

THE ADVOCATE

LEWIS & CLARK LAW SCHOOL | PORTLAND, OREGON | FALL 2013



Justice Sonia Sotomayor to Visit Law School
Fifth Visit by a Supreme Court Justice Since 2008

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Letter From the Dean

Dear Law School Community:

In my last letter, I wrote about our extraordinary staff, adjunct professors, mentors, and visiting professors. In this issue, I want to discuss our permanent faculty.

One of the incredible things about our school is that faculty members who join us rarely leave. Our longest-serving faculty members have been here for over 40 years, and the majority have been here for more than 10 years. Equally important is that the knowledge and experience of this group is reinforced by the 24 faculty members who have been at the law school for less than 10 years and are adding exciting new ideas and energy to the mix.

All of our faculty members are dedicated to teaching. I am proud to say that most of our faculty regularly score 4 or higher (on a scale of 1 to 5) in student evaluations. And faculty members volunteer to take on teaching responsibilities in addition to the scheduled classes they are required to teach: for example, over the past five years they have supervised 498 externships (many with papers) and 564 individual research projects.

The law school's open-door policy, long a hallmark of this institution, is alive and well. Forty-five faculty members volunteered to participate in this past year's new 1L Faculty Advising Program, and most faculty also spend untold hours mentoring additional students and alums.

Through these efforts, our faculty have influenced countless students. As Henry Brooks Adams said, "A teacher affects eternity; he can never tell where his influence stops." Whenever I meet with alums, I hear stories about professors who had a profound impact on a particular alum's professional life and development. Our faculty keep in touch with students long after they graduate. And our students have demonstrated their gratitude by contributing generously to fundraising efforts to honor particular faculty members, including Doug Newell, Ed Brunet, and retired dean and professor Jim Huffman.

Teaching, of course, is the number one commitment of every faculty member. At the same time, however, our faculty is made up of prolific scholars who are leaders in their fields. In the past six



years, our full-time faculty have published 251 articles, 60 books, and 30 book chapters. A number of these professors have presented these articles—or spoken on other topics—at academic and professional conferences around the country. This exposure advances the law school's reputation with potential employers. (A glance at the Faculty and Staff News section on page 28 will give you an idea of some of the faculty's recent scholarly activity.)

Our faculty also make an enormous contribution to the administration of the law school. Each faculty member serves on one or more committees that have responsibility for such tasks as curriculum, admissions, faculty appointments, budget, and other less obvious concerns that are essential to the operation of the institution.

In addition to all of this, most faculty members find time to mentor student groups, serve on bar committees, or volunteer with a variety of community groups—and some do all three.

In his book *Dinner With Lenny*, Jonathan Cott reported on a conversation with maestro Leonard Bernstein that turned out to be Bernstein's last interview. In addition to composing and conducting, Bernstein hosted a weekly television show, "The Young Person's Guide to the Orchestra." The show proved that Bernstein was, first and foremost, a teacher. He told Cott: "Teaching is...the most unselfish, difficult, and honorable profession." I could not agree more. We are blessed at Lewis & Clark with a faculty—podium, legal writing, and clinical—that is second to none. They have chosen to dedicate their careers to teaching, scholarship, and service and, in short, are the lifeblood of this law school. For their dedication and hard work, the entire law school community owes them a debt of gratitude.

Warm regards,

A handwritten signature in black ink that reads "Robert Klonoff". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Bob Klonoff
Dean and Professor of Law

Events in the News

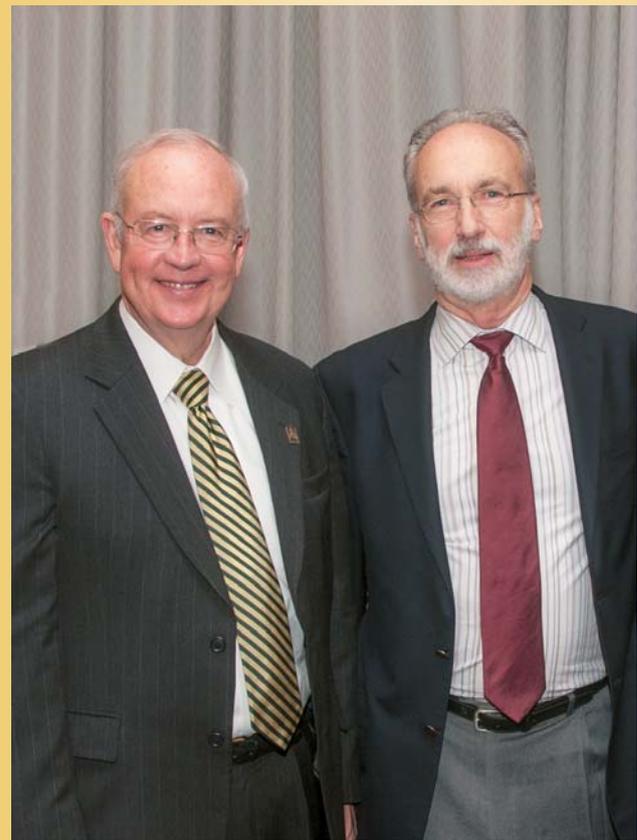


Higgins Visitor

March 12, 2013

William Rodgers of the University of Washington Law School served as the 2013 Higgins Visitor. His public lecture was titled "Warranted but Precluded: The State of U.S. Environmental Law."

Professor William Rodgers (University of Washington), and Clinical Professor Allison LaPlante '02.



Ken Starr and Jim Huffman

March 18, 2013

Ken Starr inaugurated the James L. Huffman Lecture in Honor of the Western Resources Legal Center. The series was established by generous lead gifts from Dan Harmon '85, Kirk Johansen, Valerie Johnson, Rick Sohn, and Steven Wildish '85.

Ken Starr and Dean Emeritus James Huffman.

Martin Luther King Jr. Lecture Series

January 28, 2013

Professor of Law at Georgetown Sheryll Cashin served as the annual Martin Luther King Jr. Lecture Series speaker. The series is made possible through a generous endowment by Lee Matthews '73 and Jackie Alexander '07.

Lee Matthews '73, Jackie Alexander '07, Professor Sheryll Cashin (Georgetown), Dean and Professor Bob Klonoff, and Jeffrey Bain Faculty Scholar and Professor Paula Abrams.



Earthrise Clients Win SLAPP Suit in Federal Court

July 24, 2013

For over two years, Earthrise Law Center has represented a Mount Hood area community planning organization (the rural equivalent of a neighborhood association), as well as individuals associated with the organization. They were sued in federal court by a developer upset by their comments opposing his development proposal's adverse impacts on Oregon's Sandy River and its important salmon habitat.

It was a classic SLAPP—a strategic lawsuit against public participation.

This July, Judge Michael Simon issued an order granting the Earthrise clients' motion for summary judgment and dismissing all claims against all defendants. According to lead attorney Professor Dan Rohlf, Earthrise clinic student Laura Hagen '14 did excellent work during the discovery phase of the case during the fall semester of 2012. Nick Lawton '13 wrote much of the summary judgment brief text—as well as argued the summary judgment motion before the court this summer. Lawton drew praise from Judge Simon for both his written and oral advocacy in the case.

"All in all," says Rohlf, "it is a result that makes me proud to work with Earthrise and teach at a law school with such dedicated and talented students."



Hon. Betty Roberts Women in the Law Program

February 21, 2013

The law school welcomed the Honorable Diane P. Wood, U.S. Court of Appeals for the Seventh Circuit and senior lecturer in law at the University of Chicago Law School, as the 2013 Honorable Betty Roberts Women in the Law Program speaker. The program is made possible through a generous endowment by Williams Love O'Leary & Powers.

Left to right: Lisa Whittemore '13, Hon. Diane P. Wood, Hon. Jill Tanner '88, and June Liu '14.



Mentor Program Awards

April 3, 2013

The Mentor Program Spring Awards Reception honored Valerie Berg '11, Erin Fitzgerald '08, Laura Maurer '11, Will McLaren '14, Karen Nashiwa, Raife Neuman '08, and Robert Scott '11.



Harpole Awards

April 2, 2013

Congresswoman Suzanne Bonamici (above, center) served as keynote speaker at the 15th Annual Joyce Ann Harpole Reception and Awards Ceremony, held at the Oregon Historical Society. On hand were friends and family of Joyce Harpole, past and present award recipients, past and present members of the Harpole Committee, and many members of the law school community. Bonamici praised honorees Sarah Lowery Vogel '14 (above, right) and Janet Schroer (above, left) for their accomplishments and their ability to balance family, career, and public service.

Lowery, the 2013 Harpole Scholarship recipient, is a newlywed and the mother of a young son. Throughout her second year she commuted to Salem

for her clerking position with the Oregon Department of Justice. Among her classmates, Lowery is known both as an excellent student and as a generous and reliable friend.

Janet Schroer of Hart Wagner is the 2013 Harpole Attorney Award recipient. Attorneys in her office turn to her routinely for advice and guidance, and opposing counsel speak highly of her as someone who always works toward a just resolution. Schroer and her husband, Steve Williams, are the parents of three sons. Among other activities, the family play sports and participate in outdoor activities together. Schroer also regularly volunteered in and raised funds for their schools when her children were young.

The reception and ceremony were instituted by the friends, family, and classmates of Joyce Ann Harpole '79 in memory of her spirit and achievements.



Janet Schroer; her husband, Steve Williams; and sons Matt and John Williams



Sarah Lowery Vogel; her husband, Daryl Vogel; and son Nick Alexander

Environmental and Natural Resources Law Distinguished Visitor and Graduates

October 3, 2013

James Salzman



Lewis & Clark welcomes its 26th annual Natural Resources Law Institute Distinguished Visitor, James Salzman, this fall. He holds a joint appointment at Duke University Law School as the Samuel Fox Mordecai Professor of Law and at the Nicholas School of the Environment as the Nicholas Institute Professor of Environmental Policy.

Salzman will deliver "Turning the World Upside Down: How Frames of Reference Shape Environmental Law" on Thursday, October 3, 2013, at 5:30 p.m. The lecture is open to the law school community.

Prior to the lecture, the law school will honor the 2013 Distinguished Environmental Law Graduates: Janice Schneider '92, partner at Latham & Watkins in Washington, D.C.; Cliff Villa '93, assistant regional counsel, U.S. EPA Region 10, in Seattle; and Chuck Bonham '00, director of the California Department of Fish and Wildlife in Sacramento.

The Environmental Alumni Association will also present the annual Williamson Award to Liv Brumfield '13. Named for the founder of Lewis & Clark's environmental law program, the late Professor Emeritus Bill Williamson, the award honors a recent graduate who is dedicated to the pursuit of public interest environmental law.

Liv Brumfield '13



Lewis & Clark Earns Green Honors From Princeton Review and Sierra

Lewis & Clark is one of the greenest schools in the nation, according to the *Princeton Review* and *Sierra* magazine. It is among only 22 schools to make the *Princeton Review* 2014 Green Rating Honor Roll, which highlights sustainability-related practices, policies, and academic offerings, and one of the top 20 "Cool Schools" named by *Sierra*.

In addition to recognizing the quality of the environmental education and programming across all three schools, the *Princeton Review* noted that Lewis & Clark employs several sustainable practices. One hundred percent of the school's electricity is generated by "green power" sources and emissions have been reduced by more than 30 percent since 2006. Students participate in groups such as SABER (Student Advocates for Business and Environmental Responsibility) and the institution-wide Sustainability Council. About a quarter of the food served on campus is grown within 100 miles of the school.

In 2013, Lewis & Clark ranked first in the Northwest Conference in the EPA's College and University Green Power Challenge.

The *Princeton Review* calculated Green Rating scores for 832 colleges and universities. Only the schools receiving a score of 99 in the Green Rating tallies made the publication's honor roll.



PILP Auction

February 8, 2013

Auction directors Sandra Gustitus '14, Andy King '14, and Kathryn McNeill '14 had worked hard for 10 months. Now it was Friday, February 8, and their fingers were crossed in anticipation of the doors opening on the 23rd annual Public Interest Law Project Auction. Would moving the event downtown pay off?

The PILP auction had always been held on campus. It all began 23 years ago with a potluck and Professor Jack Bogdanski serving as the auctioneer. Students raised enough money to help support two of their peers working at Legal Aid over the summer.

Over the years, the auction grew. There was a professional auctioneer, and catered food. Revenues increased, too, but in recent years that growth had slowed. What if the auction had grown as large as it could in its campus venue?

This year's auction directors put together a plan, ran the numbers, and convinced not only themselves but also the school that this was the right time to take a chance and move downtown. It meant all the planning and best practices built up over 22 prior auctions would have to be taken apart and put back together. Gustitus, King, and McNeill worked night and day to pull it off.

And the students and alumni came.

The numbers outpaced the best case the auction directors had imagined. Admissions were through the roof. When the live auction began, the bids rolled in. Items sold for record amounts. By the end of the night, it was clear that more money had been raised than ever before. The net proceeds were up 40 percent over last year.

Downtown is the place to be!

PILP auction funds support LRAP and this year provided stipends for 18 students to work at the Alaska Public Defender's Office, Animal Welfare Institute, Catholic Charities Immigration Legal Services, Columbia Riverkeeper, Crag Law Center, Earthrise Law Center, Federal Public Defender for the District of Oregon, Legal Aid Services of Oregon, Metropolitan Public Defender, Southern Environmental Law Center, Trout Unlimited, Trustees for Alaska, U.S. Attorney's Office, Civil Rights Division, U.S. Environmental Protection Agency, Region 8, U.S. Department of Justice, ENRD, and Western Resources Legal Center.

Events in the News





Justice Sotomayor to Mark Fifth Visit by a Supreme Court Justice Since 2008

By Amanda Johnson '13

U.S. Supreme Court Justice Sonia Sotomayor is set to visit the law school in the spring of 2014. Dean and Professor of Law Robert Klonoff says she is planning to visit the school while on a book tour in the Pacific Northwest for her recently published memoir, *My Beloved World*.

The book, published earlier this year, recounts her life growing up in the housing projects of the Bronx, her struggles as a child with diabetes, her years at Princeton University and Yale Law School, and her career prior to joining the Supreme Court. It is an extraordinarily powerful book.

Dean Klonoff and Justice Sotomayor were classmates at Yale Law School. He says they have stayed in contact since they graduated together in 1979. Before her appointment to the Supreme Court, Justice Sotomayor served as a prosecutor, a civil litigator, a judge on the U.S. District Court for the Southern District of New York, and a judge on the U.S. Court of Appeals for the Second Circuit.

Justice Sotomayor's visit will mark the school's fifth visit by a Supreme Court Justice since 2008. In the fall of 2008, Justice Anthony Kennedy and retired Justice Sandra Day O'Connor spoke at a Federal Judicial Center Conference hosted by the law school. Both Justices held Q&A sessions with law students. Justice Kennedy also taught several classes.

Justice Kennedy returned to the school in the fall of 2009 to inaugurate the annual Anthony Kennedy Lecture series. Kathleen Sullivan, former dean of Stanford Law School and a renowned constitutional law scholar, gave the inaugural lecture. Since then, the series has promoted discussion of cutting-edge issues affecting the U.S. Supreme Court and has attracted prominent speakers in the field of Constitutional Law. Past speakers have included William

Eskridge, Jr., the John A. Garver Professor of Jurisprudence at Yale Law School (in 2012); Paul Clement, the 43rd Solicitor General of the United States (in 2011); and Charles Fried, Beneficial Professor of Law at Harvard Law School, former Solicitor General of the United States and former Justice on the Massachusetts Supreme Court (in 2010). During his second visit, in addition to inaugurating the lecture series, Justice Kennedy again taught several classes.

In April 2013, the Chief Justice of the United States, John G. Roberts, Jr., visited the school to judge the first annual Advocate of the Year competition, an in-house environmental law moot court competition. Before judging the competition, Chief Justice Roberts made surprise visits to three first-year classrooms, where he called on students by name after memorizing class seating charts. Dean Klonoff believes that Chief Justice Roberts's visit was the first visit from a sitting Chief Justice to an Oregon law school.

In addition to visits from several Supreme Court Justices, the school has hosted numerous other judges and scholars from around the country, as well as five former Solicitors General. Dean Klonoff says the school's supportive faculty and alumni are substantial factors in helping the school attract such renowned visitors. He especially credits Judge Diarmuid O'Scannlain of the U.S. Court of Appeals for the Ninth Circuit (who also serves as an adjunct faculty member and a member of the school's Board of Visitors). "He is an incredible ambassador for the school," Klonoff says. Judge O'Scannlain received the Honorary Alumni award from the law school in 2009 for his commitment to the school.

Dean Klonoff says Justice Sotomayor is planning to hold a Q&A session with students and faculty. Klonoff believes that the law school community will be inspired by Justice Sotomayor's visit. "She is an incredibly dynamic and powerful speaker," he says. ■

Water for Life

Lewis & Clark cohosts a conference in India
on an issue of global importance.



This past May, the law school continued to expand its international presence as it cohosted its first collaborative conference with the National Law University in Delhi, India. **Realizing the Goal of Water for Life: Lessons From Around the World** attracted international experts from a variety of disciplines to discuss global issues affecting access to clean water, including the resolution of transboundary water conflicts and the enforcement of environmental laws.

Dean Robert Klonoff, Assistant Director of the Environmental and Natural Resources Law Program Lucy Brehm, Professor Erin Ryan, and retired professor Janet Neuman travelled to India to participate in and help facilitate the two-day event. Nawneet Vibhaw LL.M. '10 coordinated the conference from the law school in Delhi, where he previously served as an assistant professor. As Vibhaw explained, the conference aimed to raise awareness about water issues, especially among students.

Lewis & Clark's India Collaboration

During his tenure as dean, Klonoff has prioritized the development of a comprehensive global law program at Lewis & Clark. The cornerstone of this program is the emerging India Collaboration, an innovative partnership involving the law school, several of India's prestigious National Law Universities, and select law firms, businesses, and public interest organizations.

Unique among American law schools, the India Collaboration provides for international student and faculty exchanges, thus enabling members of the Lewis & Clark community to



pursue a wide variety of opportunities for cross-cultural information sharing, research, and scholarship. Since its inception, students, faculty, and administrators from both countries have taken advantage of this program by studying, completing externships, and lecturing abroad. Corey Moffat '15 is one such student. He was able to attend the **Realizing the Goal of Water for Life** conference while enjoying several weeks of vacation in India, shortly before beginning an externship at New Delhi's Enviro-Legal Defence Firm.

The **Realizing the Goal of Water for Life** conference represents an important step toward satisfying the Global Law Program's early ambitions. Upon establishing the India Collaboration, leaders in Lewis & Clark's environmental and global law community, including Klonoff and Professor Susan Mandiberg, emphasized the importance of sealing the new partnership by cohosting an international conference to explore an important environmental topic. According to Brehm, "The goal was to have an opportunity to listen to people from around the world discuss lessons learned with respect to a compelling issue."

After two years of planning and collaboration with the National Law University in Delhi, the conference took shape around the themes of water law, water rights, and water scarcity. The event happened to coincide with the United Nations' International Year of Water Cooperation, as well as its International Decade for Action devoted to securing water, and the topic offered additional advantages to conference planners. "Water is an important issue that can be addressed from many different

Right: Retired Professor Janet Neuman (front left) and Professor Erin Ryan (back left) talk with conference attendees.
Below: Conference speakers and organizers.





points of view,” says Brehm, explaining that the subject was well suited to a discussion involving international speakers from a variety of disciplines.

In an effort to reflect perspectives from each of the major continents, conference coordinators focused on geographic diversity in identifying potential speakers. Ultimately, experts attended the conference from as far afield as South Africa and Brazil, in addition to India and the United States. “I was pleasantly surprised by how gracious and enthusiastic everyone we contacted was,” Brehm says. “Even if someone couldn’t come, they would recommend others who could.”

