OBTAINED THE ITALIAN LAW ON DOPING AND MATERIAL ON THE ITALIAN CRIMINAL SYSTEM. //



// AS I HAD INDICATED BEFORE I BELIEVE THE VISION AND COMMITMENT OF THE DEAN'S AND ADMINISTRATION OF THE LAW SCHOOL SPEAK VOLUMES ABOUT OUR LAW SCHOOL. //

TONY: In a couple of instances we had an opportunity to interact with media personnel. The one example included a writer for Bloomberg News, Gregory Viscusi. Our meeting with Greg was informal and took on a life of its own. As he asked more about our presence at the Olympic Games and our involvement to date, he became more intrigued by the fact that we had a wealth of knowledge, not just about events at the Olympics but also our involvement with other

Olympic athletes, and that our knowledge basis expanded to professional leagues and other sports venues. Greg developed a better understanding of the experience and expertise directly related to our Sports Law Clinic at Valparaiso University. I believe that Greg came away from our meeting with a better understanding of our Sports Clinic as well as a sheer appreciation for the effort that our Law School had taken in not only developing the Sports Clinic but in the foresight to plan and prepare for such an undertaking. As I had indicated before I believe the vision and commitment of the Dean's and Administration of the Law School speak volumes about our Law School.

HOW WAS THE CULTURE: FOOD, PEOPLE, CHOCOLATE?

CHRISTI: The chocolate and the gelato were a highlight of the culture. The people were welcoming and warm. It's hard to compare anything to attending the most high-profile sporting event in the world.

STEVE: The city was very charged about the Olympics. It was a tremendous atmosphere. Even the mayor of Torino, at a press conference we attended at the Main Media Center, said that he had never quite seen the city like it was for the Games.

TONY: The people were very friendly, even with a language barrier they made every attempt to understand and provide you with your request.

ANY SPECIFIC STORIES YOU WOULD LIKE TO SHARE?

PROFESSOR STRAUBEL: The students will probably have better stories than I do. But I did take my life into my hands when I got my hair cut in a salon where no one spoke English. I have never seen anyone move a pair of scissors faster in my life.

CHRISTI: It was very thrilling to be at the Men's 5000m Speed Skating Event and see Chad Hedrick win the first American Gold Medal! The camaraderie among the Valpo team, the beautiful setting, and the opportunity to represent Valpo Law at the Olympic Games is one I will never forget. I hope to stay involved in the planning for Beijing in 2008.

STEVE: I was also able to see the mysterious Shroud of Turin. It was something to see.

TONY: There are a few stories but the one moment that stands out in my mind was while I attended the Women's Hockey game for the Bronze Medal. The Women from the USA were playing Finland. While watching the game, it struck me that while I had a group from the Netherlands sitting behind me, screaming and cheering "U-S-A, U-S-A", I had another group in front of me from Russia, also screaming and cheering "U-S-A, U-S-A". It dawned on me at that moment that I am half way around the world, watching a hockey game that most people can only experience on television, and here I am not only at this game, but surrounded by one of the most cultural diverse settings that anyone would or could ever experience or find anywhere in the world. This was an experience and an opportunity of a lifetime.

// THE PEOPLE WERE VERY FRIENDLY, EVEN WITH A LANGUAGE BARRIER THEY MADE EVERY ATTEMPT TO UNDERSTAND AND PROVIDE YOU WITH YOUR REQUEST. //

Faculty | & Staff Briefs

ROBERT F.
BLOMQUIST**ROBERT F. BLOMQUIST**

Professor Robert F. Blomquist will publish his article, *Congressional Oversight of Counterterrorism and Its Reform in 12 Roger Williams University Law Review*. During August, Professor Blomquist presented his paper *Against Global Labor Migration Grand Theory: The (Mostly) Logical Pragmatism of Bjorn Lomborg's Copenhagen Consensus* at an Oxford Round Table Conference on Regulating Workers' Rights: Adapting to Globalization in the Twenty-First century at St. Anthony's college, Oxford University, Oxford, England. Professor Blomquist has also had an article published in the Vermont Law Review's 25th Anniversary of the Environmental Law Center Symposium Edition. The article is titled *Against Sustainable Development Grand Theory: A Plea for Pragmatism in Resolving Disputes Involving International Trade and the Environment*. In it, he states that we should "trade top-down, unified, foundational tendencies of grand theory in favor of bottom-up, fact-intensive, intelligent problem solving". In addition, Professor Blomquist will publish his article, "Ten Lawyerly Virtues For Public Lawyers," in the forthcoming *Indiana Law Review* symposium issue on "Law and Public Service." The article is an adaptation of the manuscript for Professor Blomquist's book, *Lawyerly Virtues*.



REBECCA HUSS

REBECCA HUSS

Professor Rebecca Huss published a paper titled *Recent Developments in Animal Law in 40 Tort Trial & Insurance Practice Law Journal*. The article was the result of a request made by the Animal Law Committee which is the newest committee to be created by the Torts, Trial & Insurance Practice Section of the American Bar Association. The article focuses on recent developments in litigations and legislation involving the injury or death of animals.

NATALIE KIJURNA

Natalie Kijurna is the new **Assistant Director** of the Career Planning Center. Natalie received her B.S. from Indiana University and her J.D. from DePaul University College of Law in Chicago, where she graduated with honors. She has worked as an Associate Attorney in Chicago for the firm of Tressler, Soderstrom, Maloney and the firm of Pries and Krohn & Moss, Ltd. She has experience in environmental insurance coverage litigation and consumer litigation. She is admitted to practice law in the State of Illinois and the Northern District Court. Her publications include a *Comment*, *Lilly v. Virginia: The Confrontation Clause and Hearsay - "Oh What A Tangled Web We Weave..."*, 50 DEPAUL L. REV. 1133 (2001) and a *Case Note*, *U.S. v. McKittrick*, 142 F.3d 17170 (9th Cir. 1998). Natalie offers personal job and resume counseling to students and coordinates job fairs. She is also responsible for bringing in talented speakers and alumni to share their knowledge of obtaining positions in the legal field during and after law school.



NATALIE KIJURNA

DEAN JAY CONISON

Dean Jay Conison's article, *Law School Education and Liberal CLE*, will be published in the spring symposium issue of the *Valparaiso University Law Review*.

ALEX GEISINGER

Associate Dean for Faculty Development and Professor Alex Geisinger has been appointed to the Curriculum Committee of the ABA Section of Legal Education and Admissions to the Bar for an initial term of two years. Also, Associate Dean Geisinger's article, "A Theory of Expressive International Law" (co-authored with Professor Michael Stein of Harvard) will be published in a forthcoming issue of the *Vanderbilt Law Review*.

SALLY HOLTERHOFF

Sally Holterhoff, government information/reference law librarian, recently spoke at the annual chapter meeting of the Virginia Association of Law Libraries. She is serving as vice president/president-elect of the American Association of Law Libraries. As a representative of AALL, she also made brief remarks at the 50th anniversary celebration of the Minnesota Association of Law Libraries.



JOELLEN LIND

JOELLEN LIND

Professor JoEllen Lind is the recipient of this year's Distinguished Faculty Award at the Valparaiso University School of Law. The award honors professors in the law school who are exceptional teachers, scholars and role models, according to the school. Lind is a member of the Indiana State Board of Law Examiners, the body appointed by the Indiana Supreme Court to administer the state bar exam and regulate admission to the practice of law in Indiana.

SY MOSKOWITZ

Professor Sy Moskowitz and Julie Lemke '04 recently wrote the article "Protecting the Gold in the Golden Years: Practical Guidance for Professionals on Financial Exploitation". The article was published in the Marquette Law School Elder's Advisor.

CLARE NUECHTERLEIN

Assistant Professor Clare Nuechterlein attended the 6th Religiously Affiliated Law Schools Conference at Baylor Law School in Waco, TX. Faculty members and administrators from 23 religiously affiliated law schools attended the conference.

Faculty | News

VALPO LAW FACULTY PROFILE



Name: Dave Myers

Your current and past teaching subjects: Property, Land Use, Entertainment Law, and Media Law

Spouse Name: I lost my wife, Inma, to cancer in 1999.

Children: My son, Jon, is a minister in Holland, MI. My daughter, Katie, is in her last year at Bard College.

Birthplace: Rantoul (Illinois) Air Force Base

Education: B.A. (Journalism) Drake University 1973; J.D. University of Illinois 1976

Favorite memory: My first trip to Spain in 1970.

Favorite film: The Year of Living Dangerously

Last book read: *Architecture: Choice or Fate* by Leon Kriev

Favorite meal: Hamburger cooked on a grill

Greatest extravagance: My 1996 Chevrolet Impala Super Sport

Idea of perfect happiness: A happy family

Historical figure you identify with most: Mark Twain

Biggest coup: Marrying up

Comment on Valparaiso University School of Law:

I think of Valpo as a law school in the grand tradition of liberal education.

Why you teach: Because it both challenges and refreshes the mind. And because it is fun. I also value the lasting friendships with so many students from throughout the years.

Continuing Legal
Education Program

ICLEF Video Seminar Presentation

MAY 2006

17 Annual Bankruptcy (6)

24 Traffic Law School – DWI (6)

JUNE 2006

7 Recent Developments in Employment Law (6)

14 Business Valuations (6)

21 UCC Article by Article (6)

28 Probate Skills (6)

AUGUST 2006

9 Annual Property Tax Institute (6)

16 Hearsay Problems (6)

22 Labor & Employment Update (6)

29 Basic Bankruptcy 7 & 13 (6 CLE-5 Ethics)

To register, call ICLEF directly in Indianapolis at 317-637-9102. For all other information, contact Jan Zoladz at Valpo Law at 219-465-7810.

DINO POLLOCK 1L RECEIVES
PRESTIGIOUS EARL WARREN
LEGAL TRAINING SCHOLARSHIP

Dino Pollock 1L is the first Valparaiso University School of Law student to receive the Earl Warren Legal Training Scholarship from the NAACP Legal Defense and Education Fund. This program offers awards to African-American

incoming law students whose community involvement activities and leadership qualities demonstrate outstanding potential for training as civil rights and public interest attorneys. Dino was one of 19 chosen out of 300+ applicants in 2005 as well as one of two people selected from the entire Midwest. Other law schools represented by the recipients include Harvard, Yale, Stanford and Duke.

As part of the award, Dino will attend the annual Civil Rights Training Institute during which scholarship recipients and attorneys from across the country analyze current civil rights issues. The 2005 training was held in Virginia in October and included the topics of racial disparities in special education, international law, voting rights, and the civil disabilities of the formerly incarcerated. Dino applauded the training for the great mentorship he experienced as well as a deep connection to the legacy that is being passed down to him and the other scholarship recipients. He hopes to carry on with the traditions pioneered by the Legal Defense Fund including those of former Chief Justice Earl Warren.

