

# T H E B R I E F

Per

W. L. KENNEDY SCHOOL OF LAW UNIVERSITY OF MISSISSIPPI



# THE BRIEF

Volume 31 Number 1 Fall 1999

Dean

**JOHN B. ATTANASIO**

Major Gifts Director

**PATRICIA A. LOGSDON**

Editor

**HELEN BOND**

Art Director/Designer

**ROBERT CRAWFORD**

Photographers

**MATHEW STURTEVANT**

**KEN VAUGHAN**

**JAMES T. BRADLEY**

**THE BRIEF** is published once a year by the Southern Methodist University School of Law for graduates and friends of the law school. Reproduction in whole or part of **THE BRIEF** without permission of the publisher is prohibited.

Correspondence and graduate news should be sent to: Office of Alumni Relations, SMU School of Law, P.O. Box 750116, Dallas, TX 75275-0116.

Telephone: (214) 768-3341; Fax (214) 768-3340

To ensure accuracy, we ask that death notifications be accompanied by a published obituary.

School of Law: <http://www.smu.edu/~law>

Cover photography by Mathew Sturtevant

## Features

**2 A Global Law School for the Metroplex**

*Dean John B. Attanasio*

The idea of a Global Law School has seized the imagination of legal education. The SMU School of Law is one of the best-positioned institutions in the country poised to emerge as a Global Law School.

**8 With Justice for All—A Profile of SMU Alumni on the Supreme Court of Japan and the Supreme Court of Texas**

*Helen Bond*

SMU boasts law school graduates on a global scale whom have obtained one of the highest honors of the bench. *The Brief* presents a snapshot of two courts where, when it comes to SMU alumni, there is strength in numbers.

**14 Reflections on Dean Potts**

*Charles O. Galvin*

Former SMU School of Law Dean Charles Galvin reflects on the life and contributions of Dean Charles Shirley Potts, the law school's first dean.

**16 The East Asian Financial Crisis: The Legal Dimensions**

*Joseph J. Norton*

Professor Norton analyzes the negative impact of the East Asian Financial Crisis and what needs to occur to ensure legal reform and financial stability.

**54 In My View—The Way We Were?**

*Barbara M.G. Lynn*

Alumni Barbara Lynn says lawyer jokes aren't very funny. She shares why she believes lawyers must be sensitive to how the public views the profession.

## Departments

**22 Law School News: South African Justices**

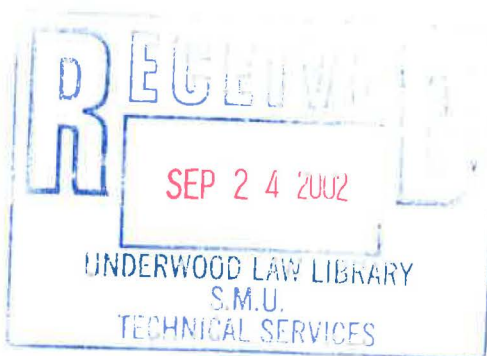
**24 Campaign for SMU**

**28 Executive Board**

**29 Faculty**

**36 Graduates**

**52 Students**



2



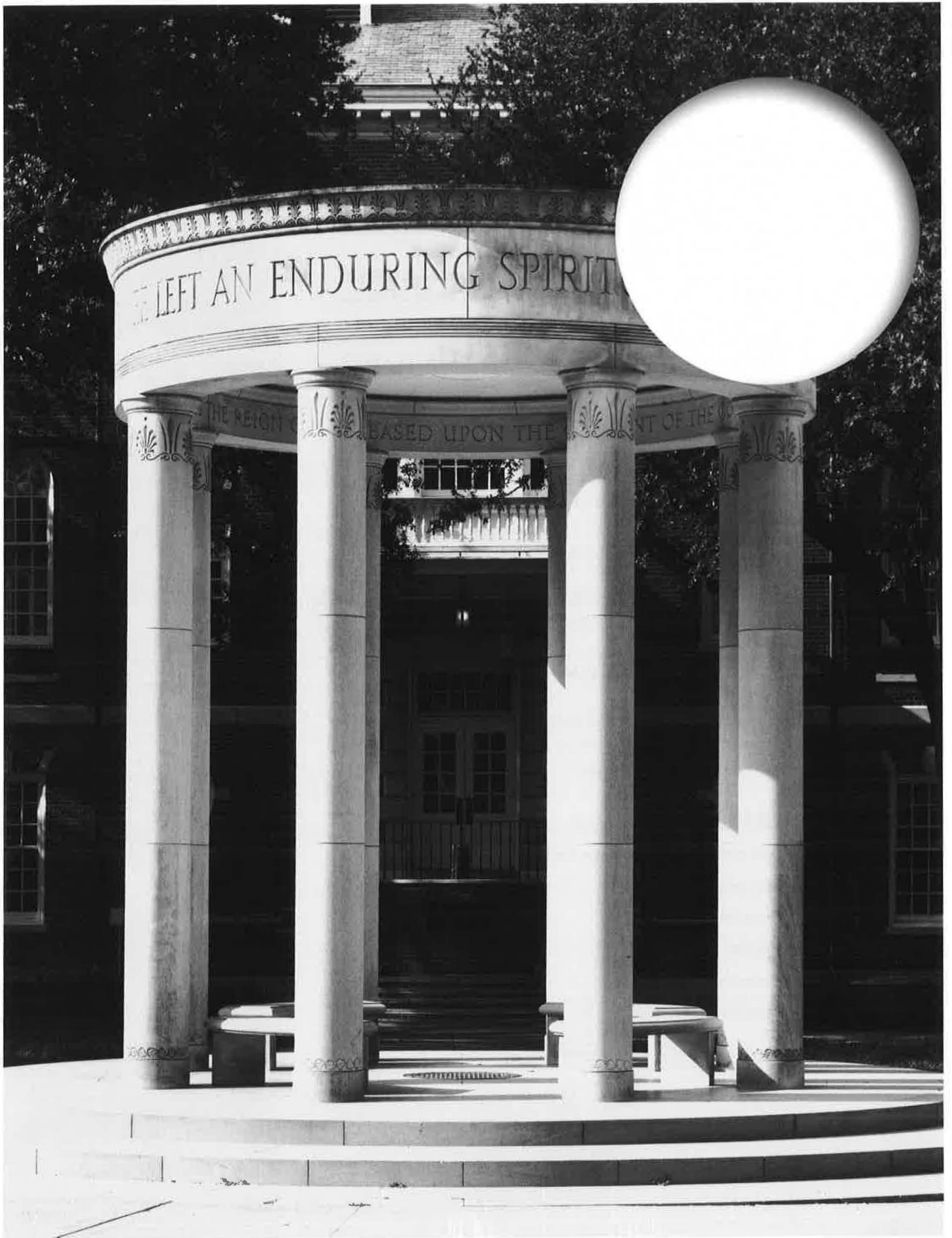
8



14



16





# A Global Law School for the Metroplex

Dean John B. Attanasio\*

The horse and buggy, once the principal method of transportation, seems ancient and outmoded in an age of atomic bombs and jet propulsion. Comparable change is apparent in our system of law, public and private. Once largely the product of local necessity, the Law has now become international in its scope. State lines and now even national boundaries have dissolved into infinite oblivion as far as intercourse with other nations is concerned. Never before in history has the need for sound thinking and planning been felt so acutely. When the problems affecting our neighbors across the borders or even across the seas become as important as were once those involving our neighbors across the back fence—then we must be internationalists. Our thinking, our planning, must be on a global basis. The world has not shrunk but science and invention through technological advancement have had the effect of shrinking it and brought what were once remote places very near to us. Yes, the velocity of social and governmental change is unprecedented. Leaders and thinkers all over the world are longing for the law that protects liberty and the law that is based upon reason, morality and justice. But where can the scholars, teachers, successful lawyers, judges, leaders in government affairs, and outstanding independent thinkers be brought together in such a unified plan of action? Such a rendezvous may be found in the Legal Center.

These words were not written in 1999 by some forward-looking legal academic, but instead some fifty years ago by Dean Robert Storey of the Southern Methodist University School of Law.

In volume 2 of the *Southwestern Law Journal*, Dean Storey proclaimed the farsighted concept of “A Legal Center for the Great Southwest.” In his illustrious career, Storey found time not only to be dean of the law school, but president of the American Bar Association, president of the Texas Bar Association, and founder and president of the Southwestern Legal Foundation. He became dean of the SMU School of Law after playing a leading role in assisting Supreme Court Justice Robert Jackson’s prosecution of Nazi war criminals at the Nuremberg trials. Perhaps, this experience moved Dean Storey to begin building a Legal Center that would train leading lawyers, jurists, and business people around the world.

In describing his plan for the Legal Center, Dean Storey outlined a broad-based project that comprehended research,

conferences and seminars, and institutes of continuing legal education in a wide range of regional, national, and international subject matters. These varied endeavors would benefit both the profession and the general public. While Dean Storey hardly confined the scope of the Legal Center to international matters, he did single out "Institutes of International Law" as one of the five principal sections of his article.

Further elaborating on the concept of the Law Center in other articles written around this same time, Dean Storey relied on such other giants as Dean Arthur Vanderbilt of the New York University School of Law, who also served as chief justice of the New Jersey Supreme Court and as president of the American Bar Association.

Dean Storey quotes at length from a 1946 editorial in the *ABA Journal* that endorses Dean Vanderbilt's proposal for law centers. Dean Storey also relied on the aspiration of Harvard Dean Erwin Griswold to build a "School of World Law." Today, we can see the tremendous influence that these far-sighted leaders have had on their respective institutions and on legal education generally.

Earlier this decade, a successor of Dean Vanderbilt, my good friend Dean John Sexton of NYU Law School, expanded on the conception of the Law Center to begin building what he has described as a "Global Law School." I have had the good fortune to be involved in the planning of the NYU Global Law School and to join together in many projects; most notably in planning with Dean Sexton two "Summits on Constitutional Adjudication" held in Florence, Italy and New York City.

The Summits brought together highest court justices from the Russian, German, and Italian Constitutional Courts, and the Supreme Court of the United States for discussions about such issues as federalism, separation of powers, and judicial independence. The more recent conference, in which professors from New York University and Saint Louis University (where I was then dean) participated and helped to plan, included Justices Sandra Day O'Connor, Anthony Kennedy, Ruth Bader Ginsburg, and Stephen Breyer. The enterprise demonstrates the potential of the Global Law School concept.

The Global Law School at NYU is the most ambitious project of its kind. Its endowment for global law programs

alone rivals the entire endowment of the SMU School of Law. Despite the ambition of its program, NYU has hardly consigned its educational project to international and comparative law. Indeed, international and comparative law occupies a comparatively small part of the curriculum. Beyond this, the School does endeavor to include global perspectives in many of its courses. However, the thrust of the educational program remains domestic law.

Much like the Law Center concept, the Global Law School has seized the imagination of legal education and it is fair to say that a Global Law School movement is emerging. A cursory glance at the alumni magazines of such schools as Yale, Harvard, Michigan, Columbia, Pennsylvania, Georgetown, and many other leadership schools reveals the power of this concept. Indeed, nearly all of the leading law schools in the United States are seeking to globalize.

The sources of this trend are not difficult to trace: law schools are merely following the legal marketplace. The effectiveness of traditional legal institutions increasingly is being challenged, eroded, and transformed by the development of more vigorous transnational markets and by the exponential, innovative growth of information technology.

This emerging "global environment" will necessitate the development of alternative legal arrangements, standards, and institutions and fundamental constitutional, economic, and commercial law reform within and among the nation-states of the world.

To remain competitive, indeed relevant, lawyers must be capable of shaping and functioning within this new "law-based" environment. Three years ago, I organized a panel at the ABA annual meeting on "The Globalization of the American Law School." The participants, who included Michael Reisman of Yale, John Sexton, and then ABA President Roberta Ramo, urged legal education to increase its efforts in training lawyers for the global marketplace in such areas as language skills.

Law schools are rushing in this direction because they have a lot of catching up to do. They have moved toward globalization only recently and thus all but a few are far behind. These globalization deficits are exacerbated by a myriad of other pressures on legal education. The practicing bar increasingly expects a lawyer who is ready to earn the extremely high salaries paid to young graduates. Law schools have

responded by infusing their programs with practical skills training. Not only has international law burgeoned, but so has domestic law, which increases pressure on law faculties. Additionally, many whole new areas of law have emerged over the past few decades. Some more traditional areas, such as intellectual property, have experienced high growth to which law schools must respond.

transactional work (corporate, tax and commercial law) and dispute resolution, including practical skills training. We also have great strength in the high growth areas of intellectual property, environmental law, health law, and employment law, and that overarching high growth area, international law.

The emerging global milieu is significantly impacting most, but not all, areas of traditional legal education: com-



Obviously, law schools must remain dedicated to the twin pillars of dispute resolution and transactional work. They also must train students in the most important skill for a lawyer—good writing. Cramming all of this into the same three years of legal education seems impossible. In balancing these myriad of demands and pressures, law schools are trying to keep spiraling tuition costs under some control.

commercial, business, financial, taxation, energy, insurance, environmental, intellectual property, information technology, estate planning, litigation and alternative dispute resolution, health care, employment, telecommunications, criminal, and constitutional, among others. SMU will endeavor to provide each of our students with the opportunity to prepare for the global environment of the 21<sup>st</sup> century, whether she will practice locally, elsewhere in the country, or overseas; whether he will practice corporate law, commercial law, or dispute resolution; whether she will be involved with governmental or intergovernmental institutions or in the corporate world.

Dean Storey's remarkable vision, and its continual nurturing by many who followed, has helped place SMU in the enviable place as one of the best-positioned institutions in the country to emerge as a Global Law School. To define our terms, a Global Law School is not primarily about conventional international and comparative law teaching or about producing lawyers to work in a select group of international law firms or intergovernmental institutions, although these comprise important aspects. Global Law Schools will train that cadre of elite lawyers who will build the global marketplace and those governmental and neogovernmental institutions that will regulate that marketplace.

The first few Global Law Schools will develop different paradigms of legal education. These schools will serve as laboratories defining what it means to be a Global Law School and how one trains global lawyers. SMU Law School's half-century of experience in international and comparative legal education has unquestionably provided a solid foundation for creating a synergistic environment to train and retool lawyers, domestic and international, who will help build the global marketplace of the coming millennium.

Some of these lawyers will primarily practice traditional international or comparative law, but the overwhelming majority will not. Some will do personal injury work or estate planning; others will do local environmental work using state or national legal principles; still others will do local land use planning using municipal zoning law. On local, state, regional, national, or international levels, all graduates of the Global Law School at SMU will shape the global marketplace and other aspects of the emerging global milieu.

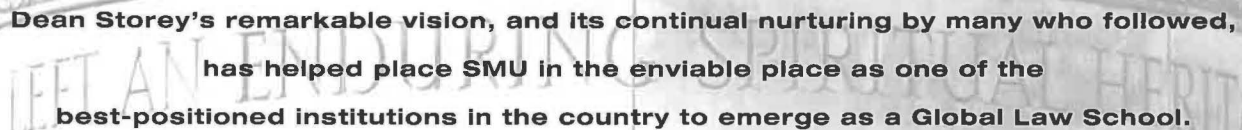
What does this "synergistic environment" look like? SMU Law School has striven to create a dynamic academic community in which students, faculty, alumni, and other members of the local, national, and international legal and business communities actively participate in a range of programs and other activities dealing with cutting edge legal issues. We benefit enormously from the presence of approximately 50 international students from 25 countries who are pursuing an S.J.D., LL.M., or JD, or who come here as visiting scholars. Students serve on the *SMU Law Review*, the

The SMU School of Law is well positioned to do this as we have tremendous strength in the traditional areas of

*Journal of Air Law and Commerce*, the *Journal of Computer Law and Technology*, the *NAFTA: Law and Business Review of the Americas* and *The International Lawyer*, which is published by the ABA Section of International Law and has approximately 15,000 subscribers. Students are also involved in the *Yearbook of International Banking; Finance and Economic Law*; a Kluwer International Book Series; *International Economic Development Law*; and *Interamerican Legal Materials*. They

vestment in Developing Countries,” and “Globalization and the Law.”

These courses represent but a small part of the rich, varied curriculum that make up the 115 upper-class courses and seminars offered last year. Many offerings are basic, such as “Business Enterprise” or “Trial Advocacy,” while others cover such specialized areas as “Bioethics,” “Advanced Torts,” “Electronic Commerce,” or “Tax Procedure II.” The



**Dean Storey's remarkable vision, and its continual nurturing by many who followed, has helped place SMU in the enviable place as one of the best-positioned institutions in the country to emerge as a Global Law School.**

work in three international institutes at the School: the Institute of the Americas, the Center for Pacific Rim Legal Studies, and the Institute for International Banking and Finance. They can supplement their education at our Oxford summer program.

Our faculty has long contributed to the development of global law. Over one-third of faculty members have long-term research projects in the following areas: harmonization of commercial law; financial sector reform in banking and securities law; globalization of insurance markets; international energy law; international environmental law; international dispute resolution; judicial reform in Latin America; constitutional reform in Central and Eastern Europe; Japanese tax system; information technology and financial markets; international responsibility of governing leaders; transnational law and psychology issues; global ethical issues; Spanish law influences in U.S. law; and international estate planning. In addition, two recent full-time faculty hires will add further global research efforts in intellectual property and corporate governance.

This extraordinary breadth of faculty expertise has supported a measured and careful expansion of our curriculum in order to include courses on “South African Constitutional Reform” (taught by a justice of the South African Constitutional Court and me), “Doing Business in China,” “Japanese Legal System,” “Doing Business Within NAFTA and Latin America” (involving leading experts from the U.S., Mexico, Canada and Latin America), “Doing Business in the European Union,” “Mexican Legal System,” “Trade and In-

first year curriculum still focuses on the fundamentals of “Contracts,” “Torts,” “Property,” “Constitutional Law,” and “Procedure;” it would be quite familiar to someone who matriculated in Dean Storey’s time.

One of the hallmarks of a Global Law School lies in its ability to attract the leaders of the profession. Last year Judge Henry Politz of the Fifth Circuit Court of Appeals chaired our Jackson Walker Moot Court bench. Chief Judge Jerry Buckmeyer of our Federal District presided over a case, tried in part by our clinic students. And the Texas Supreme Court, including our four alumni on the court, heard oral argument, in our Courtroom. ABA President Phil Anderson visited and professors from Yale, Oxford, Harvard, NYU, Wisconsin and Edinburgh came to lecture.

The *Law Review* is publishing a statutory interpretation symposium keyed by former judge, White House counsel and Congressman Abner Mikva. A Roy R. Ray lecture on judicial electioneering included a panel of Chief Justice Thomas R. Phillips and Justice Nathan Hecht (’74), of the Texas Supreme Court, and Judge Sharon Keller (’78) of the Texas Court of Criminal Appeals.

Last fall, the Alfred P. Murrah Lecture greatly expanded to include a week-long conference during which four justices of the South African Constitutional Court delivered papers that addressed such current issues as affirmative action in South Africa. The justices attracted large crowds of students, faculty, alumni and other guests who had ample opportunities to ask questions and meet the justices. I was privileged to escort the South African justices to Washing-



ton for an historic meeting with Justices O'Connor, Kennedy, Ginsburg, and Breyer of the Supreme Court of the United States. In April, a fifth member of this Court lectured about the aftermath of the Truth and Reconciliation Commission Proceedings.

On March 25-27, the Law School hosted a conference on "The Law-Based Nature of the New International Financial Infrastructure," which focused on the Asian financial crisis. Speakers included: Dr. Helmut Sohmen, ('67), of Hong Kong, chairman of the Pacific Basin Economic Council and CEO of World-Wide Shipping; Robert Hormats, vice-chairman of Goldman-Sachs, Int'l; Dr. Robert McTeer, president of the Dallas Federal Reserve Bank; Dr. Adam Posen, senior fellow, Institute for International Economics; and Akinari Horii, general manager in the Americas, Bank of Japan.

Distinguished conference speakers who delivered a speech at other times this past semester include: Edward Knight, general counsel, Department of the Treasury; Dr. Ge Qi, senior economist, Bank of China; Ambassador Hisashi Owada, former Japanese Ambassador to the United Nations; and Marshall Cloyd, chairman, InterMarine Inc. Professors Joseph Norton, Marc Steinberg, Ndiva Kofele-Kale, Peter Winship, Jane Winn and I also delivered papers.

The conference was one in a series of conferences that Professor Norton coordinated with other universities in Cologne, London, Bangkok, Hong Kong, and Johannesburg.

For example, the London conference on the new financial structure featured the general counsels of the IMF, and the new European Central Bank. The Hong Kong conference included the Hong Kong financial secretary and the head of the Hong Kong stock exchange.

This endeavor was funded in large part through the generosity of the Lee Trust, and also through the generosity of H.D. Vest Inc. International conference partners included such prominent universities as Cologne, Thammasat, Hong Kong, Witwaterstrand, and London. In some countries, partners also included central banks or other major financial institutions. Conference proceedings will be published at SMU and abroad.

Supplying a final necessary ingredient for a Global Law School, our alumni already occupy positions of prominence around the world. Owing to Dean Storey's foresight, the

Law School boasts over 9,000 (1,300 abroad) alumni in 65 countries.

Our most recent 1999 Distinguished Alumni Awards dinner at the Adolphus Hotel encapsulated their prominence. Justice Hideo Chikusa of the Japanese Supreme Court received the Robert G. Storey Award for Distinguished Achievement; Logan Ford, a member of the American College of Trial Lawyers, received the Charles O. Galvin Award for Service to the SMU Law School; Felix Tsai, CEO of Cathay Pacific Insurance in Taiwan, was honored with the Distinguished Global Alumni Award; Justice Craig Enoch, of the Texas Supreme Court, received the Distinguished Alumni Award for Judicial Service; Barbara M.G. Lynn, immediate past chair of the ABA Section on Litigation, received the Distinguished Alumni Award for Private Practice; William L. Hutchison, former CEO and General Counsel of Texas Oil and Gas, was the recipient of the Distinguished Alumni Award for Corporate Service; and Raul Granillo Ocampo, Minister of Justice of Argentina received the Distinguished Alumni Award for Public Interest.