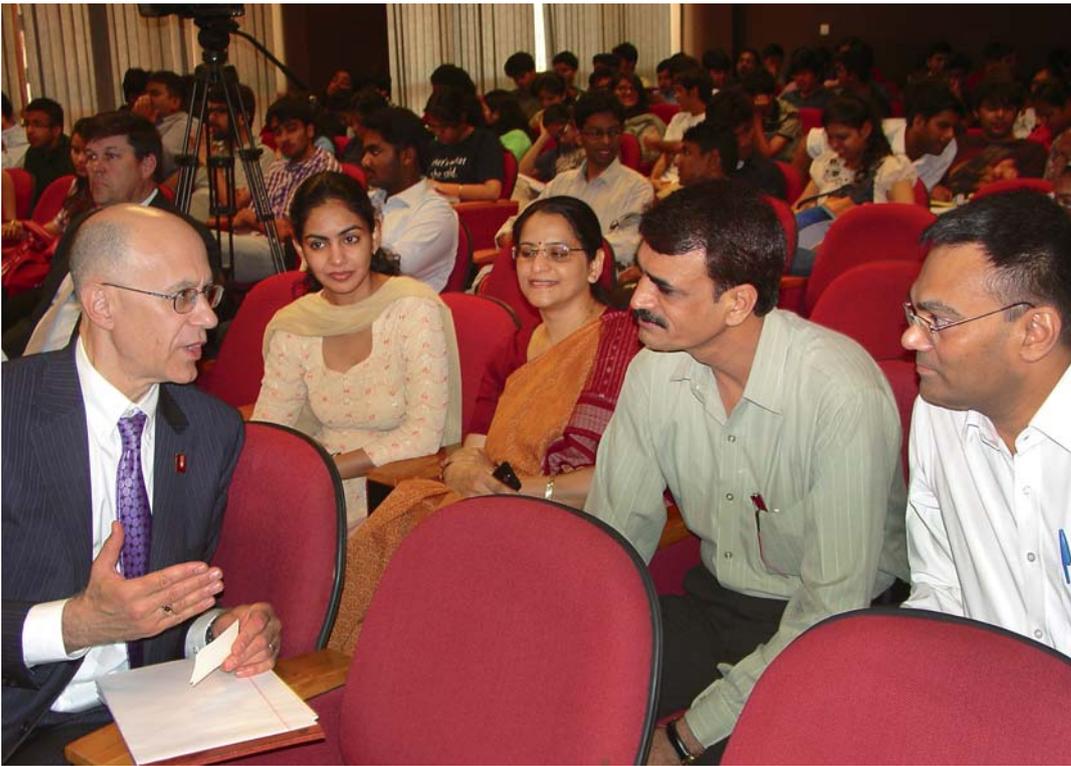
To recruit speakers, Brehm also capitalized on relationships established during prior events associated with the India Collaboration. For example, after meeting M.C. Mehta, a highly influential Indian attorney and environmental activist, during a visit to India in 2009, Klonoff arranged for him to speak at Lewis & Clark in 2010. Mehta continued this relationship by participating in **Realizing the Goal of Water for Life**. His presentation, “Water Pollution Control and the Role of the Judiciary in India,” emphasized the importance of approaching irreplaceable natural systems with respect. Similarly, renowned Indian attorney Sanjay Upadhyay, the founder of the Enviro-Legal Defence Firm and Corey Moffatt’s host for the summer, strengthened his ties to the Lewis & Clark community by taking part in this May’s event. His lecture provided conference attendees with a broad overview of Indian water law, including issues pertaining to incentives and enforcement.

“Conference issues were very diverse, ranging from something as simple as water pollution to something like transboundary water disputes and access to groundwater.” Nawneet Vibhaw LL.M. '10

“A Compelling Place for a Conversation About Water”

In addition to housing one of the country’s top law schools, Delhi is the seat of India’s government and supreme court. By locating the conference on the campus of the National Law University, coordinators helped to facilitate the participation of Indian attorneys, academics, and activists. Local speakers included Depinder Kapur, a consultant working to prevent inequitable water privatization projects in Delhi, and Sujith Koonan, an associate professor at Delhi’s Amity University who has analyzed Indian water regulation and sanitation issues for the Environmental Law Research Society. Professor Philippe Cullet of the University of London’s School of Oriental and African Studies, currently a senior visiting fellow at the Centre for Policy Research in New Delhi, addressed the conceptual and practical shortcomings of India’s judicially recognized right to water. Although the conference overlapped the National Law University’s final exam period, many local students were able to attend at least a few presentations.

The conference’s location also served to ground the discussion. As Vibhaw explained, Delhi is struggling with a major water crisis. Although the Indian legislature has enacted a number of comprehensive environmental statutes, official enforcement of these laws remains unreliable. As a result, environmental problems continue to plague the country, threatening the health of its citizens. According to a recent UNICEF report, India contains approximately 16 percent of the world’s population, but only four percent of global water



Top: Assistant Director Lucy Brehm
Left: Dean Klonoff

resources. Resulting water shortages, exacerbated by climate change, have led to conflicts and created opportunities for cooperation between agricultural, domestic, and industrial users. In addition, poor management practices have compounded these problems of scarcity, leading to inadequate sanitation. Although India is a signatory to the United Nations' 2010 declaration of water as a right, many communities continue to lack access to safe water supplies, perhaps as a result of ingrained economic, social, and political power imbalances. In short, as Brehm explains, "Delhi is a compelling place for a conversation about water."

"Realizing the Goal of Water for Life"

In the words of Harvard research fellow and conference participant Sharmila Murthy, "Water is life." Beyond satisfying basic human needs, the resource is essential to the achievement of social and economic development, and necessary for the conservation of properly functioning ecosystems. In many areas of the world, traditional cultures have also endowed water with deep religious and spiritual significance. However, global population growth and the associated increased demand for water have exerted excessive pressure on this resource.

According to the United Nations, 31 countries now face water scarcity and almost one billion people lack reliable access to clean drinking water. The World Bank anticipates that two-thirds of the global population will suffer the effects of water scarcity by 2025. Such ominous statistics and predictions are not

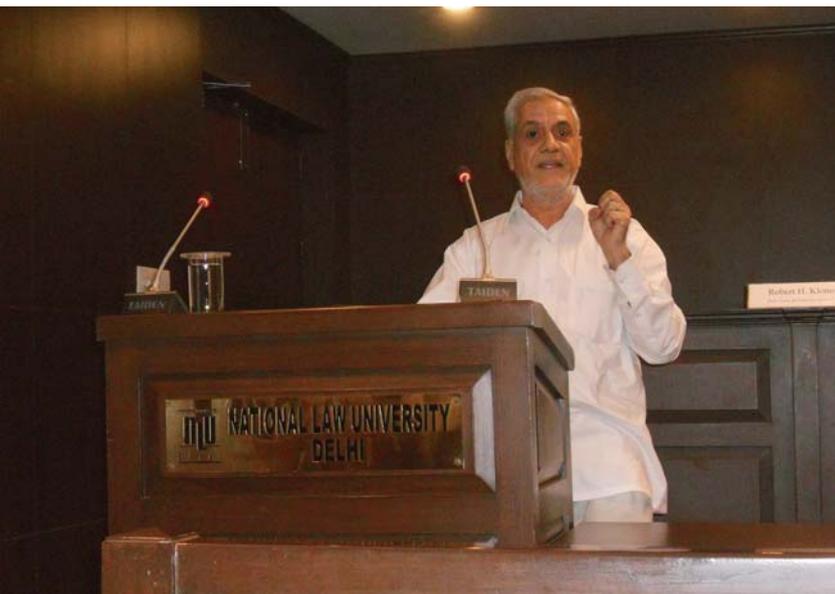
The World Bank anticipates that two-thirds of the global population will suffer the effects of water scarcity by 2025. Even where water scarcity is not an issue, water management may be problematic.

abstract. Rather, as Vibhaw explains, the negative implications of water shortages cast a shadow on our everyday lives, even in affluent areas of the world. "We have to think about how we can have water protection for present and future generations," says Professor Solange Teles da Silva of Mackenzie Presbyterian University in Brazil.

Through the **Realizing the Goal of Water for Life** conference, coordinators from Lewis & Clark and the National Law University in Delhi sought to create a forum in which international experts could share their research concerning the cultural importance and best management of this essential resource.

"Conference issues were very diverse," Vibhaw says, "ranging from something as simple as water pollution to something like transboundary water disputes and access to groundwater."

Oregon State University Professor Aaron Wolf, who has mediated transboundary disputes internationally through his



“As important as it is to develop economically, it does us no good if we have laid waste to the environment that sustains us.”

Retired Indian Supreme Court Justice Swatanter Kumar

position as director of the university’s program in water conflict management and transformation, opened the conference by emphasizing the importance of data. He explained that a careful analysis of historical facts reveals that the management of shared water resources might be far more nuanced than politicians and journalists typically suggest.

Murthy, who co-leads the Human Rights to Water and Sanitation program at the Carr Center for Human Rights Policy, indicated that cultural notions of honor and faith are often inseparable from conflicts concerning the allocation of water. As she explained, negotiators can contribute to the successful resolution of such disputes only by understanding the full complement of issues at stake.

Professors Teles da Silva and Michael Kidd, of the University of KwaZulu-Natal in South Africa, spoke about various failures in the conventional regulation of water resources. Professor Barbara Cosens of the University of Idaho, as well as Neuman, Klonoff, and Ryan, discussed potential responses to these failures. Such responses might include the substitution of ecosystem services for technological solutions, the inclusion of indigenous peoples in the negotiation of transboundary water agreements, judicial recognition of broad public trust rights to water, and the pursuit of class action litigation.

Brehm says she hopes to make each presentation available via podcast, so “the entire law school community and beyond can learn from this conference.”

By all accounts, **Realizing the Goal of Water for Life** was a success. Cosens remarked that “the conference has brought together some of the best speakers and thinkers I’ve experienced in any water conference. It’s been a fabulous range of ideas and places in which people are practicing those ideas. It’s been tremendous.” Similarly, Ryan observed that the conference presented “a valuable opportunity for us to exchange ideas about managing water policy from around the world.”

After the final presentation, Ryan recalled retired Indian Supreme Court Justice Swatanter Kumar’s opening remarks, which in turn paraphrased a Native American proverb: “When the last fish is caught, when the last tree is cut, when the last river is drained, only then we will remember that you can’t eat money. As important as it is to develop economically, it does us no good if we have laid waste to the environment that sustains us.” ■

Introducing Oregon Volunteer Lawyers for the Arts

The new nonprofit helps artists create without fear.

By Sean Clancy '14



It was while I was working as a filmmaker in Seattle that I decided to become a lawyer. I had just realized that the soulful soundtrack to my award-winning balloon puppet video violated copyright law. Around the same time, I also unwittingly gave away the rights to a screenplay when a “friend” convinced me to sign a nondisclosure agreement without reading it. In another incident, a corporate office phone call overrode a local manager’s approval at the last minute, effectively shutting down my 12-person film crew while we were on location. Legal issues were everywhere and I wanted to figure them out. I wanted to protect the people who create things.

While preparing my law school applications, I learned of Washington Lawyers for the Arts, an organization in Seattle that could have helped me with the legal snags in my creative projects. By then, I was preoccupied with my new life in Portland and happy to put my film career on hiatus to become a lawyer. All the same, I took note of the possibilities of lawyers-for-the-arts services.

In 2011, one week into my first year of legal studies at Lewis & Clark, I met Kohel Haver '82, the president of Northwest Lawyers and Artists (NWLA). The 23-year-old nonprofit organization offered CLEs, gave

OVLA Venture Competition Team, left to right: Sean Clancy '14, Mark Banner '14, Amber Buker '14, Ken Katzaroff '14, and Aaron Gonzales.

educational seminars, wrote amicus briefs, and coordinated among local attorneys to offer pro bono legal help for creative people. Haver graciously bought me lunch and gave me the names of more people to meet.

Meanwhile, on the law school campus, the Entertainment, Art, and Sports Law (EASL) student group had just come into existence and acquired a small budget for events. Mark Banner '14 and Amber Buker '14, creative go-getters I could relate to, and I joined the club, all of us pursuing a desire to merge an interest in arts with a career in law. EASL hosted several panel events, inviting local attorneys to speak about what it means to practice law with content creators. Following one panel, I met with Karen Davis, an intellectual property attorney who had been deeply involved with Washington Lawyers for the Arts. She expressed interest in establishing a Volunteer Lawyers for the Arts organization in Portland, and gave me yet more names. Things were starting to come together.

“I’m excited for Oregon to have a Volunteer Lawyers for the Arts organization and I’m proud of the hard work and dedication that Lewis & Clark law students have invested in making OVLA a reality. Connecting lawyers and law students with creative individuals and organizations to address their legal issues will strengthen the vibrant arts community in Portland and throughout Oregon.”

Lydia Loren, Kay Kitagawa and Andy Johnson-Laird
Intellectual Property Faculty Scholar and Professor of Law

Around this point, I approached Professor Lydia Loren. She asked about my investigations and I explained how in Seattle, Washington Lawyers for the Arts offers pro bono legal services for creatives in association with local law school programs. Reflecting back on it, she says, “I knew this would be something I couldn’t resist getting sucked into.”

Sure enough, in June 2012, Loren and the student members of EASL were invited to attend the next NWLA board meeting. There, we discussed the idea of an all-inclusive Volunteer Lawyers for the Arts organization for Portland. The board asked the important questions about organizational structure, operations, marketing, funding, state bar requirements, and everything else that we hadn’t figured out yet. Nevertheless, they were enthusiastic.

My fellow EASL members and I researched the viability of a Volunteer Lawyers for the Arts organization in Portland over the course of the summer. We called executive directors and attorneys from similar organizations around the country, including Atlanta, Baltimore, Boston, Chicago, Denver, New York, Nashville, New Orleans, Portland (Maine), Seattle, St. Louis, and Washington, D.C., to name just a few. We spoke with local attorneys and the Oregon State Bar. The board of NWLA procured a recent survey



showing that, of the artists and arts organizations surveyed in Portland, 80 percent had a need for direct legal services.

By August, we had gathered enough information to present a formal business plan to the NWLA board. They were pleased and passed a resolution forming an Oregon Volunteer Lawyers for the Arts (OVLA) committee for the purpose of holding a legal consultation clinic in the fall. Lewis & Clark’s Small Business Legal Clinic kindly offered its office space and in October OVLA offered legal services to its first clients, with students observing, thanks to volunteer attorneys Haver, Davis, Anne Koch ’01, and Bart Day. The Small Business Legal Clinic has since become an official partner, offering its support to nurture OVLA’s growth.

The students involved in OVLA submitted a business plan to Lewis & Clark College’s inaugural Venture Competition. (You can learn more about the Lewis & Clark Venture Competition at go.lclark.edu/venture_competition.) The competition offered stellar training seminars on business concepts and a spectacular forum for us to hone the OVLA concept pitch before live venture-capitalist judges. The Venture Competition also granted the OVLA student team a substantial budget to purchase marketing materials and throw a launch party with live

Lawyers, students, and creatives mingle at the OVLA Launch Party held on June 20, 2013.

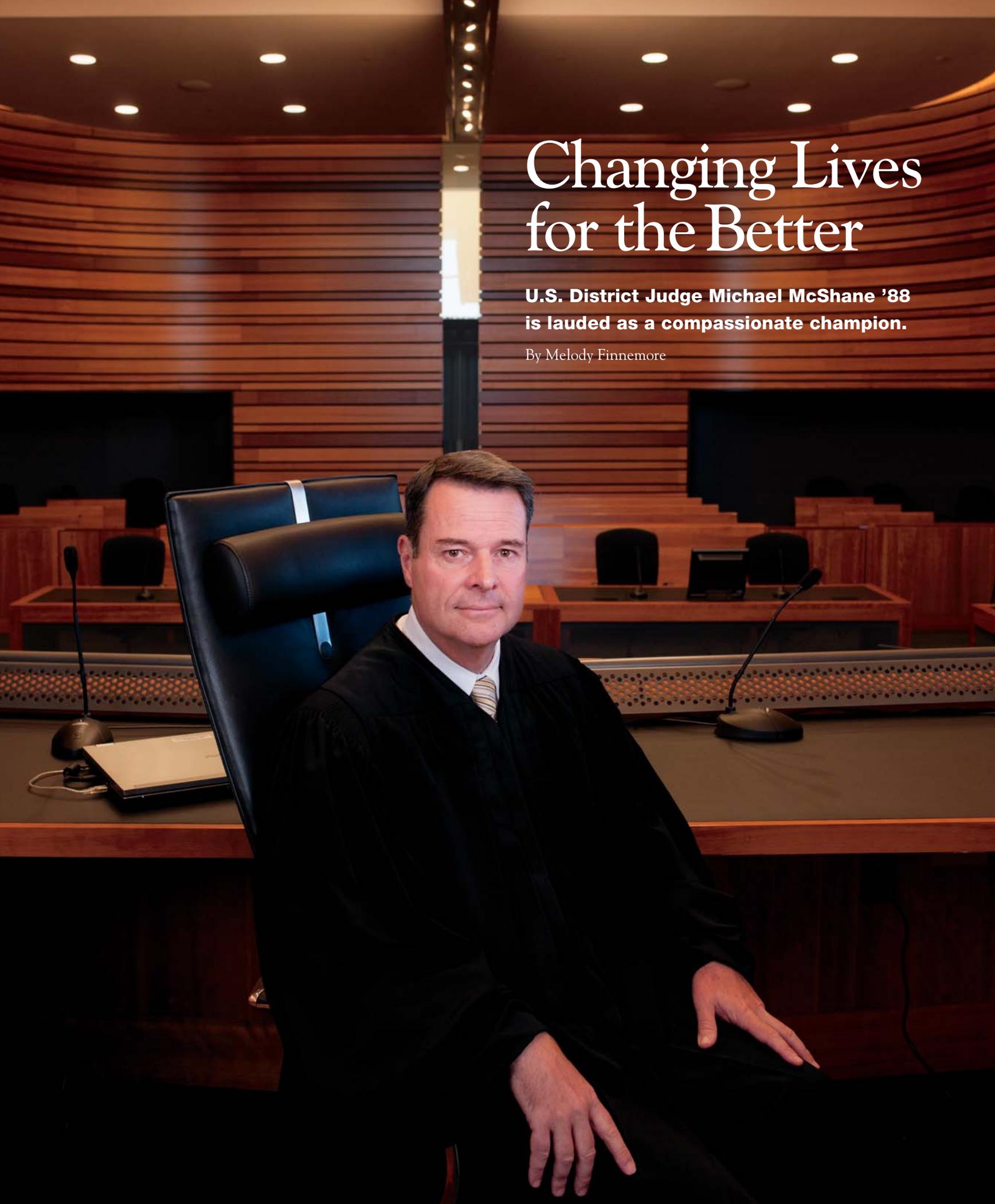
music—thanks largely to Koch’s tremendous dedication and expertise—announcing OVLA to the world.

I am pleased to write that OVLA has indeed arrived. Our mission: Help artists create fearlessly by providing legal services and education, while fostering synthesis among lawyers, students, and creative individuals. OVLA fills a need by offering legal services specifically catered to artists and arts organizations that cannot otherwise afford the legal help that they need.

If you are interested in becoming a part of what we are building, please get in touch with us through oregonvla.org, facebook.com/oregonvla, or [@oregonvla](https://twitter.com/oregonvla) on twitter. ■

“We have the kind of talent to celebrate and support here in Portland. For those who started NWLA in 1988 and those who have joined us since, this is a moment we hoped for.”

Kohel Haver ’82, Partner at Swider Medeiros Haver



Changing Lives for the Better

**U.S. District Judge Michael McShane '88
is lauded as a compassionate champion.**

By Melody Finnemore

On May 29, Judge Michael McShane '88 took the bench at the Multnomah County Courthouse for the last time. McShane, who handled many of the circuit court's most highly visible cases during his 16 years there, spent his last two days where he began: traffic court.

"[Room 124] is the same courtroom where I took the bench my first day as a pro tem judge in November of 1997," McShane wrote in a farewell email to his colleagues. "I was wearing a borrowed robe belonging to a very tall colleague and I failed to recognize that there was a step just beyond the door of the chambers as I went into the courtroom. I fell carrying about 30 files. It was spectacular."

That self-deprecating sense of humor, a compassion for people from every segment of society, and a commitment to helping law students and young attorneys succeed are just a few of the qualities McShane's colleagues and mentees celebrated as McShane stepped into a new role as a U.S. District Judge for the District of Oregon.

Multnomah County Circuit Court Judge Eric Bergstrom '90 had his first trial against McShane shortly after graduating from law school. Bergstrom was with the Multnomah County District Attorney's office, and McShane was a senior attorney with Metropolitan Public Defender.

"As an attorney he was smart and straightforward, he cared about his clients, he was realistic, easy to deal with, and trustworthy," Bergstrom says. "When you picked up the file at the arraignment and saw he was going to be handling the defense, you felt good about it. You knew you had your hands full with him as an opponent, but you also knew you were dealing with someone who was ethical and had his client's best interest at heart."