The scholarship also includes a Summer Internship Program which Dino may participate in during the summer of 2007. He currently has plans to study abroad at the Summer Institute of Global Justice in the summer of 2006.
dino.pollock@valpo.edu

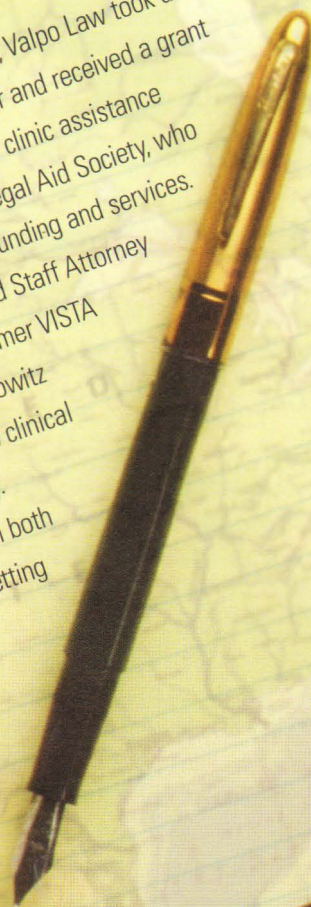
The Law Clinic

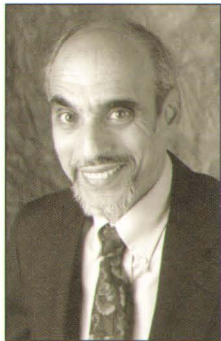
“CHANGING THE WORLD’S AXIS, ONE CLIENT AT A TIME”
by Harry J. Karabel

In the midst of the radical social upheaval that was the 1960's, Valpo Law took dramatic steps to stay ahead of the cultural curve. The school applied for and received a grant from the Ford Foundation in March, 1969 to help fund a "legal clinic assistance program" for three years. The school, along with the Gary Legal Aid Society, who co-applied for the grant, was expected to provide in-kind funding and services.

One of the results of the grant was that Gary Legal Aid Staff Attorney Seymour (Sy) Moskowitz (from New York City and a former VISTA lawyer) was hired to direct the new Law Clinic. Moskowitz graduated from Harvard Law in 1966. "There was no clinical experience in my legal education," he said recently.

"It seemed like a natural to provide students with both theoretical training and practical experience. Getting the Ford Foundation to recognize this need and provide funding for it was certainly a feather in the cap for Valpo Law."





Sy Moskowitz

Valparaiso University School of Law was the first law school in Indiana to give academic credit for the clinic and one of the first in the country. Sy Moskowitz directed eight students that first year. "Students were involved at Federal District Court level and the Federal Appellate Court level," Sy said, "...in cutting edge and controversial cases." Among others, the students tried

cases challenging the system of Public Defenders in Lake County, the treatment of prisoners in jails in Gary and Lake County, and unfair educational practices in the Gary School system.

What happened at Valpo Law in 1969 was beginning to happen all over the country. But there was already an historic precedent to providing students with the opportunity to actually practice law during their education. David Vandercoy started teaching at the Law Clinic in 1980 and became director soon after that. His current position is Director of Professional Skills at Valpo Law, which includes directing the Clinic.

"During the last century and through the 1900s, lawyers learned how to be lawyers through an apprenticeship program," Vandercoy said. "Law schools are integrating more practical skills training into their curriculum as a viable way to train lawyers. Medical school starts out day one dealing with a doctor who is dealing with patients; students participate in that. The Clinic follows this medical model."

There are approximately 180 ABA-approved law schools in the U.S. In general, they are all moving toward providing more professional skills training, including client contact. A law clinic is one way to provide that kind of training. "It's actually kind of an expensive way to educate students," Vandercoy said. "The full-time load for a clinical teacher is ten students if they're doing cases and providing representation for clients with those students. On the other hand, a stand-up teacher can lecture to 100 students in a couple of different classes a week." Another approach is to make externships available to students, which Valpo Law also provides.

"Today the Clinic serves a lot more students than when it started," Vandercoy continued. "When I started teaching there were probably 15 students in the legal clinic, and there were only two clinics, the Civil Clinic and the Criminal Clinic. Now we have about 55 students in the clinic. Of course the law school

enrollment is larger, but nowhere near the proportion of the increase in the clinic enrollment.

"The teaching philosophy, that students will learn the most about lawyering by working actual cases, hasn't changed. Their motivation hasn't changed. The clinic is essentially the same educational entity that it always was, except on a grander scale."

RESOLUTION THROUGH MEDIATION

Today the school offers a total of six clinics: Criminal Clinic, Civil Clinic, Tax Clinic, Juvenile Clinic, Mediation Clinic and a Sports Law Clinic. Barbara Schmidt, Professor of Law, was instrumental in getting the Mediation Clinic started.

Barbara joined the Valpo Law faculty in 1985 and went right to work teaching in the General Civic Law Clinic as a part-time instructor. She went full-time when she began directing the Domestic Violence Clinic. That lasted eight years, until Congress ended the funding for that type of program.

"At that same time, students began to be interested in alternative dispute resolution as an area of study and they were interested in getting practical experience in that subject area," Barbara said. "I had a conversation with one of our local judges, Nancy Vaidik '80, about helping with making small claims court decisions on the spot. We talked about the ways in which we could make a program like that work, and launched the Mediation Clinic in 1996. "Mediation eases the strain on court dockets and helps people find more satisfaction with the legal system. It gives people a stronger sense of control over the outcome. I explain to people that without mediation, you will have a very limited time to explain your point of view to a judge. In mediation, you can tell your entire story. It makes it easier for two people to come to a resolution. Often, disputes are resolved with an apology and dismissed.

“THE TEACHING PHILOSOPHY, THAT STUDENTS WILL LEARN THE MOST ABOUT LAWYERING BY WORKING ACTUAL CASES, HASN'T CHANGED. THEIR MOTIVATION HASN'T CHANGED. THE CLINIC IS ESSENTIALLY THE SAME EDUCATIONAL ENTITY THAT IT ALWAYS WAS, EXCEPT ON A GRANDER SCALE.”

The Law Clinic

"We had a recent case that was a consumer dispute with a service provider. Both sides had their feelings hurt. They sat down and explained themselves to each other, explained that they weren't trying to be rude to one another. The dispute was settled with an apology and a hug!"

Law Clinic students provide mediation services to three different courts in Porter County, primarily as a service for small claims participants. Some Valpo Law students have gotten jobs based on their mediation experience. One former student is doing labor relations for a large corporation based on the mediation experience received at the Law Clinic. "My hope is that we're teaching all of our mediation students life skills they can use," Schmidt said. "The art of mediation is valuable no matter what kind of law they practice."



Mike Straubel

SPEAKING OF SPORTS

In May of 2005, Mike Straubel, Associate Professor of Law, began directing the Sports Clinic. He already had an interest in the topic. He had written a couple of Law Review articles on doping adjudication. He also coaches VU's undergraduate cross country and track team. "None of our athletes are in any trouble, by the way," Mike said.

"But the role of coach helps me stay aware of all the issues."

As Mike explained, Valpo Law's Sports Clinic evolved out of two conferences the school sponsored. "The first was Arbitrating Sports Disputes, and the second was Ethics in Sports, which dealt with problems related to, for instance, doping and gambling."

The conferences were well-attended and the topics, popular. Soon after, Mike met with John Ruger, the Ombudsman for the Olympic Committee. "John said many Olympic athletes called him with sports law problems, especially those who were not in the big name sports," Mike said. "Clearly, there was a need for lots of pro bono work for these athletes, because they did not have a lot of money and they did need help. This is also a very unique area of the law. We decided amateur athletes would be our focal point."

The Sports Clinic became instantly popular. There are currently ten third year law students working in the Clinic. "We handle some very complicated and cutting-edge cases," Straubel said. "It usually takes more than one student to handle these cases." To date they have handled only one local case. Most cases are

national and many have international implications. Clients have included Olympic athletes, college and high school athletes and one coach.

The first case the Clinic took to a conclusion involved a diver who went through trials to qualify for the World Championship team. "She barely missed qualifying for the team and challenged the decision," Mike explained.

"She challenged USA Diving for a position on the team in court. We represented her, she won, joined the team and dove in the World Championship."

The Clinic is currently in the middle of arbitration on two cases involving doping. "In both cases, the athletes were trying to represent themselves, but the cases were not going well," Straubel said. "In both cases they have very good defenses. Clearly they needed our help." Clinic students are also working on cases under the Americans with Disabilities Act and another where they are defending an athlete in a case with an international federation in Switzerland.

Plans to grow the Clinic's reach and effectiveness are already underway. "Next year, we are going to involve some second year law students," Straubel said. "There is no central location for case studies on the laws and the cases that apply to these amateur athletes. So these students are going to create and maintain a database of these laws. We have at least 10-12 second year students already signed up to do this work, willing to research and review relevant cases."

Mike Straubel, the coach and the lawyer, sees the importance of the work the Clinic is doing. "In the 70s, people like Steve Prefontaine were fighting for rights for amateur athletes," he said. "There is still an imbalance of power. The NCAA and the Olympic Committee wield a lot of power. It's a David and Goliath situation for amateur athletes, and that's a good reason to come to their aid."

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TO THEIR AID.”

For additional information, see article on pages 6-9.

SERVING ALL THOSE IN NEED



David Vandercoy

The individual clinics serve hundreds of clients each year. David Vandercoy said that it was hard to be exact about the number of clients served. "One case might involve trial, direct appeal, and a number of conviction remedies in a criminal trial, and might last four or five years," he explained. "In another case, a person comes in, gets some advice, and is gone half an hour later.

I mean, the numbers are always elusive to get your hands on in terms of how many people you really served. It's just as important to the person who comes in to get some free legal advice and they're done in half an hour. That would pump up the numbers, rather than the case that took forever to conclude. But we probably serve a few hundred clients a year."

Those clients come to the Clinic in many different ways. "Sometimes courts refer cases to us, or they will call us up and ask if we would represent a particular client or talk to a particular client," Vandercoy said. "Or courts appoint us as counsel in criminal cases, if there is a standing relationship where the judge knew that it was okay with us. Clients come in the front door, just word of mouth, call up and say would you represent my child, or my neighbor told me I might be able to get legal help here. Sometimes we run a public service announcement in the newspaper announcing that a new semester has started and we're taking clients. Sometimes the IRS tells people with regard to the tax clinic that they can get help with litigation issues from the tax clinic."

Another source of work is the prison population. "A prisoner might write a letter or call from the jail and say I would like to be represented by you," Vandercoy explained. "Prisoners have a notoriously difficult time getting counsel and they have civil rights actions, negligence actions against doctors, law suits, civil rights claims, and others. So whenever any lawyer says, 'Not only will I represent you, but I won't charge you a fee,' then immediately 300 other prisoners will have heard of you within a day. And within a day and a half they will write to you and say 'I too have a case. Will you represent me?'"

In addition to the steady stream of clients, the timing is another contributing factor to the success of Law Clinics everywhere. Vandercoy smiles as he explains. "Even when I went to law

school, which was a while back, there was a saying that I think holds true even today: in the first year they work you to death, the second year they scare you to death and the third year they bore you to death. By the time students get to be third year law students, they are pretty acclimated to traditional teaching. They're eager to get started practicing law. Clinics provide a really nice transition where they are in a relatively safe environment for them to evaluate cases and represent clients because they are being supervised by a faculty member,

but they get to make the decisions about what is best for their clients, within the guidelines we provide.

You learn the most when you decide it rather than me imposing a solution. I'm over there to make sure that your decisions fall within those that a rational attorney would make, and as long as they do, that's fine. That

may not be what I would do, but that's not the question because it's an educational environment. The students get a lot out of it. They're ready to take on the responsibility."

Vandercoy already has an idea about the Clinic's next evolution. "There's a tremendous unmet need all across the country in the area of immigration law. We have a lot of people who are new to this country who don't have representation, have questions, have significant handicaps, you know, language barrier issues. If I had to pick an area where I'd like us to be, it would be immigration."