With prior Distinguished Alumni Award recipients, and many others with equally impressive careers, these seven individuals confirm that the SMU School of Law has long been training leaders around the world. Throughout the year, I have visited many of you in Dallas, Fort Worth, Houston, Chicago, New Orleans, Taipei, Tokyo, Hong Kong, Seoul, and Beijing.

The Global Law School builds on Dean Storey's vision of a Law Center. The law schools that train the lawyers who reshape the global economic and governmental structures will dominate the landscapes of American legal education. Nearly every major business capital in the United States has a great law school that is striving to be a Global Law School. New York City has NYU, Columbia, and Yale up the street; Boston has Harvard; San Francisco has Stanford and Berkeley; Los Angeles has USC and UCLA; Chicago has the University of Chicago and Northwestern; Philadelphia has the University of Pennsylvania; and Detroit has the University of Michigan nearby. The Dallas-Fort Worth area needs to build such a law school; and the fundamentals are already in place.

\* I gratefully acknowledge the assistance of a number of my colleagues, particularly Professor Joseph Norton, for helping me with this article.

S U P R E M E J U S T I C E F O R A L L

# SUPREME COURT OF JAPAN

JUSTICES HIDEO CHIKUSA AND SHIGEHARU NEGISHI, UNTIL HIS RETIREMENT LAST YEAR, HAVE SERVED JAPAN'S HIGHEST LEGAL BODY SINCE THE EARLY 1990S. WITH ONE UNIFORMED, NATIONAL SYSTEM, THERE ARE NO JURIES, NOR ANY DISTINCTION BETWEEN FEDERAL AND STATE LAWS IN JAPAN. RECENTLY, JUSTICES CHIKUSA AND NEGISHI SHARED THOUGHTS ON THEIR COUNTRY'S LEGAL SYSTEM WITH THE BRIEF.



## HIDEO CHIKUSA

**Occupation:** Justice, Supreme Court of Japan.

**Education:** Tokyo University, Faculty of Law, '53; Academy of Anglo-American Law, SMU Law School, '61; MCL, SMU Law School, '62

**Other Career Highlights:** Judge, Nagano Family Court and Nagano District Court; presiding judge, division of the Osaka District Court; director, Litigation Division of Tokyo Legal Affairs Bureau; director, Secretarial Division, Minister's Secretariat of the Ministry of Justice; director-general, Judicial System and Research Department of the Ministry of Justice; Presiding Judge, division of Tokyo District Court; director-general, Civil Affairs Bureau Ministry Justice; judge, Tokyo High Court; president, Shizuoka District Court; secretary general of the Supreme Court.

The first recipient of the Robert G. Storey Award for Distinguished Achievement, awarded at the 1999 Distinguished Law Alumni Awards banquet, the Honorable Hideo Chikusa has served as a justice of the Supreme Court of Japan since 1993.

As with any country's legal system, Justice Chikusa sees Japan's legal structure closely related to its political and social background. "At least until recently, Japanese society has been rather closed as its character and the people have not liked dispute," says Justice Chikusa. "The philosophy of the lives of Japanese people, which is largely based on Confucianism and a well organized social structure, has prevented people from legal dispute."

As Japanese society's need for lawyers and the globalization of business activities grows, Justice Chikusa predicts the number of lawyers in his country will also increase, which may lead to the government enlarging that country's Judicial Training and Research Institute or a radical change in Japan's legal system.

Justice Chikusa has fond memories of his time at SMU. Last fall, he enjoyed a reunion in Innsbruck, Austria after 37 years with classmate Heinrich Mayrhofer, '62, a professor of law at the University of Innsbruck.

"Life on the SMU campus was free and bright," he says. "And it was very much profitable for the enrichment of my life through the communications I could have with, not only American students, but also those from other countries of the world."



## SHIGEHARU NEGISHI

**Occupation:** Attorney, Former Justice of the Supreme Court of Japan

**Education:** Tokyo University, Faculty of Law, '51; Academy of Anglo-American Law, SMU Law School, '59; MCL, SMU Law School, '60

**Other Career Highlights:** Public prosecutor, Tokyo District Public Prosecutors Office; public prosecutor, Tokyo High Public Prosecutors Office; director of Criminal Affairs Division, Criminal Affairs Bureau, Ministry of Justice; chief prosecutor, Otsu District Public Prosecutors Office; deputy vice-minister of Justice, Ministry of Justice, deputy prosecutor-general, Supreme Public Prosecutors Office; superintending prosecutor, Tokyo High Public Prosecutors Office.

With the exception of a short stint in the early 1990s as an attorney in private practice, Justice Shigeharu Negishi has enjoyed a lengthy public legal career, largely as a public prosecutor. He retired from the bench in 1998.

To understand the Japanese legal system, Justice Negishi says, you must reflect on his country's legal background. Here is his history lesson: "In the 1870s, the Japanese government decided to relinquish a long-lasting tradition and to introduce legal systems of Western Europe, such as French laws at first and German laws, which had different cultural backgrounds, for the purpose of modernizing the Japanese legal system.

Following the end of World War II in 1945, it happened that the legal system of the United States of America, which has different characteristics compared with Western Europe, was introduced. It affected not only law systems, but also ways of applying laws. This means a change of the way of thinking from... a detailed analysis of concepts of laws aiming for rather strict application of laws, to the recognition of getting concrete valid resolution of cases in accordance with the actual condition of disputes.

Although this drastic change has brought a lot of problematic issues, we have tackled sincerely these new problems. And until recently, we have made great efforts to resolve these problems."

# SUPREME JUSTICE-TEXAS STYLE

CONVENE A GATHERING OF SMU LAW SCHOOL ALUMNI THAT SERVE AS JUSTICES ON THE SUPREME COURT OF TEXAS AND YOU HAVE A COLLEGE HOMECOMING. GET THEM TO AGREE ON SOMETHING AND YOU NEARLY HAVE A MAJORITY OPINION. OF THE NINE JUSTICES WHO MAKE UP THE STATE'S HIGHEST CIVIL COURT, FOUR SPENT THEIR LAW SCHOOL DAYS AT SMU. THE BRIEF PROFILES JUSTICES JAMES BAKER, CRAIG ENOCH, DEBORAH HANKINSON AND NATHAN HECHT.



## JAMES A. BAKER

**Education:** SMU, BBA '53, LLB, '58

**Career Highlights:** Justice James A. Baker practiced civil litigation law in Dallas for 28 years before he began

his judicial career in 1986. He served as a judge on the Fifth District Court of Appeals at Dallas before his appointment to the Supreme Court of Texas in October 1995 and election to a six-year term in 1996. Memberships include the Dallas Bar Association, American Bar Association, Texas Center for Legal Ethics and Professionalism, College of the State Bar of Texas, American Judicature Society, and Institute of Judicial Administration. Justice Baker is a fellow of both the Texas and Dallas Bar Foundations and was named Outstanding Civil Jurist by the Dallas Chapter of the American Board of Trial Advocates in 1993. Justice Baker served on the ABA Task Force on Appellate Delay Reduction.

On the transition from practicing bar to the bench: "I'll never forget when I first got on the Dallas court. As an advocate for one side or the other you are charged with representing your client to the best of your ability. I would read the losing party's brief and couldn't understand why they lost," says Baker. "You have to change your mental mindset from one side to another, think about it and then decide." But, he adds, that mental adjustment didn't take too long.

His job as justice is challenging—and it ought to be, he says.

"What our court does affects the lives of business and the welfare of the citizenry of the state," says Baker. "We realize what our responsibility is and don't do things lightly. To be in this type of atmosphere and have an opportunity to do, what I hope, is to shape the future of our state...is tremendous."



## CRAIG T. ENOCH

**Education:** SMU, BA (Political Science)'72, JD, '75; University of Virginia School of Law, Masters in Judicial Process (LL.M.), '92

**Career Highlights:** A 1999 recipient of the SMU School of Law Distinguished Alumni Award for Judicial Service, Craig Enoch has served on the Supreme Court of Texas since 1993. He is the Court's liaison to the State Bar of Texas and on the executive board of the Appellate Judge Conference of the Judicial Division of the American Bar Association. He was chief justice of the Fifth District Court of Appeals of Texas at Dallas and judge of the 101st District Court in Dallas County from 1981 to 1987. Justice Enoch also developed a docket management program, later adopted by the State Office of Court Administration, which produced the sharpest decline in backlogged cases of any civil district court in Dallas. Prior to serving on the bench he was in private law practice from 1975 to 1981.

Justice Enoch is certified in civil trial law by the Texas Board of Legal Specialization, a member of the College of the State Bar, and a fellow of the American, State and Dallas Bar Foundations. He is also member of the law school's Executive Board. He was recognized as the "Outstanding Young Lawyer" for 1985 by the Dallas Association of Young Lawyers.

Justice Enoch is not only dedicated to his profession. He has served as an officer in the United States Air Force Reserve, and been involved in Special Olympics, the Community Council of Greater Dallas' Meal on Wheels Task Force and the Boys Scouts of America Executive Board.

On being an alumni of SMU: "We underestimate what our alumni have accomplished in their lives," says Enoch. "If you look around in public interest law, community service, major firms or a political office you will see an SMU grad filling one of those positions and doing it marvelously. We just need to step back from time to time and reflect on the great opportunities we had by being admitted to the law school in the first place."



## DEBORAH HANKINSON

**Education:** Purdue University, BA with distinction, '73; University of Texas at Dallas, MS, '78; SMU, JD '83; Order of the Coif, Barristers

**Career Highlights:** A Dallas native, Deborah Hankinson brings a unique perspective to her role as Supreme Court Justice. Before earning her law degree, she was a special education teacher. It was her experience in education that taught her the value of the law's influence to bring about change. She pursued a second career with as much enthusiasm as the first, graduating at the head of her law school class and serving as editor-in-chief of the *Southwestern Law Journal*. A civil trial and appellate lawyer for 12 years, Hankinson believes her experience "in the trenches" launching and handling appeals served her well when she was named a justice on the Fifth District Court of Appeals in Dallas. She was appointed to the Supreme Court in 1997 by Governor George W. Bush and retained her seat during last year's election. She serves as the Supreme Court's liaison to the Gender Bias Reform Implementation Committee and to the family law section of the State Bar.

She is board certified in civil appellate law by the Texas Board of Legal Specialization. Along with the ABA, State Bar, Fifth Circuit Bar and Dallas Bar Association affiliations, Justice Hankinson's professional affiliations include a council member of the State Bar's Appellate Section and a member of the State Bar Rules Committee. Justice Hankinson is a member of the College of the State Bar of Texas and a fellow of the Texas Bar Foundation and the Dallas Bar Foundation.

On what practicing attorneys may not know about the Supreme Court: "I never fully appreciated the kind of dialogue, compromising and negotiating that goes on among judges because we are not allowed to talk about it," she says. "I think that is an important part to appreciate, because it is important for the court to try to work toward speaking with one voice when we can. That is one of the obligations that we have."



## NATHAN L. HECHT

**Education:** BA, Yale University (philosophy, with honors), '71; JD cum laude SMU School of Law, '74; Hatton W. Sumners Scholar; Order of the Coif

**Career Highlights:** As senior justice on the court, Nathan L. Hecht has come a long way from his days growing up on a farm in Clovis, New Mexico. After graduating from SMU Law School, he launched his legal career as a law clerk for Judge Roger Robb of the U.S. Court of Appeals for the District of Columbia and later served as a lieutenant in the U.S. Naval Reserve. In 1976, he joined the general litigation section of the Dallas firm Locke Purnell Boren, Laney & Neely before serving on the 95th District Court of Dallas County in 1981 and the Fifth District Court of Appeals in Dallas. While on the district court, Justice Hecht was local administrative judge, presiding over all county and district judges in Dallas County and representing them before other branches of government. Justice Hecht was elected to the Texas Supreme Court in 1988 and reelected in 1994. Throughout his tenure on the Supreme Court, Justice Hecht has overseen all changes in state court rules.

Justice Hecht is a member of the American Law Institute, the Texas Philosophical Society, and a fellow of the Texas and American Bar Foundations. He is on the advisory board of the SMU Law Review and was named "Outstanding Young Lawyer" in 1984 by the Dallas Association of Young Lawyers. Dubbed a "leader among Leaders" by a colleague, Justice Hecht receives a certain gratification as a judge that is hard to come by in private practice: "You get to think about legal problems whether it is economical to do so or whether anyone is paying you are not," says Justice Hecht. "And you get to try to do the right thing, regardless of who is involved or what the issues are. You don't have a client and you don't have sides."



Above: l-r Justice Nathan L. Hecht, Chief Justice Thomas R. Phillips and Justice Craig T. Enoch hear a case in the Walsh classroom as the state's highest court convenes on the campus of the SMU School of Law.

The Justices of the Texas Supreme Court pose in front of the Law Quad. Back Row (l to r) Justice Priscilla R. Owen, Justice Nathan L. Hecht, Chief Justice Thomas R. Phillips, Justice Craig Enoch, Justice James A. Baker. Front row (l to r) Justice Harriet O'Neill, Justice Greg Abbott, Justice Deborah G. Hankinson, Justice Alberto R. Gonzales.

## Texas Supreme Court Justices Visit SMU

*SMU School of Law students get a first hand look at the workings of the Texas Supreme Court.*

In March, members of the state's highest civil court convened in SMU's Walsh Classroom of the Underwood Law Library to hear three cases. About 90 students were able to observe and ask questions of the nine justice. The proceedings were also broadcast to students and others in an overflow classroom. An amendment to the state constitution was required to allow the high court to meet outside Austin. The justices took advantage of the opportunity to tour the state's law schools.

Also in March, Texas Chief Justice Thomas R. Phillips and Justice Nathan Hecht, '74, took part in a panel discussion on the election of Texas' judges. Judicial independence in Texas was the topic of the 1999 Roy R. Ray Lecture. Justices Hecht and Phillips were joined by Judge Sharon Keller, '78, the first woman to serve on the Texas Court of Criminal Appeals. Duke Law Professor Paul D. Carrington, a Dallas native and former dean of the law school at Duke, spoke in favor of judicial independence. Panelists offered suggestions ranging from radical reform of the electoral system to merit selection and extending the two-year terms of Texas judges.

## Reflections on Dean Potts

*In the following speech to the C.S. Potts Society last November, Dean Charles Galvin reflects on the life and contributions of the Law School's first dean Charles Shirley Potts. The C.S. Potts Society recognizes the unique place in history of the Law School's first 25 graduating classes, those from 1928 through 1952.*

It has been my pleasure to know personally all the deans of the SMU Law School, and it is truly an honor to speak about its first dean, Charles Shirley Potts.

I came to know Dean Potts and the Potts family when I was in high school. They lived on Haynie Avenue and my family lived on McFarlin Boulevard, both just a short distance from the University. A daughter, Mary Ann Potts, later Mrs. Francis Allan, was a classmate of mine at Highland Park High School and at SMU. A son, George Garrison Potts, and I, while we were awaiting call to military service in the fall of 1941, enrolled together here at the SMU Law School and had Dean Potts as our professor of criminal law. So you see I am legally a member of the C.S. Potts Society. We were both called to military service, George left for the Army Air Corps and I for the Navy. Following World War II, George finished his law studies at SMU and I finished at Northwestern University and we both began practice in Dallas. Thus, I have had a long and most pleasant relationship with the entire Potts family.

Charles Shirley Potts was born on September 22, 1872, on a farm near Weatherford, Texas, in Parker County. His father was Charles Brooke Potts, an Englishman who had come to Texas a few years earlier

and had married Elizabeth Matilda Shirley from South Carolina. This couple had a family of five sons and three daughters.

The family moved to Whitt, Texas, in Parker County, a halfway stage stop between Weatherford and Jacksboro, and Charles attended Parker Institute from which he graduated in 1893. He taught school in Parker County for five years and in 1898 enrolled at the University of Texas, from which he obtained the degrees of bachelor of arts and master of arts in 1902, at age 30.

The dean of the college at Austin, David Houston, became president of Texas A & M and in 1902 appointed Charles as assistant professor of economics and history at College Station. Charles then brought two brothers, Arthur and Robert, to A & M as students. They completed their work with such great distinction that they were immediately employed on the faculty: Arthur in horticulture and Robert in engineering.

In 1907, at 35 years of age, Charles went back to the University of Texas to study law and graduated in 1909. He was immediately appointed adjunct professor of law and government; and in 1914 became full professor of law and government and assistant dean of the law school.

In 1916, at age 44, Charles married Ada Garrison, the daughter of George Garrison, a distinguished professor of history



at the University of Texas. In 1921, Charles and Leon Green, later my dean at Northwestern University Law School, formed the Texas Law Review.

In 1925, Potts was appointed Ezra Ripley Thayer Fellow at Harvard, an appointment that was my honor to receive 31 years later in 1956. At Harvard, Potts worked under Dean Roscoe Pound, and I had the pleasure of working there under Dean Erwin Griswold. Potts obtained his S.J.D. degree in 1926, and immediately received an appointment as professor of law at Washington University in St. Louis. In 1927, at age 55, he was invited to become the dean of the newly formed SMU Law School, which had opened in 1925, and graduated its first class in 1928.

In 1928 came the Great Depression, and the University and its component schools struggled to survive. Potts continued to maintain high standards and resisted the pressure to relax requirements for admission and graduation.

It is worth noting that SMU started in 1915, was immediately hit by World War I, began recovering in the '20s and was hit again by the Depression of the '30s.



When I was dean, I came across correspondence in 1931 and 1932 between Dean Potts and President Charles Selecman. As I recall, the entire budget of the law school, which was then operating in Dallas Hall, was about \$25,000. This covered all salaries, administration and law library. Seeking to cut the budget, Selecman was contending that law teachers should teach more hours and that the library did not need as many books. Potts surveyed other schools and prepared a persuasive brief that resulted in leaving the budget unreduced.

During the Depression all faculty were subject to a 10 percent cut, then another 10 percent cut. On January 1, 1936, SMU played in the Rose Bowl and brought back enough money to make up the previous salary cuts, so the football team had the distinction of contributing to the academic health of the University.

In 1937, when Potts was 65, the Dallas School of Law operating in the downtown YMCA merged with the SMU Law School and became the evening division.

World War II brought additional critical problems of survival. Indeed, some law schools actually closed; yet Potts maintained the program with Professor Clyde Emery and lawyers and judges who volunteered from the Dallas Bar.

Potts held many positions of outside service. He was active in the American Bar, State Bar, Dallas Bar, and American Political Science Association to name a few. He was president of the Southwestern Social Science Association and the Philological Society of Texas, of which I have been honored to be a member. He served as regional director of the United States

Attorney General Survey of Release Procedures and was compliance commissioner for the 8<sup>th</sup> Region of the War Production Board from 1942 to 1945.

In 1947, at age 75, Potts turned the school over to Dean Robert G. Storey. The University had no retirement plan at that time, and the trustees voted the munificent sum of \$5,000 to Potts on his retirement. He continued to work for Will Wilson, then Dallas district attorney and Wilson's successor, Henry Wade, preparing appeals to the Court of Criminal Appeals.

The Dean was a fine teacher and published extensively in the fields of constitutional law, criminal law, criminal procedure, probation procedures, and penal administration.

He was small of stature, of very slight build and wiry. Once my wife, Peggy, went to see Mrs. Potts, or Miss Ada as she was affectionately known by everyone, to deliver a birthday cake for the dean who was then in his late 80's. He was sitting high up in an oak tree in their front yard like Zacchaeus in the Bible, pruning off limbs.

He died on May 9, 1963, at age 90.

I have given you but a nutshell summary of his life, but there is something amazing and awe inspiring about people of that generation. The story begins with his father; an Englishman who moved to Parker County, Texas just after the Civil War and eked out a hard scrabble existence for a wife and eight children. With parental example and encouragement from teachers, the children quite literally lifted themselves by their bootstraps and became highly respected, educated, contributing members of society.

My own grandfather came from Ireland in the middle 19<sup>th</sup> Century to a farm in Mis-

souri about 50 miles southwest of St. Louis. He had nine children, eight boys and one girl. Their mother died when my father, the youngest of the boys, was 8. His father had to scatter the children among relatives and friends so that my Dad never knew much about his brothers. Yet despite incredible hardship, he studied on his own, learned well, became an excellent speaker, achieved, succeeded, and inspired his children.

I'll wager that every person here has a similar story of grandparents or great-grandparents growing up without amenities, conveniences, courtesies and comforts we take for granted and in circumstances so adverse as to be impossible now even to imagine. Yet they toughed it out and developed qualities of self-reliance, self-confidence, self-motivation, pride in learning and pride in working hard to earn respect and status in the community.

Charles Shirley Potts, whom we honor today, was just such a person, and consider the influence he had on the lives and professional careers of so many, many people teaching in Parker County, at the University of Texas, at Washington University, and at SMU. Think of how many people's lives he affected.

A remarkable person, and thank you for giving me the honor to speak about him.



*Charles Galvin served the SMU School of Law as dean from 1963 to 1978. Among the many outstanding contributions Dean Galvin made to the school were the completion of the law quadrangle with the building of the Underwood Law Library; the inception of the Hatton W. Sumners Scholarship Program; and the establishment of the William Hawley Atwell Chair of Constitutional Law—the law school's first endowed chair.*



[ THE EAST ASIAN

FINANCIAL CRISIS ]

THE LEGAL DIMENSIONS

BY JOSEPH J. NORTON

INTRODUCTION

There is general agreement that the initial onset of the "East Asian Financial Crisis" in the summer of 1997 was made possible not only because of fundamental economic, political and financial market errors and weaknesses within the relevant countries (i.e., Thailand, Indonesia and Korea), but also because of a financial market reaction to these vulnerabilities (as their extent was revealed) that was exaggerated and disproportionate.<sup>1</sup> In this vein, once the crisis was triggered, July 2, 1998, by Thailand's forced abandonment of its exchange rate peg, it was apparently the combination of pegged exchange rates, high leverage ratios, weak banking and financial systems, declining demand in Thailand and elsewhere, and increased competition from countries, such as China and India, that transformed a correction into a collapse. It is this collapse of not only one economy, but of several that has created significant "contagion" effects worldwide.<sup>2</sup>

All this has been economically and socially painful for those three countries directly involved in the crisis, for those collaterally involved (e.g., Hong Kong and Malaysia), and for those indirectly affected by “market contagion” (e.g., South Africa, Brazil, Venezuela, and even Mexico).<sup>3</sup> In addition, the crises takes on even broader magnitudes as East Asian, and other financial markets of emerging economies, are in many ways immediately dependent for near-term recovery upon Japan in its efforts to work its way out of its worst Post-war economics crisis,<sup>4</sup> and (most likely) will be adversely impacted, further, by any moves of the People’s Republic of China (PRC) to devalue its currency.<sup>5</sup>

ties should be looking to the future in seeing that the affected countries and other emerging economies develop and sustain a strong and robust financial sector, with true integrity and transparency.