Bergstrom says the DAs were very pleased when McShane became a pro tem judge in 1997 because they had confidence in his fairness. "He's probably tried more death penalty cases in the state than any other judge. He's someone everyone seeks out for resolution because they know he will listen and he's creative," Bergstrom says. "He really is a wonderful human being and he makes a great connection with everyone."

"He really is a wonderful human being and he makes a great connection with everyone."

Eric Bergstrom '90, Multnomah County Circuit Court Judge

The Appeal of Social Service

McShane was born in Pittsburgh, Pennsylvania, in 1961 and grew up in Kennewick, Washington. His mother stayed at home to raise him and his five brothers and sisters. His father was an engineer who worked in the nuclear industry and helped design the *U.S.S. Nautilus*, the first nuclear submarine.

"My parents really valued education and we actually were one of those families that talked about current events at dinner. Everybody loved literature, so we really focused on thinking for ourselves," McShane says. "My parents taught me that continuing education and public service are important in life."

McShane wasn't quite sure what he wanted to do for a career when he graduated magna cum laude in 1983 with a degree in English literature from Gonzaga University, but he had long been drawn to social service. He moved to Portland and joined the Jesuit Volunteer Corps, where he did outreach to homeless parolees and probationers—many of whom had mental health issues and were addicts. McShane supported them in meeting their probation requirements, and connected them to resources for housing, food, employment counseling, and other essential services.

While he enjoyed helping others, McShane says his ongoing uncertainty about what to do for a living ultimately led him to law school. "I didn't feel like I had a lot of choices at the time, and in some ways I went to law school to hide for three years," he says. He had considered becoming a police officer, but felt he needed to continue the family tradition of pursuing advanced education. "Sometimes we do things for all the worst motivations, we pick a career and a path for all the wrong reasons, and we have to figure out how to make the best of it."

"All during high school and college, I would do anything to avoid public speaking...[but] I think I really found my voice by speaking for those who couldn't speak for themselves."

Michael McShane, U.S. District Judge for the District of Oregon

Transformation

Metropolitan Public Defender (MPD) hired McShane out of law school, and it was an experience that transformed him both personally and professionally. During his first week on the job, McShane learned that his partner, who had supported him through law school, had a terminal illness. He credits his colleagues at MPD with helping him through that difficult time. McShane says his work with MPD also helped him overcome severe anxiety about public speaking.

"For me, stepping into a courtroom was one of the most transformative moments of my life. All during high school and college, I would do anything to avoid public speaking," he says. "I had avoided the courtroom because I never thought I could succeed there. But you're not putting yourself out there when you are speaking for someone else, and I think I really found



Judge McShane and Michael Hsu '11

my voice by speaking for those who couldn't speak for themselves." He now speaks regularly to students and gives presentations across the country.

McShane worked for MPD until 1997 and vividly recalls being excited to go to work there each and every day. "It was a wonderful office and had great leadership. There was an atmosphere

of collegiality. People would help you and we explored new ideas on how to try cases. It was a really dynamic and fun place to work," he says. "I've supervised young attorneys who work there, and it's been rewarding to watch them grow and succeed."

One of those attorneys is Michael Hsu '11. Like McShane, he was a quiet law student who never envisioned arguing cases in a courtroom. As an intern for McShane, Hsu learned of the judge's own struggles with public speaking and it gave him the confidence to consider a career as a trial attorney.

Hsu says he expected his internship to include a healthy dose of legal research and writing. However, one of the first projects McShane asked him to do was to help someone on probation sign up for community college courses to earn a GED.

"Going in I thought it was going to be strictly this legal thing, but it turned out to be much more than that," he says.

Hsu also was affected by watching McShane interact with the people who appeared before him. "He gives people his card, no matter who they are, and says, 'If you need any help or are struggling in any way, give me a call.' I don't know any other judge who does that," Hsu says. "I'm just very lucky to have met him."

"He gives people his card, no matter who they are, and says, 'If you need any help or are struggling in any way, give me a call.' I don't know any other judge who does that."

Michael Hsu '11

Kindness "Simply His Nature"

During his tenure on the Multnomah County bench, McShane handled a diverse—and often heartbreaking—load of criminal and civil cases. In 2005, he was selected to sit as one of four judges on the court's death penalty panel. When asked about his more memorable cases, though, McShane says "it's the situations where people's lives have changed for the better as a result of having gone through the court system" that stand out for him.

McShane's work in the community has benefited the St. Andrew Nativity School, the Classroom Law project, the Metropolitan Learning Center, and the Cascade Aids Project. He serves on the governor's Council on Offender Re-Entry and the Oregon Judicial Department Criminal Law Committee. Last year, McShane received the Oregon State Bar President's Public Service Award.

As an adjunct professor for Lewis & Clark Law School, McShane has taught trial advocacy courses with Portland attorney Peter Richter as well as a criminal practice seminar, first with Judge Stephen Mauer and then with Bergstrom. McShane conducted classes at the courthouse so students could see a courtroom firsthand as they learned the skills they would need to succeed there. "I tell them anyone can be a good courtroom lawyer if they have passion and are authentic. They don't have to be confrontational or loud or have a big personality," he says. "In my experience, there are all sorts of personalities that can work in front of a jury. They can just be themselves and have great success in the courtroom."

"Having law students around just keeps you younger," he says of why he likes to teach. "They are energetic and fun and do things spontaneously."

The people he works with, from interns and clerks to fellow judges, frequently become like family to McShane. Paul Shoen '06, his clerk for many years, is McShane's best friend, godfather to his son, and "the one person who can calm me down when my Irish temper gets the best of me," he says. Shoen's wife, Annie, also clerked for McShane.

Will McLaren '13 is among the cadre of former and current law students who view McShane as a mentor and friend. McLaren first met McShane at a mentor reception shortly before starting at Lewis & Clark and was amazed at how comfortable the judge seemed socializing with "lowly law students."

McLaren contacted McShane periodically for advice about his studies in environmental law. When the judge was asked to consider an Oregon Clean Water Act case in a different county, he invited McLaren to attend as an unofficial clerk, brief some motions, and break down some aspects of the case for him, effectively putting McLaren front and center in the courtroom.

"That was an unforgettable event in my fledging legal career. I felt that I impressed a judge, got to look important in front of powerful lawyers, and got a feel for both the courtroom and a subject in which I have immense interest," McLaren says. "All of that kindness, though, is nothing to Judge McShane—it is simply his nature."

As they worked together their friendship grew. McShane and his partner of five years, Gregory Ford, started inviting McLaren and his fiancée, Jill, to their home for dinner.

"Up to that point my diet had consisted almost entirely of cereal and ramen. He and Greg constantly fed us and treated us like family," McLaren says. McShane married Will and Jill in Cathedral Park last spring.

“He often calls his mentees ‘therapists,’” McLaren says. “I used to be so proud of myself for helping him figure out this or that. But I doubt he ever truly needed any help. He’s a deft problem solver and can likely navigate life issues in his sleep. Instead, I think he noticed me dwelling on my major sources of stress—jobs, grades, *the future*—and put his own his life issues out there just to help me relax a little. That level of care and altruism is amazing to me.”

Chris Allnat, an attorney with Brisbee & Stockton, says McShane taught him life lessons that extended well beyond the legal realm.

“At some point in our lives I think we all risk internalizing the artificial limits that have been placed on us. Sometimes those limits come from bad parents or from growing up in a depressed neighborhood or from race and gender labels,” Allnat says. “Judge McShane gave me the strength to endure past those limits. His example showed me that the good guy can win, that integrity and character are valued.”

When “don’t ask, don’t tell” was repealed, Allnat enlisted in the National Guard. He was 29 and had wanted to join since age 18. “Some people called me crazy, but he immediately was supportive and genuinely excited,” Allnat says of McShane.

“When I applied for my current position, he helped me prepare by organizing a four-person practice interview. The practice and feedback made me more confident in the interview and that was a big reason why I got the job.”

Allnat said he appreciates the times he and McShane would have a beer or go for a hike in the Gorge and talk about the law and life. “There is no pretention or guarding. He makes me comfortable expressing my thoughts and myself.”

Judge McShane and Will McLaren '13



“I did not realize just how long it would take and how much scrutiny I would be under. I can’t say I’ve lived my life in anticipation of becoming a federal judge, and you do find yourself having to explain things that you shouldn’t have to explain to strangers.”

Looking Forward

With his confirmation on May 20, McShane became Oregon’s first openly gay federal judge. He described the sea change that has taken place for gay and lesbian legal professionals since he was a law student working in the Clark County District Attorney’s office.

“There were not a lot of role models for young gay lawyers back in the late ’80s, and it was kind of scary,” he says. “I began realizing that if I was going to work in criminal law it would be on the defense side. It was a more conservative time back then. Being gay, it was a better fit to be on the defense side.”

As he prepared for the move to Eugene, McShane also reflected on the grueling confirmation process that began in September 2011. “Had I known more about it in advance, I probably never would have put my name in,” he says. “I did not realize just how long it would take and how much scrutiny I would be under. I can’t say I’ve lived my life in anticipation of becoming a federal judge, and you do find yourself having to explain things that you shouldn’t have to explain to strangers.”

While acknowledging the need for vetting, McShane says it was nonetheless disconcerting to have nearly every judicial decision and newspaper comment scrutinized.

“Right now I’m really just looking forward to starting that day-to-day work of being a federal judge,” he says. He is certain he will miss parts of being a circuit court judge. “It’s an interesting tradeoff, but as I go into my 50s I think I want that third career now where I get to think more about the law and take more time to do my cases.”

In true McShane fashion, in his farewell email he credited his colleagues with helping him since that first day when he took a big spill.

“I like to think I have grown up a lot as a judge since, but in truth I have continued to have my occasional falls. I often step forward without thinking. Thankfully, I have had all of you to help me get up. It has been quite the adventure.” ■



Albert Menashe

A mentor talks about life, law, and a little bit of wine.

By C.J. Graves '13

As a recent Lewis & Clark Law School graduate, embarking on a new career and engrossed in studying for the bar exam, I decided to spend some time with my new career mentor and Portland family law attorney, Albert Menashe. Albert is the founding shareholder of Gevurtz, Menashe, Larson & Howe, which he began with his partner Ron Gevurtz in January of 1982. After a successful three-decade-long career, Albert remains passionate about practicing law and the growth of his family law firm—all of which inspires me as I prepare to join the Gevurtz Menashe family later this fall. During our talk, Albert imparted some profound perspective and advice regarding business and career development for new lawyers like me. Here are some highlights from our discussion.

After recently celebrating 33 years in this business, what is it about practicing family law that keeps you coming to work every day?

The answer to this question is really pretty simple, actually: from day one, my passion has generated from helping people. This is not an area of practice you want to be in if you do not find genuine satisfaction in helping people. Luckily for me, I have been able to work at something that I am passionate about.

As a founder of Gevurtz Menashe, what makes you the most proud when talking about your practice?

It is important to share how it all began. Thirty years ago, Ron Gevurtz and I came up with a novel idea to start a firm practicing family law exclusively. We were the first family law firm in Oregon at the time to do this. We worked hard, took some risks, and as it turns out, we succeeded beyond our wildest dreams, increasing our firm to its present size. Back then, for the most part, family law was an individual practice.

Over time, we have managed to turn it into a team practice with 25 lawyers. We are proud to say that we believe we are now the largest family law firm west of Chicago. So, when you stop to think about that for a minute, we must be doing something right—and that makes me extremely proud!

What piece of advice would you give your 30-year-old self?

What I have always told young lawyers, and it still makes me proud to share this after 33 years, is that you should strive to be the very best you can be. Not necessarily the best there is, but to strive to be the best *you* can be. You must also have serious passion for what you do—that will shine through above anything else. People are genuinely attracted to people who are truly passionate about what they do. Success then becomes the natural byproduct of working really hard and having passion for your career. If you go to work and give it 100 percent every day, you will enjoy both success and satisfaction in the long term.

You've been a businessman and lawyer for 36 years. What are some attributes you think are critical to the success of someone just getting started?

I am going to break this into two parts: the practice of law and the business of being a lawyer. The first part is actually practicing law, and that requires three very important things: preparation, preparation, and preparation. As a lawyer, generally, starting off in the right environment is also critical to long-term success. The reputation you establish at the onset of your career is essential. As a young lawyer, you do not have to know everything or have the right answer, but it is crucial that you are honest about what you do not know and where your development areas exist—then seek out the right kind of help and support system to assist you in getting you to where you want to be. I also speak a lot about professionalism. At any age, it is important that people in professional services carry themselves in a professional manner.

And finally, in addition to being passionate, you have to care. We are in a service business and helping clients through a life-altering period of their lives can result in tremendous satisfaction, but also requires patience and sensitivity along with advocacy for those you represent.

And for the second part, when I first started practicing, law was primarily just a profession and much less a “business.” Over the past several decades, however, the “business” and “profession” sides have become much more balanced. Today, young lawyers who recognize that law is a business are more successful. That said, running a business is much more expensive today—especially with the overhead from health care, rent, technology, compensation, etc. But that is just a fact of life.

Those who work for you share your philosophy that recruiting the right talent is an essential part of the success of any business. What qualities do you look for when hiring a new lawyer?

First and foremost, we always try to hire the best lawyer. When we first started the firm, Ron Gevurtz and I sat down to determine the key qualities that make up the

best family lawyer: intelligence, instincts, empathy, and like I said before, a genuine passion for helping people. If you are out there, and you are talking about what you do and why you enjoy it, people relate to that. They are able to get a sense about you overall—what kind of person you are by how you comport yourself. You cannot fake passion.

What has surprised you the most over the course of your career?

I'd say there has been a substantial change to the legal industry over the years, and it continues to evolve. I think the greatest change has been in the last 5 to 10 years with the growth of technology and related demands. How people find lawyers today is much different than it was 30 years ago. The delivery of legal services in general and clients' expectations have all changed dramatically in the past decade. As lawyers serving the needs of our clients, we have to constantly adjust to remain responsive and adaptive.

Where do you see the firm in five years?

Our firm is unique in a couple of respects. We have a fairly limited focus. We have always practiced family law exclusively. As of this fall, we are proud to be expanding our family law practice to include trust and estate planning. This decision marks a very positive evolution in our firm, as estate planning is highly compatible and a natural extension of our family law practice.

I have heard mentorship is a big piece for new attorneys at your firm. How have positive mentors shaped your career?

Having great role models as you begin your career is really important. I was fortunate enough to have several along the way: Doug Houser, Stan Samuels, Ned Clark, Malcolm Marsh, and Eric Lindauer, among others. Because of our firm's belief in the value of mentoring, as we grew our practice, we implemented a formal program so our new lawyers could spend time learning different areas of our practice as well as how to be a lawyer from our partners and staff. We are very proud of that mentoring program.

We know you are still practicing law in Portland, full-time, but now that you have handed off the management responsibilities to your son, Shawn, how are you spending your extra time?

Simple—I get to practice law. With the decrease in responsibility on the management side I am handling more cases and enjoying it more than ever. I really like what I do after all these years and I get to work with my son every day. What more could I ask for?

I have heard you have developed a lifelong passion for wine. Are you willing to share how that began?

Right around the time when I became interested in wine, I was collecting a lot of art. I noticed what I love best about wine is that wine itself is a kind of art form—with its color and bouquet. It is a very romantic thing—you can sit there and observe the color, smell, taste, and viscosity. As my interest in wine grew, I started reading a lot about wine and traveling to various wine regions of the world to learn about and taste different wines. Every time you go to a winery, it's a fun experience; there is a community of happy people, making wine. It's the opposite of the conflict I see daily. It provides a good balance for me.

Last question: What advice do you have for the next generation of young professionals embarking on their careers?

Stay at it! Young professionals need to recognize that success does not happen overnight. You should take advantage of opportunities as they arise and know that patience and consistency will pay off in the long run. Get out into the community and be seen. Talk to people. Build relationships. You do not necessarily need to sell what you do. People instinctively like to talk about themselves, so be curious, ask questions, and find common ground in your discussions. As a result, they will remember the positive experience and hopefully remain in touch. At the end of the day, it is about working hard, being passionate, and developing relationships with people. ■

DOJ Honors the National Crime Victim Law Institute



U.S. Attorney General Eric Holder presented the National Crime Victim Law Institute (NCVLI) with the Crime Victims' Rights Award this April. The U.S. Department of Justice honor recognized NCVLI for its work supporting crime victim lawyers and victims in the assertion and enforcement of their rights in criminal and related civil processes. NCVLI is the only such national resource.

Meg Garvin, executive director and clinical professor of law for NCVLI, says the award signifies that the institute's efforts to transform the field of victims' rights have been successful.

NCVLI was conceived in 1997 by Professor Doug Beloof '81 to promote balance and fairness in the justice system. Garvin says that while NCVLI will work with any victim population, about 60 percent of the institute's current efforts are related to issues of violence against women, such as domestic violence, stalking, and sexual assault. Homicide, kidnapping, and crimes involving children account for a large number of the remaining cases.

Arizona attorney Steven Twist, founder of Arizona Voice for Crime Victims and coauthor of the lone law school textbook on the subject of victims' rights, *Victims in Criminal Procedure*, previously received the DOJ award. "NCVLI has been one of the most critical factors in developing national crime victims' rights law in the history of the country," he says.

Educating Attorneys

NCVLI focuses on carrying out its mission through education, litigation, and public policy. The institute trains lawyers and law students nationwide on the practicalities of victim representation through seminars, conferences, and the Victims' Rights Litigation Clinic at Lewis & Clark, the only clinic of its kind in the country. "We walk them through what it will actually be like to represent a victim in a criminal case," Garvin says.

NCVLI also operates with the National Alliance of Victims' Rights Attorneys (NAVRA) to maintain a database of research, training materials, and legal briefs to aid advocates in the field. Garvin says the

Eric H. Holder Jr., Attorney General of the United States; Tony West, Acting Associate Attorney General of the United States; Meg Garvin, NCVLI Executive Director and Clinical Professor; Rebecca Khalil, NCVLI Staff Attorney; Mary Lou Leary, former Acting Assistant Attorney General for the Office of Justice Programs; and Joye Frost, Principal Deputy Director Office for Victims of Crime Office.

materials provide arguments for attorneys on issues they might encounter in real cases.

NAVRA has grown to more than 1,000 members in large part thanks to NCVLI's outreach. The institute also provides some direct representation at a local level and files amicus briefs in state and federal court nationwide.

Litigating Cases

NCVLI's legal team, which includes Lewis & Clark students, provides consultation for practitioners in the midst of cases. "We hold the hands of the people we train throughout the entire process so that victims everywhere can benefit from our national

National Crime Victims' Rights Week was observed April 21-27.

"NCVLI has been one of the most critical factors in developing national crime victims' rights law in the history of the country."

Steven Twist, Founder of Arizona Voice for Crime Victims

expertise," Garvin says. "We may get a call from an attorney who is in court saying that the judge is about to rule on an issue. When that happens, we immediately research the issue and provide the attorney with an argument and legal authority that is on point."

Garvin says NCVLI helps on big and small cases alike and will contact individuals involved with high-profile cases to ensure that they are aware of NCVLI's services. The institute also partners with NAVRA to match victims around the nation with pro bono attorneys who will work to secure and enforce their rights.

During the child sexual abuse trial of Pennsylvania State University's assistant football coach Jerry Sandusky, NCVLI provided assistance to the lawyers involved and filed an amicus brief on behalf of the victims asking that they be identified by number rather than name in order to protect their privacy. Even though the trial judge ultimately ordered that the victims' names and identities be disclosed at trial, Garvin says she still considers the outcome a positive one. The institute was ready to fight and anticipated a win in the appellate courts, but "the victims in that case wanted us to stop fighting," she says. "It was important from an empowerment perspective that they were able to make that choice."

Garvin explains that unlike a prosecutor who has obligations to the state and may not always be able to fully represent a victim's interests, NCVLI's focus is entirely on the victim and the effect of the legal system on his or her rights. "We might not agree with every victim we work with, but it doesn't matter. We provide their voice in the case and fight for their legal right to participate," Garvin says.

Influencing Public Policy

As part of its mission to engage in public policy discussions, the institute works to ensure that victims' rights are treated like other civil rights. NCVLI acts nationwide to secure victims' rights legislation aimed at protecting both procedural and substantive rights. "We exist to make sure that victims' rights are meaningful," Garvin says, "and that they are not just a rhetorical pat on the head or mere words on paper."

Garvin has testified before Congress and the Oregon legislature on the state of victims' law. NCVLI staff members have served on legislative and public policy committees and task forces dedicated to making change in the field.