While the Clinic continues to evolve, the spirit in which it was first established remains the same, a spirit captured in these words by the Clinic's first director, Sy Moskowitz, back in 1975: "The dreams of the Clinic's founders are carried on by today's staff and students as they continue Valpo's time-honored tradition of providing innovative, outstanding educational opportunities integrated with a commitment to the community at large. This little law school in Indiana, day in and day out, helps change the world's axis for each client who walks through the Clinic's doors looking for a lawyer."

“THERE'S A TREMENDOUS UNMET NEED ALL ACROSS THE COUNTRY IN THE AREA OF IMMIGRATION LAW... IF I HAD TO PICK AN AREA WHERE I'D LIKE US TO BE, IT WOULD BE IMMIGRATION.”

THE LAW CLINIC EXPERIENCE

By Harry J. Karabel

Three Valpo Law graduates recently explained how their Law Clinic experiences affected their career paths.

WARREN WENZLOFF '88 PARTNER APPLIGATE AND THORNE-THOMSEN

Warren Wenzloff can clearly identify his career trajectory from Law Clinic to partner. When he graduated from Valpo Law, he went to work for a large firm in Chicago, practicing in the real estate group. Around that same time, thanks to the 1986 tax reform legislation, the development of affordable housing utilizing low-income housing tax credits began to emerge as a source of business. Warren saw "an opportunity do some good while still working at the large firm. Working within that affordable housing community gave us a sense of being part of a community, and I liked that."

In 1998, Warren and three of his like-minded legal friends started their own firm. Today they have 15 lawyers and 5 paralegals, and affordable housing is "pretty much all we do. We represent lenders, developers and investors who develop housing for low-income families and individuals. This housing is rent-restricted, usually government-subsidized. We also work on special needs projects. For instance, we've worked on projects for people who are HIV-positive, physically or mentally disabled, or fall within a special group, such as homeless veterans."

It was at the Law Clinic where Warren first discovered the legal concept that meant the most to him. "Marcia (Gienapp) and Barb (Schmidt) promoted a sense of civic responsibility. So I developed a new-found sense of legal obligation, as well as a responsibility to the community," he explained. "All of our clients were financially unable to retain attorneys. Most of them didn't have much of anything. It helped me realize the opportunities to practice law in a manner that gives back to the community."

That same feeling continues to drive his work today. "We now have an 'attorney retreat' each year where we spend the day socializing and discussing the firm, its future and how we interact with clients and the affordable housing community in general. This is our version of the Silicon Valley think-outside-the-box routine. This year we are hiring a "facilitator" to organize the retreat, and I met with him in advance to discuss our agenda. I struggled to identify the meaning of being a member of the firm. After a while, he summed it up as, 'You want the attorneys to be a part of the affordable housing community as well as a member of the firm.' That's absolutely true. We're not there just trying to meet individual goals or complete isolated projects. We have this common goal of betterment of the community as a whole. That's the lesson that I took from the clinic—the importance of being part of the community and improving it within your area of expertise. I will also admit that I enjoyed a lot of free coffee."

JUDY STANTON '80

PLAN ADMINISTRATOR FOR
THE INDIANA FIRST JUDICIAL
DISTRICT PRO BONO
COMMITTEE INC.



Judy Stanton

Judy Stanton vividly remembers her third year of Law School and the time she spent in the Civil Clinic. "I participated for 2 semesters and a summer," Judy said. "It was a fabulous experience. I was actually given the opportunity to practice law."

I became aware of the practical hardships faced by the poor and what happens to them and their families when they have dealings with the law and can't afford to hire an attorney to assist them. And I worked with professors like Linda Long and Hugo Martz who really cared about the folks we helped."

Former Valpo Law professor Hugo Martz, now a private attorney, taught a course in Poverty Law, Stanton explained. "He described the state of Indiana's income eligibility standards for welfare benefits which hadn't been increased to reflect increases in the cost of living since they were instituted in the 1970s. As a result, every time recipients worked to increase their income they lost benefits like childcare subsidies that enabled them to work. I realized those standards kept people on welfare instead of encouraging them to do better, and that those same people could use my help."

One case in particular that she handled that year was that of a woman on a child abuse and neglect matter. The court ordered the child to be returned. The Welfare Department wanted to wait to return the child until after the beginning of the school year. But Judy helped reunite the child and the mother in time for school to start, and was able to experience the positive results of her work. "I handled some other matters for that same woman after I graduated," Judy said. "She almost became my perpetual client."

Judy's Clinic experience led her to apply for an attorney position with Legal Services of Northwest Indiana (now Indiana Legal Services). "I went to work there and stayed for 15 years. For the last six of those years I lobbied the legislature for welfare reform. We finally were able to have a provision enacted that allowed welfare recipients who went to work to retain key benefits such as Medicaid and childcare subsidy until their income reached at least federal poverty limits. I left Legal Aid for private practice for about five years. Then the Indiana Supreme Court adopted IOLTA (Interest on Lawyers Trust Accounts) and dedicated the funds to providing pro bono services through private attorneys. The Court funded 14 Pro Bono districts throughout the state each of which developed a plan for delivering pro bono services in their area. I applied for and was hired as the administrator of the First District, which encompasses Lake, Porter, LaPorte, Jasper, Newton, Pulaski and Starke Counties. Now I'm working with all the attorneys I like to work with, doing the work that I like to do, the work that means the most to me. The Clinic helped me discover the kind of law I wanted to practice and the satisfaction of advocating for those for whom access to justice means so much."

JACKIE LEIMER '81

VICE PRESIDENT AND ASSOCIATE GENERAL
COUNSEL GLOBAL INTELLECTUAL PROPERTY
KRAFT FOODS



Jackie Leimer

"The Clinic was a terrific experience," Jackie Leimer said. "It was a real opportunity to work in the real world." Her first assignment was to represent a woman whose child was removed for neglect. "The clinic was asked to represent her in order to regain custody," Jackie said. "I was immediately struck by what a serious, important issue

this was that I was handling. The woman hadn't really held up her part and we were unable to help her achieve her goal. But it was a very difficult legal and emotional experience, and it helped me realize the importance of the work we were doing."

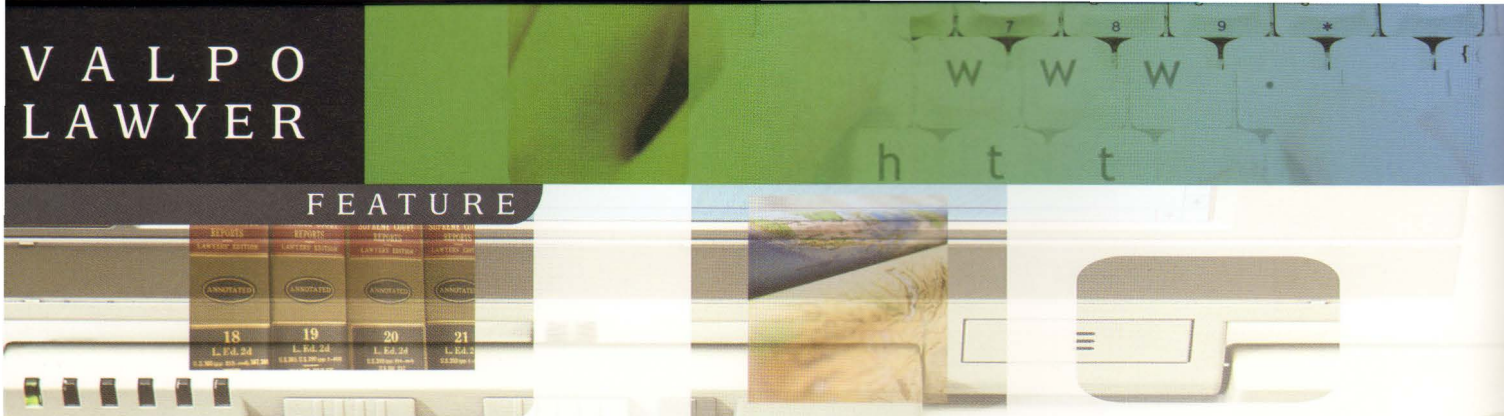
Along with another third year student, Leimer also represented a criminal defendant in Starke County. "Starke County used the Valpo Law Clinic as one of their public defender resources. We did the investigation, and served as trial counsel. It was a theft case, and the individual was jailed during the trial. The verdict was a hung jury. That wasn't the outcome we wanted, as we had hoped for an acquittal. But at least he wasn't convicted and we had the opportunity to see real-life practice."

Jackie's career path took her into the world of corporate law. But the Clinic experience never left her. "It gave us practical skills, and it also taught us the importance of our role," she said.

"There is nothing more sobering than to realize you have someone's life and destiny in your hands."

"I feel strongly that the particular cases, subject matter or legal setting are not the real issues here. The Clinic enables you to experience real-life clients, real-life practice, real outcomes and the opportunity to recognize the importance of your role as an attorney. This is an important lesson for all students, regardless of the path they take. All students should consider it.

FEATURE



Not “Your Father’s” Law Library – Valpo Provides Resources for a New Generation

By Harry J. Karabel

Associate Dean for Library Services Mary Persyn has been the director of the Law Library since 1984. But it's not quite the same place it was 21 years ago, and these days Mary will tell you that her job is a balancing act. “In this day and age,” Mary explained, “the biggest issue we deal with is the migration of legal materials from paper to electronic sources. There are still a lot of resources that are only being published in paper. But there is more and more that is being made available electronically.” The issue is trying to meet the teaching, learning and research needs of the students and faculty with a mix of resources that responds to the requirements of teaching and learning the law.

Although the Law Library looks much the same in terms of shelves of books and tables for studying as it did when the law school was located in old Wesemann Hall, it has changed a great deal from the days of Deans Al Meyer and Louis Bartelt.

Like librarians everywhere, the Valpo Law librarians take great joy in helping students appreciate the value of the library resources. “The Dean is fond of saying that we are not your father’s law school,” Mary Persyn said. “Consequently, we have grown much more sophisticated and more research-oriented. We teach a one-credit hour, two semester course in legal research to first year law students. In some law schools, these courses are taught by the legal writing professors. But here, librarians teach the course. There aren’t many stand-alone legal research classes across the country that are taught exclusively by librarians.”

With almost 320,000 volumes, over 2,300 serial subscriptions, three floors of book stacks and study tables, two computer labs, and group study rooms, it would seem at first glance that the library has plenty of resources. There are even over 5,000 linear feet of book shelves in the law school storage area that contain little-used materials for which there is no space in the library itself.

But the law does not stand still, and neither can the library. Unfortunately, legal materials, whether in paper or electronic, are expensive. “Talk to law librarians across the country and they’ll tell you that there is not enough money to get everything that they’d like to have in their libraries. The law library director at Georgetown and the director at Harvard talk about what they have had to cancel for budgetary reasons, and how they need

more staff. It’s simply a matter of degrees. Rarely do you find a director who says ‘oh yes, I have everything I need.’

“One of the problems with digital resources is that for the most part they are only available by subscription. It’s more like leasing than purchasing. If you cancel the subscription, you don’t have

access to the materials anymore. Or if the company goes out of business, you don’t have access anymore. But if you purchase items in paper, as long as the paper holds up (possibly for several hundred years), you still have them. But you do have to have the space to properly house print materials.”