Effectively, in looking forward, emerging countries need to consider the critical importance (i) of a law-based, “building block” approach in addressing the long-term implications of the current East Asian financial crises, (ii) of a more coherent framework for economic and political cooperation and (iii) of a continuing move toward implementing international financial supervisory and accounting standards.<sup>6</sup>

## II. Withstanding Future Crises: Moving Toward a Law-Based Approach

At present, extensive debate is taking place about the role of the “architecture of the international financial system”<sup>7</sup> in both preventing and responding to the financial crises. But, of ever-greater importance are the numerous challenges for legal reform and restructuring of the legal and economic policies of individual countries within that system.

One commentator notes eight factors that have been present in international and economic disruptions, but which appear in more stark relief today, namely:<sup>8</sup> excessive leverage; interest rate and currency risk; weak banking systems; inter-bank funding, especially in foreign currencies; moral hazard; weak central banks; underdeveloped securities markets; and inadequate legal structures. In fact, all of these problems are “law-based failures” and should be addressed, to a significant degree, on a national level, within that legal context.

A law-based approach invariably should entail a broad rule-oriented framework where unfettered discretion, non-transparency and cronyism must give way. But not only should such a framework be broad in its scope, it should be deep in its implementation.<sup>9</sup> Yet, this law-based approach to the economic regulation of the financial sector is not simply about laws and legal processes: law is merely one societal *means* to achieving and legitimizing appropriate policy objectives. In the area of financial sector reform, a law-based approach should also be an interdisciplinary approach, where law is the thread that weaves together economic, political and social objectives with a transparent and fair implementation process and where the lawyers should work closely with the economists, policymakers, operational people and the accountants.<sup>10</sup>

**A law-based approach**  
**invariably should entail a**  
**broad rule-oriented** framework where  
unfettered discretion,  
non-transparency and  
cronyism must give  
way. But not only should  
such a framework be  
broad in its scope, it  
should be deep in its  
implementation.

As of this date, no one (except perhaps a few private analysts) has had it right—not the International Monetary Fund (IMF), not the Asian Development Bank (ADB) and not the U.S. Treasury; and, certainly no one (inside or outside government) foresaw the disproportionate market reaction and the severe contagion impact. Lessons, indeed, need to be learned from past practices and policies. All responsible par-

The commitment to a law-based financial sector reform program needs to be a long-term societal commitment whereby the notion of a process based upon a “rule of law” becomes ingrained within and throughout the fabric of civil, political and economic societies in emerging economies, in a substantive manner and not merely as a facade.<sup>11</sup>

### III. Law Reform and Financial Stability

For the first time, an international consensus is developing on exactly what is necessary in the way of legal and financial infrastructures for achieving financial stability.<sup>12</sup> The consensus in this area is that in order to develop economically, emerging markets should have in place appropriate structures to guarantee financial stability, especially given the increasing mobility of international capital and the reliance of emerging markets on that capital to fund their own development processes. Further, as Japan is experiencing today, an effective financial infrastructure is as necessary to a developed economy as to an emerging economy, such as Thailand.<sup>13</sup>

In developing financial stability and the requisite legal infrastructure, four issues seem to be paramount: (i) a robust financial system, including an independent central bank;<sup>14</sup> (ii) corporate governance and the creation of an effective incentive and monitoring structure for corporate performance;<sup>15</sup> (iii) a strengthening and expansion of domestic capital markets;<sup>16</sup> and (iv) the need for an effective insolvency regime combined with the creation of a suitable social safety net in order to resolve businesses and financial institution failures and to prevent political and social instability.<sup>17</sup>

While the setting of legal standards is of high significance, it is in fact the easy part of the process: the difficult process of implementation and enforcement in countries around the world still lies ahead. This is the point where countries must make their own decisions.<sup>18</sup>

In terms of domestic implementation (as well as respecting international standard setting), a number of issues flow throughout any analysis of specific issues to be addressed in respect to devising appropriate legal infrastructures (*e.g.*, accounting and auditing standards,<sup>19</sup> greater transparency,<sup>20</sup> and a favorable environment for foreign investment<sup>21</sup>). Perhaps, the most significant of these related issues for an emerging



currency is the need for a “strong rule of law” and the reduction of systemic corruption.<sup>22</sup>

### VI. Concluding Observations

A. In General—While looking at the negatives of the recent crisis, one should not forget the positive lessons that have underpinned the successful growth of the East Asian countries over the past several decades. Some of the most important features of East Asia’s development were sound macroeconomic fundamentals, including high savings; a commitment to education; technologically advanced factories; a relatively egalitarian distribution of income; and an aggressive pursuit of foreign exports. These elements are still present, not only suggesting that East Asia’s future will be bright, but further, that these elements can continue to provide a model for successful development throughout the world.<sup>23</sup>

B. Educational and Other Infrastructural Reforms—The fundamental reform problems are long-term and will depend upon the building of an appropriate legal and educa-

tional infrastructure within a particular country. Reform will also rely on the development of a cultural ethos conducive to the development of transparent, open and non-corrupt financial markets and financial institutions and a judicial and administrative framework staffed and supported by a well-trained and honest bureaucracy and legal and accounting profession. We are not talking solely about economic reform or transition, but more broadly about legal, social, political, educational and cultural reform.

On the educational institution side, a close interdisciplinary and international coordination among leading East Asian and international universities would appear to be highly desirable. In all events, the study of a "New Banking Law" in the 21st Century in East Asia (and elsewhere) will be required.<sup>24</sup> Also, the private law dimensions of the "New Banking Law," will be heavily influenced by technological and product innovations in the increasing cross-border dimensions of banking/financial transactions. Again, the SMU School of Law is especially positioned in this area with respect to its Centre for Pacific Rim Legal Studies and Institute of International Banking and Finance.<sup>25</sup>

C. International, Regional and National Cooperation—Moves toward increased cooperation on the international, regional and national levels can shine considerable light on the formulation, implementation and (as yet to be directed to any significant degree) monitoring and evaluation stages of meaningful economic and law reform in emerging economies. Particularly important are reform efforts geared to the development of the country, to its financial and monetary regulations and to the private financial and business sectors. East Asian political, private sector and academic linkages to the rest of the world need to be strengthened in order to provide the basis for the development of a country's human capital necessary for true social, political and economic development.<sup>26</sup> Again, this is where the SMU School of Law is uniquely positioned with its half-century of close academic relationships throughout East Asia.<sup>27</sup>

D. Comparative Studies—Comparative understanding of the legal experiences of others (*e.g.*, U.S., Japan, EU, Latin America) will be highly desirable, as will be an understanding of the international legal implications of the international convergence and cooperative processes underlying the financial markets/institutions area.

Further, a better understanding of private international law (conflict of laws) will be critical as financial transactions increasingly become cross-border in nature. Yet, again, the SMU School of Law's half-century of "international dimensions" (including a superb international and comparative law library collection) leaves our law students with very real competitive advantages as they begin their professional practice in the twenty-first century.<sup>28</sup>

E. Business & Commercial Law Studies—In logically thinking through an optimum educational matrix for the study of banking law in the twenty-first century, the importance of interconnecting the following also becomes clear: accounting principles, taxation rules, corporate law, property security and bankruptcy laws, and the development of legal approaches to new financial market innovations (*e.g.*, swaps/derivatives and asset securitization). Here, also, SMU's longstanding tradition of excellence in commercial and business-related laws should well-position the institution and its students for the coming century.<sup>29</sup>

F. Implications for our Law Students—The Texas legal community has already developed substantial financial sector reform expertise with the U.S. savings and loan and bank crises of the 1980s.<sup>30</sup> While the Texas situation presents fundamental differences from the current East Asian situation, there are also much experience and lessons that are transportable. In addition, the substantial Texas law firm expertise respecting financial innovations (*e.g.*, asset securitization techniques),<sup>31</sup> insolvency restructurings, and cross-border dealings with the emerging countries of Latin America are also in high demand in East Asia. These law-based problems are not peculiar to East Asia, but are of a global dimension.

In conclusion, the ultimate goal should be to develop and to sustain viable and economically contributing financial markets within an appropriate private and public legal framework and "educational partnership." Under Dean John Attanasio, with his renewed emphasis on our Law School's international and business law tradition and his goal of transforming SMU into the "Global Law School of the South,"<sup>32</sup> our Law School should be able to participate in this "educational partnership" and provide our students with new and relevant professional opportunities as we now move into the 21st century.



Joseph J. Norton, S.J.D., D.Phil., James L. Walsh Distinguished Faculty Fellow and Professor of Law (SMU School of Law); Sir John Lubbock Professor of Banking Law (University of London); Chief Law Examiner, University of Hong Kong; and Executive Director, SMU Institute of International Banking and Finance and the London Institute of International Banking, Finance and De-

velopment Law. Professor Norton is a Distinguished Visiting Professor of Law at the University of Hong Kong. During the past 12 months, he has spent considerable time in Thailand, Korea, Hong Kong and China advising and lecturing on financial sector reform issues, and has also recently done the same in Latin America, the Middle East, Southern Africa, and the Indian Ocean Region. Professor Norton gratefully acknowledges the Richard and Dorothy Lee Trust for support of his research in this area.

<sup>1</sup> See, *inter alia*, "Globalized Financial Markets and Financial Crises," conference paper for "Coping with Financial Crises in Developing and Transition Countries: Regulatory and Supervisory Challenges in a New Era of Global Finance," Forum on Debt and Development, Amsterdam (16-17 Mar. 1998) (available at <http://heiwww.unige.ch/~wplosz/fondad/pdg>).

<sup>2</sup> See A. Greenspan, Testimony of Chairman Alan Greenspan before the Committee on Banking and Financial Services, U.S. House of Representatives, 30 Jan. 1998.

<sup>3</sup> See, *inter alia*, J. Norton, East Asia and Latin America: Are they an Ocean Apart; the Cross-Currents of the Recent East Asian Financial Crises," in upcoming Winter 1998 issue of NAFTA REV. See also S. Fischer, "The Asian Crises and the Implications for Other Economies;" address delivered at Integration Seminar on *The Brazilians and the World Economic Outlook*, Sao Paulo, Brazil (June 19, 1998).

<sup>4</sup> See generally Symposium Section on "Asian Crises," *Fin. & Develop.* 2-29 (IMF, June 1998).

<sup>5</sup> See, *inter alia*, J. Norton, "International Financial Crises: Implications for Financial Stability in China," paper delivered at the Guanghua School of Management and Business, University of Peking as part of "100<sup>th</sup> Anniversary Celebration for the University of Peking" (May 1998).

<sup>6</sup> See J. Norton, "The East Asian Financial Crises and the Law-Based Nature of an Appropriate Financial Sector Reform Program," presented at the Hart Workshop 1998, on "Transnational (Corporate) Finance and the Challenges of the Law," Institute for Advanced Legal Studies, University of London, July 7-9, 1998. See also, as part of same conference proceedings, D. Arner (Fellow at SMU Institute of International Banking and Finance), "The East Asian Crises and the IMF Bailout Packages."

<sup>7</sup> See, e.g., M. Camdessus (IMP Managing Director), "From the Asian Crisis Toward a New Global Architecture," address to the Parliamentary Assembly of the Council of Europe, Strasbourg, France, 23 June 1998.

<sup>8</sup> See Greenspan Testimony, *supra* note 2.

<sup>9</sup> Cf. S. Fischer, "How to Avoid International Financial Crises and the Role of the International Monetary Fund," 15<sup>th</sup> Annual Cato Institute Monetary Conference, October 14, 1997, Washington, D.C., 14 Oct. 1997 (available at <http://www.imf.org/external/np/speeches/1997/101497.htm>).

<sup>10</sup> See the Report of the Group of Ten (G-10) Working Part on Financial Stability in Emerging Markets, *Financial Stability in Emerging Market Economies: A Strategy for the Formulation, Adoption and Implementation of Sound Principles and Practices to Strengthen Financial Systems* (April 1997).

<sup>11</sup> See Norton, *supra* note 6.

<sup>12</sup> These ideas are being increasingly formalized: see IMF, *Financial Stability in Emerging Markets* (Dec. 1997).

<sup>13</sup> On the current Japanese economic crises, see, *inter alia*, S. Sugisaki, The Outlook for Japan and Its Global Implications, address by IMF Deputy Managing Director at Kobia University, July 14, 1998. On the Thailand situation, see T. Traisorat (currently Visiting Scholar at the SMU School of Law), The Thai Crises of 1997-98: An Opportunity to Re-address the Fundamentals, to be published in Winter 1998 issue of THAMMASAT U. L. J. (Thailand).

<sup>14</sup> See generally, R. Lastra, *Central Banking and Banking Regulation* (1996). See also, *inter alia*, E.P. Davis, *Debt, Financial Fragility and Systemic Risk* (1995); and P. Honohan, "Banking System Failures in Developing and Transition Countries: Diagnosis and Predictions," *BIS Working Paper* No. 39 (January 1997).

<sup>15</sup> For development of this thesis in the context of the U.S., see M. Roe, *Strong Managers, Weak Owners: The Political Roots of American Corporate Finance* (1994). Also, generally note the recent OECD project on corporate governance.

<sup>16</sup> See IMF, *International Capital Markets: Developments, Prospects and Key Policy Issues* (Nov. 1997).

<sup>17</sup> For a helpful compilation concerning legal and economic issues of international and comparative insolvency, see J. Bhandari (SMU Visiting Professor in 1997-98) & L. Weiss, *Corporate Bankruptcy: Economic and Legal Perspectives* (1996).

<sup>18</sup> See J. Norton, *supra* note 6.

<sup>19</sup> See IOSCO, *Annual Report 1996*.

<sup>20</sup> See, e.g., L. Lowenstein, Essay: Financial Transparency and Corporate Governance: You Manage What You Measure," 96 *Colum L. Rev.* 1335 (June 1996) (discussing the importance of transparency in the US financial system).

<sup>21</sup> See, J. Norton, *supra* note 6.

<sup>22</sup> See G-10 Report, *supra* note 10.

<sup>23</sup> See World Bank, *The East Asian Miracle: Economic Growth and Public Policy* (1993). As to current progress. On recent situation, see, e.g., IMF, "IMF Concludes Article IV Consultation with Thailand," IMF Press Information Notice No. 98/44, 25 June 1998. However, microeconomic attention to employment issues remains critical.

<sup>24</sup> See J. Norton, The "New Banking Law" and Legal Education in the 21<sup>st</sup> Century, presentation made in Beijing in May 1997 at the 100 Anniversary Celebration of the University of Peking. Professors Steinberg, Hanna and Winn also made presentations at this historical event. See also J. Norton, *Devising International Bank Supervisory Standards* (1995).

<sup>25</sup> The Pac Rim Centre was formed in 1995 and the International Banking Institute was established, on a University-wide basis, in 1982.

<sup>26</sup> See J. Norton, The Thai Financial Crises: Delving Behind the Facade of Financial Sector Reform and the Need for an Interdisciplinary, Law-Based Approach, to be published in Winter 1998 issue of THAMMASAT U.L. REVIEW (Thailand).

<sup>27</sup> In 1998, SMU Law School's Week-long Celebration in April, 1998, "A Half-Century of Academic Excellence in International Programs." Today, our Law School has over 1200 international graduates from over 60 countries.

<sup>28</sup> See J. Norton, History of SMU Law School's International Dimension (pamphlet 1998).

<sup>29</sup> With Senior Professors such as Professors Bromberg, Lischer, Mylan, Steinberg and Winship, our Law School's business and commercial law program is consistently rated by the professional community as one of the best in the country.

<sup>30</sup> See G.N. Olson (a fellow of the SMU Institute of International Banking and Finance), *Banks in Distress: Misdirection in Public Policy and Law* (to be published in early 1999).

<sup>31</sup> See, *inter alia*, D. Barbour, J. Norton & T. Slover, "Securitization in Emerging Markets," in 2 *Yrbk. Int'l Fin'l Law* (forthcoming 1998).

<sup>32</sup> See "Welcome Remarks" made by Dean Attanasio at the International Law Student Orientation Program (August 1998). This academic year, our Law School has over 40 international postgraduate students from 18 countries. Also, the Law School's curriculum (open to J.D. and international students) offers over 25 internationally related courses.

## South African Justices Visit SMU



The 18th Annual Alfred P. Murrah lecture series was delivered by four justices of the new South African Constitutional Court, the highest court in South Africa. From left to right: Justices Tholakele Hope Madala, Yvonne Mokgoro, Zakeria Mohammed Yacoob and Pius Nkonzo Langa.

In an historic lecture series, four justices of the new South African Constitutional Court brought their message of South Africa's democratic transformation to the law school as part of the 18<sup>th</sup> Annual Alfred P. Murrah lecture. Justices Pius Nkonozo Langa, Tholakele Hope Madala, Yvonne Mokgoro, and Zakeria Mohammed Yacoob, the four black justices on the 11-member court, spent three days at SMU last October discussing South Africa's move away from apartheid minority rule to a democratic majority.

The South African Constitutional Court was established in 1994 after the country adopted its first constitution recognizing human rights for all South Africans. So it was only fitting that the justices began their visit to the United States with

a stop at the U.S. Supreme Court. Escorted by SMU School of Law Dean John B. Attanasio, an expert in constitutional law who arranged the gathering, the judges met with U.S. Supreme Court Justices Sandra Day O'Connor, Anthony Kennedy, Stephen Breyer and Ruth Bader Ginsberg.

Back on campus, Justice Mokgoro, who as a visiting professor last fall taught a South African constitutional development class with Dean Attanasio, kicked off the lecture series. She discussed the inherent conflicts of promoting national unity, while securing South Africa's cultural identity within its tribes and townships. Mokgoro, a specialist researcher at the Centre for Constitutional Analysis at the Human Sciences Research Council, is the first black woman appointed to South Africa's Constitutional Court.

Justice Mokgoro was appointed to the new South African Constitutional Court in 1994. She received her law degree and masters of laws degree at the University of the North West.

Justice Yacoob, the most recent appointee to the South African Constitutional Court, outlined South Africa's constitution-making process. He credited outside sanctions against South Africa and the war waged by such internal efforts as the African National Congress for bringing down the apartheid regime.

Blinded by meningitis as a toddler, Yacoob studied English and private law and received his bachelor's degree at the University-College, Durban and law degree at the University of Durban-Westville. Long an activist against apartheid, he represented the protestors known as the "Durban Six" who attempted to persuade





Justice Yvonne Mokgoro visits with Elizabeth Basden-Warren, 2L, and Judge Margaret Kellher, '90, of the 44th District of Dallas County during a judicial reception held in the Dean's Suite.



Top: Dallas Mayor Ron Kirk greets Justice Madala. Above: South African Justice Yacoob shakes hands with U.S. Supreme Court Justice Anthony Kennedy.

the British Government to help end apartheid. He helped defend members of the United Democratic Front in the "Delmas Treason Trial." He served the Durban Housing Action Committee, the Durban Detainees Support Committee and the Democratic Lawyers Association in Durban. Yacoob is a board member of the Human Rights Commission Trust and of Reconstruct Trust.

Justice Madala was instrumental in establishing the first Legal Aid Clinic on the Pietermaritzburg campus of the University of Natal, where he received his law degree, and has handled numerous human rights cases. He established, with other lawyers, the Umtata Law Clinic to protect the rights of the poor and was a founder, member and director of Prisoners Welfare Programmes, an association to provide legal, financial and educational aid to political detainees, prisoners and their families. In 1994, he became the first black judge in the Eastern Cape and the third black judge to be appointed to the bench in South Africa. Justice Madala said affir-

mative action progress is slow as South Africa's economy remains largely in the hands of the white minority.

Justice Langa wrapped up the lecture series with a discussion on the judiciary's place in the advancement of human rights and the continued role of the people to ensure the enforcement of the new bill of rights.

A founder of the South African Legal Defense Fund and commissioner of the Human Rights Commission, Justice Langa serves as deputy president of the court. He received his law degrees in 1973 and 1976 at the University of South Africa. He served as an interpreter and later as prosecutor and magistrate for the Department of Justice. He was admitted as advocate of the Supreme Court of South Africa in 1977 and attained the rank of senior counsel in 1994.

The justices' visit also included a meeting with Dallas Mayor Ron Kirk and a judicial reception in the Dean's Suite.

## Shore Gift to Fund Renovation of Room 207 in Florence Hall

*Michael and Judy Shore understand the value of technology in today's legal world. The couple, law partners in the medical malpractice and personal injury firm Shore ♦ Fineberg L.L.P. in Dallas, see firsthand how techniques, such as computer animation and medical illustration, can help a jury understand complex medical testimony.*



Michael and Judy Shore

The Shores, both 1990 *cum laude* graduates, delivered those kinds of communication tools to the SMU School of Law classroom with a \$500,000 gift. The pledge will allow the Law School to make technology upgrades and renovations to a classroom in Florence Hall.

There is also a sentimental side to the Shore's gift. Room 207, renamed the Michael and Judy Shore Classroom, is where the pair attended many classes together before they married.

"My wife and I met in law school and SMU provided outstanding training that has enabled us to prosper significantly," Michael Shore says. "It's time to give something back to the university."

Renovation plans for the room include new seats, computer and modem hookups, a projection screen and a new podium wired for microphones.

"This farsighted gift from Judy and Michael Shore will ensure that we can equip our law students with the skills they will need to compete and to lead in the profession," says SMU President R. Gerald Turner. "Loyal alumni like the Shores are making the Campaign for SMU a success, benefiting today's students and enhancing the stature of their alma mater."