Unlike a prosecutor who has obligations to the state and may not always be able to fully represent a victim's interests, NCVLI's focus is entirely on the victims and the effect of the legal system on their rights.

In Oregon, NCVLI has been successful in ensuring that victims have a right to be present and heard during critical stages of a defendant's adjudication. In a recent case in which a victim was not informed about a plea or sentence hearing, the Oregon Supreme Court subsequently vacated the sentence and remanded the case for resentencing.

Steven Twist, who now serves on the board of the Arizona clinic and as a volunteer attorney, relied on NCVLI's resources during his representation of a local victim of identity theft who was defrauded out of his entire life savings. Twist explains that the state court judge allowed the victim to be present at sentencing, but refused to let him speak. "I filed a mandamus petition with the Ninth Circuit," says Twist. "NCVLI was helpful in strategizing the mandamus action and argument. When I went before the Ninth Circuit for oral argument, I had the full support and backing of NCVLI." The federal judge agreed with Twist and ordered the lower court to do it over again.

Currently, Garvin says, NCVLI is working on federal legislation to provide legal services for sexual assault victims in the military. The institute has also collaborated with countries such as Australia and Israel to tailor victims' rights laws to the legal systems of those nations.

While in Washington, D.C., for the award ceremony, Garvin and staff attorney Rebecca Khalil had an opportunity to meet colleagues from around the country—as well as several sexual assault survivors and families of homicide victims. Coming face-to-face with officials was impressive, says Garvin, but it was the number of crime victims and advocates in attendance at the event that she found truly inspiring. "It is more meaningful when a survivor claps for you than when anyone else does." ■



2013 Graduates

Master of Laws Environmental and Natural Resources Law

Sara Althoff²
Carey Parks Gilbert III¹
Nandita Rastogi
Rehan Rauf³
Jeffrey Austin Thompson¹

Master of Laws Animal Law

Mitzi M. Bolaños²
Amanda Winalski

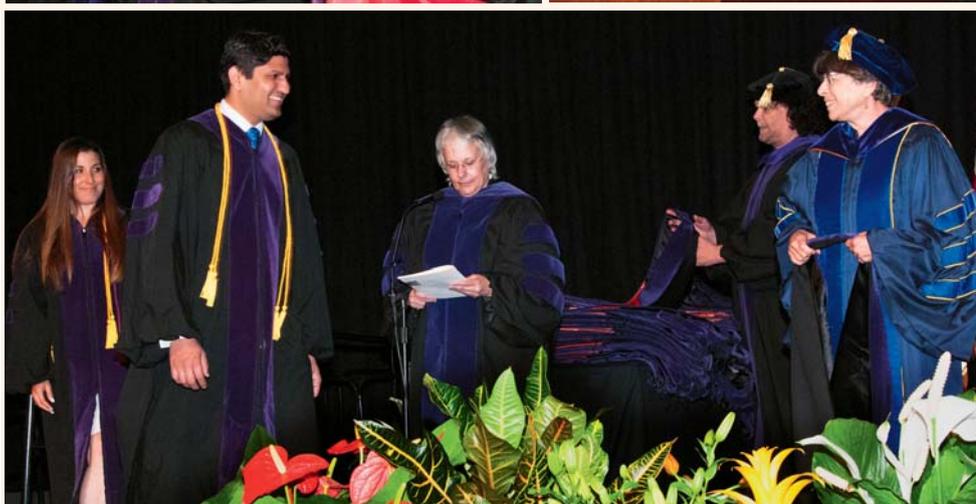
Juris Doctor

Alyssa A. Aaby
James Michael Aaron
Shannon R. Aaron
Bryce J. Adams
Arrien Drake Aehegma
Abdullah Saad Al Ghamdi²
Nancy L. Alexander
Amanda I. Alvarez
Lolly B. Anderson
Alexis Charlotte Andiman
Naomi K. Andress
Brett Erin Applegate
Marie Elizabeth Atwood
Alexander Baldino
Nicholas Zurich Barnabas
Meghan Sqawsan Barner²
James C. Bartholomew
Maryam Behrouzi

Mark E. Bennett Jr.¹
Eriks R. Berzins
Diana J. Bettles
Matthew B. Blythe
Mary C. Bodine²
Celina E. Bonugli
Kevin D. Boston²
Katelynn D. Boyd
Peter Braun
Faye E. Breitreed
Kara A. Brooks
Taya A. Brown
Jenna L. Bruce
Olivia M. Brumfield
Aaron E. Bruner
Reiko A. Bryant
Marie N. Burcham¹
Sean P. Burt
Joanna L. Cahoon
Brienne Rebecca Carpenter¹
Kristen A. Chambers¹
Tung T. Chau
Jane Chausova
Arthur Taw Chiam
Sylvia Monica Ciborowski
Xavier Atlas Clark
Grant S. Cole²
Kelly L. Coleman
Joshua R. Colwell
Ioan Tiberiu Coman¹
Lia C. Comerford
Nicholas D. Cordes
Kelsey McDonnell Coulter
Philip Frederick Counce Jr.

Matthew J. Crawford
Kristie Novakovich Cromwell
Sarah Rose Dandurand
Cam-Tu Dang
Zachary T. Davies
Michael T. Davis
Brady V. Deal
Adria D. Decker
Matthew Deisen
Jodine Dixon
Zachary T. Dorn
John Christopher Duckworth
Erin Kathleen Duncan
Lora Teresa Dunn
Beth E. Edwards²
Lowell S. Elliott
Emily L. Elsberg
Andrew B. Erickson
Britta A. Erickson
John P. Evans
Maura Caitlin Fahey
Lisa M. Farrell¹
Rachael A. Federico
Hannah P. Fenley
Kaiti S. Ferguson
Andrew Louis Ferroggiaro
Kimberly Nicole Fisher
Jenny Rae Foreman
Amelia S. Forsberg
Craig M. Fouts
Robert J. Franco
Jared Heinz Franz
Pamela Danielle Frazier
Joshua C. Freeborn

Tori J. Freeborn
Gabriel A. Frias
Meera Amar Gajjar
Grant Douglas Gilmore
Christopher J. Graves²
Ava Green
Carolyn Ayn Greenshields
Dana R. Gross
Denisse Guadarrama
Anna Marie Gulotta
Jeffrey M. Haagenson
Margaret M. Hall
Angela M. Hanslovan²
Frederic W.L. Harder Jr.²
Reiko Higuchi²
Scott Neil Hilgenberg
Jennifer Marie Holley
Shanelle Akiko Honda¹
Matthew F. Hoselton
Elizabeth J. Inayoshi
Victoria Langstaff Jarvis²
Amanda F. Johnson
Jeffory "Jay" Johnston²
Heather N. Joy²
Angela Kaul²
Gail Kazuko Kawakami-Schwarber
David J. Kayes
John Hunter Keane
Michael D. Kearney
Jennifer L. Keatinge
Renessa S. Kennelly²
Laura Jean Knudsen
Anaiah E. Krueger
Eli C. Krueger



Jeffrey Thomas Kucirek
 Sandra Lyon Kuenzi
 Kimberly White LaDuca
 Erin C. Lambley
 Kelly LaToza Levenda
 Mackenzie Jane Lawson
 Timothy A. Lawson
 William N. Lawton
 Nicholas E. Lebo²
 June Yong Lee²
 Sangmin Lee
 Jaclyn Leeds¹
 Adena Nicole Leibman
 Kane Alexander Lemley
 Katie R.J. Lichter
 Jennifer H. Logan
 Susan Ma²
 Mark A. Maher
 Erica M. Mann²
 Efrain Marquez
 Rashel M. Matthys
 Mkulisi Mavuwa
 Rebecca M. Maxwell
 Alyosha Conan McClain
 Kimberly L. McCullough
 Michael K. McDonald²
 Cynthia L. McNew
 Angelina Marie Medina
 Karl G. Meier
 Matthew T. Merryman²
 Andrea R. Meyer
 Catherine A. Meyer
 Emily Justine Mikhael²
 Jacob M. Miller

David M. Mitchell
 Robert L. Molinelli
 Carter W. Moore
 Christopher A. Morehead²
 Christopher Ross Morgan
 Melanie Morgan Musial
 Danielle Marie Myers
 Rachel K. Nakanishi
 Michael A. Neal
 Theresa Avonne Neibert¹
 Laura S. Nelson
 Ricky R. Nelson
 Anne K. Nguyen²
 Chau T. Nguyen
 Frances Khanh Nguyen
 Elizabeth E. Oates
 Alexander S. Ogurek¹
 Henry T. O'Keeffe
 Vanessa M. Padgalskas
 Ksen Pallegedara
 Vittal Patel
 Lina Grace Pauley
 Michelle S. Pawliger
 Richard R. Peel
 Sarah Yael Perelstein
 Mark J. Perez
 Zachary B. Pilchen
 Joseph E. Piucci
 Christine Joanne Poklemba
 Laura J. Powers
 Matthew J. Preusch
 Meredith M. Price
 Georgia C. Prim²
 Daryl D. Ramirez²

Jacob T. Randall
 Bryan A. Raymond
 Vicky M. Razo-Aparicio²
 Timothy K. Reeve²
 Kimberly M. Roegner
 Shayna M. Rogers
 Rachel E. Rosenberg
 Allison M. Rowe
 Amanda Alleen Rude
 Bart I. Rylander¹
 Erin L. Scheurer
 Amelia Reiver Schlusser
 David A. Schor¹
 Bobby J. Schroeder
 Joshua J. Schroeder
 Kallie M. Seifert
 A. Jalil Shamsud-Din
 Brian R. Sheets
 Stephan A. Sherman
 Harpreet Singh
 Parakram Singh²
 Matthew M. Singleton¹
 Luke A. Sinkinson
 Laurel K. Smith
 Luisa Violet Sondie
 Alexander G. Sorenson
 Mario A. Sosa
 Paige Elise Spence
 Alexander C. Spinks
 Bradley Michael Steinman
 Garrett H. Stephenson
 Frederik Feierskov Stig-Nielsen
 Anna L. Stoeffen
 Christopher S. Stoner

Elizabeth Amira Kennedy Streeter
 Jacqueline K. Swanson
 Jenevieve Clair Swinford
 Melissa Dawn Thaisz
 Adrienne Ladd Thompson
 Bryan Matthew Thompson
 Alejandra Torres
 Peter T. Tran
 Amanda Elaine Tufts
 Joseph Angel Ureño
 Colin William Van Dyke¹
 Jeffrey Wallace Van Name
 Richard Marcus Viloría
 Jason M. Wald
 Aila Rose Wallace
 Melissa N. Walton
 Samuel R. Walton
 Bryan J. Wasetis
 Deborah R. Wechselblatt
 Lucas A. Welliver
 Rosalie C. Westenskow
 Elisabeth Forsberg Whittemore
 Ryan M. Wilkinson
 Lorena M. Wisheart²
 Grace Wong
 Sean M. Worley
 Sarah E. Wright
 Chris L. Wyrrostek
 Emily C. Yeh
 Jessie Danielle Young

¹ January 2013 graduate.
² Student has not yet completed requirements for graduation.
³ Summer 2012 graduate.

Commencement 2013



Erwin Chemerinsky, Dean and Distinguished Professor of Law at the University of California at Irvine School of Law, Serves as Speaker

Erwin Chemerinsky, an expert on constitutional law, federal practices, civil rights and liberties, and appellate litigation who has had an illustrious career as an educator, scholar, and litigator, was the speaker at the commencement ceremony on May 25.

Inspired by the transformative example of the civil rights lawyers of the 1950s and 1960s, Chemerinsky has worked for over 30 years to convey his belief that law is the most powerful tool for social change. In his remarks, he reassured the graduates that “the need for excellent lawyers is no less today than it ever has been, and it will be no less tomorrow.”

For over 30 years, Chemerinsky has worked to convey his belief that law is the most powerful tool for social change.

“There is a wonderful position as a lawyer for each of you, a position where you can really make a difference in people’s lives and society. As lawyers, you will have the chance for tremendous power: to take away lives or to save them, to protect freedom or to compromise it, to protect our environment or aid in defiling it, to help companies do good things or to help them do bad things. Your law school has focused so much of the last three years teaching you to think and to contemplate. But most of all, today I want to remind you to care—to care about the consequences and effects of what you do on people and on society. No matter what field of law you go into, you can devote some of your time to helping individuals and causes that lack the resources to afford representation. No matter what field of law you go into, you can work to make people’s lives and your community better.”

Chemerinsky has taught at several law schools across the country, including Duke Law School, University of Southern California School of Law, UCLA School of Law, and DePaul University College of Law. He has also authored seven books, the most recent of which is *The Conservative Assault on the Constitution* (2010), and nearly 200 articles in top law reviews. In addition, Chemerinsky frequently argues cases before the nation’s highest courts and serves as a commentator on legal issues for national and local media.



Janet Steverson Honored With Leo Levenson Award

Fittingly enough, the graduating class awarded the 2013 Leo Levenson Award for Excellence in Teaching to the Douglas K. Newell Professor of Teaching Excellence, Janet Steverson.

Steverson’s research topics include consumer warranties, and children’s rights are of special interest to her. Before joining the Lewis & Clark law faculty, she was an associate at Steptoe & Johnson in Washington, D.C., doing general litigation. Steverson was also a member of the Harvard Law School Board of Student Advisors.

In 2009, the law school recognized her commitment to student success and enriching the academic experience by naming Steverson to the Douglas K. Newell Professorship of Teaching Excellence.

Cornelius Honor Society Induction

Twenty-seven graduates were inducted into the Cornelius Honor Society on May 24 during a special reception. Members are selected by the faculty based on distinguished scholarship, leadership, and contribution to the law community. The society is named in honor of Dorothy L. Cornelius, who served the law school for 20 years.

2013 Inductees

James Michael Aaron
 Olivia M. Brumfield
 Lia C. Comerford
 Andrew B. Erickson
 Maura Caitlin Fahey
 Rachael A. Federico
 Christopher J. Graves
 Carolyn Ayn Greenshields
 Dana R. Gross
 Margaret M. Hall
 Scott Neil Hilgenberg
 Gail Kazuko Kawakami-Schwarber
 Jaclyn Leeds
 Kimberly L. McCullough
 Robert L. Molinelli
 Zachary B. Pilchen
 Meredith M. Price
 Shayna M. Rogers
 Amanda Alleen Rude
 Paige Elise Spence
 Melissa Dawn Thaisz
 Adrienne Ladd Thompson
 Joseph Angel Ureño
 Jeffrey Wallace Van Name
 Elisabeth Whittemore
 Lorena M. Wisehart
 Jessie Danielle Young

Top to bottom: Kimberly McCullough '13 (third from left) and her family. Dean Robert Klonoff and Lisa Whittemore '13. Kay Erickson, Andrew Erickson '13, Professor Craig Johnston '85, and Clinical Professor Tom Buchele. Jeffrey Van Name '13, Rich Van Name, and Heather Van Name.



Faculty and Staff News

Paula Abrams

Jeffrey Bain Faculty Scholar and Professor of Law



In January, Abrams spoke with medical practitioners and medical students at OHSU on legislation impacting reproductive health. Abrams worked with law students this year to revive the Lewis & Clark chapter of the national organization Students

for Reproductive Justice. She spoke on population, sustainability, and human rights at the first event sponsored by the group.

Abrams continues to serve on the Oregon Law Commission Judicial Selection Work Group. In June, she taught a course on international art law in Florence, Italy.

Presented

A paper on the use of narrative in Supreme Court opinions at an international conference in London, July 2013

Doug Beloof '81

Professor of Law



Beloof will be testifying in front of Congress on a victims' rights amendment to the U.S. Constitution as part of the effort to make a criminal justice system more balanced. He is also working on an article about the 10th anniversary of the Crime Victims' Rights Act

(which he helped to draft) and on a book on victims' rights for a popular audience.

Published

Victims' Rights: A Documentary and Reference Guide, Greenwood Publishing Group (2012)

Michael Blumm

Jeffrey Bain Faculty Scholar and Professor of Law



Blumm is working on a natural resources law casebook with Eric Freyfogle (University of Illinois) and Blake Hudson (LSU). His public trust casebook will be published by Carolina Academic Press this fall. *Sacrificing the*

Salmon (2012) is now available for downloading in two installments: ssrn.com/abstract=848587 and ssrn.com/abstract=2213366.

Published

"The Public Trust in Wildlife," 2013 *Utah L. Rev.* 1 (forthcoming), with **Aurora Paulsen '12**, available at ssrn.com/abstract=2189134

"Lands Council, Karuk Tribe, and the Great Environmental Divide in the Ninth Circuit," 54 *Nat. Res. J.* 1 (forthcoming 2013), coauthored with **Maggie Hall '13**, available at ssrn.com/abstract=2246917

Jack Bogdanski

Douglas K. Newell Faculty Scholar and Professor of Law



Bogdanski's treatise *Federal Tax Valuation* was recently cited by the Ninth Circuit, and for the seventh time by the U.S. Tax Court. He is at work on a new edition of another federal tax treatise, which he will be joining as coauthor; the new assignment has required him to put

his well-read political blog on hiatus. For the 19th consecutive tax season, he operated a workshop in which dozens of international students at Lewis & Clark received free U.S. tax counseling from Bogdanski and a group of dedicated law student volunteers.

Published

"Section 336(e) Elections Finally Arrive," 40 *Corporate Taxation* ____ (July/August 2013)

"Highest and Best Use: How High? How Good?" 40 *Estate Planning* ____ (July 2013)

"The Wrong Stuff: *Parker, Inc.* and the Step Transaction Doctrine," 40 *Corporate Taxation* 42 (January/February 2013)

"Courts of Appeals Weigh in on Easement Donation Issues," 39 *Estate Planning* 40 (December 2012)

Mari Cheney

Reference Librarian

Cheney's article "Legal Research Boot Camp: Bridging the 1L Knowledge Gap" was awarded the Short Form Division Award from the American Association of Law Libraries.

Published

"Promoting Services and Celebrating Differences," Cheney et al., 17 *AALL Spectrum*, November, 2012, at 22

Henry Drummonds

Professor of Law

Following on his assignment teaching international human rights in Paris in 2012, Drummonds is writing a chapter on the human rights/employment and labor law nexus for the ABA-sponsored treatise *International Labor and Employment Laws*. He is also writing a chapter for *Global Labor and Employment Law* on the role of global union alliances and federations. Drummonds has published an essay on the Oregon Public Employee Pension System on SSRN, and he continues to work on a law review article on public employee pensions.

Presented

A talk on the Oregon Public Employee Pension System and impairment of contract issues at a faculty colloquium

Published

"The Public Policy Exception to Labor Arbitration Award Enforcement: A Path Through the Bramble Bush," 49 *Willamette L. Rev.* 105 (2012) and posted on SSRN

Susan Felstiner

Clinical Professor, Small Business Legal Clinic



In July 2012, Felstiner joined the faculty as a visiting clinical professor after 14 years in private practice at the law firm of Cable Huston Benedict Haagensen & Lloyd. In February 2013, the faculty voted to offer her a position as a clinical law professor. Felstiner is fluent in

Spanish and frequently gives presentations in that language to owners of small businesses. At the request of Hacienda Community Development Corporation, who often refers clients to the Small Business Legal Clinic, Felstiner gave a presentation to Hacienda's micromercantes program participants on employment law in July 2012, and a presentation on regulations governing Portland food carts in October 2012. She also participated on a panel of small business advisors at the 11th Governor's Marketplace Conference in April 2013. Felstiner is treasurer of the Oregon Hispanic Bar Association and a member of Oregon Women Lawyers.

George Foster

Associate Professor of Law



In his capacity as chair of the Global Law Committee, Foster oversaw the process of securing summer externship placements for Lewis & Clark students in China and India. He also organized several global law events on campus, including two practitioner panels

to provide inside perspectives to students interested in careers in global law, and multiple visits and lectures by prominent scholars. On the scholarship front, he recently contributed an article, "Taking Stock of the United Nations Declaration on Rights of Indigenous Peoples After Five Years," to the newsletter of the American Society of International Law's Rights of Indigenous Peoples Interest Group. He is also working on a law review article tentatively titled "When Commercial Meets Sovereign and Domestic Meets International: A New Paradigm for Applying the Sovereign Immunity and Act of State Doctrines in Crossover Cases."