The library’s selection criteria are based on what students need to support their course work, and what the faculty needs to support its research. One of the new programs to support faculty research is a library liaison program. “We set up a program where each librarian serves as a liaison to several faculty members and we’re hoping that those relationships will give us an even better sense of the subject areas in which faculty members are

working,” Mary explained. “We answer reference questions for them, and try to identify new materials that are published in their areas of interest. We also keep an eye on the new courses that are added to the curriculum, and whether they will require students to write papers. In courses such as the 3L seminars, students research a topic to write a significant paper and we need to have materials to support their efforts.”

The changing nature of the law also affects the collection. “There is more emphasis on international law,” Mary said “We have more international classes here and we need to support that. It’s affecting the courses we teach more than anything and then tangentially we have to provide support for those courses.”

Another tactic that the librarians employ is transforming themselves into more valuable resources. Mary is currently the treasurer of the Academic Libraries of Indiana (ALI) which is a consortium of all 73 academic libraries in Indiana. It includes private colleges—places like Wabash and Earlham and Notre Dame, public institutions such as Purdue, IU, Indiana State and Ball State, the four law school libraries, the medical school library, and the dental school library at Indiana. “We formed an organization for the better education of students and faculty all across Indiana. These are cooperative efforts. For example, if you do a database

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BY LIBRARIANS.”

buy, you can do a much better one with a much larger group. That's one of the things that ALI does." Mary is also the former president of the Ohio Regional Association of Law Libraries.



Sally Holterhoff

Sally Holterhoff, the Government Information Reference Librarian, is the Vice President/President-elect of the American Association of Law Libraries. "AALL is made up of over 5000 law librarians who work in law schools, private firms, courts, government agencies, and corporations. These are all places that our students will be working, so it is great to know people who work in many of them and to stay current on how legal information is used in law practice." She points out that, "As Vice President I have already made trips to chapters in several areas of the country and as President starting in July 2006, I will be representing AALL at several international conferences. I appreciate the Law School's support of my professional activities through the years that resulted ultimately in my election to this position. In return, I do as much as I can to enhance the visibility and reputation of Valpo Law through my active involvement with AALL."

"It means we have connections," Mary Persyn said. "If somebody comes to me and asks a question relating to Peace Studies, I think of Earlham College, a Quaker institution. I can call the librarian at Earlham and say I have a student who is looking for certain materials and can you help us out. For the law libraries it works even better. I know the directors at most of them. If one of our students or faculty wants to use the law library at the University of Chicago or Notre Dame, Indiana University-Bloomington or the University of Southern California, I can send an e-mail or get on the phone and see to it that he or she can get in. If I know that a school has materials that a faculty member needs, I can see about borrowing items that we otherwise might not be able to obtain. The librarians are also aware of collection strengths at other institutions so we can point students and faculty in the right direction as the need arises. It's a whole network of resources that really helps in meeting the needs of our students and faculty."



Naomi Goodman

"Naomi Goodman, our Technical Services Librarian, is currently the president of the Chicago Association of Law Libraries," Sally Holterhoff said. "Many of the members of CALL are librarians in law firms where some of our students do work or would like to work. The law school wants to have that connection, that we're close to Chicago, that we have a lot of Chicago ties. So having Naomi very involved with Chicago law librarians certainly doesn't hurt."

"After the first year of law school many students land summer jobs working for law firms," Sally Holterhoff said. "These jobs often involve plenty of legal research. We feel the writing program at Valpo and the legal research program that we teach both make our students stand out early on. And those summer jobs can translate into full-time jobs later when they graduate."

Since Valpo Law is not your father's law school, its law library has developed beyond the place "your father" might remember or recognize. Mary, Sally and the other 4 full-time librarians and 6 support staff intend to keep it that way. "We just want our students to appreciate the fact that the library and legal research are really important to the practice of law," Sally concluded. "We want to make them understand that, so they'll be good lawyers and reflect well on our school."



Photo courtesy of Aran Kessler

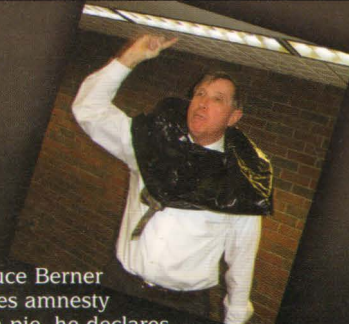
LIBRARY STAFF:

On floor, l to r: Steve Probst '02, Sally Holterhoff, Susan Waldschmidt, Debbie Blennerhassett, Joyce Freeman, Pat Glenn, Gail Hartzell, Jerry Boyd • On stairs, top to bottom: Mary Persyn, Mike Bushbaum, Kitty June

PIE A PROFESSOR

Phi Delta Phi sponsored "Pie a Professor." Students purchased tickets — if a student's ticket was drawn, he or she had the honor of placing a whipped cream pie in the face of the professor. Professors were also able to buy tickets enabling them "amnesty" if the ticket drawn from their bucket was their own.

All proceeds raised were donated to the Porter County CASA organization which represents abused or neglected children who have been removed from their homes.



As Bruce Berner receives amnesty from a pie, he declares

"God protects the pure in heart!"



Small photos left to right across bottom: Rebecca Huss, JoEllen Lind, Jim Loebel, and Ruth Vance; center photo is Mike Bushbaum



Lisa Cannon
Director of Externships

Valpo Law's Externship Program Turns 20!

By Kristin Jass
Armstrong '86U

For two decades, the externship program has given Valpo Law students "real world" experience before hitting the job market. As many grads discovered, participation in an externship not only gave them a leg up with employers, it also showed them the value of their Valpo Law degree.

Lisa Cannon, program director, points out that not all law schools have externship programs. "We strive to provide a legal education that is tailored to a student's individual aspirations. The externship program is one small but very valuable piece of the puzzle," Cannon says. Via the program, Valpo Law students often have opportunities that colleagues from other institutions – including much larger or better-known schools – don't have.



Laura Seng

Case in point is Laura Seng '03, an associate attorney with Barnes & Thornburg. Seng came to Valpo as an RN with 18 years of hospital work and management experience.

She knew she wanted a career in healthcare law so she used the externship program to build her knowledge base and gain experience in the specialty practice. Professor Linda Whitton helped Seng line up an externship at Chicago's Rush-Presbyterian St. Luke's Medical Center working in the hospital's legal department.

During her externship, Seng drafted, reviewed, and revised multiple agreements with pharmaceutical companies, medical device companies and others for experimental treatments and

research studies. She reviewed and analyzed agreements with nursing schools and other professional programs for placement of clinical students.

And because of her previous nursing experience, Seng conducted legal and bioethical research projects and generated analysis memorandums on a host of "hot button" topics, including harvesting of donor organs, consent for treatment issues, and tissue donation.

She says the relationships she developed with other lawyers during her externship would have led to employment had she chosen to remain in Chicago. But what she really wanted was to stay "at home" in South Bend – which she was able to do, hiring on with one of the nation's largest legal firms to do healthcare and business law. "I believe Valpo's externship program allows students to utilize the skills they are learning and the knowledge they are acquiring in a valuable 'real life' setting. And from personal experience I can say

that the networking and mentoring opportunities are outstanding."

Many Valpo students come to Cannon like Seng – knowing what they want to do and seeking her assistance finding the right externship. Cannon continually seeks out new externship possibilities, and often works with students who have a specific job in mind. Once an employer agrees to supervise an externship (externships are done for academic credit rather than pay and require extensive employer supervision), the opportunity is then presented to the curriculum committee and faculty for approval. If approved, Cannon can offer the externship for credit (every 45 hours worked earns one credit). Associate Dean Curt Cichowski

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serves as faculty supervisor for all externs, excluding the federal judge (Professor Rosalie Levinson) and state judicial (Professor Ruth Vance) programs.

Currently, Valpo Law students can choose from more than 60 externships, including the Department of Homeland Security, the Indiana Court of Appeals, the Internal Revenue Service – even the NFL's Oakland Raiders. Although Valpo has placed students with an impressive array of employers, each externship requires the applicant to earn the position. Cannon says most externship opportunities are just like their paid counterparts, requiring submittal of a resume, then an extensive interview process in competition with other talented law students, often from area law schools.



Paradi Javandel

This was the case for Valpo Law 3L Paradi Javandel who set her sights on an externship with the Oakland Raiders. Cannon agreed that given Javandel's passion for sports law, the externship would be an ideal fit. But Javandel would have to fight for the job.

The California native did just that, going home over spring break and calling the Raiders' General Counsel every day – sometimes hourly – until he took her call. She got an interview and wound up being offered an externship position on the spot – something the Raiders had only done once before.

Javandel spent the summer working at the Raiders' corporate office, drafting, reviewing, and analyzing contracts with sponsors and completing a huge lease agreement survey of all 32 NFL franchises. As a result of her externship experience, Javandel already has post-graduation plans. She will go to work for 24 Hour Fitness, the nation's largest fitness chain, as an in-house counsel. Javandel attributes the position, in part, to her externship. 24 Hour Fitness was a sponsor of the Oakland Raiders and she worked on the company's sponsorship contract. "I could tell them that I had been on the other side of the table," she says, "and I knew the 'ins and the outs' of the Raiders. That was huge."

Erin Goffette '03, did two externships (both with federal judges), and like Javandel, parlayed the experience into employment. Her first externship was with Judge Kenneth F. Ripple on the United States Court of Appeals for the Seventh Circuit and her second with Judge Theresa L. Springmann, Magistrate Judge for the

Northern District of Indiana, Hammond Division. In part, because of her experience with Judge Ripple, Goffette pursued – and received – a position clerking for Judge Springmann immediately after graduation.

Springmann, however, left to be a district court judge before Goffette could start her job. But Judge Paul Cherry, the new appointee, interviewed and "rehired" Goffette. Goffette is now a career law clerk with the duty of supervising externs! "I think judicial externships are especially valuable because having a working knowledge of the inside of the judiciary and how judges reason and come to decisions is helpful for any practicing attorney," she says. "I think the extern gains an appreciation for the aspects of lawyering that are effective and those that are not so effective. A student can be book-smart, but to put all the pieces of the legal puzzle together correctly and efficiently takes time and practice. Gaining some experience while in law school can only assist the lawyer in that life long process."

Seng agrees, saying, "An externship helps 'bring it all together' for a student, and assists him or her in discovering what area of practice they may be interested in post-graduation. It also provides an opportunity to develop professional relationships with attorneys in the field."