SMU Law Dean John B. Attanasio agrees. "Judy and Michael Shore's wonderful gift to the law school will help

renovate Florence Hall into a state-of-the-art facility," says Dean Attanasio. "This gift will help us to provide SMU law students with excellent facilities in which to pursue their legal education."

After practicing at another Dallas law firm, Michael Shore launched his law practice in 1992. It was the fulfillment of a goal he set in law school. Judy Shore joined the firm in 1996. Joel Fineberg, '91, also an SMU Law School alumnae, joined in 1997.

Over the years, the Shores realized how technology provided them with the ability to "show and tell" complex factual and legal scenarios to a jury. The firm is one of the few in Dallas that boasts its own computer animation, audio-visual and medical illustration departments.

The need for technology in the classroom, made possible through gifts like the Shores, reflects the increased use of technology in the courtroom.

For law students the computer is an educational learning tool, says Judy Shore, an Atlanta native who earned her Bachelor of Arts degree in 1987 at Emory University before attending SMU. While at SMU Law School, she worked on the *Journal of Air Law and Commerce*.

"Technology cannot replace a committed advocate, but it can be used as an addition to argument and rhetorical persuasion to help the jury grasp and remember technical details," she says.



## The Campaign for SMU: A Time to Lead

By Shelley Weidenbach

Through the Campaign for SMU: A Time to Lead, the SMU School of Law seeks to raise approximately \$30 million. As of August 31, 1999, commitments of more than \$17.8 million have been made to support various needs within the school. "The law school is exceedingly grateful for the tremendous support shown by alumni and friends," says Dean John B. Attanasio. "This support will enable us to build on our strengths and accomplishments and ultimately, achieve our goals."

The school's priorities are to secure funding for the following:

- Scholarships \$15 million
- Professorships and Chairs \$7.5 million
- Physical Plant Renovation \$3 million
- International Centers and Programs \$2 million
- Underwood Law Library \$1 million
- Legal Clinics \$1 million
- Faculty Development \$500,000

Throughout the five-year Campaign for SMU, all gifts to the University count toward the Campaign goal. Major gifts to the law school in 1997-98 include three charitable remainder trusts—each valued at \$1 million—from an anonymous donor for the dean's discretion; \$1.18 million—including \$250,000 from Akin, Gump, Strauss, Hauer & Feld—from 30 friends and colleagues of Alan D. Feld ('60) to endow a professorship in his honor; \$1 million from the Hillcrest Foundation for technology; \$500,000 from Michael ('90) and Judy ('90) Shore for the renovation of room 207 in Florence Hall, where the couple met; \$100,000 from Frank ('74) and Debbie Branson for trial advocacy scholarships; and \$100,000 from Emily Young ('83) for Public Interest Fellowships. Glenn ('75) and Susan Portman pledged \$20,000 for scholarships; and David ('76) and Dee Dillon also pledged \$20,000 to be used at the Dean's discretion.

The Campaign for SMU, which the University kicked off in April 1997, seeks to raise \$400 million for student and faculty support, programs, and facilities. As of August 31, 1999, SMU had received more than \$354 million in gifts and pledges. During the Campaign's second public year, the goals are to complete funding of projects in progress; secure funding for the opportunities that remain; broaden participation by encouraging gifts at all levels from current and new donors; and promote the Campaign regionally. Since the kickoff, commitments to the Campaign have established more than 40 new endowments for academic programs, more than 60 student scholarships and awards, seven campus life initiatives, six academic positions, and 13 construction and/or renovation projects.

Boosting classroom technology tools will enable the faculty to demonstrate the power of presentation, says Michael Shore.

"The idea behind our gift is to help students better understand the depth of preparation necessary to present a complex legal case in a short period of time to lay jurors," says Michael Shore, of Longview, who earned a Bachelor of Arts degree in history and a Bachelor of Business Administration from SMU before earning his law degree. "I'm not just talking about legal depth, I'm talking about factual and persuasive depth. A lawyer must be able to clearly communicate to the decision makers what his client wants and why they deserve it; whether those decision-makers are insurance adjusters, judges or juries."

The Shores have fond memories of their days at SMU. The pair lived on the same floor in the old Lawyer's Inn dormitory. They met and began dating their first year of law school, sharing the same section and many classes together in the soon to be updated room that will bear their name.

"When you have been as blessed as we have those blessings come with responsibilities and obligations," says Judy Shore. "This is our way of demonstrating our gratitude to SMU, especially to the faculty who trained us."

Michael Shore is a member of the SMU School of Law Executive Board and a member of the Hilltop 100 and the Mustang Club. Both Michael and Judy Shore are Fellows of the Texas Trial Lawyers Association.



Emily J. Young

## Emily J. Young Funds Public Interest Fellowships

*Six weeks after Emily J. Young began law school, her father, a Fort Worth lawyer, passed away. To finish her last two years of school, she turned to SMU for financial assistance with a promise that she would someday return the favor.*

**Y**oung, a 1983 graduate who practices medical/pharmaceutical litigation through the Law Offices of Emily J. Young in Dallas, is giving back to SMU in a big way. Through the establishment of summer public interest fellowships she is helping law students pursue an area of law that is dear to her heart.

Young pledged \$100,000 over 10 years to create the Emily J. Young Public Interest Fellowships. Each summer a minimum of three students will earn money providing legal services to the poor.

"These fellowships allow a student to give back to the community of their legal talent and gain valuable experience and still be able to have the financial resources to meet their needs during the summer," says Rebecca Greenan, director of the Law School's Public Service Program.

Young would have jumped at the chance to pursue such a fellowship. With a master's degree in urban studies at University of Texas at Arlington, she dreamed of using her law degree to establish an alternative legal practice. Instead, faced with paying her way through law school and the obligations associated with that endeavor, she took a job during the summers and the first three years after school with the late Jerome Ferguson, '75, a mentor who "overpaid me every step of the way," she says. Once she was im-

mersed in her practice she found it impossible to quit.

When Professor Peter Winship later suggested that she contribute to the law school to create a program of interest to her, she knew when the time was right what she would do.

"I thought maybe the best thing for me to do would be to maximize the opportunities I had and use the money I would generate from my practice to make it easier for newer lawyers," says Young. "A kind of—'If I couldn't do it, maybe they could,' gesture."

And the students are taking advantage of the opportunity. On the first day of her fellowship at Legal Services of North Texas, Heather Badgett went to court on an eviction case. Working under the supervision of SMU law school graduate Robert Doggett, '90, Badgett tried her first case—and won.

Steve Womack, spent part of the summer of 1998 assisting the indigent through the Dallas Volunteer Attorney Program, which does not have the budget for paid summer interns. Womack did everything from research and report on legal issues to draft divorce and child custody modifications, wills and a petition for an occupational driver's license. DVAP even gave him the opportunity to present a client's case at a benefits hearing with the Texas Department of Hu-

man Services. The fellowship's legal training was invaluable, says Womack.

"While I'm deeply concerned with the travails of the downtrodden, I needed the income," says Womack. "Through the fellowship we were able to come together and satisfy a common mission: helping those who are unable to help themselves."

For Raquel Brown, the fellowship allowed her to explore an interest in human law, particularly in the area of political asylum. At Proyecto Adelante, she drafted appellate briefs, interviewed clients and attended hearings.

"The most profound experience, albeit cultural and language barriers, was the overwhelming sense of satisfaction I received from clients who expressed immense gratitude when they were granted political asylum or withholding of deportation and no longer feared returning to their home country in face of further persecution or death," says Brown.

Young will be eager to see how the fellowships may ultimately affect the career path the students choose to take. She is also hopeful that the fellowships, which will be national in scope, will make SMU known nationwide for its commitment to public interest programs.

Although she had mixed feelings about going public with her generosity, Young says, she "appreciated the Development Office's willingness to let me have a lot of input in its use." Young also wanted to send a message to her fellow alumni.

"I'd like to see other people stand up and make their own specific visions for



**Top left: Heather Badgett, 3L, stands in front of the offices of Legal Services of North Texas.**

**Above: Steve Womack, 3L, researches a case at the Dallas Bar Association's Dallas Volunteer Attorney Program**

**Left: Raquel Brown, 1999 graduate, hard at work at the Proyecto Adelante.**

law practice a reality," says Young.

In addition, to the three Emily J. Young Fellowships, the monetary gifts from the honorary society Golden Gavel, the Student Bar Association, and law faculty and administrators, funded a fourth public interest fellowship. The 1998 Fellowship recipients were:

**Heather Badgett**  
Legal Services of North Texas

**Raquel Brown**  
Proyecto Adelante

**Steve Womack**  
Dallas Volunteer Attorney Program

**Kenetra Malone**  
ACLU of North Texas Region

### New Chapter Formed

Emily J. Young fellows, Kenetra Malone and Raquel Brown, organized an SMU chapter of the National Association for Public Interest Law (NAPIL) named the Emily Young chapter. Young provided the \$500 member fee to allow the students to begin the local group. Through NAPIL, students will have the opportunity to network with other students around the country about public interest law issues. Students will also compete for national public interest law fellowships.

## SMU School of Law 1998-1999 Executive Board

### Chairman:

Mr. Alan Feld

### Board Members:

Mr. Anthony Atwell

Ms. Marilyn Augur

Mr. Raul Barrlos

Mr. John Bauer

Mr. Webber W. Beall, Jr.

Mr. John W. Bickel

Hon. Fred S. Biery

Mr. John C. Biggers

Mr. Michael M. Boone

Ms. Catherine Stone Bowe

Mr. George Bramblett

Mr. Bill Carmody

Mr. Hae-Chang Chung

Ms. Jonann Coniglio

Hon. John C. Creuzot

Mr. Oliver Dunant

Mr. George Ellis

Mr. J. David Ellwanger

Hon. Craig T. Enoch

Mr. Wilson D. Fargo

Mr. David Franklin

Mr. Manuel Galicia Romero

Mr. L. Henry Gissel, Jr.

Dr. Raul Granillo Ocampo

Hon. Jon R. Gray

Hon. Deborah Hankinson

Mr. Jesse B. Heath, Jr.

Mr. Graham Hill

Mr. John R. Howie

Mr. Todd Hunter

Mr. William Hutchison, Sr.

Ms. Judith K. Johnson

Mr. Darrell E. Jordan

Dr. Stanley N. Katz

Mr. Byong Ho Lee

Mr. David Leonard

Mr. Brian Lidji

Mr. John Lopez III

Mr. Thomas W. Luce III

Ms. Barbara Lynn

Dr. Hector Mairal

Mr. Clark Matthews

Mr. Carl W. McKinzie

Mr. David G. McLane

Ms. Anne McNamara

Mr. Robert L. Meyers III

Ms. Harriet Miers

Mr. Monty Moncrlief

Mr. Doug Mulder

Mr. John Nance

Mr. Erle Lathrop A. Nye

Mr. J. Miguel Otero

Ms. Emily Parker

Mr. Glenn A. Portman

Mr. Tomas Rhodus

Mr. Thomas N. Rose

His Excellency Meechai Ruchupan

Mr. Edward Rust, Jr.

Mr. John T. Sharpe

Mr. Michael Shore

Ms. Marian Spitzberg

Mr. Lawrence Stuart Jr.

Mr. Herb Vest

Mr. Patrick O. Waddel

Mr. Les Ware

Ms. Elizabeth Whitaker

Ms. Karen E. Whitaker

Mr. Geoffrey White

Mr. Steve Wolens

Mr. John M. Wulfers

Mr. Walter P. Zivley



## The SMU School of Law Proudly Announces the 1999 Distinguished Alumni Award Recipients:

Honorable Hideo Chikusa '62 M.C.L.

The Robert G. Storey Award for  
Distinguished Achievement

Logan Ford '30 LL.B.

The Charles O. Galvin Award for  
Service to the SMU School of Law

Felix Tsai '78 J.D.

The Distinguished Global Alumni  
Award

Honorable Craig T. Enoch '75 J.D.

The Distinguished Alumni Award  
for Judicial Service

Barbara M.G. Lynn '76 J.D.

The Distinguished Alumni Award  
for Private Practice

William L. Hutchinson, Sr '55 LL.B.

The Distinguished Alumni Award  
for Corporate Service

Honorable Raul Granillo Ocampo '88 LL.M.

The Distinguished Alumni Award for  
Public Interest

Watch for profiles of the 1999 Distinguished  
Alumni in the next issue of The Quad

## Steinberg Named Senior Associate Dean for Academics

**P**rofessor **Marc I. Steinberg**, the Rupert and Lillian Radford Professor of Law, has been named to the Law School's new position of Senior Associate Dean for Academics. An internationally known scholar, Professor Steinberg has taught financial law at SMU for the past decade.

"Professor Steinberg is a nationally recognized figure in securities and corporate law, easily one of the top five scholars in the country," says Dean John B. Attanasio. "His remarkable insight and academic abilities will help to propel SMU into the highest ranks of legal education. I personally am honored that he has accepted this position."



Steinberg

Professor Steinberg's credentials and legal experience makes him a natural for the new post. He is currently president of the Institute of International Banking and Finance at SMU and a visiting professorial fellow for the Centre for Commercial Law Studies at the University of London.

His experience includes appointments as a visiting professor, scholar and fellow at law schools worldwide, including schools in Argentina, Australia, China, England, Finland, Germany, Japan, New Zealand, Scotland, South Africa and Sweden. He is also a member of the prestigious American Law Institute. He has lectured worldwide and written 10 books and more than 100 law review articles. He currently serves as editor-in-chief of *The Securities Regulation Law Journal* and on the advisory board of *The Journal of Corporation Law* and *NAFTA: Law and Business Review of the Americas*.

"One of the main reasons I took this job is that I consider leadership and scholarship very important," says Professor Steinberg. "Dean Attanasio has both of

these qualities—he has been a successful dean and is a chaired professor himself in constitutional law. Hopefully, I can make a meaningful contribution." Professor Steinberg also is delighted to further enhance the school's international and business curriculum that provides law students with both the theoretical and practical perspectives needed after graduation.

"We are producing attorneys who are well-trained and, hopefully, know how to think like lawyers ought to be able to think," says Professor Steinberg. "What I hear from our graduates is that we do a good job in that area."

Professor Steinberg received his undergraduate degree from the University of Michigan, his law degree at UCLA and LL.M at Yale University. Prior to joining SMU, he taught at the University of Maryland School of Law, The Wharton School of the University of Pennsylvania, the National Law Center of the George Washington University, and Georgetown University Law School. Professor Steinberg's reputation as a superb scholar and teacher will serve as a role model for faculty and students to advance the overall academic stature of the law school worldwide, says Dean Attanasio.

"Many top law schools in the country have distinguished, chaired professors of Professor Steinberg's stature in similar leadership roles," Attanasio said. "I believe strongly that senior faculty should play a central and important role in leading the law school. Having people like him in this job speaks volumes about the kind of academic school SMU is."

Professor Steinberg replaces Beth Thornberg, who stepped down as associate dean for academic affairs to pursue full-time research and teaching interests after two years of distinguished service.

## DBA Securities Section Honors Steinberg

**This year marks the beginning of the Marc I. Steinberg Securities Law Scholarship at the SMU School of Law. The Securities Section of the Dallas Bar Association has created the scholarship to recognize the professor's lifelong contributions to securities law.**

**With Professor Steinberg's depth of experience in the field, the honor is fitting. Along with his lengthy academic career, Steinberg served as a law clerk to a federal appellate judge and as legislative counsel to a United States senator in Washington, D.C. He later became an enforcement attorney at the United States Securities and Exchange Commission and the special projects counsel to the SEC's general counsel, serving as the general counsel's confidential legal adviser.**

**"It's a fantastic honor to have a scholarship named after you," says SMU School of Law Dean John B. Attanasio. "It is a tribute to Marc and what a superior scholar and a dedicated teacher he is."**

**The scholarship will be granted to the three students with the highest grades from Professor Steinberg's fall Securities Regulations course. Eligible students will register for a two credit directed research course in securities law. Each finalist will receive \$150 from the Securities Section. In March of each year the Securities Section of the Dallas Bar Association will review substantial drafts of the projects and will determine a winner who will receive \$2,000 upon final completion of the research project and academic credit.**

**"I thank the Securities Section of the Dallas Bar Association," says Professor Steinberg. "I am honored that the section has chosen to recognize my work with this scholarship."**



Mayo

## The Poetry Man

**T**homas Mayo, associate professor of law, has long been popular for his "Law, Literature and Medicine" class, which covers the world of novels, poems and plays for credit at both SMU School of Law and University of Texas-Southwestern Medical School. Now an even bigger audience enjoys his penchant for poetry. As a regular poetry guest columnist in *The Dallas Morning News'* Sunday Reader section, Professor Mayo offers readers a new appreciation of the people, events and trends in poetry.

In the right hands, says Professor Mayo, poetry is art.

"I love the compactness, the intensity and the purified aspect of the language—stripped down and concentrated," he says. "There is something about poetry, compared to other kinds of writing, that makes you feel more as if you were creating something out of thin air."

He enjoys teaching the topic because poems not only carry a theme, but also cover intellectual and emotional territory. In the classroom, Professor Mayo sees poetry as the great equalizer. All of his students approach the art form with the same level of trepidation and confusion.

"Most law students and medical students have at least this much in common—they don't know much about poetry," says Professor Mayo.

Just as students learn through an evidence class, literature can teach students about people, relationships and the con-

flicts we all face, whether as a professional lawyer, client, parent or citizen, he says.

"Literature gives you the opportunity to smell fear, to taste the prospect of loss, to experience an ethical problem in something approaching its factual context," says Professor Mayo. "'Put the client's interests ahead of your own' is easy to say and to teach; but the real lesson is how subtly and undetectably your own interests might sneak into the picture, and nothing illustrates that more effectively than a good story."

Professor Mayo is no stranger to published poetry. Prior to his column debut, *The Dallas Morning News* published his essay "Powerful Poems Carry Readers Far Beyond Rhymes," a celebration of poetry in connection with National Poetry Month, and a review of six volumes of poetry.

As for his newest challenge, Professor Mayo admits when he first got the green light to write the poetry column it was a "little intimidating and somewhat scary." Spreading the news about his passion through the classroom and the column will help promote poetry to a wider audience.

"But it is also a great opportunity to do something with your hobby," he says.

To sample Professor Mayo's poetry columns log on to: [www.smu.edu/~tmayo/poetrycolumns](http://www.smu.edu/~tmayo/poetrycolumns).



## Visiting Professors of Law

SMU is proud to have had the following distinguished scholars as visiting professors during the Fall 1998 and/or Spring 1999 semesters:

**John G. Culhane**, Torts and an edited writing seminar. B.A. '78, College of William and Mary; J.D. '82, Fordham University School of Law. Professor Culhane visited from Widener University School of Law, where he serves as director of Graduate and International Programs. He is the author of numerous law review articles.

**Rebecca Gregory**, Evidence, Federal Criminal Trial Practice. Director, Trial Advocacy Program, Spring 1999. St. Mary's University School of Law, JD, 1978. Professor Gregory is an assistant U.S. attorney for the Northern District of Texas and joined SMU as part of a temporary personnel swap with SMU Professor Linda Eads. She is an expert in appellate law and civil and criminal litigation.

**Alexander ("Sandy") McCall-Smith**, Comparative Tort Law. L.L. B with honors, '71, First Class; Ph.D., '79, University of Edinburgh. Professor McCall-Smith is a professor of medical law and the author of several books and articles. He was a visiting professor at SMU in 1988.

**Roberto MacLean**, Comparative Commercial Law. LL.B., 1953, San Marcos (Peru); LL.M., 1953, San Marcos (Peru); S.J.D., 1961 San Marcos (Peru). Professor MacLean comes to SMU from the World Bank. A judicial specialist he is also a judge of the Administrative Tribunal of

Interamerican Development Bank, chair of the Dispute Resolution Committee of the American Society of International Law, and a member of the Advisory Council of the Commonwealth Judicial Education Institute. He was a member of the Permanent Court of International Arbitration at The Hague, The Netherlands. Professor MacLean taught at the law school in 1984 and 1989 and the spring of 1998.

**Yvonne Mokgoro**, Comparative Law II: The Emerging South African Constitution, co-taught with Dean John B. Attanasio. B Juris., 1982, L.L. B., '84, L.L.M., '87, University of Bophuthatswana; L.L.M., '90, University of Pennsylvania; L.L.D., University of South Africa Doctor of Laws (Honoris Causa), '96, University of North-West. She is a justice of the Constitutional Court of South Africa.

**George Walker**, International Banking and Finance. L.L. B with honors, '82, University of Glasgow; Diploma in Legal Practice, '82, University of Glasgow; B.A., '85, Edinburgh Open University; L.L.M., '88, University of London. Professor Walker visited SMU from the Centre for Commercial Law Studies at the University of London. He is the author of two books and numerous articles.

**Daniel B. Yeager**, Criminal Law and Constitutional Criminal Procedure. B.A., '79, Kenyon College J.D., Cum Laude, '89, University of Florida; L.L.M., '91, University of Illinois. He is professor of law at California Western School of Law and the author of several law journal articles on criminal law and procedure.



### Szaj named Associate Dean for Administration

Christne Szaj has been named to the newly created position of Associate Dean for Administration at the SMU School of Law. Szaj oversees facilities, junior staff, events and special projects.

"Chris is a person of exceptional talent, experience and quality," says Dean John B. Attanasio, who recruited Szaj from Saint Louis University School of Law, where he served as dean.

"She is service-oriented, professional and attuned to the academic environment—having an excellent academic background."

At Saint Louis University, Szaj held the post of associate dean and was previously an adjunct assistant professor of law. Other career highlights include serving as an adjunct assistant professor for Saint Louis' School of Social Service; assistant attorney general in the office of the attorney general for the state of Missouri; and a social worker for the St. Louis Metropolitan Police Department and Magdala Foundation Crisis Intervention Program.

Szaj received a bachelor's degree from University of Wisconsin-Milwaukee, a masters in social work at Washington University, and her JD from Saint Louis University School of Law.