William Funk

Lewis & Clark Distinguished Professor of Law



Funk spent much of the summer in Europe presenting a paper, "Changes in American Constitutional Law," at the American Law Today symposium in Paris organized by the University of Poitiers; participating in a discussion group at the University of Luxembourg on global ad-

ministrative law, where his paper "My Way or No Way: The American Reluctance for Trans-Territorial Public Law," to be published by the *University of Missouri Law Review*, was discussed; and teaching a course in American constitutional law at the University of Mainz. Funk continues to serve as the editor of both the U.S. and International Administrative Law eJournals that appear weekly from the Social Science Research Network. Currently, Funk is working on a new constitutional law casebook for West Publishing. His column on recent articles of interest appears quarterly in the *Administrative Law News* magazine.

Presented

"Drones, Due Process, and the Fourth Amendment" at William & Mary Law School at a symposium organized by that school's *Bill of Rights Law Review*, March 2013

Published

"Constitutional Law and Separation of Powers," in *Developments in Administrative Law and Regulatory Practice*, American Bar Association Press (2012)

"Agency Guidance Documents and NRDC v. EPA," ABA's Section of Energy, Environment, and Resources Newsletter, *TRENDS* (2012)

Meg Garvin

Executive Director,
National Crime Victim Law Institute
Clinical Professor of Law, Crime Victim Litigation Clinic



In December and May, Garvin provided training at the Air Force's Judge Advocate General School at Maxwell Air Force Base in Alabama to help establish a new branch of Air Force JAG. The Special Victims Counsel will provide representation to sexual assault victims

during courts martial. Garvin's article "Victims and the Court's Eighth Amendment Jurisprudence in Miller: A Tale of a Constitutive Paradox" is forthcoming in the *New England Journal on Criminal and Civil Confinement*.

John P. Grant

Professor of Law

Grant has completed the chapter "Pronounced for Doom: Deacon William Brodie" for the book *Pronounced for Doom: Early Scots Law Tales*, edited by Professor **Elaine E. Sutherland** and him, and to be published by *Avizandum* later this year. His article "The Lockerbie Trial: Was It Independent, Dignified, and Scrupulously Fair?" has appeared in the special commemorative 200th edition of *Juridica*, the prestigious Estonian law review. To mark this anniversary, *Juridica* is convening a readers' conference in Tartu at which Grant, as one of the founders of the law review 20 years ago, gave an opening address. His experimental reading group on unrepresented nations and peoples, offered last fall in association with the Unrepresented Nations and Peoples Organization (UNPO) in The Hague, will in future be offered as an annual workshop, allowing students to undertake practical research and report writing on human rights issues in an unrecognized state or minority group identified by UNPO.

Published

"The Lockerbie Trial: Was It Independent, Dignified, and Scrupulously Fair?" *JURIDICA* (commemorative 200th edition) IV (2013)



Registrar Susan Galyen B.A. '70 retired this June. She had been with Lewis & Clark, as either a student or an administrator, for 43 years.

Susan always said that working with students was the best part of her job. She made the Registrar's Office a hub of information and assistance. Not only did she manage everything related to class schedules, registration, transcripts, and graduation requirements, Susan also worked with the offices of admissions and career development, as well as the curriculum committee, to ensure the best service and experience for students.

It was in large part thanks to Susan that the law school undertook—successfully—major projects to update our technology. She brought about the computerization of our records as well as the transition to online registration. More than 15 years before such software would be commercially available, Susan adapted the processes she developed for her office into a system that enabled students to take exams on their own computers. As a result, Lewis & Clark became one of the first law schools in the country to allow students to take their exams this way.

Susan's willingness to explore and develop new processes as the world changed, and her commitment to working with students on solutions, will be greatly missed. How lucky we were, to have someone of her caliber and dedication for so long.

—Associate Dean Martha Spence '84

Kathy Hessler

Director, Animal Law Clinic
Clinical Professor of Law



Hessler was interviewed by Portland's KGW News for two stories relating to animal law that aired in October and was quoted by Monique Balas for "Pet Custody Battles Illustrate Need for Legal Clarity Regarding Pets" on *Oregon Live*. Along with Joyce Tischler and

Pamela Hart, Hessler is working on a book to be published by Carolina Academic Press, tentatively titled *Teaching Animal Law Across the Curriculum*. She is serving on the executive committee of the AALS Balance in Legal Education Section and the executive committee of the AALS Animal Law Section.

Presented

"Learning From Difficult Cases: Lessons From *Tilikum v. Sea World*" at the Animal Ethics Conference at Utah Valley University, April 2012

"Consideration of Whether Hunting Is Cruel Under the Law" at the Law and Society Annual Meeting, Boston, May-June 2013

"Learning From the U.S. Animal Law Experience: Cases and Classes" at the Animal Law and Ethics Conference in Zurich, Switzerland, July 2012

"Standing" at the Second Annual Animal Law Symposium at Lewis & Clark Law School, Portland, October 2012

Moderated the "Preemption" panel at the Second Annual Animal Law Symposium at Lewis & Clark Law School, Portland, October 2012

"An Overview of Animal Law and Legal Education in the U.S." and "Application of Animal Law in the U.S. Through Cases and Courses" (both presentations given with **Pamela Frasch**) at the Master in Animal Law and Society Program at the Autonomous University of Barcelona, March 2013

Steve Johansen '87

Professor of Law



Johansen organized a conference on applied legal storytelling that was held in London in July.

Published

"Coming Attractions: An Essay on Movie Trailers and Preliminary State-

ments," *Journal of the Legal Writing Institute* (forthcoming 2013)

"It's Not About the Grades...Really," *Teaching Legal Writing and Research* 1 (2012)

Your Client's Story: Persuasive Legal Writing, with Ruth Anne Robbins and Ken Chestek, Aspen Publishers (2012)

Jennifer Johnson

Erskine Wood Sr. Professor of Law



In May, Johnson addressed the Family Business Institute at the law school.

Presented

A paper analyzing private placement statistics and FINRA rules at the University of Cincinnati Law School Corporate Law Conference, March 15, 2013

Moderated a panel of state securities regulators at the University of Cincinnati Law School Corporate Law Conference, March 15, 2013

"Do I Have a Deal for You!" at the annual luncheon honoring emeriti faculty and former staff of Lewis & Clark College, March 2013

A paper on crowdfunding and advertised private offerings at the annual meeting of the Law and Society Association, Boston, June 2013

Aliza Kaplan

Associate Professor of Law



For the second year in a row, along with **Kathy Hessler**, Kaplan coached the law school's National Animal Law Moot Court Competition team to victory.

Presented

Workshop, "Pushing for Preparation: The Need for Theory and Skills-Based

Public Interest Law Pedagogy," at the Hybrid Law Teaching Conference sponsored by the Institute for Law Teaching & Learning at Washburn University School of Law, June 2013

"Wrongful Convictions Panel: What Went Wrong?" (presented and moderated), Lewis & Clark Law School, March 2013

"Letter From Birmingham Jail 50th Anniversary" (with Lewis & Clark Graduate School of Education and Counseling professors Mollie Galloway and Joel Martinez) at Lewis & Clark College, January 2013

Published

"Oregon's Death Penalty: The Practical Reality," 17 *Lewis & Clark Law Review*, 1 (2013)

Robert Klonoff

Dean and Professor of Law



In May, Klonoff was awarded the 2013 Oregon Consular Corps Honorary Award for Individual Achievement in International Affairs. In June, he participated in a water law conference in Delhi cohosted by Lewis & Clark Law School and the National

Law School in Delhi. Klonoff recently signed a contract to serve as a coauthor of a treatise on complex litigation. His coauthors include U.S. District Judge Lee Rosenthal and former Tulane Law School Dean Ed Sherman. He is also in the process of revising his Federal Appellate Practice Nutshell.

Anna Laakmann

Assistant Professor of Law



Laakmann participated in the health law panel of the New Scholars Colloquia at the annual Southeastern Association of Law Schools (SEALS) Conference in August. In addition, she was selected through a blind, peer-reviewed screening process to present her work-in-progress on physician innovation at the 2013 Health Law Scholars Workshop sponsored by St. Louis University Center for Health Law Studies and the American Society of Law, Medicine, and Ethics.

Lydia Loren

Kay Kitagawa and Andy Johnson-Laird Intellectual Property Faculty Scholar and Professor of Law



In March 2013, Loren participated in the Internet Law Scholars Works-in-Progress Conference hosted by Santa Clara University Law School, where she presented her current work, "The Viability of the \$30 Casebook." That paper explores the various dynamics in

the traditional publishing market that have led to casebooks costing over \$200, and describes the experiences of Semaphore Press, a publisher that offers a very different approach to providing law school casebooks. (Semaphore Press offers digital copies of required textbooks for law school classes at a suggested price of \$30. A student can choose to pay less or more than the suggested price, or even download a copy of a required casebook for free.) This article examines the viability of the Semaphore Press publishing model. Loren also workshopped the paper at an Intellectual Property in the Snow gathering in Whistler, B.C.

Presented

“The Viability of the \$30 Casebook” at the Internet Law Scholars Works-in-Progress Conference hosted by Santa Clara University Law School, March 2013

Published

2013 Case and Statutory Supplement to *Copyright in a Global Information Economy* (3rd ed., coauthored), Aspen Publishers, June 2013

James Oleske

Assistant Professor of Law



In June, Oleske appeared as a guest on OPB radio’s *Think Out Loud* and KATU television’s *Your Voice, Your Vote* to provide analysis of the Supreme Court’s decisions in the same-sex marriage cases. Earlier in the year, he spoke to the Lewis & Clark chapter

of the American Constitution Society about *Stormans v. Selecky*, a case pending in the Ninth Circuit in which pharmacy owners are seeking religious exemptions from regulations requiring them to dispense emergency contraception. He also spoke to the student chapter of the Animal Legal Defense Fund about religious liberty issues that may be implicated by laws restricting animal sacrifice.

Presented and Published

“*Lukumi* at 20: A Legacy of Uncertainty for Religious Liberty and Animal Welfare Laws,” presented at the second annual Animal Law Symposium and published in Volume 19, Issue II, of *Animal Law*

John Parry

Professor of Law



John Parry is nearing the final stages of editing *The Constitution and the Future of Criminal Justice in America* for Cambridge University Press (coedited with Song Richardson, University Of Iowa College of Law). He also wrote a chapter for the book *Crime Across Borders:*

Globalization, Executive Power, and the Transformation of Criminal Justice. He presented the chapter as part of a panel at the Law and Society Annual Meeting in Boston at the end of May. On April 8, Parry was the moderator for the keynote panel Tidal Shift: Promoting Military Retrenchment or Escalation at Lewis & Clark’s International Affairs Symposium. Parry is also working on the third edition of his criminal law casebook *Criminal Law: Cases, Statutes, and Lawyering Strategies*, published by Lexis and cowritten with David Crump (Houston), Neil Cohen (Tennessee), Laurie Levenson (Loyola), and Penny Pether (Villanova). **Professor Ed Brunet** has asked him to join as a coauthor for the fourth edition of *Summary Judgment: Federal Law and Practice*, published by West. Parry’s review of George C. Thomas III & Richard A. Leo’s book, *Confessions of Guilt: From Torture to Miranda and Beyond* (2012), is forthcoming in the *Criminal Justice Review*.

Published

“International Law in State Courts: Sovereignty, Resistance, Contagion, and Inevitability,” *Willamette Journal of International Law and Dispute Resolution* (forthcoming)

Sandy Patrick

Professor of Legal Analysis and Writing



Patrick is writing a companion book on persuasive analysis, *A Lawyer Persuades*, which is scheduled for publication in 2014.

Published

A Lawyer Writes: A Practical Guide to Legal Analysis, Carolina Acad. Press (Second Edition), coauthored with Christine Nero Coughlin and Joan Rocklin, 2013

Melissa Powers '01

Associate Professor of Law



Powers taught an intensive climate change law class at the University of Trento, Italy, in May 2012 and December 2013. She was elected to the governing board of the IUCN Academy of Environmental Law, and continues to serve as cochair of its research committee.

Finally, she was named Scholar of the Week by the University of North Carolina’s Center for Law, Environment, Adaptation, and Resources in March 2013.

Presented

“Small Is (Still) Beautiful” at the University of Wisconsin in April 2012

Essays around the theme “Climate Change: Doom or Merely Change?” (with Lewis & Clark College of Arts and Sciences professor Rob Kugler), as part of Lewis & Clark’s Faculty and Friends Dinner Series, September 2012

“The Fallacy of an All-of-the-Above Energy Policy” at the University of Maryland in July 2012, as part of Lewis & Clark Law School’s faculty colloquium in September 2012, at Vermont Law School in October 2012, and at the University of Santa Clara Law School in February 2013

Published

“U. S. Municipal Climate Plans: What Role Will Cities Play in Climate Change Mitigation?” *Local Climate Change Law: Environmental Regulation in Cities and Other Localities*, (Benjamin J. Richardson, ed.), Edward Elgar Publishing (2012)

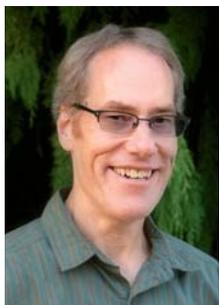
“County Report: USA, Climate Change in the Supreme Court,” 1 *IUCN Academy of Environmental Law E-Journal* 245 (2012)

“Making Sustainability Count,” in *Rethinking Sustainable Development to Meet the Climate Change Challenge*, Environmental Law Reporter (Jessica Owley & Keith Hirokawa, eds.) (2013)

“Small Is (Still) Beautiful: Designing U.S. Energy Policies to Increase Localized Renewable Energy Generation,” 30 *Wisconsin International Law Journal* 595 (2012)

Daniel J. Rohlf

Professor of Law
Of Counsel, Earthrise Law Center



With this year marking the 40th anniversary of the Endangered Species Act, Rohlf has been invited to speak at several conferences dealing with the statute, including the University of Florida's public interest environmental law conference and the Wildlife Society's

Western Section annual meeting. He gave a presentation on environmental law to the environmental compliance staff of PG&E.

Published

"Integrating Law, Policy, and Science in Managing and Restoring Ecosystems," in *The Laws of Nature: Reflections on the Evolution of Ecosystem Management Law and Policy*, (Kalyani Robbins, ed.), University of Akron Press (2013)

Erin Ryan

Associate Professor of Law



Ryan presented her book *Federalism and the Tug of War Within* (Oxford, 2012) to audiences in the United States and India. By request of the American Constitution Society, she prepared an issue brief analyzing the impacts on environmental law on the new spending

power limits that the Supreme Court set forth in last summer's health care decision. In May and June, Ryan traveled to India to present at an international water law conference cosponsored by Lewis & Clark and the National Law University at Delhi and to lecture about U.S. constitutional law at the National Law School of India University in Bangalore. She completed a series of essays about Chinese environmental issues in *China Environmental Experiences*, a nine-part series on the Environmental Law Profs Blog. She also published several short essays and op-eds about the federalism implications of the same-sex marriage cases then pending before the Supreme Court and was interviewed about them on various local and national radio programs.

Presented

"Overview of the U.S. Legal System" and "American Federalism and the Tug of War Within" at the National Law School of India University, Bangalore, India, June 5, 2013

"Mono Lake and the American Public Trust Doctrine: The Backstory to America's Most Famous Public Trust Litigation" at Realizing the Goal of Water for Life: Lessons From Around the World, National Law University at Delhi, India, May 31, 2013

"Wifi Without Potable Water: Water Management in Urban China" at the Association for Law, Property, and Society Conference, University of Minnesota, April 2013

"Breathing Air With Heft: Coal, Cars, and the Staggering Problem of Air Pollution in China" at Legal and Policy Pathways for Energy Innovation, University of Minnesota, April 2013

"Wifi Without Potable Water: Environmental Regulation and Public Health in Urban China" at the 10th Annual Western Regional International Health Conference: Global Health in Changing Environments, Oregon Health & Science University, Portland, April 2013

Published

"When Socrates Meets Confucius: Teaching Creative and Critical Thinking Across Cultures Through Multilevel Socratic Method," *Nebraska L. Rev.* __ (forthcoming, 2013)

"Why Equal Protection Trumps Federalism in the Same-Sex Marriage Cases," Huffington Post, April 17, 2013, available at www.huffingtonpost.com/erin-ryan/gay-marriage-states-rights_b_3100985.html

"Why Equal Protection Trumps Federalism in the Same-Sex Marriage Cases: A Federalism Scholar's Take on Why Federalism Isn't the Issue," *American Constitution Society Blog*, March 29, 2013; *The Oregonian*, April 8, 2013, available at www.acslaw.org/acsblog/why-equal-protection-trumps-federalism-in-the-same-sex-marriage-cases and oregonlive.com/opinion/index.ssf/2013/04/why_equal_protection_trumps_fe.html

Other Media

Radio interview on May 31, 2013, for Radio Dwarka, New Delhi, India, about water issues in India and the International Conference on Realizing the Goal of Water for Life at the National Law University at Delhi

Radio interview with Lacey Evans on March 27, 2013, for KXL News Radio, Portland, about the federalism and same-sex marriage issues in the Defense of Marriage Act and California Prop. 8 cases then before the Supreme Court

Live interview with anchor Stephanie Stricklen on March 26, 2013, for KGW Television News, "Live at 7," about the same-sex marriage and federalism issues appearing before the Supreme Court that week

Live interview on March 25, 2013, for the Lars Larson National Radio Show about the federalism and same-sex marriage issues in the Defense of Marriage Act and California Prop. 8 cases then appearing before the Supreme Court

Radio interview with Jim McLaren on March 25, 2013, for KEX News Radio, Portland, about the federalism and same-sex marriage issues in the Defense of Marriage Act and California Prop. 8 cases then before the Supreme Court

Richard Slottee

Director, Lewis & Clark Legal Clinic
Professor of Law

Slottee was coeditor of the Oregon State Bar CLE *Consumer Law in Oregon*, which was published in February. He drafted training materials on the Fair Debt Collection Practices Act and in February made a presentation at the U.S. Bankruptcy Court for Oregon to volunteer lawyers of the Oregon State Bar Debtor Creditor Section Pro Bono Bankruptcy Clinic. He was also on a three-member panel discussing ethical issues in representing low-income debtors in Chapter 7 bankruptcies, as well as the editorial board for the forthcoming Professional Liability Fund Publication "Oregon Statutory Time Limitations." He served as the program planner for an Oregon Law Institute full-day CLE, held on June 21, involving a joint presentation by the Federal Trade Commission and the Consumer Financial Protection Bureau.

Janet Steverson

Douglas K. Newell Professor of Teaching Excellence



Steverson was honored with the Leo Levenson Award for Excellence in Teaching by the Class of 2013. The award was presented during the commencement ceremony on May 25. She has also been admitted to the Oregon State Bar as a law teacher/pro bono member.

Juliet Stumpf

Professor of Law



Stumpf spoke at the Duke School of Law in January and Yale Law School in February. She then traveled to Holland to teach a five-week course on crimmigration law in a new master's program in criminal justice at the Institute of Criminal Law and Criminology at the University of Leiden. While there, she met with scholars from Belgium, England, and the Netherlands as part of her ongoing efforts to expand a network of transnational interdisciplinary scholars

studying the causes and consequences of criminalization. In May, she spoke on four panels at the Law and Society Association's annual conference, chairing a panel on the borders of criminalization, offering comments on the book *Social Control and Justice: Criminalization in the Age of Fear*, presenting her chapter in *The Constitution and the Future of Criminal Justice in America* (edited by **John Parry** and Song Richardson), and presenting her draft article on procedural justice and immigration law. In June, she spoke on the scholarship panel at the Emerging Immigration Law Scholars Conference. She has accepted invitations to speak in the fall at the University of Minnesota and Queens University in Kingston, Canada. She also completed work on a chapter, "The Process Is the Punishment in Criminalization Law," in the forthcoming book *The Borders of Punishment: Criminal Justice, Citizenship, and Social Exclusion*, in connection with a conference at Oxford University last year. She continues to work on her chapter "Preemption as Proportionality in State and Local Criminalization Law" for John Parry and Song Richardson's forthcoming book *The Constitution and the Future of Criminal Justice in America*. She has also agreed to write a chapter on criminalization for *The Handbook on Crime and Migration*.

Bernard Vail

Professor of Law

Vail chaired a workgroup of the Oregon Law Commission that prepared legislation based on the Revised Uniform Law on Notarial Acts for submission to the 2013 Oregon legislature.