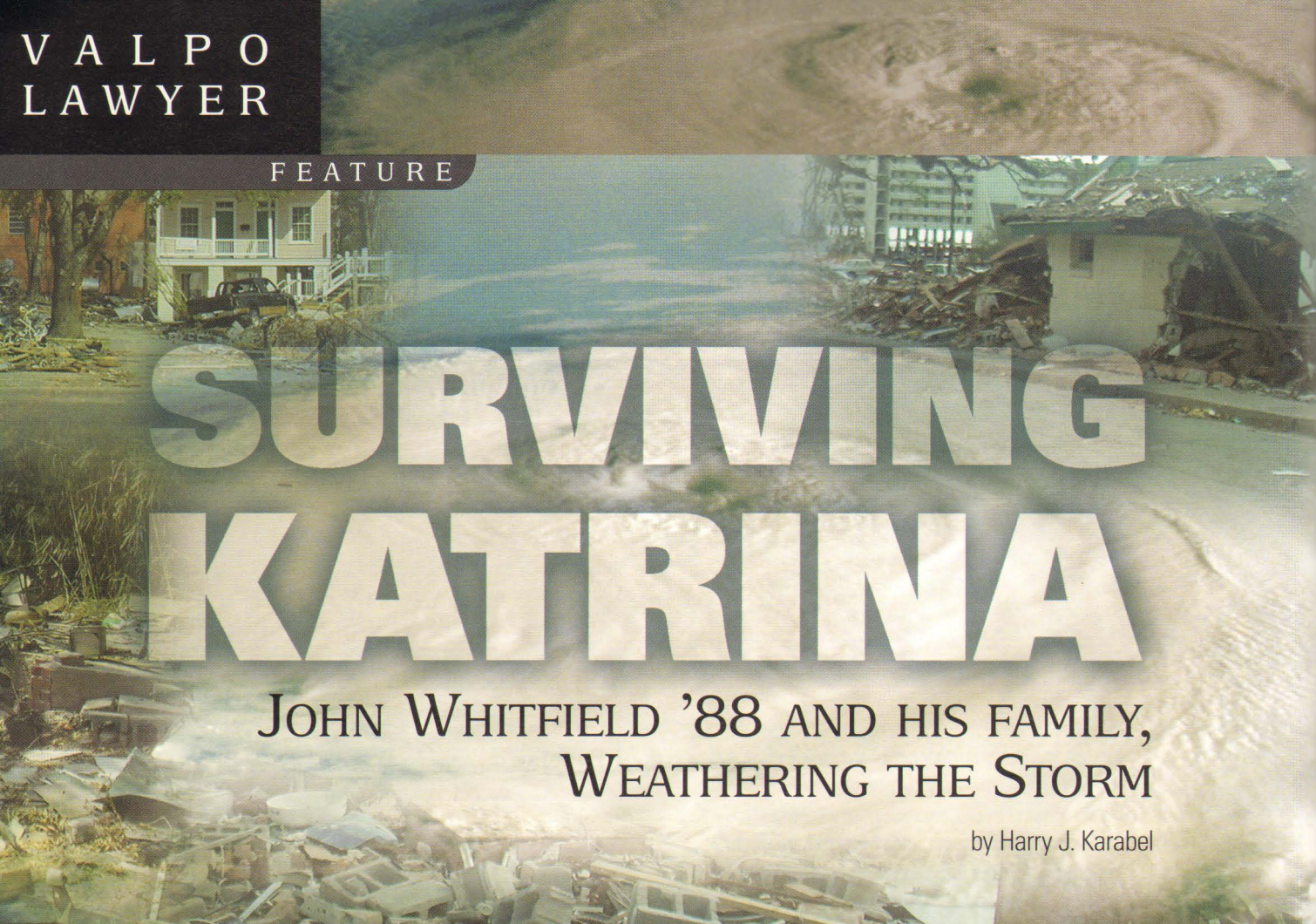
In addition to valuable "hands-on" experience, Seng, Javandel and Goffette also came away from their externships with a firm belief that their Valpo Law education was second to none. Says Goffette, "I firmly believe that the legal writing and research skills I developed during my first year at Valpo Law with Professor Adams allowed me to step into the externship with Judge Ripple at the level he expected. I understood the basic IRAC principles so well (issue, rule, analysis, conclusion) that I was able to spend my time struggling with the law rather than with my writing skills."

Javandel says she found the same with regard to the level of her writing and research skills but she also had another weapon in her arsenal. "I knew that at the drop of a hat I could call any of my teachers for advice," she says. "Most of my colleagues from other law schools hadn't talked with – or even met – their legal writing teachers. I said, 'I even know our Dean' and they just couldn't get over that. My externship proved to me that the availability of resources at Valpo Law is far superior to what other schools provide."

NATIONAL BUSINESS INSTITUTE PRESENTERS

Many Valpo Law alumni contribute their expertise to the continuing education seminars organized by the National Business Institute. Presenters and their topics included Bryan Bradley '94 and Jeffrey Clymer '92, Superior Deposition Strategies in Indiana Civil Trial Practice (2004). With Vincent Campiti '97, they also covered the same topic in 2002. Other alumni involved in the seminars were Brock Alvarado '91, Trying the Soft Tissue Injury Case in Indiana (2004); Thomas Jarzyniecki '85, Powerful Evidence in Indiana Civil Litigation (2004); Eric Mathisen '96, Strategies for Successfully Trying the Automobile Injury Case (2005); Peter Pogue '89, Handling Medical Negligence Cases in Indiana (2003); and David Wilson '96, How to Litigate Your First Civil Trial in Indiana (2003).

Also contributing to seminars were Vincent Campiti '97 and Larry Evans '62, Personal Injury Settlements in Indiana (2002); Jonathon Costas '81, Elder Care in Indiana (2003); Andrew David '95, Money Matters : Keys to Advising Your Clients During Foreclosure (2004); Christine Douglas '96, Setting Up a Guardianship in Indiana (2002); Jeffrey Eggers '81, A Roadmap through Indiana Divorce Proceedings (2003); Daniel Freeland '71, Debt Collection from Start to Finish (2003); Michael Muenich '71, Major Land Use Laws in Indiana (2002); and Christopher Ruhl '99, Multistate Taxation in Indiana (2002).



SURVIVING KATRINA

JOHN WHITFIELD '88 AND HIS FAMILY, WEATHERING THE STORM

by Harry J. Karabel

On Monday, August 29, 2005, Hurricane Katrina crossed Breton Sound and made its third landfall near Pearlinton, Mississippi. The Category 5 hurricane bludgeoned the entire Gulf area with a wind speed of 125 miles per hour. Just north of there, in Gulfport, Mississippi, John Whitfield '88 and his family had been monitoring the strength and the path of the hurricane for days.

"It wasn't until Sunday morning that we realized it was going to be a lot more powerful than we anticipated," John said. "And that we would be on the east side of the hurricane as it came to shore, the most powerful and dangerous side."

John's wife was out of town. But he decided to ride out the storm with his 8-year-old daughter, 12 and 17-year old sons, two of his brothers and a neighbor. He brought one brother home from the hospital, where he was recovering from burns suffered in a house fire. They boarded up the house, secured everything outside, packed an emergency box with enough food and water to last for 3-4 days, and waited for the storm to hit.

His decision to stay, one he would later regret, was based on his previous experience with Hurricane Camille (August, 1969.) "Camille survivors were complacent," Whitfield said. "(Camille) broke wind gauges. The wind was 220 miles per hour. We felt that we'd survived Camille and no other storm could be that powerful. We were wrong."

They continued tracking the storm, which turned northeast about 4:30 that Monday morning. "The time immediately before the storm is very peaceful," John explained. "We saw the same kind of calm with Camille. The sky was a beautiful, orange

color, and you could not imagine that it would transform into total devastation."

The eye of the storm passed just 15 miles west of John's home. Unlike Camille, this storm did not move very fast. In fact it lingered in the area for 12 hours, fueling its potential for destruction.

"There were trees snapping all around us," John continued. "Between 6:30 and 7:00 that morning we watched a tornado obliterate a house just 100 yards from us. But it didn't touch our house. We are 16 miles north of the Gulf. We were on high ground, so I wasn't worried about flooding. But I was worried about the wind."

"IT WASN'T UNTIL SUNDAY MORNING THAT WE REALIZED IT WAS GOING TO BE A LOT MORE POWERFUL THAN WE ANTICIPATED," JOHN SAID. "AND THAT WE WOULD BE ON THE EAST SIDE OF THE HURRICANE AS IT CAME TO SHORE, THE MOST POWERFUL AND DANGEROUS SIDE."

"We saw a total of three tornados. At 8:30 another one came by. The pressure inside the house dropped dramatically. The door to our attic snapped off and the tornado took off a substantial portion of the roof. And suddenly the inside of the house looked like a snowstorm. What happened was all the insulation was picked up by the wind and blown through the house.

The kitchen door flew off the door jam, flew into the garage and was embedded in an exterior wall. The garage door blew into a v-shape.

"The ceilings started to fall and I decided it was no longer safe to stay in the house. I put the two youngest children and my brothers in one of the cars. I had to cut the garage door off so they could leave. My brother moved the car to a neighbor's house, just half a mile away. They had no damage at all." John and his 17-year-old son stayed to gather a few important documents and medicine before leaving for that same neighbor's house. When they finally returned to the home, all that was left was

one bedroom set, the kitchen table and chairs. Clothes, photos, family heirlooms and every other stick of furniture were destroyed.

John's sister lives in Biloxi, Mississippi. She had eight feet of water in her house. His ex-wife, who also lives in Biloxi, spent six hours in her attic, praying the water would recede. Another son was in the attic with her and at one point fell through the ceiling into the rushing water, but was able to get back into the attic through the same hole. Biloxi lost 20-30% of its population through deaths and people who moved away, never to return.

A friend of his oldest son spent six hours clinging to a tree. John also tells the story of a husband who was hanging on to his wife and two children in the rushing waters for hours. Finally he began to lose strength and his wife said, "Let me go. Hang on to the children." As he did, she was carried away in the turbulent water and died.

Over 1,000 deaths were registered in the Gulfport area. These are people who have been positively identified. There are more than 600 bodies that have not yet been identified.

But not all was lost. "Our law office was truly blessed," John said. "Only four blocks from the Gulf and we suffered no flood or tidal damage. We had three broken windows and some minor water damage is all." As a result, his office was among the first to help the community cope with the staggering problems the disaster left in its wake. "Three days later, we were up and running again, helping local victims file FEMA applications. We began volunteering to help people in the local community with their legal needs. A lot of parents needed powers of attorney so they could move their children to other areas of the country to continue their schooling. We helped people understand their insurance agreements, so they would know what kind of coverage to expect."

With a functioning office, Whitfield was able to reach out to the legal community. "The vast majority of all attorneys was displaced or suffered so much damage that some offices are just now reopening. We opened our office to four other attorneys and provided them with support staff, computers, and copiers, everything they needed to run their businesses. The State Bar provided mobile offices for other firms.

"Jesse Jackson Jr.'s office put us in touch with a Chicago Law firm, Sonnenschein, Nath and Rosenthal, who wanted to assist local attorneys in getting back on their feet. We became the local liaison and they sent computers, copiers and office furniture to 13 local attorneys and helped them put their businesses back together."

Legal services in Gulfport stopped altogether for about three weeks. The courts simply ceased to operate. The Emergency Management Team took over the courthouse and used it as their headquarters. By October 1, the court began handling cases again. But jury trials won't begin again until the first of the year.

While his office tended to the needs of the legal community, John's church family sprung into action as well. "We began meeting people's needs first with food and water. Gradually we branched out into making sure they had gasoline, first aid equipment, medication and clothing. Now we're branching out to building supplies. We are serving as a major distribution point and also deliver the items as necessary."

Reflecting on his Katrina experience John said, "God truly evidenced how powerful His nature really is." This will be the last time he witnesses that power up close. "Next time, you'll be following me out of town. I never feared for our safety. I felt that the Lord would protect us and He did. But I felt like I made a decision that put us in another kind of danger. I am not sure how my 8-year old baby girl will recover long-term. She was frightened. She just lay on her bed and my son held her to comfort her. I'd rather my children didn't have to go through that."