## Faculty News and Publications

**Roy Anderson**, Vinson & Elkins Distinguished Teaching Fellow and Professor of Law: "Measuring Producers' Forward Damages for Breach of Long-Term Gas Supply Contracts," 16 *Eastern Mineral Law Institute Journal* 475-491 (1997);

**Maureen N. Armour**, Associate Dean for Clinical Education and Associate Professor of Law has published "Epilogue: Theory in the Basement," 51 *SMU Law Review*, 1555 (1998) (with co-author Mary Spector).

**John B. Attanasio**, Dean and William Hawley Atwell Professor of Constitutional Law, delivered the commencement address for the Southern Methodist University commencement exercises entitled "Millennium Cometh - Like It or Not" (December 1998). He spoke on the "Russian Economic Crisis" to the Planned Giving Council of SMU (October 1998); "Crisis in Russia" to the Chaired Professors' collegium at SMU (October 1998); "Five Themes of Constitutional Law" to a delegation of lawyers and judges from China sponsored by the Southwestern Legal Foundation in Dallas (September 1998); "Crisis in Russia" to the Consular Corps of Dallas (September 1998); and "Lawyers Navigating in Emerging Democracies" to the International Law Section of the Dallas Bar Association (September 1998). He published 1998 supplements to "Constitutional Law" and "Understanding Constitutional Law" (with co-authors N. Redlich and J. Goldstein), and "Foreword: Stages of Federalism" 42 *Saint Louis University Law Journal* 485 (1998). He was a featured guest on the "Glen Mitchell Show" on KERA Radio speaking on the global financial crisis (October 1998).

**Lackland H. Bloom, Jr.**, Associate Professor of Law spoke on "Defining Impeachable Offenses" at the Dallas Lawyers Chapter of the Federalist Society in October, 1998.

**William J. Bridge**, Associate Professor of Law, spoke on Orwell's essay, "Shooting an Elephant" at the Dallas Institute for the Humanities (May 1998). He was a member of the AALS Committee on Libraries and Technology.

**Alan R. Bromberg**, University Distinguished Professor of Law, published "Liabilities of Lawyers and Accountants Under Rule 10-5," 53 *Business Lawyer* 1157 (1998) (with co-author Lowenfels);



Anderson

Armour

Crespi

"Misappropriation in the Supreme Court," 32 *Review of Securities & Commodities Regulation* 37 (1998) (with co-author Lowenfels); Supplements 33, 34, and 35 to "Bromberg & Lowenfels on Securities Fraud and Commodities Fraud" (1998); and Supplement 1999-1 to *Bromberg & Ribstein on Partnership* (1998). He was interviewed by *Bloomberg Business News*, *CNBC*, and *The Dallas Morning News*.

**Regis W. Campfield**, Marilyn Jeanne Johnson Distinguished Law Faculty Fellow and Professor of Law, published monthly supplements to "Fiduciary Tax Guide" (with co-author Ted Englebrecht) (1998). He was the meeting chairman for the Estate Planning Seminar Group in Toronto, Canada (August 1998). He attended the

Virginia Tax Study Group meeting at the University of Virginia Law School in Charlottesville, Va. (1998).

**Gregory Crespi**, Professor of Law, attended the Australian Law Teachers Association annual conference in Dunedin, New Zealand (July 1998). He presented "Law and Economics in Legal Education" and "The Presence of Law and Economics Perspectives at Law Schools: the United States and New Zealand Compared."

**Gall M. Daly**, Associate Dean for Library and Technology, Director of the Underwood Law Library, and Associate Professor of Law was an ABA representative for the Library of Congress Advisory Committee on LC Foreign Law Classification. She was a member of the Accreditation Site Evaluation Team at the Florida Coastal School of Law (November 1998). She is a member

of the Law School Facilities Committee of the ABA Section of Legal Education and Admissions to the Bar.

**William V. Dorsaneo III**, Chief Justice John and Lena Hickman Distinguished Faculty Fellow and Professor of Law, published revisions to the "Texas Litigation Guide," "Dorsaneo & Soules Texas Codes and Rules," and the "Texas Civil Trial Guide."

**Jane L. Dolkart**, Associate Professor of Law, published a chapter on employment law in *The Gay & Lesbian Almanac* (Neil Schlager, editor) (1998). She presented "Same-sex Sexual Harassment after *Oncale*" at Duke University Law School. She is the co-chair, Taskforce 3, of the SALT multi-year project on Redefining Merit. She is a member of the board of directors of the Society of American Law Teachers.

**Michael Foreman**, Supervising Attorney in the SMU Civil Clinic, was a featured speaker and presenter at the National Employment Law Institute's Eighth Annual Advanced-Level Americans with Disabilities Act Briefing in Chicago.

**Julia P. Forrester**, Associate Professor of Law, spoke on "Attacking Foreclosure and Foreclosure Sales" at the National Consumer Rights Litigation Conference in San Diego, California (October 1998); She also spoke on "Home Equity Loans in Texas" at the Amarillo Bar Association Spring Institute (May 1998). Professor Forrester is chair of the ABA Real Property Section Literature and Publications Committee.

**Jeffrey M. Gaba**, Professor of Law, published the 1998 edition of *Gaba's Texas Environmental Law Statutes Annotated* and the 10<sup>th</sup> and 11<sup>th</sup> updates of *The Law of Solid Waste, Pollution Prevention and Recycling*.

**Christopher H. Hanna**, Professor of Law, was a consultant at the Organisation for Economic Co-operation and Development ("OECD") in Paris, France (September-December 1998).

**Darren Hutchinson**, Professor of Law, "Ignoring the Sexualization of Race: Hetero-normativity, Critical Race Theory, and Anti-Racist Politics," 47 *Buffalo Law Review* 1-117 (1999). This summer and fall, while on sabbatical, Professor Hutchinson is a visiting scholar at Yale Law School. His research and articles will cover the areas of constitutional law, critical race theory and law and sexuality.

**Ndiva Kofele-Kale**, Professor of Law, was a panelist on a Human Rights Roundtable organized by the Public Service Program of the Law School (October 1998). He chaired a session of an ABA

sponsored conference on International Dispute Resolution at the Law School (November 1998).

**Henry J. Lischer, Jr.**, Professor of Law, published the *1998 Annual Supplement to WEST'S TEXAS FORMS; ESTATE PLANNING* Vols. 11, 11A, and 11B (with co-author D.J. Malouf) and the *1998 Annual Supplement to WEST'S LEGAL FORMS; ESTATE PLANNING WITH TAX ANALYSIS*, Vols. 16, 17, and 18 (with co-author D.J. Malouf).

**John S. Lowe**, George W. Hutchison Professor of Energy Law, published "Cases and Materials on Oil and Gas Law" (with co-authors, Owen L. Anderson, Ernest E. Smith and David E. Pierce), third edition. Professor Lowe has been elected secretary and a member of the Executive Committee of the non-profit Rocky Mountain Mineral Law Foundation.

**George A. Martinez**, Associate Professor of Law, participated in the 1998 Immigration Law Conference at the University of California at Berkeley. He presented a paper titled "Latinos, Assimilation and the Law: A Philosophical Perspective."

Professor Martinez has had two articles reprinted as book chapters in *The Latino/A Condition* (Richard Delgado and Jean Stefancic eds., New York University Press 1998). "Mexican Americans and Whiteness" was originally published in 2 *Harvard Latino Law Review* 321 (1997); "The Mexican-American Litigation Experience: 1930-1980," was originally published in 27 *University of California at Davis Law Review* 555 (1994). He recently published Foreword: Theory, Practice and Clinical Legal Education in 51 *SMU Law Review* 1419 (1998).



Lischer

Lowe

Martinez

Professor Martinez chaired two panels at the American Society of International Law Interest Group on Dispute Resolution Conference on International Commercial Dispute Resolution. The panels were titled "Commercial Arbitration in Private Organizations" and "Judicial Reform of National Commercial Courts." The conference was sponsored by the American Society of International Law and SMU School of Law.

He published "African-Americans, Latinos and the Construction of Race Toward an Epistemic Coalition," in 19 *UCLA Chicano-Latino Law Review* 213 (1998).

**Thomas Wm. Mayo**, Associate Professor of Law, took part in an ethics panel discussion last October that was part of the inaugural Dr. Robert S. Sparkman Lecture Series in Surgery at the University of Texas Southwestern Medical Center in Dallas. In November, he presented "Legal Implications of Genetic Testing," at the University of Texas Southwestern Medical School's annual conference of Genetic Testing and Screening; "Hospital Ethics Committees," for the SMU Chapter of Alpha Epsilon Delta (pre-med society); and "Ethical Aspects of Death and Dying," at the Temple Shalom in Dallas. He published "Treatment Alternatives for the Dying Patient:

## Faculty News and Publications (continued)



Mylan

Norton

Shuman

Medical Ethics and the Law," vol. 11, Baylor University Medical Center Proceedings, p187 (1998) (with R. Fine, M.D.).

Professor Mayo also presented the following: "Death and Dying: Getting the Paperwork Right," and "Not Just Cloning Around Anymore," at the Godbey Lecture Series at SMU.

He was a panelist at the Department of Surgery's Grand Rounds at the University of Texas Southwestern Medical School. He participated as a panelist on the subject "Ethical Issues in Higher Education" at the National Higher Educational Roundtable. He presented a paper on "Transplantation Ethics" at Baylor University Medical Center's annual conference "Transplantation '98."

**Joseph W. McKnight**, Larry and Jane Harlan Faculty Fellow and Professor of Law, published *Texas Matrimonial Property Law* (with co-author Reppy), second edition. He attended the American Legal History Conference in Seattle, Washington (October 1998).

**Frederick C. Moss**, Associate Professor of Law, is the Chair of the Dallas Bar Association's Ethics Committee. He was the director of the National Institute for Trial

Advocacy's Southern Regional CLE program on "Basic Deposition Skills" held at the School of Law in May 1998. He co-authored with Professor William Bridge four "Evidence Updates" articles involving recently

published Texas Civil cases on evidence law in the Texas State Bar Litigation Sections quarterly publication *The Advocate*.

**John Mylan**, Professor of Law, recently published the 15<sup>th</sup> semi-annual supplement (1998-1) to his treatise "Federal Taxation of Close Corporations" (with Edwin Hood). Professor Mylan also recently completed a 1,680-page treatise entitled, "Closely Held Businesses in Estate Planning." Second Edition (with Edwin T. Hood and Timothy P. O'Sullivan), *Aspen Law & Business*.

**Joseph Jude Norton**, James L. Walsh Distinguished Faculty Fellow in Financial Institutions and Professor of Law, is co-editor of *The Changing World of International Law in the Twenty-First Century: A Tribute to the Late Kenneth R. Simmonds* (1998) and general editor of the *Yearbook of International Financial and Economic Law 1997* (1998). He published "The Glass Steagall and Related Legislative Reform in the United States: Non-Legislative Bank Deregulation and Modernization, - The Recent Comptroller of the Currency 'Op-Sub' Regulation," 14 *Bank & Fin. L. Rev.* 1 (1998); "Towards an International Financial Centre for Greater China: Hong Kong and the Mutuality of Financial Sector Infrastructural Reform," 28 *H.K.L.J.* No. 2, 210 (1998); "The Thai Financial Crises: Delving Behind the Facade of Financial Sector Reform and the Need for

an Interdisciplinary, Law-Based Approach," 28 *Thammasat L.J.* No. 2, 246 (1998); "The Korean Financial Crises—Reform and Positive Transformation. Is a Second Han River Miracle Possible?," 2 *Global Econ. Rev.* No. 2, 3-36 (1998); "Reflections on the Future of Banking Law in the New Hong Kong SAR," *YBK Int'l Fin. L.* 183 (1998); and "The 'New Banking Law' and Legal Education in the 21<sup>st</sup> Century," *Argentine Journal of Comparative Law* (1998). He published chapters entitled "Reflections on the Development of Capital Markets, Stock Exchanges and Securities Regulation in Central and Eastern Europe" in "System Transformation in Mittel-und Osteuropa und ihre Folgen für Banken, Börsen und Kreditsicherkeeter" (Drobnig et. al., eds.) (1998); "Receptivity of International and Domestic Capital Markets to State-owned-Enterprises (SOEs) of the Peoples Republic of China in "Festschrift for Prof. Bernhard Grossfeld" (Ebke, ed.) (1998).

**Ellen S. Pryor**, Professor of Law, was recently elected to the American Law Institute. Members are selected on the basis of professional achievement and demonstrated interest in the improvement of law.

**Roark M. Reed**, Professor of Law, was invited as one of six renowned observers of Japanese criminal procedure to write an essay on the 50<sup>th</sup> Anniversary of Japan's Code of Criminal Procedure.

**C. Paul Rogers, III**, Professor of Law, gave a speech to the Dallas Bar Association Antitrust Section entitled "What are DOJ and the FTC Doing? The Theories and Implications of Microsoft, VISA, Toys 'R Us and Intel." He will chair the Ethics Oversight Committee to the Dallas 2012 Committee seeking to secure the 2012 Summer Olympic Games for Dallas.

**Daniel W. Shuman**, Professor of Law, published "An Immodest Proposal: Should Treating Mental Health Professionals be Barred From Testifying About their Patients?," 16 *Behavioral Sciences and Law* 509 (1998) (with Greenberg, Heilbrun, and Foote); "The Admissibility of Expert Testimony Based on Clinical Judgment and Scientific Research," 4 *Psychology, Public Policy, and Law* 1 (1998) (with Sales); "Legal Issues in the Forensic Assessment of Traumatized Youth" (with Madden) in "Post-traumatic Stress Disorder: A Comprehensive Approach to Research and Treatment" (Philip Saigh & J. Douglas Bremner eds. 1998); "Juror Perception of Experts in Civil Disputes: The Role of Race and Gender," 22 *Law and Psychology Review* 179 (1998) (with Memon); and "The Role of Ethical Norms in the Admissibility of Expert Testimony," 37 *Judges Journal* 4 (1998) (with Greenburg). He spoke at the 19<sup>th</sup> Annual Health Law Teachers Conference on "New Thinking in the Teaching of Mental Health Law" in Houston (June 1998).

**Mary B. Spector**, Assistant Professor of Law, published "Epilogue: Theory in the Basement," 51 *Southern Methodist University Law Review* 1555 (1998) (with Professor Maureen N. Armour). She served as a Small Group Leader at the AALS Conference on Clinical Legal Education, "Integrating Our Values in Our Teaching and in Our Lives" (Portland, Oregon 1998). She spoke to the Park Cities Baptist

Church and to members of the Golden Key on "SMU's Legal Clinics: 50 Years of Public Service" in the summer of 1998. She was selected to serve as a member of the Board of Directors of the Housing Crisis Center in the summer of 1998.



Spector

Thornburg

Winn

**Mark I. Steinberg**, Rupert and Lillian Radford Professor of Law and Senior Associate Dean for Academic Affairs, published the third addition of "Securities Regulation;" Releases 25 & 26 for "Securities Regulation: Liabilities and Remedies;" the 1998 supplement for "Securities Practice: Federal and State Enforcement;" and the 1998 supplement for "Insider Trading." He spoke at the American Bar Association Annual Meeting, the Securities Law Section of the Dallas Bar Association, and the SEC, Texas Securities Commission and University of Texas CLE Program on Securities Regulation.

**Elizabeth G. Thornburg**, Professor of Law, published "The Power and the Process: Instructions and the Civil Jury," 66 *Fordham L. Rev.* 1837 (1998).

**Jane Kaufman Winn**, Associate Professor of Law published "The Law of Electronic Commerce" (with Benjamin Wright) (3<sup>rd</sup> ed. 1998); "Regulating the Use of the Internet in Securities Markets," 54 *Business Lawyer* 443 (1998); and "The Impact of the Internet on U.S. Regulation of Securities Markets" in *Yearbook of Interna-*

*tional Financial and Economic Law* 1997 (Kluwer Law International, 1998). She spoke at the Usenix Workshop on Electronic Commerce on "Current Mapping of Public Key Infrastructure to the Law" in Boston, Massachusetts (September 1998); at the ALI-ABA Emerged and Emerging New Uniform Commercial Code on "Electronic Commerce" in New York, NY (December 1998); and at the Conference on the Emergence of the Legal Profession in East Asia, Harvard University East Asian Legal Studies Program on "The Role of Taiwanese Lawyers as Agents and Products of Liberalization, Regional Integration and Globalization" in Cambridge, MA (December 1998).

**Peter Winship**, James Cleo Thompson Sr. Trustee Professor of Law, published *Karl Llewellyn in Rome*, 3 *Unif. L. Rev.* 725-738 (1998). *International Commercial Transactions: 1997*, *Bus. Law.* 1521-30 (1998). He attended the United Nations Commission on International Trade Law meeting in Vienna, Austria as an expert on international receivables financing (December 1998).

He spoke at the Insight Conference—International Business Transactions: Problems and Applied Solutions in Chicago, IL (October 1998); the 28<sup>th</sup> Annual Workshop on Commercial and Consumer Law in Toronto, Canada (October 1998); and the Conference on International Commercial Dispute Resolution in Dallas (November 1998).

## Clark Matthews Receives National Humanitarian Award

**C**lark J. Matthews, II, president and chief executive officer of The Southland Corporation in Dallas, was honored with the National Human Relations Award given by The American Jewish Committee. The American Jewish Com-



Matthews

mittee is the nation's oldest human relations organization. The National Human Relations award recognizes the civic and philanthropic work of industry leaders. As a co-recipient of the award, the American Jewish Committee cited Matthews' civic endeavors in pursuing

"equal opportunity for all people."

Matthews' advocacy efforts include the National Association for the Advancement of Colored People, the League of United Latin American Citizens, the Japan America Society, and the Mexican-American Opportunities Foundation.

Matthews joined Southland in 1965 after receiving his B.A. and J.D. from SMU. He served as corporate attorney until 1973, when he was named vice president and general counsel. He was promoted to executive vice president and chief financial officer in 1979 and became president and CEO in 1991, where he oversees operations that include 5,400 7-Eleven and other convenience stores in the U.S. and Canada.

He also serves as a member of the company's board of directors.

Prior to joining Southland, Matthews was a trial attorney for the Fort Worth Regional Office of the Securities and Exchange Commission and served as law clerk to Joe E. Estes, chief U.S. district judge, Northern District of Texas.

The American Jewish Committee, founded in 1906, works to combat all forms of bigotry and discrimination, promote human rights and advocate public policy positions rooted in American democratic values. The dinner, attended by 400 people at the New York Hilton, raised more than \$350,000 for the American Jewish Committee.

## Rona Mears: Chair, ABA Section of International Law and Practice

**R**ona Mears, '82, has spent the past year as chair-elect of the American Bar Association Section of International Law and Practice getting set to usher in the new millenium.

The section brings together more than 14,000 lawyers—2,000 of them practicing outside the U.S.—involved in international deals and disputes throughout the world. Mears, who assumed the role of chair at the group's annual meeting in August, will focus on identifying the emerging issues that will impact international law over the next few decades.

"We are in many respects a rapidly changing and evolving area of law," says Mears. "With the realm of global com-

merce relations between countries, simply keeping up to date is a major challenge."

Mears, whose interest in international law was sparked by global marketplace discussions in law school, has reaped the benefits from her association with the ABA over the past 10 years and says it was her "turn to give back in the way of service."

She is well qualified to do so. As partner and head of the Americas Practice Group, Haynes and Boone's cross sectional group of lawyers whose practices are focused primarily in Latin America, her experience includes international corporate transactions, joint ventures and customs matters. She assists both foreign and American companies in efforts to invest, trade and do business with other countries.

Mears is past chair of the international section of the State Bar of Texas and past co-chair of the Texas-Mexico Bar Association. Other affiliations include the

Inter-American Bar Association and the U.S.-Mexico Chamber of Commerce-Southwest chapter. She serves the U.S. Delegation of the NAFTA Advisory Committee on Private Commercial Disputes, a tri-lateral committee formed to advise the NAFTA Commission.

She is also a member of the board of trustees of The Southwestern Legal Foundation and vice-chair of the Executive Committee of the Institute for Transnational Arbitration. A Stillwater, Minn. native, Mears graduated from the University of Minnesota with distinction. She earned her master's degree in business administration and graduated, cum laude, from SMU's School of Law.



Mears

## Graduate News

**43 Edwin Tobolowsky** has become of counsel to Prager Metzger & Kroemer, Dallas, after the merger of Prager & Benson and Hill & Metzger.

**48 Gordon Carpenter** received the Gene Cavin Award for Excellence in Continuing Legal Education by the Dallas Bar Association at the State Bar of Texas Annual Meeting.

**54 J. Redwine Patterson** is a principal in the new firm of Patterson, Lamberty & Robinson, Dallas.

**56 Sidney Stahl** has joined Alternative Dispute Resolution services provider, J•A•M•S/ENDISPUTE, and will serve as a member of its national executive committee. He will continue his full-time mediation and arbitration practice out of his current office.

**58 The Honorable James A. Baker**, Texas Supreme Court Justice, received a Distinguished Alumni Award from Highland Park High School, Dallas.

**62 Boyd Waggoner** is a partner in the new firm Waggoner, Malouf & Aldous, Dallas.

**63 James R. Craig** has become vice president and general counsel of Kitty Hawk, Inc., DFW Airport, TX. **L. Ed Creel III**, Creel, Sussman & Moore, Dallas, has been named chair emeritus of the American Bankruptcy Institute.

**64 Darrell E. Jordan**, Hughes & Luce, Dallas, and four fellow Hughes & Luce attorneys received the Presidents' Award from former presidents of the State Bar of Texas. Jordan received the honor for his work on the IOLTA U.S. Supreme Court case *Phillips v. Washington Legal Foundation*. He also received an Equal Justice Award from

Legal Services of North Texas. The award honors members of the community who have served the legal needs of the poor. **James P. Wagner** has joined the firm of Watson & Parker in Fort Worth.

**65 The Honorable James W. Kerr, Jr.**, Dallas, has been elected by the ABA Board of Governors to a three-year term



Kerr

Noah

Guittard

on the Board of Trustees of the National Judicial College.