Ozan O. Varol

Assistant Professor of Law



Varol's article "The Democratic Coup d'État," 53 *Harvard International Law Journal* 291 (2012), was recently identified by Mark Tushnet (Harvard Law School) as "one of the best works of recent scholarship relating to constitutional law" in a review published in

Jotwell: The Journal of Things We Like (Lots).

During the 2013-14 academic year, Varol will chair the Linkages and Engagements Advisory Group of the Younger Comparativists Committee of the American Society of Comparative Law. He was also invited to serve as an advisory board member to the Justice Academy of Turkey.

Presented

"Temporary Constitutions" at Columbia Law School, Gonzaga Law School, Lewis & Clark Law School, Whittier Law School, the 2013 Law and Society

Association Annual Meeting, and the 2013 South-eastern Association of Law Schools (SEALS) Annual Conference

A workshop for new law school teachers on comparative constitutional law organized by the Association of American Law Schools (AALS), June 2013, and at a conference in Istanbul, Turkey, October 2013

Published

"Temporary Constitutions," 102 *California Law Review* ____ (forthcoming 2014)

"The Turkish 'Model' of Civil-Military Relations," 11 *International Journal of Constitutional Law* ____ (forthcoming 2013)

Chris Wold '90

*Director, International Environmental Law Project
Professor of Law*



Wold provided legal and technical advice to Pacific Island Developing States at the climate change negotiations in Doha, Qatar, in December 2012. He traveled with seven students to Bangkok, Thailand, in March 2013 for negotiations relating to interna-

tional wildlife trade. While there, he provided advice to governments and nongovernmental organizations on a range of implementation and enforcement issues that affect endangered species such as sharks, elephants, and rhinos.

Published

"Leveraging Climate Change Benefits Through the World Trade Organization: Are Fossil Fuel Subsidies Actionable?" 43 *Georgetown Journal of International Law* 635 (2012)

"Climate Change, Presidential Power, and Leadership: We Can't Wait" 45 *Case Western Reserve Journal of International Law* 303 (2012)

Theresa (Terry) Wright

Clinical Professor of Law



Wright has been appointed to the Oregon State Bar's (OSB) Judicial Administration Committee, to fill the unexpired term of a resigning member. She finished her final year on the Multnomah Bar Association's Court Liaison Committee.

She has been asked by the OSB president to chair a task force regarding legal technicians. In June, she presented an OSB CLE on economic status as a barrier to accessing legal services. She is on the planning committee for the Northwest Clinical Law Conference being held in Leavenworth, Washington, in September.

Tung Yin

Professor of Law



During the spring semester, Yin spoke as part of the Wrongful Convictions: What Went Wrong? panel sponsored by the Oregon Justice Resource Center, focusing on the role of prosecutorial misconduct or intransigence in exacerbating the problems of wrongful convictions of

innocent defendants. He also appeared at the Portland Japanese American Citizens League's annual Day of Remembrance, which serves as a reminder of the internment of Japanese Americans during World War II. Yin noted some disturbing parallels between the lack of transparency and due process involved in the internments and today's targeted killings of suspected terrorists.

Presented

"Targeted Killings, Drones, and Civil Rights" at the Multnomah Athletic Club, April 2013

"Undercover Sting Operations and Domestic Terrorism (a.k.a. Entrapment and the Mohamed Mohamud Case)" at University of Oregon Law School (Federalist Society chapter), March 2013

"Entrapment's Failure: Attempting to Regulate Undercover Sting Operations Aimed at Stopping Domestic Terrorism" at Lewis & Clark Law School, March 2013

Published

"Were Timothy McVeigh and the Unabomber the Only White Terrorists? Race, Religion, and the Perception of Terrorism," 4 *Alabama Civil Rights & Civil Liberties Law Review* (forthcoming 2013)

Other Media

Commentary for various local and national television, radio, and print news stories on topics including the Mohamed Mohamud trial and conviction, the controversy over the Parrish Bennett defense team's decision not to disclose immediately the location of the victim's body, Reaz Khan's arrest and indictment for providing material support to a terrorist act, the Boston Marathon bombing, IRS official Lois Lerner's invocation of her right against self-incrimination, and other local criminal cases

Calendar of Events

Dates are subject to change. Please check law.lclark.edu for more information on these events and others still to be announced.

September 2013

- 26 Bend, Oregon, CLE and Alumni Reception
- 26-27 Student ACLU Conference

October 2013

- 4 Business Law Fall Forum
- 4 Animal Law Symposium
- 8 Boise, Idaho, Alumni Reception
- 14-18 Higgins Visitor: Alan Morrison
- 21 Anthony Kennedy Lecture
by J. Michael McConnell

November 2013

- 4 New York City Alumni Reception
- 5 Washington, D.C., Alumni Reception

January 2014

- 7 Sacramento Alumni Reception
- 8 San Francisco Alumni Reception
- 9 Los Angeles Alumni Reception

April 2014

- 4-5 Younger Comparativists Conference

May 2014

- 24 Commencement

The Alumni Board

Letter From the President

Dear Alumni,

I embark on my term as president of the Alumni Board with gratitude. I am grateful for the support I have received from the Lewis & Clark community. So much of where I am and who I am is because of faculty, students, and alumni.

My volunteerism, which started in college, was nurtured in law school and continues to grow through opportunities presented to me by alumni, students, and faculty. My first—and second and third—legal jobs can be traced directly back to a professor, a staff member, or an alum. Even my grade in Constitutional Law can be attributed in large part to the generosity of a fellow student who spent an entire evening going over an outline with me. I hear that doesn't happen at other schools.

Today I write to you to ask that you give back to the community that I hope has given as much to you as it has to me. And today I highlight one individual among thousands of others: Professor Ed Brunet. In recognition of his 40th anniversary on the faculty, we are working to establish an endowed professorship in his name. An endowed professorship lasts in perpetuity, and is one of the highest academic awards that an institution can bestow on a faculty member. It will also be instrumental in efforts to recruit and retain outstanding faculty who will follow Ed's example of teaching and scholarly excellence. The endowment will provide funds for salary and research, so both the school and the faculty member holding the position benefit.

To me, community and family are very similar. When we feel we are a part of a community, we want to help fellow members. Think of how some member of the Lewis & Clark faculty has helped you. In recognition of that help, and of our community, consider making a donation to the law school. It's easy to do. Simply contact Melanie Allen, assistant dean of development, at 503-768-6901 or mallen@lclark.edu, or visit law.lclark.edu/giving.

Thank you for your support.

Sincerely,
Adina Flynn '96



Class Notes

Includes news received from November 20, 2012, through May 30, 2013.

1950s



Donald Bowerman '59 was named in *The Best Lawyers in America* in the practice areas of commercial litigation, medical malpractice defense, and personal injury litigation.

Warren Braucher '59 was honored by the Colorado Bar Association for his 50 years of outstanding service to the legal community. During his career he was commerce counsel in the law department of the Denver and Rio Grande Western Railroad, as well as assistant attorney general for Colorado and counsel to the Colorado Public Utilities Commission. In his private law practice, Braucher specialized in transportation law, representing carrier and shipper interests before state and federal agencies and federal court. He was appointed by the U.S. Bankruptcy Court to the position of trustee in the liquidation of a major Denver-based motor carrier before retiring in 2000.

1960s

Correction: Our sincere apologies to Mr. Albert Menashe, a shareholder in Gervurtz Menashe Larson & Howe. In our spring 2013 issue of *The Advocate*, we mistakenly listed him as an alumnus of Lewis & Clark Law School and indicated he had retired. We should have said that Albert L. Menashe '65 retired, but again, *Albert A. Menashe of Gervurtz Menashe is actively practicing law at his firm.* We regret the error and any confusion it caused.



Garry Kahn '62 and Steven Kahn '88 moved their firm, Kahn & Kahn, to the Loyalty Building at 317 S.W. Alder Street in Portland. Garry Kahn recently celebrated 50 years as an Oregon lawyer.



Richard Bach '66 published *Common Ground*, the second book in his Common Denominator series of romantic thrillers.

The book is available for Kindles, Nooks, and other e-readers at www.richarddavidbach.com and e-book outlets. The first title in the series, *Common Enemy*, is also available.

1970s



Chris Helmer '74, a partner with Miller Nash, was profiled in the January issue of the *Oregon State Bar Bulletin*.

John Powers '74 was honored as a Top 100 Criminal Defense Lawyer by the National Trial Lawyers. Powers has been a criminal defense lawyer in Portland for more than 30 years.

Bruce Beal '75 wrote and published a techno-thriller, *Proteus*, about a genetically modified oil-eating organism that goes awry. The novel is available at www.amazon.com/Proteus-Mr-Bruce-Leonard-Beal/dp/1479385557.

Emil Berg '75 presented a CLE program, Differences Between Idaho and Oregon State Court Practices and Procedures, in Boise, Idaho. Berg practices in Oregon and Idaho.

The Honorable Steven Maurer '75 returned to private practice, re-joining his former law firm—now Glazer, Maurer & Peterson—in Lake Oswego, Oregon. Maurer served as presiding judge of the Clackamas County Circuit Court from 2006 through 2010. His practice emphasizes personal injury, family law, criminal defense, and general civil litigation.



Frank Dillow '77 was appointed to serve as chair of the Realtor Commercial Alliance of the Northern Virginia Association of Realtors for 2013. Dillow is licensed

in Virginia, Maryland, and Washington, D.C. He serves as an adjunct fellow for the Discovery Institute's technology and democracy project, and has a background that includes 25 years of service with Verizon Corporation, where he served for more than a decade as its vice president of federal government relations. A native Oregonian, Dillow served as assistant public utility commissioner for the State of Oregon during the administrations of Governors Tom McCall, Bob Straub, and Vic Atiyeh. He is also a former news reporter for *The Oregonian*.



Stephen Sady '77 was the chief defense attorney for the high-profile Portland trial of the Somali American accused of trying to ignite a weapon of mass destruction at the city's 2010 holiday tree-lighting ceremony. Sady is the longest serving employee in the Oregon Federal Public Defender's Office.

The Honorable Lane Simpson '77 officially retired from his position as Lake County circuit court judge, but will likely continue to serve as a senior circuit court pro tem until Governor John Kitzhaber fills the vacancy. Simpson took office July 1, 1990, after 13 years in private practice. He grew up in Lakeview, Oregon, and graduated from Lakeview High School in 1969.

1980s



Pamela Beery '80 was named in *The Best Lawyers in America* for the fifth year in a row. Beery is an attorney with Beery Elsner & Hammond, and she specializes in land use and telecommunications law.



Thomas Brown '80 was honored by the Multnomah Bar Association with the 2013 MBA Professionalism Award. He also was elected secretary/treasurer of the Multnomah

Bar Foundation. Brown is a partner with Cosgrave Vergeer Kester, where his practice focuses on civil appeals in state and federal courts, insurance coverage opinions and litigation, and professional liability defense.

Scott Downing '80 was elected to the board of the Multnomah Bar Foundation. Downing practices in the areas of family law, wills, estates, probate, and real property.



Paul Elsner '80 was named in *The Best Lawyers in America* for the fifth year in a row. Elsner is an attorney with Beery Elsner & Hammond, and has 30 years of experience as a local government attorney both as in-house counsel and as outside advisor.

David Schachterle '80 retired after more than 32 years as an associate regional counsel for the U.S. Environmental Protection Agency in the Denver regional office.

C. Thomas Davis '81 wrote and published a white paper on debt collection law in Oregon. His practice includes local, state, and national clients, and he appears in all courts throughout the state. Davis' professional involvement includes serving as president of the Washington County Bar Association, pro tem circuit and municipal judge, court-appointed arbitrator, and hearing officer for the State of Oregon. He has worked in the debt collection industry for over 30 years. Davis' white paper is available at www.nationalistlist.com/white_papers/oregon.



Nancy Hungerford '81 was elected to a two-year term as a board member of the national Council of School Attorneys (COSA), an organization affiliated with the National School Boards Association. COSA focuses on education for its members and advocacy on legal issues for school districts on the national level. Hungerford practices

Class Notes

as the senior partner of The Hungerford Law Firm, which represents more than 100 Oregon school districts and community colleges in the area of education and labor law.

Mark LeCoq '82 is the commercial litigation group leader at Schwabe, Williamson & Wyatt.

Norman Dick '83 joined ADR Support Services Panel News. He is a shareholder in the law firm of Walstead Mertschin in Longview, Washington, where he maintains an active general civil litigation practice. His work involves representing both plaintiffs and defendants concerning insurance defense, personal injury, wrongful death, insurance coverage, real property, and commercial matters.

Jeffrey Keeney '83 was named in the 2013 edition of *Chambers USA, American's Leading Lawyers for Business*. Keeney is a shareholder with Tonkon Torp in Portland, and his real estate practice includes acquisitions and sales, financing, commercial leasing, and land use permitting. He represents local, regional, and national property owners and developers in a wide range of transactional matters and assists clients in land use proceedings before local governments.

Max Miller Jr. '83 was named in the 2013 edition of *Chambers USA, American's Leading Lawyers for Business*. Miller is a shareholder with Tonkon Torp in Portland, and he chairs the firm's environmental and natural resources practice group.



Turid Owren '83 was named in the 2013 edition of *Chambers USA, American's Leading Lawyers for Business*. Owren is a

shareholder with Tonkon Torp in Portland, and heads the firm's immigration practice group, advising clients on employment-related immigration and naturalization.



Steven Hedberg '84 joined Aequitas Capital in Portland as chief operating officer.

Heather Hipsley '84 was appointed chief of staff of the Federal Trade Commission in Washington, D.C. Previously, Hipsley was assistant director in the Federal Trade Commission Division of Enforcement.



Dan Lindahl '84 and John Kaempf '92 formed Lindahl Kaempf in Portland. The firm focuses on defending civil litigation in Oregon and Washington state and federal courts, at both the trial and appellate levels.

Dave Tilton '84 was elected president of the Coos County Bar Association for 2013-14. He continues to serve on the Coos-Curry Housing Authority, with which he has once again assumed the position of chair.



Jeff Eden '85 is the product litigation group leader at Schwabe, Williamson & Wyatt.

Mary Lou Haas '85 is the 2013 recipient of the Multnomah Bar Association Pro Bono Award of Merit for her service to the Oregon State Bar Debtor Creditor Section Legal Aid Bankruptcy Clinic. Haas started volunteering with the bankruptcy clinic in 1997.



Alicia "Lisa" Lowe '85 is a recipient of the 2013 Iris Award, honoring women of achievement in Southwest Washington. Lowe

is a member of the board of directors and partner in charge in the Vancouver office of regional law firm Schwabe, Williamson & Wyatt. A member of the Washington State Bar Association and

a current member and past secretary of the Southwest Washington Estate Planning Council, she has served as general counsel for the Port of Vancouver since 1998. In 2010, Lowe was appointed chair of the Washington Public Port's legal committee, becoming the first person from outside the Port system to be named to that post. Lowe currently serves as the first female chair of Identity Clark County, is an emeritus board member and past member of the executive committee of the Columbia River Economic Development Council, and was a president of the Camas-Washougal Chamber board of directors. She also serves on the Humane Society for Southwest Washington's board of directors, as chair of its planned giving committee, and as cochair of its annual auction committee. She was president of the Clark County Bar Association for 2001. Lowe has been highly involved in Leadership Clark County (LCC). A 2003 graduate of the program, she has served as a board member and been a mentor to LCC project teams working to address community issues.

Richard O'Brien '85 was appointed president and CEO of Boart Longyear Limited. Most recently the president and CEO of NYSE-listed Newmont Mining Corporation, one of the world's largest gold producers, O'Brien brings 25 years of operational and financial experience in the natural resources, energy, and power sectors to his new role.



Cecily Smith '85 is the executive director of the Foothill Conservancy in Pine Grove, California. Smith

has more than 10 years of experience working for environmental nonprofit organizations. Before joining the Foothill Conservancy, she was the water resources specialist for Prairie Rivers Network, which is Illinois' only statewide river protection and conservation nonprofit.

Lilian Bier '86 of Bier Family Law moved her practice to 8705 S.W. Nimbus Avenue in Beaverton, Oregon.

Bradford Lamb '86 opened a new firm, Hill & Lamb, in Portland. Lamb's practice focuses on litigation and appellate work in state and federal courts with an emphasis on complex litigation, including insurance coverage disputes, construction defect, environmental, business, and defense of professionals.

Terry Weiner '86 traded his galoshes and umbrella for cowboy boots and sunglasses by moving to central Washington after accepting a position as the city attorney of Ellensburg.



Gordon Welborn '86 was inducted into the American College of Trial Lawyers. Welborn is a partner with Hart Wagner in

Redmond, Oregon.



Barbara Craig '87 was named the 2012 Distinguished Environmental Law Graduate by Lewis & Clark Law School. Craig is a partner with Stoel Rives in Portland.



Carla Kelley '87 rejoined Miller Nash after serving as general counsel to the Port of Portland for 10 years and as assistant general counsel at NW Natural for 13 years. Kelley is part of the firm's business practice, where she works with clients on government and regulatory issues.



Steven Kahn '88 and Garry Kahn '62 moved their firm, Kahn & Kahn, to the Loyalty Building at 317 S.W. Alder Street in Portland. Steven Kahn recently celebrated 25 years as an Oregon lawyer.

Miriam Feder '80

A life of exploration and learning

By Jordan Schoonover '14

"I was running away from theatre," says Miriam Feder of why she decided to attend law school. "I didn't know how to get started with it and feared life as a waitress." The University of Minnesota theatre arts and humanities graduate chose Lewis & Clark because of Portland's lack of snow and her curiosity about former professor Leonard DeBoff's publications on art law.

"I was a huge fan of 'Fast Eddie' Brunet and Barb Safreit, and I could follow Don Large's tangents through a lecture," she says. Feder enjoyed the intellectual challenges, the friendly and supportive environment, and the fact that she could always find refuge just a few feet away in Tryon Creek State Park.

She started her 14-year career practicing law as an attorney advisor for an administrative law judge with the Commodity Futures Trading Commission in Washington, D.C. After returning to Oregon, she worked in private practice, the state attorney general's office, and the general counsel's office at Tektronix, where she became an environmental lawyer. She took that practice to Garvey Schubert & Barer.

Although she no longer practices, Feder says "law never leaves your brain."

Since leaving legal practice, Feder has served on several nonprofit boards and started a number of small businesses, including a college test preparation business. She credits her law school experience with teaching her about test taking and says she developed the basic theories behind Portland Test Prep while preparing for the LSAT.



When her passion for theatre returned, she wrote and directed two musicals for student production—*In Portland* and *Even to the Western Ocean*. A writing project resulted in her producing three one-woman shows. In 2010, she wrote, produced, and acted in the musical *The Only Way Out Is Through*. Most recently, she wrote and produced a play based on her mother's life, called *Ephemory*. Currently, she is the producer for PDX Playwrights.

In the spring of 2013, Feder launched yet another adventure by traveling to Cambodia to volunteer with Khmer Youth and Social Development (KYSD), a small grassroots organization. KYSD works in Phnom Penh and three rural provinces helping villagers protect their land rights and natural resources, while simultaneously creating and supporting opportunities for young people to engage with their community and have a voice in current issues. "This is very necessary in a country where maybe as much as 70 percent of the population is under 30 and there is no history of community involvement or political participation," Feder says.

Although the people in rural Cambodia depend on agriculture and natural resource extraction, many do not have title to the land on which they have lived for generations. Formal land titling is relatively new, and corruption and controversy are common. The government will sometimes give land concessions to outside entities. "There is no process exercised for these concessions, little if any compensation for the displaced villagers, and no limitations or conditions enforced on the grant of land," says Feder. "Often these concession-holders simply cut the forest and run."

Feder helped revise grant applications seeking funding for KYSD programs addressing these problems, as well as efforts to mitigate the effects of climate change on the local rice-based agriculture and to secure human rights protections. "These issues—along with gender equity, youth empowerment, and development of civil society—are tightly interwoven," Feder says. "Improvement on any one front can mean progress on the others."

Feder invites law students and others who might be interested in getting involved with KYSD or similar types of work in Cambodia to get in touch. She says that there is a real need for volunteers with a combination of analytical skills and strong writing ability in English.

"You learn so much about your own background by traveling and getting to know another culture," says Feder. "I had to remind my Cambodian colleagues that democracy doesn't mean we can stop worrying about issues like protection of natural resources or human rights. In the U.S. we still have to work vigilantly for those concerns, but we have open processes by which to do so and freedom of expression. Stepping outside our own legal system is an excellent way to see what it actually does for us."

Class Notes



The Honorable Michael McShane '88 (See "Changing Lives for the Better" in this issue.)