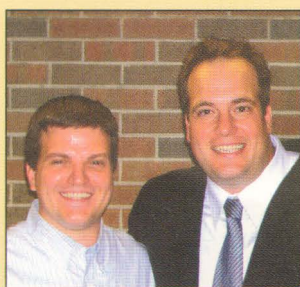
Some days, the obstacles to rebuilding remain overwhelming to all Katrina survivors. John Whitfield relies on the strength of his faith to pull him through. "I don't know how people without faith are getting through this. I believe God is truly good and has made us the people we are: strong enough to come through this tragedy. And we are blessed by all the people who have come to help us. We need faith more than anything else right now."

If you would like to offer your help, you can contact John Whitfield at 228-348-0168 or at johnwhitfield@bellshouth.net.



Remains of home belonging to John's assistant

VALPO LAW BUSINESS SOCIETY PRESENTS...



Mike Zaradich '06 and
Mick Story '02

The Valpo Law Business Law Society was founded to increase Valpo Law students' exposure to the practice of business law and to increase the exposure of Valpo Law students to the business law community. In April 2005 the society kicked off what is hoped to be an annual event, Valpo Law Success Stories. This series was designed to inform and inspire Valpo Law students and to provide participating alumni with a rewarding experience. The inaugural speakers were Stephen J. Krigbaum '83, Vice President of Altria Group Inc., and Joseph B. Cioe, Jr. '93, Cioe & Wagenblast Attorneys At Law. In September, the Business Law Society and the Career Planning Center sponsored a speaking event with Mick Story '02. Mick spoke to Valpo students about the life of a 3rd year associate and what to expect upon graduation.

If you wish to make Valpo Law Success Stories a proud tradition by sharing your success story with students, please contact Michael Zaradich at: michael.zaradich@valpo.edu.

UNVEILING OF PORTRAITS – DEAN BARTELT AND DEAN MEYER

Dean Lou Bartelt and Dean Al Meyer were honored by their classmates, former students, and members of the law school community on Saturday, October 8, 2005, at the Golden Gavel Society Dinner.

Valpo Law continues to honor its heritage by honoring the Deans who were committed to excellence in legal education and scholarship. The Law School has commissioned an artist to create portraits of each Dean. The completed portraits of Dean Louis Bartelt and Dean Al Meyer are now hanging in the Duesenberg Commons in Wesemann Hall.

Graduates of the classes during their terms – 1964 through

1977 – were invited to join other members of the Valpo Law community to celebrate Lou's and Al's dedication to Valparaiso University School of Law.

Lou Bartelt graduated from VU School of Law in 1947; he received his LL.M from Yale Law School in 1954; he was a professor at Valpo Law from 1948 to 1985; and served as Dean from 1964 to 1969.

Al Meyer graduated from VU School of Law in 1950; he received his LL.M from Harvard Law School in 1951; he was a professor at Valpo Law from 1963 to 1994; and served as Dean from 1969 to 1977.



Dean Louis '47 and Carlene Bartelt



L to R: Grandson Matthew Meyer, daughter Jayma Meyer Hack, Dean Al Meyer '50, Nancy Meyer '77, son Mark Meyer, daughter-in-law Janet Meyer, son-in-law Bruce Hack.

GROMLEY SOCIETY DINNER

The fourth annual Gromley Society Dinner was held on Saturday, September 17, 2005, in the Duesenberg Commons in Wesemann Hall.

Gromley Society members, consisting of alumni and friends, commit to making annual gifts of at least \$1,000 in support of Valparaiso University School of Law. The society is named in honor of Professor Charles Gromley who taught at the law school from 1960 to 1992. Membership in this society reflects a high level of commitment to the school, and a shared vision for ensuring excellence in legal education.

To become a member, please call the Advancement Office at 1.888.825.7652 or visit our website at <http://www.valpo.edu/law/alumniservices/supportvalpo/gromley/>



Charlotte and Allen '67 Landmeier



Tim '77 and Debra Schafer



Marie and William '64 Andersen



Mary Squyres '82 and Paul Leonard '82



Glenn Tabor '58, Diane Harre '89H and President Alan Harre '89H

Photos courtesy of
Aran Kessler

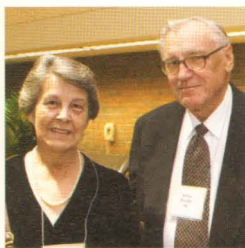
HOMECOMING & GOLDEN GAVEL SOCIETY



Otis Burrus '52 &
Bud Enslin '52



Honorable
William Conover '51



Carol & Gene '55 Roelke



Paul Nieter '50



Bill '58 & Betty Wagner



Daryl Scott '55



Ernie Oppliger '50



Caroline & Bob '53 Duerr

GOLDEN GAVEL SOCIETY DINNER 2005

The Golden Gavel Society Dinner took place on Saturday, October 8, 2005. Golden Gavel Society members — 261 Valpo Law alumni who graduated 40 or more years ago — were invited to join their classmates on VU's Homecoming Weekend for an evening of great company, touching memories, and a fabulous Strongbow turkey dinner.



Top Row: Jim Wells '65, Jack Hiller '55
Bottom Row: Gene Roelke '55, John Delworth '55, Daryl Scott '55

2005 Golden Gavel Society



Photos courtesy of Aran Kessler

Class | Actions

1957

Sharon King has been featured as an exceptional volunteer for the Lawyer's Committee for Better Housing, Inc. (LCBH). She is currently vice president and head of the board development committee. Previously she served as president of the board of directors for three terms. In addition to the incredible amount of time and energy Sharon gives to LCBH, she is a founding member of the Women's Bar Foundation and serves on the ethics committee of the North Shore Senior Center where her efforts were instrumental in getting a legal clinic at the Center. King is currently Senior Council at Sidley Austin Brown & Wood LLP in Chicago. She is a member of the Section of Taxation of the American Bar Association and is a fellow of the American College of Tax counsel.



1968

Raymond Nimmer is currently the Leonard Childs Professor of Law at the University of Houston Law Center and co-director of the Houston Intellectual Property and Information Law Institute. He has been awarded a Fulbright Distinguished Chair in International Commercial Law for Spring, 2007, at the Catholic University law school in Lisbon, Portugal.

1969

Richard S. Eynon is the new president-elect of the Indiana State Bar Association. In addition he is currently president of the board of directors of ICLEF. The ISBA boasts 11,000 members and is the largest professional legal organization in Indiana. Eynon is a founding member of the Columbus, IN law firm Eynon Harmon Rocker & Glover, where his practice has included personal injury, wrongful death, family law, probate, corporations, estate planning and real estate. He currently practices in civil litigation only. He is also a civil and domestic mediator.



1975

John Bouman has been awarded this year's Child Health Advocate Award from the American Academy of Pediatricians. The award honors individuals who have been outstanding in their advocacy for children's rights.

As Director of Advocacy for the Sargent Shriver Center on Poverty Law, John was recognized for his outstanding service and advocacy on behalf of low-income children in a Medicaid settlement, *Memisovski v. Maram*. The settlement was designed to ensure that children from low-income families in Cook County have access to regular, consistent physician care. According to the award letter, "The *Memisovski v. Maram* case ruling was a landmark victory for the rights of 600,000 children in Illinois and a source of hope for others across the country."

John Pavlou retired from Illinois State Government, where he was the general counsel for the state fire marshal. He is still active in the Tort, Trial and Insurance Practice Section of the ABA. In the Fall 2005 newsletter, *Tortsource*, John was featured in the "When I was a Young Lawyer" column. It is available online at: <http://www.abanet.org/tips/tortsource.html>, select Fall 2005. John won the highest honor the section offers, the Andrew Hecker Award in 2001 and served as a member of the Section council from 2002-2005 in addition to chairing several committees and working on several other committees in the section.

1976

United States Magistrate, Judge **Christopher A. Nuechterlein**, was a panel member at several seminars this past summer. At the national conferences of United States Magistrate Judges in Santa Fe, New Mexico and Orlando, Florida he participated in a panel discussion on the topic of "Managing Complex Criminal Litigation". Judge Nuechterlein also participated in a three day conference of federal judges at Harvard Law School on "Law and Society" sponsored by the Federal Judicial Center. And more recently Judge Nuechterlein participated in an Indiana continuing legal education seminar on federal litigation on the Americans with Disabilities Act. Judge Nuechterlein and his wife, Valpo Law School Assistant Professor Clare Nuechterlein, live in South Bend, Indiana where he serves the United States District Court for the Northern District of Indiana.

1980

Daniel Blauw currently has a private practice in Grand Rapids, MI where 90% of his practice is devoted to issues concerning people with disabilities. He has served as the director of Creative Housing Services at Hope Network and as executive director of the ARC of Kent

County, an advocacy group for people with disabilities. Blauw primarily helps families set up special needs trusts and arrange for services when they have a family member with life-long disabilities. Recently, he has been most involved with Friendship Ministries, an interdenominational group concerned with people with cognitive impairments. He is also on the Gerontology Network board.

Earlier this year, **Judge Paul A. Karkula** was appointed to the Chancery Division full-time in the Cook County Circuit Court of Chicago. His current call comprises more than 3,000 cases, and each one of them is unique.

1982

John M. Marnocha, Judge of the St. Joseph Superior Court, became the President of the Indiana Judges Association on July 1, 2005. Judge Marnocha has been a member of the Indiana Judges Association Board of Managers since July 2001, and most recently served as its vice president. He is a member of the St. Joseph County Bar Association, a member of the Board of Directors of the Judicial Conference of Indiana, and has served as a member of the Indiana Criminal Law Policy Committee, the Indiana Supreme Court Records Management Committee, and the Community Corrections Committee of the Judicial Conference of Indiana. From 1982 to 1999 Judge Marnocha practiced law in St. Joseph County, in private practice, as a deputy city attorney for the City of South Bend, and as a deputy prosecutor for St. Joseph County. He is also an adjunct professor of law at Notre Dame Law School where he teaches in the trial advocacy program. He was appointed as judge of the Superior Court by Gov. Frank O'Bannon, effective January 1, 1999 and has served as chief judge of the St. Joseph Superior Court since July 1999.

1984

Stacey Saunders and her husband welcomed a son, Aaron, in January of 2004.



1985

Karen Davis, Indiana's Public Access Counselor spoke at the University of Southern Indiana on the topic of what documents and information are open to citizens. The talk was titled "Sunshine Laws in Indiana and the Role of the Public Access Counselor." Davis was named public access counselor in July 2004.

Class | Actions

Ben Llaneta and his wife, Nancy, are proud to announce the November 7, 2005 arrival of their twin sons, Joshua and Tyler. The boys are from the Philippines and were 15 months old at the time of arrival.

Jennifer Stocker recently became partner at the Grand Rapids, MI law firm of Varnum Riddering Schmidt & Howlett. Jennifer practices labor and employment relations with a focus on defense of employment discrimination charges and employment litigation.



1986

LandAmerica Financial Group, Inc., a leading provider of real estate transaction services, announces that **Steven W. Brown** has been promoted to Senior Vice President - Residential Services in the company's Midwest Region. In this position, Brown oversees the company's growing Residential Services operations in Ohio, Indiana, and Illinois. He is based in Chicago. A veteran with more than two decades in the industry, Brown has been serving LandAmerica as Vice President - Illinois Commercial Services Manager.

Mark Rutherford was recently re-elected Chair of the Libertarian Party of Indiana for another two-year term during the annual Libertarian Party Convention in Clarksville, IN. Mark has served as chair since 2000. Mark is with the firm of Laudig George Rutherford & Sipes located in Indianapolis, IN.