**66 Ray Noah** was awarded the William J. Pistick Regional Excellence Award for 1998 by the North Central Texas Council of Governments. The award, established in 1993, recognizes individuals who demonstrate a commitment to regionalism.

**67 Michael M. Boone**, founding partner of Haynes and Boone, Dallas, received a Distinguished Alumni Award from Highland Park High School, Dallas. **Charles Guittard** has been elected a council member of the Corporate Counsel Section of the Dallas Bar Association for 1999. **Richard L. Haeussler** was elected chair of the Technology Section of the National Lawyers Association, and acting host of the Technology Section's CLE programs for the National Lawyers Association's Annual Convention in Atlanta, Georgia, in October 1998. **Walter J. Humann**, Dallas, received the Distinguished Alumni Award from Southern Methodist University.

## In Memoriam

Rhea Thomas O'Connor, '34  
May 28, 1998

Honorable Joe C. Reeder, Jr., '40  
January 20, 1998

Gerdes W. Rice, '40  
August 15, 1998

Waller M. Colle, Jr., '42  
June 12, 1998

Phillip A. Silverberg, '42  
June 9, 1998

Isaac Mulford "Ike" Smalley '42  
November 4, 1998

Clark W. Breeding, '43  
April 15, 1998

John E. Lacy, '46  
March 31, 1998

Honorable Joe Tunnell, '48  
June 9, 1998

Arthur Phillip Wilson, '49  
April 1, 1998

Robert L. Wright, '51  
March 26, 1998

Honorable Joseph A. Devany, '54  
October 27, 1998

Robert B. Downing, '56  
January 18, 1998

James Richard Ellis, '56  
June 30, 1998

Honorable Nina D. Lambeth, '59  
July 11, 1998

Joaquim Renato Correa-Freire, '62  
December 21, 1995

Richard J. Erlanger, '62  
July 13, 1998

Walter C. Crocker, '64  
September 18, 1998

Paul P. Riley, '64  
July 30, 1998

Richard L. Wolf, '64  
October 6, 1998

Dan M. Cain, '70  
May 11, 1998

Stephen C. Mahood, '71  
November 21, 1998

J. H. Ferguson III, '75  
July 29, 1997

Iris Veronica Sanchez Stewart '79  
July 24, 1998

James W. Schofield III '97  
October 3, 1998

## Graduate News (continued)

**68 Jim Burnham** has been appointed a member of the board of directors of the Legal Services of North Texas, Inc. **Richard Jones** has opened the law offices of Richard Jones, Irving, Texas.

**69 Joe K. Gordon**, Arlington, was appointed a director of the Arlington Bar Association for 1998-99. **James Irish** has been elected president and managing director of Thompson & Knight, Dallas.

**70 W. Ted Minick** has become commercial director at UniPoly Management Company Ltd., Hampshire, England.

**71 Samuel H. Bayless** has opened a solo practice in San Antonio, TX. **Richard D. Monroe** has been named general counsel of the Texas Department of Transportation, Austin. **Clark Willingham** has become of counsel at Prager, Metzger & Kroemer, Dallas.

**72** The Honorable **James W. Faison III**, Municipal Court Judge in Camden, New Jersey, has been elected to the Board of Governors of the American Judges Association (AJA). **Steven Metzger** is a partner with Prager Metzger & Kroemer, Dallas. **Paul Schoonover** has been elected a member with Vial Hamilton Koch & Knox, Dallas.

**73 Robert D. Murrill, Jr.**, vice president and General Counsel, Texas Instruments, Dallas, has been selected chair of the Large Law Department Council. The organization, of corporations with large law departments of 40 or more attorneys, is devoted exclusively to improving the management of corporate law departments.

**74 Edward O. Coultas** has joined Hughes & Luce, Dallas, as its executive director.

**Cameron Gray** is an associate in the litigation section of Hughes & Luce, Dallas.

**Kathy R. Kelly** has been named executive director of the Fort Worth Chapter of the 2,100-member Texas Society of Certified Public Accountants. **R. Barrett Richards** is a shareholder and head of the health care law practice group at Winstead Sechrest & Minick, Dallas. **John C. Roots** has become a principal with the firm of Chambers, Conlon & Hartwell, Washington, DC.

**75 Clifton A. Goodwin, Jr.**, Goodwin & Goodwin, Bellaire, Texas, has been elected to the board of directors of the American Association of Trust, Estate and Elder Law Attorneys. The organization provides free information and education to consumers through seminars, workshops and written material. **Bradford C. Peabody**, assistant public defender for the Appellate Division of the State of Maryland, has been elected the international chancellor of Lambda Chi Alpha International Fraternity's board of directors. He will serve a four-year term. **John F. Rothermel III**, Stewart Title Guaranty Company, San Antonio, received the President's Award and Teaching Excellence Award by Texas Land Title Association. He also serves as president of Title Underwriters of Texas, a trade association, and he is on the Executive Committee for Insurers for Texas Land Title Association.

**76 Lydia Wommack Barton** has opened a new law office, Barton and Vanderburg, Austin. **Douglas K. Eyberg** has joined LeBoeuf, Lamb, Greene & MacRae, Houston, as a partner. **Philip S. Haag** is a partner with Winstead Sechrest & Minick, Austin. **Graham Hill**, Hill & Parker, Houston, has been selected for membership by the American Board of Trial

Advocates. **Jay G. Martin**, Andrews & Kurth, Washington, DC, has published the book *Environmental Management Systems* and was selected by *Euromoney Publications* as one of the World's Outstanding Energy attorneys. **David R. McCormack**, Houston, has authored *RICO*, a two-volume treatise on federal and state racketeering. **S. Gary Werley** has opened a solo practice in Fort Worth.

**77 Paul N. Gold** has joined Morgan & Weisbrod, Houston, as partner. **Susan Mead**, Jenkins & Gilchrist, Dallas, was named group leader in the firm's land use practice group. **Daniel Perez** has joined Gardere & Wynne, Dallas, as a partner.

**78 Jeannette E. Consor** has relocated her office to Aspen, Colorado, where she is in solo practice and of counsel with Kaufman & Peterson. She is a member of the Victim Assistance Law Enforcement Board for the 9<sup>th</sup> Judicial District in Colorado and Leadership Aspen Board. She is also a licensed associate broker in Colorado and serves as the secretary for the Aspen Board of Realtor-Attorney/Realtor Committee. **Bob Gorsky** is a principal in the new firm of Lyon, Gorsky, Baskett & Haring, Dallas. **Todd A. Hunter** is a partner in the new firm of Hunter & Handel, Corpus Christi. **Deborah Burwell Morton** has become an associate within the bankruptcy law section of law of Snakard & Gambill, Fort Worth. **T. Michael Wall** has joined Gardere Wynne Sewell & Riggs, Houston, as a partner.

**79 Mina Brees**, Austin, is president-elect of the Travis County Bar Association for 1998-99. She was also elected to the board of directors of Wild Basin Nature Preserve.



**Raymond Byrd** is with Bellinger & DeWolf, Dallas. **Ulrich Goebel, LL.M.**, has become senior vice president and general counsel of DaimlerChrysler Aerospace AG, Munich, Germany. **Barry R. Knight**, Winstead Sechrest & Minick, Dallas, was appointed by Texas Gov. George Bush to the Intergovernmental Task Force on Housing Investment. The task force examines the use of state pension funds and other resources as possible investment tools to finance affordable housing. **Bob Lyon** is a partner in the new firm of Lyon, Gorsky, Baskett and Haring, Dallas and Rowlett. **Michael Wile** is with Doerr & Knudson, Clovis, New Mexico.

**BO Bruce Berger** is a partner in the firm of Pipkin, Knott, Clark & Berger, Raleigh, North Carolina. **Dennis Brewer** is a partner in the firm of Brewer Brewer Anthony & Middlebrook, Irving, TX. **Don Chae** was elected a director of the Dallas Asian-American Bar Association for 1998. **Eugene J. Flynn**, Law Offices of Eugene J. Flynn, Dallas, has been appointed to three national committees of the American Immigration Lawyers Association: the Investors, Information and Technology, and Board of Publication committees. **Harold B. Gold** has become of counsel to Cantilo, Maisel & Hubbard, Dallas. **Larry Hance**, McShane, Davis & Hance, Dallas, has been admitted to the American Academy of Matrimonial Lawyers. **Thomas A. Martin III** has joined Blalack & Williams, Dallas, as an associate. **Tennessee Nielsen** was elected chair of the Corporate Counsel Section of the Dallas Bar Association for 1999. **Emily G. Tobolowsky** has opened the law offices of Emily G. Tobolowsky, Dallas.

**81 Michael Albers** has joined Jenkens & Gilchrist, Dallas, as a shareholder. **Robert E. Holmes, Jr.** has become a partner with Holmes Robnett & Garza, Dallas. **Ray Khirallah** has been named shareholder and director with Donohoe Jameson & Carroll, Dallas. **Mark A. Shank, LL.M.**, Clark West Keller Butler & Ellis, Dallas, received the Mentors and Allies Award of the YWCA. **Sudarjono, Sh (M.C.L.)** has become the deputy director of the legal bureau for Bank Indonesia, Jakarta. **Jeffery H. Shore** has become of counsel to Collins, Norman & Basinger, Dallas. **Edwin B. Tatum, LL.M.**, Tatum & McDowell, Clovis, New Mexico, was promoted to rank of Brigadier General in the Judge Advocate General's Department, United States Air Force Reserve.

**Louise Ellen Teitz**, professor of law at Roger Williams University Ralph R. Papitto School of Law, Bristol, Rhode Island, was a visiting faculty member at the Institute for Swiss and International



Teitz

Civil Procedure and Private International Law at the University of Bern, Switzerland during the spring/summer semester. **Shannon Vale**, Arnold, White & Durkee, Austin, was elected vice president of the Austin Intellectual Property Law Association for 1998-99. **Cody Wilbanks** has become vice president and general counsel of GTE Airfone Incorporated in Chicago, Illinois, after having served in numerous positions in the GTE legal department for the past 11 years. **W. David Wood** is vice president of operations at MW Periscope Inc., Dallas.

## McBee Named Executive Assistant To Texas Lieutenant Governor

**Barry McBee, '81**, has been named executive assistant to Texas Lieutenant Gov. Rick Perry. McBee has served as the chairman of the Texas Natural Resource Conservation Commission since 1995—an appointment of Texas Gov. George W. Bush.

Previously, he served as Deputy Commissioner of Agriculture and was associate director of Cabinet Affairs during the presidency of George Bush. McBee was a 1989-1990 White House Fellow for President Bush. He also served in the appointments and general counsel's offices for former Texas Gov. Bill Clements.

## Marriages

**Sarah Fagin, '90, and Joseph A. Cutrona, Jr., on September 19, 1998.**

**Lynn Switzer, '90, and John Bozalis, on May 2, 1998.**

**Andrea Lynn Panchenko '94, and John McCormick on June 15, 1996.**

**Dana M. Brown, '95 and Jeff Kocurek on October 3, 1998**

**Shannon Belrne, '97 and A.F. Bud Wiesedeppe III, October 11, 1997**

**Jennifer Leigh Talley, '97, and Patrick Charles Keefe on May 30, 1998.**

**Laura Lynn Williams, '97, and Timothy Keyes on September 5, 1998.**

## Graduate News (continued)

**82 G. Randal Hullett** has become an associate with Abernathy, Roeder, Robertson Boyd & Joplin, McKinney, Texas. **Gregory G. Jones**, Russell, Turner, Laird & Jones, Fort Worth, was appointed the 1998 chair of Continuing Legal Education for the Texas Trial Lawyers Association. He received his certification by the National Board



Jones

of Trial Advocacy and was accepted as a fellow of the State Bar of Texas. **Robert D. Kilgore** has joined Cox & Smith Incorporated, San Antonio, as a shareholder. **Pamela G. Kostas** joined Kane, Russell, Coleman & Logan, Dallas, as an associate. **John Drake McLaughlan** is a supervisor of the Juvenile Division of the Dallas County Public Defender's Office. **William H. Millard** has become a partner in the Real Estate, Energy & Finance section of Bracewell & Patterson, Dallas. **Robert P. Stecher** graduated from Texas A&M College of Medicine in June 1999. He has begun an internship at Scott & White Memorial Hospital and will pursue a career in radiology/jurisprudence. **Shannon Webb** has become of counsel to Moseley & Standerfer, Dallas.

**83 John Cone**, Akin, Gump, Strauss, Hauer & Feld, Dallas, was named partner. He practices in the intellectual property section. **John L. Keffer** has become a partner with the corporate practice at King & Spalding, Houston. **William H. Oliver** has become partner in the new firm of Pipkin & Oliver, San Antonio. **Rachel Plotkin** has joined the SMU School of Law Underwood Law Library reference staff.

**Melanie W. Scofield** has been elected a council member of the Corporate Counsel Section of the Dallas Bar Association for 1999. **Ross M. Simpson** is managing partner in the new firm Simpson & Boyd, Bridgeport, TX.

**84 Thomas E. Davis** has become a shareholder in the firm of Jenkins & Gilchrist, Dallas. **Henry Gilmore**, Locke Liddell & Sapp, Austin, has become a shareholder. **Gregory D. Packer** has joined Westbrook Communities, Dallas, a master-planned community developer, as assistant general counsel. **Terry Simmons** has joined Thompson & Knight, Dallas, as a shareholder. **Rosemary T. Snider** has become senior counsel at McKool Smith, Dallas.

**85 Charla Aldous** is a partner in the new firm of Waggoner, Malouf & Aldous, Dallas. **James L. Baldwin, Jr.** has been promoted to vice president, legal affairs, Mott's North America, Stamford, Connecticut. He and his wife **Susan Baldwin**, '87, and their two daughters reside in Darien, Connecticut. **Priscilla K. Davenport** and **Holly J. Roman** have joined Kane, Russell, Coleman & Logan, Dallas, as associates. **Steven A. DeMonbreum LL.M.**, has been appointed a United States administrative law judge with the office of Hearings and Appeals in Roanoke, VA. **Frank Schuble** has formed the firm MacDonald & Schuble, Dallas. The firm specializes in bankruptcy, transaction, corporate and real estate law. **Judy M. Spalding** is an associate with David Carlock, PC, Dallas. **Kijkusol Surawut LL.M.**, has been appointed dean of the law school of Bangkok University, Bangkok, Thailand.

**86 Michael T. Bass** has become assistant general counsel at WorldCom, Tulsa, Oklahoma. **Robert Anthony Michael**

has joined Grau & Bassett, Dallas.

**David M. Pyke**, a shareholder in the firm of Rader, Campbell, Fisher & Pyke, Dallas, appeared on *Meet the Press*, *Good Morning*



Pyke

*America*, and *CNN's Burden of Proof* to discuss the case of his client, Paula Jones.

**Tammy Daley Walston** was elected a council member of the Corporate Counsel Section of the Dallas Bar Association for 1999.

**87 Angeline L. Bain**, Goranson Bain & Larson, Dallas, was elected president of the Family Law Section of the Dallas Bar Association. **David N. Condon**, Kane, Russell, Coleman & Logan, Dallas, has been elected a director of the firm. **Bryan T. Forman**, Austin, has founded First Financial Investment Securities, Inc., a full service brokerage firm and investment bank, with offices in Austin and Dallas.

**Milton G. Hammond** has joined VarTec Telecom, Inc., Lancaster, TX, as legal counsel. **Cindy Harkins Haynes** has been elected assistant secretary of Texas Instruments Incorporated and is corporate counsel. **Charles Scott Nichols** has joined Strasburger & Price, Dallas, as a partner.

**88 Randy Beck** is an associate professor at the University of Georgia Law School, Athens, Georgia. He teaches property, constitutional law, and trusts and estates.

**Marc Hubbard**, Munsch Hardt Kopf & Harr, Dallas, was elected a director of the Dallas Association of Young Lawyers for 1998. **Sherri Wallace Patton**, Dallas, has been elected a director of the Texas District & County Attorneys Association.

**Michelle E. Shriro** has opened a solo practice in Dallas.

**89 Kelly Franklin Bagnall** has been promoted to partner of Brown McCarroll & Oaks Hartline, Dallas. She practices business litigation with emphasis in the hospitality, broadcast media and printing industries. **Michele Rogers Baird**, has joined Frito Lay as vice president employment counsel. **David Carstens** has become a partner in the new firm of Carstens Yee & Cahoon, Dallas. **Charles J. Crawford** has joined Abernathy, Roeder, Robertson, Boyd & Joplin, McKinney, TX, as an associate. **Laura Brown Eastman** has joined the Houston office of Prescott Legal Search, Houston, as a legal recruiter concentrating on permanent attorney placements.

**Brian C. Griffin** has been appointed by Oklahoma Governor Frank Keating as Secretary of Environment for the State of Oklahoma. **Anne Ward Guinan** and **James L. Guinan** have formed a partnership, Guinan & Guinan, Dallas.

**Shamema Karjeker** has become a board-certified anesthesiologist with a fellowship in neuroanesthesia and is an assistant professor teaching anesthesia to medical resident physicians at Baylor College of Medicine, Houston. **Marc A. Myrin** has become a partner with Strasburger & Price, Dallas.



Touchstone

**Paul Searles**, has joined Haynes & Boone, Dallas. **Pamela J. Touchstone** has joined Calhoun & Stacy, Dallas, as a member of the firm's coverage practice.

**90 Bradley W. Foster**, Locke Liddell & Sapp, Dallas, has been promoted to shareholder. **T. J. Johnson**, Dallas, received a Presidential Citation from the Dallas Bar Association for her service to the legal profession as a facilitator in the "Symposium

## Births

**Lara Li Alexander Fraser**, July 8, 1998, to Qing Qing Frazer and B. Merrell Frazer, Jr., '83.

**Carter Grayson John Grose**, August 12, 1998, to Scarlett Grose, '94 and Matthew Grose.

**Amelia Mignon Jones**, July 9, 1998, to Mignon Jones, and Stuart A. Jones, '80.

**Natalia Lilly Nassour**, November 10, 1997, to Dina Tebcherany, MD, and Jimmy Nassour, '82 LL.M. (tax).

**Peter Anthony Dorsaneo**, July 2, 1998, to Despo Dorsaneo, '84 LL.M., '86, and Professor William V. Dorsaneo III.

**Emma Ellsabeth Eaton**, November 10, 1998, to Cynthia Eaton, and Michael Eaton, '84.

**Sarah Marie Sladnick**, June 2, 1998, to Pamela Zdunek, '84, and Cliff Sladnick.

**Austin Thomas Welch** and **Gillian Hope Welch**, March 30, 1998, to Kathryn Welch and Craig A. Welch, '85.

**Claire Lea Schmidt**, April 24, 1998, to Penny Raney Schmidt, '87, and Don Schmidt.

**Births (continued)**

**Benjamin Lee Baroody**, December 4, 1998, to Christina Baroody, and Ted Baroody, '89.

**Daniel Xavier Gulnan**, June 23, 1997, to Anne Ward Gulnan, '89, and James L. Gulnan, '89.

**Will Reed Kennard**, June 23, 1998, to Betsy Kennard and Robert M. Kennard, '89.

**Natalie Rose Monger**, June 2, 1997, to Michelle McCoy Monger, '89, and Meade Monger.

**Gabriel Diez**, August 26, 1998, to Maria Luisa Diez and Jaime Diez, '92.

**Jacob James Lesniak**, January 2, 1997 and **Ryan Christopher Lesniak**, March 20, 1998, to Lisa Jerge Lesniak, '92, and Jim Lesniak.

**Zöe Elexander Camp**, August 5, 1998, to Michelle Camp and Bill Camp, '93.

**Angus Kelleher-Ferguson**, December 11, 1997, to Marie D. Ferguson, '93, and James N. Kelleher.

**Camila Ocantos**, October 24, 1995, and **Juana Ocantos**, May 22, 1997, to Martha A. Bernárdez and Jose Antonio Ocantos, '93

**Graduate News (continued)**

for Excellence in the Profession with a Focus on Diversity." **David Metzler** has become a shareholder at McCauley, Macdonald Devin & Huddleston, Dallas. **Alan G. Ratliff**, has joined Ernst & Young, Houston, as a consultant in their litigation and legal related services group. **Michael W. Shore** spoke on the topic of "Settlement Traps: Credits, Liens, and Empty Chair" at the Texas Trial Lawyers Association 1998 Advanced Medical Malpractice Conference. He has also become a fellowship member of the Texas Trial Lawyers Association. **Mark M. Sloan**, Locke Liddell & Sapp, Dallas, has been promoted to partner. He practices in the lending and real estate law section. **Katherine A. Staton** has joined Jackson Walker, Dallas, as senior counsel. **Beverly Ward Via** has opened a solo practice in Dallas. **Michael (Monty) Watson** has been named assistant general counsel of Westbrook Communities, Dallas.

**91 Mark Brown** has become securities counsel for U.S. Global Investors, Inc., San Antonio. **Nancy Horton Burke** has joined Lynn Stodghill Melsheimer & Tillotson, Dallas. **R. Darryl Burke** has joined McKool Smith, Dallas. **Colin P. Cahoon** is a partner in the new firm of Carstens Yee & Cahoon, Dallas. **Leslie DeCillis** is staff counsel for the SABRE Group, Inc., Fort Worth, an information technology solutions company that is a subsidiary of AMR Corporation. **Pierre M. Espejo** is an attorney with EQUIVA Services, Houston. **Pamela S. Evers**, was formerly an environmental law consultant for the Bad River Band of the Lake Superior Tribe of Chippewa Indians, Odanah, Wisconsin, has begun teaching business law as an assistant professor at Stephen F. Austin State

University, Nacogdoches, TX. She completed her LL.M. in environmental law from Northwestern School of Law of Lewis & Clark College, Portland, Oregon. **Joseph A. Friedman**, Kane, Russell, Coleman & Logan, Dallas, has been elected a director of the firm. **Donald W. Gould II** has become a director in the firm of Boyer, Ewing & Harris, Inc., Houston. **William R. Hemphill**, is a partner in the firm of Hance, Scarborough, Woodward & Weisbart, Austin. **Abigail Guenther Kampmann**, Bayern, Patterson & Aycock, San Antonio, received the Outstanding Young Lawyer of San Antonio Award from the San Antonio Young Lawyers Association. **Maria Lancri**, LL.M., is an associate with the litigation department of Ginestié, Paley-Vincent & Associés, a Paris, France firm engaged in general domestic and international business practice. **Dan Larriviere** received his medical degree from Baylor College of Medicine. After a transitional year in internal medicine at Baylor, he will attend the University of Virginia as a neurology resident. **William B. Shelton**, has joined Looper, Reed, Mark & McGraw, Dallas, and will practice in the firm's family law section.