LeAnne Bremer '89 was appointed secretary of the board of directors for the Humane Society for South-west Washington.

She also received the Spirit of Clark County Award for her contributions to improving county operations by streamlining the permitting process. Bremer is the partner in charge of Miller Nash's Vancouver, Washington, office, where her practice focuses on land use law, real estate, and government affairs.

1990s



Helen Hierschbiel '91 was elected treasurer of the Multnomah Bar Association Board for the 2013-14 term.



Robert J. Miller '91 took a teaching position with the Sandra Day O'Connor College of Law at Arizona State University in

Phoenix. He joined ASU's Indian legal program and will concentrate on American Indian economic development issues. Previously, Miller taught for 14 years as a member of the Lewis & Clark Law School faculty.



Dorothy Cofield '92 moved the Cofield Law Office to 8705 S.W. Nimbus Avenue, Suite 380, in Portland. She will

continue to focus her practice on all aspects of land use law, including rural and urban development permits.



John Kaempf '92 and **Dan Lindahl '84** formed Lindahl Kaempf in Portland. The firm focuses on defending civil litigation in Oregon and

Washington state and federal courts at both the trial and appellate levels.



Barry Needleman '92 is now admitted to practice in the States of Maine, Massachusetts, and New Hamp-

shire; the U.S. District Court, District of New Hampshire; and the First Circuit Court of Appeals. Needleman is an attorney with McLane, Graf, Raulerson & Middleton.

Barbara Smythe '92 opened her own law practice, Barbara Smythe, L.L.C., in Lake Oswego, Oregon. She focuses on helping Oregonians plan for their futures and protect their loved ones, including spouses or partners, children, aging parents, friends, and valued charities.



Roger Alfred '93 joined the Office of Metro Attorney as a senior assistant attorney for the Metro Regional Government. He will

continue to practice in the areas of land use and transportation planning, with responsibility for issues related to the urban growth boundary and other regional planning projects.

Mitchell Milby '94 moved his law practice, Milby Attorneys & Counselors, to 1909 Woodall Rogers, Suite 500, Dallas, Texas 75201. He focuses on business law, including entity formation, business negotiations and contract drafting, and trial work arising out of business disputes.

Peter Ayers '95 opened the Law Office of Peter J. Ayers in Austin, Texas. He is frequently called on as an independent legal expert in intellectual property matters, especially patent infringement suits in the electrical and computer areas.



Ying Chen '95 was named the 2013 Distinguished Business Law Graduate by Lewis & Clark. Chen is a patent attorney and

cofounder of Chen Yoshimura, L.L.P., in Los Angeles, California.

Greg Scholl '95 recently performed at the Lincoln City Cultural Center in Lincoln City, Oregon, with the Pacific Trombone Quartet. Scholl plays principal trombone in the Portland Columbia Symphony, the Vancouver Symphony, and the Newport Symphony orchestras. He also plays in the Portland Brass Quintet and with the Michael Vlatkovich Trio. Scholl is the director of Metro Public Defender in Hillsboro, Oregon.



David Voluck '95 released *Alaska Natives and American Laws, Third Edition*, a treatise coauthored with David Case. Voluck

sits as chief judge to the Sitka Tribe of Alaska, magistrate/judge to the Central Council of Tlingit and Haida Indian Tribes of Alaska, and judge pro tem for the Aleut Community of St. Paul Island Tribal Government. He is also an adjunct professor with Lewis & Clark's summer Indian Law Program.

David Aman '96 was named in the 2013 edition of *Chambers USA, American's Leading Lawyers for Business*. Aman is a shareholder with Tonkon Torp in Portland, and maintains a business litigation and intellectual property practice.



Adina Flynn '96 was named a 2012 Five Star Wealth Manager in *Portland Monthly*. Flynn is a financial advisor with Ameriprise

Financial Services and president of the Lewis & Clark Law School Alumni Board of Directors.



Benjamin Lenhart '96 was named in the 2013 edition of *Chambers USA, America's Leading Lawyers for Business*. Lenhart is

a shareholder with Lane Powell in Portland.

Joe Cooke '97 and his musical group Bizarre Love Triangle were featured in the third episode of AMC's new competition series, *Showville*, which aired June 6. Following auditions at the Power House Theater in Walla Walla, Washington, the act was selected to compete to be named town favorite.

Glenn Perlow '97 was appointed New Hampshire Bank Commissioner. Prior to joining the Banking Department, he served for five years as a senior assistant attorney general at the New Hampshire Department of Justice.

June Wiyrick Flores '97 was unanimously voted secretary for the Portland Estate Planning Council Board.

Dominic Auld '98 was elected partner of Labaton Sucharow in New York, New York. Auld, an accomplished litigator with 15 years of experience prosecuting large-scale securities and investment lawsuits, is a leader in the firm's securities and client and case evaluation groups. He also directs the firm's recently expanded international litigation practice group.



Christopher Neumann '98 is the recipient of the International Erosion Control Association (IECA) Environmental Connection 2013

Presenter of the Year Award for his course Stormwater Enforcement and Risk Mitigation Trends. The winner is determined through the review of presenter evaluations. Neumann is shareholder at Greenberg Traurig in Denver, Colorado, and counsels clients in the retail, natural gas, petroleum, construction, home building, solid and

hazardous waste, and mining industries on a wide variety of litigation, environmental, natural resources, American Indian law, administrative, land use, and insurance coverage matters.



Timothy Resch '98 is managing partner at Samuels Yoelin Kantor in Portland. Resch's practice emphasizes employment and business litigation.

Joshua Alpert '99 joined the staff of Portland's mayor, Charlie Hales, as a policy director. Alpert most recently was the Northwest conservation strategies director with the Trust for Public Land, where he led successful ballot initiatives to protect lands in several western states, including Oregon.



Joshua Husbands '99 was named by the *Portland Business Journal* as one of its 40 Under Forty Executives for 2013. Husbands is a partner with Holland & Knight in Portland, where he is a member of the private wealth services section and represents clients in an array of business, tax, business succession, and estate planning matters, including business reorganizations, acquisitions, and divestitures.



Laura Maffei '99 was elected 2013 chair of the Environmental and Natural Resources Section of the Oregon State Bar. Maffei, a shareholder with Schwabe, Williamson & Wyatt, focuses her practice on environmental and natural resource law. She has extensive experience with Clean Water Act permitting and litigation, environmental cleanup projects, and environmental due diligence in Oregon and Washington. Maffei is also a member of the board of the Oregon Association of Clean Water Agencies, as well as chair of its legal committee.

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2000s

Nicholas Dazer '00 has been practicing as Nicholas Dazer P.C. since June 1, 2013. An experienced trial attorney, he represents both plaintiffs and defendants in cases involving complex business disputes, insurance coverage, and catastrophic personal injury. Dazer is also an elected member of the Oregon State Bar House of Delegates.



Román Hernández '00 is the 2013 recipient of the Oregon Hispanic Bar Association's Paul J. De Muniz Professionalism Award. He was also appointed to a three-year term on the board of directors of the Portland Branch of the Federal Reserve Bank of San Francisco. Hernández is a shareholder with Schwabe, Williamson & Wyatt, where he focuses his practice in the areas of employment law, labor law, and business litigation. He provides general employment and labor advice related to employment policies and practices to employers of all sizes, and represents firm clients in state and federal courts in Oregon and Washington.

Award. He was also appointed to a three-year term on the board of directors of the Portland Branch of the Federal Reserve Bank of San Francisco. Hernández is a shareholder with Schwabe, Williamson & Wyatt, where he focuses his practice in the areas of employment law, labor law, and business litigation. He provides general employment and labor advice related to employment policies and practices to employers of all sizes, and represents firm clients in state and federal courts in Oregon and Washington.



Leslie McAdam '00 was named partner at Ferguson Case Orr Paterson in Ventura, California. McAdam is a civil litigator with significant experience in labor and employment, business, real estate, and probate litigation. She frequently works on commercial unlawful detainers and discrimination matters.

significant experience in labor and employment, business, real estate, and probate litigation. She frequently works on commercial unlawful detainers and discrimination matters.



Kevin Minoli '00 joined the Environmental Protection Agency's Office of General Counsel to serve as the acting principal deputy general counsel. Principal deputy is the senior-most career attorney position at the EPA, and is essentially the equivalent of managing partner at a law firm.

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Linda Ratcliffe '00 joined the Bend, Oregon, firm of Hurley Re as an associate. Her practice focuses on issues facing seniors, people with disabilities, and caregivers.

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Trung Tu '00 was inducted as the National Asian Pacific American Bar Association Northwest Regional Governor at the association's national convention in Washington, D.C. In June, Tu received the Community Leadership Award from the Oregon Area Jewish Committee. He is a partner with McEwen Gisvold, where he specializes in business litigation, legal malpractice defense, and employment law.

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Ian Wallace '00 opened a law firm, Wallace & Hull, in Portland. He specializes in bankruptcy, consumer and creditor rights, and civil litigation, particularly personal injury, product defect, and premises liability claims.

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Jeremy Aliason '01 was selected as the first president of the newly established Seminole Nation Bar Association. Aliason is a member of the Seminole Nation of Oklahoma. He grew up in Oklahoma City and is a member of the Nurcup Harjo band. Aliason serves on the board of directors for College Horizons, a program dedicated to helping Native Americans go to college and graduate school.



David Bean '01 served as an advisory committee member for the 2013 Public Interest Law Project (PILP) Auction, which took place in February. The auction is an

place in February. The auction is an

annual event designed to help students finance legal public interest work at no cost to their employers.

Jennifer Bridges '01 opened a practice, Paraclete Law, in Medford, Oregon. She specializes in estate planning, real estate and homeowners associations, business formation and agreements, and intellectual property.



Anne Kunkel '01 was elected president of CREW Idaho, a business networking organization dedicated to supporting women

in commercial real estate. She is a founding member and also serves on the organization's board of directors. Kunkel is a partner with the Boise law firm of Givens Pursley, and her practice focuses on complex real estate, business, and asset transactions. She also helps clients obtain, transfer, and maintain liquor licenses and related-use licenses throughout Idaho.



Caroline Lobdell '01 is the recipient of the 2012 Service to Agriculture Award by Oregon Women for Agriculture. She was also recently

awarded the Oregon Cattlemen's Association Top Industry Promoter Award. Appointed to the Oregon State Bar Agricultural Law Section Executive Committee and the Oregon State Bar Administrative Law Section Executive Committee, Lobdell serves as the executive director of the Western Resources Legal Center, a nonprofit legal education program affiliated with Lewis & Clark. She joined the Lewis & Clark Law School Board of Visitors in 2013.



Justin Sawyer '01 was named by the *Portland Business Journal* as one of its 40 Under Forty Executives for 2013. Sawyer is a partner

in the litigation department at Miller Nash in Portland.

Class Notes



Shari Lane '02 joined Harang Long Garry Rudnick's labor and employment practice as of counsel. Lane's practice focuses

on advising employers in personnel issues and labor negotiations and on representing employers facing administrative agency claims and audits.



Christine Moore '02 joined the Portland firm of Landye Bennett Blumstein as an associate attorney. She focuses on

state and federal civil litigation and employment law. Moore is admitted to practice in Oregon, Nevada, the U.S. Court of Appeals for the Ninth Circuit, and the U.S. District Court for the District of Oregon. She is a member of the Oregon State Bar, Multnomah Bar Association, Oregon Women Lawyers, Oregon Trial Lawyers Association, National Employment Lawyers Association, and U.S. District Court of Oregon Historical Society.

Alfred "Bubba" Cook '03 was featured in the *Fiji Times Online* for his work for the World Wide Fund for Nature Western Central Pacific Tuna program based in the South Pacific Program office in Suva. His special focus is the sustainable management of tuna throughout the region, including the lucrative skipjack, albacore, yellowfin, bigeye, and bluefin tuna stocks. The core of his work with the WWF involves advocating for and promoting sustainable management of the tuna fisheries and requires significant engagement with the Western Central Pacific Fisheries Commission and its subsidiary bodies. The position also requires close contact and coordination with the fisheries ministries of South Pacific countries such as Indonesia, Papua New Guinea, Australia, New Zealand, Philippines, and Tokelau.



Paige Davis '03 was named a 2013 Washington Rising Star by *Super Lawyers* magazine. Davis is a shareholder with Lane

Powell in Seattle. She concentrates her practice on cross-border tax and business planning for U.S. and foreign entities, working with clients to create international investment structures that are efficient from tax and legal perspectives.

Trinh Tran '03 graduated from the inaugural Asian Pacific Islander (API) Community Leadership Institute, an innovative yearlong program in Oregon for developing leadership skills with a focus on equity, empowerment, and public advocacy.



Dan Eller '04 is the tax assistant group leader at Schwabe, Williamson & Wyatt. He is a shareholder with the firm and vice president of the Lewis & Clark Law School Alumni Board of Directors.

David Richardson '04 started a law firm, PDX Law Group, in Portland. His practice will continue to focus on real estate litigation and transactions.



Geoff Tichenor '04 was named by the *Portland Business Journal* as one of its 40 Under Forty Executives for 2013. Tichenor, a partner

at Stoel Rives in Portland, focuses his practice on state and federal environmental laws applicable to air emissions, water discharges, storage tanks, waste management, contaminated lands, chemical storage, and spills. He regularly counsels clients facing environmental enforcement actions and presenting complex permitting and compliance questions.

Whitney Yazzolino '04 and Julie Lohuis of Yazzolino, Lohuis & Edgel are corecipients of the 2013 Senior Law Project Volunteer of the Year Award. In addition to staffing the Hollywood clinic on a monthly basis, each attorney takes direct referrals from homebound clients who are unable to make it to the SLP clinic. Yazzolino started volunteering with the SLP in 2009, and has helped more than 66 clients.



Justin Cabrera '05 was appointed as associate general counsel for PECL, a nonprofit energy-efficiency consulting firm in Portland.

Cabrera previously was an associate general counsel at Nike, and is vice president of the Lewis & Clark Law School Recent Graduates Council.



Jennifer Durham '05 is a partner with Hiefield Foster & Glascock in Portland. She devotes her practice to defending personal injury, products liability, and construction defect matters.



Cory Jones '05 is a partner with Klarquist Sparkman in Portland. His practice focuses on assisting in the preparation and prosecution of patent applications with an emphasis on the computer and software field.

Neil Olsen '05 is a shareholder with Zupancic Rathbone in Portland. His practice focuses on real estate and business matters.



Suzanne Revelle '05 opened a law practice, Suzanne Revelle, Attorney at Law, in Portland. She focuses on family law, child

advocacy, probate and wills, and general civil practice.

Catherine Turner '05 received Minnesota Bar Association Criminal Law Specialist certification, completing a rigorous approval process that included an examination in her specialty area, peer review, and documented experience. Turner is a criminal defense lawyer practicing in the Twin Cities metro area.



Chad Colton '06 was elected shareholder at Markowitz Herbold Glade & Mehlhaf. His practice focuses on complex business

cases such as shareholder and partnership disputes, claims involving corporate fraud and fiduciary obligations, bet-the-company litigation, and contract disputes.

Phillip Haberthur '06 was named shareholder of Schwabe Williamson & Wyatt in their Vancouver, Washington, office. He focuses in the areas of creditor's rights, including foreclosures; loan workouts, and modifications; consumer protection actions; bankruptcy; real estate and title litigation; and general commercial litigation.



Jason Nixon '06 was elected shareholder at Durham Jones & Pinegar in Salt Lake City, Utah. Nixon is an intellectual property

attorney with an electrical engineering background.



Jeff Woodcox '06 was elected partner at Tonkon Torp in Portland. Woodcox is a business attorney who advises clients on acquiring

and disposing of businesses and assets, securities compliance, and raising capital through private placements of equity and debt. He is a

member of the firm's corporate finance and mergers and acquisitions practice groups.



Shannon Flowers '07 joined Folawn Alterman & Richardson in Portland as an associate. Flowers' practice focuses on civil liti-

gation at both the trial and appellate levels, in areas including legal malpractice, business and commercial disputes, and trust and estate litigation. She most recently worked for several years as a deputy defender in the appellate division of Oregon's Office of Public Defense Services.

Teka Lamade '07 received the 2013 Solo Practitioner Pro Bono Award from the Alaska Bar Association. She was recognized for her work through the Alaska Network on Domestic Violence and Sexual Assault assisting victims with matters including protection orders, divorce, paternity, probate, and bankruptcy. Previously a staff attorney for the Sitka Tribe of Alaska, Lamade started her own practice in Sitka in 2012.

Merrill Maiano '07 joined Wyse Kadish in Portland as an associate attorney. She continues to focus on estate planning and administration.

Allison Williams '07 opened the Law Office of Allison Williams in Lake Oswego, Oregon. Her practice focuses on personal injury and criminal defense.

Kailei Feeney '08 joined deVrieze Carney in Seattle, Washington, as an associate attorney and office manager.

Leslie Joyner '08 joined the law firm of Marlin Saltzman in Agoura Hills, California. Her areas of practice include employment, nonemployment class actions, and complex litigation.

Loren Thompson '08 joined the firm of Bobzien McGuire in Portland.

Phuntsok "Jimmy" Namgyal '11

Leading the Way

By David Jay Lefkowitz '89



Born and raised in Lhasa, Tibet, Phuntsok "Jimmy" Namgyal '11 worked for years guiding tourists through the lands and cultures of the Himalayas. Now, half a world away, he guides immigrants seeking a better life through the maze of the U.S. Customs and Immigration Service.

Namgyal's father, manager of the Lhasa Hotel, encouraged him from an early age to go to college, study English, and major in tourism. "So I went to China," says Namgyal. "It was my only option." Following graduation, he returned to work as a guide in Lhasa and in Katmandu, Nepal.

"I met many, many Americans. They always encouraged me to come to the United States, but I didn't think it would be possible," he says. However, the growing political unrest in Tibet and the long, cold off-season soon made Namgyal rethink his future.

His world opened one day when he was 24. Namgyal was standing with countless others in front of the U.S. Consulate in China, all of them hoping to secure a U.S. visa. The t-shirt he was wearing caught the eye of a U.S. official. On it was printed the Buddhist mantra "Om mani padme hum." ("Every living being will be free of suffering" is one of the mantra's many meanings, according to Namgyal.) The official began a conversation with him that led to Namgyal's receipt of the golden ticket: a visa to study in the United States.

Namgyal's studies brought him to Portland, where he met and married Dolkar, a Tibetan-born U.S. citizen. Through Dolkar he gained U.S. citizenship. He also adopted the name Jimmy, which was both familiar to his fellow students and reminiscent of his father's name, Jigmy.

It was when he and Dolkar were expecting their first child that Namgyal decided to study law. He had a strong desire to help those who wanted to immigrate to his new country. "I remember I was so scared," he says of the prospect of law school. "I took my LSAT study guide with me when I drove Dolkar to the hospital." Happily, both the birth and the test went well.

As a new father, Namgyal could not afford to quit work, so he applied to Lewis & Clark's evening program.

"I was quiet in law school. I knew I was among elite students and I didn't think I was good enough. But all the professors were amazing. They were always available for me when I needed them. I have to say, the moment I knew I could make it was when Professor Newell pushed me out of my comfort zone in Contracts. He questioned me in class in a way that guided me and accelerated my learning."

Namgyal says he is enormously grateful for the help and opportunities he received while at Lewis & Clark. In 2012, he opened a law office in Beaverton, Oregon, where he works to assist immigrants seeking, as he once was, greater freedom and less suffering.

Class Notes



Jennifer Woodhouse '08 joined Schwabe Williamson & Wyatt as a tax associate in Portland. Previously, she was a staff attorney with Legal Aid Services of Oregon in their statewide tax clinic.

Malcolm Begay '09 was the featured speaker at Northland Pioneer College's Leadership Spring Lecture Series. He is from Steamboat, on the Navajo Nation. Begay has legal assistant and research experience with the vehicular homicide unit of the Maricopa County Attorney's Office. He also served the Gila River Indian Community Office of Water Rights and with various private sector legal firms.



Kathy Black '09 joined the board of directors for the Oregon Crusaders, a Portland-based drum and bugle corps recently

granted world-class status by Drum Corps International. The nonprofit youth organization emphasizes performance excellence in percussion, brass, dance, and visual artistry.



Eric DeWeese '09 joined the law office of Robert G. Dolton in Clackamas, Oregon. He will manage the firm's trial practice, handle commercial real estate and leasing transactions, and assist clients with estate planning and trust administration.