Dan Smolnik has been appointed a Sloan Fellow at the Massachusetts Institute of Technology and will graduate in June 2006 with an MBA degree. He has also recently published an article entitled "Using the Currency Translation Protocol of New Section 965 Added to the U.S. Internal Revenue Code" in the September 2005 issue of Tax Planning International Review.

1987

Rebecca Laue recently began working with the Winnebago County States Attorney's Office in Rockford, IL as Assistant States Attorney. She previously worked full-time raising her two boys Austin, 12 years, and 6 year old Alex.

Sarah K. Mullican will become chief deputy prosecutor effective Jan. 1 of Vigo County, IN.

She was appointed a deputy prosecutor in Vigo County in 1989. As first deputy prosecutor, Mullican founded the Sexual Predator Task Force, which targets and identifies sexual predators who live and work in Vigo County. Mullican is a three-time recipient of the Victim's Advocacy Award and a two-time recipient of the Criminal Justice Award. Mullican was named a 2005 YWCA Woman of Distinction for outstanding contributions to Vigo County. Sarah lives in Terre Haute.

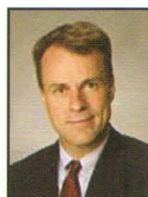
1988

Bill Meister recently joined his wife's commercial printing company, The JohnsonGroup, as in-house counsel. The JohnsonGroup (www.johnsongroup.com) is a family of commercial printing companies headquartered in Rockford, IL.

Bruce Scott was featured in Fort Wayne's The Journal Gazette for his recent work with the Indiana State Bar Association. He and other committee members crafted a report urging changes in how mental illness is treated by the state's legal system. Scott has worked with Tourkow Crell Rosenblatt and Johnston in Fort Wayne since 2002.

1989

Jeffrey Kinsler recently assumed the position of Dean of the Appalachian School of Law. He also teaches contracts, federal income taxation, sales, and estates & trusts. Kinsler is licensed to practice law in Virginia, Tennessee, Illinois, and Wisconsin.



1990

Roberta Lang is Vice President of legal affairs and General Counsel of Whole Foods Market Inc. in Austin.

1991

Wendy Davis was sworn in as a part-time deputy prosecuting attorney on April 11. While Davis, a partner at Beckman Lawson in Fort Wayne, Ind., will continue her private practice of defending large and small companies in labor and employment matters, her new role exercises her former experience as assistant district attorney



in Texas where she prosecuted homicide and gang-related cases. Wendy has tried more than 100 civil and criminal jury trials.

Congratulations are in order for **Christopher Stride**. He has been appointed Associate Judge of the Nineteenth Judicial Circuit in Lake County.

1992

Christy Chapman and husband, Barry, welcomed daughter Olivia this past year.

Judge Deidre Monroe, who was instrumental in the planning and implementation of the Gary City Second Chance Program in Indiana, continues to lead the way in developing a drug court model that works. The Second Chance Drug Court Program is a docket created to address cases involving individuals who are addicted to drugs. Those persons charged with non-violent criminal offenses are allowed to enter pleas of guilty. Their guilty pleas are taken under advisement for a period of one year, minimally, and the participant is required to submit to a weekly drug test, court appearances, job and educational training, family counseling, and any other assistance necessary to help the person maintain a drug-free, crime-free existence. Recently, the program was chosen as a pilot site to test the efficacy of PROMETA™ protocols developed by Hythiam, Inc. If successful, PROMETA™ will be designated as an approved treatment for drug court participants in the City Court of Gary.

1993

Glenn Champion was recently promoted to Director of Legal Affairs and Assistant Sales Manager for Weir Manuel Realtors. Weir Manuel is a premier real estate firm that services southeastern Michigan (metro-Detroit) and employs approximately 150 people. Glenn left a litigation practice almost 9 years ago and turned his focus onto real estate. He started with a sales career for about 5 years; he was then promoted to management of one of the smaller offices for the company four years ago at their Plymouth, MI branch. This summer Glenn accepted his promotion to upper management for the entire company, with a focal point being Director of Legal Affairs and Assistant Sales Manager to the main office headquartered in Birmingham, MI. Glenn and his wife, Christine, reside in Royal Oak, MI, and have two children: a three-year old daughter, Sophie and an 18-month old son, Colton.



Colton & Sophie

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Edward Harney and his wife, Christina, of Indianapolis, IN welcomed Edward F. Harney, III born June 30, 2005.

1994

Michael J. Faehner has joined Abel Band's Personal Services & Planning Practice Group as a Tax Associate in Tampa, FL. He will work in the firm's personal services and planning practice group. Michael graduated in May 2005 from the University of Florida School of Law with his LLM in taxation. He was also the recipient of the 2005 FL Law Related Education Association Attorney of the Year and received a special FL Supreme Court Special Citation for his work with Hurricane Disaster Relief during 2004-2005 given in front of the entire FL Supreme Court in its Chambers in Tallahassee. Michael has been named to the board of directors of the Florida Bar Foundation.

1995

Debra Bolino and her husband, Greg, welcomed daughter Olivia during the winter of 2004.

Clare Bradley was married February 26, 2005 to Ronald Lubek, Jr., in Naperville, Illinois. They spent their honeymoon in Maui, Hawaii and now live in Crown Point, Indiana. Clare has been a Deputy Prosecuting Attorney for Lake County, Indiana since graduation. She is currently a Felony Trial Supervisor. Her husband is a K-9 Police Officer with Norfolk Southern Railroad in Chicago, Illinois.

Richard DiTomaso has a law practice in Cherry Hill, NJ concentrating in the areas of personal injury litigation, workman's compensation, bankruptcy and real estate law.

Andrew P. Massmann

was promoted to partner in the real estate group at Sidley Austin LLP this past summer. Andy recently decided to leave the firm and has accepted a position as Assistant General Counsel with General Growth Properties in Chicago. General Growth Properties is a publicly traded real estate investment trust that owns, develops, operates, and manages regional shopping centers. Andy lives in Oak Park with his wife Ruth and their three young daughters.



1997

Lana Lennington became the bride of Edward Martin Podoski on Oct. 29 in Indianapolis. Lana is an attorney for Newton Becker Bouwkamp. The newlyweds live in Fishers, IN.

1998

Michael and Jennifer '00 DeBoer welcomed daughter Hannah Lynn on Thursday, November 17.

**Kristin Fox and Jim Fox**

'01 welcomed a fourth child on September 14, 2005. Their new daughter, Téa Renee Fox, was 9lbs 4ozs.

Adrienne (Hoehner) Rans and husband, Zach, announced the arrival of their first child, Griffin Michael, on May 26, 2005. He was 8 lbs, 4 oz and 20 inches long.

Audra Wilson is the new Director of Diversity Education and Outreach at Northwestern University School of Law in Evanston, IL. Audra previously worked for The Ounce of Prevention Fund, the Obama for Illinois campaign, and the Sargent Shriver National Center on Poverty Law. She has also served as a political advisor to State Senator Kwame Raoul and as an Adjunct Professor of Law at both Valparaiso University School of Law and DePaul University School of Law. As the Director of Diversity Education and Outreach, Audra will address and meet the needs of diverse students prior to, during, and after law school. She will be the liaison between students, administration, and faculty, coordinating orientation programs for incoming students, assisting current students with plans and promotions for diversity-related events.

1999

Scott Andresen is pleased to announce the formation of his firm, Andresen & Associates, P.C. located in Chicago, IL. The firm will provide services in the areas of intellectual property (trademark and copyright), sports and entertainment, corporation formation, debt collections and general business matters.

Roman Petra has accepted a position with Broad and Cassel in Orlando, FL. He will practice in the area of low-income, tax-credit housing, as well as with real estate developers. He earned an LL.M. in Real Property and



Development from the University of Miami School of Law in 2000 and an LL.M. degree in Taxation from the Georgetown University Law Center in 2003.

2000

Brad Banks is currently a Deputy Prosecuting Attorney for Hamilton County, in Noblesville, IN. Brad and his wife, Jenny welcomed a son, Trevor, in March 2005.

Margaret (Scheckel) Carlile and husband, Brett, welcomed a child in May of 2005.

Jennifer and Michael DeBoer '98 welcomed daughter Hannah Lynn on Thursday, November 17.

Monica Ganjoo and husband, Kevin, welcomed daughter Gabriel Arya Akbari on March 20, 2005.

Carrie Rae and **Keith David O'Donnell** along with their daughter, Kyleigh Pieper, welcomed Connor James to the family on November 29, 2005. Keith maintains his own practice in Milwaukee, WI focusing on Landlord/Tenant Law, Juvenile and Criminal Defense.

Amy Jo (Carney) Redman and husband, Kirk, announced the arrival of their baby boy on September 29, 2005.

2001

Richard Damstra will begin work as a U.S. diplomat in Astana, Kazakhstan in June of 2006. His primary focus will be political/economic issues that he will report on regularly to Washington, DC. Astana was recently declared the capital of Kazakhstan and is undergoing rapid growth. Damstra is currently participating in the U.S. diplomat training program in Washington, DC. He gives it high marks and will be sworn in upon its completion.

Jim Fox and Kristin Fox '98 welcomed a fourth child on September 14, 2005. Their new daughter, Téa Renee Fox, was 9lbs. 4ozs.

David P. Hooper has joined Barnes & Thornburg LLP as an associate in the firm's Indianapolis office. He practices in the Business, Tax & Real Estate Department and will concentrate his practice in general corporate law, mergers and acquisitions, banking, securities, tax and employee benefits. Prior to joining the firm, Hooper was an



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associate with Lord, Bissel & Brook in Chicago. He also has worked as a congressional staff assistant for U.S. Sen. Craig Thomas and U.S. Rep. Duncan Hunter. Hooper is a member of the American and Illinois Bar associations, as well as the Federalist Society for Law & Public Policy Studies. He is admitted to practice in Illinois, the District of Columbia, and the U.S. District Court for the Northern District of Illinois.

Roy Sturgeon just completed an MLS with a concentration in law librarianship at St. John's University (Queens, NY), where he also served as a Graduate Assistant in the Division of Library and Information Science. A paper Sturgeon wrote about modern Chinese libraries and librarianship is scheduled to be published in an upcoming issue of the online journal *World Libraries*. Currently, he is an LLM candidate in Chinese law at Tsinghua University Law School in Beijing. This is a new program and the first of its kind ever offered in mainland China. Sturgeon was awarded a Chinese Government Scholarship that covers full tuition, housing expenses and includes a monthly stipend. He plans to graduate in June 2006 and return to the States to start a career in law librarianship and/or public policy.

2002

Canon Brown and Erinn Parker were married in November 2003, and welcomed their first child, Anthony George-Alexander Brown on July 15, 2005. Canon is an associate at Kennedy Hodges, P.L.L.C. Erinn is an Assistant District Attorney, handling Children's Protective Services cases. They live in Pearland, Texas.

Lynne Stephanie Eaton and Marc Edward DeBell announce their engagement. Lynne is employed at the law offices of Richard Mrocza, P.L.L.C. as a lawyer.

Victor King was elected to serve a three year term on the board of King County Bar Association's Young Lawyers Division in their state of Washington. In addition he was elected to a two-year term as President of OCA's Greater Seattle Chapter in January 2006. The Organization of Chinese Americans is a national non-profit, non-partisan, civic organization headquartered in Washington DC. There are about 80 chapters and affiliates across the U.S.; the Greater Seattle chapter was established in 1995. OCA is dedicated to securing the rights of Chinese American and Asian Pacific American citizens and permanent residents through legislative and policy initiatives at all levels of the government.