**92 Saskia Baan** LL.M. (C&I) has become legal counsel for the medical equipment division of Philips Electronics, Philips Medical Systems based in Best, the Netherlands. She will focus on transactions in Africa, Latin America, and the Middle East, and all medical projects in developing countries financed by such groups as the Dutch government, the World Health Organization or the United Nations. **Joseph D. Batson** is with Gilpin, Paxson & Bersch, Houston. **Bruce Bringardner**, LL.M., has joined Moseley & Standerfer, Dallas.

**Jenny Burg** has been named the editor of *WHERE Dallas Magazine* and the Special Occasions Sourcebook. *WHERE Dallas*

*Magazine* is a member of the *WHERE Magazines International* network, which includes 43 *WHERE* titles in major cities across the United States, Canada, Europe,

and Asia. *WHERE Magazines International* is the largest publisher of travel magazines in the world. Additionally, she was named to the steering committee of the Dallas Chapter of the American Food, Wine, and Travel Writers Association. Captain **Denise M. Burke**, USAF, has joined the faculty of the Air Force Judge Advocate General School (AFJAGS), Montgomery, Alabama. **Veronica Cuadra**, Clark, West, Keller, Butler & Ellis, Dallas, was named a director of the Dallas Association of Young Lawyers for 1998. **Temple H. Drummond** is an associate with Kass Hodges, Tampa, Florida. **Kelley L. Heide** is an associate with Munsch Hardt Kopf & Harr, Dallas. **Bret H. Hunter** is with Bank of America, Atlanta, Georgia. **Dr. David M. O'Dell** is of counsel with Bruce A. Pauley, Attorney at Law, Dallas. **David Olesky**, Cooper & Scully, Dallas, has become a shareholder.

**93 Craig Anderson** has joined Archon Financial, a Goldman Sachs Company, Dallas, as assistant general counsel. **Singsangob Aunya**, LL.M. (C & I), has been appointed assistant dean of the law school of Bangkok University, Bangkok, Thailand. **Kelly Elizabeth Bryan** has been promoted to assistant director of career services at the University of San Francisco

School of Law. **Bill Camp** has opened a solo practice in Dallas. He is also of counsel to Kyle & Mathis, Dallas. **Keith H. Cole, Jr.** has opened a solo practice in Dallas. **Joseph Corteguera** is an associate with Bennett Cochran, Houston. **John P. Fletcher** is with Kutak Rock, Little Rock, Arkansas. **Justin S. Gilbert** has opened The Gilbert Firm, Jackson, Tennessee, a practice limited to employment law. **Diane S. Jacobs** has joined Ivy, Crews & Elliot, Austin, as an associate. **Jerri L. Jenkins** has joined ProLogis Trust, a Real Estate Investment Trust, as in house counsel. ProLogis is the largest publicly held, U.S.-based owner and operator of global distribution, light manufacturing and temperature controlled properties in the U.S., Europe and Mexico. **M. Brenk Johnson**, Clark, West, Keller, Butler & Ellis, Dallas, was elected a director of the Dallas Association of Young Lawyers for 1998. **Robert M. Manley** has joined McKool Smith, Dallas. **Jerry Melchiode** is an associate with Galloway, Johnson Tompkins & Burr, New Orleans. **Sandy Mills** is a staff attorney with the Colorado Court of Appeals in Denver. **Jose Antonio Ocantos**, LL.M., is an associate with Quattrini, Laprida & Asociados, Buenos Aires, Argentina. **Bryan Pope** has opened a solo practice in Dallas. **Steven D. Roberts** Cooper & Scully, Dallas, has become a shareholder.

**Robert J. Witte**, Winstead Sechrest & Minick, Dallas, is co-chairman of the Dallas Association of Young Lawyers Leadership Development Committee. He is also

## Births (continued)

**Lindsey Palge Siff**, August 21, 1998, to **Betsy Miller Siff**, '93, and **Todd Siff**.

**Brandon Ryan Witte**, August 11, 1997, to **Deborah Witte** and **Robert Witte**, '93.

**Carter Grayson John Grose**, August 12, 1998, to **Scarlett Orenstein Grose**, '94, and **Matthew R. Grose**.

**John Alexander "Jack" Kozlcz**, June 4, 1997, to **Jule Lawson**, '95, and **Kevin Kozlcz**, M.D.

**Madelyn Brooke Haynes**, February 3, 1998, to **Bonny Haynes**, '95, and **Jay Haynes**.

**Henry Chang Skrehot**, January 6, 1998, to **Olivia Chang**, and **Michael Skrehot**, '96.

**Austin Brian Atchley**, March 17, 1998, to **Brenda Atchley** and **Jason B. Atchley**, '97.

**Cameron Kyle Goldean**, June 26, 1998, to **Stacy Goldean** and **Paul Goldean**, '97.

**William Connor Lynch**, April 6, 1998, to **Susan Lynch** and **Dennis Lynch**, '97.



Ocantos

## Graduate News (continued)

chairman-elect of the Dallas Heart Ball board of directors and the development chair of the Make-A-Wish Foundation of North Texas Board of Directors.

**94 Michael Cortez** has joined Jenkins & Gilchrist, Dallas. **A. Craig Mason, Jr.** is assistant counsel at Lincoln Benefit Life Company, a member of the Allstate Life Group, Lincoln, Nebraska. **Andrea Lynn Panchenko McCormick** is with Larry Pitt and Associates in Philadelphia, Pennsylvania, where she practices product liability and medical malpractice law. **Nicole Chaput Moss** is a senior associate with The Alexander Group, Houston. **George Seay** received his MBA from the University of Texas at Austin in May, 1998, and has formed the Dallas-based asset management firm Seay Stewardship & Investment Co. **Melissa A. Smith** has joined VarTec Telecom, Inc., Lancaster, TX, as litigation counsel. **Nicholas C. Wiseman** is an associate with Sommerman, Parham & Mitchell, Dallas. **Connie Zubler** has become the associate director of Career Services at University of Colorado at Boulder School of Law.

**95 Jamil N. Alibhai** is with Sopuch Nouhan & Higgins, Dallas. **Kimberly N. Alton** has been appointed by the Clinton administration as the special assistant to the staff director at the U.S. Commission on Civil Rights, Washington, DC. **R. Christian Brose** is an associate in the real estate section of Kelly Hart & Hallman, Fort Worth. **Stephanie Metcalfe Clouatre** is with White & Steele in Denver, CO. **Blaise Gormley** is an associate with David Carlock, PC, Dallas. **C. Elaine Hernandez** has joined Blockbuster Inc. in Dallas as corporate counsel. **Soon Suk Kim, LL.M.**, is an associate professor of law at Kwangju

University, Kwangju, Korea. **Stephen Monnig Jordan** received his LL.M. in taxation from New York University School of Law. He is an associate in the area of international tax services at Ernst & Young, New York, New York. **L. Bruce Lambert** opened a solo practice in Arlington, TX. **Brad McPhail** is with KPMG Peat Marwick as a senior tax specialist in the U.S. corporate tax group in Paris, France. **Michelle Morgan** is with Jones Day Reavis & Pogue, Dallas. **Neil G. O'Rourke** received an LL.M. in taxation from New York University School of Law and is with Womble Carlyle Sandridge and Rice, Winston-Salem, North Carolina. **Pintip Rujatikumporn, LL.M.**, has become an economist in the office of legal affairs, fiscal policy office, at the Ministry of Finance, Bangkok, Thailand. **C. Ashley Weaver** has joined Hance Scarborough & Wright, Dallas, as an associate.

**96 William E. Adams** has joined McKool Smith, Dallas. **Arturo Aviles** is an associate with Burns, Anderson, Jury & Brenner, Austin. **Clayton E. Bailey** is an associate with Cooper & Scully, Dallas. **Monica Feldmann Blacker** is with Thompson & Knight, Dallas. **Elizabeth K. Deardorff** has joined Jackson, Lewis, Schnitzler & Krupman, Dallas, as an associate specializing in employment law litigation. **Lisa R. Hernandez** is a partner in the new firm of Mulry & Hernandez, Dallas. **Martin Jones** received his LL.M. in taxation from New York University School of Law and is a tax associate with Kaye Scholer Fierman Hays & Handler, New York, New York. **Ashley Warren Jordaan** has joined Holme, Roberts & Owen, Colorado Springs, Colorado, as an associate. **Brad M. LaMorgese** is an associate with Holmes Robnett & Garza, Dallas. **Jason Ning** is an associate in the real estate prac-

tice group at Jenkins & Gilchrist, Dallas. **Karin Norington** is a trial attorney with the United States Department of Justice, Washington, DC, in the commercial litigation branch of the civil division. **Dr. James Rauer**, is of counsel with Bruce A. Pauley, Attorney at Law, Dallas. **Michael Skrehot** transferred from Texas Instruments' Dallas office to its Asia region headquarters in Taipei, Taiwan where he is intellectual property counsel for the region. **Misty Ventura** is an associate in the real estate section of Hughes & Luce, Dallas. **Timothy Whitley** has become an associate with the Law Offices of Christian Jenkins, Arlington, TX. **Phuong Dan Vu** has been elected a director of the Dallas Asian-American Bar Association for 1998.

**97 Jason Atchley** has joined the litigation section of Bellinger & DeWolf, Dallas. **Todd Betanzos** is with McCauley, Macdonald Devin & Huddleston, Dallas. **Brian Alan Carlson** is an associate with Fulbright & Jaworski, Dallas. **Ajay Choudhary** is with Coane & Associates, Houston. **Rodney Cooper** is an associate with Sidley & Austin, Dallas. **Sean Craig** received his LL.M. in taxation from New York University School of Law and is a tax associate with Winstead Sechrest & Minick, Dallas. **Carson Croft** has joined Jenkins Watkins & Mask, Dallas. **Christopher Curtis** received his LL.M. in taxation from New York University School of Law and is a tax associate with Haynes and Boone, Dallas. **Scott Paul Davis** has been appointed chief state prosecutor for Dixie County, Florida. **James Etri** is in the litigation section at Baker & McKenzie, Dallas. **John P. Hagan**, Clark, West, Keller, Butler & Ellis, Dallas, has been elected president of the Collin County Young Lawyers Association for 1998-99.

He also is a co-author of Texas Employment Law, *Sawes Publishing*, 1998; "Show Me the Money; Damages in Employment Cases." Additionally, he received an honorable mention award for State Bar of Texas authors and was named an associate in the Patrick E. Higginbotham American Inn of Court. **Stephen Iglesias** has become an assistant attorney general in the Florida Attorney General's Office in Tallahassee, Florida. **Passion Julinsey** (changed from Pachuan Wongsrikul) has joined Hawkins, Delafield & Wood, New York, New York. **Jennifer Leigh Talley Keefe** is with Patton Boggs, Dallas. **Rocky Lawdermilk** is with Strong Pipkin Nelson Bissell & Ledyard of Beaumont. **Dennis Lynch** is with Figari & Davenport, Dallas. **Brant Martin** has joined the corporate section at Baker & McKenzie, Dallas. **Susan Martin** is with Beckham & Thomas, Dallas. **Adam Mukamal** received his LL.M. in taxation from New York University School of Law and received the Harry J. Rudick Memorial Award as the outstanding student in his graduating class. He is with Davis Polk & Wardwell, New York, New York, as a tax associate. **Patrick T. Mulry** is a partner in the new firm of Mulry & Hernandez, Dallas. **Stephanie Newkirk** has joined Arter & Hadden, Dallas. **Taeri (Im) Oh** has joined Baron & Budd as an associate practicing toxic tort litigation. **Troy Reimer** is an associate with Holmes Robnett & Garza, Dallas. **Benjamin Luke Pistorius** is an associate with McKenna & Cuneo, San Diego, California. **Chad Ruback** is an associate with McCauley, Macdonald Devin & Huddleston, Dallas. **Shannon Brooke Sill** has become an associate of McShane, Davis & Hance, Dallas. **Todd S. Spickard** and **Cyndi Watson** are with Moseley & Standerfer, Dallas. **Yolanda Torres** has joined the liti-

gation section of Thompson, Coe, Cousins & Irons, Dallas. **Ryan Turner** is clerking for Judge Sharon Keller, Texas Court of Criminal Appeals, Austin. He has co-written the book *Lone Star Justice: A Comprehensive Overview of the Texas Criminal Justice System*. **Jeffrey Blair Wolff** has joined Fulbright & Jaworski, Dallas, as an associate in the litigation section.

**98 Nazeh Abusaad** is with the Law Office of Khalid Hamideh, Garland. **Zahara Alarakhia** is with Majmudar Singh Chatterji in Bombay, India. **Jennifer Anton**, **Edmond Courtroul**, **Heather Emmel**, **Michael B. Farnell, Jr.** and **Patricia K. Lindloff** are with Weil, Gotshal & Manges, Dallas. **J. Todd Applegate** is with Daniel Clampett Powell & Cunningham, Springfield, MO. **Melinda Y. Balli** is with the Law Office of Roel "Robie" Flores, McAllen, TX. **Shannon Barcroft** is with Ernst & Young, Dallas. **Kathleen Bargon** and **Aimeé Perilloux** have joined Arter & Hadden, Dallas. **Jaime Barron** is with Eddleman Clark & Rosen, Dallas. **Brenda Barton** is a judicial clerk for Judge Paul Stickney, Federal Magistrate, U.S. District Court for the Northern District of Texas. **E. Kim Nietenhoefe Basil**, **Joel Messina** and **Christopher Rowley** are with Andrews & Kurth, Dallas. **Jennifer L. Bennett** is with the Harris County District Attorney's Office in Houston. **Adam Berry** is with Wood Thacker & Weatherly, Denton, TX. **Randall Block** is with Winstead Sechrest & Minick, Dallas. **Gary Bond**, **Andrea (Shonn) Evans** and **Carolyn L. King** are with Locke Liddell & Sapp, Dallas. **Marie Briner** and **Sally Hrach** are with the Dallas County District Attorney's Office. **Heather Case** is with Hall Estill Hardwick Gable Golden & Nelson, Tulsa,

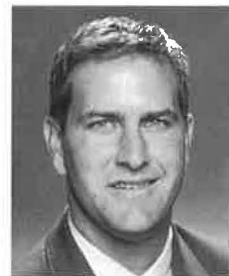
Oklahoma. **Yuan Chen** is the community preservation project Americorp attorney with the Legal Aid Foundation of Los Angeles. **Katrina Clarence** is with Coopers & Lybrand, Houston. **Brooke Cohen** is with Godwin & Carlton, Dallas. **Guyanne Conley** is with Haynes and Boone, Dallas. **Richard Cortez, Jr.**, **Tracy Crum**, **Gemma Descoteaux**, **Scott Kimpel**, **Burke A. McDavid** and **Troy Wuertz** are with Akin Gump Strauss Hauer & Feld, Dallas. **Richard A. Cuccia II** is with KPMG Peat Marwick, Dallas. **Michael R. Cunningham**, **Thelma Romano**, **Elaine Tran** and **Michael Wilson** are with Thompson Coe Cousins & Irons, Dallas. **Stacey Cunningham** is a legislative assistant with Kenn S. George, Dallas. **Amanda Dake**, **Heidi Wambach** and **Fiona Arnold, LL.M.**, are with Jones Day Reavis & Pogue, Dallas. **Lora Davis** is a judicial clerk for Chief United States Bankruptcy Judge Robert C. McGuire of the Northern District of Texas, U.S. Bankruptcy Court, Dallas. **Daniel Deaton** is with Fulbright & Jaworski, Houston. **Linda Dedman** is with Baker & McKenzie, Dallas. **David Drez** is a judicial clerk for Judge James Trimble of the United States District Court for the Western District of Louisiana in Beaumont. **Clayton Duncan** is with Strasburger & Price, Dallas. **Xavier Duran** is with Best & Associates, Dallas. **Carolyn Ebberts** and **Todd Stoller** are with Burford & Ryburn, Dallas. **Ronald Eddins** and **Ross H. Parker** are with Munsch Hardt Kopf & Harr, Dallas. **Matthew Eiseman** is with The Nautilus Group of New York Life. **Scott Eudey** is with Jack W. Ross & Associates, Broken Arrow, Oklahoma. **Kelsey D. Foligno** is with Perry-Miller & Beasley, Dallas. **Deidra W. Frazier** is with Price Waterhouse Coopers, Dallas. **Brandon W. Freeman** has joined Wilson Sonsini

## Graduate News (continued)

Goodrich & Rosati, Austin. **Robert Friedman** and **Leonard E. Nicholson** are with Winstead Sechrest & Minick, Dallas. **Ashley E. Frizzell** is a judicial clerk for Judge Lee Ann Dauphinot of the Texas Court of Appeals for the second district in Fort Worth. **John Galvan** is with Advocacy, Inc., Dallas. **Laura Getz** is an assistant public defender in Nashville, Tennessee. **James E. Harris** is with Marger Johnson McCollom, Inc. in Portland, Oregon. **Suneese R. Haywood**, **Jennifer Nolte**, **David Ovard** and **Carrie J. Phaneuf** are with Cowles & Thompson, Dallas. **Michael Heitz** is with Adrian Crane & Associates, Dallas. **Karl K. Hennessee**, **Christopher Juban** and **Jeffery K. Malonson** are with Vinson & Elkins, Houston. **J. Brooke Hern** is with Lowenstein Sandler Kohl & Fisher, Roseland, New Jersey. **Ryan K. Higgins** is with Brewer & Pritchard, Houston. **Mysti E. Hillis** is with Attorney Resource, Dallas. **Michael Hindman** is with Rolle Madden Breeland & Ryan, Dallas. **Patrick Hodo** is with Red Maple Technologies, Dallas. **Jeffie Horn, Jr.** is with Crowell and Owens, in Alexandria, LA. **Robert Housley** is with Testa Hurwitz & Thibault, Boston, Massachusetts. **Kay Lynn Houston** is with Klinger & Navarro, Richardson. **Thomas Ingram** and **H. Patrick Nugent** are with Touchstone Bernays Johnston Beall & Smith, Dallas. **Shannon R. Jackson** is with Hunton & Williams, Atlanta, Georgia. **Erika Jefferson** is with Clark Thomas & Winters, Austin. **Jennifer Jeffress** is a judicial clerk for Judge John Ovard of the Texas Court of Appeals in Dallas. **James A. Jeter** and **Julio Martin** are with Baker & Botts, Dallas. **Lara Jitlal** and **Richard Person, M.D.**, have become associates with Gardere & Wynne, Dallas. **Robert M.**

**Johnson** is with the Internal Revenue Service, Dallas. **Theodore Jones** is a legislative assistant for Congressman W.J. Tauzin, in Washington, D.C. **Greg Kline** is with Brown McCarroll & Oaks Hartline, Dallas. **Larry C. Kluever** is with the Law Offices of James C. Barber, Dallas. **Angela M. Knight** is with Doerner Saunders Daniel & Anderson, Tulsa, Oklahoma. **Megan Kramer** and **Jennifer Lapp** are with Baron & Budd, Dallas. **Lori A. LaConta** is with Rad & Associates, Dallas. **Marc Lenahan** is with Noteboom and Gray, Hurst, TX. **Jim Lenschau** is the executive director of the Community Legal Center in Memphis, Tennessee. **Glenn Lupo** is with Ford & Reinhard, Dallas. **Lori A. Lustberg** is with Fanning Harper & Martinson, Dallas. **Jason Mackey** is with Monts & Ware, Dallas. **Elaine A. Manuel, LL.M.**, is with Carrington Coleman Sloman & Blumenthal, Dallas. **Stephanie Staubach** is with Haynes and Boone, Dallas. **Alan Marcuis** is with Jackson Lewis Schnitzler & Krupman, Dallas. **Robert W. Mason** is with Vaden Eickenroht & Thompson, Houston. **Jeff Mathias** has opened a solo practice in Ames, Iowa. **Dena Mastrogiovanni** and **Geneva Stephens** are with Jenkins & Gilchrist, Dallas. **Monty Moncrief** is with Thompson & Knight, Fort Worth. **Jarod Moss** and **William S. Wyatt** are with Vinson & Elkins, Dallas. **Miguel Mugica, LL.M.**, is an associate with Fox Horan & Camerini, New York. **Tung T. Nguyen** is with Hitt Chwang & Gaines, Richardson, TX. **Alexandria Nguyen** is with Haynes and Boone, Dallas. **Alejandro Noblia LL.M.** is with Cardenas, Cassagne and Asociados Law Firm in Argentina. **Tonya Parker** is with White Hill Sims & Wiggins, Dallas. **Katie Pedigo** is with Lifeline Home Health, Garland, TX. **Paul Pilibosian** is with Scott Hulse Marshall

Feuille, El Paso, TX. **Cheryl Poulin** is with Kelly Hart & Hallman, Fort Worth. **Pablo Prando** is with Los Alamos National Laboratory, Los Alamos, NM. **Sarah Q. Qureshi** is with Meadows Owens Collier Reed Cousins & Blau, Dallas. **Amy L. Ray** and **Roy Wood** are with Thompson & Knight, Dallas. **Gabriel Reed** is with Howie & Sweeney, Dallas. **Gene Roberts** and **William Weinberg** are with Settle & Pou, Dallas. **Peter Salaverry** is a senior legal analyst with Legal Y2K Consultants, Dallas. **Marya Santor** is with the Law Offices of W.C. Roberts, Dallas. **Timothy Schuerch** is with Manilaq Association, Kotzebue, Alaska. **Janna Short** is with Coopers & Lybrand, Dallas. **Cary Silahian** is with Krafzur, Gordon, Mott, Davis, Woody in El Paso. **Derek H. Sparks** is with Jones Day Reavis & Pogue, Dallas. **Julie C. Stern** is with Richard L. Ray,



Tatum

Attorney at Law, Canton, TX. **Benoit Swinnen** is with Kansas Legal Services, Inc., Topeka, Kansas. **Mark Tatum** is with Shook Hardy & Bacon, Kansas City,

Missouri. **Anne Terwilliger** is with Worsham Forsythe & Wooldridge, Dallas. **Donna Thayer** is with Goins Underkofler Crawford & Langdon, Dallas. **Janie Treanor** is with Jackson Walker, Dallas. **Jeanette Vloitos** and **Timothy Whisler** are with Vial Hamilton Koch & Knox, Dallas. **Wes Wadle** is with Friedman Driegert & Hsueh, Dallas. **Richard Wallace** is with Passman & Jones, Dallas. **Meredith Williams** is with Looper Reed Mark & McGraw, Dallas. **Kevin Yusman** is with the U.S. Navy Judge Advocate General's Corps.