Katie Jeremiah '09 was named one of *Engineering News Record's* Top 20 Under 40 for her work in design and construction. Jeremiah has a degree in construction engineering management and worked in construction for five years before earning her J.D. Her practice at Jordan Ramis focuses on construction, environmental, Mine Safety and Health Administration, and sustainability law.

Katie Scates '09 opened the Law Office of Katie Scates at 2121 S.W. Broadway, Suite 130, Portland 97201.

Gail Shibley '09 is the chief of staff for Portland's mayor, Charlie Hales.

Mark Strandberg '09 is an associate in the Portland office of Wrenn Bender McKown & Ring. He represents municipal entities, businesses, and individuals in regulatory, permitting, and litigation matters involving a broad range of environmental, natural resources, tribal, energy, land use, and occupational health and safety issues.

2010s



Bridget Donegan '10 joined Larkins Vacura in Portland as an associate. Donegan previously was a law clerk for the Oregon

Supreme Court.

Andrew Ginis '10 is corecipient of the 2013 Young Lawyers Sections trial practice, handle commercial real estate and leasing transactions, and assist clients with estate planning and trust administration. of Multnomah Bar Association Award of Merit. Ginis is a member of and an active contributor to the YLS Pro Bono Committee.



Nikki Martin '10 joined the Alaska Oil and Gas Association (AOGA) as regulatory and legal affairs manager in Anchorage. Previously,

Martin was an associate attorney for Anchorage-based Foley & Foley. She also worked as a law clerk for Judge Andrew Guidi, and for the Western Resources Legal Center. Martin acted as a legislative aide to Alaska State Legislature House Majority Leader Ralph Samuels, and as a legislative correspondent for U.S. Senator Ted Stevens.



Vincent Sliwoski '10 joined Farleigh Wada Witt in Portland as an associate. He maintains a diverse practice that includes business

transactions and disputes, intellectual property, and real estate. Sliwoski also was elected to the Hollywood Theatre Board. Prior to practicing law, he worked as an office technical consultant, a technical writer, and an English teacher in Japan.



Leora Coleman-Fire '11 joined the board of directors for Portland's Q Center, a nonprofit organization dedicated to serving the area's

lesbian, gay, bisexual, transgender, and queer (LGBTQ) community. Coleman-Fire is an associate with Schwabe Williamson & Wyatt and focuses her practice in the area of labor and employment law.



Daniel Rowan '11 joined Bullard Law as an associate. He specializes in public sector law, collective bargaining, and labor arbitration.

Todd French '12 joined Dascenzo Intellectual Property law as an attorney. His practice focuses on patent and trademark procurement, as well as client counseling.

Laura Godfrey '12 is an assistant district attorney with the Bronx District in New York.



Jenelle Hellekson '12 joined McEwen Gisvold in Portland as an associate. Her practice focuses on real estate transactions, business law, and estate planning.



Jeremy James '12 joined Cosgrave Vergeer Kester in Portland as an associate. His practice focuses on civil litigation, including personal injury and property damage liability.

Elizabeth Jessop '12 joined the Law Offices of Geoff Bernhardt in Portland as an associate. Her practice includes estate planning, probate and trust administration, and elder law.



Johanna Schwartz '12 is an associate with Klarquist Sparkman in Portland. Her practice focuses on the preparation and prosecution of patent applications.



Jason Yarashes '12 joined Harrang Long Gary Rudnick in Portland as an associate. Previously, he clerked for the

Multnomah County Attorney and worked for a small Portland law firm specializing in employment. As a law student, Yarashes performed legal services for numerous organizations, including the Legal Aid Services of Oregon's Farmworker Program.

Births and Adoptions



Roberta Phillip '06 and her husband, C.J. Robbins, welcomed daughter Nina Mosi Robbins on October 5, 2012. She weighed 6 lbs., 10 oz. and was 20 inches long.

Elizabeth Brodeen-Kuo '08 and her husband, Sid Kuo, welcomed son Maxwell Rawley Kuo on March 13, 2013. He weighed 7 lbs., 13 oz. and was 20.5 inches long. Max joins his 3-year-old brother, Eddie.



The Recent Graduate Council

Letter From the President

Dear Recent Graduates,

I am honored to begin my term as president of the Recent Graduate Council (RGC), especially now as we are hitting our stride. Thanks to past president Tyler Volm '08, as well as Robin Jerke and Sarah Petersen, the RGC has built a solid foundation for innovative programs to help you thrive in a tough job market. I look forward to expanding our ability to provide you with opportunities and services in the coming year.

This January, we were fortunate to be able to blend the RGC's Star Awards with the Alumni Board's Distinguished Honors Awards ceremony, making for an event where newer alumni could mingle with graduates of earlier classes. We were very pleased to recognize two extraordinary recent graduates who bring honor and prestige to alumni of all generations: Bobbin Singh '11 and Laurie Rule '01. (See "Distinguished Honors" in the spring 2013 issue of *The Advocate* to learn about their work.) We encourage you to consider other new alumni who represent the highest capabilities of Lewis & Clark graduates and to nominate them for their own Star Awards.

The RGC has some exciting projects in the works. In addition to offering many new opportunities to network with established professionals, other recent graduates, and the law school, we will continue to provide you with support in the form of programs that help you hone your interviewing skills, practice job-seeking strategies, and develop a balance between work and personal life.

It can be difficult to make the transition from student to working professional. While the RGC works hard to be a bridge for graduates who are just starting out, we need your suggestions in order to best serve you. I invite you to contact any of us on the council with ideas about how we can help you and your classmates.

Best wishes, and I hope to meet many of you in the months to come!

Cheers,
Holly C. Rudolph '10



Maria Witt '14
Named a 2013
Shepherd Legal Scholar

"Before law school, I spent eight years working as a labor union and political organizer with low-income, immigrant, and gay, lesbian, bisexual, and transgendered communities," says Maria Witt '14. "As a student, I have continued this work through jobs and volunteer opportunities such as this summer's position at the U.S. Attorney's Office Civil Rights Division. The Shepherd Scholarship is particularly meaningful because it will help enable me to continue focusing on a public interest law career where I can protect and advance civil rights."

The scholarship provides financial assistance to third-year and fourth-year law students who demonstrate both academic excellence and activist commitment to the gay, lesbian, bisexual, and transgender civil rights movement. Shepherd scholars must dedicate their legal expertise to fighting bigotry and discrimination, with an emphasis on the rights of sexual minorities. The scholarship is named after the late Bill and Ann Shepherd, who in the mid-1970s cofounded what would become the Portland chapter of the International Federation of Parents, Families, and Friends of Lesbians and Gays (PFLAG).

To register, visit go.lclark.edu/black/and/orange

Lewis & Clark Black and Orange Party November 6

Make new connections and enjoy drinks on us. Black and Orange Parties are being hosted by volunteers around the world for the Lewis & Clark community.

Sign up now to attend the event near you!



Kodiak Justice Center Renamed in Honor of Roy H. Madsen '53



During an evening ceremony on June 14, 2013, the justice center in Kodiak, Alaska, was officially renamed in honor of retired Superior Court Judge Roy Madsen, a long-time Kodiak figure. Dignitaries including Senator Gary Stevens, Alaska Supreme Court Justice Joel Bolger, and Kodiak mayor Pat Branson offered congratulatory remarks and regaled the audience with stories.

Madsen had graduated from the law school 60 years earlier, to the day. Opening a private practice in Kodiak, he spent 22 years as an attorney there as well as 15 years as a superior court judge.

Madsen was instrumental in getting a full-time superior court judge appointed to Kodiak. When he took the bench, he worked well beyond the expected hours, presiding not only over the court in Kodiak but also traveling to the rural villages of southwest Alaska.

Madsen has played other significant roles in the community, as well. He participated in rebuilding Kodiak after the 1964 earthquake and tsunami, helped get the city's charter approved, spearheaded the opening of Kodiak College in 1969, and was involved with the formation of Koniag Incorporated, one of 13 Alaska Native regional corporations established by Congress under the terms of the Alaska Native Claims Settlement Act to settle the aboriginal land claims of Alaska Native people.

At the ceremony's closing, Madsen expressed his gratitude and his hopes that he will inspire others to pursue their dreams. "Seeing my name so prominently displayed on the exterior of this building and the gigantic plaque that is mounted just inside of the entrance is, to say the least, overwhelming. If anything displayed there serves to inspire any observer to pursue a dream. It will have served a purpose."

In Memoriam

Ellen Peirce Bump '37 passed away on January 21, 2013, in Hillsboro, Oregon, at age 98. Born on October 31, 1914, to Willis and Alice Arnold in Oakland, California, she was raised in Tacoma, Washington, and Forest Grove, Oregon.

Ellen's early hopes of studying music at the college level were dashed when her father, citing the family's lack of money, sent her to a secretarial program at the Northwestern School of Commerce. She subsequently worked as a secretary for attorney D.D. Bump. Noting her interest in and aptitude for law, Bump encouraged Ellen to enroll in law school. She did, working days in the office and attending classes in the evening, and passed the bar in 1937. For the next two years, Ellen worked for Washington County in juvenile court. She also earned a degree in social work from Pacific University in 1940.

On December 22, 1942, Ellen married Kenneth A. Bump, the son of D.D. Bump, in San Luis Obispo, California. The couple soon returned to Forest Grove. They had one son, Daniel, who is now a mathematics professor at Stanford University.

Ellen practiced with her father-in-law, becoming a partner in the firm Bump, Young and Walker in 1956. She served as a lawyer for 43 years, until her retirement. The most rewarding part of her job, she said in an interview with *The Advocate* in 2008, was working with elderly clients, many of whom had few family left and therefore needed significant assistance.

Ellen was very active in civic and community activities. A president of the League of Women Voters, she also served on the Forest Grove Library Commission, Library Committee, and the Washington County Public Welfare Commission. Ellen was a member of Forest Grove's Community Health Organization and served as the Banks School attorney.

Ellen also made many quiet contributions to the citizens of Forest Grove. She frequently visited nursing home residents, shut-ins, and the elderly, taking them cards, letters, gifts of homemade "goodies," books, plants, and other thoughtful items.

Ellen was preceded in death by her parents, Willis and Alice Arnold, and her two sisters, Betty Robertson and Alice Diehl. Survivors include her husband, with whom she celebrated a 70th wedding anniversary this past December; her son and daughter-in-law, Daniel W. and Kathryn C. Bump; her brother-in-law and his wife, Dr. Forrest and Rosemary Bump; her grandson, Gregory Hallock; her granddaughter and her husband, Amber and Dr. Jeremy Ackerman; her two great-grandchildren, Benjamin and Emma; and seven nieces and nephews.

The Honorable Philip Abraham '57 passed away peacefully in his sleep on January 2, 2013, at age 84. Born on October 22, 1928, he was the fifth of seven siblings.

Philip was drafted into the U.S. Army in 1953 and served as a staff sergeant during the Korean War. He began his legal career working with the city attorney's office in Portland, becoming a judge in 1964. Philip retired as the chief criminal judge of Multnomah County, where he remained a senior judge until his death. He was respected for his fairness and humility on and off the bench, and known for his propensity to break into song.

Philip is survived by his wife of 56 years, Patti; sisters Doris and Betty; brothers Dick, David, and Bud; daughter and son-in-law Leslie and Ronald Keller; son and daughter-in-law Michael and Trisonya; son Matthew; daughter and son-in-law Lori and Steve Lane; son Philip Jr.; son and daughter-in-law Todd and Regina; daughter and son-in-law Melissa and Chris Hartnell; grandchildren Joshua, Jacob, Justine, Alyx, Amirah, Michael Jr., Caleb, Payton, Claire Marie, Philip III, Tiana, Jamie, Amari, and Logan; and numerous nieces and nephews. Philip was preceded in death by his sister Louise.

Duane Bartsch '58 passed away on April 9, 2013, at age 85. Born on May 23, 1927, in Cresbard, South Dakota, he grew up on the family farm.

Duane served in the U.S. Navy during World War II. Later, he worked for the West Coast Lumberman's Association in Portland while attending law school classes at night. Duane was admitted to the Oregon State Bar in 1958. He went on to practice law for more than 50 years, and was admitted as a member of the bar of the U.S. Supreme Court in 1969.

Duane was a member of the Holy Cross Lutheran Church for more than 60 years and served as member of the board of directors for the Northwest District Lutheran Church Missouri Synod for 13 years. He was also a founding member of the Concordia University Foundation. An avid sports fan, Duane he passed his love for the Trail Blazers on to his entire family. He also enjoyed hunting and fishing, cooking, family road trips, and tending to his beloved rose garden and tomatoes.

Duane is survived by his wife, Elaine; two sons; a daughter; six grandchildren; and three great-grandchildren.

In Memoriam

Dianne Daily '82 passed away on November 22, 2012, in Denver, Colorado, at age 62. She was born on October 10, 1950, in Great Falls, Montana.

Throughout her legal career, Dianne was affiliated with Bullivant Houser Bailey in Portland. There, she served in a number of leadership positions, was a highly respected litigator and counselor, and was a treasured mentor to many young lawyers. Dianne devoted many years of leadership service to the American Bar Association, becoming the first woman chair of the Tort and Insurance Practice Section, as well as chair of the ABA Section Officers Conference.

Dianne is also remembered for many volunteer contributions in the Portland community, including the spearheading of successful toy drives and fundraisers during the holiday season.

After retiring from law practice and moving to Denver in 2007, Dianne served as a docent at the Denver Art Museum, visited hospice patients with her Yorkshire Terrier, studied Italian, attended cooking school in Italy, and continued to entertain her friends and family with her characteristic flair.

Survivors include her half brother, two sisters, two nephews, and a niece.

Jacqueline Koch '87 passed away on December 13, 2012, only weeks after a cancer diagnosis. She was born on March 23, 1949, in Bridgeport, Connecticut, to Eleanor and William Kohler.

Jacqueline graduated from Portland's Reed College in 1970 with a double major in theatre and English. After earning her master's degree in 1971, she taught school before working for Oregon's Bureau of Labor and Industries, where she discovered her legal analysis skills.

Jacqueline clerked for the Oregon Court of Appeals and dedicated herself to employment, family, and appellate law. She was also a wife and homemaker.

Her love of arts and crafts blossomed in recent years, and Jacqueline threw herself into Portland Community College courses in calligraphy, drawing, book making, and painting, gathering many new friends along the way. A witty raconteur, she will be remembered for her top-notch Shakespearean acting, compassion, brilliant legal mind, skill at cards, creative prowess, and love of books.

Jacqueline is survived by her sister Jane Kohler; her brothers James and William; her nephews Samuel, Raphael, and Brendan; and her beloved cats, Archie and Fritz.

Joris Naiman LL.M. '95 passed away on April 9, 2013, at home in Waltham, Massachusetts, at age 61. Born in Chicago to Mark and Adeline (Lubell) Naiman, he grew up in Philadelphia and Lincoln, Pennsylvania.

Joris attended the University of Massachusetts and the Massachusetts Institute of Technology, where he studied metallurgy, rowed, played hockey, and interned in the laboratory of Harold "Doc" Edgerton, as well as pursuing diverse craft activities. He went on to earn an M.S. in engineering at Rensselaer Polytechnic Institute before working in industry. He eventually returned to school, gaining a J.D. at Boston College and an LL.M. in environmental and natural resources law, summa cum laude.

During 17 years with the U.S. Fish and Wildlife Service, Joris achieved many successes in refining and enforcing environmental regulation to protect endangered habitats and wildlife. An avid hiker and flyer (CFI helicopter and fixed-wing), he was also a founding member of the Waltham Land Trust.

Joris is survived by wife and hiking partner, Lesya Struz, and his brothers Kiri and Alaric.

Anna Louise Rooney '07 passed away on July 5, 2013, at age 36, following a traffic collision. She was born in Chillicothe, Ohio, on April 14, 1977, to Dr. Richard C. Rooney and Carole Mayer Rooney.

Anna graduated from Western Reserve Academy in Hudson, Ohio, in 1995, where she was a star athlete, and earned her bachelor's degree from Brown University in 1999. Following her graduation from law school, Anna first worked as prosecuting attorney in Bozeman, Montana, where she served her community by aggressively prosecuting domestic violence cases. Subsequently, she returned home to Chillicothe, where she opened her own law practice.

Anna was passionate about adventure and recently began a professional mountain biking career. She traveled all over the world, reaching every continent except Antarctica, which was on her list. She also lived and worked in New York City and San Francisco on various start-up ventures.

Anna was beloved by many for her charm, sense of humor, courage, unique ability to make others feel loved, and generous smile. Her most memorable characteristics were her boundless energy and unending optimism.

Anna is survived by her parents; her sister and brother-in-law Kate and Dr. Michael Lyaker; her brother and sister-in-law Dr. Craig Rooney and Dr. Angie Song; her brother and sister-in-law Dr. Walt and Adrienne Rooney; and many aunts, uncles, and cousins.



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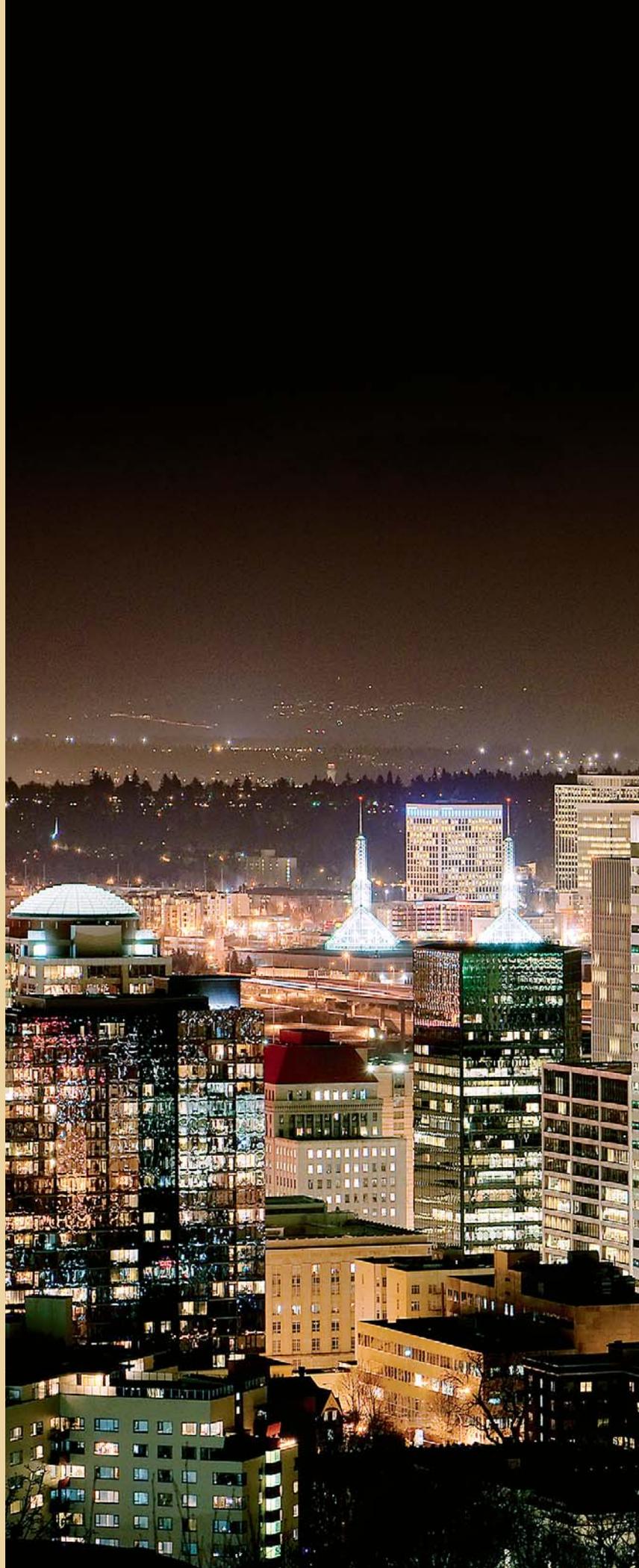
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Continuing Legal Education Calendar

All events take place at the Ambridge Event Center in Portland unless otherwise noted. Topics and details are subject to change, so please check our website for up-to-date program information.

Friday, September 20	26th Annual Family Law Seminar
Friday, September 27	Annual Workers' Compensation Update
Friday, October 11	Consumer Protection Intersections
Friday, October 25	New Trends in Oregon Discovery
Friday, November 8	26th Annual Ethics CLE
Friday, November 15	Courtroom Evidence

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