James Palmer is the Director of Governmental Affairs for the Wisconsin Professional Police Association (WPPA). Palmer manages the WPPA's legislative program and advises the state and affiliated local political action committees. In addition, Palmer was appointed to the Legislative Committee for the National Association of Police Organizations. Palmer gave a presentation regarding campaign finance law at the National Association of Police Organization's 18th Annual Public Pension & Benefits Conference; he also spoke at the Wisconsin Employment Relations Commission's Second Annual Public Sector Labor Relations Conference where he addressed legislative efforts to control local spending, taxing and bargaining in Wisconsin.

Timothy Rushenberg's product review was published in the ABA publication GPSOLO (General Practice, Solo & Small Firm Section) for their January/February 2006 issue. This is his third product review published by the magazine, beginning with the January/February 2005 issue. Tim, a Captain in the USAF, is an Assistant Staff Judge Advocate at Minot Air Force Base in North Dakota.

Jill and Mick Story welcomed daughter Micaela Nichole Story on February 7, 2006.

Michael Wroblewski

has been named an Associate Attorney at Kightlinger & Gray, LLP in Indianapolis, IN. His practice areas involve all aspects of insurance defense, medical malpractice, product & professional liability and construction litigation.



2003

Lisa Marie Hughes and John Paul Garrott were married April 16. Lisa is an attorney with Bendall Delaney Hartburg McNeely Roth in Huntington, Indiana. Her husband is an auditor with BKD, LLP in Fort Wayne. They live in Huntington.

2004

Jovan Blacknell has been appointed to the position of Deputy Public Defender with the Law Offices of the Los Angeles County Public Defender.

2005

Young Alumni Weekend, April 28-29, 2006

Lindy B. Arwood joined Sommer Barnard in Indianapolis and is a member of the Litigation Practice Group.

Thomas Aycock is the new Director of the Business Master's Program at Indiana University Kokomo.

Jessica Buom married Jon Cleereman on September 3, 2005. She was admitted to the Iowa Bar in September. Currently Jessica is working in the trial division with the law firm of Grefe & Sidney in Des Moines, IA.

Phillip A. Garrett has joined the law firm of Newby, Lewis, Kaminski & Jones in LaPorte, IN. He is licensed to practice law in Indiana and U.S. District Courts of the Northern and Southern Districts of Indiana. His practice will focus on corporate, business, and real estate transactions along with insurance defense and employment law. He is a member of the Indiana State and LaPorte County bar associations.

David Garrison is an Associate at Barrett Johnston & Parsley in Nashville, TN.

Joseph Langerak has become an associate in the litigation department at Rudolph, Fine, Porter & Johnson, LLP, in Evansville, IN.

Paul Mullin, an associate with Lewis and Wilkins in Indianapolis, was recently accepted into the "Penrod Society" in Indy. This society raises one million dollars to produce one of the largest art fairs in the country, www.penrod.org.

Sarah Ash Simpson has been hired as the program manager, Regulatory Affairs, for the Indiana State Department of Agriculture (ISDA). Simpson will serve as a liaison between the agriculture industry and key state regulatory agencies. She will teach the public about the importance of livestock to our state's economy. She completed a legal internship at Indiana Farm Bureau and was project manager at Yeager & Sullivan, a swine production business. Simpson lives in Carmel.

Get in on the Action! (Class Action) Please submit your latest professional and personal news for inclusion in the Class Action section of the next Valpo Lawyer magazine. News and photographs may be submitted by mail or e-mail to: Marilyn Otis, Valpo Law, 656 S. Greenwich Street Valparaiso, IN 46383, or marilyn.otis@valpo.edu

IN MEMORIAM

The dean, faculty, staff, students and alumni of Valparaiso University School of Law honor the following alumni and friends who have passed away. We are grateful for their participation in the development of the Law School, and we extend our condolences to their family members and friends.

1936

Arthur Raelson, LaPorte, IN, October, 2002

1951

Robert J. Wilson, Lake Avalon, Hillman, MI, June, 2005

1958

Robert A. Cox, Winfield, IL, May, 2005

1960

The Honorable James Danikolas, December 11, 2005

1977

Andrea K. Knish, Hammond, IN, March, 2005

1983

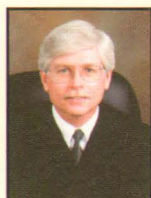
Scott Chase, Aurora, IL, March, 2005

1990

Monica Morris, Gary, IN, April, 2005

1997

Glenn Burkhart, Greenville, IN, August, 2005



STEVE SCHAPANSKI '74 RECEIVES 2005 JUDICIAL EXCELLENCE AWARD

Magistrate Stephen J. Schapanski '74 of Fort Collins, CO, received the 2005 Judicial Excellence Award from the Colorado Judicial Institute. Recipients were chosen for their management skills; control, innovation and creativity in the courtroom; extraordinary courage, energy and tenacity; level of respect and confidence by other judges, court staff, lawyers and others; and exemplification of the highest standards of judicial excellence.

Magistrate Schapanski's nomination states, "His passion for family law and children's matters is evident in his longevity on the family docket. His creativity is shown by his successful management of domestic relations cases both in and outside the courtroom."

"I think he cares very deeply about making sure the court system is available to everyone," District Court Judge Dan Kaup said. "He's dedicated to the law and the judicial system. He works to improve the judicial system so that it better serves the people."

Since joining the bench in 1993, Magistrate Schapanski has been active on judicial branch committees as well as the Colorado Office of Dispute Resolution Advisory Committee, Office of Child's Representative Local Oversight Committee, Larimer County Community Corrections Committee Advisory Board, and the Larimer County Bench/Bar Committee. He received the 2002 Governor's Community Corrections Advisory Council Distinguished Service Award, and 1995 and 1999 Larimer County Bar Association Outstanding Jurist Award.



COORS BREWING COMPANY APPOINTS N. CORNELL BOGGS III '85 CHIEF LEGAL OFFICER AND GROUP VICE PRESIDENT OF PUBLIC AFFAIRS

GOLDEN, Colo.—(BUSINESS WIRE)—Dec. 6, 2005—Coors Brewing Company (NYSE: TAP) (TSX: TAP) today announced the appointment of N. Cornell Boggs III to the position of Chief Legal Officer and Group Vice President, effective December 8.

In his new role, Boggs will be responsible for legal, government affairs, corporate communications, alcohol responsibility, and water and natural resources for Coors Brewing Company.

"Cornell has enjoyed a distinguished career, and we at Coors are fortunate to be gaining a professional of his caliber," said Frits van Paasschen, president and chief executive officer of Coors Brewing Company.

Boggs joins Coors from Tyco Plastics and Adhesives in Princeton, NJ, where he served as vice president and general counsel since June 2003. Earlier in his career, he served as associate general counsel with Anheuser-Busch, America's Regional Counsel for Intel Corporation and assistant general counsel with Monsanto Company.

Boggs began his career with an earned appointment to the honors program with the U.S. Department of Justice, a prestigious two-year litigation opportunity in which he represented the interests of the United States in court.

In March 2005, Boggs was featured on the cover of Corporate Counsel magazine as part of its annual list of 10 promising lawyers who can be expected to head the legal functions of leading U.S. and international corporations.

Boggs earned his undergraduate and law degrees from Valparaiso University, where he is now a member of the board of directors.

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ROBERTA LANG '90
WHOLE FOODS MARKET, INC. -
VICE PRESIDENT OF LEGAL AFFAIRS
AND GENERAL COUNSEL

Whole Foods Market, Inc. has become the world's foremost natural foods chain and the largest organic and natural grocer in the United States. Whole Foods offers more than 1,500 items that are pesticide free and unadulterated by artificial preservatives, colorings, sweeteners or other additives. A public company, it has 167 locations in the United States, Canada and the United Kingdom, serviced by eight distribution centers. Based in Austin, TX, and now with some 36,000 employees, Whole Foods' 2005 net income of \$136.4 million placed it No. 479 in the Fortune 500.

Lang, a self-described generalist, said there is no such thing as a typical day as Whole Foods' general counsel. As the manager of the in-house legal team, she participates in various projects with the firm's executive staff and national vice presidents.

"Once in a while" she gets involved with immigration or union officials, and occasionally deals with other regulators, usually

in tandem with members of other teams from within the firm. Although some duties connected to the Sarbanes-Oxley Act of 2002 have dwindled, other compliance responsibilities remain pressing for Lang. "Just like for everyone," Section 404 for the management assessment of internal controls is critical and time-consuming, she said.

Lang was recently involved in the "fairly large" acquisition of Fresh & Wild Holdings Ltd. and the six natural organic food stores that the company owned and operated in London. Whole Foods also signed a "large lease" for a new Whole Foods market in London.

Lang serves as general counsel of the Animal Compassion Foundation, an independent nonprofit. The organization focuses on learning and sharing "best practices and methodologies" in animal husbandry so that ranchers, meat producers and researchers can improve living conditions for farm animals, while maintaining economic viability.

After graduating from Valpo Law in 1990, she worked in the IT support arena then moved to Chicago with her husband and launched a law practice at a small suburban firm. Later she set out on her own with a series of outside general counsel positions. Lang joined Whole Foods in 1998.



DON'T BE THE ONLY ALUM WITHOUT A CANE!

Get your official Valparaiso University School of Law commemorative cane from SBA's Graduation Steering Committee. The full-length, rosewood-stripped canes are suitable for mounting, and feature a silvertone plate engraved with the Law School's name, the VU seal and your class year. Canes are \$35 each.

Checks should be made payable to "Student Bar Association", or SBA now accepts credit cards and direct cash transfer via PayPal at <https://www.paypal.com> (if you elect to use PayPal, send funds to valposba@gmail.com).

Name: _____ Email: _____

Address: _____ Phone () _____

Number of Canes: _____ x \$35 Pricing Total: _____ Payment Method: Check _____ PayPal _____

Class Year(s): _____ (one year per each cane, please)

Closing | Statement

In a note to Dean Al Meyer...

“Looking back, I can tell you and all the other professors who were there at that time, that I would not trade my education at Valpo Law School with any other school in the country... It was tough but it did prepare me to practice law with the best of them. Any level of achievement I may now have can be directly related to the three years we all spent together from ‘66 to ‘69.”

-Rich Eynon '69,
President-Elect of the
Indiana State Bar Association

2005 VALPO LAW COUNCILS AND ALUMNI BOARD

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May 4, 2006

Indianapolis Council Meeting

May 5, 2006

St. Louis Council Meeting

May 13, 2006

National Council Meeting
Building Connections Celebration
Pazzo's in Chicago

May 18, 2006

Washington DC Council Meeting

May 20, 2006

Commencement
Chapel of the Resurrection

May 25, 2006

Twin Cities Council Meeting

June 1, 2006

Grand Rapids Council Meeting

June 2, 2006

Fort Wayne Council Meeting

July 7, 2006

Alumni Reception at the
Renaissance Grand Hotel, St. Louis

September 16, 2006

National Council Meeting

September 22, 2006

Washington DC Council Meeting

September 30, 2006

Homecoming Weekend
• Alumni Board Meeting
• Alumni Picnic
• Golden Gavel Society Dinner

October 6, 2006

Indianapolis Council Meeting

October 12, 2006

Fort Wayne Council Meeting

October 13, 2006

Grand Rapids Council Meeting

October 19, 2006

St. Louis Council Meeting

October 20, 2006

Twin Cities Council Meeting

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