**1999 Law School Reunion Weekend April 9—April 10, 1999**

Three hundred law graduates returned to the law quad the weekend of April 9 and 10 to celebrate their years spent at SMU School of Law. Graduates traveled from throughout Texas, Arizona, Arkansas, California, Colorado, Florida, Georgia, Illinois, Michigan, Missouri, Nebraska, New Mexico, New York, Ohio, Oklahoma to participate in the festivities.

The weekend included classroom visits, a lecture by Professor Joseph W. McKnight, a tour of the law quad, CLE presented by Professors William V. Dorsaneo and Elizabeth Thornburg, a golf outing, and a reception with Dean John B. Attanasio. Individual class parties were also held at various locations throughout Dallas.



Top: l-r Professor Paul Rogers, Fred Benners '54, Dean John B. Attanasio, Dr. Charles O. Galvin visit at the Dean's Reception.

Above: Marshall Doke, Jr. and B.F. Coker listen as Professor Joseph McKnight gives a lecture in the rare book room of Underwood Law Library.

**Reunion Committees**

- |                           |                                  |
|---------------------------|----------------------------------|
| <b>1954</b>               | Karen Cook Sargent               |
| Cooper Blankenship        | Stuart Schwartz                  |
| John D. Griggs            | Elizabeth Steele Tindall         |
| Bob Gwinn                 | Mike Warren                      |
| Joseph Redwine Patterson  |                                  |
| Benjamin Pickering        | <b>1984</b>                      |
|                           | Bob Allen                        |
| <b>1959</b>               | Christopher Braun                |
| Durwood Crawford          | Wilson Chu                       |
| Marshall J. Doke, Jr.     | Rocky Crabb                      |
| Bob Dyess                 | Robert Dedman, Jr.               |
| Larry Gollaher            | Keith Dennis                     |
| James H. "Blackie" Holmes | Michael Eaton                    |
| E. Ray Hutchison          | Mona Gupta                       |
| G. David Neal             | Mary McNabb Korby                |
| James A. "Al" Stockard    | Gregory Lones                    |
| Blake Tartt               | Roman Kupchynsky                 |
|                           | Roger McClary                    |
| <b>1964</b>               | Josh Oden                        |
| Anne Douthit Snodgrass    | Tom Pappas                       |
| Frank Hernandez           | Richard Pollock                  |
| Dick Hull                 | Peter Stanford                   |
|                           |                                  |
| <b>1969</b>               | <b>1989</b>                      |
| J. Michael Alexander '70  | Kelly Franklin Bagnall, co-chair |
| Larry Brannan '68         | Catherine Bowe, co-chair         |
| Stephen B. Brown          | Ron Breax, co-chair              |
| Albert L. Jeffreys        | Manuel P. Lena Jr., co-chair     |
| George S. McKearin        | Michelle Balrd                   |
| Rick Rehfeldt             | Kristin Nilsson Bear             |
| Charles S. Robertson      | Kathy Beasley                    |
| Mike Tabor                | Kerry Breaux                     |
| Ken Wincorn '70           | Susie B. Chapman                 |
|                           | Michael Hood                     |
| <b>1974</b>               | Robert Lamb                      |
| Ed Coultas                | Sylvan Lang                      |
| Charles Florshelm         | Scott Night                      |
| John Lopez III            | Virginia Pennington              |
| David Moseley             | Marci Rommick                    |
| Hon. Charles Polk Player  | Paul Searles                     |
| Reed Prospere             | Todd Tinker                      |
| Travis Vanderpool         |                                  |
|                           | <b>1994</b>                      |
| <b>1979</b>               | Kirsten Castañeda, co-chair      |
| Phyllis K. Bywaters       | Randy Osborne, co-chair          |
| Martin Camp               | Lou Ann Collins                  |
| Jan Chafin                | Rob Colwell                      |
| Mina Brees                | Brad Fletcher                    |
| Jose A. Castro-Frenzel    | Matt Henry                       |
| Ann Fritts                | Polly Rea O'Toole                |
| Charles Grisson           | George Seay                      |
| Mary Emma Ackels Karam    |                                  |
| Bob Lyon                  |                                  |



**Top: John Grigg '54, Nancy Griggs and Professor Lennart Larson at the class of '54 party.**

**Above: Members of the class of 1954 at The Melrose Hotel.**

**Top right: Bob Gwinn, Cooper Blankenship, Mlm Humphrey and Dean John B. Attanasio at the class of '54 party.**

**Above right: Jack Cole '54, Barbara Cole, Jim Tubb '54 and Suzanne Tubb at the class of '54 party.**

**Right: I-r Bruce Boss, Bob Dyess, Larry Gollaher, George Milner, Al Stockard, Gene Ater, Mike Supple reminisce at the Dean's Reception.**



**Left: I-r Frankle Milner, George Milner '59, Betty Doke, Marshall Doke, Jr., Blackie Holmes '59, Judy Holmes, Sen. Kay Bailey Hutchison, E. Ray Hutchison '59.**

**Below left: Dean John B. Attansio, Gene Ater '59, Webber Beall '59.**

**Bottom left: I-r Arnold Singer, Phyllis Bywaters '79, Rick Rehfeldt '69 at the Dean's Reception.**

**Below: Members of the class of 1959 at Pappadeaux's.**

**Bottom: Members of the class of 1969 at the Radisson Hotel.**





**Top: Dr. Charles O. Galvin, Floyd Thomas '74, Ed Coultas '74 and Bob Anslaux '74 at the '74 class party.**

**Above: Members of the class of 1974 at the Tower Club.**

**Above right: Ron Wetherington, Judith Swift '79 and Bob Lyon '79 at the '79 class party.**

**Right: Members of the class of 1979 at the home of Bob Lyon.**

**Bottom: Members of the class of 1984 at Mattito's.**





**Left: Lisa Schiffman '94 and Jorge Gonzalez at the '94 class party.**

**Below: Kwame Walker '94, Clay Hartmann '94 and Jeff Brooks '94.**

**Bottom: Members of the class of 1989 at On The Border.**



**Top: Members of the class of 1994 at the Barley House.**

**Above left: l-r Bruce Rogers, Jana Wickham, Kirsten Castañeda, David Traylor, Barry Geweke, Pamela Ham, Craig Mason reunite at the Dean's Reception.**

**Above: Jeff Dominguez, Laura Perkins '94 and Cecile Labega '94 at the '94 class party.**

## Continuing Legal Education

The SMU School of Law's International Law Society presented three units of Continuing Legal Education (CLE) for members of the International Section of the Dallas Bar Association. The presentation, the first time students presented CLE credits for the Dallas Bar Association, was entitled, "Update on Legislative, Regulatory and Case Law Developments Affecting International Business Transactions. Topics included international arbitration, taxation, introduction of the Euro, and anti-dumping legislation. Presenters were Eric. S. Tautfest, Michael L. Smith, Kris T. Pribadi, and John J. Eikenburg. Jeffrey M. Dalton and Andrew A. Pidgirsky served as co-authors. Aaron R. Turner was the editor.



Photographed on October 20, 1998, from left to right: Jeffrey M. Dalton, 3L, John J. Eikenburg, 2L, Kris T. Pribadi, 2L, Andrew A. Pidgirsky, who graduated in December 1998, Aaron R. Turner, 2L, Michael L. Smith, 2L, and Eric S. Tautfest, 2L.

## SMU Law Students Win Mineral Law Scholarships

Gordon T. Foote, II, of Salt Lake City, Utah, Randall G. Quick, of San Antonio and John A. Thomas, from Pawnee, Oklahoma were awarded scholarships by the Eastern Mineral Law Foundation for the 1998-99 academic year. Thomas was also a recipient of a Joe Rudd Scholarship by the Rocky Mountain Mineral Law Foundation.

The Mineral Law Scholarships began with the support of the Estate of Joe Rudd, an Alaska lawyer who was killed in a small plane crash in the late 1970's. His bequest to the Rocky Mountain Mineral Law Foundation spurred additional financial support from that group and inspired the

Eastern Mineral Law Foundation to establish its own scholarship program. Both organizations give the awards on the basis of merit to law students who display an interest in and potential to advance natural resources law, which is generally defined as oil and gas, mining, water, and environmental law. Foote, Quick and Thomas, who received the scholarships as third year law students, join a long list of SMU law students who have garnered the awards.

"Law students from SMU have received more mineral law scholarship awards over the years than any of the other 50-plus law school members of the Foundations," said Professor John Lowe. "The primary reason that SMU does so well, is the quality of our students. It's easy to see

when you look at the resumes of people like Gordon Foote, Randall Quick and John Thomas that they are likely to have a substantial impact in whatever field they practice. The Foundations want to encourage people like them to work in the resources law area. A secondary factor is that SMU has a history of excellence in resources law that goes back more than 50 years. People expect our students to be good—and they are."

## Student Spotlight: Eun Yee Chung

**G**ood morning,” “good afternoon” and “good evening,” were the only English phrases that Eun Yee Chung could speak when she arrived in the United States in 1981 at age 8. Now, the SMU law school student, class of 1999, is prepared for a career in the world of law.

Born on the small South Korean island of Kyung Nam Nam Hae, Eun Yee was raised in the country's harbor city, Pusan. Her father affectionately prodded his daughter to excel by telling her that she should do better than other people who have immigrated to America because, having been born on an island, she had to cross two “oceans” to get here.

Her parents taught her to honor and value her Korean heritage.

“If you don't understand your background, you can't bring another perspective to people,” says Eun Yee.

When Eun Yee enrolled in a Dallas elementary school, she was one of only two Asian children in the school. The children, who first stared at her in curiosity, later tried to teach her English. They were “informal” lessons. “This is Kleenex. Repeat after me, Kleenex,” her classmates would say as they picked up tissues on the playground.

Eun Yee loathed not being able to communicate. She was placed at a desk on the school auditorium stage with tapes and books on learning English, but no one to tell her what to do with them. She would later rely on television and an aunt who had spent more time in the U.S. to learn the language. Eventually, Eun Yee became proficient in English and retained Korean fluency by reading newspapers and books from her native land.

Eun Yee's attraction to the law began in the fifth grade when studying about sla-

very and the women's movement stirred something inside her. A high school teacher, who fed her passion for justice and personal integrity, fueled Eun Yee's interest in the law.

Eun Yee entered and won an essay contest for secondary students, sponsored by the Texas Young Lawyers Association (TYLA). Her essay, on what the ideal court system would look like, earned her a trip to celebrate the Sesquicentennial at the Texas Supreme Court. Eun Yee was inspired by the celebration of justice for all, regardless of a person's class or ethnicity. And she was impressed by the diversity in the students represented at the gathering.

She was selected to be Junior Statesmen of America in high school and spent a summer as one of 70 young Statesmen at Yale. She visited the United Nations and took part in debates on global issues.

“The program opened my eyes to a different reality,” she says.

In December 1994, Eun Yee graduated a semester early with a B.B.A. from the University of Texas. Never an idle person, she traveled to Korea for vacation where she took a job teaching English in Korea after determining that three weeks of vacation was all she needed.

After her first year of law school, Eun Yee worked for Kim & Chang, South Korea's largest law firm, and one of the firm's senior partners, Dr. Chun-Pyo Jhong, who obtained his LL.B. from SMU in 1957. During her clerkship, Dr. Jhong shared fond memories of Dean Robert Storey with Eun Yee.

Eun Yee was awarded a Collins Clerkship in 1998 and looks forward to a career in the international practice of law.

—Rebecca Greenan



Chung

## The Way We Were? *By Barbara M.G. Lynn*

*"Let's kill all the lawyers." Shakespeare's soundbite, taken out of context from Henry VI, is routinely and repeatedly quoted to confirm that lawyers have for many centuries been the subject of popular disdain. It is also often cited by professors and practitioners attempting to shrug off what sometimes seems the relentless attack on all of us, particularly trial lawyers, and on the justice system; they suggest that we lawyers should perhaps ignore the stridency of the attacks because of their historical constancy.*

For the many of us who are proud of what we do and how we do it, lawyer jokes, which have become ever more pointed and bitter since I graduated in 1976, really aren't funny, but we laugh and even tell a few ourselves. In truth, however, it hurts us that Jim Carrey's starring role in *Liar, Liar* was premised on the view that if a lawyer *had* to tell the truth, his whole life, and ultimately the lives of those around him, would dramatically change for the better.

If the public believes that we are no more than carnival hucksters—cajoling and entreating our way to success, with the truth no more than a potential impediment to our goals and the mighty greenback the salve to what little we have in the way of consciences—then one can certainly understand, indeed sympathize, with the public's low assessment of our worth. Yet the vast majority of us know that this characterization of us as a profession is unwarranted and inaccurate. Law is still a popular career choice and idealism not an altogether foreign emo-

tion in our law schools. We certainly have among us a not insignificant few that have lied, stolen, or sacrificed integrity on the altar of greed; every instance that occurs is a blot on our profession that we should condemn. Yet we also have an obligation, too often overlooked, to speak of the good we do, collectively and singly, and of the merits of a system that is envied throughout the world.<sup>2</sup> The public's current—and historical—thoughts about our profession are marked by profound ambivalence. Sir Thomas More died out of allegiance to the law and the sanctity of one's oath, yet found no lawyers in the ideal Utopia.<sup>3</sup> The public roundly vilifies the legal profession, but individuals strongly value the services of their own counsel.

Are we relegated to the "can't live with 'em, can't live without 'em" category? Are we forced to mumble when asked what we do for a living, to avoid showing up at our kids' career day to talk about being lawyers?<sup>4</sup> The answers to these questions should be a resounding "NO." We have a great deal to be proud of and to promote. The collective drubbing we get as a profession is undeserved,

but perceptions cannot be changed overnight. We need to talk about what we do as lawyers and as citizens. We need to talk about what our system means and how to improve it. And we need to let our clients and the general public know that we have been listening to their criticisms, have made and advocated changes and will continue to make and urge them as long as we can do so without losing the essential aspects of a great system.

It might assist us to reflect on how we arrived at the low place we now inhabit, where we are the butts of jokes and cruel derision. One cause might be the explosion of litigation. Everyone knows someone who has sued, if they have not been parties themselves, and except in the rare situation of a happy settlement, every lawsuit spawns at least one loser.

Further, the modern societal tendencies to shift responsibility for life's failures to someone else, to play "the blame game," has grown significantly over the last 20 years and inevitably has led the blamers to trial lawyers, whose job is to find and pursue the persons who are to blame for legal wrongs. When the law provides a remedy and we lawyers pursue it for our clients, the public views us as obstacles to the "right thing" being done, as impediments to what is vaguely perceived to be the "fair" result.

As we well know, but as the general public may not, our role in the system is to act as advocates under the laws as they exist. We may, as private citizens, lobby for changes in the system or even run for office and move for the passage of the best laws a free democracy can produce.



*If the public believes that we are no more than carnival hucksters—cajoling and entreating our way to success, with the truth no more than a potential impediment to our goals and the mighty greenback the salve to what little we have in the way of consciences—then one can certainly understand, indeed sympathize, with the public's low assessment of our worth. Yet the vast majority of us know that this characterization of us as a profession is unwarranted and inaccurate.*

Yet we are not properly to be condemned for searching the law, finding the potential recompense for our clients' injuries, and pursuing those claims vigorously and ethically. If tempered with good judgment and the recognition of our obligation to counsel our clients as to the wisdom of their election to pursue legal claims, our willingness to advocate zealously for our clients should be a source of pride, not shame, to lawyers. We are in fact the stewards of our system, making sure that judges and juries enforce rights granted under the law by legislators. If we have too many laws, on too many subjects, then the public should lobby our legislators to make changes. But lawyers can and should, without apology, advise their clients of the rights the law affords them, counsel them about pursuit of such rights and promote those rights in court.

Do we, as is often claimed by our critics, take overly technical positions which, in criminal cases, lead to the freeing of the guilty? Of course, we take technical positions, and of course we should. When the mighty arm of the government threatens the liberty of the defendant, we can and should cloak ourselves in the garb of the law, reading carefully every word and searching for every nuance. The protection the law affords even the guilty is the same protection the law affords the innocent, and we need to talk publicly about that. As Sir Thomas More argues to his son-in-law in *A Man for All Seasons*,

And when the last law was down,  
and the Devil turned round on  
you—where would you hide,

Roper, the laws all being flat?  
This country's planted thick with  
laws from coast to coast—man's  
laws, not God's—and if you cut  
them down...d'you really think  
you could stand upright in the  
winds that would blow then? Yes,  
I'd give the Devil benefit of law,  
for my own safety's sake.<sup>5</sup>

If the public condemns criminal defense lawyers along with their clients simply because we are their advocates and seek for them the protection the law affords, then the public misses the point of our system, and we must do all we can to make the point.

Are we criticized because we "play games" and avoid merits? Sometimes we do such things and these criticisms are justified, such as when we take unfair advantage of our opponents, allowing obvious typographical errors to justify rounds of discovery objections for no purpose other than delay. That is wrong and we should say so, but we should explain without remorse our adversary system, which makes us responsible not for the ultimate outcome but for the vigor of fair, ethical advocacy.

Public opinion polls also indicate that the boom years in our profession and the constantly escalating fees and compensation are further causes for the low esteem in which we are held. Starting salaries for new associates and summer associates continue to skyrocket, billable hours requirements have consequently escalated, and difficult life style choices have caused some to leave the profession.

We must be sensitive to how the public views us. We must do what we can to assure that all citizens have access to legal services when they need them, being willing to waive or modify our "usual hourly rates" in appropriate cases. We cannot become mindless slaves to the billable hour god, unwilling to render services to those deserving of assistance but unable to afford what we provide.

We must continue our dedication to pro bono service. The call to act for the poor and disadvantaged is a price society rightly imposes upon us for our law licenses and is certainly one to be heard and answered with enthusiasm. Lawyers and law students assisting them have handled for free, cases that have improved housing, welfare, immigration, the rendition of social services to the homeless and mentally ill, and appropriate treatment of incarcerated inmates. Is it wrong that a lawyer took a case to urge that the legal rights made available by Congress to the disabled also apply to prisoners? The Supreme Court's unanimous recognition of such rights for the imprisoned certainly proves that the case should have been brought.<sup>6</sup> We must be courageous in dedicating our legal talent to those, against whom the death penalty has been assessed, assuring that only those convicted by a system true to its constitutional mandate are subjected to the ultimate sanction. Further, although contingency fees are a valuable and necessary component of our system, we should guard against those fees being an impediment to reasonable settlements. We should, as many of us do, donate our time to charities that need legal services.

As we all know, we are condemned for the bad conduct of other lawyers. I suggest that when we are fully informed, we speak publicly against cases of unethical and criminal behavior by lawyers, that we join our colleagues in service on grievance and fee disputes committees, and that we speak repeatedly to our colleagues and to the public about ethics and professional responsibility.

Finally, we need to mentor and nurture young lawyers, to instill in them a sense of honor and pride in their profession. The Law School Admissions Council reports that applications to law schools have declined dramatically, from more than 99,000 in 1990 to just over 72,300 six years later. In a Young Lawyers Division poll conducted in 1995, just over one-third of the young lawyers surveyed were very satisfied with their career choice. The Inn of Court movement has made tremendous strides in formalizing positive mentoring relationships, but every one of us should, day to day, work on passing on a high sense of professionalism and respect for the law to our younger colleagues.

There are great lawyers doing great deeds, some writ small and some writ very large, across this country, and their stories should be told to all who will listen.



Barbara Lynn, '76, is the immediate past chair of the Litigation Section of the American Bar Association. Lynn is a partner and member of the Executive Committee of Carrington, Coleman, Sloman & Blumenthal in Dallas.

*In My View* is a new feature in *The Brief*. If you have an opinion you would like to share on legal and lifestyle issues in the world of law, contact Helen Bond, alumni publications editor, at Hbond@mail.smu.edu or write to P.O. Box 750116 Dallas, Texas 75275-0116.

Restored pride and public confidence in our profession can instill us with new enthusiasm, and enthusiastic lawyers can work wonders for our legal system and our communities. A real dialogue with the public that is designed to eliminate venom and vitriol and replace it with support and confidence in a time-tested system of justice is essential. Our continued commitment to living life as honorable professionals may, within our lifetimes, restore the honor the public once accorded our profession. We cannot hope for genuine popularity, but by championing the cause of justice, and conducting ourselves with deference to the high ideals of our profession, we can rightly expect recognition of the noble aspects of our calling.

<sup>2</sup> For example, the Central and Eastern European Law Institute (CEELI) promotes the rule of law in emerging democracies in Central and Eastern Europe through the use of volunteer American lawyers who, incidentally, receive only subsistence wages to act as liaisons to such countries.

<sup>3</sup> Sir Thomas More, *Utopia*, Book Two (2d ed. 1995): "As for lawyers, a class of men whose trade it is to manipulate cases and multiply quibbles, they have no use for them at all."

<sup>4</sup> A National Law Journal poll reported on August 9, 1993 that only 5% of those polled would recommend law as a profession to their children.

<sup>5</sup> See R. Bolt, *A Man for All Seasons* (Vintage Books 1990 ed.), Act One at 66 (Sir Thomas More to William Roper).

<sup>6</sup> *Pennsylvania Dept. of Corrections v. Yeskey*, \_\_\_\_\_ U.S. \_\_\_\_\_ (June 15, 1998).